

**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

4203



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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.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

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- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
- 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 —

CONSUMER AND EMPLOYMENT PROTECTION

CE301*

Associations Incorporation Act 1987

Associations Incorporation Amendment Regulations 2002

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Associations Incorporation Amendment Regulations 2002*.

2. The regulations amended

The amendments in these regulations are to the *Associations Incorporation Regulations 1988**.

[* Reprinted as at 28 November 1997.

For amendments to 27 June 2002 see 2001 Index to
Legislation of Western Australia, Table 4, p. 25.]

3. Schedule 1 Form 1 amended

Schedule 1 is amended by deleting Form 1 and inserting the following Form instead —

“

Application for Incorporation of an Association

Associations Incorporation Act 1987
Form 1
(includes certificate required by s. 5(2)(b))

Association	Name
	Brief description of main purpose(s)

Category	<input type="checkbox"/> Religion, education, charity or other benevolent purpose <input type="checkbox"/> Promotion or encouragement of literature, science or the arts <input type="checkbox"/> Sport, recreation or amusement <input type="checkbox"/> Community, social or cultural centre <input type="checkbox"/> Promotion of the interests of a local community <input type="checkbox"/> Politics <input type="checkbox"/> Other — to be approved by the Commissioner [Extra fee applies]
Is the Association formed for the purpose of trading or securing a pecuniary profit to its members <input type="checkbox"/> Yes <input type="checkbox"/> No	

Applicant	Name	
	Address	street suburb/town postcode
	Daytime contact	phone no. _____ fax no. _____ e-mail
	I have been authorised by the Association to apply for incorporation <input type="checkbox"/> Yes <input type="checkbox"/> No	

Contact person (if not the Applicant)	Name	
	Address	street suburb/town postcode
	Daytime contact	phone no. _____ fax no. _____ e-mail

Advertising	An advertisement (in the form of Form 2) giving notice of my intention to apply for incorporation of the Association has been published in a newspaper as required by section 6 of the Act <input type="checkbox"/> Yes <input type="checkbox"/> No	
	Name of newspaper	
	Date of publication	

Members Give names and addresses of 6 members (Postal address is acceptable)	The Association has at least 6 members <input type="checkbox"/> Yes <input type="checkbox"/> No		
		Name	Address
	1	_____	_____
	2	_____	_____
	3	_____	_____
	4	_____	_____
	5	_____	_____
6	_____	_____	

Rules	The rules of the Association —	
	<ul style="list-style-type: none"> include provisions dealing with all the matters listed in Schedule 1 to the Act <input type="checkbox"/> Yes <input type="checkbox"/> No comply with all other requirements of the Act <input type="checkbox"/> Yes <input type="checkbox"/> No 	
	The copy of the Association's rules attached to this application and marked as annexure "A" is a true copy of the Association's rules <input type="checkbox"/> Yes <input type="checkbox"/> No	

Declaration	I certify that all the details set out in this Application are true and correct	
	Signature of Applicant	Date
<i>It is an offence, with a penalty of \$500, to make a false statement in an application.</i>		

”

By Command of the Governor,

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

MINERALS AND PETROLEUM

MP301*

Explosives and Dangerous Goods Act 1961

Explosives and Dangerous Goods (Authorised Explosives) Variation Order (No. 2) 2002

Made by the Minister for State Development under section 14 of the *Explosives and Dangerous Goods Act 1961*.

1. Citation

This order may be cited as the *Explosives and Dangerous Goods (Authorised Explosives) Variation Order (No. 2) 2002*.

2. Commencement

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

3. The order varied

The variations in this order are to the *Explosives and Dangerous Goods (Authorised Explosives) Order 2000**.

[* *Published in Gazette 17 October 2000, p. 5771-87.*
For variations to 16 July 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 95.]

4. Explosives declared to be authorised explosives

The explosives referred to in clause 5 are declared to be authorised explosives for the purposes of the Act.

5. Schedule 1 varied

- (1) Classification 1.1B of Schedule 1 is varied by inserting the following item in the appropriate alphabetical position —

“ (0360) Snapline (DNAP) ”.

- (2) Classification 1.1D of Schedule 1 is varied by inserting the following items in the appropriate alphabetical or alphanumerical positions —

“

(0042)	150g African Boosters (DNAP)
(0042)	400g African Boosters (DNAP)
(0241)	Aquacharge (Orica)
(0065)	Bestcord Detonating Cord (Beston)
(0241)	Energan Xtreme (Orica)
(0042)	Orica Pentex Cast Boosters (Beston)
(0042)	Pentex PPP Boosters (Orica)

- (0042) Pentex H Boosters (Orica)
- (0241) Powergel Magnum (Orica)
- (0241) Powergel Xtreme (Orica)
- (0241) Red Keg Blue (TRKC)
- (0241) Red Keg Red (TRKC)
- (0082) Xtreme (Orica)

”.

- (3) Classification 1.3C of Schedule 1 is varied by inserting the following item in the appropriate alphanumerical position —

“ (0161) AR 2208BD (ADI) ”.

- (4) Classification 1.4B of Schedule 1 is varied by inserting the following items in the appropriate alphabetical position —

“

- (0361) Riotec LP Delays (UEE)
- (0361) Riotec MS Connectors (UEE)
- (0361) Riotec MS Delays (UEE)
- (0361) Riotec Trunkline Delays (UEE)
- (0361) Riotec Unitec Connectors (UEE)

”.

- (5) Classification 1.4S of Schedule 1 is varied by inserting the following items in the appropriate alphabetical positions —

“

- (0432) Nonex Safety Cartridges (NXCO)
- (0323) Ro-Bust Cartridges (Maclean)
- (0055) RockTek Impact Fuse (RBS)

”.

- (6) Classification 1.5D of Schedule 1 is varied by inserting immediately after the item “(0332) Q-Max (Q-Max)” the following item —

“ (0332) Rioflex+ (UEE) ”.

C. M. BROWN, Minister for State Development.

RACING, GAMING AND LIQUOR

RG301

**WESTERN AUSTRALIAN GREYHOUND RACING
AUTHORITY ACT 1981
GREYHOUND RACING RULES 1998
AMENDMENT TO RULES**

In accordance with section 7B(7) of the *Western Australian Greyhound Racing Authority Act 1981*, the Authority gives notice of the making of the following rules of racing to take effect as at 1 September 2002—

1. Amendment to the following definition—
‘owner’

2. Amendment to the following Local Rule—
46 (deleted)
3. Amendment to the following National Rules—

121 (added), AR6(4)(6), AR55(2), AR111(2)(a) added, AR111(2)(b), AR111(5)

A copy of the above rules may be obtained during office hours from the Western Australian Greyhound Racing Authority, cnr Albany Highway and Station Street, Cannington, Western Australia.

K. G. NORQUAY, Chief Executive Officer,
Western Australian Greyhound Racing Authority.

TRAINING

TA301*

Vocational Education and Training Act 1996

Vocational Education and Training Amendment Regulations 2002

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Vocational Education and Training Amendment Regulations 2002*.

2. The regulations amended

The amendments in these regulations are to the *Vocational Education and Training Regulations 1996**.

[* Reprinted as at 26 May 2000.

For amendments to 2 May 2002 see *Gazette 2 November and 14 December 2001*.]

3. Regulation 16A replaced

Regulation 16A is repealed and the following regulation is inserted instead —

“

16A. Fee for application for registration as training provider

- (1) The fee for making an application to the Council for registration as a training provider is an amount determined by the Council that will allow recovery of costs and expenses incurred by the Council relevant to administering the scheme for the registration of training providers.

- (2) The Council may determine different amounts to be payable by different training providers according to the number of industries in relation to which the training providers provide vocational education and training.
- (3) If a fee payable for making an application under subregulation (1) is not paid within the time specified by the Council, the amount of the fee may be recovered in a court of competent jurisdiction as a debt due to the Crown.

”.

4. Schedule 1 amended

Schedule 1 item 7A is deleted.

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—

- Skin and Cancer Foundation Australia
- TVW Telethon Institute for Child Health Research

Dated this 31st day of July 2002.

JOHN KOBELKE, Minister for Consumer and Employment Protection.

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984 DRAFT FOREST MANAGEMENT PLAN

The Conservation Commission of Western Australia advises that the draft Forest Management Plan is available for public comment.

The draft Forest Management Plan has been prepared in accordance with the Conservation and Land Management Act 1984, and released by the Chair of the Commission on 15th August, 2002.

The closing date for submissions is 15 October 2002.

The plan may be viewed and downloaded from the Conservation Commission's website www.conservation.wa.gov.au

Electronic submissions to the plan may be made from the same site.

Copies of the draft plan can be obtained from offices of the Department of Conservation and Land Management and viewed at public libraries throughout the south-west forest area.

Submissions should be directed to—

The Director
Conservation Commission of Western Australia
PO Box 3105 Broadway
Nedlands 6009

A series of public forums will be held to provide further information on the Plan at the following venues—

- **MUNDARING:** Mundaring Main Hall, 5 Bentley Street, STONEVILLE
Tuesday 27th August 6.30pm to 9.30pm
- **COLLIE:** Roche Park Recreation Centre, Coombe Street,
Monday 2nd September 6.30pm to 9.30pm
- **MANJIMUP:** Manjimup Town Hall, Corner Rose and Brockman Streets
Tuesday 3rd September 6.30pm to 9.30pm
- **BUNBURY:** Returned Services League Hall (RSL), 19 Spencer Street,
Saturday 7th September 2.00pm to 5.00pm
- **PERTH:** The Boulevard Centre, 99 The Boulevard, FLOREAT
Monday 9th September 6.30pm to 9.30pm
(adjacent to Floreat Shopping Centre)
- **WALPOLE:** Walpole Recreation Centre, Latham Avenue,
Saturday 14th September 2.00pm to 5.00pm

If you wish to attend a forum, please advise Marie Hauxby, the Public Involvement Coordinator on 9389 7154 (country callers local call charge 1300 65 7154) or marieh@conservation.wa.gov.au, to assist with seating and catering arrangements. A copy of the agenda will be sent upon registration.

Dr JOHN BAILEY, Chairman,
Conservation Commission of Western Australia.

JUSTICE

JU401

VEXATIOUS PROCEEDINGS RESTRICTION ACT 1930
 IN THE SUPREME COURT OF WESTERN AUSTRALIA
 CIV 1655 of 2002

In the matter of the Vexatious Proceedings Restriction Act 1930 and in the matter of an Application by the Attorney General against Lindsay Hunter.

Between: Attorney General Applicant and Lindsay Hunter Respondent.

Order granting application before the Honourable Justice Hasluck on 2 August 2002.

Upon the application of the Applicant by Originating Motion dated 17 May 2002 and upon hearing Ms J C Pritchard of Counsel for the Applicant it is ordered that forthwith, and in accordance with section 3 of the *Vexatious Proceedings Restriction Act 1930*, no legal proceeding shall be instituted by the Respondent in the Supreme Court, or in any inferior court, unless the Respondent shall first obtain the leave of the Supreme Court, or of a Judge thereof, after satisfying it or the Judge that the proposed proceeding will not be an abuse of the process of the court in which it is intended to be instituted and that there is prima facie ground for such proceeding.

By the Court,

P. JOHNSTON, Registrar.

LOCAL GOVERNMENT

LG402

HEALTH ACT 1911
Town of Northam
FEES AND CHARGES

At a meeting of the Northam Town Council, held on 24 July 2002 it was resolved that fees and charges specified hereunder be imposed for the 2002/2003 financial year within the district of the Town of Northam in accordance with the provisions of the Health Act 1911—

Refuse Removal

Domestic	\$103.00 p.a. per 240 litre bin (weekly)
Commercial/Industrial/Non Rateable	\$103.00 p.a. per 240 litre bin (weekly)
Commercial/Industrial/Non Rateable	\$516.00 p.a. per 1100 litre bin (weekly)
Commercial/Industrial/Non Rateable	\$258.00 p.a. per 1100 litre bin (fortnightly)
Other Local Governments Tipping Fees	\$31.90 per tonne (GST inclusive)

Weighbridge Refuse Site Fees

Cars, utilities, vans and trailers not exceeding 1.8m x 1.2m x 0.6m Northam Town Residents/Domestic with tip pass produced by the person/s entitled to the tip pass.....	Free
All commercial, residential (other than cars, utilities and trailers for Town of Northam residents) and other Local Governments	\$31.90 tonne with minimum charge of \$16.00
Unadulterated bricks/rubble (At discretion of Gatehouse Attendant)	\$11.00 per tonne
Asbestos	\$69.30 per tonne
Clinical Waste	\$36.30 per tonne
Car Bodies	\$16.50 each

Animals

Small (Domestic)	\$5.50 each
Medium (Pig, Calf, Foal, Ostrich, Emu).....	\$11.00 each
Large (Cow or Horse)	\$33.00 each

Special Burials

Including fibre glass insulation and any other waste as determined from time to time by the Environmental Health Officer.....	\$36.30 per tonne
--	-------------------

Septage Disposal

Septage Pond Disposal.....	2c per litre*
Other Waste (oils etc.) disposed on tip face as approved by Environmental Health Officer	0.5c per litre*

* Indicates GST Free

The Council also adopted a Schedule of Fees and Charges as disclosed within the 2002/2003 Budget, a copy of which is available for inspection at the Administration Office and Library.

D. S. BURNETT, Chief Executive Officer.

LG401

LOCAL GOVERNMENT ACT 1995*City of Rockingham*

(BASIS OF RATES)

Department of Local Government
and Regional Development,
Perth, 13 August 2002.

DLGRD: RK 5-4#3

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 schedule hereunder shall be gross rental value for the purposes of rating with effect from 9 July 2002.

CHERYL GWILLIAM, Director General.

Schedule

CORR: 2503/1971 Vol. 2

TECHNICAL DESCRIPTION

ADDITIONS TO GROSS RENTAL VALUE AREAS

CITY OF ROCKINGHAM

All those portions of land the subject of Department of Land Administration Deposited Plans 24647, 25177, 25178, 25179, 25180, 26930, 26931, 26979, 27420, 27332, 27419, 27421, 27515, 28002, 28088, 28215, 29049, 29406, 29629, 29694, 30026, 30183, 30184, 30185 and 30558.

LG403*

CEMETERIES ACT 1986*Shire of Derby/West Kimberley*

Schedule of Fees and Charges 2002/2003

Notice is hereby given that at a Special Meeting of Council held on 11th July, 2002, Council adopted the following fees and charges for Derby Public Cemetery (Reserve No. 1227) and Fitzroy Crossing Public Cemetery (Reserve No. 29060).

	(Inclusive of GST)
1. On application for a "Form of Grant of Right of Burial" for—	
(a) Land 2.4m x 1.2m where directed by Trustees	\$22.00
Land 2.4m x 2.4m where directed by Trustees	\$39.60
Land 2.4m x 3.6m where directed by Trustees	\$50.60
Land 2.4m x 1.2m where selected by Applicant.....	\$34.10
Land 2.4m x 2.4m where selected by Applicant.....	\$56.10
Land 2.4m x 3.6m where selected by Applicant.....	\$73.70
(b) Sinking Fees—on application for a "Form of Grant of Right of Burial" for—	
Ordinary grave for an adult.....	\$226.60
Grave for any child under 7 years	\$169.40
Grave for any stillborn child.....	\$135.30
2. If graves are required to be sunk deeper than 1.8m, the following charges shall be payable—	
For each additional 0.3m or part thereof	\$28.60
3. Re-opening Fees: Reopening an ordinary grave for each internment or exhumation—	
Any grave.....	\$169.40
Where removal of kerbing, tiles, grass, etc., is necessary according to time required—per man hour	
4. Extra charges for—	
(a) Internment without due notice under By-law 6	\$113.30
(b) Internment not in usual hours as prescribed by By-law 13	
Mondays to Fridays.....	\$84.70
Saturdays, Sundays and Public Holidays	\$169.40
(c) Re-interment after exhumations	\$113.30
5. Miscellaneous Charges—	
Registration of "Transfer of Form of Grant of Right of Burial"	\$5.50
Copy of "Grant Burial"	\$5.50
Grave Marker.....	\$16.50
Undertakers annual licence fee	
Copy of local-laws.....	\$5.50

ELSIA ARCHER, President.
JONATHAN THROSSELL, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
 RENEWAL OF RETENTION LEASE

The renewal of Retention Lease No. WA-9-R was granted to BHP Billiton Petroleum (North West Shelf) Pty Ltd, Woodside Energy Ltd, BP Developments Australia Pty Ltd, Shell Development (Australia) Proprietary Limited, ChevronTexaco Australia Pty Ltd and Japan Australia LNG (MIMI) Pty Ltd to have effect from 6 August 2002 for a period of five (5) years.

W. L. TINAPPLE, Director Petroleum Division.

MP403

MINING ACT 1904
 TEMPORARY RESERVE

Department of Mineral and Petroleum Resources,
 Perth, 12 August 2002.

In accordance with the provisions of the Mining Act 1904, the Governor in Executive Council has been pleased to deal with the following Temporary Reserve.

J. LIMERICK, Director General.

The rights of occupancy on the undermentioned Temporary Reserve have been renewed.

Number	Occupant	For Further Period Expiring on	Locality	Mineral Field
5610H	Mitchell Plateau Bauxite Co Pty Ltd Alcoa of Australia Ltd AngloGold Australia Metals Pty Ltd Sumitomo Aluminium Smelting Company Ltd Sumitomo Corporation Marubeni Corporation	30 June 2003	Mitchell Plateau	West Kimberley and Kimberley

MP404

MINING ACT 1978
 APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mineral and Petroleum Resources,
 Meekatharra, WA 6642.

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

S. WILSON (SM), Warden.

To be heard in the Warden's Court, Meekatharra on 5 September 2002.

PEAK HILL MINERAL FIELD
 Prospecting Licence

52/965—William Russel Land

MP402*

PETROLEUM ACT 1967

RENEWAL OF PETROLEUM EXPLORATION PERMIT

Exploration Permit No. EP363, held by Apache Northwest Pty Ltd, Tap (Harriet) Pty Ltd and Kufpec Australia Pty Ltd has been renewed for five (5) years commencing 6 August 2002.

W. L. TINAPPLE, Director Petroleum Division.

PARLIAMENT

PA401

LOCAL GOVERNMENT ACT 1995

DISALLOWANCE OF LOCAL LAW

It is hereby notified for public information that the Legislative Council, by prorogation of Parliament on Friday, August 9 2002, has disallowed the following Local Law—

Part 4 and Clause 5.2(2) of the City of Wanneroo—Private Property Local Law 2001 published in the *Gazette* on April 30 and tabled in the Legislative Council on May 7 2002 under the *Local Government Act 1995*.

Disallowance is effective on and from Friday, August 9, 2002.

L. B. MARQUET, Clerk of the Parliaments.

PA402

DOG ACT 1976

DISALLOWANCE OF REGULATIONS

It is hereby notified for public information that the Legislative Council, by prorogation of Parliament on Friday, August 9 2002, has disallowed the following Regulations—

Dog (Restricted Breeds) Regulations 2002 published in the *Gazette* on March 22 2002 and tabled in the Legislative Council on March 26 2002 under the *Dog Act 1976*.

Disallowance is effective on and from Friday, August 9, 2002.

L. B. MARQUET, Clerk of the Parliaments.

PREMIER AND CABINET

PC401

ANTI-CORRUPTION COMMISSION ACT 1988

APPOINTMENT OF THE ANTI-CORRUPTION COMMISSION

It is hereby notified for public information that the Governor in Executive Council has in accordance with Section 5(3)(a) and (8) of the Anti-Corruption Commission Act 1988, approved the appointment of Terence Edward O'Connor QC, to be a member of the Anti-Corruption Commission.

M. C. WAUCHOPE, Director General, Department of the Premier and Cabinet.

PC402

INTERPRETATION ACT 1984

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the Interpretation Act 1984 has approved the following temporary appointment in the place of the Hon. Dr J. M. Edwards MB BS MLA in the period 27 August to 7 September 2002 (both dates inclusive)—

Minister for the Environment and Heritage

Hon. J. A. McGinty, BA BJuris(Hons) LLB JP
MLA.

M. C. WAUCHOPE, Director General, Department of the Premier and Cabinet.

RACING, GAMING AND LIQUOR

RG401

LIQUOR LICENSING ACT 1988

SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
8973	Esperance Seafarers Centre Inc	Application for the grant of a Club Restricted licence in respect of premises situated in Esperance and known as Esperance Seafarers Centre Inc	13/9/02
9251	Nulen Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in Canning Vale and known as Last Drop Canning Vale	8/9/02
9253	Jambhala Pty Ltd	Application for the grant of a Special Facility—Tourism licence in respect of premises situated in Donnybrook and known as Brook Lodge	9/9/02
9255	Assured Hospitality Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Gnarabup and known as Embair	6/9/02
APPLICATION FOR THE REMOVAL OF A LICENCE			
151858	Woolworths Limited	Application for the removal of a Wholesaler's licence from premises situated in Kewdale suburb to a new site in Cannington and known as Liquor Plus	10/9/02

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

HUGH HIGHMAN, Director of Liquor Licensing.

TRANSPORT

TR401*

RAIL FREIGHT SYSTEM ACT 2000

Section 23

RAIL FREIGHT SYSTEM (TRANSFER) ORDER 2002

Made by the Minister for Planning and Infrastructure.

1 Citation

This order may be cited as the Rail Freight System (Transfer) Order 2002.

2 Meaning of terms

In this order—

“**Agreement**” and “**Instrument**” means an agreement or instrument described in Schedule 1 of this order.

“**Commission**” has the meaning given by section 2 of the Government Railways Act 1904.

“**Item 1 Assets**” means all of the rights and choses in action which the Commission would but for this order have immediately after the Transfer Time against each of the parties to any Agreement or Instrument prescribed in Item 1 of Schedule 1 of this order for which the Network Lessee Manager is being substituted as a party by this order, in respect of the subject matter of such Agreements and Instruments, but does not include any right to recover a book debt owing to the Commission immediately prior to the Transfer Time.

“**Item 2 Assets**” means all of the rights and choses in action which the Commission would but for this order have immediately after the Transfer Time against each of the parties to any Agreement or Instrument prescribed in Item 2 of Schedule 1 of this order for which the Purchaser is being substituted as a party by this order, in respect of the subject matter of such Agreements and Instruments, but does not include any right to recover a book debt owing to the Commission immediately prior to the Transfer Time.

“**Network Lessees**” means the Network Lessee (Narrow Gauge) and the Network Lessee (Standard Gauge).

“**Network Lessee Manager**” means WestNet Rail Pty Ltd (ACN 094 721 301) as manager for and on behalf of the Network Lessees.

“**Network Lessee (Narrow Gauge)**” means WestNet Narrow Gauge Pty Ltd (ACN 094 736 900).

“**Network Lessee (Standard Gauge)**” means WestNet Standard Gauge Pty Ltd (ACN 094 819 360).

“**Purchaser**” means Australia Western Railroad Pty Ltd ACN 094 792 275.

“**the Act**” means the Rail Freight System Act 2000.

“**Transfer Time**” means 12.01am of the day after this order is published in the *Government Gazette*.

3 Purpose of order

This order is made for the purpose of assigning certain things in order to give effect to the disposal, within the meaning of the Act, of the Commission’s rail freight business as a going concern.

4 Disposal

On and from the Transfer Time—

- (a) all of the Item 1 Assets will be assigned to the Network Lessee Manager in accordance with section 23(1)(b) of the Act;
- (b) all of the Item 2 Assets will be assigned to the Purchaser in accordance with section 23(1)(b) of the Act;
- (c) subject to the following terms of this order—
 - (i) each Agreement and Instrument specified in Item 1 of Schedule 1 to this order will have effect from the Transfer Time as if references to the Network Lessee Manager were substituted for references in it to the Commission;
 - (ii) each Agreement and Instrument specified in Item 2 of Schedule 1 to this order will have effect from the Transfer Time as if references to the Purchaser were substituted for references in it to the Commission;
- (d) for the purposes of section 23(1)(d) and section 24(1)(b) of the Act, it is expressly specified that neither the Purchaser, the Network Lessees nor the Network Lessee Manager will be liable for any liability under any Agreement or Instrument which arises prior to the Transfer Time and the Commission will as between it and any such party remain liable; and
- (e) for the purposes of section 23(1)(d) and section 24 (1)(b) of the Act, it is expressly specified that nothing in this order will affect any right of the Commission to recover under an Agreement or Instrument which has arisen prior to the Transfer Time a liquidated amount for damages or to the extent that the Commission can set off that right against any liability to which clause 4(d) applies.

5 Schedule

The Schedule referred to in this order is kept by the Commission and is available for public inspection by anyone applying to the Minister for Planning and Infrastructure or the Commission to see it.

Made on the 6th day of August 2002

ALLANAH MacTIERNAN, Minister for Planning and Infrastructure.

Schedule 1

1 Item 1

Agreement/Instrument

Extension and Variation Deed to Infrastructure Maintenance Services Contract No 1/96 creating the “Freight Contract” as referred to in clause 2(2) of the Deed, such deed made between the Commission, John Holland Pty Ltd and John Holland Group Pty Ltd, dated 8 December 2000.

Siding Connection Licence granted by the Commission to Twentieth Super Pace Nominees Pty Ltd at Forrestfield dated 6 September 2000.

Siding Connection Licence granted by the Commission to Gemco Rail Pty Ltd at Forrestfield dated 2 November 2000, as varied by variation deed dated 23 May 2002.

2 Item 2**Agreement/Instrument**

Contract 0677 Powered Roof Hatches Narrow Gauge with CBH Commercial Services Pty Ltd dated 12 December 2000.

Contract 00694 between the Commission and A. Goninan & Co Limited for the design, manufacture, testing, commissioning, supply and delivery of 76 Grain Hopper Wagons dated 13 December 2000.

TR402***RAILWAYS (ACCESS) CODE 2000****NOTICE OF THE REGULATOR'S DETERMINATION OF THE WEIGHTED AVERAGE COST OF CAPITAL AS AT 30 JUNE 2002**

Office of the Rail Access Regulator.

Clause 3(1)(a), Schedule 4 of the Railways (Access) Code 2000 ("the Code") requires the Regulator to determine the Weighted Average Cost of Capital (WACC) for both the urban and freight railway infrastructure as at 30 June in each year.

The current real pre-tax WACCs for the urban and freight railway infrastructure of 5.1 percent and 8.2 percent respectively were derived from a review undertaken by Macquarie Bank for the Department of Transport in August 1999.

The Regulator has applied the same assumptions and methodology adopted by Macquarie Bank in the assessment of the WACCs for 2002-03. Since the 1999 review, input variables to the Capital Asset Pricing Model (CAPM) and WACC formulae that have changed can be summarised below—

Input variables	1999	2002
1. Corporate tax rate	36%	30%
2. Nominal risk free rate	6.24%	6.07%

These changes have resulted in decrease in both WACC values. For the urban railway infrastructure, the real pre-tax WACC will be 4.9 percent. Likewise, for the freight railway infrastructure, the real pre-tax WACC will be 7.8 percent.

Clause 3(2), Schedule 4 of the Code requires the Regulator to undertake a full public consultation process in assessing the WACCs in 2003. This review is scheduled to commence in six months time and it is the Regulator's intent to revisit the CAPM and WACC methodology and assumptions in that review.

Determination

1. For the urban railway infrastructure WACC—4.9 percent real pre-tax;
2. For the freight railway infrastructure WACC—7.8 percent real pre-tax.

Dated 1 July 2002.

KEN MICHAEL, Acting WA Independent Rail Access Regulator.

PUBLIC NOTICES**ZZ201****TRUSTEE 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 Dorothy Winifred Archer, Late of Sundowner Centre, 416 Stirling Highway, Cottesloe, Widow, died 31/5/02.

Estate late Christine Mary Joseph, Late of Carinya Nursing Home, Bicton, Retired Office Manager, died 10/5/02.

Estate late Joyce De Burgh Lyall, Late of 29 Dover Crescent, Wembley Downs, Retired Nurse, died 21/5/02.

Estate late Sarah Evelyn Treacy, Late of 33 Selkirk Street, North Perth, Retired, died 30/6/02.

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

ZZ202

TRUSTEES ACT 1962

LOST WILL

Beatrice Snape

Would anyone having knowledge of a will of Beatrice Snape late of 18 La Grange Street, Innaloo, Western Australia who died on 7 May 2002 please contact Melanie Perry at Solomon Brothers—

Tel: 9221 5888

Fax: 9221 5955

Email: mperry@solbros.com.au

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 16th September 2002, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Abbott, Reginald Leslie, Late of 43 Mountview Terrace Mount Pleasant, died 20/7/02, (DE19724214EM43)

Benedetti, Maria Emma, Late of 64A Wasley Street North Perth, died 6/8/02, (DE31054201EM27)

Bennison, Frederick Hughes, Late of 5 Somers Street Belmont, died 21/7/02, (DE19980616EM12)

Brandenburg, Florence Violet, Late of Murray River Nursing Home 83 Boundary Road Mandurah, died 7/8/02, (DE30247859EM15)

Chapman, Marjorie Enid, Late of 36 James Street Bassendean, died 26/7/02, (DE19680327EM23)

Farmer, Walter, Late of Unit 11/155 Ninth Avenue Inglewood, died 11/3/02, (DE33013148EM24)

Fennell, Edna, Late of Belmont Community Nursing Home 5 Kemp Place Rivervale, died 20/7/02, (19901592EM33)

Fisher, Kenneth Roy also known as Ken Roy Fisher, Late of Riverview Nursing Home Pendleton Street Collie, died 18/7/02, (DE19782754EM16)

Gardner, Madeline, Late of 11 Kebroyd Way Kallaroo, died 26/7/02, (DE19793020EM15)

Grigo, Arthur, Late of Unit 5/25 Ashford Avenue Rockingham, died 27/6/02, (DE19981034EM16)

Hardingham Robert Henry, Late of Unit 40/24 Freedman Road Menora formerly of Unit 37/24 Freedman Road Menora, died 15/7/02, (DE19921749EM37)

Harkness, Ethel Joyce, Late of 9 Royal Road Safety Bay, died 27/6/02, (DE19941202EM16)

La Gaiete, Leonce Sylvio Georges, Late of 13 Winfield Street Lynwood, died 25/6/02, (DE32002898EM16)

Miller, Maxwell John, Late of 29 Dart Street Boulder, died 26/6/02, (DE19924739EM32)

Small, Robert Stanley John, Late of 11 Lewington Street Beaconsfield, died 27/6/02, (DE20011969EM37)

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

ZZ204

TRUSTEES ACT 1962
DECEASED ESTATE

NOTICE TO CREDITORS AND OTHER CLAIMANTS

Elsie Phyllis Maxted, late of 7A Vale Street, Mount Lawley in the State of Western Australia, Home Duties, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees' Act 1962 relates) in respect of the estate of the deceased who died on 10 April 2002 are required by the Executrices of care of Stables Scott, 8 St George's Terrace, Perth to send particulars of their claims to them by no later than 17 September 2002 after which date the Executrices may convey or distribute the assets having regard only to the claims of which they then have notice.

ZZ205

TRUSTEES ACT 1962
DECEASED ESTATE

NOTICE TO CREDITORS AND CLAIMANTS

Elaine Ivy Jones late of 27 Moir Street, Perth in the State of Western Australia.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased who died on 4 June 2001 at Mosman Park aforesaid are required by the Administrator and Trustee of care of Messrs Dwyer Durack Lawyers of 10th Floor Dwyer Durack House 40 St George's Terrace Perth to send particulars of their claims to him by Monday 16 September 2002 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

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