

WESTERN AUSTRALIAN GOVERNMENT Gazette



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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.
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Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

— PART 1 —

PROCLAMATIONS

AA101*

ADOPTION AMENDMENT ACT (No. 2) 2003

8 of 2003

PROCLAMATION

WESTERN AUSTRALIA
John Sanderson,
Governor.
[L.S.]

} By His Excellency Lieutenant General John Murray
Sanderson, Companion of the Order of Australia,
Governor of the State of Western Australia.

I, the Governor, acting under section 2(1) of the *Adoption Amendment Act (No. 2) 2003*, and with the advice and consent of the Executive Council, fix 1 June 2003 as the day on which that Act, other than sections 5(4) and (5), 42(1) and (3), 44, 51, 53, 54, 56, 57, 59, 60 and 86(2), (4) and (5), comes into operation.

Given under my hand and the Public Seal of the State on 13 May 2003.

By Command of the Governor,

SHEILA McHALE, Minister for Community Development,
Women's Interests, Seniors and Youth.

GOD SAVE THE QUEEN !

COMMUNITY DEVELOPMENT

CX301*

Adoption Act 1994

Adoption Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

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

2. Commencement

These regulations come into operation on the day fixed by proclamation under the *Adoption Amendment Act (No. 2) 2003* section 2(1).

3. The regulations amended

The amendments in these regulations are to the *Adoption Regulations 1995**.

[* *Published in Gazette 29 December 1994, p. 7171.*
For amendments to 7 May 2003 see 2001 Index to Legislation of Western Australia, Table 4, p. 8, and Gazette 16 July and 10 December 2002.]

4. Regulation 6 amended

- (1) Regulation 6(1) is amended in the Table by deleting the items relating to sections 12 and 43.
- (2) Regulation 6(1) is amended in the Table in the item relating to sections 46 and 50 by deleting “46 and 50” and inserting instead —
“ 46, 50 and 73 ”.

5. Regulation 9 amended

- (1) After regulation 9(b) the following paragraph is inserted —
“
(ba) has contravened, or failed to comply with —
(i) a provision of the Act; or
(ii) the terms of the licence or a condition or restriction attached to it;
”.
- (2) Regulation 9(g) and “and” following is deleted and the following paragraph is inserted instead —
“
(g) does not employ staff with appropriate qualifications to place prospective adoptees;
and
”.

6. Regulation 22A and 22B inserted

After regulation 22 the following regulations are inserted —

“

22A. Biannual report

A private adoption agency must, by 28 January and 28 July 2004, and 28 January and 28 July in each subsequent year, cause to be prepared and submitted to the Director-General a report containing information on the operations of the agency in relation to the adoption services provided by it and any other information as the Director-General may direct in writing —

- (a) for the period between the day on which the agency’s licence has effect and 30 June or 31 December of the year of that day, whichever is the shorter period; and

- (b) for each period of 6 months after 30 June or 31 December of the year in which the agency is required to make its first report under paragraph (a).

22B. Provision of other information for review of operations

- (1) The Director-General may, in writing, require a private adoption agency to provide —
 - (a) access to, or copies of, the documents referred to in subregulation (2);
 - (b) oral information in relation to the operations of the agency, any adoption service conducted by the agency, and any document referred to in subregulation (2) or the subject matter of such a document.
- (2) The documents to which subregulation (1) applies are any of the following documents in the custody, power or control of the agency —
 - (a) a document that records information in relation to an adoption or proposed adoption that has been conducted by the agency;
 - (b) a document that relates to the operations of the agency including financial records, management records, staff records, client records and annual and other operational reports.
- (3) The Director-General may require provision of information under subregulation (1) in such manner and form as the Director-General thinks is appropriate in each case.
- (4) A private adoption agency is to comply with a requirement under subregulation (1) within 14 days of receiving written notification of the requirement or such longer period as is stated by the Director-General in the written notification.
- (5) The Director-General is to ensure that a copy of a report prepared on behalf of the Director-General as a result of a review of the operations of a private adoption agency is provided to the agency as soon as practicable after its completion.

”.

7. Regulation 23B amended

Regulation 23B is amended as follows:

- (a) before “An” the subregulation designation “(1)” is inserted;

- (b) before regulation 23B(a) the following paragraph is inserted —

“

- (aa) if made on or after 1 June 2003, be made during a period of time set by the State Central Authority as a period during which applications for accreditation can be made;

”.

- (c) after regulation 23B(e) the following subregulation is inserted —

“

- (2) The State Central Authority is to publish the periods of time set under subregulation (1)(aa) in such manner as the State Central Authority thinks is appropriate.

”.

8. Regulation 23C amended

- (1) After regulation 23C(c) the following paragraphs are inserted —

“

- (ca) has contravened, or failed to comply with —
- (i) a provision of the Act; or
 - (ii) a condition or restriction attaching to an accreditation;
- (cb) is not the holder of a current licence granted under section 9 of the Act to conduct adoption services and to perform other functions for the purposes of the Act;

”.

- (2) Regulation 23C(h) and “and” following is deleted and the following paragraph is inserted instead —

“

- (h) does not employ staff with appropriate qualifications to place prospective adoptees; and

”.

9. Regulation 23G amended

Regulation 23G is amended by deleting “one year” and inserting instead —

“ 3 years ”.

10. Regulation 23H amended

Regulation 23H(2) is amended by deleting “one year” and inserting instead —

“ 3 years ”.

11. Regulation 23J amended

- (1) Regulation 23J(1)(c) and (g) are deleted.
- (2) Regulation 23J(k) is amended by deleting “51 and 52” and inserting instead —
“ 48, 49, 51, 52, 53 and 54 ”.

12. Regulation 23L amended

Regulation 23L(1)(b)(i) is amended by deleting “Act or these regulations;” and inserting instead —
“ Act. ”.

13. Regulation 23U inserted

After regulation 23T the following regulation is inserted in Part 2A —

“

23U. Provision of other information directed by the Minister

- (1) The Minister may, in writing, direct an accredited body to provide —
 - (a) access to, or copies of, the documents referred to in subregulation (2);
 - (b) oral information in relation to the operations of the body, any adoption service conducted by the body, and any document referred to in subregulation (2) or the subject matter of such a document.
- (2) The documents to which subregulation (1) applies are any of the following documents in the custody, power or control of the body —
 - (a) a document that records information in relation to an adoption or proposed adoption that has been conducted by the body;
 - (b) a document that relates to the operations of the body including financial records, management records, staff records, client records and annual and other operational reports.
- (3) The Minister may direct that information be provided under subregulation (1) in such manner and form as the Minister thinks is appropriate in each case.
- (4) An accredited body is to comply with a direction under subregulation (1) within 14 days of receiving written notification of the direction or such longer period as is stated by the Minister in the written notification.

- (5) The Minister is to ensure that a copy of a report prepared on behalf of the Minister as a result of a review of the operations of an accredited body is provided to the body as soon as practicable after its completion.

”.

14. Heading to Part 3 amended

The heading to Part 3 is amended by deleting “COMMITTEES” and inserting instead —

“ **COMMITTEE** ”.

15. Regulation 25 amended

- (1) Regulation 25(1) and (3) are amended by deleting “A” and inserting instead —

“ The ”.

- (2) Regulation 25(2) is amended by deleting “a committee” and inserting instead —

“ the committee ”.

16. Regulation 26 replaced

Regulation 26 is repealed and the following regulation is inserted instead —

“

26. Presiding member

The Director-General is to appoint the presiding member of the committee.

”.

17. Regulation 27 amended

Regulation 27(2) and (3) are repealed and the following subregulations are inserted instead —

“

- (2) The presiding member is to appoint a deputy presiding member and if the presiding member is unable to make the appointment then the Director-General is to appoint the deputy presiding member.
- (3) If an independent member referred to in section 14(2) of the Act is unavailable to act then the Director-General is to appoint another person who is independent of the Department to act in the place of the independent member.

”.

18. Regulation 28 amended

Regulation 28(1) is amended by deleting “appointment, and, in the case of a private adoption agency, for the duration of the licence of the agency, whichever is the shorter term.” and inserting instead —

“ appointment. ”.

19. Regulation 29 amended

- (1) Regulation 29(1) is repealed and the following subregulation is inserted instead —

“

- (1) A member may resign from office by notice in writing delivered to the Director-General.

”.

- (2) Regulation 29(2) is amended by deleting “or principal officer of a private adoption agency (as the case requires)”.
- (3) Regulation 29(4) is amended by deleting “or the principal officer of the private adoption agency (as the case requires)”.

20. Regulation 30 replaced

Regulation 30 is repealed and the following regulation is inserted instead —

“

30. Committee meetings

The committee may hold ordinary meetings at an interval to be determined by the committee and special meetings as required for the performance of the committee’s functions.

”.

21. Regulation 31 amended

Regulation 31(b) is deleted and the following paragraph is inserted instead —

“

- (b) at least one member who is independent of the Department must be present at the meeting.

”.

22. Regulation 33 amended

Regulation 33 is amended by deleting “a” and inserting instead —

“ the ”.

23. Regulation 35 amended

Regulation 35 is amended by deleting “and if relevant, the private adoption agency,”.

24. Regulation 37 amended

- (1) Regulation 37(2)(a) is deleted and the following paragraphs are inserted instead —

“

- (a) each applicant who is contemplating adoptive parenthood for the first time —
- (i) has read the written information about adoption provided by the Director-General under section 37(1) of the Act; and
 - (ii) has been provided with oral information about adoption in the manner and form determined by the Director-General to be relevant to the applicant,

and has completed a statement to that effect in the expression of interest form;

- (ab) each applicant who is already an adoptive parent and who is contemplating adoptive parenthood for a second or subsequent time —

- (i) has read the written information about adoption provided by the Director-General under section 37(1) of the Act; and
- (ii) has been provided with oral information about adoption in the manner and form determined by the Director-General to be relevant to the applicant if the Director-General decides to provide that information or the applicant has requested the provision of that information under section 37(3),

and has completed a statement to that effect in the expression of interest form;

”.

- (2) Regulation 37(2)(c) is amended by deleting “the attendance at the adoption information session” and inserting instead —

“ having received all the information ”.

25. Regulation 40 replaced

Regulation 40 is repealed and the following regulation is inserted instead —

“

40. Review of suitability for prospective adoptive parenthood if 24 months since approval

Where a person has been approved by the adoption applications committee as a prospective adoptive

parent, the Director-General is not to place a child with that person with a view to the child's adoption by that person if more than 24 months have elapsed since the date of the approval unless —

- (a) the Director-General is of the opinion —
 - (i) that at the time of placement, the person would still be suitable for adoptive parenthood; and
 - (ii) where the adoption applications committee has approved the person in accordance with section 13(2) of the Act, that at the time of placement, the person is still suitable to adopt children in a category of children in respect of whom the person has been approved for prospective adoptive parenthood;

or

- (b) the adoption applications committee has reviewed the person's current circumstances and is satisfied —
 - (i) that at the time of placement, the person would still be suitable for adoptive parenthood; and
 - (ii) where the committee has approved the person in accordance with section 13(2) of the Act, that at the time of placement, the person is still suitable to adopt children in a category of children in respect of whom the person has been approved for prospective adoptive parenthood.

”.

26. Regulation 42 amended

Regulation 42 is amended by deleting “even though the prospective adoptive parent does not fulfil any of the requirements of regulation 40 or 41 which may be relevant to the placement of that child.” and inserting instead —

“

by that person even though the child would not otherwise have been placed with that person because of regulation 40 or 41.

”.

27. Regulation 43 repealed

Regulation 43 is repealed.

28. Regulation 56 amended

Regulation 56 is amended by deleting “Director-General.” and inserting instead —

“

Director-General except to the extent necessary to determine the sender and intended recipient of the message.

”.

29. Heading to Part 7 amended

The heading to Part 7 is amended by deleting “AGENCIES” and inserting instead —

“ **LICENSEES** ”.

30. Regulation 59 amended

Regulation 59 is amended as follows:

- (a) in the definition of “code of practice” by deleting “agency;” and inserting instead —
“ licensee ”;
- (b) in the definition of “licensee” by deleting “a person” and inserting instead —
“ an individual ”;
- (c) after the definition of “service” by deleting the semicolon and inserting a full stop instead;
- (d) by deleting the definition of “person”.

31. Regulation 74 amended

Regulation 74 is amended by deleting “the Minister or”.

32. Regulation 86B inserted

After regulation 86A the following regulation is inserted in Part 9 —

“

86B. Fees for provision of information to persons contemplating adoptive parenthood

A fee not exceeding \$110 for each session for each person may be charged for the provision of information for the purposes of section 37 of the Act.

”.

33. Regulation 90 inserted

After regulation 89 the following regulation is inserted in Part 9 —

“

90. Refund of fees paid

If a person has paid a fee referred to in regulation 87 and subsequently proceeds with an application under section 38 of the Act in respect of the adoption of a

child referred to in regulation 88(1) or (2), the Director-General may refund to the person all or part of the fee that the person would have been exempt from paying under regulation 87.

”.

34. References to “an” adoptions application committee amended to “the” adoptions applications committee

The provisions in the Table to this regulation are amended by deleting “an” in each place where it occurs and inserting instead “the”.

Table

r. 24 (in the definitions of “committee” and “member”)
r. 44(b)
r. 46(1)

35. References to “certified mail” amended to “registered post”

The provisions in the Table to this regulation are amended by deleting “certified mail” in each place where it occurs and inserting instead “registered post”.

Table

r. 16(2)(a) and (c)	r. 70(2)
r. 45	r. 70(3)
r. 70(1)	

36. References to “Minister” amended to “Director-General”

The provisions in the Table to this regulation are amended by deleting “Minister” or “Minister’s” in each place where they occur and inserting instead respectively “Director-General” or “Director-General’s”.

Table

r. 59 (defn of “code of practice”)	r. 72(1) (2 places)
r. 60(1)	r. 72(2)
r. 61 (5 places)	r. 73(1)
r. 62	r. 73(2)
r. 63(1) (3 places)	r. 74 (in the 2 nd and 3 rd places)
r. 64	r. 75 (5 places)
r. 65	r. 76
r. 66	r. 77(1) (3 places)
r. 69 (3 places)	r. 77(2)
r. 70(1) (2 places)	r. 77(3) (2 places)
r. 70(2) (2 places)	r. 78(1)
r. 70(3) (2 places)	r. 80(1) (2 places)

By Command of the Governor,

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

HEALTH

HE301***POISONS ACT 1964****POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) AMENDMENT ORDER
(NO. 3) 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. 3) 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 and amended in *Gazette* 10 January 2003 pp. 35]

Clause 4 amended

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

“

Table
Darren Philip Anstee , police officer, Canine Section, Western Australia Police Service, 2 Swanbank Road, Maylands.
Paul Gerard Beveridge , police officer, Canine Section, Western Australia Police Service, 2 Swanbank Road, Maylands.
James Anthony Hill , police officer, Canine Section, Western Australia Police Service, 2 Swanbank Road, Maylands.
Todd Justin Littmann , police officer, Canine Section, Western Australia Police Service, 2 Swanbank Road, Maylands.
Barry Francis Staple , police officer, Canine Section, Western Australia Police Service, 2 Swanbank Road, Maylands.

”

By Command of the Governor,

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

HE302***POISONS ACT 1964****POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) AMENDMENT ORDER
(NO. 4) 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. 4) 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. 6) 2002** is referred to as the principal order.

[*Published in *Gazette* 24 September 2002, pp. 4776-4777]

Clause 4 amended

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

“

Table
Philip Clark , veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.
Paul Eden , veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

”

Cree Monaghan, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Karen Payne, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Simone Vitali, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Kristin Warren, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

”.

By Command of the Governor,

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

RACING, GAMING AND LIQUOR

RG301*

Totalisator Agency Board Betting Act 1960

Totalisator Agency Board (Betting) Amendment Regulations (No. 3) 2002

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Totalisator Agency Board (Betting) Amendment Regulations (No. 3) 2002*.

2. Commencement

These regulations come into operation —

- (a) on the day of their publication in the *Gazette* — if that day is after the day on which the *Totalisator Agency Board (Betting) Amendment Regulations (No. 2) 2002* are published; or
- (b) immediately after the *Totalisator Agency Board (Betting) Amendment Regulations (No. 2) 2002* if the day of publication of these regulations is before, or on the same day as, the day on which the *Totalisator Agency Board (Betting) Amendment Regulations (No. 2) 2002* are published.

3. The regulations amended

The amendments in these regulations are to the *Totalisator Agency Board (Betting) Regulations 1988**.

[* Reprinted as at 20 August 1999.

For amendments to 9 August 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 337, and Gazette 22 March 2002.]

4. Regulation 19 amended

After regulation 19(1) the following subregulations are inserted —

“

- (1a) Subject to regulation 41(2) and 44A(2), where a runner (or one of the runners) on which a bet other than —

- (a) a favourite numbers bet; or
(b) a sweepstakes bet,

has been placed with the TAB is scratched before the start of its race or declared a non-starter, a person who placed a bet on (or involving) that runner with the TAB is entitled to a refund of that bet, subject to subregulation (1b).

- (1b) Where a refund is payable under subregulation (1a) due to a scratching, and the person entitled to the refund wishes to obtain that refund prior to the running of the race, that person may, on request, obtain a refund of —

- (a) the bet; or
(b) if the bet is one of 2 or more bets recorded on the same ticket, and none of the bets have been decided — the total value of that ticket,

prior to the running of the race, if the request is made before the close of betting for each and every race to which the ticket relates.

”.

5. Regulation 40 amended

Regulation 40(4) is amended by deleting paragraph (a) and the “or” following that paragraph.

6. Regulation 44A amended

Regulation 44A(2) is amended after “fails to start,” by inserting —

“

and that person has not obtained a refund of the amount of that bet in accordance with regulation 19(1a),

”.

By Command of the deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

TRANSPORT

TR302*

Road Traffic Act 1974

**Road Traffic (Drivers' Licences) Amendment
Regulations (No. 4) 2003**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic (Drivers' Licences) Amendment Regulations (No. 4) 2003*.

2. Commencement

These regulations come into operation on 1 July 2003.

3. The regulations amended

The amendments in these regulations are to the *Road Traffic (Drivers' Licences) Regulations 1975**.

[* Reprinted as at 5 April 2002.

For amendments to 5 May 2003 see Gazette 3 and 17 May and 1 November 2002, and 16 and 24 April 2003.]

4. Regulation 9 amended

Regulation 9 is amended by deleting "\$10.50." and inserting instead —

“ \$11.50. ”.

5. Regulation 9A amended

Regulation 9A(c) is amended by deleting "\$10.50;" and inserting instead —

“ \$11.50; ”.

6. Regulation 15 amended

Regulation 15 is amended as follows:

(a) in subregulation (1)(a) by deleting "\$73.60," and inserting instead —

“ \$75.80, ”;

(b) in subregulation (1)(b) by deleting "\$147.20." and inserting instead —

“ \$151.60. ”;

- (c) in subregulation (2)(a) by deleting “\$16.00,” and inserting instead —
“ \$16.40, ”;
- (d) in subregulation (2)(b) by deleting “\$32.20.” and inserting instead —
“ \$33.10. ”.

7. Schedule 11 amended

Schedule 11 is amended as follows:

- (a) in item 1(a)(i) by deleting “49.70” and inserting instead —
“ 51.20 ”;
- (b) in item 1(a)(ii) by deleting “139.50” and inserting instead —
“ 143.70 ”;
- (c) in item 1(b) by deleting “38.80” and inserting instead —
“ 40.00 ”;
- (d) in item 2(a) by deleting “25.50” and inserting instead —
“ 26.20 ”;
- (e) in item 2(b) by deleting “101.50” and inserting instead —
“ 104.50 ”;
- (f) in item 3 by deleting “6.80” and inserting instead —
“ 9.50 ”;
- (g) in item 4(a) by deleting “32.20” and inserting instead —
“ 33.10 ”;
- (h) in item 4(b) by deleting “102.00” and inserting instead —
“ 105.00 ”;
- (i) in item 5(b) by deleting “75.30” and inserting instead —
“ 77.60 ”;
- (j) in item 6 by deleting “23.50” and inserting instead —
“ 24.20 ”;
- (k) in item 7 by deleting “14.50” and inserting instead —
“ 14.90 ”.

By Command of the Governor,

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

TR301*

Motor Vehicle Drivers Instructors Act 1963

Motor Vehicle Drivers Instructors Amendment Regulations (No. 2) 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Motor Vehicle Drivers Instructors Amendment Regulations (No. 2) 2003*.

2. Commencement

These regulations come into operation on 1 July 2003.

3. The regulations amended

The amendments in these regulations are to the *Motor Vehicle Drivers Instructors Regulations 1964**.

[* Reprinted as at 5 July 2002.

For amendments to 2 May 2003 see Gazette 11 March 2003.]

4. Regulation 13 amended

Regulation 13 is amended as follows:

- (a) by deleting “4.60” and inserting instead —
“ 4.70 ”;
- (b) by deleting “24.20” and inserting instead —
“ 24.90 ”;
- (c) by deleting “44.30” and inserting instead —
“ 45.60 ”;
- (d) by deleting “12.70” and inserting instead —
“ 13.10 ”.

By Command of the Governor,

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

TR303*

Road Traffic Act 1974

Road Traffic (Licensing) Amendment Regulations (No. 3) 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic (Licensing) Amendment Regulations (No. 3) 2003*.

2. Commencement

These regulations come into operation on 1 July 2003.

3. The regulations amended

The amendments in these regulations are to the *Road Traffic (Licensing) Regulations 1975**.

[* Reprinted as at 20 September 2002.

For amendments to 2 May 2003 see *Gazette*
1 November 2002 and 3 January 2003.]

4. Schedule 2 replaced

Schedule 2 is repealed and the following Schedule is inserted instead —

“

Schedule 2 — Fees and charges

Item	Regulation No.	Service	Fee \$
1.	3A(1a)	Upon establishment of premises as an authorised inspection station	142.70
		Each year for the renewal of authorisation	59.40
2.	3B(1)	An examination (and where necessary one re-examination) of a caravan or trailer without brakes, motor cycle, motor carrier, engine change, earthmoving or agricultural equipment	34.00
2A.	3B(1)	Subject to items 3, 3A and 3B, an examination of a vehicle under regulation 3B(1) that is not set out in item 2	52.20

Item	Regulation No.	Service	Fee \$
2B.	3B(2a)	An examination of a vehicle in the circumstances referred to in regulation 3B(2a) — (a) in the case of a vehicle which is a motor carrier, a trailer or any other vehicle with a manufacturer's gross vehicle mass not exceeding 4.5 tonnes, a motor cycle, or a moped;	65.40
		(b) in the case of any other vehicle;	130.70
3.	3B(1) & 3B(2a)	A second or subsequent examination of a vehicle referred to in item 2A or 2B.	36.20
3A.	3B(2b)(a)	An initial examination by the Director General of a heavy vehicle (i.e. a vehicle with an MRC exceeding 4 500 kilograms)	108.35
3B.	3B(2b)(b)	A re-examination by the Director General of a heavy vehicle (i.e. a vehicle with an MRC exceeding 4 500 kilograms)	78.60
4.	5A(2)	For — (a) searching records — (i) manually, per vehicle;	12.00
		(ii) by computer where a list of vehicles to be searched is supplied to the Director General on magnetic tape, per vehicle;	2.50
		(b) production of an extract describing the current status of ownership of a vehicle, according to the Director General's records;	13.00
		(c) detailed searching of current and previous owner's records and production of supporting documentation;	16.00
5.	8A	Recording fee for grant or renewal of a vehicle licence	16.20
6.	8B	Fee for transfer of a vehicle licence	14.20
7.	11(6)(a)(i)	Fee for issue of permit for unlicensed vehicle	8.50
8.	11(6)(b)(i)(B)	Minimum permit fee	20.00
9.	14	Fee for issue of duplicate or certified copy of a vehicle licence	9.50

Item	Regulation No.	Service	Fee \$
9A.	21K	Fee for authorisation under regulation 21K(4)	10.00
10.	22(2)	Charge —	
		(a) for the issue of plates (other than personalised plates, plates bearing the same characters as previous plates, or dealers plates) except where paragraph (b) applies;	17.60
		(b) for the re-issue of plates which have been returned under regulation 22(3), (3a) or (4) (other than personalised plates, plates to replace existing plates bearing the same characters, or dealers plates);	7.50
		(c) upon application for the issue of personalised plates;	89.10
		(d) upon application for the issue of plates to replace ordinary plates bearing the same characters;	29.80
		(e) upon application for the issue of plates to replace personalised plates bearing the same characters without the letter "P" previously required by these regulations;	70.50
11.	22(2aa)	Fee upon application for issue of name plates	680.50
12.	22(2b)	Charge for transfer of right to display special plates —	
		(a) single digit numeral special plates;	6 813.30
		(b) 2 digit numeral special plates;	1 363.10
		(c) 3 digit numeral special plates;	680.50
		(d) any other number of digit special plates;	135.60
		(e) unique series special plates referred to in regulation 24(4a)(b);	1 363.10
		(f) unique series special plates referred to in regulation 24(4a)(c);	59.50
13.	22(2ba)	Charge for transfer of right to display name plates	340.30

Item	Regulation No.	Service	Fee \$
14.	22(2c)	Charge for transfer of right to display special plates or name plates — (a) pursuant to an agreement or order under the <i>Family Law Act 1975</i> of the Commonwealth; or (b) to a beneficiary by a trustee or other person in a fiduciary capacity under a trust whether express or implied;	14.20
15.	22(2e)	Charge upon application for the issue of special plates or name plates to replace special plates or name plates bearing the same characters — (a) for premium material plates; (b) for standard metal plates;	154.50 75.00
16.	22(6)	Fee for transfer of — (a) special plates or name plates by a person to another vehicle owned by that person; (b) personalised plates by a person to another vehicle owned by that person or by a member of his immediate family;	14.20 14.20
17.	25B(2)	Fee for storage of special plate by Director General (per year or part thereof)	14.20
18.	26(3)	Fee for assignment and issue of dealers plates — (a) where the plate is issued in substitution for a plate bearing the same characters, per plate; (b) in any other case, per set of plates;	27.90 19.90
19.	26A	Annual fee for the use and possession of dealers plates	80.75
20.	33	Fee for duplicate of registration label	0.50
21.	38B	Fee for duplicate tax invoice	7.00

By Command of the Governor,

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

TR304*

Road Traffic Act 1974

Road Traffic (Fees for Vehicle Licences) Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic (Fees for Vehicle Licences) Regulations 2003*.

2. Commencement

These regulations come into operation on 31 May 2003.

3. Specified day: section 28A

For the purposes of section 28A(3) of the Act, the specified day in relation to these regulations is 1 July 2003.

4. The Act amended

The amendments in these regulations are to the *Road Traffic Act 1974*.

[* Reprinted as at 19 October 2001.

For subsequent amendments see 2001 Index to Legislation of Western Australia, Table 1, p. 329-30 and Acts Nos. 28 of 2001, 4, 5 and 7 of 2002, and 9 of 2003 and Gazette 17 May 2002.]

5. Second Schedule amended

(1) Part III Division 2 of the Second Schedule is amended as follows:

- (a) in clause 2(1) by deleting "\$13.52" and inserting instead —
" \$13.93 ";
- (b) in clause 3 by deleting "\$13.52" and inserting instead —
" \$13.93 ";
- (c) in clause 4 by deleting "\$6.76" and inserting instead —
" \$6.96 ";
- (d) in clause 5 by deleting "\$3.38" and inserting instead —
" \$3.48 ";
- (e) in clause 6(1) by deleting "\$27.06." and inserting instead —
" \$27.87. ";
- (f) in clause 6(2) by deleting "\$40.61." and inserting instead —
" \$41.83. ".

- (2) Part III Division 4 of the Second Schedule is amended as follows:

- (a) by deleting the Table to clause 3 and inserting the following Table instead —

“

Table	
Licence Class	Fee
	\$
1B2	330
2B2	549
2B3	1 372
AB3	549

”.

- (b) by deleting the Table to clause 4 and inserting the following Table instead —

“

Table	
Licence Class	Fee
	\$
1R2	330
2R2	549
1R3	659
2R3	878
1R4	989
2R4	2 196
1R5	989
2R5	2 196
SR2	604
SR3	2 196
SR4	2 196
SR5	2 196
MR2	4 173
MR3	4 173
MR4	4 502
MR5	4 502
LR2	5 765
LR3	5 765
LR4	5 765
LR5	5 765

”.

- (c) by deleting the Table to clause 5 and inserting the following Table instead —

“

Table	
Licence Class	Fee
	\$
SP2	1 428
SP3	3 733
SP4	4 831
SP5	4 831
MP2	4 392
MP3	5 490
MP4	6 039
MP5	6 039

Licence Class	Fee \$
1LP2	5 490
1LP3	5 490
1LP4	6 039
1LP5	6 039
2LP2	5 490
2LP3	5 490
2LP4	6 039
2LP5	6 039

- (d) in clause 6 by deleting “\$320” and inserting instead —
“ \$330 ”;
- (e) by deleting the Table to clause 7 and inserting the
following Table instead —

“

Table	
Licence Class	Fee \$
PSV	81
TSV	81
OSV2	274
OSV3	548
OSV4	822
OSV5	1096
OSV6	1370
OSV7	1644
OSV8	1918
OSV9	2192

”.

By Command of the Governor,

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

TR305*

Road Traffic Act 1974

Road Traffic (Vehicle Standards) Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic (Vehicle Standards) Amendment Regulations 2003*.

2. Commencement

These regulations come into operation on 1 July 2003.

3. The regulations amended

The amendments in these regulations are to the *Road Traffic (Vehicle Standards) Regulations 2002**.

[* *Published in Gazette 9 August 2002 p. 3903-4020.*

For amendments to 2 May 2003 see Gazette 3 January 2003.]

4. Regulation 69 amended

Regulation 69(3) is amended by deleting “\$27.55.” and inserting instead —

“ \$28.40. ”.

By Command of the Governor,

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

— PART 2 —

CONSUMER AND EMPLOYMENT PROTECTION

CE401*

CONSUMER AFFAIRS ACT 1971

SECTION 23Q

INTERIM PROHIBITION ORDER

I, Gary David Newcombe, Deputy Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the powers vested in the Commissioner for Fair Trading by section 23Q of the *Consumer Affairs Act 1971 (WA)*:

1. having referred to the Consumer Product Safety Committee the question of whether in the interests of the safety of the public the supply of goods of the class described in the Schedule ought, by reason of the goods being dangerous, or the supply of the goods being dangerous, be prohibited or allowed only subject to restrictions or conditions; and
2. believing on reasonable grounds that the said goods are so dangerous to public safety that their supply ought, in the interests of the safety of the public be prohibited immediately:

HEREBY prohibit for a period of 28 days from the date of publication of this order in the *Gazette* the supply of the class of goods described in the Schedule.

SCHEDULE

All liquid and/or novelty filled balls that are connected by a stretchable or elasticised cord that is capable of extending to at least 500mm in length, including but not limited to YO-YO water hammer balls, YO-YO sports balls, YO-YO meteoric balls and YO-YO light balls.

Dated the 9th day of May 2003.

G. D. NEWCOMBE, Deputy Commissioner for Fair Trading.

CE402*

CONSUMER AFFAIRS ACT 1971

SECTION 23Q

INTERIM PROHIBITION ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the powers vested in me by section 23Q of the *Consumer Affairs Act 1971* ("the Act"):

1. having referred to the Consumer Product Safety Committee the question of whether in the interests of the safety of the public the supply of goods of the class described in the Schedule ought, by reason of the goods being dangerous, or the supply of the goods being dangerous, be prohibited or allowed only subject to restrictions or conditions; and
2. believing on reasonable grounds that the said goods are so dangerous to public safety that their supply ought, in the interests of the safety of the public be prohibited immediately:

HEREBY prohibit for a period of 28 days from the date of publication of this order in the *Government Gazette* the supply of the class of goods described in the Schedule.

SCHEDULE

Children's umbrellas which open by means or with the assistance of a spring-loaded mechanism, or other mechanism which provides a force, which assists the opening of the umbrella.

Dated the 10th day of April 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE403***CONSUMER AFFAIRS ACT 1971**

SECTION 23R(3)

PROHIBITION ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia,

- Being satisfied that a Consumer Affairs Authority namely John Joseph Aquilina, Minister for Fair Trading in and for NSW, has by notice dated 20 November 2002 published in the *NSW Government Gazette* on 22 November 2002, made an order or similar instrument ("the corresponding Order") prohibiting the supply of goods described in the Schedule hereto; and
- Considering it necessary in the interests of the safety of the public;
- Order pursuant to section 23R(3) of the *Consumer Affairs Act 1971*, that the supply to consumers of goods described in the Schedule is prohibited in this State.

SCHEDULE**Particular of Goods:**

Goods comprising a dart gun set consisting of a model of a firearm, with or without a target, together with a number of suction tipped darts which, whatever their orientation, fit entirely into the small parts cylinder when tested in accordance with 5.2 (small parts test) of the Australian/New Zealand Standard Safety of Toys (ISO 8124.1:2002) including, but not limited to the:

- Pull back Action Target Game

Dated this 13th day of December 2002.

PATRICK WALKER, Commissioner for Fair Trading.

CE404**CONSUMER AFFAIRS ACT 1971**

SECTION 23R(6)(a)

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the power vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* ("the Act"), hereby revoke the order made pursuant section 23R(4) of the Act, on 17 September 1999 and published in the *Government Gazette* on 24 September 1999 with respect to the goods described in the Schedule.

SCHEDULE

Laser Pointers

Dated this 8th day of May 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE405***CONSUMER AFFAIRS ACT 1971**

SECTION 23R(6)(a)

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the power vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* ("the Act"), hereby revoke the order made pursuant to section 23R(4) of the Act, on 25 June 1986 and published in the *Government Gazette* on 27 June 1986 with respect to the goods described in the Schedule.

SCHEDULE**Particular of Goods:**

Asbestos products in the form of rope, string, lap, roveing, cord or wick being twisted stands or fibres.

Dated this 8th day of May 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE406***CONSUMER AFFAIRS ACT 1971**

SECTION 23R(6)(a)

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the power vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* ("the Act"), hereby revoke the order made pursuant to section 23R(4) of the Act, on 7 December 1982 and published in the *Government Gazette* on 10 December 1982 with respect to the goods described in the Schedule.

SCHEDULE**Particular of Goods:**

Erasers resembling food in scent and appearance which, when tested in accordance with the method for determining leachable substances in coating, plastics and graphic materials, set out in Appendix A of Australian Standard 1647, Part 3-1982, Children's Toys (Safety Requirements) published by the Standards Association of Australia on 9 August 1982, leach substances in which elements exceed the concentrations specified in Table 1.

Dated this 8th day of May 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE407***CONSUMER AFFAIRS ACT 1971**

SECTION 23R(6)(a)

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the power vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* ("the Act"), hereby revoke the order made pursuant to section 23R(4) of the Act, on 13 April 1991 and published in the *Government Gazette* on 19 April 1991 with respect to the goods described in the Schedule.

SCHEDULE**Particular of Goods:**

Gas masks which contain asbestos

Dated this 8th day of May 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE408***CONSUMER AFFAIRS ACT 1971**

SECTION 23R(6)(a)

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the power vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* ("the Act"), hereby revoke the order made pursuant to section 23R(3) of the Act, on 31 October 1984 and published in the *Government Gazette* on 2 November 1984 with respect to the goods described in the Schedule.

SCHEDULE**Particular of Goods:**

Jewellery, novelties and/or toys which contain the seeds of *Strychnos Nuxvomica*

Dated this 8th day of May 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE409*

CONSUMER AFFAIRS ACT 1971

SECTION 23R(6)(a)

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the power vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* ("the Act"), hereby revoke the order made pursuant to section 23R(3) of the Act, on 5 April 1979 and published in the *Government Gazette* on 12 April 1979 with respect to the goods described in the Schedule.

SCHEDULE**Particular of Goods:**

Metal drink dispensers or containers which cause the dispensed or contained beverage to exceed national Health and Medical Research Council recommended levels for metal contamination. The relevant maximum levels are as follows:

Zinc: 5 mg/kg

Mercury: .03 mg/kg

Copper: 5 mg/kg

Antimony: 0.15 mg/kg

Arsenic: 0.15 mg/kg

Lead: 0.2 mg/kg

Any other metal: 015 mg/kg

Dated this 8th day of May 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE410*

CONSUMER AFFAIRS ACT 1971

SECTION 23R(6)(a)

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the power vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* ("the Act"), hereby revoke the order made pursuant to section 23R(4) of the Act, on 23 December 1981 and published in the *Government Gazette* on 8 January 1982 with respect to the goods described in the Schedule.

SCHEDULE**Particular of Goods:**

Novelty money boxes designed or marketed for use by children where the accessible coating material contains any lead or any lead-containing substance so that the concentration of a lead calculated as the element exceeds 2500 mg/kg of the coating material.

Dated this 8th day of May 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE411*

CONSUMER AFFAIRS ACT 1971

SECTION 23R(6)(a)

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the power vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* ("the Act"), hereby revoke the order made pursuant to section 23R(4), on 6 February 1990 and published in the *Government Gazette* on 16 February 1990 with respect to the goods described in the Schedule.

SCHEDULE**Particular of Goods:**

A plastic toy musical hammer incorporating a clown's head with red paint on the hat, eyelids, ears, nose and tongue where the red paint contains a greater quantity of leachable lead than the maximum permissible leachable lead of 250 mg/kg as specified in Australian Standard AS 1647, part 3- 1982 Children's toys (Safety requirements) Part 3—Toxicological requirements.

Dated this 8th day of May 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CENSORSHIP

CS401*

CENSORSHIP ACT 1996 RESTRICTED PUBLICATIONS

I, Jim McGinty, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as restricted publications for the purposes of that Act.

Dated this 10th day of May 2003.

JIM MCGINTY, Attorney General.

Schedule

29 April 2003

Restricted Classification

<u>Title or Description</u>	<u>Publisher</u>
40+ 2003 No21	Blair Publishing Inc
40 Plus Vol 12 No 6	Fantasy Publications Ltd
40 Plus Vol 12 No 7	Fantasy Publications Ltd
40 Plus Guide to UK Swingers, The Vol 5 No 1	Fantasy Publications Ltd
50 Up No 14	Euroticus
60 Up No 6	Euroticus
Asian Babes Vol 11 No 8	Fantasy Publications Ltd
Australasian Sexpaper Apr-May 2003 No 140	Xpress (Australia) Pty Ltd
Australian Rosie, The Apr-May 2003 No 167	Xpress (Australia) Pty Ltd
Best of Asian Babes, The Vol 3 No 3	Fantasy Publications Ltd
Best of Big & Black (All Black) Vol 4 No 2	Fantasy Publications Ltd
Best of Big Ones Special, The (Hot Busty Babes) Vol 3 No 2	Fantasy Publications Ltd
Best of Cheri (Special Edition #162) Vol 25 No 7	Cheri Magazine Inc
Best of Electric Blue (Celebrity Special) Vol 2 No 9	Fantasy Publications Ltd
Best of Readers' Wives, The Vol 3 No 8	Fantasy Publications Ltd
Best of Readers' Wives, The Vol 3 No 9	Fantasy Publications Ltd
Best of UK Real Wives, The Vol 3 No 7	Fantasy Publications Ltd
Big Ones (International) Vol 14 No 2	Fantasy Publications Ltd
Black Label Vol 3 Iss 12	Galaxy Publications Ltd
Buttman Vol 5 No 2	EA Productions
Celebrity Sleuth May 2003 No 25	Sleuth Publications Inc
Club International Vol 32 No 4	Paul Raymond Publications Ltd
Contact UK Vol 1 No 14	Paul Raymond Publications Ltd
D-Cup Apr 2003 No 67	D-Cup Publications Inc
Eros (Panty Parade) Vol 5 No 1	Fantasy Publications Ltd
Erotic Film Guide Vol 5 No 2	All Coasts Inc
Erotic Film Guide Spotlights (Juicy) Vol 1 No 6	All Coasts Inc
Escort Vol 23 No 4	Paul Raymond Publications Ltd
Ex-Wives No 5	Euroticus
Fiesta (Readers' Wives Special) No 32	Galaxy Publications Ltd
Fiesta Vol 36 Iss 13	Galaxy Publications Ltd
Fiesta Vol 37 Iss 4	Galaxy Publications Ltd
Fiesta Digest Vol 3 Iss 12	Galaxy Publications Ltd
Fiesta Digest Vol 3 Iss 13	Galaxy Publications Ltd
Finally Legal Apr 2003 Vol 5 No 4	Dowager Inc
For Men Mar 2003 No 57	Fanasty Publications Ltd
For Men May 2003 No 59	Fanasty Publications Ltd
For Men Special (Celebrity Babes) No 18	Fanasty Publications Ltd
For Women 2003 Vol 11 No 2	Fanasty Publications Ltd
For Women 2003 Vol 11 No 3	Fanasty Publications Ltd
Genesis Apr 2003 No 71	Genesis Publications Inc
Hawk Apr 2003 Vol 12 No 4	Killer Joe Productions Inc
High Society Apr 2003 Vol 28 No 4	High Society Magazine
High Street Honeyz No 2	Euroticus
Hustler (Australia) (Cat 1) Vol 8 No 6	JT Publishing Pty Ltd
Hustler (Gold Edition) Vol 8 No 6	JT Publishing Pty Ltd
Jock Feb 2003 Vol 14 No 1	Global Media Group Ltd
Jock Mar 2003 Vol 14 No 2	Global Media Group Ltd
Just Girls Vol 21 No 4	Paul Raymond Publications Ltd
Knave (Close Shave) No 3	Galaxy Publications Ltd
Knave Vol 34 Iss 12	Galaxy Publications Ltd
Knave (Christmas Special) Vol 34 Iss 13	Galaxy Publications Ltd
Knave Vol 35 Iss 1	Galaxy Publications Ltd
Knave Vol 35 Iss 4	Galaxy Publications Ltd
Lips Jul 2003	Mavety Media Group Ltd

Restricted Classification—*continued*

<u>Title or Description</u>	<u>Publisher</u>
Live Young Girls Apr 2003 Vol 23 No 3	Live Periodicals Inc
Mandate May 2003	Mandate Publications Ltd
Mandate Jun 2003	Mavety Media Group Ltd
Men Only Vol 68 No 4	Paul Raymond Publications Ltd
Mens World Vol 15 No 4	Paul Raymond Publications Ltd
Mothers In Law Vol 3 No 7	Fantasy Publications Ltd
New Talent Special (Club Girls) Iss 17	Fantasy Publications Ltd
Nude Readers' Wives No 192	Fantasy Publications Ltd
Nude Readers' Wives No 194	Fantasy Publications Ltd
Only 18 Vol 5 No 12	Fantasy Publications Ltd
Over 40 Jul 2003	Midlife Publications Inc
Over 40 Aug 2003	Mavety Media Group Ltd
Penthouse Forum May 2003 Vol 33 No 5	General Media Communications Inc
Penthouse Letters May 2003 Vol 21 No 5	General Media Communications Inc
Pirate No 78	Private Media
Playboy's Lingerie May-Jun 2003 Vol 91 No 3	Playboy Enterprises Inc
Playboy's Voluptuous Vixens May 2003	Special Editions
Playgirl Mar 2003	Playgirl
Private No 176	Private Media
Private Lives of, The (Claudia Ricci, Julia Taylor, Wanda Curtis, Lynn Stone) No 2	Private Media
Private Sex No 43	Private Media
Ravers (Readers' Wives) No 6	Galaxy Publications Ltd
Ravers Vol 8 Iss 12	Galaxy Publications Ltd
Ravers Vol 8 Iss 13	Galaxy Publications Ltd
Razzle (40 and Norty) Vol 1 No 2	Paul Raymond Publications Ltd
Razzle Vol 21 No 4	Paul Raymond Publications Ltd
Razzle's Tongue & Groove Iss 2	Paul Raymond Publications Ltd
Readers' Wives Guide To 60 Plus Vol 5 No 6	Fantasy Publications Ltd
Real Wives Vol 10 No 1	Fantasy Publications Ltd
Score Apr 2003 Vol 12 No 4	The Score Group
Soho Vol 3 Iss 4	Paul Raymond Publications Ltd
Stag's Girls Over 40 Apr 2003 No 68	Stag Publications Inc
Swank Apr 2003 No 71	Swank Publications Inc
Swank Leisure Series (Butt Lust) Apr 2003 No 53	Dogwood Publications Inc
Swank Pleasure (Uncensored Sex) Apr 2003 No 57	Dogwood Publications Inc
Swinger Club Apr 2003 Iss 20	Go Swinger Magazine
Teazer (Just 18 Christmas Special) Vol 4 Iss 12	Galaxy Publications Ltd
Teazer (Just 18) Vol 4 Iss 13	Galaxy Publications Ltd
Teen Angels Iss 19	Euroticus
UK Wives No 18	Euroticus
Voluptuous Apr 2003 Vol 10 No 4	The Score Group
Xquisite (40+) Mar 2003 Vol 1 No 11	Blair Publishing Inc
X-Treme Amateur Girls Vol 3 No 6	Fantasy Publications Ltd
X-Treme Amateur Girls Vol 3 No 7	Fantasy Publications Ltd
Young & Old Vol 4 No 1	Fantasy Publications Ltd

CS402*

CENSORSHIP ACT 1996

UNRESTRICTED PUBLICATIONS

I, Jim McGinty, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as unrestricted publications for the purposes of that Act.

Dated this 10th day of May 2003

JIM MCGINTY, Attorney General.

Schedule
29 April 2003
Unrestricted Classification

<u>Title or Description</u>	<u>Publisher</u>
Australian Penthouse (National) Jun 2003 Vol 24 No 6	Gemkilt Publishing Pty Ltd
H & E Naturist Mar 2003	New Freedom Publications Ltd
Hustler (Australia) Vol 8 No 6	JT Publishing Pty Ltd
Perfect 10 Summer 2003 Vol 5 No 3	Perfect 10 Inc
Playboy Jun 2003 Vol 50 No 6	Playboy

FIRE AND EMERGENCY SERVICES

FE401*

FIRE AND EMERGENCY SERVICES AUTHORITY OF WESTERN AUSTRALIA ACT 1998
FIRE AND EMERGENCY SERVICES (DETERMINATION OF EMERGENCY SERVICES LEVY)
NOTICE 2003

Made by the Minister under section 36G of the Act.

1. Determination of levy for 2003/04 levy year

(1) The emergency services levy that is payable for the 2003/04 levy year on land in ESL categories 1, 2, 3 and 4 is determined as a rate in the dollar of the gross rental value (GRV) of the land as follows:

- (a) for land in ESL category 1: 0.88 cents for each dollar of GRV;
- (b) for land in ESL category 2: 0.71 cents for each dollar of GRV;
- (c) for land in ESL category 3: 0.62 cents for each dollar of GRV;
- (d) for land in ESL category 4: 0.44 cents for each dollar of GRV.

(2) The emergency services levy that is payable for the 2003/4 levy year on land in ESL category 5 is determined as a fixed charge of \$30.00.

(3) Subclauses (1) and (2) apply regardless of the purpose for which the land is used.

2. Determination of minimum and maximum amounts of levy

(1) The minimum amount of levy payable for the 2003/4 levy year on land in ESL categories 1, 2, 3 and 4 is determined as \$30.00.

(2) Subclause 1 applies regardless of the purpose for which the land is used.

(3) The maximum amount of levy payable for the 2003/4 levy year on land in ESL categories 1, 2, 3 and 4 is determined as follows:

- (a) for vacant land and for land used for farming or single-unit residential purposes: \$175.00;
- (b) for land used for multi-unit residential purposes: \$175.00 multiplied by the relevant number of units;
- (c) for land used for commercial, industrial or miscellaneous purposes: \$100,000.00.

MICHELLE ROBERTS, Minister for Police and Emergency Services.

HERITAGE

HR401***HERITAGE OF WESTERN AUSTRALIA ACT 1990****NOTICE OF ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES**

Notice is hereby given in accordance with Section 51(2) of the Heritage of Western Australia Act 1990 that, pursuant to directions from the Minister for the Environment & Heritage, the places described in Schedule 1 have been entered in the Register of Heritage Places on a permanent basis with effect from today.

Schedule 1

Description of Place

Aberdeen Street Precinct at 154-188 Aberdeen Street, Northbridge; Lt 26 on P 508, being the whole of the land comprised in C/T V 1865 F 489. Lt 27 on P 508, being the whole of the land comprised in C/T V 1072 F 360. Lt 121 on P 31661, being the whole of the land comprised in C/T V 2221 F 801. Lt 122 on P 31661, being the whole of the land comprised in C/T V 2221 F 802. Lt 123 on P 31661, being the whole of the land comprised in C/T V 2221 F 803. Lt 125 on P 31661, being the whole of the land comprised in C/T V 2221 F 805. Lt 120 on P 31663, being the whole of the land comprised in C/T V 2221 F 830. That ptn of Lt 9007 on P 3, being part of the land comprised in C/T V 2535 F 408, as is situated between Lt 121 on P 31661 and Lt 120 on P 31663 and extending from Aberdeen Street in a northerly direction to the prolongation of the most northern boundary of Lt 121. Lt 124 on P 31661, being the whole of the land comprised in C/T V 2221 F 804. Lt 127 on P 31661, being the whole of the land comprised in C/T V 2221 F 806. Lt 115 on P 31663, being the whole of the land comprised in C/T V 2221 F 825. Lt 116 on P 31663, being the whole of the land comprised in C/T V 2221 F 826. Lt 117 on P 31663, being the whole of the land comprised in C/T V 2221 F 827. Lt 118 on P 31663, being the whole of the land comprised in C/T V 2221 F 828. Lt 119 on P 31663, being the whole of the land comprised in C/T V 2221 F 829. That ptn of the south western section of Aberdeen Street as is situated between Palmerston Street to the south east, the southern boundaries of the subdivisional Lts comprising the precinct described above to the north east and north west and the centre line of Aberdeen Street to the south west.

Kooka's Restaurant Building at 204-208 Stirling Terrace, Albany; Lt S43 on DP 222034 being the whole of the land contained in C/T V 1488 F 766.

St John's Lutheran Church at 16 Aberdeen Street, Northbridge; Lt 500 on D 70165 being the whole of the land contained in C/T V 1748 F 730.

Pursuant to directions from the Minister for the Environment & Heritage, notice is hereby given in accordance with Section 49(1) of the Heritage of Western Australia Act 1990 that it is proposed that the places described in Schedule 2 be entered in the Register of Heritage Places. The Heritage Council invites submissions on the proposal which must be in writing & should be forwarded to the address below not later than 1 July 2003. The places will be entered in the Register on an interim basis with effect from today.

Schedule 2

Description of Place

Armadale District Hall at Cnr Jull Street and Church Ave, Armadale; That ptn of Lt 31 on DP 30368, being pt of Res 21514 & pt of the land contained in CLT V 3055 F 950 as is defined in HCWA survey No 4669 prepared by Fugro Spatial Solutions Pty Ltd.

Guildford Fire Station & Quarters at 2 Meadow Street, Guildford; Guildford Town Lt 200 on DP 172083 being the whole of Res 9932.

Mahogany Inn at 4260 Great Eastern Highway, Mahogany Creek; That ptn of Lt 1 on D 42757 being pt of the land contained in C/T V 1726 F 341 as is defined in HCWA survey No 1693 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Russ Cottage at cnr St Dominics Rd & Parker Street, Port Denison; Lt 2 on D 37230 being the whole of the land contained in C/T V 258 F 141A.

The Tannery (fmr) at 22 Russell Street, Fremantle; Lt 1 on SP 39368 being the whole of the land comprised in C/T V 2500 F 339. Lt 2 on SP 39368 being the whole of the land comprised in C/T V 2500 F 340. Lt 3 on SP 39368 being the whole of the land comprised in C/T V 2500 F 341. Lt 4 on SP 39368 being the whole of the land comprised in C/T V 2500 F 342. Lt 5 on SP 39368 being the whole of the land comprised in C/T V 2500 F 343. Lt 6 on SP 39368 being the whole of the land comprised in C/T V 2500 F 344. Lt 7 on SP 39368 being the whole of the land comprised in C/T V 2500 F 345. Lt 8 on SP 39368 being the whole of the land comprised in C/T V 2500 F 346. Lt 10 on SP 39368 being the whole of the land comprised in C/T V 2522 F 677 Lt 11 on SP 39368 being the whole of the land comprised in C/T V 2522 F 678. Common Property of SP 39368. Lts 10 & 11 on D 475 being the whole of the land comprised in C/T V 2146 F 474.

Wallcliffe Homestead at Wallcliffe Road, Prevelly; Lt 1 on D 95797 being the whole of the land comprised in C/T V 2138 F 882 & that ptn of Sussex Loc 4862 being part of Res 41545 & pt of the land comprised in CLT V 3092 F 671 as is defined in HCWA survey No 00114 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

NOTICE OF ADVICE REGARDING REGISTRATION OF CROWN PROPERTY

In accordance with the requirements of Section 47 (5) of the Heritage of Western Australia Act, the Heritage Council hereby gives notice that it has advised the Minister for the Environment & Heritage that the places listed in Schedule 3 should be entered in the Register of Heritage Places on an interim basis. The Heritage Council hereby gives notice of the interim registration and invites submissions on the matter; which must be in writing and should be forwarded to the address below not later than 1 July 2003. The places listed in Schedule 3 are vested in the Crown, or in a person on behalf of the Crown, in right of the State.

Schedule 3

Description of Place

Godfrey House at Cnr Thomas Street & Roberts Road, Subiaco; Those ptns of Perth Lts 903 & 930, being part of the land comprised in C/Ts V 1590 Fs 564 & 565 respectively as together are defined in HCWA survey No 5568 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

20 May 2003.

IAN BAXTER, Director, Office of The Heritage Council,
108 Adelaide Terrace, East Perth WA 6004.

JUSTICE

JU401

JUSTICES ACT 1902

APPOINTMENT

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

Mrs Liesbeth Donovan of 75 Nickol Road, Karratha.
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 Allan Tasman Black of Unit 65, 17 Hefron Street, Rockingham
 Mr Evarist Bumbak of Meath Care, 77 Lynne Street, Trigg
 Mr Donald Harold Cain of 204 Ewen Street, Doubleview
 Mr William John Casey of 5 Viewcrest Way, Sorrento
 Mr James Alfred Fernihough of 2 McCarley Walk, Port Denison
 Mr Craig Ian Forrester of 6 Buchanan Place, Tarcoola Beach
 Mr Nicholas Gupanis of 394 Charles Street, North Perth
 Mrs Joan Meria Hardwick of 111 Meller Road, Bibra Lake
 Mr Graeme Harvey of 50 Nutbush Avenue, Falcon
 Ms Patrine Howden of 'Yarrabubba' Station, Meekatharra
 Mr Harry Frederick Cleaver Kau of 'Meadowdale' PO Box Corrow
 Mr James Felix Leach of 1 Daylesford Road, Bassendean
 Mr Henry Milton Marshall of 72 Broome Street, Cottesloe
 Mr Gerald John Monaghan of 1/9 Morrison Street, Busselton
 Mr Bernard Philip O'Reilly of 16 Townsend Road, Rockingham
 Mr William Howard Parker of 5A Milicich Cove, Gwelup
 Mr John Stuart Paterson of 21 Riding Way, Bullcreek
 Mr Richard Noel Piper of 104 Mangles Street, Bunbury
 Mr Stanley Raymond Rivett of 9 Tiemark Rise, Australind
 Miss Chesson Eileen Winifred Rowe of 48A Forrest Avenue, Bunbury
 Mr Ian Alister Charles Stewart of 174 Duke Street, Busselton
 Mr Ralph Thomas of 5 Ada Street, Narembeen
 Mrs Catharina Maria Cornelia Veen of 5 Dempster Road, Carnarvon
 Mr James Dunstan Wilson of 'Amber Springs' RSMB 215, Kudardup
 Mr Frank George James Baker of Kwinana Village Nursing Home, 44 Chilcott Street, Calista
 Mrs Beryl Anne Boyd of 4/5 Leslie Place, Tuart Hill
 Mr Adrian Edward Broad of 9 Otranto Close, Eagle Bay
 Mr Douglas George Elsbury of 33 Maxwell Road, Hackham West SA
 Mr James Frederick Harding of 11 Lyndhurst Street, Dianella
 Mr Maxwell Albert Kelly of 37 Burges Street, Meckering
 Mr Peter Wilhelmus Mass of Unit 1, 48 Widdicombe Street, Myaree
 Mr William Steel Paterson of Farm Loc 620 Gibson Dalyup Road, Gibson
 Mr William Leigh Yeo of 1799 Great Northern Highway, Bullsbrook

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

GARY THOMPSON, Executive Director, Court Services.

LAND ADMINISTRATION

LA401

STATE HOUSING ACT 1946
CANCELLATION OF DEDICATION

Department of Land Administration
 Midland.

Correspondence No. 05863-1952/01

It is hereby notified that His Excellency, the Governor in Executive Council has cancelled the State Housing Act 1946 dedication of the land mentioned in the schedule.

Schedule

Lot/Location—Collie Lot 1935.

Correspondence No. 05863-1952/01.

(Signed), Chief Executive, Department of Land Administration.

LA402

LICENSED SURVEYORS ACT 1909
DISCIPLINARY CASELand Surveyors Licensing Board
of Western Australia.

In accordance with Section 21(7) of the Licensed Surveyors Act 1909 the following orders of the Board are notified for general information.

Enquiry E1 of 2003.

Having found 2 charges laid against Murray Ralph James Carlton proven the Board ordered in relation to the charge under Section 21(1)(aa) that Mr Carlton be reprimanded.

In relation to the charge under Section 21(1)(f) the Board resolved to fine Mr Carlton the amount of \$500.00 and ordered that part costs of the enquiry be paid. Board costs of \$1000.00 to be paid within thirty (30) days.

G. E. MARION, Secretary.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995*Shire of Narembeen*

APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER

It is hereby notified for public information that Mr Ryan Nicholas Duff has been appointed Acting Chief Executive Officer for the Shire of Narembeen as from and including 26 May 2003 – 13 June 2003 in the absence of the Chief Executive Officer being on annual leave.

STEPHEN C. PADFIELD, President.

MINERALS AND PETROLEUM

MP401*

PETROLEUM ACT, 1967

RENEWAL OF PETROLEUM EXPLORATION PERMIT

Exploration Permit No. EP41, held by Lansvale Oil & Gas Pty Ltd, Rough Range Oil Pty Ltd and Pace Petroleum Pty Ltd has been renewed for five (5) years commencing 14 May 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP402

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967 (Commonwealth)

DELEGATION UNDER SECTION 8H

The Joint Authority in respect of the adjacent area in respect of the State of Western Australia hereby revokes all existing delegations made pursuant to section 8H of the Act and delegates all its powers under the Act (other than the power of delegation), or under an Act that incorporates the Act, to the following two persons together:

- the person from time to time performing the duties of General Manager, Offshore Resources Branch, Resources Division, Commonwealth Department of Industry, Tourism and Resources, as the person representing the Commonwealth Minister; and
- the person from time to time holding, occupying, or performing the duties of the office of Director, Petroleum Division, Department of Industry and Resources of the State of Western Australia, as the person representing the State Minister.

IAN ELGIN MACFARLANE, Minister for Industry, Tourism & Resources.

Dated this 23rd day of April 2003.

CLIVE MORRIS BROWN, Minister for State Development.

Dated this 13th day of May 2003.

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Kalamunda
District Planning Scheme No. 2—Amendment No. 207

Ref: 853/2/24/16 Pt 207

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 Kalamunda Town Planning Scheme Amendment on 13 May 2003 for the purpose of changing the Residential Planning Code density from R10 to R20 for Portion Canning Location 714, Canning/Lyndhurst Roads, Kalamunda as depicted on the Scheme Amendment Map.

E. TAYLOR, President.
D. E. VAUGHAN, Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Town of Mosman Park
Town Planning Scheme No. 2—Amendment No. 30

Ref: 853/2/18/4 Pt 30

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 Town of Mosman Park Town Planning Scheme Amendment on 13 May 2003 for the purpose of replacing the symbol "X" with the symbol "AA" within the Special Office-Residential zone in Table 1—Zoning Table for the use class Child Day Care Facility.

B. H. MOORE, Mayor.
T. J. HARKEN, Chief Executive Officer.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Swan
Town Planning Scheme No. 9—Amendment No. 398

Ref: 853/2/21/10 Pt 398

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 City of Swan Town Planning Scheme Amendment on 13 May 2003 for the purpose of rezoning Pt Lot 501 Millhouse Road, Belhus, from 'General Rural' to 'Rural Residential'.

C. ZANNINO, Mayor.
E. W. LUMSDEN, Chief Executive Officer.

TRANSPORT

TR401*

WESTERN AUSTRALIAN MARINE ACT 1982
RESTRICTED SPEED AREAS
Swan River

Department for Planning and Infrastructure
Fremantle WA, 20 May 2003.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982 the department by this notice revokes sub-paragraph (d)(1)(iv) on page 5480 of the notice published in the *Government Gazette* on 25 October 1991, relating to the maximum speed limit of eight knots in the vicinity of the Katanning Street Boat Ramp, Bayswater.

Providing however that such revocation shall only apply in an area extending from 100 metres downstream to 100 metres upstream of the Katanning Street Boat Ramp between the hours of 0800 and 1700 on Friday 30 May 2003 and is applicable only to vessels from the Department for Planning and Infrastructure and the Swan River Trust.

After 1700 hours the speed limits will be re-established in accordance with the terms of the Gazettal notice issued on 25 October 1991.

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

TR402*

WESTERN AUSTRALIAN MARINE ACT 1982

RESTRICTED SPEED AREAS

Blackwood River

Department for Planning and Infrastructure
Fremantle WA, 20 May 2003.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982 the department by this notice revokes sub-paragraphs (d)(6)(i), (d)(6)(ii) and (d)(6)(iii) on page 5480 of the notice published in the *Government Gazette* on 25 October 1991, relating to the speed limit restrictions on the Blackwood River and in Hardy Inlet, Augusta.

Providing however that such revocations shall only apply on Monday 29 September 2003 and is applicable only to those official bona fide vessels associated with the 2003 "Blackwood Classic 250" in accordance with the events rules.

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

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Edward William Snook late of 15 Berehaven Avenue, Thornlie, in the State of Western Australia, Retired Pensioner, deceased.

Notice is hereby given that all persons having claims or demands against or in respect of the estate of the deceased Edward William Snook who died on the 23 February 2003 are required to send particulars of their claims in writing to the Executor Dorothy May Snook of 15 Berehaven Avenue, Thornlie in the State of Western Australia within one month from the date of this publication after which date the said Executor will proceed to distribute the assets of the deceased among the persons entitled thereto having regard only to the claims and demands of which they shall then have notice.

ZZ202

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 undermentioned deceased persons are required by the personal representatives of care of Minter Ellison of Central Park, 152-158 St George's Terrace, Perth to send particulars of their claims to them by the 30th day of June 2003 after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

Hughes, David Herbert, late of Rest Point Caravan Park, Rest Point Road, Walpole, Western Australia, Self Employed. Died 3 December 2002.

CLAIMS FOR MISSING ISSUES

(SUBSCRIPTION ITEMS)

For a claim to be recognised as valid, written notification must be lodged at State Law Publisher, 10 William Street, Perth 6000 within 28 days of publication of the missing item.

Claims lodged after this date will attract payment in full.

STATE LAW PUBLISHER

SUBSCRIPTION CHARGES 2003

All subscriptions are for the period from 1 January to 31 December 2003. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include postage by surface mail unless stated otherwise.

GOVERNMENT GAZETTE

General *Government Gazettes* are published on Tuesday and Friday of each week, unless disrupted by public holidays or unforeseen circumstances.
Special *Government Gazettes* are published periodically.

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