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GOVERNMENT
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PUBLISHING ALTERATIONS

Periodically the normal *Gazette* publishing times need to be altered to cater for disruption caused by public holidays.

- Easter and Christmas holidays cause disruption each year.
- Australia Day and Anzac Day cause disruption when they fall on a Tuesday or Friday.

In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

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

JOHN A. STRIJK, Government Printer.

— PART 1 —

PROCLAMATIONS

AA101*

PRISONS AMENDMENT ACT 2003

24 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.
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I, the Governor, acting under section 2 of the *Prisons Amendment Act 2003*, and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which sections 3, 4 and 7 of that Act come into operation.

Given under my hand and the Public Seal of the State on 9 December 2003.

By Command of the Governor,

MICHELLE ROBERTS, Minister for Justice.

GOD SAVE THE QUEEN !

JUSTICE

JU301*

Prisons Act 1981

Prisons Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

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

2. Commencement

These regulations come into operation on the day on which section 7 of the *Prisons Amendment Act 2003* comes into operation.

3. The regulations amended

The amendments in these regulations are to the *Prisons Regulations 1982**.

[* Reprinted as at 9 March 2001.

For amendments to 28 October 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 297, and Gazette 30 June 2003.*]

4. Regulations 54B and 54BA inserted

After regulation 54A the following regulations are inserted —

“

54B. Circumstances in which and periods for which persons may be banned from prison visits

- (1) This regulation applies to a person who wishes to visit or have access to and speak to a prisoner under section 59, 64 or 65 of the Act.
- (2) A circumstance listed in column 1 of the Table to this regulation is prescribed under section 66(3) of the Act as a circumstance in which a person may be banned by the chief executive officer from visiting a specified prison.
- (3) A period listed in column 2 of the Table to this regulation opposite a circumstance listed in column 1 of that Table is prescribed under section 66(5) of the Act as the maximum period that a person may be banned in that circumstance.

Table

Column 1	Column 2
Circumstances in which a person may be banned from visiting a prison	Maximum period for which a person may be banned from visiting a prison
The person is a serious security risk to a prison or the prison system.	12 months
The person has attempted to take a weapon into a prison.	12 months
The person has attempted to take an unauthorised item other than a weapon into a prison.	6 months
The person has threatened or assaulted a contractor, medical officer, officer, prison officer or subcontractor while that person was carrying out functions under the Act.	12 months
The person has threatened to harm or has harmed a dog used to search visitors to prisoners or prisons.	6 months

Column 1 Circumstances in which a person may be banned from visiting a prison	Column 2 Maximum period for which a person may be banned from visiting a prison
The person has coerced or attempted to coerce a visitor to a prisoner to contravene section 50(1) of the Act.	12 months
The person is the subject of a charge relating to or has been convicted of an offence under the following provisions —	
<i>Court Security and Custodial Services Act 1999</i> section 90 or 91	12 months
<i>Court Security and Custodial Services Act 1999</i> section 92	6 months
<i>Prisons Act 1981</i> section 49(6)	3 months
<i>Prisons Act 1981</i> section 50(1)(a) or (b)	12 months
<i>Prisons Act 1981</i> section 50(2)	6 months
<i>Prisons Act 1981</i> section 50(3)	3 months
<i>Prisons Act 1981</i> section 52(1)(a) or (b)	6 months
<i>Prisons Act 1981</i> section 52(3)	3 months
<i>Prisons Act 1981</i> section 52(4)(a) or (b)	12 months
<i>Prisons Act 1981</i> section 60(4)	3 months
<i>The Criminal Code</i> section 145	12 months
<i>Young Offenders Act 1994</i> section 191 or 192	6 months
<i>Young Offenders Act 1994</i> section 193(2) or 194	12 months

54BA. Reasons that are not required to be given for the purposes of section 66(6) of the Act

For the purposes of section 66(7)(b) of the Act, the reasons listed in the Table to this regulation are prescribed as reasons that the chief executive officer is not required to give under section 66(6) of the Act.

Table

Giving the reason could reasonably be expected to impair the effectiveness of a lawful method of or procedure for preventing, detecting, investigating or dealing with a contravention or possible contravention of the law.

Giving the reason could reasonably be expected to reveal the existence of an investigation into a possible contravention of the law, whether or not, proceedings have been taken as a result of the investigation.

Giving the reason could reasonably be expected to enable the existence or non-existence, or identity, of a confidential source of information relating to the enforcement or administration of the law to be discovered.

Giving the reason could reasonably be expected to prejudice the fair trial of a person or the impartial adjudication of a disciplinary matter.

Giving the reason could reasonably be expected to endanger the life or physical safety of a person.

Giving the reason could reasonably be expected to endanger the security of property.

Giving the reason could reasonably be expected to prejudice the maintenance or enforcement of lawful measures to protect public safety.

Giving the reason could reasonably be expected to facilitate the escape of any person from lawful custody or endanger the security of a prison.

”

5. Schedule amended

The Schedule Form 2 is amended by deleting the box after “(Signature of witness)” and the words in that box.

By Command of the Governor,

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

JU302*

Sentence Administration Act 2003

Sentence Administration Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Sentence Administration Amendment Regulations 2004*.

2. The regulations amended

The amendments in these regulations are to the *Sentence Administration Regulations 2003**.

[* *Published in Gazette 29 August 2003, p. 3842-50.*]

3. Regulation 24 amended

- (1) Regulation 24 is amended by inserting before “For” the subregulation designation “(1)”.

- (2) At the end of regulation 24 the following subregulation is inserted —

“

- (2) For the purpose of sections 116(1) and 117(1) of the Act a warrant to have an offender arrested is to be in the form of Form 2 in Schedule 1.

”.

[Note: The heading to amended regulation 24 is to read “**Form of warrant (s. 70, 116 and 117)**”.]

4. Schedule 1 amended

- (1) The heading to Schedule 1 Form 1 is amended by inserting after “arrested” —

“ **under section 70(2) of the Act** ”.

- (2) After Schedule 1 Form 1 the following Form is inserted —

“

2. Warrant to have offender arrested under section 116(1) of the Act

WESTERN AUSTRALIA <i>Sentence Administration Act 2003</i> , s. 116(1) and 117(1)		CWI Warrant No.
Arrest warrant		
Command	To: All police officers. This warrant authorises and commands you to arrest this offender and to take the offender to the nearest prison in Western Australia. And to all persons authorised to exercise a power set out in clause 2 of Schedule 2 to the <i>Court Security and Custodial Services Act 1999</i>. This warrant authorises and commands you to take the offender to the nearest prison in Western Australia.	
Offender's details	Name:	Date of birth:
	Address:	
Warrant issued by	Signature:	
	Name:	
	Official title:	
	Date:	
Execution details	Offender arrested on / / at hours	
	at:	
	by:	Regimental No:
	of:	police station/division
	Signature:	Date:

”.

By Command of the Governor,

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

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995*Shire of Plantagenet***LOCAL LAWS RELATING TO THE OPERATION OF THE SHIRE OF PLANTAGENET
LANDFILL AND TRANSFER STATION FACILITIES 2004**

In pursuance of the powers conferred upon it by the above-mentioned Act and of all the powers enabling it, the Council of the Shire of Plantagenet hereby records having resolved on the 8th day of June 2004 to make the following Local Laws:

Citation

1. These Local Laws may be cited as 'The Shire of Plantagenet Landfill and Transfer Station Facilities' Local Laws 2004'.

Interpretation

2. In these Local Laws, unless the context otherwise requires—

'Act' means the *Local Government Act 1995* and such amendments as from time to time adopted by the Parliament of Western Australia.

'Authorised Staff Member' means a person employed by the Council and its contractor and is authorised to direct other persons in the placement of waste within the facility of the weighing and charging for waste received.

'Council' means Council of the Shire of Plantagenet.

'Local Government' means the Shire of Plantagenet.

'Facilities' means the property and buildings under the control of the Council used for the disposal, treatment and recycling of waste material.

'Chief Executive Officer' means the duly appointed Chief Executive Officer of the Council.

'Site Controller' means an officer authorised by the Chief Executive Officer and is, charged with the conduct of operations at the 'Shire of Plantagenet Landfill and Transfer Station' facility and includes any person acting in that position during any period of absence by the appointed Site Controller.

'Shire of Plantagenet Landfill and Transfer Station Facilities' means any portion of reserves designated as waste management sites in the Shire of Plantagenet.

'Waste' means all manner of material discarded as being no longer required by the person owning or in possession of that material.

3. All persons using the landfill facility shall be subject to the provisions of these Local Laws.

4. The drivers of all vehicles entering the precincts of 'The Shire of Plantagenet Landfill and Transfer Station Facilities' shall observe the speed limits as depicted on standard signs erected in proximity to the access roadways.

5. All persons present at the facility shall act in accordance with any lawful instruction given by the Site Controller or authorised staff member. Failure to act in the instructed manner may cause the Site Controller to request the person to immediately leave the facility and failure to do so shall thereupon constitute a contravention of these Local Laws.

6. No person shall place or dispose of waste material in any position other than that directed by an erected notice or instruction of an authorised staff member of the Local Government.

7. No person shall remove or carry away from the facility any refuse or waste material brought into the facility by another person unless authorised to do so by the Site Controller.

8. No person shall damage, deface or otherwise cause a loss of value in any building, sign, plant and equipment of the Local Government situated on the facility.

9. No person shall light any fire within the precincts of the facility unless so authorised by the Site Controller for purposes of protection or lessening of fire hazard.

10. No person shall dig up, remove or otherwise damage native flora and growth contained within the precincts of the facility unless so authorised by the Site Controller.

11. No person shall trap, chase, worry or otherwise injure or maim any native fauna within the precincts of the facility unless with the specific approval of the Site Controller.

12. The Council may from time to time set and amend by resolution the hours of operation of the facility and such hours will be displayed for public information.

13. The Council may from time to time set and amend by resolution a scale of fees chargeable for the acceptance and treatment of waste material on the facility. Such schedule may specify classes of waste and differing fees for each class.

14. All charges set by the Council shall be displayed in a notice erected within the proximity of the entry control building.

15. All persons so required shall pay the Local Government the appropriate charge in order to gain entry to the facility and to thereon dispose of waste.

16. No person shall dispose on the site any liquid, toxic or hazardous waste of the class declared by the Department of Environmental Protection of Western Australia to be disposed and treated at other declared facilities.

17. The penalty for contravention of any of these Local Laws is four hundred dollars (\$400.00).

Dated this 8th day of June 2004.

The Common Seal of the Shire of Plantagenet was here to affixed by the authority of the Council in the presence of—

Cr K. M. FORBES JP, Shire President.
Mr S. J. BELL, Acting Chief Executive Officer.

— PART 2 —

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994**PROHIBITION ON COMMERCIAL LINE FISHING (WATERS OF THE SHARK BAY
SNAPPER MANAGED FISHERY) ORDER 2004**

Order No.15 of 2004

FD 1620/98 [633]

Made by the Minister under section 43.

Citation

1. This order may be cited as the *Prohibition on Commercial Line Fishing (Waters of the Shark Bay Snapper Managed Fishery) Order 2004*.

Interpretation

2. In this order—

“demersal longline” means any longline with more than 6 hooks attached that when set is laid wholly or partially in continuous or intermittent contact with the seabed;

“mackerel” means fish of the genera *Scomberomorus*, *Grammatorcynus* and *Acanthocybium*;

“Shark Bay Beach Seine and Mesh Net Managed Fishery” means the fishery to which the *Shark Bay Beach Seine and Mesh Net Management Plan 1992* relates;

“Shark Bay Prawn Managed Fishery” means the fishery to which the *Shark Bay Prawn Management Plan 1993* relates;

“Shark Bay Scallop Managed Fishery” means the fishery to which the *Shark Bay Scallop Management Plan 1994* relates;

“Shark Bay Snapper Managed Fishery” means the fishery to which the *Shark Bay Snapper Management Plan 1994* relates;

“West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery” means the fishery to which the *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan 1997* relates.

Prohibition on line fishing

3. A person who is the holder of a commercial fishing licence must not fish from a licensed fishing boat in the waters of the Indian Ocean and Shark Bay between 23° 34' south latitude and 26° 30' south latitude by means of a fishing line.

Exceptions to the prohibition in clause 3

4. Clause 3 does not apply to a person fishing for a commercial purpose—

(a) fishing under the authority of a managed fishery licence that authorises fishing in the Shark Bay Snapper Managed Fishery;

(b) who is—

(i) authorised to fish under the authority of a managed fishery licence that authorises fishing in the Shark Bay Beach Seine and Mesh Net Managed Fishery; and

(ii) is fishing in the waters of the Shark Bay Beach Seine and Mesh Net Managed Fishery;

(c) fishing for mackerel by trolling from a licensed fishing boat at a time when there is no fish on board that boat other than mackerel;

(d) who is—

(i) authorised to fish under the authority of a managed fishery licence that authorises fishing in the Shark Bay Prawn Managed Fishery or the Shark Bay Scallop Managed Fishery; and

(ii) fishing from the fishing boat specified on the licence referred to in subparagraph (i); or

(e) fishing by means of a demersal longline in the waters south of 26° south latitude under the authority of a managed fishery licence that authorises fishing in the West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery.

Dated this 21st day of May 2004.

KIM CHANCE, Minister for Agriculture,
Forestry and Fisheries.

HEALTH

HE401

MEDICAL ACT 1894**MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 23) 2004**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 23) 2004*.

Commencement

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

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1) D of the Act.

Expiry of determination

4. This determination expires five (5) years after its commencement.

SCHEDULE

Emergency Medicine Services provided by Staff Specialists, Senior Medical Officers, Registrars and Junior Medical Officers at

Rockingham/Kwinana District Hospital

Dated this 2nd day of June 2004.

JIM McGINTY MLA, Minister for Health.

HERITAGE

HR401*

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

Pursuant to directions from the Minister for 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 1 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 23 July 2004. The places will be entered in the Register on an interim basis with effect from today.

Schedule 1

Description of Place

Duffy's Store and Billiard Saloon (fmr) at The Midlands Road (former Railway Road), Three Springs; Lt 56 on DP 223146 being the whole of the land comprised in C/T V1140 F 823.

Kalamunda Hotel and Original Kalamunda Hotel at 43-45 Railway Road, Kalamunda: Lt 41 on D 76157 being the whole of the land contained in C/T V 1910 F 853.

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 Heritage that the places listed in Schedule 2 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 23 July 2004. The places listed in Schedule 2 are vested in the Crown, or in a person on behalf of the Crown, in right of the State.

Schedule 2

Description of Place

Alexander Forrest Statue at St Georges Terrace, Perth: That pt'n of the rd res located at the corner of Barrack St & St Georges Tee as is defined by HCWA Survey D No 2103 as prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Commercial Building, 491-493 Wellington Street at 491-493 Wellington Street, Perth: Perth Town Lt V17 the subject of D 1533 being the whole of the land contained in C/T V 2226 F 47

Globe Hotel at 495–497 Wellington Street, Perth: Ptn of Perth Lt V18 being the whole of the land contained in C/T V 2226 F 45.

Lieut. General Sir J. J. Talbot Hobbs Memorial at Riverside Drive, Perth: That ptn of rd res bounded by Riverside Drive as is defined by HCWA Survey D No 2089 as prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Mitchell's Buildings at 136–142 William Street, Perth: Lts 3 and 7 on D5746 being the whole of the land contained in C/T V 2226 F 39.

Wellington Buildings at 150–160 William Street (509-515 Wellington Street), Perth: Lt 123 on D 3034 being the whole of the land contained in C/T V 1250 F 567.

11 June 2004.

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

JUSTICE

JU401*

CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988

APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointment of the following persons as a Member of the Children's Court of Western Australia—

Mrs Beverly Marilyn Moxham of 1 Lawrence Way, Karratha
Mr Wayne Maurice Pember of 41 Dean Street, Bridgetown
Mrs Lorna Joan Elverd of 48 Piccadilly Street, Kalgoorlie

RAY WARNES, A/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 from the Office of Justice of the Peace for the State of Western Australia.

Mr Laurence Anthony Ziegeler of C/- Warburton Clinic PMB 71, Northern Territory Via Alice Springs
Mr Azhar Awang of 8A, Ashburton Court, South Hedland

RAY WARNES, A/Executive Director, Court Services.

MINERALS AND PETROLEUM

MP401

MINING ACT 1978

CANCELLED FORFEITURE

Department of Industry and Resources,
Perth WA 6000.

In accordance with Section 97A(1) of the *Mining Act 1978*, I hereby cancel the forfeiture on the undermentioned mining lease, previously declared forfeited for non compliance with the expenditure conditions under Section 97 (1) and restore the lessee of his former estate.

CLIVE BROWN MLA, Minister for State Development.

Number	Holder	Mineral Field
47/29	Waite, Adrian Henry	West Pilbara

MP402**MINING ACT 1978****FORFEITURE**

Department of Industry and Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of Section 97(1) of the *Mining Act 1978*, that the undermentioned exploration licence is forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

CLIVE BROWN MLA, Minister for State Development.

Number	Holder	Mineral Field
15/378	Rand Exploration NL Tribune Resources NL	Coolgardie

MP403**MINING ACT 1978****FORFEITURES**

Department of Industry and Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) of the *Mining Act 1978*, that the undermentioned exploration licences are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

CLIVE BROWN MLA, Minister for State Development.

Number	Holder	Mineral Field
39/889	Hadfield, Ian David	Mt Margaret
	Kelly, Peter Campbell Bowde	Mt Margaret
39/890	Hadfield, Ian David	Mt Margaret
	Kelly, Peter Campbell Bowde	Mt Margaret
39/891	Hadfield, Ian David	Mt Margaret
	Kelly, Peter Campbell Bowde	Mt Margaret
39/892	Hadfield, Ian David	Mt Margaret
	Kelly, Peter Campbell Bowde	Mt Margaret

MP404**MINING ACT 1978****FORFEITURES**

Department of Industry and Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) of the *Mining Act 1978*, that the undermentioned exploration licences are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

CLIVE BROWN MLA, Minister for State Development.

Number	Holder	Mineral Field
80/2131	Burdekin Pacific Ltd	Kimberley
80/2283	Burdekin Pacific Ltd	Kimberley

MP405

MINING ACT 1978
FORFEITURES

Department of Mineral & Petroleum Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of Section 96A(1) of the *Mining Act 1978*, that the undermentioned exploration licences are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

CLIVE BROWN MLA, Minister for State Development.

Number	Holder	Mineral Field
80/2545	Diamond Rose NL	Kimberley
80/2546	Diamond Rose NL	Kimberley

MP406

MINING ACT 1978
INTENTION TO FORFEIT

Department of Industry Resources,
Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Act 1978*, notice is hereby given that unless the rent due on the undermentioned licences and leases is paid on or before 5 July 2004 it is the intention of the Minister for State Development under the provisions of Sections 96A(1) and 97(1) of the *Mining Act 1978*, to forfeit such for breach covenant, viz, non-payment of rent.

JIM LIMERICK, Director General.

Number	Holder	Mineral Field
EXPLORATION LICENCES		
08/1227	Adelaide Prospecting Pty Ltd	Ashburton
28/912	Gutnick Resources NL	North East Coolgardie
28/1200	Zeedam Enterprises Pty Ltd	North East Coolgardie
31/315	Avoca Resources NL	North Coolgardie
31/443	Gutnick Resources NL	North Coolgardie
31/447	Gutnick Resources NL	North Coolgardie
31/448	Gutnick Resources NL	North Coolgardie
31/457	Gutnick Resources NL	North Coolgardie
31/458	Gutnick Resources NL	North Coolgardie
31/472	Gutnick Resources NL	North Coolgardie
31/481	Gutnick Resources NL	North Coolgardie
47/1160	Farno McMahon Ltd	West Pilbara
80/2360	Southdale Holdings Pty Ltd	Kimberley
MINING LEASES		
04/237	Stella Blast NL	West Kimberley
08/27	Ramirez, Arnold James	Ashburton
37/445	Newmont Wiluna Gold Pty Ltd	Mt Margaret
	Service Point Ltd	
38/338	Tucker, Brigitte Margarete	Mt Margaret

PLANNING AND INFRASTRUCTURE

PI401*

WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985
AS READ IN CONJUNCTION WITH THE
METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
PEEL REGION SCHEME AMENDMENTS

No. 003/33A : Stingray Point Foreshore Rationalisation**No. 004/33A : Extension to Special Control Area No. 1—Water Catchments (Dwellingup Brook)****No. 005/33A : Pinjarra-Williams Road Primary Regional Roads Reservation****No. 006/33A : Furnissdale Neighbourhood Commercial and Service Commercial Precinct**

CALL FOR PUBLIC SUBMISSIONS

The Western Australian Planning Commission intends to amend the Peel Region Scheme (PRS) for land located in the City of Mandurah and the Shire of Murray. Public comment is invited.

No. 003/33A : Stingray Point Foreshore Rationalisation

The amendment proposes to adjust the boundaries between the Urban zone and the Waterways reservation along the foreshores of Stingray Point, Mandurah, to reflect the actual shoreline. The Amendment also proposes to transfer 2,247m² of adjacent unallocated Crown land from the Regional Centre zone to the Urban zone in order to facilitate a proposed land exchange associated with the proposed redevelopment of the former Peninsula Hotel site.

No. 004/33A : Extension to Special Control Area No. 1—Water Catchments (Dwellingup Brook)

The purpose of this amendment is to extend Special Control Area No. 1—Water Catchments (SCA No. 1) to reflect the proclaimed Dwellingup Brook water catchment area in the Dwellingup and Teesdale localities of the Shire of Murray.

No. 005/33A : Pinjarra-Williams Road Primary Regional Roads Reservation

The purpose of this amendment is to transfer the Pinjarra-Williams Road (a Declared Main Road under the Main Roads Act) from the Rural, Urban, State Forests and Railways zones and reservations of the Peel Region Scheme to the Primary Regional Roads reservation.

No. 006/33A : Furnissdale Neighbourhood Commercial and Service Commercial Precinct

The Amendment proposes to transfer portion of Lot 137 and Lots 24, 40 and 152-157 Pinjarra Road, Furnissdale from the Rural zone to the Urban zone to facilitate development of the Furnissdale Neighbourhood Commercial & Service Commercial Precinct as proposed in the Furnissdale Structure Plan—Traffic Impact Study (November 2003).

Procedure

The procedure for amending the Scheme, as set out in section 33A of the *Metropolitan Region Town Planning Scheme Act* (as read in conjunction with the *Western Australian Planning Commission Act*), is to be used to advertise this proposal.

Certificate

The Western Australian Planning Commission has certified that, in its opinion, the amendments do not constitute a substantial alteration to the Peel Region Scheme.

Exhibition

Full details of the proposals can be found in the WAPC explanatory *Amendment Reports*. A separate report is available for each amendment. Copies of the amending plans and detail plans showing the proposed changes to the respective zones and reservations of the Scheme, and the WAPC *Amendment Reports*, will be available for public inspection from Friday 28 May 2004 to Friday 30 July 2004 at the following places—

- Department for Planning and Infrastructure
1st floor, Albert Facey House
469 Wellington Street
PERTH
- Department for Planning and Infrastructure
(Peel Region Office)
Unit 2B, 11 Pinjarra Road
MANDURAH
- Battye Library
Level 3, Alexander Library Building
Perth Cultural Centre

These documents are also available for inspection at the following locations—

003/33A—Municipal offices of the City of Mandurah

004/33A, 005/33A and 006/33A—Municipal offices of the Shire of Murray

Documents are also available from the WAPC internet site www.wapc.wa.gov.au.

Submissions

Any person who wishes to make a submission either supporting, objecting or providing comment on any provisions of the proposed Amendments should do so on a submission form (Form 33A). These submission forms are available from the display locations, the relevant *Amendment Report* and the Internet.

Submissions must be lodged with the Secretary, Western Australian Planning Commission, Unit 2B, 11-13 Pinjarra Road, Mandurah WA 6210 on or before 5.00 pm Wednesday 11th August 2004.

Late submissions will not be considered.

IAN PATTERSON, Secretary,
Western Australian Planning Commission.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Belmont

Town Planning Scheme No. 14—Amendment No. 37

Ref: 853/2/15/12 Pt 37

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 Belmont Town Planning Scheme Amendment on 8 June 2004 for the purpose of rezoning Lot 25 (87-89) Belmont Avenue, Belmont, from 'Service Station' to 'Mixed Use'.

P. R. PASSERI, Mayor.
N. P. HARTLEY, Acting Chief Executive Officer.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Bunbury

Town Planning Scheme No. 7—Amendment No. 7

Ref: 853/6/2/11 Pt 7

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 Bunbury Town Planning Scheme Amendment on 7 June 2004 for the purpose of—

1. Modifying Schedule 2—Special Use 35 (Lot 2 Bussell Highway) of the Scheme Text to include additional 'Special Uses' being *Motor Vehicle Sales and Repair Outlet*.
2. Modifying Schedule 2—Special Use 35 (Lot 2 Bussell Highway) of the Scheme Text to amend the Development Conditions as follows—
 1. All development in the "Special Use-Commercial Residential Development" zone shall be in accordance with a comprehensive development plan approved by Council or any approved variations thereto which address the following requirements—
 - Access and egress (no access to/from Adam Road to be permitted).
 - Pedestrian access and movement.
 - Vehicular access and movement.
 - The developer is to demonstrate that satisfactory arrangements have been made with the Department of Indigenous Affairs to ensure that any obligations under the Aboriginal Heritage Act have been met prior to the commencement of development.
 - Building Height and Scale.
 - Landscaping and aesthetic treatment of Lot 2 and adjoining Reserves to ensure the highest standard of development occurs commensurate to site being the southern entry to Bunbury.
 - Car Parking.
 - Public Transport.
 - Integration with adjoining residential areas. Development of permitted land uses is to address potential impacts such as noise, fumes etc, which may be generated and which may impact upon the residential amenity of the locality.
 - Integration with adjoining Reserves (Reserve 28408) as determined under the lease agreement between the City and the owner.

G. M. CASTRILLI, Mayor.
G. TREVASKIS, Chief Executive Officer.

PI404*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Gosnells

Town Planning Scheme No. 6—Amendment No. 26

Ref: 853/2/25/8 Pt 26

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 Gosnells Town Planning Scheme Amendment on 8 June 2004 for the purpose of—

1. Inserting Clause 5.11.6—Kennels Requirements

Notwithstanding the requirements of Table 2C, when considering an application for subdivision within the Kennels zone, the minimum lot size shall be 4,000m² with a minimum effective lot frontage of 30 metres.

When considering an application for planning approval in the Kennels zone, Council shall have regard to, and may impose conditions, relating to the following—

- (a) the retention of native trees and shrubs.
- (b) with respect to corner lots, the primary and secondary streets shall be determined by Council.
- (c) to ensure the visual amenity of the area, kennels shall be screened from view from the road.

2. Replacing Kennels minimum setbacks in Table 2C as follows—

Zone	Minimum Setbacks		
	Front	Rear	Side
Kennels	10m dwellings	20m dwellings	5m dwellings
	30m kennels	10m kennels	10m kennels
	15m outbuildings	3m outbuildings	3m outbuildings

3. Removing Residential R10 coding shown over Kennels zone on Town Planning Scheme No. 6 zoning map.

P. M. MORRIS, Mayor.
S. JARDINE, Chief Executive Officer.

PI405*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Gosnells

Town Planning Scheme No. 6—Amendment No. 31

Ref: 853/2/25/8 Pt 31

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 Gosnells Town Planning Scheme Amendment on 8 June 2004 for the purpose of amending the definition of Commercial Vehicle by inserting the words “capable of being used, designed to be used or intended to be used” after the phrase “whether licenced or not and which is used”.

P. M. MORRIS, Mayor.
R. BOUWER, Acting Chief Executive Officer.

PI406*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Kalgoorlie-Boulder

Town Planning Scheme No. 1—Amendment No. 33

Ref: 853/11/3/6 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 City of Kalgoorlie-Boulder Town Planning Scheme Amendment on 7 June 2004 for the purpose of—

1. Including an additional use in Schedule 10 of the Scheme as follows—

No.	Land Particulars	Base Zone	Additional Use	Development Standards— Conditions
3	Lot 10, Lot 305, Lot 304 and Part Lot 303 Hannan Street, Kalgoorlie	Hotel and General Residential R40	Motel or hotel accommodation units, restaurant and function room	As per hotel in Table 2 Development Standards

2. Deleting the “Central Business” zone from Lot 10, Lot 305, Lot 304 and Part Lot 303 from the “Scheme Amendment Map” and replacing it with existing zoning.
3. Indicating an additional use (A3) on Lot 10, Lot 305, Lot 304 and Part Lot 303 on the “Scheme Amendment Map”.

R. S. YURYEVICH, Mayor.
I. FLETCHER, Chief Executive Officer.

PI407*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME (SECTION 33) AMENDMENT NO. 1065/33
EDITH COWAN UNIVERSITY CAMPUS, CHURCHLANDS

Outcome of Submissions

The Western Australian Planning Commission (WAPC) has considered all the submissions received in respect of the amendment proposal for the Edith Cowan University Campus, Churchlands amendment No. 1065/33. This proposal was first published in the Government Gazette on 13 June 2003. The amendment is shown on Western Australian Planning Commission plan number 3.1679.

The amendment has been presented to and approved by the Governor in accordance with the requirements of the *Metropolitan Region Town Planning Scheme Act*. It will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days. During this time either House may, by resolution, disallow the amendment. As soon as the amendment is no longer subject to disallowance it becomes legally effective in the Metropolitan Region Scheme.

Copies of the amendment and the accompanying *Report on Submissions* are available for public inspection from Wednesday 16 June 2004 at the following locations:

- Department for Planning and Infrastructure
Wellington Street, PERTH
- Battye Library, Level 3
Alexander Library Building
Perth Cultural Centre
- Council Offices of the municipalities of—
 - City of Perth
 - City of Fremantle
 - City of Stirling
 - City of Cambridge

Copies of the Report on Submissions are also available from the WAPC internet site www.wapc.wa.gov.au.

IAN PATTERSON, Secretary,
Western Australian Planning Commission.

PREMIER AND CABINET

PC401*

APPOINTMENT OF DEPUTY OF THE GOVERNOR

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

15 to 19 June 2004 (both dates inclusive).

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

RACING, GAMING AND LIQUOR

RG401*

LIQUOR LICENSING ACT 1988

SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
10299	Nine Mary's Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in Perth and known as Nine Mary's Restaurant & Bar.	01/07/2004
10303	Red Emperor Developments Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Canning Vale and known as Canning Vale Discount Liquor.	01/07/2004
10305	Phoenix Beers Pty Ltd	Application for the grant of a Wholesaler's licence in respect of premises situated in West Leederville and known as Phoenix Beers.	18/06/2004
10309	Tony Graham Weal	Application for the grant of a Wholesaler's licence in respect of premises situated in Mandurah and known as Cartouche Wine.	22/06/2004
10302	Trevor Kenny A/T/F Bunbury Sub Branch RSL	Application for the grant of a Club Restricted Licence in respect of premises situated in Bunbury and known as Bunbury Sub Branch RSL.	25/06/2004
10297	Brighton Village Tavern Pty Ltd	Application for the grant of a Tavern Licence in respect of premises situated in Butler and known as Brighton Village Tavern.	05/07/2004
10294	Robert Drummond and Julia Patricia Drummond	Application for the grant of a Producer's licence in respect of premises situated in Busselton and known as Jindong Moon.	25/06/2004
10285	Anthony Roy Lambert and Dineke Aan De Wier	Application for the grant of a Restaurant licence in respect of premises situated in Cervantes and known as Don Quixote's Restaurant.	17/06/2004
APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
20502	Clive Edward Bartley & Katrina Marie Bartley	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Kamballup and known as Kamballup Roadhouse.	28/06/2004
20462	Maylat Pty Ltd	Application for the grant of an extended trading permit—ongoing hours, in respect of premises situated in North Fremantle and known as Wilson's Swan Hotel.	21/06/2004

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

Dated: 9 June 2004.

H. R. HIGHMAN, Director of Liquor Licensing.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees

WA Ltd C/- Ground floor, 39 Hunter Street, Sydney NSW, to send particulars of such claims to the Company by the undermentioned date, after which date the said company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following estates expire one month after the date of publication hereof.

Estate late Mavis Doreen Jacobson
Late of "Solitude" Trayning, Widow
Died 14/05/2004

Estate late Kaye Lynette McBarron
Late of 206b Rosebery Street, Bedford, Driving Instructor
Died 17/04/2004

Estate late Thelma Pearl Winter
Late of Brightwater, 41 Renegade Way, Kingsley, Retired Clerk
Died 27/03/2004

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

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 Estates of the undermentioned deceased persons, are required to send particulars of their claims to me on or before the 4th July 2004 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Clarke, Raymond also known as Raymond Clark, late of 16 Duncan Street Victoria Park, 21/12/2003, (DEC3303224EM35)

Doohan, Elinor, late of Rowethorpe Nursing Centre Hill View Terrace Bentley, died 6/5/2004, (DE19942257EM34)

Grant, Thomas Lionel Stanleigh, late of 4 Byland Street Doubleview, formerly of 65 Fraser Street East Fremantle, died 25/4/2004, (DE19810615EM23)

Johnson, Hilda Kathleen, late of Garrawarra Centre for Aged Care Princes Highway Waterfall NSW, formerly of 109A Bishopsgate Street Carlisle, died 24/4/2004, (DE19963158EM23)

Kirchner, Neale Leslie, late of Fairholme Hostel 39 Market Street Guildford, died 3/1/2004, (DE33031502EM26)

McGlew, Thelma Joyce, late of St David's Retirement Village 17-19 Lawley Crescent Mount Lawley, formerly of 32 Vista Street South Perth, died 21/5/2004, (DE19773561EM34)

O'Mara, Shirley Mary, late of 44 John Street Midland, died 2/5/2004, (DE20011791EM15)

Pandeen, Dooli also known as Dooley Pandeen also known as Dooley Pandine, formerly of Yulanya Residential Care Facility Sutherland Street Port Hedland, died 26/11/2003, (DE19883996EM16)

Pollard, Gladys Irene, late of care of Brightwater 30 Regents Park Road Joondalup, died 15/5/2004, (DE19692660EM27)

Rule, Patricia Mabel, late of Unit 2, 38 Marjorie Avenue Riverton, formerly of 19 Cromer Road Brentwood, died 12/5/2004, (DE19820668EM13)

Saunders, Cynthia Patricia, late of 57 Notwood Road Rivervale, died 22/5/2004, (DE19913173EM32)

Stephens, Paul Brian George, late of 146A Oates Street Carlisle, died 25/2/2004, (DE33030052EM42)

Thompson, Mervyn Edward, late of 10 Hopetoun Terrace Shenton Park, died 5/4/2004, (DE19990789EM23)

Wallace, Adrian David, late of 30 Sulman Road Wembley Downs, died 15/5/2004, (DE19711487EM110)

Wallis, George Edward, late of 59 Monash Avenue Como, formerly of Craiglea Nursing Home Alday Street East Victoria Park, died 15/5/2004, (DE19691444EM35)

Warren, Muriel Ellen, late of Burswood Nursing Home Victoria Park, died 4/12/2003, (PM33016321TM25)

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

ZZ203*

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Notice to Creditors and Claimants of Millie Sylvia Carpenter, late of 25 Egina Street, Mount Hawthorn, Western Australia, Clerk deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased who died on 6 April 2004 are required by ANZ Executors & Trustee Company Limited ABN 33 006 132 332) of Level 21, 530 Collins Street, Melbourne VIC 3000 to send particulars of their claim to them by 23 July 2004 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

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