

WESTERN AUSTRALIAN GOVERNMENT Gazette

2355



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Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically. The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
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- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2002 (Prices include GST).

Deceased Estate notices, (per estate)—\$21.10

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$49.20

Other articles in Public Notices Section—\$49.20 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$9.80

Bulk Notices—\$183.00 per page

Clients who have an account will be invoiced for advertising charges.

Clients without an account will need to pay at time of lodging the notice.

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 —

HEALTH

HE301*

Hospitals and Health Services Act 1927

Hospitals (Services Charges) Amendment Regulations 2002

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Hospitals (Services Charges) Amendment Regulations 2002*.

2. Schedule amended

The Schedule to the *Hospitals (Services Charges) Regulations 1984** is amended as follows:

- (a) in Part III item 2(a)(ii) by deleting “\$3.50 per item” and inserting instead —
“ \$3.60 per item ”;
- (b) in Part III item 2(b)(ii) by deleting “\$3.50 per item” and inserting instead —
“ \$3.60 per item ”;
- (c) in Part III item 2(c)(i) by deleting “\$3.50 per item” and inserting instead —
“ \$3.60 per item ”;
- (d) in Part III item 2(c)(ii) by deleting “\$15.00 per item” and inserting instead —
“ \$15.40 per item ”.

[* Reprinted as at 7 December 2001.]

By Command of the Lieutenant-Governor and
deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

HE302*

Hospitals and Health Services Act 1927

Hospitals (Services Charges) Amendment Regulations (No. 2) 2002

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Hospitals (Services Charges) Amendment Regulations (No. 2) 2002*.

2. The regulations amended

The amendments in these regulations are to the *Hospitals (Services Charges) Regulations 1984**.

[* Reprinted as at 7 December 2001.]

3. Schedule amended

The Schedule is amended as follows:

- (a) in Part I item 1(b)(i) by deleting “\$405.00” and inserting instead —
“ \$416.00 ”;
- (b) in Part I item 1(b)(ii) by deleting “\$235.00” and inserting instead —
“ \$241.00 ”;
- (c) in Part I item 1(c) by deleting “\$30.25” and inserting instead —
“ \$31.00 ”;
- (d) in Part I item 1(d)(i) by deleting “\$99.55” and inserting instead —
“ \$102.00 ”;
- (e) in Part I item 1(d)(ii) by deleting “\$93.55” and inserting instead —
“ \$96.00 ”;
- (f) in Part I item 1(e) by deleting “\$686.00” and inserting instead —
“ \$752.00 ”;
- (g) in Part II Item (b) and Part III item 1(b) by deleting “\$94.00” and inserting instead —
“ \$96.50 ”;

- (h) in Part IV Item (b) by deleting “\$166.00” and inserting instead —
“ \$170.00 ”;
- (i) in Part IV Item (d) by deleting “\$520.00” and inserting instead —
“ \$624.00 ”;
- (j) in Part V by deleting “\$18.70” and inserting instead —
“ \$19.20 ”.

By Command of the Lieutenant-Governor and
deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

HE303*

Hospitals and Health Services Act 1927

Hospitals (Services Charges for Compensable Patients) Determination 2002

Made by the Minister for Health under section 37(3)(af) of the Act and regulation 5(2) of the regulations.

1. Citation

This determination may be cited as the *Hospitals (Services Charges for Compensable Patients) Determination 2002*.

2. Interpretation

Unless the contrary intention appears, a word or phrase to which a meaning is attributed by, or by virtue of its use in the *Hospitals (Services Charges) Regulations 1984* has the same meaning when it is used in this determination.

3. Charges payable in respect of compensable patients

- (1) Except as provided in subclause (2), the charges specified in Schedule 1 are the charges payable in respect of services rendered by, in or at the hospital in respect of —
 - (a) compensable in-patients, compensable day patients and compensable out-patients; and

- (b) compensable same day patients (other than services rendered by, in or at a day hospital, nursing home or nursing post).
- (2) The charges specified in Schedule 1 do not apply to the supply of surgically implanted prostheses subject to a determination made under regulation 5(2)(c) of the *Hospitals (Services Charges) Regulations 1984*.

4. Revocation

The *Hospitals (Services Charges for Compensable Patients) Determination 2001* is revoked.

Schedule 1 — Services Charges for compensable patients

[cl. 3]

Division 1 — Compensable in-patients

- | | | |
|----|--|-----------------|
| 1. | Accommodation, maintenance, nursing care and other services in a hospital bed, other than as provided in items 2 and 4 | \$738 per day |
| 2. | Accommodation, maintenance, nursing care and other services in a hospital bed for a patient in respect of whose care and treatment the <i>Motor Vehicle (Third Party Insurance) Act 1943</i> applies or prima facie appears to apply | \$666 per day |
| 3. | Accommodation, maintenance, nursing care and other services in a nursing home bed | \$170 per day |
| 4. | Ventilator dependent compensable in-patient with tracheostomy requiring 24 hours individual care | \$1 662 per day |

Division 2 — Compensable day patients

- | | | |
|----|---|-----------------|
| 5. | Accommodation, maintenance and other services | \$96.50 per day |
|----|---|-----------------|

Division 3 — Compensable out-patients

- | | | |
|----|--|---------|
| 6. | For pathological service — for each request to a separate department of a laboratory | \$96.50 |
| 7. | For radiological service — for each item of service | \$96.50 |
| 8. | Subject to item 9, for drugs and medications — for each item | \$15.40 |
| 9. | For each other individual service (with any drugs and medications supplied at the time of the initial service being treated as included in that service) | \$96.50 |

Division 4 — Compensable same day patients

10. In hospitals, other than day hospitals, nursing homes and nursing posts —
- | | |
|--|---------------|
| (a) for a patient in respect of whose care and treatment the <i>Motor Vehicle (Third Party Insurance) Act 1943</i> applies or prima facie appears to apply | \$610 per day |
| (b) for any other patient | \$661 per day |

Hon. R. C. KUCERA, APM, MLA, Minister for Health.

LOCAL GOVERNMENT

LG301*

DOG ACT 1976

Town of Cottesloe

DOGS LOCAL LAW

Notice to correct Gazettal Notice of Town of Cottesloe Dogs Local Law lodged in the Western Australian *Government Gazette* dated January 15, 2001.

It is hereby notified for public information that the Notice was incorrect with respect to the following—

1. The date that Council resolved to make the Local Law was September 25, 2000, not December 13, 1999, as shown in the Notice.
2. The following wording was omitted from the Notice in clause 4.2 Places which are dog exercise areas, subclause(1) (f) after the words “In Curtin Avenue—
 - “(i) An area bounded on the north by the prolongation easterly of the southern alignment of Eric Street; on the south by the prolongation easterly of northern alignment of Forrest Street; on the east by the western boundary of the Railway Reserve; and on the west by a line 3 metres to the east of, and parallel to the eastern edge of the constructed road pavement.
 - “(ii) An area bounded on the north by the prolongation easterly of the southern alignment of Grant Street; on the south by the prolongation easterly of the northern alignment of Florence Street; on the east by the western boundary of the Railway Reserve; and on the west by a line 3 metres to the east of and parallel to the eastern edge of the constructed road pavement.”
3. Subclause (h) (i), (ii) and (iii) were included in error.
The correct text of the Local Law is as follows—

COTTESLOE DOGS LOCAL LAW

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SCHEDULE 1

DOG ACT 1976*Town of Cottesloe***DOGS LOCAL LAW**

Under the powers conferred by the *Dog Act 1976* and under all other powers enabling it, the Council of the Town of Cottesloe resolved on 13 December, 1999, to make the following proposed local law.

PART 1—PRELIMINARY**1.1 Citation**

This local law may be cited as the *Town of Cottesloe Dogs Local Law*.

1.2 Repeal

The Town of Cottesloe Local Law No 34 Relating to Dogs, published in the *Government Gazette* on 4 November, 1988, is repealed.

1.3 Definitions

In this local law unless the context otherwise requires—

“Act” means the *Dog Act 1976*;

“authorised person” means a person authorised by the local government to perform all or any of the functions conferred on an authorised person under this local law;

“CEO” means the Chief Executive Officer of the local government;

“local government” means the *Town of Cottesloe*;

“owner” in relation to a dog means—

- (a) the person by whom the dog is ordinarily kept; or
- (b) the person who is deemed by the Act to be the owner of the dog;

“person liable for the control of the dog” means each of the following—

- (a) the registered owner of the dog;
- (b) the owner of the dog;
- (c) the occupier of any premises where the dog is ordinarily kept or permitted to live; or
- (d) a person who has the dog in his possession or under his or her control, but does not include a registered veterinary surgeon, or a person acting on his or her behalf in the course of his or her professional practice, or a police officer or other person acting under statutory duty or in the administration of the Act;

“pound keeper” means a person authorised by the local government to perform all or any of the functions conferred on a “pound keeper” under this local law;

“Regulations” means the *Dog Regulations 1976*;

“premises” shall, for the purpose of determining who is the occupier, be taken to refer to any land or building, or part of any land or building, that is or is intended to be occupied as a separate residence from any adjacent tenement;

“public place” means any place to which the public has access;

“thoroughfare” has the meaning given to it in section 1.4 of the *Local Government Act 1995*; and

“town planning scheme” means a town planning scheme made by the local government under the *Town Planning and Development Act 1928* which applies throughout the whole or a part of the district.

1.4 Application

This local law applies throughout the district.

PART 2—IMPOUNDING OF DOGS

2.1 Charges and costs

The following are to be imposed and determined by the local government under sections 6.16—6.19 of the *Local Government Act 1995*—

- (a) the charges to be levied under section 29(4) of the Act relating to the seizure and impounding of a dog;
- (b) the additional fee payable under section 29(4) of the Act where a dog is released at a time or on a day other than those determined under clause 2.2; and
- (c) the costs of the destruction and the disposal of a dog referred to in section 29(15) of the Act.

2.2 Attendance of pound keeper at pound

The pound keeper is to be in attendance at the pound for the release of dogs at the times and on the days of the week as are determined by the CEO.

2.3 Release of impounded dog

(1) A claim for the release of a dog seized and impounded is to be made to the pound keeper or in the absence of the pound keeper, to the CEO.

(2) The pound keeper is not to release a dog seized and impounded to any person unless that person has produced, to the satisfaction of the pound keeper, satisfactory evidence—

- (a) of her or his ownership of the dog or of her or his authority to take delivery of it; or
- (b) that he or she is the person identified as the owner on a microchip implanted in the dog.

2.4 No breaking into or destruction of pound

A person who—

- (a) unless he or she is the pound keeper or a person authorised to do so, releases or attempts to release a dog from a pound; or
- (b) destroys, breaks into, damages or in any way interferes with or renders not dog-proof—
 - (i) any pound; or
 - (ii) any vehicle or container used for the purpose of catching, holding or conveying a seized dog,

commits an offence.

Penalty: Where the dog is a dangerous dog, \$2,000; otherwise \$1,000.

PART 3—REQUIREMENTS AND LIMITATIONS ON THE KEEPING OF DOGS

3.1 Dogs to be confined

(1) An occupier of premises on which a dog is kept must—

- (a) cause a portion of the premises on which the dog is kept to be fenced in a manner capable of confining the dog;
- (b) ensure the fence used to confine the dog and every gate or door in the fence is of a type, height and construction which having regard to the breed, age, size and physical condition of the dog is capable of preventing the dog at all times from passing over, under or through it;
- (c) ensure that every gate or door in the fence is kept closed at all times when the dog is on the premises and is fitted with a proper latch or other means of fastening it;
- (d) maintain the fence and all gates and doors in the fence in good order and condition; and
- (e) where no part of the premises consists of open space, yard or garden or there is no open space or garden or yard of which the occupier has exclusive use or occupation, ensure that other means exist on the premises (other than the tethering of the dog) for effectively confining the dog within the premises.

(2) Where an occupier fails to comply with subclause (1), he or she commits an offence.

Penalty: Where the dog kept is a dangerous dog, \$2,000; otherwise \$1,000.

3.2 Limitation on the number of dogs

(1) This clause does not apply to premises which have been—

- (a) granted an exemption under section 26(3) of the Act.

(2) The limit on the number of dogs which may be kept on any premises is, for the purpose of section 26(4) of the Act—

- (a) 2 dogs over the age of 3 months and the young of those dogs under that age.

PART 4—DOGS IN PUBLIC PLACES

4.1 Places where dogs are prohibited absolutely

(1) Dogs are prohibited absolutely from entering or being in any of the following places—

- (a) where so indicated by a sign, a public building;
- (b) a theatre;
- (c) all premises or vehicles classified as food premises or food vehicles under the *Health (Food Hygiene) Regulations 1993*;
- (d) a public beach or Reserve not being a beach or Reserve prescribed in clause 4.2; and
- (e) “children’s playground” designated by sand/soft fall area or fence.
- (2) If a dog enters or is in a place specified in subclause (1), every person liable for the control of the dog at that time commits an offence.

Penalty: Where the dog is a dangerous dog, \$2,000; otherwise \$1,000.

4.2 Places which are dog exercise areas

(1) Subject to clause 4.1 and subclause (2) of this clause, for the purposes of sections 31 and 32 of the Act, the following are dog exercise areas within the Town of Cottesloe—

Public Beaches

Southern Dog Beach

The public beach situated to the south of the northern side of the access path to the beach groyne (located generally in a westerly direction across Marine Parade from the prolongation of Beach Street) then southerly to the southern boundary of the district.

Northern Dog Beach

The public beach situated to the north of the prolongation westerly of the southern boundary of Lot 67 of Cottesloe Suburban Lot 13 to the western boundary of the municipality and thence northerly to the northern boundary of the municipality except between the hours of 10.00 am and 4.00pm from 1st November to 31st March (both dates inclusive) during which time this public beach shall be a prohibited area.

Reserves

- (a) Reserve A 1203 known as Grant Marine Park
- (b) Reserve 29939 known as Andrews Place
- (c) Reserve 24793 known as Jasper Green Reserve
- (d) Cottesloe Oval, Reserve A6271 (Cottesloe Suburban Lot 63)
- (e) Harvey Field, Part of Reserve A1664 (Cottesloe Suburban Lot 68)
- (f) In Curtin Avenue—
- (i) An area bounded on the north by the prolongation easterly of the southern alignment of Eric Street; on the south by the prolongation easterly of northern alignment of Forrest Street; on the east by the western boundary of the Railway Reserve; and on the west by a line 3 metres to the east of, and parallel to the eastern edge of the constructed road pavement.
- (ii) An area bounded on the north by the prolongation easterly of the southern alignment of Grant Street; on the south by the prolongation easterly of the northern alignment of Florence Street; on the east by the western boundary of the Railway Reserve; and on the west by a line 3 metres to the east of and parallel to the eastern edge of the constructed road pavement.
- (g) In Railway Street—
- (i) An area bounded on the north by the prolongation westerly of the southern alignment of William Street; on the south by the prolongation westerly of the northern alignment of Eric Street; on the east by a line 3 metres to the west of and parallel to the western edge of the constructed road pavement; and on the west by the eastern boundary of the Railway Reserve.
- (ii) An area bounded on the north by the prolongation westerly of the southern alignment of Eric Street; on the south by the prolongation westerly of the northern alignment of Burt Street; on the east by a

line 3 metres to the west of and parallel to the western edge of the constructed road pavement; and on the west by the eastern boundary of the Railway Reserve.

(h) John Black Reserve A3235 known as Napier St Reserve.

(2) Subclause (1) does not apply to—

- (a) land which has been set apart as a children's playground;
- (b) an area being used for sporting or other activities, as permitted by the local government, during the times of such use; or
- (c) a car park.

PART 5—MISCELLANEOUS

5.1 Offence to excrete

(1) A dog must not excrete on—

- (a) any thoroughfare or other public place; or
- (b) any land which is not a public place without the consent of the occupier.

(2) Subject to subclause (3), if a dog excretes contrary to subclause (1), every person liable for the control of the dog at that time commits an offence.

Penalty: \$200.

(3) The person liable for the control of the dog does not commit an offence against subclause (2) if any excreta is removed immediately by that person.

PART 6—ENFORCEMENT

6.1 Interpretation

In this Part—

“infringement notice” means the notice referred to in clause 6.3; and

“notice of withdrawal” means the notice referred to in clause 6.6(1).

6.2 Modified penalties

(1) The offences contained in Schedule 1 are offences in relation to which a modified penalty may be imposed.

(2) The amount appearing in the third column of Schedule 1 directly opposite an offence is the modified penalty payable in respect of that offence if—

- (a) the dog is not a dangerous dog; or
- (b) the dog is a dangerous dog, but an amount does not appear in the fourth column directly opposite that offence.

(3) The amount appearing in the fourth column of Schedule 1 directly opposite an offence is the modified penalty payable in respect of that offence if the dog is a dangerous dog.

6.3 Issue of infringement notice

Where an authorised person has reason to believe that a person has committed an offence in respect of which a modified penalty may be imposed, he or she may issue to that person a notice in the form of Form 7 of the First Schedule of the Regulations.

6.4 Failure to pay modified penalty

Where a person who has received an infringement notice fails to pay the modified penalty within the time specified in the notice, or within such further time as may in any particular case be allowed by the CEO, he or she is deemed to have declined to have the offence dealt with by way of a modified penalty.

6.5 Payment of modified penalty

A person who has received an infringement notice may, within the time specified in that notice or within such further time as may in any particular case be allowed by the CEO, send or deliver to the local government the amount of the penalty, with or without a reply as to the circumstances giving rise to the offence, and the local government may appropriate that amount in satisfaction of the penalty and issue an acknowledgment.

6.6 Withdrawal of infringement notice

(1) Whether or not the modified penalty has been paid, an authorised person may withdraw an infringement notice by sending a notice in the form of Form 8 of the First Schedule of the Regulations.

(2) A person authorised to issue an infringement notice under clause 6.3 cannot sign or send a notice of withdrawal.

6.7 Service

An infringement notice or a notice of withdrawal may be served on a person personally, or by leaving it at or posting it to her or his address as ascertained from

her or him, or as recorded by the local government under the Act, or as ascertained from inquiries made by the local government.

SCHEDULE 1

(clause 6.2)

Offences in respect of which modified penalty applies

Offence	Nature of Offence	Modified Penalty \$	Dangerous Dog Modified Penalty \$
2.4(a)	Attempting to or causing the unauthorised release of a dog from a pound	200	400
2.4(b)&(c)	Interfering with any pound or vehicle used for the purpose of catching, holding or conveying dogs	200	
3.1	Failing to provide means for effectively confining a dog	100	200
4.1(2)	Dog in place from which prohibited absolutely	200	400
5.1(2)	Dog excreting in prohibited place	50	

STEPHEN TINDALE, Chief Executive Officer.

LEGAL PRACTICE BOARD

LX301*

Legal Practitioners Act 1893

Legal Practice Board Amendment Rules 2002

Made under section 6 by The Legal Practice Board.

1. Citation

These rules may be cited as the *Legal Practice Board Amendment Rules 2002*.

2. Commencement

These rules come into operation on 1 July 2002.

3. The rules amended

The amendments in these rules are to the *Legal Practice Board Rules 1949**.

[* Reprinted as at 9 March 2001.

For amendments to 30 May 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 190.]

4. Rule 60 amended

- (1) Rule 60(1) is amended by deleting “\$400” and inserting instead —
“ \$450 ”.
- (2) Rule 60(2) is amended by deleting “\$200” and inserting instead —
“ \$225 ”.

Mr S. PENGLIS, Member.

Mr R. E. BIRMINGHAM, QC, Member.

Mr K. J. MARTIN, QC, Member.

Mr I. WELDON, Member.

WORKCOVER

WC301*

Workers' Compensation and Rehabilitation Act 1981

Notice under section 10 (No. 2), 2002

Declared by the Minister under section 10 of the Act.

1. Citation

This notice may be cited as the *Notice under section 10 (No. 2), 2002*.

2. Extension of “worker” and “employer”

In the Act, “**worker**” includes a person who is an accredited member of the clergy of the church listed in Schedule 1 to this notice, and, for the purposes of the Act, the church to which that member of the clergy belongs is deemed to be the employer of that person.

Schedule 1 — Church

[cl. 2]

Australian Burmese Christian Fellowship Inc.
204 Corfield Street
GOSNELLS WA 6110

JOHN KOBELKE, Minister for Consumer
and Employment Protection.

— PART 2 —

AGRICULTURE

AG401*

PERTH MARKET ACT 1926
APPOINTMENTS

Department of Agriculture,
South Perth, WA 6151.

I, Kim Chance, Minister for Agriculture, Forestry and Fisheries, acting under Section 3 and Section 5 of the Perth Market Act 1926, hereby appoint Graham Ronald Morgan as a member of the Perth Market Authority for a term of office expiring on 5 September 2002.

KIM CHANCE MLC, Minister for Agriculture,
Forestry and Fisheries.

AG402*

PLANT DISEASES ACT 1914
REVOCATION

Department of Agriculture,
South Perth, WA 6151.

I, the undersigned Minister for Agriculture, Forestry and Fisheries, being the Minister responsible for the administration of the Plant Diseases Act 1914, hereby revoke the following as Inspector pursuant to Section 7 of the said Act—

Melissa Hood

KIM CHANCE MLC, Minister for Agriculture,
Forestry and Fisheries.

HEALTH

HE401*

HEALTH SERVICES (QUALITY IMPROVEMENT) ACT 1994
HEALTH SERVICES (QUALITY IMPROVEMENT)(APPROVED COMMITTEE)
ORDER (No.1) 2002

Made by the Minister for Health pursuant to section 7(1) of the Act.

Citation

1. This order may be cited as the *Health Services (Quality Improvement)(Approved Committee) Order (No.1) 2002*.

Commencement

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

Clinical Risk Steering Committee—South West Health Board

3. The Clinical Risk Steering Committee established by the Director General of Health as the delegate of the Minister for Health in his capacity as the South West Health Board is an approved quality improvement committee for the purposes of the Act.

Expiry of order

4. This order expires three years after its commencement.

Dated this 9th day of June 2002.

R. C. KUCERA APM MLA, Minister for Health.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960*Shire of Wyalkatchem***FEE**

In pursuance of the powers conferred upon it by the above mentioned Act, the Council of the Shire of Wyalkatchem resolved to make on the 12 May 2002 to introduce the following Inspection fee—

Type of Inspection	Fee per Inspection
Swimming Pool	\$55.00

M. A. KEEBLE, Chief Executive Officer.

LG402

LOCAL GOVERNMENT ACT 1995**DISTRICTS OF CAMBRIDGE AND STIRLING (CHANGE OF BOUNDARIES) ORDER 2002**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

This order may be cited as the *Districts of Cambridge and Stirling (Change of Boundaries) Order 2002*.

2. Commencement

This order comes into operation on 1 July 2002.

3. Change of boundaries

(1) The boundaries of the district of Cambridge are changed so that the land described in the Schedule is included in the district.

(2) The boundaries of the district of Stirling are changed so that the land described in the Schedule is excluded from the district.

(3) The boundaries of the Wembley Ward of the district of Cambridge are changed so that the land described in the Schedule is included in the Ward.

(4) The boundaries of the Osborne Ward of the district of Stirling are changed so that the land described in the Schedule is excluded from the Ward.

(5) A reference in the Schedule to an existing boundary of the district of Stirling is a reference to a boundary of that district in existence immediately before the commencement of this order.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

Schedule

All that portion of land bounded by lines starting from the intersection of the centreline of Harborne Street and the centreline of Jon Sanders Drive, a point on a present southern boundary of the City of Stirling and extending westerly along the centreline of that Drive to its intersection with the centreline of Herdsman Parade; thence southerly along the centreline of that Parade to its intersection with the prolongation northeasterly of the southernmost southeastern boundary of Lot 4, as shown on Office of Titles Diagram 58850 with the prolongation westerly of the northern side of Dodd Street, a point on a present southern boundary of the City of Stirling and thence easterly and northerly along boundaries of that City to the starting point.

Area: About 5.06ha.

LG403

LOCAL GOVERNMENT ACT 1995
DISTRICTS OF CAMBRIDGE AND STIRLING (CHANGE OF BOUNDARIES)
(CONSEQUENTIAL DIRECTIONS) ORDER 2002

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

This order may be cited as the *Districts of Cambridge and Stirling (Change of Boundaries) (Consequential Directions) Order 2002*.

2. Commencement

This order comes into operation on 1 July 2002.

3. Purpose

The following directions are given for the purpose of giving effect to the *Districts of Cambridge and Stirling (Change of Boundaries) Order 2002*.

4. Effect of boundary change on local laws

(1) In this clause—

“**affected land**” means the land described in the Schedule to the order referred to in clause 3;

“**commencement**” means the commencement of this order.

(2) On commencement—

(a) the local laws of the City of Stirling that applied in respect of the affected land immediately before commencement continue to apply in respect of the affected land; and

(b) those local laws, in so far as they continue to apply in respect of the affected land—

(i) are to be administered and enforced by the Town of Cambridge; and

(ii) subject to Division 2 of Part 3 of the Act, may be amended or repealed by the Town of Cambridge,

as if they were local laws of the Town of Cambridge.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

MINERALS AND PETROLEUM

MP401*

State of Western Australia

PETROLEUM ACT 1967

RENEWAL OF PETROLEUM EXPLORATION PERMIT

Exploration Permit No. EP23, held by Ausam Resources Limited has been renewed for five (5) years commencing 10 June 2002.

W. L. TINAPPLE, Director Petroleum Division.

MP402*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

NOTICE OF INVITATION FOR APPLICATIONS FOR EXPLORATION PERMITS

I, William Lee Tinapple, Director Petroleum Division as Delegate of the Designated Authority in respect of the adjacent area of Western Australia, for and on behalf of the Commonwealth-Western Australia Offshore Petroleum Joint Authority, acting pursuant to Section 20(1) of the Petroleum (Submerged Lands) Act 1967 re-release the following areas which initially closed on 11 April 2002 and hereby invite applications for the grant of exploration permits in respect of the following Blocks within the areas as described in the following schedule.

The Commonwealth/State/Territory jurisdictional boundary in coastal waters is determined by the Australian Maritime Boundaries Information System Dataset of 2000, released in January 2001 by the Australian Surveying and Land Information Group (now Geoscience Australia National Mapping Division).

Section 5AAA of the Petroleum (Submerged Lands) Act 1967 provides that, where a change to the baseline of Australia's territorial sea would impact on the boundary of an existing petroleum title (in

Commonwealth or State or Territory waters), there is in fact no such impact. The Commonwealth, State or Territory Act (as the case may be) under which the title has been granted, continues to apply to the title and the whole title area for as long as the title remains in force. Therefore, this Instrument does not apply to any such area that is already under title.

Applications for areas **W01-2 TO W01-6, W01-16 TO W01-21 AND W01-26** will be received up until 4:00 p.m. on Thursday 24 October 2002.

Schedule

(The references hereunder are to the names of map sheets of the 1:1 000 000 series and to the number of the graticular sections shown thereon).

Area W01-2

Map Sheet SD 51 (Brunswick Bay)

Block No.	Block No.	Block No.	Block No.	Block No.
1121 (part)	1122 (part)	1123 (part)	1124 (part)	1125 (part)
1126 (part)	1193	1194	1195	1196
1197	1198	1265	1266	1267
1268	1269	1270	1341	1342

Assessed to contain 20 graticular blocks

Area W01-3

Map Sheet SD 51 (Brunswick Bay)

Block No.	Block No.	Block No.	Block No.	Block No.
1127 (part)	1128 (part)	1129 (part)	1130 (part)	1131 (part)
1199	1200	1201	1202	1203
1271	1272	1273	1274	1275
1343	1344	1345	1346	1347
1416	1417	1418	1419	

Assessed to contain 24 graticular blocks

Area W01-4

Map Sheet SD 51 (Brunswick Bay)

Block No.	Block No.	Block No.	Block No.	Block No.
1132(part)	1133(part)	1134(part)	1204	1205
1206	1276	1277	1278	1279
1280	1281	1348	1349	1350
1351	1352	1353	1420	1421
1422	1423	1424	1425	1492
1493	1494	1495	1496	1497
1564	1565	1566	1567	1568
1569	1636	1637	1638	1639
1640	1641			

Assessed to contain 42 graticular blocks

Area W01-5

Map Sheet SD 51 (Brunswick Bay)

Block No.	Block No.	Block No.	Block No.	Block No.
1207	1208	1209	1210	1211
1212	1213	1214	1215	1282
1283	1284	1285	1286	1287
1354	1355	1356	1357	1358
1359	1426	1427	1428	1429
1430	1498	1499	1500	1501
1502	1573	1574		

Assessed to contain 33 graticular blocks

Area W01-6

Map Sheet SD 51 (Brunswick Bay)

Block No.	Block No.	Block No.	Block No.	Block No.
1410	1411	1412	1413	1414
1482	1483	1484		

Assessed to contain 8 graticular blocks

Area W01-16

Map Sheet SG 49 (Carnarvon)

Block No.	Block No.	Block No.	Block No.	Block No.
1771	1772	1773	1774	1775
1776	1777	1778	1843	1844
1845	1846	1847	1848	1849
1850	1851	1911	1912	1913

Block No.	Block No.	Block No.	Block No.	Block No.
1914	1915	1916	1917	1918
1919	1920	1921	1922	1923
1924	1983	1984	1985	1986
1987	1988	1989	1990	1991
1992	1993	1994	1995	1996
1997	2056	2057	2058	2059
2060	2061	2062	2063	2064
2065	2066	2067	2068	2069
2070	2128	2129	2130	2131
2132				

Assessed to contain 66 graticular blocks

Area W01-17

Map Sheet SG 49 (Carnarvon)

Block No.	Block No.	Block No.	Block No.	Block No.
1779	1780	1781	1782	1783
1784	1785	1786	1787	1852
1853	1854	1855	1856	1857
1858	1859	1860	1925	1926
1927	1928	1929	1930	1931
1932	1998	1999	2000	2001
2002	2003	2004	2005	2071
2072	2073	2074	2075	2076
2077	2078	2143	2144	2145
2146	2147	2148	2149	2150

Assessed to contain 50 graticular blocks

Area W01-18

Map Sheet SG 49 (Carnarvon)

Block No.	Block No.	Block No.	Block No.	Block No.
2133	2134	2135	2136	2137
2138	2139	2140	2141	2142
2200	2201	2202	2203	2204
2205	2206	2207	2208	2209
2210	2211	2212	2213	2214
2272	2273	2274	2275	2276
2277	2278	2279	2280	2281
2282	2283	2284	2285	2286
2345	2346	2347	2348	2349
2350	2351	2352	2353	2354
2355	2356	2357	2358	2417
2418	2419	2420	2421	2422
2423	2424	2425	2426	2427
2428	2429	2430	2490	2491
2492	2493	2494	2495	2496
2497	2498	2499	2500	2501
2502	2503			

Assessed to contain 82 graticular blocks

Area W01-19

Map Sheet SG 49 (Carnarvon)

Block No.	Block No.	Block No.	Block No.	Block No.
2215	2216	2217	2218	2219
2220	2221	2222	2223	2287
2288	2289	2290	2291	2292
2293	2294	2295	2359	2360
2361	2362	2363	2364	2365
2366	2367	2368	2369	2431
2432	2433	2434	2435	2436
2437	2438	2439	2440	2441
2442	2504	2505	2506	2507
2508	2509	2510	2511	2512
2513	2514	2515	2576	2577
2578	2579	2580	2581	2582
2583	2584	2585	2586	2587
2588	2649	2650	2651	2652
2653	2654	2655	2656	2657
2658	2659	2660		

Assessed to contain 78 graticular blocks

Area W01-20

Map Sheet SG 49 (Carnarvon)

Block No.	Block No.	Block No.	Block No.	Block No.
2562	2563	2564	2565	2566
2567	2568	2569	2570	2571
2572	2573	2574	2575	2634
2635	2636	2637	2638	2639
2640	2641	2642	2643	2644
2645	2646	2647	2648	2707
2708	2709	2710	2711	2712
2713	2714	2715	2716	2717
2718	2719	2720	2779	2780
2781	2782	2783	2784	2785
2786	2787	2788	2789	2790
2791	2792	2852	2853	2854
2855	2856	2857	2858	2859
2860	2861	2862	2863	2864
2925	2926	2927	2928	2929
2930	2931	2932	2933	2934
2935	2936	2937		

Assessed to contain 83 graticular blocks

Area W01-21

Map Sheet SG 49 (Carnarvon)

Block No.	Block No.	Block No.	Block No.	Block No.
2998	2999	3000	3001	3002
3003	3004	3005	3006	3007
3008	3009	3010	3071	3072
3073	3074	3075	3076	3077
3078	3079	3080	3081	3082
3083	3144	3145	3146	3147
3148	3149	3150	3151	3152
3153	3154	3155	3156	3217
3218	3219	3220	3221	3222
3223	3224	3225	3226	3227
3228	3290	3291	3292	3293
3294	3295	3296	3297	3298
3299	3300	3301	3363	3364
3365	3366	3367	3368	3369
3370	3371	3372	3373	

Assessed to contain 74 graticular blocks

Area W01-26

Map Sheet SH 49 (Houtman Abrolhos)

Block No.	Block No.	Block No.	Block No.	Block No.
852	853	854	855	856
857	858	859	860	861
862 (part)	863 (part)	926	927	928
929	930	931	932	933
934	935 (part)	1000	1001	1002
1003	1004	1005	1006	1007
1073	1074	1075	1076	1077
1078	1146	1147	1148	1149
1218	1219	1220	1290	1291
1292	1363	1364	1436	

Assessed to contain 49 graticular blocks

APPLICATIONS FOR AREAS—W01-2 TO W01-6, W01-16 TO W01-21 AND W01-26

Applications for the award of a permit over area W01-2 TO W01-6, W01-16 TO W01-21 AND W01-26, are required to be made in the approved manner, submitted in duplicate and should be accompanied by:

1.1 Details of—

1.1.1 Technical Assessment

The applicant's technical assessment of the petroleum potential of the area, including the concepts underlying its proposed exploration work program, with sufficient detail to support that program.

1.1.2 Minimum Guaranteed Work Program

The applicant's minimum guaranteed proposal (including indicative minimum expenditure) for exploration wells to be drilled, 3D and 2D seismic and other surveying activities, data evaluation and other work, for each year of the first three years of the permit term. This proposal, to be known as the minimum guaranteed work program, should comprise work expected to involve a substantial exploration component—normally, appraisal work should not be included.

1.1.3 Secondary Work program

The applicant's proposal (including indicative minimum expenditure) for exploration wells to be drilled, 3D and 2D seismic and other surveying activities, data evaluation and other work, for each of the three remaining years of the permit term. This proposal, to be known as the secondary work program, should comprise work expected to involve a substantial exploration component—normally, appraisal work should not be included.

NOTE: Applicants should note it is mandatory that the minimum work program proposed in each year of the exploration permit is stated precisely to avoid any ambiguity. Proposals for work programs that cannot be guaranteed to be undertaken within the first 3 years of the permit must not be included.

1.2 Particulars of the applicant—

1.2.1 the technical qualifications of the applicant and of its key employees

1.2.2 the technical advice available to the applicant

1.2.3 the financial resources available to the applicant, including evidence of the applicant's ability to fund the work program proposed, a statement of other exploration commitments over the next 6 years, and a copy of the latest annual and quarterly reports for each applicant company

1.2.4 where relevant, the viability of the consortium lodging the application, including evidence that a satisfactory settlement has been, or can be, reached on the Joint Operating Agreement (a copy of a signed Heads of Agreement dealing will generally suffice), and

1.2.5 the percentage participating interest of each party to the application.

1.3 Other Information

Such other information as the applicant wishes to be taken into account in consideration of the application. Where an applicant has previously had an exploration permit cancelled such information might include why the applicant believes the prior failure is irrelevant to the current application.

1.4 Fee

Each application must be accompanied by a fee of \$A3,000 payable to the Commonwealth of Australia through an Australian bank or bank cheque.

An information package on the release areas detailing the work program bidding system outlined above and including the criteria for assessment of applications and the conditions to apply following the award of a permit, is available on the Department of Industry, Tourism and Resources Website at www.industry.gov.au/petexp, or on CD-ROM. Copies of the CD-ROM can be obtained through the Department of Industry, Tourism and Resources by e-mailing petroleum.exploration@industry.gov.au.

Obtaining and observing the release package is essential to making an informed application for any of the areas.

The Government will also publish on-line data about Australia's petroleum exploration opportunities. This spatial data gives key hydrocarbon well information (about hydrocarbon shows, biostratigraphic age, porosity and depositional environment) and will be released on the Geoscience Australia internet site at www.ga.gov.au free of charge.

It should be noted that any income derived in the future from the recovery of petroleum from these areas would be subject to the Commonwealth Government's Resources Rent Tax.

Lodgement of Applications

Applications for areas **W01-2 TO W01-6, W01-16 TO W01-21 AND W01-26** must be lodged before 4:00 p.m. on Thursday, 24 October 2002.

Applications, together with supporting data should be submitted in the following manner to—

Director Petroleum Division
Department of Mineral and Petroleum Resources
Level 11, Mineral House
100 Plain Street
EAST PERTH WESTERN AUSTRALIA 6004

Attention: Petroleum Applications Receiving Officer

The following special instructions should be observed—

- two copies of the application and supporting data together with the application fee should be sealed in an envelope or package, clearly marked "Application for Exploration Permit Area ... Commercial-in-Confidence"; and
- further enclosed in a plain covering envelope or package and delivered by hand or posted to the above address.

Receipts for applications (received and delivered by hand) will be issued by the Petroleum Applications Receiving Officer.

Applicants are advised to check with—

Margaret Beall
Petroleum Division
Telephone: (08) 9222 3278
Facsimile: (08) 9222 3799
Email: margaret.beall@mpr.wa.gov.au

prior to submitting an application to ascertain any changes to the mode of submission or with any other inquiries.

PLANNING AND INFRASTRUCTURE

PI101*

*CORRECTION***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF KALGOORLIE-BOULDER

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 30

Ref: 853/11/3/6 Pt 30

It is hereby notified for public information that the notice under the above Amendment No. published at page 2746 of the *Government Gazette* No. 102 dated 7 June 2002, contained an error which is now corrected as follows—

For the word “P A ROB” read “E PIPER”

I. FLETCHER, Chief Executive Officer.

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