



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

1663



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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*

Petroleum Products Pricing Act 1983

Petroleum Products Pricing Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Petroleum Products Pricing Amendment Regulations 2003*.

2. Commencement

These regulations come into operation on the 7th day after the day on which they are published in the *Gazette*.

3. The regulations amended

The amendments in these regulations are to the *Petroleum Products Pricing Regulations 2000**.

[* Reprinted as at 19 April 2002.]

4. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

“

**Schedule 1 — Places where regulations 3(1)
and 6 apply**

[r. 4(1)(b), 5]

Local government districts

Albany	Geraldton
Augusta-Margaret River	Greenough
Bridgetown-Greenbushes	Harvey
Bunbury	Mandurah
Busselton	Manjimup
Capel	Murray
Dardanup	Waroona
Donnybrook-Balingup	

Townsites

Boulder	Karratha
Broome	Kellerberrin
Busselton	Kojonup
Carnarvon	Kununurra
Cataby	Meekatharra
Collie	Moora
Coolgardie	Mt Barker
Cunderdin	Narrogin
Dalwallinu	Newman
Dampier	Norseman
Denmark	Northam
Derby	Port Hedland
Dongara	Ravensthorpe
Esperance	Southern Cross
Exmouth	South Hedland
Fitzroy Crossing	Tammin
Jurien	Williams
Kalgoorlie	Wubin
Kambalda (East)	York
Kambalda (West)	

”.

5. Defence during transitional period (regulation 6(1))

- (1) It is a defence to a charge of an offence against regulation 6(1) of the *Petroleum Products Pricing Regulations 2000* that is alleged to have been committed during the transitional period to prove that the person charged did not have any sign or other thing that the person would have needed to be able to comply with regulation 6 of those regulations despite the person having taken all reasonable steps to ensure that everything needed was available.
- (2) Subregulation (1) does not apply to a charge of an offence against regulation 6(1) of the *Petroleum Products Pricing Regulations 2000* that is alleged to have been committed during the transitional period at a place in a local government district or townsite listed in Schedule 1 to those regulations, as in force immediately before the transitional period.
- (3) In this regulation —
“transitional period” means the period of 21 days beginning on the day on which these regulations come into operation.

By Command of the Governor,

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

MINERALS AND PETROLEUM

MP301*

Iron Ore (Robe River) Agreement Act 1964

Iron Ore (Robe River) Cape Lambert Ore and Service Wharves Amendment By-laws 2002

Made by the Governor in Executive Council upon recommendation by the Company as defined in the Act.

1. Citation

These by-laws may be cited as the *Iron Ore (Robe River) Cape Lambert Ore and Service Wharves Amendment By-laws 2002*.

2. The by-laws amended

The amendments in these by-laws are to the *Iron Ore (Robe River) Cape Lambert Ore and Service Wharves By-laws 1995**.

[* *Published in Gazette 23 December 1994, p. 7023-66.*
For amendments to 25 November 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 180.]

3. Schedule 1 amended

Schedule 1 Part 5 is deleted and the following Part is inserted instead —

“

Part 5 — FORM OF GUARANTEE

Iron Ore (Robe River) Cape Lambert Ore and Service Wharves By-laws 1995

[By-law 85(1)]

GUARANTEE BY AGENT

In relation to provision at the port of Walcott, Western Australia, of certain services and/or facilities to the vessel
 (which vessel is at present at the Cape Lambert Wharf) —

- (a) I hereby guarantee and warrant to you that all dues charged or payable under the *Iron Ore (Robe River) Cape Lambert Ore and Service Wharves By-laws 1995* in respect of or in connection with the vessel will be paid within 14 days after the departure of the vessel from the Berth;

- (b) I also acknowledge and agree that, should I fail to make payment by that date, then I am bound to pay interest on the unpaid amount at the rate of 10% per annum, the interest being calculated from the 15th day after departure of the vessel from the port up to and including the day on which payment is made;
- (c) I shall not be released from this guarantee by any arrangement made between you and the owner or owners or Master of the vessel (either with or without my assent) or by any alteration to the said by-laws or of the nature or extent of any obligation to pay such dues or by any forbearance whether as to payment, time, performance or otherwise.

Dated

Signed by

.....
(Signature of agent for and on behalf of principal/guarantor company)

.....
(Name of agent — print)

.....
(Name of principal/guarantor company — print)

In the presence of

.....
(Signature of witness)

.....
(Name of witness — print)

”.

By Command of the Governor,

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



RACING, GAMING AND LIQUOR

RG301*

WESTERN AUSTRALIAN TROTTING ASSOCIATION
BY-LAWS OF THE WESTERN AUSTRALIAN TROTTING ASSOCIATION

Notice of Amendment

Notice is hereby given that at a meeting of the Committee of the Western Australian Trotting Association held at Gloucester Park, East Perth, on the 29th day of April 2003, it was resolved by an absolute majority of the Committee of the Association that the By-laws of the Western Australian Trotting Association made under the Western Australian Trotting Association Act 1946 ("the Act") be amended as follows—

Amend Bylaw 50**Present wording**

50. Notice shall be given of every meeting of the Committee to every member thereof and shall be sent by post or delivered to the registered address of such member, but the inadvertent omission to send such notice or the non receipt of such notice by any member shall not invalidate the proceedings of the meeting. Notice need not be given of any meeting which is fixed by any resolution of the Committee as a day whereon meetings are to be regularly held.

Amended wording

50. Notice shall be given of every meeting of the Committee to every member thereof and shall be sent by **facsimile, email**, post or delivered to the registered address of such member, **or notified by telephone**, but the inadvertent omission to send such notice or the non receipt of such notice by any member shall not invalidate the proceedings of the meeting. Notice need not be given of any meeting which is fixed by any resolution of the Committee as a day whereon meetings are to be regularly held.

Dated 29 April 2003.

GARRY SCOTT, President.

RG302*

THE WESTERN AUSTRALIAN TURF CLUB

Amendment of By-Laws

I, Edward Van Heemst, the Chairman for the time being of The Western Australian Turf Club hereby certify that at a meeting of the Committee of the Club held on the 13th day of March 2003 the following resolution was passed unanimously by the members of the Committee to amend the By-Laws of the Club as follows—

1. Amending By-Law 18 by inserting a full stop after the words "or Life Members" and deleting the words "to be elected at the General Meeting".
2. Amending By-law 24 (e) by deleting the words "5.00pm on the working day immediately preceding the day appointed for the General Meeting" following the word "before" and replacing with the words "the close of the ballot".
3. By-law 24 (j) is deleted in its entirety.
4. Inserting a new By-law 25A immediately after By-law 25 (c)—
25A "At the General Meeting of the Club the Chairman shall—
 - (a) Announce the number of votes for each candidate;
 - (b) Declare the candidates who have been elected members of the Committee."
5. Amending By-law 26 (b) by inserting a full stop after the words "twenty-one days." and deleting the words "and in such case the business of electing Members of the Committee shall not be proceeded with at the ordinary general meeting, but the Committee shall convene a Special General Meeting for the next working day immediately following the day fixed by them for the closing of the ballot at which meeting the result of the ballot shall be declared;".
6. Amending By-law 26 (c) by inserting a full stop after the words "closing of the ballot" and deleting the words "and of the date of the Special General Meeting."

7. Inserting a new By-Law 26 (ca) immediately after By-Law 26 (c)—
26 (ca) If the number of candidates nominated for election as members of the Committee is equal to or less than the number of vacancies, the Chairman shall cause an advertisement to be published in a daily newspaper circulating in Perth declaring that all the candidates who have been nominated are elected as members of the Committee.”
8. Amending By-Law 26 (d) by deleting the numbers 21 and 23, inserting a full stop after the words “under this By-Law” and by deleting the words “but references therein to the General Meeting shall be construed as referring to the Special General Meeting to be convened under this By-Law”.
9. Inserting a new By-Law 26 (da) immediately following By-Law 26 (d)—
26 (da) The chairman shall, by causing an advertisement to be published in a daily newspaper circulating in Perth—
 - (1) Announce the number of votes for each candidate;
 - (2) Declare the candidates who have been elected members of the Committee.”
10. Amending By-Law 28(a) by deleting the words “the Committee shall convene a Special General Meeting of the members of the Club” and inserting the word “then:” after the word “apply”.
11. Amending By-Law 28 (a)(i) by inserting the words “an election shall be held” at the beginning of this section, by deleting the number 21, by inserting a full stop after the words “shall apply to such election” and by deleting the remainder of By-Law 28 (a) (i) following the word “election.”
12. Inserting new By-Laws 28 (a) (ii) & 28 (a) (iii) immediately after By-law 28 (a) (i)—
28 (a) (ii) The Chairman shall, by causing an advertisement to be published in a daily newspaper circulating in Perth—
 - (1) Announce the number of votes for each candidate;
 - (2) Declare the candidates who have been elected members of the Committee.
(iii) If the number of candidates nominated for election as members of the Committee is equal to or less than the number of vacancies, the Chairman shall cause an advertisement to be published in a daily newspaper circulating in Perth declaring all the candidates who have been nominated are elected as members of the Committee.
13. Amending By-Law 28(b) by deleting the words “at the General Meeting” following the words “shall take place” and insert the words “in the manner prescribed by By-Law 28(c) after the word “place”.
14. Inserting a new By-Law 28 (c) (vi)—
28 (c) (vi) At the General Meeting of the Club the Chairman shall—
 - (a) Announce the number of votes for each candidate;
 - (b) Declare the candidates who have been elected members of the Committee.
15. Amending By-Law 52 by deleting the word “electing” after the words “for the purpose of” and inserting the words “declaring the election of”.
16. Amending By-law 62 by the deleting the words “(except the election of Committee men nominated as before mentioned” after the words “questions, and matters”.

Dated this 21st day of March, 2003.

E. VAN HEEMST, Chairman.

— PART 2 —

AGRICULTURE

AG401*

BEEKEEPERS ACT 1963
APPOINTMENTS

Department of Agriculture,
South Perth WA 6151.

The Governor is pleased to appoint the following as Inspectors pursuant to Section 5 of the *Beekeepers Act 1963*—

Cochrane, Carmel
Harbor, Malcolm John
Leafe, Susan Louise
Pollard, Geoffrey Allen

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

ELECTORAL COMMISSION

EC401

SETTLEMENTS AGENTS ACT 1981
SETTLEMENT AGENTS SUPERVISORY BOARD (ELECTIONS)
REGULATIONS 1982
NOTICE OF ELECTION

Settlement Agents Supervisory Board.

Notice is hereby given that an election of the two (2) elective members and two (2) deputy members of the Settlement Agents Supervisory Board, as constituted under section 6 of the Settlement Agents Act 1981 will take place at the office of the Returning Officer, Perth on the 7th day of July 2003, closing at 10.00am on such date.

The vacancies in the membership of the Board to be filled as such election are those specified hereunder—

Two (2) Elective Members (Terms for up to 4 years)
Two (2) Elective Deputy Members (Terms for up to 4 years)

Nominations of candidates shall be made in accordance with the Settlements Agents Supervisory Board (Elections) Regulations and must be received by the Returning Officer at her office not later than 12 noon on the 13th June 2003.

Dated this 13th day of May 2003.

RACHEL YARRAN, Returning Officer.

INSURANCE COMMISSION OF WA

IZ401*

MOTOR VEHICLE (THIRD PARTY INSURANCE) ACT 1943
INSURANCE COMMISSION OF WESTERN AUSTRALIA
Schedule of Premiums

Payable under the Motor Vehicle (Third Party Insurance) Act 1943 in respect of Third Party Insurance Policies commencing on or after 1 July 2003 until further notice with the exception of Vehicle Class 2(f) which becomes effective to policies commencing on or after 1 January 2004.

Definition

“Motor Vehicle” means any vehicle propelled by gas, oil, electricity or any other motive power, not being animal power required to be licensed, and complying with the requirements necessary for licensing under the Road Traffic Act 1974, and includes a caravan trailer or semi-trailer drawn or hauled by a motor vehicle.

Schedule

Class No.	Class of Vehicle	Annual Premium Rate excluding 10% GST Standard (Business) (Use) \$	Annual Premium Rate excluding 10% GST Private \$	Annual Premium Rate including 10% GST Standard (Business) (Use) \$	Annual Premium Rate including 10% GST Private \$
1A*	Motor Car—Any motor car used for private or business purposes and constructed principally for the conveyance of persons not included in Classes 2 to 8, inclusive. This class includes Station Wagons which have a designed seating capacity for four (4) or more persons (Any motor car licensed under regulation 21D of the Road Traffic (Licensing) Regulations and issued with registration plates in accordance with regulation 24 (1) of those Regulations as a farm vehicle shall be entitled to a rebate of 50 per cent of this premium).	241.50	227.50	265.65	250.25
1B	Ambulance Vehicle, Fire & Emergency Services Vehicle, Undertakers Vehicle, Motor Vehicle owned and used by the Australian Red Cross Society, or a vehicle owned and used by the Cerebral Palsy Association of WA Ltd—“Ambulance Vehicle”: Any motor vehicle constructed and used for the conveyance of sick or injured persons. “Fire & Emergency Services Vehicle”: Any motor vehicle owned by or under the control of the Fire & Emergency Services Authority of Western Australia. “Undertakers’ Vehicles”: Any motor vehicle used solely as an undertakers’ hearse or mourning coach	111.00		122.10	
2*	Goods Vehicle—Any motor vehicle not included in Classes 3 to 8, both inclusive, constructed principally for the conveyance of goods. This class includes a wagon, utility, tractor (prime mover type) (Any wagon licensed under regulation 21D of the Road Traffic (Licensing) Regulations and issued with registration	223.00	210.00	245.30	231.00

Class No.	Class of Vehicle	Annual Premium Rate excluding 10% GST Standard (Business) (Use) \$	Annual Premium Rate excluding 10% GST Private \$	Annual Premium Rate including 10% GST Standard (Business) (Use) \$	Annual Premium Rate including 10% GST Private \$
	<p>plates in accordance with regulation 24 (1) of those Regulations as a farm vehicle shall be entitled to a rebate of 50 per cent of this premium on the understanding that such vehicle will not be entitled to a further rebate under Class 2(f) and vice versa).</p> <p>(f) Effective for policies commencing from 1 January 2004, any vehicle within this class with tare weight of 2,500 kilos or more owned by a farmer and used solely or principally for carrying the products of, or requisites for, the owners' farming business, shall be entitled to a rebate of 50 percent of this premium.</p>				
3	<p>Hire Vehicle—(excludes any vehicle used on a not for profit basis, i.e. where only a contribution towards ordinary running costs is received by the owner/and or driver)—</p> <p>(a) Any motor vehicle, other than a taxi-cab and “Hire-and-Drive-Yourself” vehicle licensed under the Road Traffic Act to carry eight or more persons principally operating on routes, the major portion of which is within the 40-kilometre radius of the GPO Perth</p> <p>(b) Any motor vehicle, other than a taxi-cab and “Hire-and-Drive-Yourself” vehicle licensed under the Road Traffic Act to carry eight or more persons principally operating on routes, the major portion of which is outside the 40-kilometre radius of the GPO Perth</p> <p>(c) Taxi-cab (other than Peak Period Taxi-cab) principally operating within a 40-kilometre radius of the GPO Perth.....</p> <p>(d) Taxi-cab principally operating outside a 40-kilometre radius of the GPO Perth.</p>	<p>779.00</p> <p>420.00</p> <p>1043.50</p> <p>287.00</p>		<p>856.90</p> <p>462.00</p> <p>1147.85</p> <p>315.70</p>	

Class No.	Class of Vehicle	Annual Premium Rate excluding 10% GST Standard (Business) (Use) \$	Annual Premium Rate excluding 10% GST Private \$	Annual Premium Rate including 10% GST Standard (Business) (Use) \$	Annual Premium Rate including 10% GST Private \$
	(e) School buses, ie vehicles used primarily for the carriage of children to and from school and any other vehicle constructed similarly to an omnibus privately owned and used for conveyance of non-paying passengers (f) Any motor vehicle used for carriage of passengers, for hire, fare or reward, not included in Classes 3 (a) to 3 (e) inclusive (g) Hire-and-Drive-Yourself vehicle (other than motor cycles included in Class 7 (a)	183.50 335.00 287.00		201.85 368.50 315.70	
4*	Motor Cycle Other than motor cycle included in Classes 5 (b) and 7 (a) (Any motor cycle licensed under regulation 21D of the Road Traffic (Licensing) Regulations and issued with registration plates in accordance with regulation 24 (1) of those Regulations as a farm vehicle shall be entitled to a rebate of 50 per cent of this premium.)	137.00	129.00	150.70	141.90
5	Motor Trade Vehicle (ie motor car manufacturing, garage proprietor, vendor of and/or dealer in motor cars); (a) Motor Vehicle not included in Classes 5 (b) and 5 (c) used by the above with identification plate attached issued under the Road Traffic Act—rate per identification plate issued..... (b) Motor cycle used by the above, with identification plate attached issued under Road Traffic Act—rate per identification plate issued (c) Tow Truck (as defined in First Schedule of Road Traffic Act); or testing plate whilst being used in accordance with section 27 of the Motor Vehicle Dealers Act 1973	55.00 84.00 259.00		60.50 92.40 284.90	

Class No.	Class of Vehicle	Annual Premium Rate excluding 10% GST Standard (Business) (Use) \$	Annual Premium Rate excluding 10% GST Private \$	Annual Premium Rate including 10% GST Standard (Business) (Use) \$	Annual Premium Rate including 10% GST Private \$
6	Trailer, Caravan, Invalid Wheel Chair- (This class includes all vehicles issued with trailer plates, but does not include tractor (prime mover type), which is issued separately under Class 2)	5.50		6.05	
7	<p>Miscellaneous—</p> <p>(a) Veteran Cars, Wagons and Motor Cycles—Vehicles which are the subject of a limited Traffic Licence as a veteran vehicle and only whilst being used in accordance with the provisions of such licence.</p> <p>Farm Fire Fighting Vehicles—Any vehicle that is owned by a person engaged in the business of farming or grazing and that is fitted or adapted for the purpose of fire fighting, licensed under a limited licence, limiting it exclusively to use on a road for fire fighting purposes.</p> <p>Motor Cycles—Not exceeding 75 cc including such Motor Cycles that are used as a HIRE VEHICLE.</p> <p>Any other vehicles being a motor vehicle within the meaning of the Motor Vehicle (Third Party Insurance) Act not otherwise classified</p> <p>(b) Forklift, Tow Motor, Self-propelled Headers, Tractor (other than prime mover type but including farm type) and Tractor Plant as defined in First Schedule of Road Traffic Act and licensed as Class A or B licence under Regulations to Road Traffic Act</p>	16.00		17.60	
8	<p>(a) Tractor Plant which is licensed as Class C licence under Regulations to Road Traffic Act</p> <p>(b) Motor Cranes, as defined in First Schedule of Road Traffic Act</p>	105.50		116.05	
		572.50		629.75	

* Vehicles insured under Vehicle Class 1A, 2 or 4 and licensed under Regulation 21D(1) of the Road Traffic Act (Licensing)

Regulations and issued with registration plates in accordance with Subregulation 1 of Regulation 24 of the Road Traffic (Licensing) Regulations as farm vehicle shall be entitled to a rebate of 50 per cent of the premium applicable to that vehicle class. Such vehicles insured under Vehicle Class 2(f) shall not be entitled to a further premium rebate and vice versa.

Vehicles insured under Class 1A, 2 or 4 if used for any business purpose will attract the standard (business) premium rate for their respective class.

“For Short Period Rates—the premium for any period less than 12 months shall be calculated as follows—

- for a period of 6 months the premium will be half of the 12 month premium,
- for a period of 3 months the premium will be one quarter of the 12 month premium.
- for periods other than the periods specified above, the premium will be calculated by dividing the 12 month premium by 365 days and multiplying the result by the number of days for the period required”.

NOTE—

GOODS AND SERVICES TAX (GST)—GST rate of 10% is charged on all premiums for policies with a commencement date of 1 July 2000 onwards. GST applies to short term fees but does not apply to stamp duty.

STAMP DUTY—Stamp Duty is payable in accordance with the Stamp Act 1921 as amended.

SHORT TERM FEES (ie. any period of less than 12 months)—In addition to the premium a short term fee of 10 cents is payable except in the case of an initial licence or permit where such licence or permit is effected for the maximum period permitted by the Licensing Authority.

PERMITS—Any motor vehicle issued with a permit pursuant to Section 26 of the Road Traffic Act 1974 (or the Road Traffic (Licensing) Regulations 1975) which has a duration in excess of 48 hours, shall be entitled to a 50 per cent rebate of the insurance premium listed in this Schedule of Premiums, applicable to that class of vehicle and for the period of the permit.

PERMIT NOT EXCEEDING 48 HOURS—The fee for permits, the duration of which does not exceed 48 hours, shall be \$5.00 Third Party Insurance Premium.

VIC EVANS, Managing Director,
Insurance Commission of Western Australia.

JUSTICE

JU401

JUSTICES ACT 1902

APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointment of Mr Peter John Frewen of 9 Tarra Close, Clarkson to the office of Justice of the Peace for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

JU402

JUSTICES ACT 1902

RESIGNATIONS

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

Mr Nazareno Aquilina of 2 Sacramento Avenue, Beechboro
 Mr Douglas Richard Blennerhassett of 6/84 Tribute Street, Shelley
 Mr Michael John Robert Burkett of Lot 1439 Williams Road, Pinjarra
 Mrs Wendy Leigh Gould of P.O. Box 19, Seaforth QLD
 Mr Lindsay Gordon Mandy of 285 Robinson Street, Carnarvon
 Mr Charles Ronald Smith of 30 Garden Street, Middleton Beach, Albany
 Dr Rebecca Lai Chun Wong of 102 Convine Road, Roleystone
 Mrs Jean Bateman of 6 Argyle Court, Thornlie
 Mr Leonard George Bates of 24 Ray Street, Boyanup

Mr Cecil Keith Beresford Borham of 82 Dutton Crescent, Hamersley
Mr Raymond Walter Bosci of 5 Crawford Court, Safety Bay
Mr Albert Charles Bothe of 13/68 Coode Street, South Perth
Mr Arthur Bletsoe Browning of 15 Jacana Way, Halls Head
Mr John David Burges of 41 Seahorse Loop, Port Denison
Mr Edwin James Lawrence Chappel of 7 Bankhurst Way, Greenwood
Mr Frederick Richard Clarke of Villa 53, 2 Hungerford Avenue, Halls Head
Mr Harold Arnold Dare of 1 Trimdon Street, Wagin
Mr Giulio D'Aurizio of 175 Grey Street, Albany
Mr Francesco Del Rosso of 134 South Street, Beaconsfield
Mr John Kendrick Duce of "Bbidecud" Lot 822 Boyanup Location, Boyanup
Mr Herbert Leslie Evans of 28 King Street, Kensington
Mr Ronald Stewart Henning of 3 Marinula Road, Mt Tarcoola
Mr Charles Mark Hick of 4b Anuaka Road, Albany
Mr Philip John Ingram of 74 Chamberlain Street, Gosnells
Mrs Wendy Joan Kippin of 12 Haslemere Drive, Mt Nasura
Mr Lorimer Ronald Criddle of 3 Amber Court, Warnbro
Mr Rex William McPharlin of 11 Wilson Street, Wongan Hills
Mr Donald William Maisey of 15/30 Victoria Avenue, Claremont
Mr John Youngs Morriss of 13 Blinco Street, Fremantle
Mr Neil Douglas Munroe of 172/19 Hughie Edwards Drive, Merriwa
Mr Lindon George Piggott of 4 Zanadu Court, Gelorup
Mr Kenneth Bede Seinor of 17 Bluewater Drive, Jurien Bay
Ms Lilian Agnes Mary Smith of 20 Dunblane Road, Floreat
Mr John Leslie Sundstrom of 50 Discovery Drive, Albany
Mr Wallace Peter Dunn of 17 Mann Street, Cottesloe
Mr Norman Lewis Walton of 5 Songlark Mews, Geographe

from the Office of Justice of the Peace for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

MINERALS AND PETROLEUM

MP401*

COMMONWEALTH PETROLEUM (SUBMERGED LANDS) ACT 1967
WESTERN AUSTRALIA PETROLEUM (SUBMERGED LANDS) ACT 1982
PETROLEUM ACT 1967
PETROLEUM PIPELINES ACT 1969
INSTRUMENTS OF DELEGATION

Following the change in the name of the Department Mineral and Petroleum Resources to the Department of Industry and Resources on 3 February 2003, the instruments of delegations in place under the above legislation are confirmed to continue to have full force and effect.

JOHN KOBELKE, Acting Minister for State Development.

PLANNING AND INFRASTRUCTURE

PI401

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Chapman Valley
Town Planning Scheme No. 1—Amendment No. 33

Ref: 853/3/17/1 Pt 33

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 Chapman Valley Town Planning Scheme Amendment on 7 April 2003 for the purpose of—

1. Adding the following Scheme objective to clause 1.3.2—
 - (h) to prohibit the use or development of land for certain nuclear activities which may result in—
 - (i) environmental harm;
 - (ii) detriment to any land used for the public benefit or from which the public derives aesthetic enjoyment; or
 - (iii) detriment to the amenity, health or safety of the public.
2. Amending Clause 1.7 by—
 - (a) Adding the following definitions in the appropriate alphabetical position—
 - (i) 'Environment' has the same meaning as given to the *Environmental Protection Act 1986*;
 - (ii) 'Environmental Harm' means the direct or indirect alteration of the environment, or any aspect of the environment, to its detriment or degradation;
 - (iii) 'Nuclear Activity' means—
 - (A) the handling, production, processing, treatment, use; mining, transportation, transfer, storage or disposal of a radioactive material or a radioactive mineral, irrespective of whether the activity constitutes—
 1. the entire use or development of land;
 2. a predominant or significant aspect of some other use or development of land; or
 3. an incidental or minor aspect of some other use or development of land;
 - (B) nuclear power generation;but does not include;
 - (C) the handling, production, processing, treatment, use, transportation, transfer or storage of a radioactive mineral which is incidental to the mining of non-radioactive minerals, for example mineral sands;
 - (D) the use of a radioactive material for a recognised and accepted procedure undertaken within a consulting rooms group, hospital, hospital special purpose or medical centre; or
 - (E) the use of radioactive mineral or a radioactive material where the Council is satisfied that it is to be used for a recognised and accepted industrial, commercial, domestic or other application.
 - (iv) 'Nuclear Fuel' means the fissionable and fertile elements and isotopes used as the source of energy in nuclear reactors;
 - (v) 'Nuclear Power Generation' means the production or generation of electricity using the process of nuclear fission or nuclear fusion or by any process involving or requiring nuclear fuel;
 - (vi) 'Radioactive Material' means radioactive substances, nuclear fuel, waste or by-products of any of these;
 - (vii) 'Radioactive Mineral' means a mineral from which radioactive material is derived including, but not limited to, uranium, thorium and radium.
- (b) Deleting the definition of 'Public Utility' and substituting for it the following—

'Public Utility' means any work or undertaking constructed or maintained by a Public Authority or the Council as may be required to provide water, sewerage, electricity, gas, drainage, communications or other similar services but does not include nuclear power generation.
- (c) Deleting paragraphs (a), (b) and (c) of the definition of 'Industry' and substituting the following—
 - (a) the winning, processing or treatment of minerals but not including radioactive minerals; or
 - (b) the making, altering, repairing, or ornamentation, painting, fishing, cleaning, packing or canning or adapting for sale, or the breaking up or demolition of any article or part of an article but does not include a nuclear activity;
 - (c) the generation of electricity or the production of gas but not including nuclear power generation;
- (d) Deleting paragraph (a) from the definition of 'Industry—Extractive' and substituting the following—
 - (a) the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals (but not including radioactive minerals, unless incidental to the mining of non-radioactive minerals), or similar substances from the land and also the storage, treatment or manufacture of products from those materials on the land from which those materials are extracted or on land adjacent thereto; or

- (e) Deleting the definition of 'Industry—Hazardous' and substituting the following—
'Industry-Hazardous' means an industry which by reason of the processes involved or the method or manufacture or the nature of the materials used or produced requires isolation from other buildings, but does not include a nuclear activity.
3. Deleting clause 2.2.1 and substituting with the following—
'2.2.1 The Table following this clause indicates, subject to the provisions of the Scheme, in particular clause 2.2.13, the uses permitted in the various zones and the development standards that apply to various uses specified in the Table for each zone.'
4. Deleting the word 'If' where it appears at the beginning of clause 2.2.4 and substituting the following—
'Subject to clause 2.2.13, if'—
5. Inserting the following clause after 2.2.12—
'2.2.13 Any use or development which constitutes or includes a nuclear activity is not permitted on land within the Scheme Area.'

J. P. COLLINGWOOD, Shire President.
M. BATTILANA, Chief Executive Officer.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Claims against the estate of Carlo Italiano, late of 13 Minor Road, Albany, Western Australia should be lodged with the Executors, c/- PO Box 485, Albany, Western Australia before 13th June 2003 after which date the assets will be distributed having regard only to the claims received.

HAYNES ROBINSON.

ZZ202

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Claims against the estate of Edward John Ferry late of 78 Brunswick Road, Albany Western Australia should be lodged with the Executors, c/- PO Box 485, Albany, Western Australia before 13 June 2003 after which date the assets will be distributed having regard only to the claims received.

HAYNES ROBINSON

ZZ203

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the under-mentioned deceased are required by the personal representative Sajidah Binte Abdullah of care of Newton Vincent, Barristers and Solicitors, 1st Floor, 50 Pier Street, Perth to send particulars of their claims to her within one month from the date of publication of this notice at the expiration of which time the personal representative may convey or distribute the assets having regard only to the claims of which she then has notice:

Cedric John Lewis Arnold, also known as John Cedric Lewis Arnold, formerly of 43 Kingswood Road, Mount Helena in the State of Western Australia, late of Suite 2716 Minxing Financial Tower, 88 Tidu Street, Chengdu Municipality, Sichuan Province, The People's Republic of China, Consultant. Date of Death: 24th August 2002.

Dated the 7th May 2003.

NEWTON VINCENT, Barristers and Solicitors.

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