

WESTERN AUSTRALIAN GOVERNMENT Gazette



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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.*

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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 —

AGRICULTURE

AG301*

Plant Diseases Act 1914

Plant Diseases Amendment Regulations (No. 5) 2002

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Plant Diseases Amendment Regulations (No. 5) 2002*.

2. The regulations amended

The amendments in these regulations are to the *Plant Diseases Regulations 1989**.

[* Reprinted as at 20 September 2002.]

3. Schedule 8 amended

Schedule 8 is amended as follows:

- (a) in items 3, 7, 7A, 9, 10, 11, 12 and 15A by deleting “75” and inserting instead —
“ 150 ”;
- (b) after the heading “*Plant Diseases Regulations 1989*” and before item 6 the following item is inserted —
“
6A. Regulation 3B(1) Bringing plant into State that is not listed in Schedule 5 or approved by the Director General and according to any conditions imposed by the Director General 150
”.

By Command of the Governor,

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

FIRE AND EMERGENCY SERVICES

FE301*

Bush Fires Act 1954

Bush Fires Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Bush Fires Amendment Regulations 2003*.

2. The regulations amended

The amendments in these regulations are to the *Bush Fires Regulations 1954**.

[* Reprinted as at 9 February 2001.]

3. Regulation 19 amended

Regulation 19(1) is amended by deleting “by-law” and inserting instead —

“ local law ”.

4. Regulation 38A amended

Regulation 38A(3) is amended by inserting after the subregulation —

“ Penalty: \$5 000. ”.

5. Regulation 38B amended

- (1) Regulation 38B(2) is amended by deleting “Notwithstanding, but without limiting, the foregoing provisions of this regulation and in any event, every” and inserting instead —

“ Every ”.

- (2) Regulation 38B(3) is repealed and the following subregulation is inserted instead —

“

- (3) Every person who operates any power saw, bag loader or other plant or equipment activated by an internal combustion engine —

- (a) contrary to a prohibition given under subregulation (1); or

(b) in contravention of subregulation (2),
commits an offence.
Penalty: \$5 000.

”

6. Regulation 38C amended

After regulation 38C(2) the following subregulation is inserted —

“

(3) A person who contravenes a declaration made under subregulation (1) commits an offence.
Penalty: \$5 000.

”

7. Regulation 46 replaced

Regulation 46 is repealed and the following regulation is inserted instead —

“

46. Breach of regulations an offence

A person who —

- (a) commits a breach of any regulation for which a penalty is not expressly provided; or
- (b) fails to comply with any condition on which a permit to burn is granted,

is guilty of an offence.

Penalty: \$1 000.

”

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

FE302*

Bush Fires Act 1954

Bush Fires (Infringements) Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Bush Fires (Infringements) Amendment Regulations 2003*.

2. The regulations amended

The amendments in these regulations are to the First Schedule to the *Bush Fires (Infringements) Regulations 1978**.

[* Reprinted as at 21 July 2000.]

3. First Schedule amended

- (1) After item 6 the following items are inserted —

“

6A	Section 24D	Burning garden refuse when fire danger is extreme or very high	250
6B	Section 24E	Burning garden refuse at rubbish tip contrary to notice	1 000
6C	Section 24F	Burning garden refuse during limited burning times	250
6D	Section 24G	Burning garden refuse contrary to Ministerial or local government prohibition or restriction	250

”.

- (2) Item 10 is deleted.
- (3) Item 39 is amended by deleting “60” and inserting instead —
- “ 500 ”.
- (4) Items 41 and 42 are deleted and the following items are inserted instead —

“

41	Regulation 38B(3)(a)	Operating any power saw, bag loader or other plant or equipment activated by an internal combustion engine contrary to harvest ban	500
42	Regulation 38B(3)(b)	Failure to fit spark arrester to power saw, bag loader or other plant or equipment	250

”.

- (5) Item 43 is amended as follows:
- (a) by deleting “Regulation 38C(1)” and inserting instead —
- “ Regulation 38C(3) ”;
- (b) by deleting “60” and inserting instead —
- “ 500 ”.
- (6) The items listed in the Table to this subregulation are amended by deleting “100” and inserting instead —
- “ 250 ”.

Table

items 1 to 4	items 25 to 32
items 7 to 12	items 34 to 36
items 15 to 19	item 51
items 21 to 23	

- (7) Items 5, 6, 20, 24 and 50 are amended by deleting “40” and inserting instead —
 “ 100 ”.
- (8) Items 13, 14, 33, 37, 38, 40 and 44 to 49B are amended by deleting “60” and inserting instead —
 “ 250 ”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

HEALTH

HE301*

POISONS ACT 1964

POISONS (AUTHORIZED POSSESSION OF SUBSTANCES)
 AMENDMENT ORDER 2003

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Amendment Order 2003*.

Commencement

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

Principal order

3. In this order the *Poisons (Authorized Possession of Substances) Order (No. 11) 2002** is referred to as the principal order.

[*Published in *Gazette* 24 September 2002, pp. 4781-4782]

Clause 4 amended

4. Clause 4 of the principal order is amended by deleting paragraph (d) and substituting the following—

“(d) 2000 tablets of 3,4-Methylenedioxy-N, a-Dimethylphenylethylamine (MDMA),”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

HE302*

POISONS ACT 1964

POISONS (AUTHORIZED POSSESSION OF SUBSTANCES)
 AMENDMENT ORDER (NO. 2) 2003

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Amendment Order (No. 2) 2003*.

Commencement

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

Principal order

3. In this order the *Poisons (Authorized Possession of Substances) Order (No. 3) 2002** is referred to as the principal order.

[*Published in *Gazette* 24 September 2002, pp. 4774-4775]

Clause 4 amended

4. Clause 4 of the principal order is amended by deleting the table to that clause and substituting the following—

“

Table
Leon John Dusci , Laboratory Manager, PathCentre, Queen Elizabeth II Medical Centre, Nedlands.
Lawrence Peter Hackett , Chemist and Research Officer, PathCentre, Queen Elizabeth II Medical Centre, Nedlands.
Sean Joseph O'Halloran , Medical Scientist, PathCentre, Queen Elizabeth II Medical Centre, Nedlands.

”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Town of Kwinana

FENCING LOCAL LAW

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Town of Kwinana resolved on 27 November 2002 to make the following local law.

The Shire of Dandaragan Local Laws Relating to Fencing as published in the *Government Gazette* on 9 May 2001, is adopted as a local law of the Town of Kwinana with the modifications which follow:

1. Preliminary

1.1 Wherever the Shire of Dandaragan is mentioned in the local law substitute “Town of Kwinana”.

1.2 Wherever “Building Surveyor” is mentioned in the local law substitute “local government”.

2. Clause 1—Citation

Delete “Local Laws Relating to Fencing” and substitute “Fencing Local Law”

3. Clause 2—Repeal

Delete the whole of clause 2 and insert—

“The following local laws are repealed—

- (a) By-law Relating to Fencing published in the *Government Gazette* of 12 September 1986;
- (b) By-law Prescribing What Constitutes a Sufficient Fence published in the *Government Gazette* of 22 June 1961
- (c) Model By-laws Relating to Removal and Disposal of Obstructing Animals or Vehicles, No. 7 published in the *Government Gazette* of 29 November 1962 and 17 December 1969;
- (d) Local Law Relating to Stalls published in the *Government Gazette* of 21 December 1973;
- (e) Model Local Law Relating to Street Laws and Gardens No. 11 published in the *Government Gazette* of 2 May 1972.’

4. Clause 4—Interpretation

4.1 Delete the definition of “Building Surveyor”.

4.2 In the definition of “notice of breach” delete “clause 15(1)” and substitute “clause 18(1)”.

4.3 Insert in the appropriate place—

- “Special Residential Lot” means a lot where a special residential use—
(a) is or may be permitted under the town planning scheme; and
(b) is or will be the predominant use of the lot;”

5. Clause 6—Sufficient Fences

5.1 In subclause (2) insert “and any provision contained in a town planning scheme” before “a sufficient fence”

5.2 In paragraph (c) of subclause (2), insert “and on a Special Residential Lot” before “is a dividing”

5.3 In paragraph (b) of subclause (3), delete “Second” and substitute “First”

5.4 In paragraph (c) of subclause (3), insert “or a Special Rural Lot or a Special Residential Lot” before “, a sufficient”

5.5 Delete paragraphs (d) and (e) and substitute—

- “(d) a Rural Lot and an Industrial Lot, a sufficient fence is a dividing fence constructed and maintained in accordance with the specifications and requirements of the Second Schedule;
(e) a Rural Lot and a Special Rural Lot or a Special Residential Lot, is a sufficient fence constructed and maintained in accordance with the specifications and requirements of the Third Schedule; and
(f) a Special Rural Lot and a Special Residential Lot, is a sufficient fence constructed and maintained in accordance with the specifications and requirements of the Third Schedule.”

5.6 In subclause (5) insert “, masonry” after “stone”.

6. Clause 7—Fences within Front Setback Areas

Delete subclauses (1) and (2) and substitute—

- “(1) A person shall not, without the written consent of the local government, erect a free-standing fence greater than 1200 mm in height above natural ground level, or 750 mm in height where the fence is within 1500 mm of an access, driveway or secondary street, within the front setback area of a Residential Lot within the district.
(2) The local government may approve the erection of a fence of a height greater than 1200 mm in the front setback area of a Residential Lot in accordance with the Residential Design Codes, either unconditionally or subject to any conditions, or may refuse to approve the erection of such a fence.”

7. Clause 8—Fences on a Rural Lot

In the heading and body of Clause 8, insert “or Special Rural Lot” after “Rural Lot”.

8. Insert new Clauses

Renumber Clause 9 onwards to allow two new clauses 9 and 10 to be inserted as follows—

“9. Fences on a Residential Lot

A person shall not without the written consent of the local government, erect a fence on a Residential Lot of a height exceeding 1800 mm.

10. Fences Within the District

All fences must comply with the provisions of the town planning scheme and its policies.”

9. Clause 13—Fencing Materials

Delete subclauses (1) and (2) and substitute—

- “(1) A person shall only construct a fence on a Residential Lot from brick, stone, concrete, wrought iron, tubular steel framed, timber, corrugated fibre reinforced cement sheeting, prepainted steel sheeting or a material approved by the local government. Plastic coated (black) link mesh may be used on front fencing (no higher than 1200 mm).
(2) A person shall only construct a fence on a Commercial Lot or an Industrial Lot from brick, stone, concrete, wrought iron, tubular steel framed, link mesh, timber, plastic coated or galvanised link mesh, corrugated fibre reinforced cement sheeting, prepainted steel sheeting or a material approved by the local government.
(3) Where the local government approves the use of pre-used materials in the construction of a fence under subclause (1) or (2), that approval shall be conditional on the applicant for approval painting or treating the pre-used material as directed by the local government.”

10. Clause 14—Barbed Wire and Broken Glass Fences

10.1 In subclause (3) of Clause 14 delete “unless the wire or materials are carried on posts at an angle of 45 degrees, and “ and “is set back 150 mm from the face of the fence and”.

10.2 In subclause (6) of Clause 14 insert “, a Special Rural Lot or a Special Residential Lot,” after “Rural Lot”.

11. Clause 15—Requirements for a Licence

11.1 Delete subclause (1) of Clause 15 and substitute—

“(1) An owner or occupier of a lot, other than a Rural Lot, shall not have and use an electrified fence on that lot without first obtaining a licence under subclause (2).”

11.2 Renumber subclauses (3), (4), and (5) of Clause 15 to (4), (5) and (6) respectively.

11.3 Insert before subclause (4) of Clause 15—

“An owner or occupier of a lot shall not have a razor wire fence on that lot without first obtaining a licence under subclause (4).”

11.4 In paragraph (b) of subclause (4) delete “.” and substitute “; and”

11.5 Insert after paragraph (b) of subclause (4)—

“(c) unless the lot is a Industrial Lot.”

11.6 In subclauses (5) and (6), delete “(3)” and substitute “(4)”

12. Clause 16—Transfer of a Licence

Delete “13” and substitute “15”.

13. Clause 17—Cancellation of a Licence

Delete “13(2) or 13(3)” and substitute “15(2) or 15(4)”.

14. Clause 18—Notices of Breach

Delete subclause (3) of Clause 18

15. First Schedule

15.1 In clause C delete paragraph (a) and substitute—

“(a) footings in accordance with a practicing Engineer’s Certified Structural Design;”.

15.2 In paragraph (b) of clause C delete “225 mm x 100 mm” and substitute “350 mm x 230 mm”

15.3 In clause D delete subclauses (1) and (2) and substitute—

- “(a) brick piers of minimum 350 mm x 350 mm at 3000 mm centres bonded to a minimum height base wall of 514 mm;
- (b) each pier shall be reinforced with one R10 galvanised rod extending central and for the full height of the pier and cogged into concrete footing with a 250mm horizontal leg, the central core of pier to be filled with concrete;
- (c) the minimum ultimate strength of brickwork shall be 20MPa. Mortar shall be a mix of 1 part cement and 4 parts of sand, cement to be normal Portland;
- (d) footings in accordance with a practicing Engineer’s Certified Structural Design.”

16. Second Schedule

16.1 In paragraph (b) of clause A delete “600 mm” and substitute “750 mm”

16.2 In paragraph (e) of clause A delete “12(3)” and substitute “14(3)”

17. Third Schedule

Delete the Third Schedule and substitute—

“SPECIFICATIONS FOR A SUFFICIENT BOUNDARY FENCE
ON A RURAL LOT, A SPECIAL RURAL LOT
AND A SPECIAL RESIDENTIAL LOT

- (1) The minimum specifications for a sufficient fence of post and wire construction are as follows:
 - (a) wire shall be high tensile steel wire and not less than 2.5 mm diameter. A minimum of five wires shall be used, generally with the lower wires spaced closer together than the higher wires so as to prevent smaller stock passing through, and connected to posts in all cases;
 - (b) posts shall be of timber or other suitable material including—
 - timber impregnated with termite and fungicidal preservative;
 - standard iron star pickets; or
 - concrete;
 - (c) if timber posts are to be used, posts are to be cut not less than 1800 mm long x 100 mm diameter at small end if round or 125 mm x 60 mm if split or sawn. Posts to be placed at not more than 5 metre intervals, set minimum 600 mm in the ground and 1100 mm above the ground; and
 - (d) strainer posts, if timber, shall be not less than 2250 mm long and 150 mm diameter at the small end (tubular steel to be 50 mm in

diameter) and shall be cut from timber or other suitable material. These shall be placed a minimum of 900 mm in the ground and set at all corners, gateways and fence line angles but not exceeding 200 metres apart;

- (2) An electrified fence having four wires only is a sufficient fence if constructed in accordance with AS/NZS 3016:1994;
- (3) The minimum specifications for a sufficient fence of post and rail construction are as follows:
 - (a) all posts to be of durable grade timber or other suitable material including timber impregnated with termite and fungicidal preservative cut not less than 2400 mm long x 125 diameter at the small end. Posts to be set minimum 900 mm in the ground and 1500 mm above the ground; and
 - (b) all rails to be of the same material specified in (1) cut not more than 2100 mm long x 100 mm diameter at the small end to be properly affixed to the rails. No more than three rails to be used between posts."

Dated this 27th day of November 2002.

The Common Seal of the Town of Kwinana was hereunto affixed in the presence of—

J. H. D. SLINGER, Mayor.
R. G. SEARLE, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RG301*

RULES OF HARNESS RACING 1999

NOTICE OF AMENDMENT

Notice is hereby given that the Committee of the Western Australian Trotting Association at Gloucester Park, East Perth, on the 17 December 2002 resolved by majority of members of the Committee that the *Rules of Harness Racing 1999* be amended as follows—

1. Replace Rule 190A with following—

190A. Out of Competition Testing

- (1) When a sample taken at any time from a horse being trained by a licensed trainer has detected in it any prohibited substance specified in sub-rule (2), or metabolites, artifacts or isomers of such prohibited substance, the trainer and any other person who was in charge of such horse at the relevant time may be punished unless he satisfies the stewards that he had taken all proper precautions to prevent the administration of such prohibited substance.
- (2) For the purpose of sub-rule (1) the following substances are specified as prohibited substances—
 - Anileridine
 - Etorphine
 - Dipipanone
 - Endorphins
 - Human erythropoietin, darbepoetin alfa
 - Human insulin, bovine insulin and porcine / canine insulin
 - Diacetylmorphine (heroin), cocaine, cannabinoids and lysergic acid diethylamide (LSD)
 - Amphetamines including amphetamine, methylamphetamine
 - Methylenedioxyamphetamine and methylenedioxymethamphetamine

2. Insert Rule 190B as follows—

190B. Log Book

- (1) A trainer shall at all times keep and maintain a log book or register listing all therapeutic substances in his or her possession.
- (2) A trainer shall upon request produce such log book or register for inspection by the Stewards.

- (3) A trainer who fails to comply with the provisions of sub rule (1) or (2) is guilty of an offence.

GARRY SCOTT, President.

RG302*

RULES OF HARNESS RACING 1999

NOTICE OF AMENDMENT

Notice is hereby given that the Committee of the Western Australian Trotting Association at Gloucester Park, East Perth, on the 17 December 2002 resolved by majority of members of the Committee that the *Rules of Harness Racing 1999* be amended as follows—

1. Replace Local Rule 268 with—

LR268. Application for gear approval

- (1) Applications concerning gear shall be made on Form R25-A.
- (2) Part B of Form LR25-A must be completed and lodged with the Controlling Body no later than 48 hours before the nomination of a horse for a race.
- (3) In the event of a change to any of the particulars entered on Part B of Form LR25-A, a form LR25-C containing the changed particulars shall be lodged by the time determined by the Controlling Body.
- (4) Rescinded (G.G. 19th Nov 2002).

GARRY SCOTT, President.

RG303*

RULES OF HARNESS RACING 1999

NOTICE OF AMENDMENT

Notice is hereby given that the Committee of the Western Australian Trotting Association at Gloucester Park, East Perth, on the 17 December 2002 resolved by majority of members of the Committee that the *Rules of Harness Racing 1999* be amended as follows—

1. Insert Rule 43A as follows—

43A. Licensed persons reporting before leaving course

- (1) A driver, trainer or person in charge of a horse engaged in a race and the horse shall remain on the racecourse for at least 30 minutes after the race unless permission to leave is granted by the stewards.
- (2) A person who fails to comply with sub-rule (1) is guilty of an offence.

2. Replace existing Rule 75(2)(f) with the following—

75(2)(f) the Chief Steward shall open the claim box no earlier than 15 minutes before the start of the race and no later than immediately after the race and determine the claims;

3. Replace existing Rule 97 with the following—

97. Gait change

- (1) The owner or lessee of a horse may make application to the Controlling Body to change the gait of the horse.
- (2) The gait of a horse shall not be changed until the horse has trialed to the satisfaction of the stewards.
- (3) The application shall be made in the manner and form and be accompanied by such documentation, information and fees as the Controlling Body may determine.

4. Insert Rule 98 (3) and (4) as follows—

- (3) A horse which has had a tracheostomy, with or without a tracheotomy tube inserted, is ineligible to race.
- (4) An owner, trainer or other person who permits a horse which has had a tracheostomy to race, is guilty of an offence.

5. Replace existing Rule 149 with the following—

149. Race to win or best placing

- (1) A driver shall take all reasonable and permissible measures during the course of a race to ensure that the horse driven by that driver is given full opportunity to win or obtain the best possible placing in the field.
- (2) A driver shall not drive in a manner which in the opinion of the stewards is unacceptable.
- (3) A driver who fails to comply with sub rule (1) or (2) is guilty of an offence.

6. Replace existing *Local Rule 159 (7)* with the following—

- (7) *A person shall at all times when driving or riding a horse on a registered racetrack wear a body protector that is certified by Quality Assurance Services Pty. Ltd. and which has been approved by the Australian Harness Racing Council.*

GARRY SCOTT, President.

— PART 2 —

AGRICULTURE

AG401*

MARKETING OF POTATOES ACT 1946

APPOINTMENTS

Department of Agriculture,
South Perth WA 6151.

408/86

I, Kim Chance, Minister for Agriculture, Forestry and Fisheries, acting under Sections 7 and 12 of the Marketing of Potatoes Act 1946, hereby appoint Mr David Sash as a member of the Potato Marketing Corporation for a term of office to expire on 23 December 2005. I also reappoint Mr Jim Murphy as Chairman for a term of office to expire on 20 February 2006.

KIM CHANCE, Minister for Agriculture,
Forestry and Fisheries.

JUSTICE

JU401

CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988

APPOINTMENTS

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

Ms Jennifer Robin Le Souef of 2 Victoria Street, Albany
Mr Linton Stanley Rumble of 712 Jope Street, Paraburdoo
Mr Mervyn Edward Wright of 108a Hall Street, Halls Creek.

as Members of the Children's Court of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

JU402

DECLARATIONS AND ATTESTATIONS ACT 1913

APPOINTMENTS

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

Mr Derek John Fletcher of 125 Lesmurdie Road, Lesmurdie,
Mr Neil John Ridley of 22 Harris Street, Palmyra
Mrs Caroline Elizabeth Trant of 356 Bulwer Street, West Perth.

GARY THOMPSON, Executive Director, Court Services.

JU403*

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 person with a Permit to do High-Level Security Work:

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Robertson	Karen Frances	CS3-001	06/01/2003	06/01/2003	30/07/2005

BRIAN YEARWOOD, A/Director,
Custodial Contracts.

JU404*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

REVOCATIONS

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
Ridgeway	Richard Allen	CS2-325	06/01/2003
Hill	Brian Frank John	CS2-268	06/01/2003
McKey	Russell Glynn	CS2-370	06/01/2003
Roantree	Stephen	CS2-122	06/01/2003

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

BRIAN YEARWOOD, A/Director,
Custodial Contracts.

LOCAL GOVERNMENT

LG101

*PRINTERS CORRECTION***LOCAL GOVERNMENT ACT 1995***District of Halls Creek*

(CHANGE OF DISTRICT NAME) ORDER 2002

An error occurred in the notice published under the above heading on page 5555 of *Government Gazette* No. 205 dated 22 November 2002 and is corrected as follows.

Delete the entire notice and insert new notice as follows.

“ **LOCAL GOVERNMENT ACT 1995***District of Hall's Creek*

(CHANGE OF DISTRICT NAME) ORDER 2002

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

1. Citation

This Order may be cited as the *District of Hall's Creek (Change of District Name) Order 2002*.

2. Change of district name (s. 2.3 (3) of the Act)

(1) On and after the first ordinary elections day after the commencement of this order, the name of the district of Hall's Creek is changed so that on and after that day the district is called Halls Creek.

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

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

LG401

BUSH FIRES ACT 1954*Shire of Kalamunda***CHANGES TO THE PROVISIONS OF SECTION 24F TO APPLY DURING THE PROHIBITED BURNING PERIOD**

Pursuant to the powers contained in Section 24G(2) of the above Act, the Shire of Kalamunda prohibits the burning of all garden refuse during the Prohibited Burning Season within its district unless that garden refuse is burned in an incinerator in accordance with the requirements of 24F(2) of the Act.

DAVID VAUGHAN, Chief Executive Officer.

MINERALS AND PETROLEUM

MP101

*PRINTERS CORRECTION***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

An error occurred in the notice published under the above heading on page 6629 of *Government Gazette* No. 228 dated 27 December 2002 and is corrected as follows.

Delete the following items—

“P25/1332—Lachlan Resources NL
 P25/1333—Lachlan Resources NL
 P25/1334—Lachlan Resources NL
 P25/1335—Lachlan Resources NL
 P25/1336—Lachlan Resources NL
 P25/1337—Lachlan Resources NL
 P25/1338—Lachlan Resources NL
 P25/1339—Lachlan Resources NL
 P25/1340—Lachlan Resources NL
 P25/1343—Lachlan Resources NL
 P25/1344—Lachlan Resources NL
 P25/1345—Lachlan Resources NL”

and insert—

“ P26/2332—Lachlan Resources NL
 P26/2333—Lachlan Resources NL
 P26/2334—Lachlan Resources NL
 P26/2335—Lachlan Resources NL
 P26/2336—Lachlan Resources NL
 P26/2337—Lachlan Resources NL
 P26/2338—Lachlan Resources NL
 P26/2339—Lachlan Resources NL
 P26/2340—Lachlan Resources NL
 P26/2343—Lachlan Resources NL
 P26/2344—Lachlan Resources NL
 P26/2345—Lachlan Resources NL ”

MP401*

State of Western Australia

PETROLEUM ACT 1967**SECTION 112—RELEASE OF INFORMATION**

I, William Lee Tinapple, Director, of the Petroleum Division in the Department of Mineral and Petroleum Resources in the State of Western Australia the delegate of the Minister for State Development under the above Acts, by virtue of an instrument of delegation dated 1 March 2001 and published in the *Government Gazette* of Western Australia on 13 March 2001, do hereby advise that in accordance with Section 112—

- (i) As of 1 April, 2003, it is my intention to make available all interpreted data submitted prior to 31 December 1997 in accordance with the Petroleum Act, 1967;

- (ii) therefore invite interested persons to advise of any objection to this release of information within 45 days of publication of this notice.

A person is not entitled to make an objection to information being made available or publicly known except on ground that to do so would disclose—

- (a) any trade secret, or
 (b) any other information the disclosure of which would, or could reasonably be expected to adversely affect the person in respect of the lawful business, commercial or financial affairs of the person.

If no objections are received in accordance with this notice, it shall be deemed that the person who furnished the document containing the information has consented to the information being made available or publicly known.

Any objections to the release of information should be addressed to—

Director Petroleum Division
 Department of Mineral and Petroleum Resources
 Level 11, Mineral House
 100 Plain Street
 EAST PERTH WA 6004
 Tel: (08) 9222 3291
 Fax: (08) 9222 3515

WILLIAM LEE TINAPPLE, Director Petroleum Division.

MP402*

State of Western Australia

PETROLEUM (SUBMERGED LANDS) ACT 1982

SECTION 118—RELEASE OF INFORMATION

I, William Lee Tinapple, Director, of the Petroleum Division in the Department of Mineral and Petroleum Resources in the State of Western Australia the delegate of the Minister for State Development under the above Acts, by virtue of an instrument of delegation dated 1 March 2001 and published in the *Government Gazette* of Western Australia on 13 March 2001, do hereby advise that in accordance with Section 118—

- (i) As of 1 April, 2003, it is my intention to make available all interpreted data submitted prior to 31 December 1997 in accordance with the Petroleum (Submerged Lands) Act, 1982;
 (ii) therefore invite interested persons to advise of any objection to this release of information within 45 days of publication of this notice.

A person is not entitled to make an objection to information being made available or publicly known except on ground that to do so would disclose—

- (a) any trade secret, or
 (b) any other information the disclosure of which would, or could reasonably be expected to adversely affect the person in respect of the lawful business, commercial or financial affairs of the person.

If no objections are received in accordance with this notice, it shall be deemed that the person who furnished the document containing the information has consented to the information being made available or publicly known.

Any objections to the release of information should be addressed to—

Director Petroleum Division
 Department of Mineral and Petroleum Resources
 Level 11, Mineral House
 100 Plain Street
 EAST PERTH WA 6004
 Tel: (08) 9222 3291
 Fax: (08) 9222 3515

WILLIAM LEE TINAPPLE, Director Petroleum Division.

MP403*

Commonwealth of Western Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

SECTION 118—RELEASE OF INFORMATION

I, William Lee Tinapple, Director of the Petroleum Division in the Department of Mineral and Petroleum Resources for the State of Western Australia the delegate of the Designated Authority in

respect of the area specified as being adjacent to the State of Western Australia by virtue of an instrument of delegation dated 1 March 2001 and published in the *Government Gazette* of Western Australia on 13 March 2001, do hereby advise that in accordance with Section 118—

- (i) As of 1 April, 2003, it is my intention to make available all interpreted data submitted prior to 31 December 1997 in accordance with the Petroleum (Submerged Lands) Act, 1967;
- (ii) therefore invite interested persons to advise of any objection to this release of information within 45 days of publication of this notice.

A person is not entitled to make an objection to information being made available or publicly known except on ground that to do so would disclose—

- (a) any trade secret, or
- (b) any other information the disclosure of which would, or could reasonably be expected to adversely affect the person in respect of the lawful business, commercial or financial affairs of the person.

If no objections are received in accordance with this notice, it shall be deemed that the person who furnished the document containing the information has consented to the information being made available or publicly known.

Any objections to the release of information should be addressed to—

Director Petroleum Division
 Department of Mineral and Petroleum Resources
 Level 11, Mineral House
 100 Plain Street
 EAST PERTH WA 6004
 Tel: (08) 9222 3291
 Fax: (08) 9222 3515

WILLIAM LEE TINAPPLE, Director Petroleum Division.

MP404

MINING ACT 1978 CANCELLATION OF FORFEITURE

Department of Mineral and Petroleum Resources,
 Perth, WA 6000.

In accordance with Section 97A(2) of the Mining Act 1978 I hereby cancel the forfeiture of the undermentioned mining lease previously declared forfeited for non compliance with the prescribed expenditure conditions under Section 97(1) and restore the lessee's to their former estate.

CLIVE BROWN MLA, Minister for State Development.

37/1105

Wierobiej, Edward Henryk
 Wierobiej, Zdzislaw

Mt Margaret Mineral Field

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928 TOWN PLANNING SCHEME AVAILABLE FOR INSPECTION *Shire of Jerramungup* Town Planning Scheme No. 2

Ref: 853/5/19/3

Notice is hereby given that the local government of the Shire of Jerramungup has prepared the abovementioned Town Planning Scheme for the purpose of—

1. setting out the local government's planning aims and intentions for the Scheme Area;
2. setting aside land as reserves for public purposes;
3. zoning land within the Scheme Area for the purposes defined in the Scheme;
4. controlling and guiding land use and development;
5. setting out procedures for the assessment and determination of planning applications;

6. making provision for the administration and enforcement of the Scheme; and
7. addressing other matters contained in the First Schedule to the Town Planning Act.

Plans and documents setting out and explaining the Town Planning Scheme have been deposited at Council Offices, 2/6 Vasey Street, Jerramungup, and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 10 April 2003.

Submissions on the Town Planning Scheme may be made in writing on Form No. 4 and lodged with the undersigned on or before 10 April 2003.

D. LONG, Chief Executive Officer.

PI402

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AVAILABLE FOR INSPECTION

Shire of Meekatharra

Consolidated Town Planning Scheme No. 3

Ref: 853/9/4/4

Notice is hereby given that the local government of the Shire of Meekatharra has prepared the abovementioned Town Planning Scheme for the purpose of directing and controlling development in the Scheme Area in such a way as shall promote and safeguard health, safety, convenience and economic and general welfare of its inhabitants and the amenities of the area.

Plans and documents setting out and explaining the Town Planning Scheme have been deposited at Council Offices, 54 Main Street, Meekatharra and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 10 April 2003.

Submissions on the Town Planning Scheme may be made in writing on Form No. 4 and lodged with the undersigned on or before 10 April 2003.

G. HADLOW, Chief Executive Officer.

PI403

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Bridgetown-Greenbushes

Town Planning Scheme No. 4—Amendment No. 48

Ref: 853/6/5/4 Pt 48

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Shire of Bridgetown-Greenbushes Town Planning Scheme Amendment on 18 December 2002 for the purpose of—

1. Amending the Scheme map by rezoning Part Nelson Location 8456 and Part Lot 101 of Nelson Locations 8456 and 8457 Tweed Road, Bridgetown from Rural 3—Blackwood Valley Zone to Special Rural Zone as shown on the Scheme Amendment Map.
2. Amending the Scheme text by including in Schedule 3 Special Rural Zones of the Scheme the following—

(a)	(b)
Location of Zone	Condition of Development
Part Nelson Loc. 8456 and part of Lot 101 Nelson Locs. 8456 and 8457	

Subdivision

1. Subdivision shall be generally in accordance with the Subdivision Guide Plan (Ref: Gib/5) dated December 2000 attached to the Scheme Amendment No. 48 Report.
 - a. No further subdivision to that shown on the Subdivision Guide Plan will be supported by Council

(a) Location of Zone	(b) Condition of Development
	Land Use
	2. Within this zone the following land use provisions shall apply—
	a. Uses which are permitted (with the notation “P”) are—
	Single House
	Rural Pursuit
	Public Utility
	b. Uses which are not permitted unless with the approval of Council (with the notation “AA”) are—
	Aged/Dependent Person’s Dwelling Bed & Breakfast Accommodation Industry—Cottage
	Home Occupation
	c. All other uses are not permitted.
	d. The following uses have the respective meanings.
	<i>Single House</i> means <i>Single Dwelling</i> and has the same meaning given to that term in the Residential Planning Codes.
	<i>Aged/Dependant Persons Accommodation</i> means self contained living accommodation on the same site as a single house and may be attached or detached from the single house existing on the lot for the purposes of providing accommodation for aged or disabled relatives or dependants of the person/s residing in the principal dwelling.
	<i>Bed and Breakfast</i> means any dwelling in which the resident of the dwelling provides accommodation on a short term basis and includes the provision of breakfast.
	<i>Industry—Cottage</i> means an industry which produces art and craft goods which cannot be carried out under the provisions relating to a “home occupation” and that—
	a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection, due to the emission of light, noise, vibration, steam, soot, ash, dust, grit, oil, liquid wastes or waste products;
	b) where operated in a Residential Zone, does not entail the employment of any person not a member of the occupier’s family normally resident on the land;
	c) is conducted in an out-building which is compatible to the zone and its amenity and does not occupy an area in excess of 55m ²
	d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located; and
	e) does not display a sign exceeding 0.2m in area.

(a)
Location of Zone(b)
Condition of Development
Land Degradation

3. With the intention of preventing land degradation, Council may, with the advice of Agriculture Western Australia, require removal of, or reduction in the number of, stock on any lot within the zone.

Building Envelopes

4. No dwellings, sheds or other out buildings shall be constructed outside of the approved building envelope, illustrated on the Subdivision Guide Plan or an alternative location which has been approved by Council.
 - a. When determining an alternative location for a building envelope, council shall allow for adequate setbacks from the Conservation Area, Revegetation Area, and Drainage Protection Area all of which are shown on the Subdivision Guide Plan.

Services

5. No dwelling house shall be occupied unless it is connected to a water storage tank of a minimum capacity of 92,000 litres.
6. For the purposes of providing their own liquid and solid waste disposal systems, landowners are required to provide alternative treatment units to the specification and satisfaction of Council and the Health Department of WA.
 - a. No part of an effluent disposal system is to be sited within 15 metres of the Conservation Area.

Conservation Area

7. Council may at the subdivision stage request the Western Australian Planning commission to impose a condition requiring the subdivider to enter into a legal agreement with Council for the management of the Conservation Area as shown on the Subdivision Guide Plan. The agreement shall address, to the satisfaction of Council, the following matters—

- vegetation removal and damage
- revegetation and species
- control of weeds
- stock
- dwelling and leach drains
- fire management
- stormwater drainage
- other matters as required by Council which pertain to conservation and revegetation.

The agreement is to be recognised by a caveat on each certificate of title and shall be enforceable on future heirs and successors in title.

- a. All costs associated with the legal agreement and the caveat are the responsibility of the subdivider.

(a) Location of Zone	(b) Condition of Development
	<p>Bush Fire Measures</p> <p>8. Council and the Fire and Emergency Services of Western Australia, may at the subdivision stage request the Western Australian Planning Commission to impose a condition requiring the subdivider to prepare and implement a Fire Management Plan to provide for adequate ongoing fire protection to their satisfaction.</p> <p>Stormwater Drainage</p> <p>9. Council may at the subdivision request the Western Australian Planning Commission to impose a condition requiring the subdivider to make arrangements, to the satisfaction of Council, for stormwater drainage including measures to maximise the detention and infiltration of water on the roadside and through the Drainage Protection Area shown on the Subdivision Guide Plan.</p> <p>Vegetation Planting</p> <p>10. The following shall apply in addition to the provisions of the Conservation Area. Council may at the subdivision stage request the Western Australian Planning Commission to impose a condition requiring the subdivider to prepare and implement a Revegetation Plan. The Revegetation Plan is to include the planting and maintenance of vegetation within the following areas as shown on the Subdivision Guide Plan, to the satisfaction of Council—</p> <ul style="list-style-type: none"> • conservation Area; • drainage Protection Area; • along the frontage of Tweed Road to a width of twenty metres; • along the verge of the subdivision road; and • along the verges of the battleaxe leg.’ <p>The Revegetation Plan is also required to achieve the following—</p> <ul style="list-style-type: none"> • in the case of the road verge, battleaxe leg, and the drainage Protection Area trees, shrubs, and grasses are to be planted which will maximise water detention and infiltration; and • incorporate Fire Management Plan requirements. <p>Vegetation Protection</p> <p>11. No vegetation shall be cleared within any allotment except for the purposes of—</p> <ul style="list-style-type: none"> • compliance with the requirements of the Bush Fire Act 1954 (as amended); • compliance with an approved Fire Management Plan; • constructing vehicular access way(s), the location of which is to be approved by Council; • clearing within an approved building envelope; • removing dead, diseased or dangerous trees; and • compliance with the endorsed Revegetation Plan and Conservation Area requirements.

(a) Location of Zone	(b) Condition of Development
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Notification

12. Council may at the subdivision stage request the Western Australian Planning Commission to impose a condition requiring the subdivider to advise prospective purchasers of the lots created of those provisions relating to the land and such other provisions of the Scheme that may affect it.

N. J. OAKS, President.
A. MacNISH, Chief Executive Officer.

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—

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

A Triathlon by members/entrants on 22nd December 2002 between the hours of 06:30 Hrs and 09:00 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 correct side of the carriageway on Honour Avenue, Carroll Drive, Burke Drive, Stoneham Road, Roberts Road, Bicton/Attadale.

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

A Cycle Race by members/entrants of the Spokes Cycle Club on 15th, 29th December 2002, 12th and 26th January 2003 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 Mullewa Road, Walkaway Road and Narngulu Moonyoonooka Road in Greenough.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Geraldton Triathlon Association on 5th January, 8th February and 5th April 2003 between the hours of 15:00 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 Kempton Street, Crotherton Street and Chapman Road in Geraldton.

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

A Christ Church Run by members/entrants of the West Australian Marathon Club on 5th January 2003 between the hours of 07:00 Hrs and 09:00 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 Queenslea Drive, Victoria Avenue, Jutland Parade, Birdwood Parade, The Avenue, Broadway and Esplanade in the areas of Claremont, Dalkeith and Nedlands.

A Cycle Time Trial Race (47KM) by members/entrants of the Australian Time Trials Association on 5th January 2003 between the hours of 07:00 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 Chittering Road, Chittering Valley Road and Muchea Road East in Bullsbrook.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Melville Fremantle Cycling Club on 5th, 12th, 19th and 26th January 2003 between the hours of 08:30 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 carriageway on Canvale Road and Wittenberg Drive in Canning Vale.

All participants to wear approved head protection at all times.

A Triathlon-Mt Barker by members/entrants of the Albany Triathlon Club on 5th January 2003 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 side of the carriageway on Albany Highway, Oatlands Road, Mt Barker-Porongurup Road, Osborne Road, Booth Street in Mt Barker.

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

A Triathlon by members/entrants of the Geraldton Triathlon Association on 11th January 2003 and 22nd February 2003 between the hours of 15:00 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 side of the carriageway on Drummond Cove Road, Water Fronds Circle, Bayside Boulevard, Chapman Road, Glenfield Beach Road, Hill View Drive, Smugglers Pass and Whitehill Road at Drummond Cove, Nr Geraldton.

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

A Cycling Road Race by members/entrants of the West Coast Masters Cycling Council Inc on 12th and 19th January 2003 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 Bradford Street, Chilver Street, Valentine Street, Hazelhurst Street, Kewdale.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Bunbury Triathlon Club on 12th January 2003 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 Rich Road and Minninup Road in Stratham.

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

A Triathlon by members/entrants of the Albany Triathlon Club on 12th January 2003 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 Middleton Road, Golf Links Road, Troode Street and Lower King Road in Albany.

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

A Cycle Race-Criterium by members/entrants of the Bunbury Cycle Club Inc on 15th January 2003 between the hours of 18:00 Hrs and 20:00 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 Meredith Street, Griffin Lane and Mosedale Avenue in Usher, Bunbury.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Melville Fremantle Cycling Club on January 7th, 14th, 21st, 28th, 2003 between the hours of 18:00 Hrs and 19:15 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 Wandi Drive, Lyon Road and De Haer Road in Wandi.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Geraldton Triathlon Association on 18th January, 15th February, 15th March, 19th April 2003 between the hours of 15:00 Hrs and 17:30 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 Wilcock Drive, Portway, Separation Way, Broadhead Avenue, Brand Highway and Marine Terrace in Geraldton.

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

A Cycle Time Trial Race (40KM) by members/entrants of the Australian Time Trials Association on 19th January 2003 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 Railway Parade, Lefroy Avenue, Oakover Road, Campersic Road and Padbury Avenue in Herne Hill.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Spokes Cycle Club on 19th January and 23rd February 2003 between the hours of 08:00 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 Chapman Road, Chapman Valley Road and North West Coastal Highway in Greenough.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Albany Triathlon Club on 19th January 2003 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 side of the carriageway on Cunningham Street, Boongarrie Street, Mermaid Avenue, Emu Point Road, Troode Street, Lower King Road and Swarbrick Street in Emu Point.

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

A Triathlon by members/entrants of the Geraldton Triathlon Association on 25th January, 1st February, 8th March, 22nd March 2003 between the hours of 15:00 Hrs and 17:30 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 Wilcock Drive, Portway and Marine Terrace in Geraldton.

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

A Triathlon by members/entrants of the Rotary Club of Matilda Bay on 26th January 2003 between the hours of 07:00 Hrs and 08:30 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 side of the carriageway on Hackett Drive, The Avenue, Birdwood Parade, Jutland Parade, Victoria Avenue, Waratah Avenue in Crawley/Nedlands/Dalkeith/Claremont areas.

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

A Road Cycle Race—Time Trial by members/entrants of the Albany Cycle Club Inc on 28th January and on 4th, 11th and 18th February 2003 between the hours of 17:30 Hrs and 18:30 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 Frenchman Bay Road in Albany.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Spokes Cycle Club on 2nd February, 16th March and 30th March 2003 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 Mullewa Road, Walkaway Road and Nangulu Moonyoonooka Road in Greenough.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Melville Fremantle Cycling Club on 4th February, 2003 between the hours of 18:00 Hrs and 19:15 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 Wandi Drive, Lyon Road and De Haer Road in Wandi.

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 25/1/2003.

B. MATTHEWS, Commissioner of Police.

PREMIER AND CABINET

PC401

APPOINTMENT OF DEPUTY OF THE GOVERNOR

It is hereby notified for public information that the Governor, under clause XVI of the Letters Patent relating to the Office of Governor of the State of Western Australia dated 14 February 1986, has appointed the Lieutenant-Governor the Honourable David Kingsley Malcolm AC, to be deputy of the Governor and in that capacity to perform and exercise all the powers and functions of the Governor during the period—

8-17 January 2003 (all dates inclusive).

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
APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
160155	Royal Harmony Pty Ltd	Application to add, vary or cancel a condition of the Special Facility—Tourism licence in respect of premises situated in Broome and known as the Broome Brewery.	12/1/03

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

H. R. HIGHMAN, Director of Liquor Licensing.

TRANSPORT

TR402

ROAD TRAFFIC ACT 1974

ROAD TRAFFIC (VEHICLE STANDARDS) REGULATIONS 2002

Exemption Notice—Modification of Vehicles for Persons with Physical Disabilities

Pursuant to Regulation 41 of the *Road Traffic (Vehicle Standards) Regulations 2002* (“the Regulations”) I, Greg Martin, Chief Executive Officer of the Department for Planning and Infrastructure and the Director General for the purposes of the Regulations, hereby exempt from the following regulations, any person with a physical disability who modifies a vehicle because he or she cannot safely drive the vehicle unless it is so constructed, equipped or adapted:

- (a) Regulation 69(3) – in respect of the requirement to pay a fee for the issue of a vehicle modification permit; and
- (b) Regulation 42(2)(d) – in respect of the requirement to pay an application fee.

GREG MARTIN, Chief Executive Officer.

20 December 2002.

TR401**SHIPPING AND PILOTAGE ACT 1967**

APPOINTMENT

Office of the Minister for
Planning and Infrastructure.

It is hereby notified for general information that the Governor, in Executive Council, has approved in accordance with Section 4 of the Shipping and Pilotage Act 1967:

The appointment of Ross Anil John Baptist Amaral as a Pilot for the Port of Onslow.
This appointment is in accordance with the Shipping and Pilotage Act 1967.

ALANNAH MacTIERNAN, Minister for Planning and Infrastructure.

TR403**ROAD TRAFFIC ACT 1974****ROAD TRAFFIC (VEHICLE STANDARDS) REGULATIONS 2002**

ROAD TRAFFIC (VEHICLE STANDARDS) RULES 2002

Exemption Notice—Signs on Heavy Vehicles

Pursuant to Regulation 41 of the *Road Traffic (Vehicle Standards) Regulations 2002* (“the Regulations”) I, Greg Martin, Chief Executive Officer of the Department for Planning and Infrastructure and the Director General for the purposes of the Regulations, hereby exempt all vehicles and vehicle combinations which:

- (a) display signs in relation to width, length or height pursuant to a condition of a permit issued by the Commissioner of Main Roads WA prior to the 1st November 2002 or
- (b) display signs in relation to width, length or height pursuant to a condition imposed on the vehicle’s licence by the Director General under the *Road Traffic (Licensing) Regulation 1975*;

from the requirements of rules 54 and 55 of the *Road Traffic (Vehicle Standards) Rules 2002* and clause 5 of Schedule 2 of the Regulations, to the extent that the requirements set out in those regulations or rules apply and are inconsistent with the condition/s of the permit or the condition/s of the vehicle licence, provided that the vehicle or combination is used in conformity with the said conditions.

GREG MARTIN, Chief Executive Officer.

20 December 2002.

WORKCOVER

WC401**WORKERS’ COMPENSATION AND REHABILITATION ACT 1981**

APPROVED TREATMENT

Notice is given that on 20th December 2002 the Minister for Consumer and Employment Protection, on recommendation of the Workers’ Compensation and Rehabilitation Commission, gave approval for counselling psychology to be “approved treatment” pursuant to section 5(1) of the *Workers’ Compensation and Rehabilitation Act 1981*.

JOHN KOBELKE, Minister for Consumer and
Employment Protection.

WORKSAFE

WS401***OCCUPATIONAL SAFETY AND HEALTH ACT 1984****OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996**

EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13

(No. 1 of 2003)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Archer Builders from the requirements of Regulation 3.120 and Regulation 3.122 of the Occupational

Safety and Health Regulations 1996 in relation to the demolition of the "Blue House" a fire damaged women's refuge located in Derby.

This exemption is subject to the following conditions—

- (i) All adjacent property owners and occupiers are notified, as far as practicable, of the proposed demolition and are prohibited from entering the boundaries of the site during the work;
- (ii) Adequate public protection is maintained around the site;
- (iii) The local authority environmental health officer is advised of the methodology proposed;
- (iv) All persons involved in the demolition work wear the appropriate asbestos related PPE at all times during the demolition work;
- (v) The structure is saturated with water prior to and during the demolition work;
- (vi) The demolition work and clearing of the asbestos cement sheeting is carried out over no more than a five (5) day period;
- (vii) The clearing of the asbestos cement sheeting is carried out in accordance with section 9 of the Code of Practice for the Safe Removal of Asbestos [NOHSC:2002 (1988)];
- (viii) All demolished material is treated as asbestos waste material;
- (ix) As far as practicable, the mobile plant used on site does not run over any demolished or waste material; and
- (x) All plant and equipment used on the site be cleaned immediately prior to leaving the site.

Dated this 7th day of January 2003.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

WS402*

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

(No. 2 of 2003)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Franmor Constructions Pty Ltd from the requirements of Regulation 3.117(2) of the Occupational Safety and Health Regulations 1996 in relation to the requirement to hold a Class 2 demolition licence to remove a timber frame metal clad office at Kununurra Airport. I further grant an exemption from the requirements of Regulation 3.118(b) of the Occupational Safety and Health Regulations 1996 in relation to the requirement to ensure that any Class 2 demolition work is done by a holder of a Class 2 demolition licence during the removal of the structure at the aforementioned address.

Dated this 7th day of January 2003.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

PUBLIC NOTICES

ZZ101

DISSOLUTION OF PARTNERSHIP

Take notice that the partnership between Donald Kenneth Simms & Annette Helen Simms and Colin Allen Simms & Sue Elizabeth Ward Simms trading as Ideal Plants Nursery at Lot 160 Preston Road, Donnybrook was dissolved on 31 December 2002.

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 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 February 2003 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

- Atherton, Gregory Allan, late of 14 Lantana Way, Westfield, died 31/5/02, (DE33019951EM23)
- Bennett, Harry Clarkson, late of Hollywood Senior Citizens Village, 118-120 Monash Avenue, Nedlands, died 3/12/02, (DE19630900EM34)
- Brunton, Norman Leslie, late of Unit 5/6 Kenilworth Street, Bayswater, died 4/9/00, (DE33020194EM37)
- Clay, Edna, late of Unit 9 Carson Avenue, Gosnells, died 20/11/02, (DE19841105EM17)
- Croce, Toni Diane, late of 10 Croydon Avenue, Yokine, died 5/12/02, (DE19903944EM32)
- Duffy, Vincent Patrick, late of 21 Angelo Street, Armadale, died 17/12/02, (DE33014211EM27)
- Fairhead, Joy Barbara, late of J E Murray Home, 16 Deerness Way, Armadale, died 24/10/02, (DE19731267EM36)
- Faure, Robert, late of Mertome Village, 30 Winifred Road, Bayswater, died 25/4/02, (DE33013868EM26)
- Fisher, Graeme John, late of Unit 20, 6 Vale Street, Fremantle, died 1/7/02, (DE330167700EM17)
- Gazeley, Jessie Maud, late of St Ritas Nursing Home, 1 Queens Crescent, Mount Lawley, died 21/11/02, (DE19862494EM27)
- Giles, Arthur Edward, late of 5 Apricot Street, Pinjarra, died 11/11/02, (DE19862193EM22)
- Hart, John Robert, late of 55 Mustang Road, Forrestdale, died 4/9/02, (DE33018390EM43)
- Hindle, Arthur, late of 54 Burrendah Boulevard, Willetton, died 12/11/02, (DE19903882EM25)
- Librizzi, Bianca Antonia, late of John Mercer Lodge, 19 Laidlaw Street, Hilton, died 28/11/02, (DE19942685EM16)
- Malone, Alan Francis, late of Unit 4/31 Joyce Street, Scarborough, died 13/11/02, (DE19990700EM22)
- Martini, Riccardo Antonio, late of 39 Terence Street, Gosnells, died 24/11/02, (DE19981321EM13)
- Miller, Marjorie, late of Glen Craig Nursing Home, 1 Beaufort Road, Albany, died 11/11/02, (DE19930184EM37)
- Miller, Roma May, late of Unit 5, 15/17 Roscoria Avenue, Yokine, died 20/11/02, (DE19913657EM23)
- Oset, Peter, late of 18 Ley Street, Como, died 17/3/02, (PM30231330TM34)
- Payne, Aubrey Trevor, late of St Andrew's Residential Care Facility, 37 Burwood Road, Balcatta, died 20/11/02, (DE19891759EM22)
- Pike, Josiah, late of 12 Lensham Place, Armadale, died 15/12/02, (DE19872015EM15)
- Pyke, Francis Joseph, care of Unit 10/11 Gild Street, Cloverdale, died 11/12/02, (DE19992778EM26)
- Reynolds, Audrey Aileen, late of Lakeside Aged Care Facility, 68 Lyall Street, Redcliffe, died 24/12/02, (DE30329345EM45)
- Robeson, Joseph George, late of Unit 3/56 Hackett Street, Mandurah, died 7/11/02, (DE33004651EM16)
- Ryan, John Edward, late of Riverview Residence Inc, 3 Pendleton Street, Collie, died 15/12/02, (DE33019998EM12)
- Smart, Joe, late of 18 Park Street, Kalgoorlie, died 17/10/02, (DE30276336EM27)
- Smith, Ruby Maude, late of Lathlain Care Facility, 63 Archer Street, Carlisle, died 28/11/02, (DE19661466EM23)
- Voce, Brian David, late of 24 Sydenham Road, Doubleview, died 21/11/02, (DE19883207EM34)
- Wetters, Frances Mabel, late of Leighton Nursing Home, 40 Florence Street, West Perth formerly of 441 Railway Road, Shenton Park, died 4/12/02, (DE19811673EM12)
- Whyte, Gwendoline Helen, late of Sarah Hardy House, 222 Camillo Road, Kelmscott, died 13/11/02, (DE19912275EM37)
- Youngson, David, late of 77 Dorothy Street, Gosnells, died 30/11/02, (DE31055837EM35)
- Zeck, Anthony, late of St Judes Hostel, 30-34 Swan Street, Guildford, died 29/11/02, (DE19770938EM23)

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

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Price: \$15.05 counter sales
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STATE LAW PUBLISHER

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