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Gazette**

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## ADVERTISING RATES AND PAYMENTS

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Per Column Centimetre—\$10.45

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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 —

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## AGRICULTURE

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AG301\*

Soil and Land Conservation Act 1945

### Soil and Land Conservation Amendment Regulations 2004

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

#### 1. Citation

These regulations may be cited as the *Soil and Land Conservation Amendment Regulations 2004*.

#### 2. The regulations amended

The amendments in these regulations are to the *Soil and Land Conservation Regulations 1992\**.

[\* *Published in Gazette 17 June 1992, p. 2519-29.*

*For amendments to 9 March 2004 see Western Australian Legislation Information Tables for 2002, Table 4, p. 357.]*

#### 3. Regulation 5 amended

- (1) Regulation 5(1) is amended by deleting “in the manner set forth in Form 2 in Schedule 2.” and inserting instead —  
“ in a form approved by the Commissioner. ”.
- (2) After regulation 5(2) the following subregulation is inserted —  
“
  - (2a) A notice under subregulation (1) or (2) is to be accompanied by —
    - (a) a plan or an aerial photograph in a scale approved by the Commissioner —
      - (i) with a north point and the scale clearly marked;”

- (ii) identifying the land to which the notice relates and adjacent land, including lot or location numbers;
  - (iii) showing the location of the proposed drains or pumping works, and where the water will be discharged; and
  - (iv) showing any public roads adjacent to the land to which the notice relates;
- and
- (b) any approval, permission or consent to —
    - (i) carry out the proposed draining or pumping, or to discharge the water; or
    - (ii) construct any works to be used for the proposed drainage or pumping, or to discharge the water,
 obtained under any law of the State, or any application submitted for such approval, permission or consent.

”.

#### 4. Regulation 6 amended

- (1) Regulation 6(1) is amended by deleting “in the manner set forth in Form 3 in Schedule 2.” and inserting instead —
  - “ in a form approved by the Commissioner. ”.
- (2) After regulation 6(2) the following subregulation is inserted —
  - “
    - (2a) A notice under subregulation (1) or (2) is to be accompanied by —
      - (a) a plan or an aerial photograph in a scale approved by the Commissioner —
        - (i) with a north point and the scale clearly marked;
        - (ii) identifying the land to which the notice relates and adjacent land, including lot or location numbers;
        - (iii) showing the location of the proposed drains or pumping works, and where the water will be discharged; and
        - (iv) showing any public roads adjacent to the land to which the notice relates;
      - and
      - (b) any approval, permission or consent to —
        - (i) carry out the proposed draining or pumping, or to discharge the water; or

- (ii) construct any works to be used for the proposed drainage or pumping, or to discharge the water,

obtained under any law of the State, or any application submitted for such approval, permission or consent.

”

**5. Regulation 14 inserted**

After regulation 13 the following regulation is inserted —

“

**14. False statements in notices**

A person who in any notice given to the Commissioner under regulation 4, 5 or 6 —

- (a) makes a statement which the person knows is false or misleading in a material particular;
- (b) makes a statement which is false or misleading in a material particular, with reckless disregard as to whether or not the statement is false or misleading in a material particular;
- (c) provides, or causes to be provided, information that the person knows is false or misleading in a material particular; or
- (d) provides, or causes to be provided, information that is false or misleading in a material particular, with reckless disregard as to whether the information is false or misleading in a material particular,

commits an offence.

Penalty: \$1 000.

”

**6. Schedule 2 amended**

Schedule 2 is amended by deleting Forms 2 and 3.

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

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

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## CONSERVATION

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CO301\*

Wildlife Conservation Act 1950

### Wildlife Conservation (Restricted Open Season for Wild Ducks Causing Damage) Notice 2004

Made by the Minister under section 14 of the Act.

#### 1. Citation

This notice may be cited as the *Wildlife Conservation (Restricted Open Season for Wild Ducks Causing Damage) Notice 2004*.

#### 2. Interpretation

In this notice —

“**managed farmland**” means land wholly or principally used for agriculture, horticulture, grazing, dairying, viticulture, or other similar farming purposes;

“**Perth Metropolitan Region**” has the meaning given to that term in section 6 of the *Metropolitan Region Town Planning Scheme Act 1959*;

“**restricted open season area**” means the South-west Division and the Eucla Division, excluding the local government districts within the Perth Metropolitan Region and the district of the City of Mandurah;

“**South-west Division**” and “**Eucla Division**” means those areas of the State as described in Schedule 1 of the *Land Administration Act 1997*;

“**wild duck**” means fauna listed in Schedule 1.

#### 3. Declaration of a restricted open season

Subject to clauses 4, 5 and 6, an open season is declared in respect of the fauna listed in Schedule 1 in the restricted open season area for the periods —

- (a) date of publication of this notice in the *Gazette* to 30 June 2004;
- (b) 1 January 2005 to 30 June 2005;
- (c) 1 January 2006 to 30 June 2006;
- (d) 1 January 2007 to 30 June 2007; and
- (e) 1 January 2008 to 30 June 2008.

#### 4. Restrictions on taking wild ducks

(1) In this clause —

“**nominated agent**” means a person who is the owner or occupier of land adjacent to the land on which the wild ducks are to be taken, who has verbal approval of the owner of that land to take the wild ducks;

“**nominated shooter**” means one of up to 3 persons who is —

- (a) nominated in writing for a specified period by the owner or occupier of the managed farmland or other damaged land; and
- (b) approved by a wildlife officer;

“**other damaged land**” means land which a wildlife officer has inspected and considers to be significantly damaged by wild ducks.

(2) Wild ducks may be taken only —

- (a) by a person (or the person’s nominated agent or nominated shooter) on managed farmland or other damaged land that the person owns or occupies;
- (b) in the case of managed farmland, when the wild ducks are causing damage, or when reasonably expected to cause damage, to that land;
- (c) in the case of other damaged land, when authorised by a wildlife officer;
- (d) by means of a 12 gauge shotgun in respect of which the person holds a license or permit under the *Firearms Act 1973*; and
- (e) between the hours of sunrise and sunset.

(3) A nominated shooter must carry evidence of his or her nomination by the owner or occupier at all times when on the land for the purpose of taking wild ducks or when transporting wild ducks taken.

#### 5. Further restrictions on taking wild ducks

(1) A person must not take or attempt to take a wild duck unless it can be positively identified as a species of wild duck listed in Schedule 1.

(2) A person must not take or attempt to take a fledgling or an egg of a species of wild duck listed in Schedule 1.

(3) A person must not —

- (a) shoot over or from —
  - (i) any land or waters outside the restricted open season area; or
  - (ii) any Crown land or waters vested in the Crown;

or

(b) flush, drive or otherwise induce wild ducks from —

(i) any land or waters outside the restricted open season area; or

(ii) any Crown land or waters vested in the Crown,

in order to take or attempt to take wild ducks in accordance with this notice.

- (4) A person must not take a wild duck for the purpose of sale, aviculture or keeping in captivity.
- (5) A person must not possess or transport a wild duck unless at least one fully feathered wing is attached to the wild duck.

**6. Damage licence required to take wild ducks on certain land**

- (1) After inspecting any land, a wildlife officer may prohibit the taking of wild ducks on that land.
- (2) If the taking of wild ducks on land is prohibited under subclause (1), a person may only take wild ducks on that land under the authority of a damage licence issued under the *Wildlife Conservation Regulations 1970*.

**Schedule 1 — Wild ducks to which the restricted open season applies**

[cl. 3]

Australian Shelduck (Mountain Duck) (*Tadorna tadornoides*)

Maned Duck (Maned Goose or Wood Duck) (*Chenonetta jubata*)

J. EDWARDS, Minister for the Environment.

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**ENVIRONMENT**


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EV301\*

Environmental Protection Act 1986

## Environmental Protection Amendment Regulations 2004

Made by the Governor in Executive Council.

### 1. Citation

These regulations may be cited as the *Environmental Protection Amendment Regulations 2004*.

### 2. The regulations amended

The amendments in these regulations are to the *Environmental Protection Regulations 1987*\*.

[\* Reprinted as at 29 November 2002.

For amendments to 7 May 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 96, and Gazette 12 March 2004.*]

### 3. Regulation 4 amended

(1) Regulation 4(1) is amended as follows:

- (a) by inserting the following definitions in the appropriate alphabetical positions —

“

“**fee period**” means a period beginning on 1 October and ending on the following 30 September;

“**licence period**” means —

- (a) in relation to an application for a licence — the period to which the application relates;
- (b) in relation to a licence — the period covered by the licence.

”;

- (b) in the definition of “licence” by deleting “Act.” and inserting instead —

“ Act; ”.

(2) Regulation 4(5) is amended by inserting after “5D” —

“ , 5DA ”.

- (3) Regulation 4(6) is amended as follows:
- (a) by deleting “, one unit being” and inserting instead —  
“ and, for a fee period, one unit is ”;
  - (b) by deleting “a licence that is to come into force during the period specified in column 1 of that Table” and inserting instead —  
“ that period ”.
- (4) Regulation 4(7) is amended as follows:
- (a) by deleting “, one unit being” and inserting instead —  
“ and, for a fee period, one unit is ”;
  - (b) by deleting “a licence that is to come into force during the period specified in column 1 of that Table” and inserting instead —  
“ that period ”.

**4. Regulation 5CB inserted**

After regulation 5CA the following regulation is inserted —

“

**5CB. Application for renewal of licence**

- (1) An application for a licence to replace an existing licence on the expiry of the existing licence must be made by the licence holder of the existing licence more than 70 days before the day on which the existing licence expires.
- (2) A licence holder who makes an application described in subregulation (1) 70 days or less than 70 days before the expiry of the existing licence but more than 42 days before the expiry must pay a late application fee of 10 units.
- (3) A licence holder who makes an application described in subregulation (1) 42 days or less than 42 days before the expiry of the existing licence must pay a late application fee of 20 units.

”.

**5. Regulation 5D amended**

- (1) Regulation 5D(1) is repealed and the following subregulations are inserted instead —

“

- (1) The total amount of the fee for a licence in respect of prescribed premises is the sum of the following amounts — the amount for each fee period, or part fee period, in the licence period worked out under subregulation (1a) (reduced pro rata for a part fee period).

- (1a) Subject to subregulations (3) and (4) and regulation 5G (the maximum fee), the amount for a fee period is the sum of the paragraph (a) amount and the larger of the paragraph (b) amount and the paragraph (c) amount —
- (a) the amount specified in the third column of Part 1 of Schedule 4 for the fee period for the relevant category, and the relevant production or design capacity (where applicable), of the premises specified in the first and second columns of that Part;
  - (b) in respect of premises within category 5, 6, 7, 8, 9, 12, 14, 44, 46, 53, 70 or 80, where the operation of the premises involves the discharge of waste consisting of tailings, bitterns, water to allow mining of ore or flyash — the amount specified in the second column of Part 2 of Schedule 4 for the fee period for the relevant quantity of such waste specified in the first column of that Part that is permitted to be discharged from the premises;
  - (c) the amount for the fee period is the sum of the following amounts — the amount worked out under regulation 5E for each kind of waste to be discharged from the premises.

- (2) Regulation 5D(2) is amended by deleting “(1)(a)” and inserting instead —

“ (1a)(a) ”.

- (3) Regulation 5D(3) and (4) are amended by deleting “(1)(c)” and inserting instead —

“ (1a)(c) ”.

## 6. Regulation 5DA replaced

Regulation 5DA is repealed and the following regulation is inserted instead —

“

### 5DA. Payment of licence fees

- (1) An application for a licence for a period of one year or less must be accompanied by the total amount of the fee worked out under regulation 5D.
- (2) An application for a licence for a period of more than one year must be accompanied by the fee for the first year of the licence period, worked out under regulation 5D as if the licence period were that first year.

- (3) For a licence for a period of more than one year, the licence holder must, before each anniversary of the grant of the licence, pay the fee for the subsequent period (the shorter of the remainder of the licence period or the next year), worked out under regulation 5D as if the licence period were that subsequent period.
- (4) If the licence holder does not pay a fee under subregulation (3) on time but pays it within one month after the anniversary before which the fee should have been paid, the licence holder must pay, in addition to the fee under subregulation (3), a late payment fee of 10 units.
- (5) If the licence holder does not pay a fee under subregulation (3) within one month after the anniversary before which the fee should have been paid, the licence ceases to have effect.

”.

#### 7. Regulation 5E amended

- (1) Regulation 5E(1) is repealed and the following subregulation is inserted instead —

“

- (1) Subject to this regulation, the amount under regulation 5D(1a)(c) for a fee period for a particular kind of waste is to be worked out under Part 3 of Schedule 4 on the basis of the rate at which the waste is permitted to be discharged from the premises during the licence period — the rate (in the units specified for that kind of waste in Part 3 of Schedule 4) being the quantity of waste permitted to be discharged from the premises during the licence period averaged over the licence period.

”.

- (2) Regulation 5E(2) is amended as follows:
  - (a) by deleting “period to which the application relates” and inserting instead —  
“ licence period ”;
  - (b) by deleting “amount payable under Part 3 of Schedule 4” and inserting instead —  
“ rate in subregulation (1) ”.
- (3) Regulation 5E(3) is amended as follows:
  - (a) in paragraph (b) by deleting “period to which the application relates” and inserting instead —  
“ licence period ”;

- (b) by deleting “amount payable under Part 3 of Schedule 4” and inserting instead —  
“ rate in subregulation (1) ”;
  - (c) by deleting “the quantity so calculated” and inserting instead —  
“ that quantity averaged over the licence period ”.
- (4) Regulation 5E(4) is amended by deleting “payable under Part 3 of Schedule 4” and inserting instead —  
“ for the fee period ”.

**8. Regulation 5EA amended**

Regulation 5EA is amended by deleting “5D(1)(b) or (c)” and inserting instead —

“ 5D(1a)(b) or (c) ”.

**9. Regulation 5F amended**

- (1) Regulation 5F(1) is amended as follows:
- (a) by deleting “5D(1)(c), an amount of 25 units” and inserting instead —  
“ 5D(1a)(c), an amount of 25 units for the fee period ”;
  - (b) by deleting “appropriate amount specified in Table 2 of Part 3 of Schedule 4” and inserting instead —  
“ amount worked out under regulation 5E ”.
- (2) Regulation 5F(2) is repealed.

**10. Regulation 5G replaced**

Regulation 5G is repealed and the following is inserted instead —

“

**5G. Maximum fee**

- (1) For the purposes of regulation 5D(1a), the amount for a fee period cannot exceed the maximum amount for the fee period worked out in accordance with this regulation.
- (2) If the amount worked out under regulation 5D(1a)(c) is predominantly attributable to the discharge of waste into air or onto land and the total amount or a component of that total amount is subject to the increase specified in regulation 5E(4) — the maximum fee for the fee period is the amount specified in column 2 of the Table to this subregulation for the fee period.

**Table**

<b>Column 1</b> <b>Fee period</b>	<b>Column 2</b> <b>\$</b>
Beginning on 1 October 2002 and ending on 30 September 2003	315 000.00
Beginning on 1 October 2003 and ending on 30 September 2004	365 000.00
Beginning on 1 October 2004 and ending on 30 September 2005	415 000.00
Beginning on 1 October 2005 and ending on 30 September 2006	465 000.00
Beginning on 1 October 2006 and ending on 30 September 2007	515 000.00
Beginning on 1 October 2007 and ending on 30 September 2008	565 000.00
Beginning on 1 October 2008 and ending on 30 September 2009	615 000.00
Beginning on 1 October 2009 and ending on 30 September 2010	665 000.00
Beginning on 1 October 2010 and ending on 30 September 2011	715 000.00
Beginning on 1 October 2011 and ending on 30 September 2012	765 000.00
Beginning on and from 1 October 2012	815 000.00

- (3) If the amount worked out under regulation 5D(1a)(c) is predominantly attributable to the discharge of waste into air or onto land and neither the total amount nor a component of that total amount is subject to the increase specified in regulation 5E(4) — the maximum fee for the fee period is the amount specified in column 2 of the Table to this subregulation for the fee period.

**Table**

<b>Column 1</b> <b>Fee period</b>	<b>Column 2</b> <b>\$</b>
Beginning on 1 October 2002 and ending on 30 September 2003	260 000.00
Beginning on 1 October 2003 and ending on 30 September 2004	310 000.00
Beginning on 1 October 2004 and ending on 30 September 2005	360 000.00
Beginning on 1 October 2005 and ending on 30 September 2006	410 000.00
Beginning on 1 October 2006 and ending on 30 September 2007	460 000.00
Beginning on 1 October 2007 and ending on 30 September 2008	510 000.00

<b>Column 1</b>	<b>Column 2</b>
<b>Fee period</b>	<b>\$</b>
Beginning on 1 October 2008 and ending on 30 September 2009	560 000.00
Beginning on 1 October 2009 and ending on 30 September 2010	610 000.00
Beginning on 1 October 2010 and ending on 30 September 2011	660 000.00
Beginning on 1 October 2011 and ending on 30 September 2012	710 000.00
Beginning on and from 1 October 2012	760 000.00

- (4) If the amount worked out under regulation 5D(1a)(c) is predominantly attributable to the discharge of waste into waters — the maximum fee for the fee period is the amount specified in column 2 of the Table to this subregulation for the fee period.

**Table**

<b>Column 1</b>	<b>Column 2</b>
<b>Fee period</b>	<b>\$</b>
Beginning on 1 October 2002 and ending on 30 September 2003	350 000.00
Beginning on 1 October 2003 and ending on 30 September 2004	400 000.00
Beginning on 1 October 2004 and ending on 30 September 2005	450 000.00
Beginning on 1 October 2005 and ending on 30 September 2006	500 000.00
Beginning on 1 October 2006 and ending on 30 September 2007	550 000.00
Beginning on 1 October 2007 and ending on 30 September 2008	600 000.00
Beginning on 1 October 2008 and ending on 30 September 2009	650 000.00
Beginning on 1 October 2009 and ending on 30 September 2010	700 000.00
Beginning on 1 October 2010 and ending on 30 September 2011	750 000.00
Beginning on 1 October 2011 and ending on 30 September 2012	800 000.00
Beginning on and from 1 October 2012	850 000.00

- (5) If the amount worked out under regulation 5D(1a)(c) is equally attributable to the discharge of waste into air or onto land and the discharge of waste into waters — the maximum fee for fee period is the amount specified in column 2 of the Table to this subregulation for the fee period.

**Table**

<b>Column 1</b> <b>Fee period</b>	<b>Column 2</b> <b>\$</b>
Beginning on 1 October 2002 and ending on 30 September 2003	350 000.00
Beginning on 1 October 2003 and ending on 30 September 2004	400 000.00
Beginning on 1 October 2004 and ending on 30 September 2005	450 000.00
Beginning on 1 October 2005 and ending on 30 September 2006	500 000.00
Beginning on 1 October 2006 and ending on 30 September 2007	550 000.00
Beginning on 1 October 2007 and ending on 30 September 2008	600 000.00
Beginning on 1 October 2008 and ending on 30 September 2009	650 000.00
Beginning on 1 October 2009 and ending on 30 September 2010	700 000.00
Beginning on 1 October 2010 and ending on 30 September 2011	750 000.00
Beginning on 1 October 2011 and ending on 30 September 2012	800 000.00
Beginning on and from 1 October 2012	850 000.00

**11. Regulation 5H amended**

Regulation 5H(2) is amended by deleting “Part 3 of Schedule 4” and inserting instead —

“ regulation 5E ”.

By Command of the Governor,

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

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**LAND ADMINISTRATION**

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LA301\*

Licensed Surveyors Act 1909

**Licensed Surveyors (Licensing and Registration)  
Amendment Regulations 2004**

Made by the Land Surveyors Licensing Board with the approval of the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Licensed Surveyors (Licensing and Registration) Amendment Regulations 2004*.

**2. The regulations amended**

The amendments in these regulations are to the *Licensed Surveyors (Licensing and Registration) Regulations 1990\**.

[\* Reprinted as at 22 November 2002.]

**3. Schedule 1 amended**

Schedule 1 is amended as follows:

- (a) in items 1, 2 and 4 by deleting “\$30” and inserting instead —  
“ \$32 ”;
- (b) in item 3 by deleting “\$55” and inserting instead —  
“ \$60 ”;
- (c) in items 5 and 8(a)(ii) by deleting “\$42” and inserting instead —  
“ \$45 ”;
- (d) in item 6 by deleting “\$23” and inserting instead —  
“ \$25 ”;
- (e) in item 7 by deleting “\$32” and inserting instead —  
“ \$34 ”;
- (f) in items 8(a)(i), 8(b), 9 and 10 by deleting “\$105” and inserting instead —  
“ \$110 ”;

- (g) in item 11 by deleting “\$10” and inserting instead —  
“ \$11 ”.

Made by the Land Surveyors Licensing Board,

G. E. MARION, Secretary,  
Land Surveyors Licensing Board.

Approved by the Governor,

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

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## **RACING, GAMING AND LIQUOR**

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### **RG301**

#### **RACING AND WAGERING WESTERN AUSTRALIA ACT 2003**

##### **GREYHOUND RACING RULES 1998**

In accordance with Section 45 (1) (c) of the *Racing and Wagering Western Australia Act 2003*, notice is hereby given that the Board of Racing and Wagering WA on 16 June 2004 resolved that the *Greyhound Racing Rules 1998* be amended as follows—

Amendment to Local Rules

Amend Local Rule 3  
(Include new Definitions)  
Delete Local Rule 139(3)

Amendment to National Rules

Amend AR3(2)

Enact new National Rule

New AR122 Export Greyhounds

A copy of the above rules may be obtained during office hours from the Western Australian Greyhound Racing Association, cnr. Albany Highway and Station Street, Cannington, WA.

R. B. BENNETT, Chief Executive Officer.

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## — PART 2 —

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### FISHERIES

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FI401\*

**FISH RESOURCES MANAGEMENT ACT 1994**  
**WEST COAST ROCK LOBSTER FISHERY MANAGEMENT PLAN**  
**AMENDMENT 2004**

FD 1064/01 [544]

Made by the Minister under section 54(2).

#### Citation

1. This instrument may be cited as the *West Coast Rock Lobster Fishery Management Plan Amendment 2004*.

#### Commencement

2. This instrument will commence operation on 1 July 2004.

#### Management plan amended

3. The amendments in this instrument are to the *West Coast Rock Lobster Management Plan 1993*\*.

#### Schedule 7 amended

4. Schedule 7 is amended—

(a) in subclause (b) by deleting “1 January” and inserting instead—

“ 1 February ”; and

(b) in subclause (c) by deleting “1 April” and inserting instead—

“ 1 May ”.

[\*Published in the Gazette of 2 November 1993. For amendments to 16 April 2004 see Notice No. 684 published in the Gazette of 25 November 1994, Notice No. 688 published in the Gazette of 13 December 1994, Notice No. 706 published in the Gazette of 12 May 1995, Notice No. 731 published in the Gazette of 29 September 1995, the West Coast Rock Lobster Management Plan Amendment 1996 published in the Gazette of 5 November 1996, the West Coast Rock Lobster Management Plan Amendment 1997 published in the Gazette of 21 February 1997, the West Coast Rock Lobster Management Plan Amendment (No. 2) 1997 published in a Gazette of 30 September 1997, the West Coast Rock Lobster Management Plan Amendment 1998 published in the Gazette of 13 November 1998, the West Coast Rock Lobster Management Plan Amendment (No.2) 1999 published in the Gazette of 12 November 1999, the West Coast Rock Lobster Fishery Management Plan Amendment 2000 published in the Gazette of 29 August 2000, the West Coast Rock Lobster Fishery Management Plan Amendment 2001 published in the Gazette of 10 August 2001, the West Coast Rock Lobster Fishery Management Plan Amendment (No.2) 2001 published in the Gazette of 12 October 2001, the West Coast Rock Lobster Fishery Management Plan Amendment 2002 published in the Gazette of 22 January 2002, the West Coast Rock Lobster Fishery Management Plan Amendment 2003 published in the Gazette of 11 July 2003, the West Coast Rock Lobster Fishery Management Plan Amendment (No. 3) 2003 published in the Gazette of 21 October 2003, the West Coast Rock Lobster Fishery Management Plan Amendment (No. 2) 2003 published in the Gazette of 28 October 2003 and the West Coast Rock Lobster Fishery Management Plan Amendment (No. 4) 2003 published in the Gazette of 7 November 2003.

See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices made under the Fisheries Act 1905 immediately before the commencement of those regulations.]

Dated this 15th day of June 2004.

KIM CHANCE, Minister for Agriculture,  
Forestry and Fisheries.

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## LOCAL GOVERNMENT

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LG401

*SHIRE OF WICKEPIN*

## Appointment of Authorised/Registration Officer

The following Officers of the Shire of Wickepin have been appointed as Authorised Officers to exercise powers pursuant under the legislation listed hereunder.

**Officers**

Chief Executive Officer  
Deputy Chief Executive Officer

**Legislation**

Local Government Act 1995  
Bush Fires Act 1954  
Dog Act 1976  
Litter Act 1 979  
Control of Vehicles (Off-Road Areas) Act 1978

The following Officers have been appointed as Registration Officers under the *Dog Act 1976*.

Deputy Chief Executive Officer  
Works & Services Manager  
Administration Officer  
Finance Officer  
Executive Support Officer

All previous appointments of Authorised and Registration Officers are hereby cancelled.

ALAN J. LEESON, Chief Executive Officer.

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## PLANNING AND INFRASTRUCTURE

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PI401\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*City of Gosnells*

## Town Planning Scheme No. 6—Amendment No. 28

Ref: 853/2/25/8 Pt 28

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 15 June 2004 for the purpose of—

1. Amending Clause 6.1.1 by adding part (b) after the words “(a) Gosnells Town Centre”, as follows—
  - (b) Nicholson Road Centre.
2. Adding a new Clause 6.3 - Nicholson Road Centre as follows—
  - 6.3 Nicholson Road Centre

In considering applications for planning approval within the Nicholson Road Centre, the Council shall have regard for the Nicholson Road Centre Urban Design Guidelines (adopted in Minute OCM 25/2/2003 89) and any other planning policy formally adopted or amended by Council over the Nicholson Road Centre pursuant to Clause 2.4.

3. Amending the Scheme Map to show Lots 1, 90, 3, 4, 14 and 23 Nicholson Road, Canning Vale as a “Special Control Area”.

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

PI402\*

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

Town Planning Scheme No. 2—Amendment No. 145

Ref: 853/2/8/4 Pt 145

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 Nedlands Town Planning Scheme Amendment on 16 June 2004 for the purpose of—

1. Rezoning No. 79 (Lot 141) Williams Road, Nedlands, from Residential R12.5 to Residential R35.
2. Amending the Scheme Map accordingly.

L. G. TAYLOR, Mayor.  
 S. SILCOX, Chief Executive Officer.

PI403\*

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

District Planning Scheme No. 2—Amendment No. 359A

Ref: 853/2/20/34 Pt 359A

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 Stirling Town Planning Scheme Amendment on 15 June 2004 for the purpose of rezoning Pt Lot 62 North Beach Road, Gwelup, from “Rural” to “Low Density Residential R20 and R30”, as depicted in the Scheme Amendment Plan.

D. C. VALLELONGA, Mayor.  
 L. DELAHAUNTY, Chief Executive Officer.

PI404\*

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**  
 METROPOLITAN REGION SCHEME AMENDMENT NO. 1043/33  
 HELENA RIVER PARKS AND RECREATION LINK, HAZELMERE

Outcome of Amendment

It is hereby notified for public information that the *Helena River Parks and Recreation Link, Hazelmere* Amendment to the Metropolitan Region Scheme has been submitted before both Houses of Parliament in accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act.

This amendment, as depicted on Western Australian Planning Commission plan number 3.1496/1, is effective in the Metropolitan Region Scheme on and from 4 March 2004.

IAN PATTERSON, Secretary,  
 Western Australian Planning Commission.

PI405\*

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**  
 METROPOLITAN REGION SCHEME AMENDMENT NO. 1044/33  
 ADDITION TO URBAN ZONING, HELENA VALLEY ROAD, HELENA VALLEY

Outcome of Amendment

It is hereby notified for public information that the Addition to *Urban Zoning, Helena Valley Road, Helena Valley* Amendment to the Metropolitan Region Scheme has been submitted before both

Houses of Parliament in accordance with the provisions of section 33 of the *Metropolitan Region Town Planning Scheme Act*. Motions to disallow the amendment in both the Legislative Assembly and the Legislative Council were withdrawn before the expiry of the 12 sitting days required for consideration.

This amendment, as depicted on Western Australian Planning Commission plan number 3.1497/1, is effective in the Metropolitan Region Scheme on and from 4 March 2004.

IAN PATTERSON, Secretary,  
Western Australian Planning Commission.

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**PI406\***

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**

METROPOLITAN REGION SCHEME AMENDMENT NO. 1048/33  
ADDITION TO URBAN ZONING, WEST PARADE, SOUTH GUILDFORD

Outcome of Amendment

It is hereby notified for public information that the *Addition to Urban Zoning, West Parade, South Guildford* Amendment to the Metropolitan Region Scheme has been submitted before both Houses of Parliament in accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act.

This amendment, as depicted on Western Australian Planning Commission plan number 3.1501/1, is effective in the Metropolitan Region Scheme on and from 1 April 2004.

IAN PATTERSON, Secretary,  
Western Australian Planning Commission.

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**PI407\***

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**

METROPOLITAN REGION SCHEME AMENDMENT NO. 1049/33  
DISABILITY SERVICES COMMISSION PROPERTY, MARKET STREET, GUILDFORD

Outcome of Amendment

It is hereby notified for public information that the *Disability Services Commission Property, Market Street, Guildford* Amendment to the Metropolitan Region Scheme has been submitted before both Houses of Parliament in accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act.

This amendment, as depicted on Western Australian Planning Commission plan number 3.1502/1, is effective in the Metropolitan Region Scheme on and from 4 March 2004.

IAN PATTERSON, Secretary,  
Western Australian Planning Commission.

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**POLICE**

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**P0501\***

**POLICE ACT 1892**

**POLICE AUCTION**

Under the provisions of the Police Act 1892-1992, unclaimed found and stolen property and bicycles will be sold by public auction at Ross's Sales & Auctions, 241 Railway Parade, Maylands on Wednesday 7th July 2004, at 10.00 am.

The auction is to be conducted by Mr Brad Buckle, Mr Craig Edwards and Mr Kevin Grickage.

B. MATTHEWS, Commissioner of Police,  
Western Australia Police Service.

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## WORKSAFE

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WS401\*

**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**  
**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996**  
 EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13  
 (No. 17 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to Leighton Kumagai Joint Venture, as the main contractor for the demolition of the old Myer building at the corner of William Street and Murray Street Mall, Perth, from Regulation 3.17(3) of the Occupational Safety and Health Regulations 1996 in relation to the method of removal of debris from the building.

This exemption is conditional upon Leighton Kumagai Joint Venture ensuring that Murphy Plant Hire, the holder of the demolition licence for this building, remove the debris in accordance with the conditional approval granted by the Chief Inspector Construction, Plant and Primary Industries on 3 May 2004.

This exemption revokes exemption No. 15 of 2004.

Dated this 17th day of June 2004.

NINA LYHNE, WorkSafe Western Australia Commissioner.

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WESTERN AUSTRALIA

### **FREEDOM OF INFORMATION ACT 1992**

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WESTERN AUSTRALIA

### **RETIREMENT VILLAGES ACT 1992**

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### **RETIREMENT VILLAGES REGULATIONS 1992**

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STATE LAW PUBLISHER

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