

WESTERN AUSTRALIAN GOVERNMENT Gazette

797



PERTH, TUESDAY, 18 MARCH 2003 No. 40

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Environmental Protection Act 1986—	
Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy Order 2003 (including Appendix 1).....	799-806
Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Regulations 2003	806-7
Rail Safety Act 1998— Rail Safety Amendment Regulations 2003.....	807-8

PART 2

Architects Board WA	809
Agriculture	809-10
Education	811
Health.....	811
Public Notices.....	812
Public Sector Management.....	811
Transport.....	812

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

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).

Postal address:

State Law Publisher
P.O. Box 8448,
Perth Business Centre 6849

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 9321 7688 Fax: 9321 7536

- 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 —

ENVIRONMENT

EV301*

Environmental Protection Act 1986

Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy Order 2003

Made by the Minister under sections 31(d) and 33.

1. Citation

This order may be cited as the *Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy Order 2003*.

2. Approval of environmental protection policy

The *Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy 2003*, set out in Appendix 1 to this order, is approved.

3. Revocation

The approval for the *Environmental Protection (Goldfields Residential Areas) (Sulphur Dioxide) Policy 1992* is revoked.

JUDY EDWARDS, Minister for the Environment and Heritage.

Date: 2/2/2003

Appendix 1
to the
Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy Order 2003

Environmental Protection Act 1986

Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy 2003

Approved by the Minister under s. 31(d).

1. Citation

This policy may be cited as the *Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy 2003*.

2. Interpretation

In this policy —

“**ambient air**” of a protected area has the meaning given in clause 5;

“**clock hour**” means a sixty minute period commencing on the hour;

“**ppm**” means parts per million by volume of dry air;

“**protected area**” has the meaning given in clause 4;

“**sulfur dioxide concentration**” means the sulfur dioxide concentration averaged over one clock hour.

3. Purpose and objectives of policy

- (1) The purpose of this policy is to specify the maximum sulfur dioxide concentration permitted in the ambient air of a protected area for the purposes of the *Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Regulations 2003*.
- (2) The environmental quality objectives of this policy are —
 - (a) to control and progressively reduce the sulfur dioxide concentration in the ambient air of a protected area during each year until 2008; and
 - (b) to ensure that during and after 2008, the sulfur dioxide concentration in the ambient air of a protected area does not exceed 0.25 ppm.

4. Protected areas

- (1) For the purposes of this policy, each of the following areas is a “protected area” —
 - (a) the area delineated on the EPP Map KALGJUN02 of the City of Kalgoorlie-Boulder, a representation of which is set out in Schedule 1; the boundaries of which run from a point 6600149mN and 349138mE north easterly to a point 6602083mN and 351905mE then east north easterly to a point 6602703mN and 353383mE then south easterly to a point 6600149mN and 356138mE then south south easterly to a point 6591149mN and 358138mE then westerly to a point 6591149mN and 349138mE then northerly to a point 6600149mN and 349138mE;
 - (b) the area delineated on the EPP Map KAMBJUN02 of the Town of Kambalda, a representation of which is set out in Schedule 2 and having the shape of a rectangle, the boundaries of which run from a point 6548149 mN and 366139 mE easterly to a point 6548149 mN and 374139 mE, then southerly to a point 6544149 mN and 374139 mE, then westerly to a point 6544149 mN and 366139 mE and then northerly to the point 6548149 mN and 366139 mE;
 - (c) the area delineated on the EPP Map COOLJUN02 of the Town of Coolgardie, a representation of which is set out in Schedule 3 and having the shape of a trapezoid, the boundaries of which run from a point 6576149 mN and 323638 mE easterly to a point 6576149 mN and 325138 mE, then generally south easterly to a point 6572149 mN and 326138 mE, then westerly to a point 6572149 mN and 323638 mE and then northerly to the point 6576149 mN and 323638 mE; and
 - (d) the area delineated on the EPP Map KURRJUN02 of the Kurrawang Aboriginal Reserve (being Reserve No. 23648, Jaurdi Location 23), a representation of which is set out in Schedule 4, the boundaries of which run from a point 6586963 mN and 339006 mE, then northerly to a point 6587350 mN and 339012 mE, then northerly to a point 6589385 mN and 339030 mE, then easterly to a point 6589412 mN and 339986 mE, then southerly to a point 6589436 mN and 340848 mE, then southerly to a point 6588536 mN and 340847 mE, then south easterly to a point 6588271 mN and 340882 mE, then westerly to a point 6587618 mN and 339945 mE, then westerly to the point 6586963 mN and 339006 mE.
- (2) The bounding coordinates referred to in subclause (1)(a) to (d) are referenced to the Geocentric Datum of Australia (GDA) 1994 Map Grid of Australia Zone 51 (MGA).

- (3) The originals of the maps referred to in subclause (1)(a) to (d) may be viewed during normal office hours at the Department's head office, Level 8, 141 St. George's Terrace, Perth WA 6000.

5. **Ambient air of a protected area**

For the purposes of this policy, the “**ambient air**” of a protected area is the portion of the environment comprising a layer of air 5 metres thick —

- (a) immediately above, and immediately surrounding, the external surfaces of any residential premises situated in a protected area; and
- (b) immediately above the surface of the remainder of a protected area.

6. **Maximum permitted sulfur dioxide concentration**

For the purposes of the *Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Regulations 2003*, the Table to this clause specifies the maximum sulfur dioxide concentration permitted in the ambient air at any place within a protected area during a calendar year listed in the Table.

Table

Calendar year	Maximum permitted sulfur dioxide concentration (ppm)
2003	0.35
2004	0.30
2005	0.25
2006	0.25
2007	0.25
2008 and each succeeding year	0.25

7. **Authority to report to Minister**

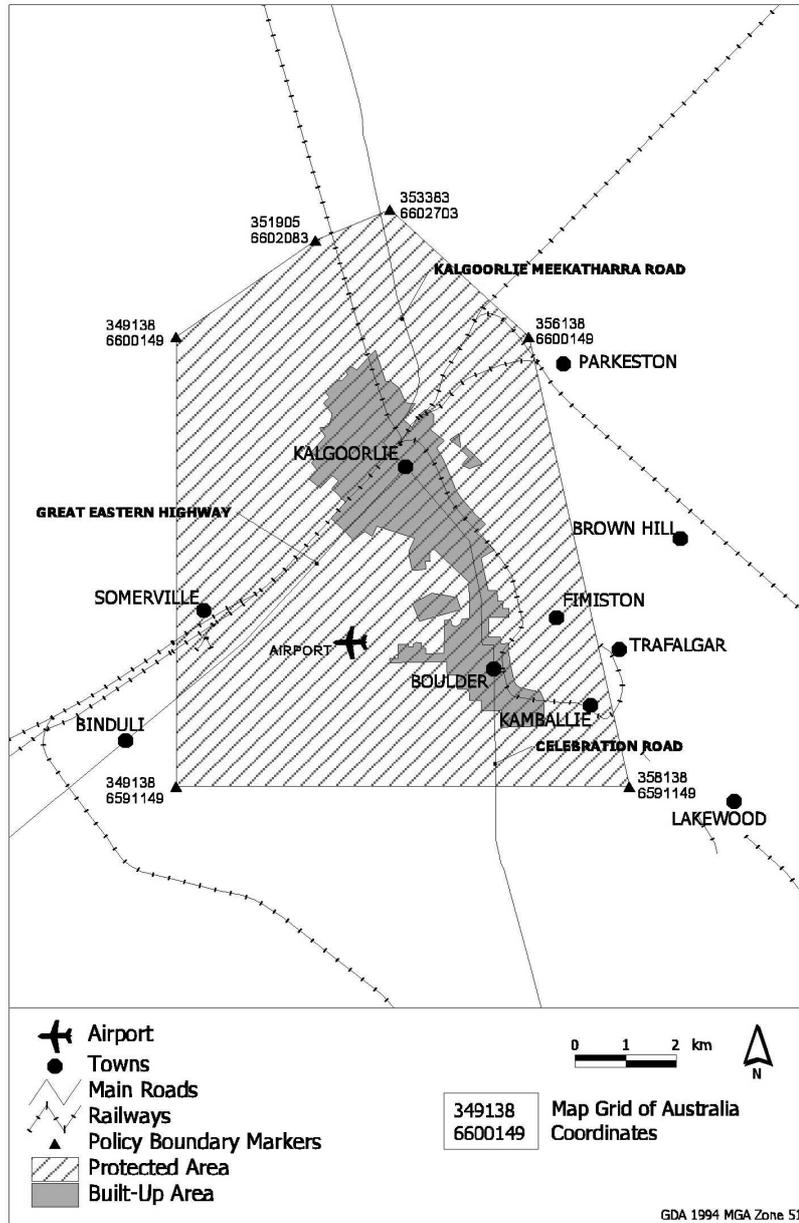
If the Authority determines that, during a year listed in the Table to this clause, the sulfur dioxide concentration in the ambient air at any one place within a protected area has exceeded 0.20 ppm on more than the number of days specified in the Table in respect of that year, then the Authority must report this to the Minister.

Table

Calendar year	Number of days
2003	3
2004	3
2005	2
2006	2
2007	2
2008 and each succeeding year	1

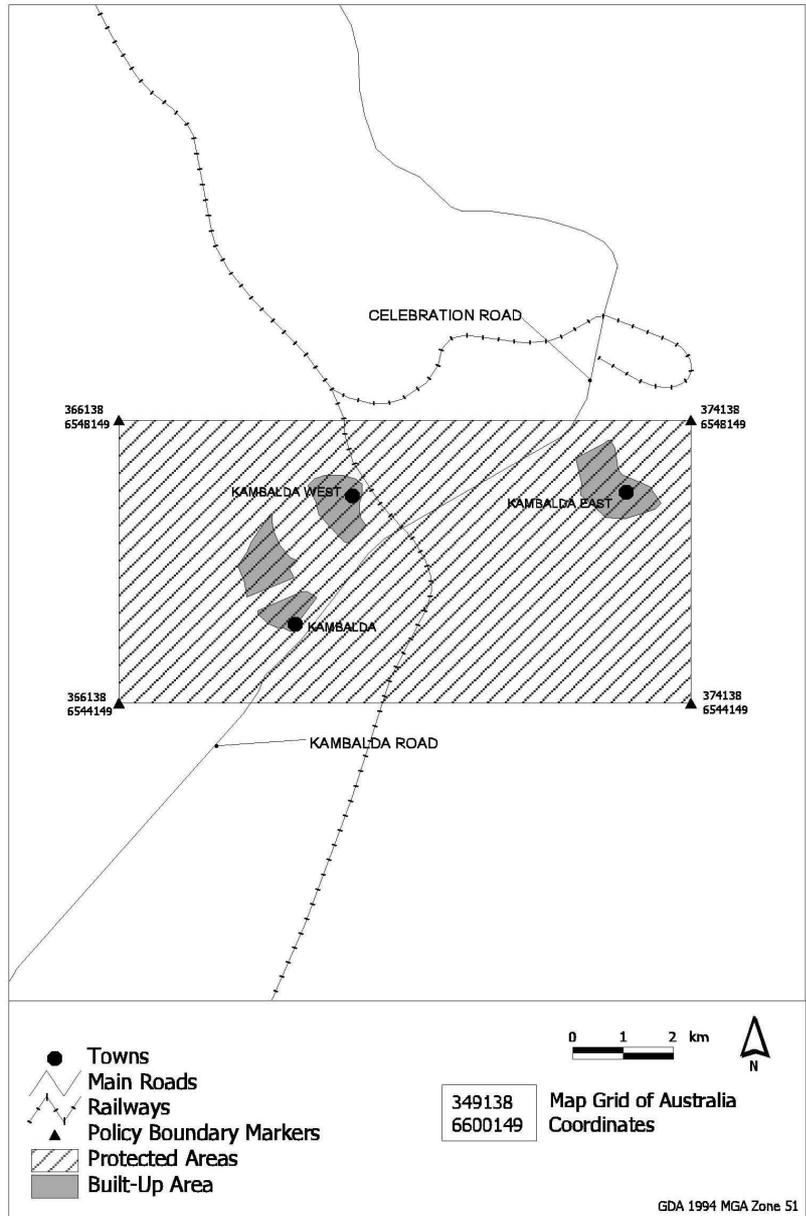
Schedule 1 — Representation of EPP Map KALGJUN02

[cl. 4(1)(a)]



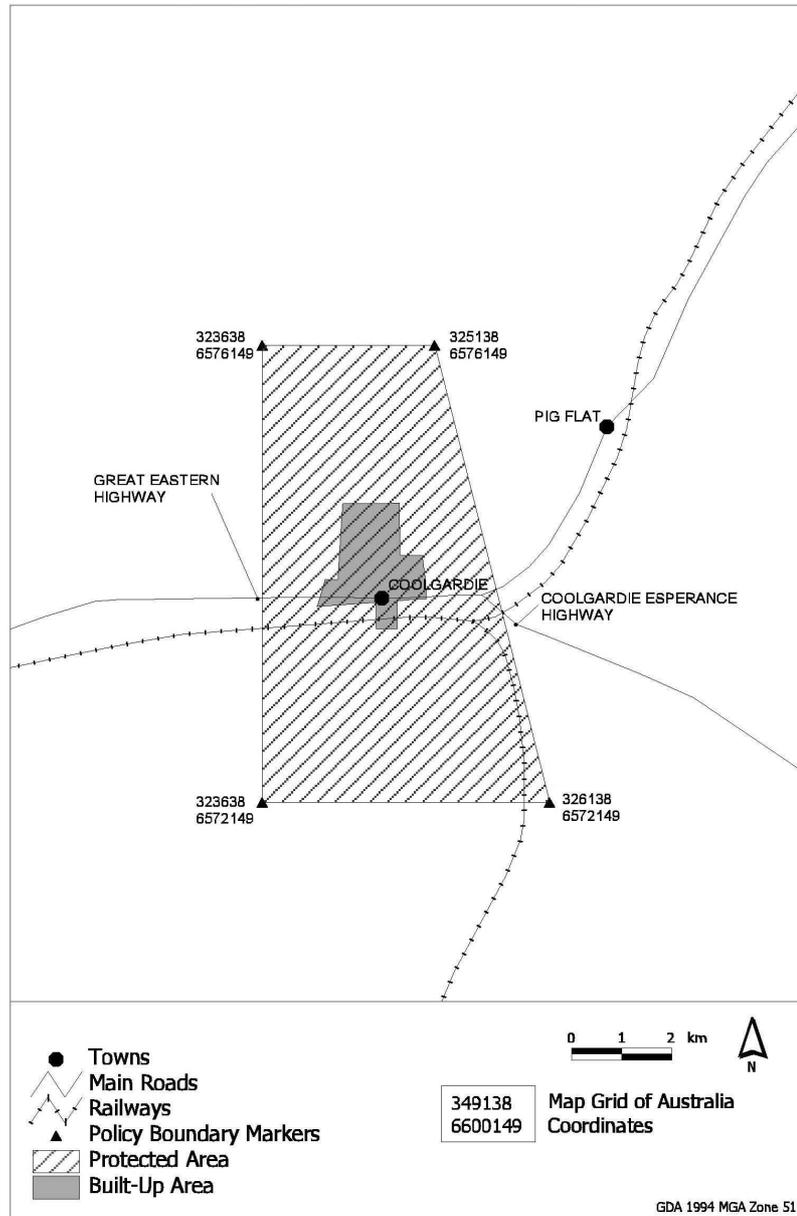
Schedule 2 — Representation of EPP Map KAMBJUN02

[cl. 4(1)(b)]



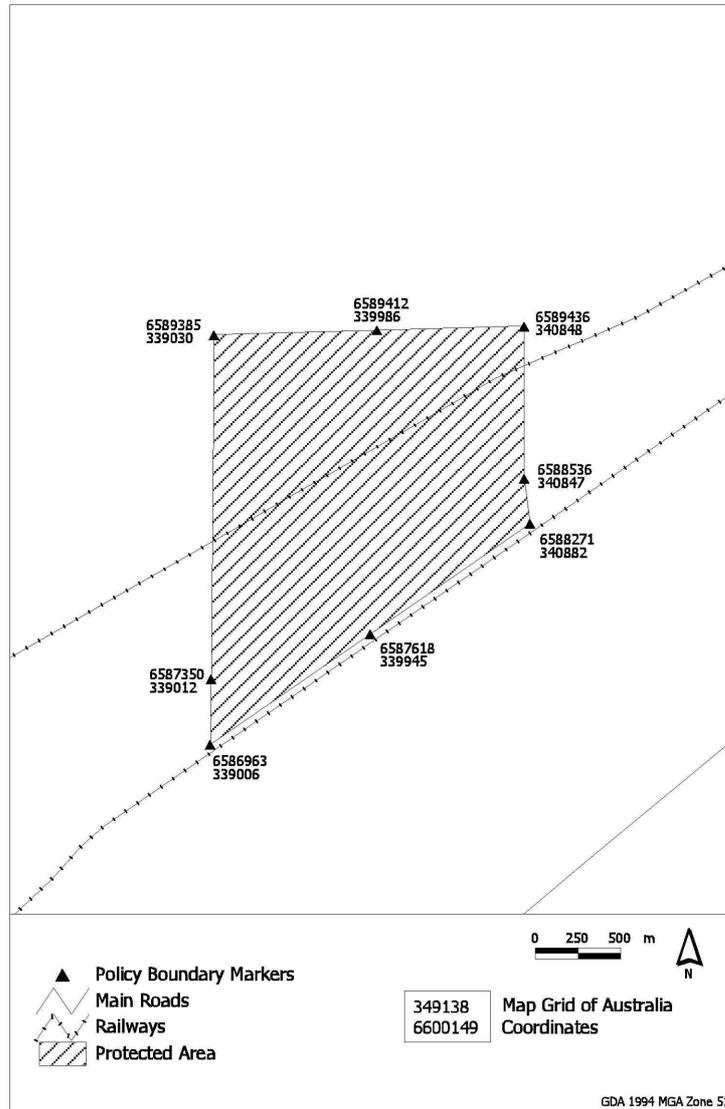
Schedule 3 — Representation of EPP Map COOLJUNO2

[cl. 4(1)(c)]



Schedule 4 — Representation of EPP Map KURRJUN02

[cl. 4(1)(d)]



EV303*

Environmental Protection Act 1986

Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Regulations 2003

Made by the Governor in Executive Council on the recommendation of the Environmental Protection Authority.

1. Citation

These regulations may be cited as the *Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Regulations 2003*.

2. Commencement

These regulations come into operation on the day on which the policy comes into operation.

3. Interpretation

(1) In these regulations —

“**the policy**” means the *Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy 2003* approved under the *Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Policy Order 2003* and set out in Appendix 1 to that order.

(2) Unless the contrary intention appears, words and expressions defined in clause 2 of the policy and used in these regulations have the same respective meanings as they have in the policy.

4. Prescribed licence conditions for premises discharging sulfur dioxide

(1) The condition set out in subregulation (2) is prescribed for the purposes of section 62(1)(h) of the Act.

(2) The occupier must ensure that the operations on the premises are conducted in such a way as neither to cause, nor to contribute to causing, the maximum sulfur dioxide concentration permitted in the ambient air of a protected area under clause 6 of the policy to be exceeded at any place within the area.

5. Repeal

The *Environmental Protection (Goldfields Residential Areas) (Sulphur Dioxide) Regulations 1992* are repealed.

Recommended by the Environmental Protection Authority.

BERNARD BOWEN, Chairman.

By Command of the Governor,

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

TRANSPORT

TR301*

Rail Safety Act 1998

Rail Safety Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Rail Safety Amendment Regulations 2003*.

2. The regulations amended

The amendments in these regulations are to the *Rail Safety Regulations 1999**

[* *Published in Gazette 2 February 1999, p. 375-95.*
For amendments to 30 December 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 276.]

3. Regulation 10 amended

Regulation 10 is amended by deleting “Department of Transport” and inserting instead —

“ Department for Planning and Infrastructure ”.

By Command of the Governor,

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

— PART 2 —

ARCHITECTS BOARD WA

AB401

ARCHITECTS ACT 1921 ELECTION NOTICE

The Architects Board of Western Australia.

At the Board meeting of 4th February 2003, the Architects Board of Western Australia, having examined and counted the voting papers returned by architects in the State of Western Australia, has by resolution declared Ms Debra Jane Brown elected and Mr John Bruce Callow re-elected as Board members for a period of three years from 31/1/03 to 31/1/06.

At the Preliminary Annual Meeting of the Board held on the 4th March 2003, Mr Brian Wright was elected Chairman and Mr Anthony Packer was elected Treasurer of the Board for the ensuing year.

The Board has been advised that the Royal Australian Institute of Architects' nominee to the Board (to 31/1/04) is Mr Paul Wellington.

JOAN McINTYRE, Registrar.

AGRICULTURE

AG401*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976 CANCELLATION OF APPOINTMENTS TO ZONE CONTROL AUTHORITIES

Agriculture Protection Board,
South Perth WA 6151.

Acting pursuant to Section 16 of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection Board hereby cancels the following Zone Control Authority appointments.

Name	ZCA
Mr Keith Bridgart	Albany
Mr Keith Wright	Kimberley
Mr Michael Blackburn	Waroona
Mr Peter Brown	Kalgoorlie
Mr Brian Young	Lake Grace
Mr Bernie Bayley	Narrogin
Mr Ben Dwyer	Kimberley
Mr K. H. (Hal) Scott	Bunbury
Mr Ted Hodgson	Three Springs

Dated the 10th day of March 2003.

CHRIS RICHARDSON, Chairman.

AG402*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976 DECLARED ANIMALS

Agriculture Protection Board,
South Perth.

Acting pursuant to the powers granted by Section 35 and 36 of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection Board hereby declares the following animals to be declared animals and assigns them to the categories A5, A6 for the whole of the State:

Fallow Deer (*Dama dama*)

Red Deer (also known as Wapitit or Elk) (*Cervus elaphus*)

Further the Agriculture Protection Board hereby declares all species of deer (Family *Cervidae*), except Fallow Deer (*Dama dama*) and Red Deer (*Cervus elaphus*), to be declared animals, and assigns them to categories A1, A2, A3 for the whole of the State.

Dated the 10th day of March 2003.

CHRIS RICHARDSON, Chairman.

AG403*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976

DECLARED ANIMALS

Agriculture Protection Board,
South Perth.

Acting pursuant to Sections 35 and 36 of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection Board hereby declares the animals listed below to be declared animals and assigns them to categories A1, A2, A3 for the whole of the State:

Hahn's Macaw, Red-shouldered Macaw (*Ara nobilis* or *Diopsittaca nobilis*)

Crimson-bellied Conure (*Pyrrhura rodogaster*)

Jardine's Parrot, Red-fronted Parrot (*Poicephalus gularis*)

Senegal Parrot (*Poicephalus senegalus*)

Red-bellied Parrot, Orange-bellied Parrot (*Poicephalus rufiventris*)

Further the Board hereby declares the animals listed below to be declared animals, and assigns them to categories A2, A4, A6 for the whole of the State:

Red-fronted Macaw (*Ara rubrogenys*)

Further, the Agriculture Protection Board hereby cancels the declaration for the Tawny-breasted Parrot Finch, Bamboo Parrot Finch, Green-tailed Parrot Finch (*Erythrura hyperythra*) across the whole of the State.

Dated the 10th day of March 2003.

CHRIS RICHARDSON, Chairman.

AG404*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976

DECLARED ANIMALS

Agriculture Protection Board,
South Perth.

Acting pursuant to the powers granted by Sections 35 and 36 of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection Board hereby changes the declaration of Calotropis (HA) from category P2 to category P1, P2 in the East Pilbara, Port Headland, Roebourne and West Pilbara Shires, and removes the declaration of P1 in the Shires of Broome, Derby-West Kimberley, Halls Creek and Wyndham-East Kimberley.

Further, the Agriculture Protection Board hereby changes the declaration of Horehound (HA) from P1, P2 to P1, P4 in the Coolgardie, Dundas and Kalgoorlie/Boulder regions.

Further, the Agriculture Protection Board hereby changes the declaration of Noogoora burr (*Xanthium strumarium*) from P1, P3 to P1, P4 in the Shires of Broome, Derby – West Kimberley, Halls Creek and Wyndham-East Kimberley.

Further, the Agriculture Protection Board hereby removes the declaration of Thornapple, common (*Datura stramonium*), thornapple, fierce (*Datura ferox*), thornapple, Leichhardt's or Mexican (*Datura leichhardtii*), thornapple, hairy (*Datura wrightii*), thornapple, downy (*Datura innoxia*) and thornapple (*Datura metel*); in the shires of Broome, Derby-West Kimberley, Halls Creek, Wyndham-East Kimberley.

Dated the 10th day of March 2003.

CHRIS RICHARDSON, Chairman.

EDUCATION

ED401

EDITH COWAN UNIVERSITY ACT 1984 APPOINTMENTS

It is hereby notified for general information that the Governor in Executive Council has, in accordance with Section 9(1)(a) of the Edith Cowan University Act 1984, approved the appointment of Ms Penelope Giles as member of the Edith Cowan University Council for a term of office expiring 1 March 2006.

ALAN CARPENTER MLA, Minister for Education and Training.
M. C. WAUCHOPE, Clerk of the Executive Council.

HEALTH

HE401*

HEALTH SERVICES (QUALITY IMPROVEMENT) ACT 1994 HEALTH SERVICES (QUALITY IMPROVEMENT)(APPROVED COMMITTEE) ORDER (NO.1) 2003

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

Citation

1. This order may be cited as the *Health Services (Quality Improvement)(Approved Committee) Order (No.1) 2003*.

Commencement

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

Severe Incident Confidential Analysis Committee

3. The Severe Incident Confidential Analysis Committee established by the Director General of Health as the delegate of the Minister for Health in his capacity as the Board of Royal Perth Hospital is an approved quality improvement committee for the purposes of the Act.

Expiry of order

4. This order expires three years after its commencement.

Dated this 25th day of February 2003.

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

PUBLIC SECTOR MANAGEMENT

PS401

PUBLIC SECTOR MANAGEMENT ACT 1994 (SECTION 25) Exemption

In accordance with s.25(1)(a) of the Public Sector Management Act 1994, I exempt the Department of Health of Western Australia from the Recruitment, Selection and Appointment Standard, for the filling of specified positions in specified Multi-Purpose Services (MPS) sites to enable the absorption of employment of current employees at these locations into the public sector.

The Multi-Purpose Services sites to which this exemption applies are:

Dongara, Eneabba & Mingenew Health Service

The exemption applies for the period 1 April 2003 to 1 September 2003 and does not apply to any other positions within the Department of Health of Western Australia or any other Multi-Purpose Services sites not specified in this schedule.

MAXINE MURRAY, Commissioner for
Public Sector Standards.

12 March 2003.

TRANSPORT

TR401*

WESTERN AUSTRALIAN MARINE ACT 1982**RESTRICTED SPEED AREAS – ALL VESSELS****Marine Parks – Swan River**

Department for Planning and Infrastructure,
Fremantle WA, 18 March 2003.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982 the department by this notice limits the speed of all vessels to that of eight (8) knots on all the waters of the Milyu, Pelican Point and Alfred Cove Marine Parks, Swan River.

GREG MARTIN, Chief Executive Officer,
Department for Planning and Infrastructure.

PUBLIC NOTICES

ZZ401

PARTNERSHIP ACT 1895**NOTICE OF DISSOLUTION OF PARTNERSHIP****A.All Go Hire**

Notice is hereby given that the partnership previously carried on by RJ & AF Parker Family Trust and R Smith Family Trust under the business name A.All Go Hire at Wattle Grove dissolved by mutual consent on 26 February 2003.

Dated: 17th day of March 2003.

ZZ402

DISPOSAL OF UNCOLLECTED GOODS ACT 1970**NOTICE UNDER PART VI OF INTENTION TO APPLY TO COURT FOR AN ORDER TO SELL OR OTHERWISE DISPOSE OF GOODS VALUED IN EXCESS OF \$300**

To Olwen Leary of Unit 2, Number 2 McKibbin Crt, Wodonga, bailor.

You were given notice on 14th of August 2002, that the following goods—

Toyota Tarago Van situated at 44 Forsyth St, O'connor, were ready for redelivery.

Unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, Elisa Cowan of Just Toyota Wrecking, bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

Dated: 13 March 2003.

E. COWAN, Bailee.

