

WESTERN AUSTRALIAN GOVERNMENT Gazette

ISSN 1448-949X

4271



PERTH, FRIDAY, 1 OCTOBER 2004 No. 175

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

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Correction to Reprints—	
Local Government Act 1995.....	4283
Mining on Private Property Act 1898	4283
Water Services Coordination (Extension of Enactments) Regulations 1997.....	4284
Fair Trading Act 1987—Fair Trading (Product Safety Standard) Amendment Regulations 2004	4273-83
State Trading Concerns Act 1916—State Trading Concerns (Authorisation) Amendment Regulations (No. 2) 2004.....	4285
Weapons Act 1999—Weapons Amendment Regulations 2004	4284

PART 2

Conservation	4286
Consumer and Employment Protection	4286-7
Electoral Commission	4287
Fire and Emergency Services	4287
Justice.....	4288-9
Local Government.....	4290-4
Medical Board WA	4295-6
Minerals and Petroleum	4296-7
Planning and Infrastructure	4297
Public Notices.....	4303
Racing, Gaming and Liquor	4297-8
Transport.....	4298-300
Water.....	4300-1
WorkSafe	4302

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

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

PUBLISHING DETAILS

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

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically. The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Postal address:

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

Delivery address:

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

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2004 (Prices include GST).

Deceased Estate notices, (per estate)—\$22.45

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$52.40

Other articles in Public Notices Section—\$52.40 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$10.45

Bulk Notices—\$194.70 per page

Clients who have an account will be invoiced for advertising charges.

Clients without an account will need to pay at time of lodging the notice.

PUBLISHING ALTERATIONS

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

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

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

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

JOHN A. STRIJK, Government Printer.

— PART 1 —

CONSUMER AND EMPLOYMENT PROTECTION

CE301*

Fair Trading Act 1987

Fair Trading (Product Safety Standard) Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fair Trading (Product Safety Standard) Amendment Regulations 2004*.

2. The regulations amended

The amendments in these regulations are to the *Fair Trading (Product Safety Standard) Regulations 2001**.

[* *Published in Gazette 15 January 2002, p. 183-228.*
*For amendments to 23 August 2004 see Western Australian
Legislation Information Tables for 2003, Table 4, p. 107.]*

3. Parts 14 and 15 inserted

After regulation 37 the following Parts are inserted —

“

Part 14 — Sunglasses and fashion spectacles

38. Product safety standard for sunglasses and fashion spectacles

- (1) Until the end of 31 March 2005, the product safety standard for sunglasses and fashion spectacles to which this Part applies consists of either —
- (a) the standard set out in Schedule 12 Division 1 clause 1, as varied by Schedule 12 Division 2 Subdivision 1; or

- (b) the standard set out in Schedule 12 Division 1 clause 2, as varied by Schedule 12 Division 2 Subdivision 2.
- (2) On and from 1 April 2005, the product safety standard for sunglasses and fashion spectacles to which this Part applies consists of the standard set out in Schedule 12 Division 1 clause 2, as varied by Schedule 12 Division 2 Subdivision 2.
- (3) This Part applies to —
 - (a) spectacles comprising tinted lenses of nominal zero refractive power mounted in a spectacle frame;
 - (b) individual tinted lenses of nominal zero refractive power intended for use in sunglasses;
 - (c) rimless sunshields and one piece visors;
 - (d) clip-on and slip-on type sunglasses; and
 - (e) children's sunglasses.
- (4) This Part does not apply to —
 - (a) safety glasses and safety goggles intended to provide protection against optical radiation;
 - (b) eyewear for protection against radiation in solaria;
 - (c) ski goggles; and
 - (d) glasses for use as toys that are clearly and legibly labelled as toys.

Part 15 — Toys for young children up to and including 3 years of age

39. Product safety standard for toys for young children

- (1) Until the end of 30 June 2005, the product safety standard for toys to which this Part applies consists of either —
 - (a) the standard set out in Schedule 13 Division 1 clause 1, as varied by Schedule 13 Division 2 Subdivision 1; or
 - (b) the standard set out in Schedule 13 Division 1 clause 2, as varied by Schedule 13 Division 2 Subdivision 2.
- (2) On and from 1 July 2005, the product safety standard for toys to which this Part applies consists of the standard set out in Schedule 13 Division 1 clause 2, as varied by Schedule 13 Division 2 Subdivision 2.
- (3) This Part applies to —
 - (a) rattles, toy dummies, teethingers and squeeze toys;

- (b) toys to be attached to a crib, stroller, playpen or baby carriage;
 - (c) pull and push toys;
 - (d) pounding toys;
 - (e) blocks and stacking toys;
 - (f) toys for use in a bathtub;
 - (g) rocking, spring and stick horses and figures;
 - (h) musical chime toys;
 - (i) jacks-in-the-box;
 - (j) stuffed, plush and flocked animals and figures;
 - (k) toys with pompoms;
 - (l) games;
 - (m) puzzles;
 - (n) dolls; and
 - (o) toy cars, trucks and other vehicles.
- (4) This Part does not apply to —
- (a) balloons;
 - (b) marbles;
 - (c) tapes and compact discs;
 - (d) books;
 - (e) writing materials (including crayons, chalk, pencils and pens);
 - (f) paints (including finger paints and water paints), paint brushes and other painting implements;
 - (g) modelling material (including clay, plasticine and play dough);
 - (h) bicycles having a wheel base of not less than 640 mm;
 - (i) playground equipment for parks, schools and domestic use (including swings, see-saws, slides, agility apparatus, climbing, swinging, rotating and rocking apparatus, cubby houses, sand pits, apparatus for use in sand, sliding poles and ladders);
 - (j) goods supplied wholly or partially unassembled for assembly by an adult after supply if the goods are supplied with written assembly instructions and the goods, when assembled in accordance with instructions, comply with this Part;
 - (k) flotation toys;
 - (l) pacifiers;

- (m) toys made wholly from highly porous material (for example cheesecloth), except toys with pompoms; and
 - (n) toys made with closed cell polyethylene, ethylene vinyl acetate or like material which are labelled with the word “WARNING” in red upper case letters at least 5 mm high on a white background adjacent to the words “NOT SUITABLE FOR CHILDREN UNDER 3 YEARS AS FOAM PIECES MAY BREAK OFF AND CAUSE A CHOKING HAZARD” in red upper case letters at least 2.5 mm high on a white background.
- (5) For the purposes of subregulation (4)(n), a toy is labelled as described in subregulation (4)(n) if a label, that complies with subregulation (4)(n), is attached to the toy in a conspicuous position or, if the toy is displayed in packaging for retail sale, on a principal outer display face of the packaging in which the toy is displayed.

”.

4. Schedules 12 and 13 inserted

After Schedule 11 the following Schedules are inserted —

“

Schedule 12 — Standards for sunglasses and fashion spectacles

[r. 38]

Division 1 — Standards for sunglasses and fashion spectacles

1. AS 1067.1:1990

Australian Standard AS 1067.1:1990 “Sunglasses and Fashion Spectacles Part 1: Safety Requirements” approved by Standards Australia on 22 June 1990.

2. AS/NZS 1067:2003

Australian/New Zealand Standard AS/NZS 1067:2003 “Sunglasses and Fashion Spectacles” approved by Standards Australia on 31 March 2003.

Division 2 — Variations to Standards

Subdivision 1 — Variations to AS 1067.1:1990

3. Clause 1.1

Delete the clause.

4. Clause 2.2.1

- (1) In clause 2.2.1, delete the full stop in paragraph (b), insert instead —

“

except in the case of children’s sunglasses. Children’s sunglasses with frames too small for measurement from 32 mm from the centreline of the sunglass shall be measured at 6 selected points within a circle of 30 mm diameter around the datum centre of each lens.

”

- (2) In clause 2.2.1, delete the full stop in paragraph (c), insert instead —

“

except in the case of children’s sunglasses. Children’s sunglasses with frames too small for measurement from 32 mm from the centreline of the sunglass shall be measured from a point 25% of the width of the lens measured on either side of the centreline which lies in the horizontal plane that would bisect the eyes when the visor is worn and at 6 selected points within a circle of 30 mm diameter centred on those points.

”

5. Clause 4.2.1

Delete “classification of the eyewear and other relevant”.

6. Clause 4.2.2

Delete the box around the marking specified for fashion spectacles.

7. Clause 4.2.3

- (1) Delete “The marking for general-purpose sunglasses shall be as follows:”.
- (2) Delete the box and the words in it.

Subdivision 2 — Variations to AS/NZS 1067:2003**8. Clauses 1.1 and 1.2**

Delete the clauses.

9. Clause 2.6

- (1) Before “When” insert the clause designation “2.6.1”.
- (2) Insert —

“

2.6.2

Only lenses with labels, decorations or markings (other than those intended to be removed before use) within the area of the 2 ellipses defined in Clause 3.2.1 need to meet the requirements of Clause 2.6.1.

NOTE: See also Clause 3.2.2.

”

10. Clauses 2.7 and 2.8

Delete the clauses.

11. Clause 3.2.2

After the clause, insert —

“

NOTE: Lenses with holograms or other transparent images applied to the outer (non-eye) side of the lens would generally pass the requirements of Clause 3.2.2 provided that the other requirements of the standard are met, in particular Clause 2.2.2 (Transmittance matching for pairs of sunglass lenses of all types), Clause 2.2.3 (Uniformity of colour for pairs of sunglass lenses of all types), and Clause 2.6 (Scattered light).

”.

12. Clauses 3.3 and 3.6

Delete the clauses.

13. Clause 4.1.1

Delete clause 4.1.1(c).

14. Clause 4.2.1

After “sunglass frame,” insert —

“ or ”.

15. Clause 4.2.2

Delete the clause.

Schedule 13 — Standards for toys for young children up to and including 3 years of age

[r. 39]

Division 1 — Standards for toys for young children**1. AS 1647.2:1992**

Clauses 4.2, 4.3, 4.4, 4.5, 4.9, 4.10, 4.11, 4.12, 4.16, 4.20, 4.21, 4.22, 4.23, 4.24, 4.25, 4.26, 7.1, 7.2, 7.10(d), 7.15.6(a)(iv), 9.4 and 10 and Appendices A, D to S, U and V of Australian Standard AS 1647.2:1992 “Children’s Toys (Safety Requirements) Part 2: Constructional Requirements” approved by Standards Australia on 14 September 1992, as amended by Amendment No. 1 published on 5 March 1995.

2. AS/NZS ISO 8124.1:2002

Australian/New Zealand Standard AS/NZS ISO 8124.1:2002 “Safety of toys, Part 1: Safety aspects related to mechanical and physical properties (ISO 8124-1:2000, MOD)” approved by Standards Australia on 30 April 2002.

Division 2 — Variations to Standards**Subdivision 1 — Variations to AS 1647.2:1992****3. Clause 7.2**

Delete the clause, insert instead —

“

7.2 Stuffed Toys Stuffed toys must not produce an ingestion or inhalation hazard when tested in accordance with Appendix O.

”

4. Clauses 10.2.1, 10.3.1, 10.3.2, 10.3.3, 10.3.4, 10.3.6, 10.3.7, 10.3.10 and 10.3.13

Delete “a hazardous sharp edge, a hazardous sharp point or, if applicable,”.

5. Clauses 10.3.5 and 10.3.11

Delete “a hazardous sharp edge, a hazardous sharp point or”.

6. Clause 10.3.9

Delete “fracture or break”, insert instead —

“ produce an ingestion or inhalation hazard ”.

7. Clause 10.3.14

Insert after “from the toy” —

“

, that would produce an ingestion or inhalation hazard

”

8. Clause 10.3.15

Delete all of the clause after “not”, insert instead —

“ produce an ingestion or inhalation hazard. ”.

9. Clause D5

Delete “If”, insert instead —

“ Subject to Clause 9.4, if ”.

10. Clauses F5(d), G6(i), H5(f), I5(g), J5(e), K5(h), M5(h), N6(i) and Q5(g)

Delete “Appendices B, C and, if applicable,”.

11. Clauses F6(d)(i) and (ii), G7(c)(i) and (ii), H6(c)(i) and (ii), I6(d)(i) and (ii), J6(b)(i) and (ii), K6(a) and (b), L6(b)(i) and (ii), M6(d)(i) and (ii), N7(d)(i) and (ii), Q6(a)(i) and (ii) and R6(d)(i) and (ii)

Delete the clauses.

12. Clauses L5(b) and L5(g)
Delete “a hazardous sharp edge, hazardous sharp point or”.

13. Clauses L5(f) and R5(h)
Delete “Appendices B, C and D”, insert instead —
“ Appendix D ”.

14. Clause N2
Delete “neither developed a hazardous sharp edge nor a hazardous sharp point, nor, if applicable, produced”, insert instead —
“ did not produce ”.

15. Clause U6(b)
After “outlet”, insert —
“
and whether these objects produced an ingestion or inhalation hazard
”.

16. Clause V6(a)
Delete “fractured through the entire thickness or matter visible to the naked eye has become detached from any portion of the test specimen”, insert instead —
“ produced an ingestion or inhalation hazard ”.

Subdivision 2 — Variations to AS/NZS ISO 8124.1:2002

17. Clauses 1 and 2
Delete the clauses.

18. Clause 3.21
Delete “or damage to property or the environment”.

19. Clauses 3.52 and 4.3
Delete the clauses.

20. Clause 4.4.1
(1) Delete “intended” from the first and fourth sentences, which commence “Toys ... ” and “Guidance ... ” respectively.
(2) Delete the third sentence, which commences “The following are ... ”.

21. Clause 4.4.2
Delete the clause.

22. Clause 4.5.1
Delete “intended” from the first dot point.

23. Clause 4.5.2

- (1) Delete “intended” from paragraph (a).
- (2) Delete paragraph (b).

24. Clauses 4.5.3 and 4.5.4

Delete “intended” from the first sentence.

25. Clause 4.5.5

- (1) Delete “intended” from the first sentence.
- (2) Delete the note.

26. Clauses 4.5.6 to 4.24, 4.25(d), 4.26 and 4.27

Delete the clauses.

27. Clause 5.1

- (1) In the fifth sentence, which commences “Certain test methods ...” —
 - (a) in the first dot point, insert after “months” —
“ and ”;
 - (b) in the second dot point, delete “and” and insert a full stop instead;
 - (c) delete the third dot point.
- (2) In the seventh sentence, which commences “If a toy or its packaging ...” —
 - (a) delete “intended or”;
 - (b) delete “96 months” and insert instead —
“ 36 months ”.
- (3) Delete the twelfth sentence, which commences “Toys reasonably intended ...”.

28. Clause 5.2

- (1) In the heading to the clause, delete “4.3.2,” and “, 4.18.2”.
- (2) In the first sentence, which commences “Place the toy ...”, delete “any orientation” and insert instead —
“ all possible orientations ”.

29. Clauses 5.7 to 5.19, 5.21 and 5.22

Delete the clauses.

30. Clause 5.23

- (1) In the third sentence, which commences “Any commercially available ...”, delete “intended”.
- (2) Delete Note 1.

- 31. Clause 5.24.1**
Delete the second sentence, which commences “Unless ...”.
- 32. Clause 5.24.2**
In Table 4 row 2, delete “96”, insert instead —
“ 36 ”.
- 33. Clause 5.24.4**
Delete the clause.
- 34. Clause 5.24.6.2**
In the first sentence, which commences “For soft-filled ...”, delete “beanbags”, insert instead —
“
beanbag-type toys (i.e. a toy that contains plastic pellets,
beads, polystyrene balls or similar materials)
”.
- 35. Clause 5.24.6.4**
Delete the clause.
- 36. Clause 5.24.7**
- (1) In the second sentence, which commences “Determine the compression force ...”, delete “according to the age group for which the toy is intended”.
 - (2) Table 5 row 2, delete the row.
 - (3) In the eighth sentence, which commences “Apply the ...”, delete “required force”, insert instead —
“ force in Table 5 ”.
- 37. Clause 5.24.8**
Delete the clause.
- 38. Clauses A.1, A.2.1 and A.2.2**
Delete the clauses.
- 39. Clause A.2.3**
Delete the second sentence, which commences “The batteries ...”.
- 40. Clauses A.2.4 to A.2.10**
Delete the clauses.

41. Clause B.1

In the fourth sentence, which commences “Further information ...”, delete “[12]”, insert instead —

“

the publication issued by the United States Consumer Product Safety Commission (CPSC) *Age Determination Guidelines*

”.

42. Clause B.4.1

Delete the third and fourth sentences, which commence “Age grades ...” and “A parent remains ...” respectively.

43. Clause B.4.4

Delete the clause.

44. Annexes C, D and F

Delete the Annexes.

45. Appendix ZZ

Delete the Appendix.

”.

By Command of the Governor,

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

JUSTICE

JU101

CORRECTION TO REPRINT
LOCAL GOVERNMENT ACT 1995

Reprint 2, as at 2 April 2004, of the *Local Government Act 1995* is corrected as follows—

On page 372 in endnote number 16, the reference “No. 57 of 1997 s. 31(1)” should read “No. 57 of 1997 s. 81(1)”.

JU102

CORRECTION TO REPRINT
MINING ON PRIVATE PROPERTY ACT 1898

The reprint, as at 9 June 2004, of the *Mining on Private Property Act 1898* is corrected as follows—

On page 5, in the Compilation table, the fourth and fifth rows should be deleted and the following inserted instead—

Reprint of the *Mining on Private Property Act 1898* authorised 2 April 1954 in Volume 6 of Reprinted Acts (includes amendments listed above)

Reprint of the *Mining on Private Property Act 1898* approved 22 May 1958 in Volume 12 of Reprinted Acts (includes amendments listed above)

JU103

*CORRECTION TO REPRINT***WATER SERVICES COORDINATION (EXTENSION OF ENACTMENTS)
REGULATIONS 1997**

REPRINT 1 AS AT 6 FEBRUARY 2004

At page 12: in Schedule 2, under the heading "Division 2", there should appear, centred, the following line—

"Water Agencies (Powers) Act 1984"

POLICE

PO301*

Weapons Act 1999

Weapons Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

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

2. The regulations amended

The amendment in these regulations is to the *Weapons Regulations 1999**.

[* *Reprinted as at 18 May 2001.*

For amendments to 24 September 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 422.]

3. Schedule 2 amended

After Schedule 2 item 10 the following item is inserted —

“

10A.	Machete	A broad, heavy chopping knife (e.g. the single edged, cutlass-like knife traditionally used as both a weapon and an implement in Latin American countries, also known as a “matchet” or a “panga”).
------	---------	---

”.

By Command of the Governor,

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

TREASURY AND FINANCE

TF301*

State Trading Concerns Act 1916

**State Trading Concerns (Authorisation)
Amendment Regulations (No. 2) 2004**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *State Trading Concerns (Authorisation) Amendment Regulations (No. 2) 2004*.

2. The regulations amended

The amendments in these regulations are to the *State Trading Concerns (Authorization) Regulations 1998**.

[* Reprinted as at 15 September 2000.

For amendments to 23 August 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 368, and Gazette 19 and 23 March 2004.*]

3. Schedule 1 amended

- (1) Schedule 1 Part 1 is amended by deleting “Department of Environmental Protection” and inserting instead —

“ Department of Environment ”.

- (2) Schedule 1 Part 2 is amended by deleting the item commencing “Department of Environmental Protection” and inserting the following item instead —

“

Department of Environment

The provision by the Department of Environment of information or intellectual property, scientific, technical, educational, training, management or advisory services to the private sector or the Commonwealth Government.

The provision or sale by the Department of Environment of advertising opportunities, or opportunities having a purpose similar to advertising.

”.

By Command of the Governor,

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

— PART 2 —

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984**PROPOSED COMMERCIAL TOURISM OPERATIONS, CERTAIN PARKS AND
RESERVES OF THE KIMBERLEY****Compatible Operations Notice**

The Department of Conservation and Land Management (CALM) invites public submissions on the proposal to conduct commercial tourism operations in the following parks and reserves of the Kimberley—

- Laterite Conservation Park
- Mitchell River (Ngauwudu) National Park
- Camp Creek Conservation Park
- Lawley River National Park
- King Leopold Conservation Park

Commercial tourism operations include activities such as bushwalking, 4 wheel drive safari tours, camping, accommodation and aerial tours by both helicopters and fixed wing aircraft.

As management plans do not exist for these parks, the *Conservation and Land Management Act 1984* [Section 33 (3)] requires the Department to notify the public of intentions to conduct 'compatible operations' (meaning operations compatible with the purpose of a national or conservation park) and seek public comment on those operations.

All commercial activities and facilities on CALM managed lands are licensed or operated under a lease issued by the Department following consultation with Park Councils and the vesting body (either the Conservation Commission of Western Australia or the Marine Parks and Reserves Authority) and approval by the Minister for the Environment.

For further information and details on how to make a submission please contact Rod Quartermain of CALM on (08) 9334 0562, or download the "Guidelines for Submissions" from: <http://www.naturebase.net/haveyoursay>

The closing date for submissions is 4pm (WST) on Monday 6 December 2004.

KEIRAN McNAMARA, Executive Director,
Department of Conservation and Land Management.

CONSUMER AND EMPLOYMENT PROTECTION

CE401

COMPANIES (CO-OPERATIVE) ACT 1943**SECTION 296(3)****Companies to be Struck off Register**

Notice is hereby given that at the expiration of three months from the date hereof the names of the undermentioned Co-operative Companies will, unless cause is shown to the contrary, be struck off the register and the companies will be dissolved.

Care N' Save Community Co-operative Ltd
Greenstar Co-operative Ltd

Dated this 27th day of September 2004.

DENIS M. BLAKEWAY, for the Commissioner for Fair Trading.

CE402*

CONSUMER AFFAIRS ACT 1971

REVOCATION OF ORDER

I, Patrick Walker, Commissioner for Fair Trading, pursuant to the powers vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* (WA), hereby revoke an order made by me on 24 April 2001 and published in the *Government Gazette* on 15 June 2001 with respect to the supply of toys for children under three years of age.

Dated this 27 day of September 2004.

PATRICK WALKER, Commissioner for Fair Trading.

CE403*

CONSUMER AFFAIRS ACT 1971

REVOCATION OF ORDERS

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, pursuant to the powers vested in me by section 23R(6)(a) of the *Consumer Affairs Act 1971* (WA), hereby revoke orders made by Mark Ian Bodycoat, the then Acting Commissioner for Consumer Affairs on—

- 23 July 1997, and published in the *Government Gazette* on 5 August 1997; and
- 8 August 1997, and published in the *Government Gazette* on 15 August 1997

with respect to the supply of sunglasses and fashion spectacles.

Dated this 27th day of September 2004.

PATRICK WALKER, Commissioner for Fair Trading.

ELECTORAL COMMISSION

EC401

ELECTORAL ACT 1907

REGISTRATION OF POLITICAL PARTIES

Notice of Registration (Section 62H)

COMMUNITY 1st

I hereby give notice in accordance with Section 62H(5)(c) of the *Electoral Act 1907*, that I registered Community 1st as a political party in Western Australia on 29 September 2004.

WARWICK GATELY, AM, Acting Electoral Commissioner.

FIRE AND EMERGENCY SERVICES

FE401

**FIRE AND EMERGENCY SERVICES AUTHORITY OF
WESTERN AUSTRALIA ACT 1998**

APPROVAL OF FESA UNITS

Fire and Emergency Services Authority
of Western Australia.

I, Bill Hewitt, the Fire and Emergency Services Authority of Western Australia Acting Chief Executive Officer, hereby declare under section 18M(1) of the *Fire and Emergency Services Authority of Western Australia Act 1998* that the following FESA Unit is approved as a FESA Unit for the purposes of the Act—

Port Hedland Volunteer Fire Service

BILL HEWITT, Acting Chief Executive Officer,
Fire and Emergency Services
Authority of Western Australia.

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:

Mr Peter Winston Kalalo of 10 Burt Close, Onslow

RAY WARNES, A/Executive Director,
 Court Services.

JU402*

JUSTICES ACT 1902
APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following person to the office of Justice of the Peace for the State of Western Australia—

Mr Peter Winston Kalalo of 10 Burt Close, Onslow
 Mrs Robyn Anne Benton of 'Wandeline', Benton Road, Latham
 Mr Colin Burton of 93 Vista Street, Walpole

RAY WARNES, A/Executive Director,
 Court Services.

JU403*

JUSTICES ACT 1902
EX OFFICIO JUSTICE OF THE PEACE
Appointments

It is hereby notified for public information that Cr Reginald John Cooper of 20 Pelias Street Exmouth has been appointed under Section 9 of the *Justices Act 1902* to be a Justice of the Peace for the Magisterial District of Asburton during his term of office as the President of the Exmouth Shire Council.

RAY WARNES, A/Executive Director,
 Court Services.

JU404*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999
PERMIT DETAILS

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has issued the following persons with Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
DeJager	Rebecca	CS5-032	10/09/2004	10/09/2004	30/07/2005
Turnbull	Jeffrey George	CS5-033	10/09/2004	13/09/2004	30/07/2005
Stevenson	Robert Louis	CS5-034	10/09/2004	13/09/2004	30/07/2005

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Solway	Elaine Dawn	CS5-035	10/09/2004	13/09/2004	30/07/2005
Phenk	Terence	CS5-036	10/09/2004	13/09/2004	30/07/2005
Thomas	D'Arcy Alphonso	CS5-037	10/09/2004	13/09/2004	30/07/2005
Davies	Deborah Jane	CS5-038	10/09/2004	13/09/2004	30/07/2005
O'Donnell	David	CS5-039	10/09/2004	13/09/2004	30/07/2005
Carter	Michael	CS5-040	10/09/2004	13/09/2004	30/07/2005
Watkins	Amanda Gaye	CS5-041	10/09/2004	13/09/2004	30/07/2005
McNally	Patricia Margaret	CS5-042	10/09/2004	13/09/2004	30/07/2005
Hort	Gregory Ronald	CS5-043	10/09/2004	13/09/2004	30/07/2005
Hyde	Andrew Phillip	CS5-044	10/09/2004	13/09/2004	30/07/2005
Armstrong	Sharon	CS5-045	10/09/2004	13/09/2004	30/07/2005
Debnam	Daniel Victor	CS5-046	10/09/2004	13/09/2004	30/07/2005
Robinson	Beryle Anne	CS5-047	10/09/2004	13/09/2004	30/07/2005
Wall	John	CS5-048	23/09/2004	23/09/2004	30/07/2005
Gittos	Brian	CS5-049	23/09/2004	23/09/2004	30/07/2005
Terrill	Shelley	CS5-050	23/09/2004	23/09/2004	30/07/2005
Pluschke	Marie Dawn	CS5-051	23/09/2004	23/09/2004	30/07/2005
Hughes	John	CS5-052	23/09/2004	23/09/2004	30/07/2005
Parish	Wendy	CS5-053	23/09/2004	23/09/2004	30/07/2005
McCloy	Ralph	CS5-054	23/09/2004	23/09/2004	30/07/2005
Morgan	Mike	CS5-055	23/09/2004	23/09/2004	30/07/2005

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has revoked the following Permit to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Warburton	Michael Charles	CS2-147	16/09/2004
Alexander	Clint	CS4-005	16/09/2004

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

BRIAN YEARWOOD, Director,
Custodial Contracts.

JU405*

PRISONS ACT 1981
PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has issued the following person with a Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Issue Date
BRADLEY	Beverley	AP 0312	28/09/2004

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN LAWRENCE, Manager,
Prison Services Contracts.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

City of Albany
(BASIS OF RATES)

Department of Local Government
and Regional Development,
24 September 2004.

DLGRD: AL5-4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government and Regional Development under delegation from the Hon Tom Stephens MLC, Minister for Local Government and Regional Development being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 1 October 2004.

CHERYL GWILLIAM, Director General.

Schedule

PROPOSED ADDITIONS TO GROSS RENTAL VALUE AREAS

City of Albany

All those portions of land being Lots 163 to 167 inclusive, Lots 178 to 187 inclusive and Lot 9002 as shown on Deposited Plan 41559.

LG402*

BUSH FIRES ACT 1954

Shire of Lake Grace

BUSH FIRE CONTROL OFFICERS

The following have been appointed as Bush Fire Control Officers for the Shire of Lake Grace in accordance with the *Bush Fire Act 1954*. All previous appointments are hereby cancelled—

D. Dunham (Chief Fire Control Officer)
W. Lloyd (Deputy Chief Fire Control Officer)
R. Metcalf (Deputy Chief Fire Control Officer)

Fire Control Officers—

T. Willcocks	B. Ness	G. Miles
D. Dunham	R. Shalders	J. Pickernell
C. Battison	I. Lloyd	A. Sugg
L. Morgan	W. Lloyd	P. Roberts
R. Boulton	J. Dunkeld	G. Roberts
C. Jenks	T. Lloyd	L. Brownley
G. Carruthers	G. Cugley	D. Ivey
R. Chappell	M. Cugley	R. Metcalf
A. Connolly	W. Hall	D. Roberts
R. Walker	P. Kennedy	O. Brownley
Z. Connolly	S. Walker	G. Boyce
W. Willcocks	G. Richardson	R. Bird
C. Connolly	B. Hyde	R. McLean
N. Bairstow	J. Sugg	A. Sutherland

The following have been appointed as a Dual Fire Control Officer for the Shires of Lake Grace and Ravensthorpe—

Mr P. Roberts

The following have been appointed as a Dual Fire Control Officer for the Shires of Lake Grace and Jerramungup—

Mr P. Roberts

The following have been appointed as a Dual Fire Control Officer for the Shires of Lake Grace and Dumbleyung—

Mr R. Walker
Mr D. Dunham

The following have been appointed as a Dual Fire Control Officer for the Shires of Lake Grace and Kulin—

Mr S. Davies
Mr L. Morgan

The following have been appointed as Fire Weather Officers—

D. Dunham G. Miles
W. Lloyd P. Roberts

The following have been appointed as Deputy Fire Weather Officers—

R. Boulton J. Sugg
W. Hall L. Brownley

The following have been appointed as Harvest Ban – CBH Advisory Officers—

L. Brownley T. Lloyd
J. Sugg R. Boulton
S. Davies T. Smith
R. Shalders P. Roberts
W. Lloyd

LG403*

HEALTH ACT 1911

Shire of Carnarvon

LODGING HOUSE FEE

The Shire of Carnarvon hereby gives notice that at a meeting held on 22 June 2004 Council adopted the following—

Lodging House Fees

In accordance with the provisions of Section 344c of the *Health Act 1911* (as amended), the following charges to be effective 14 days after this notice.

Lodging House Registration [Section 158(3)]

- (a) \$195; or
- (b) the amount calculated by multiplying the number of units or rooms by \$6 which ever is the greater; or
- (c) where units/rooms are directly associated on a facility licenced under the Caravan Parks and Camping Grounds Act 1995, the amount calculated by multiplying the number of units or rooms by \$6.

CLINTON STRUGNELL, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954

Town of Victoria Park and Town of Vincent

2004/2005 FIREBREAK NOTICE

Notice to all Owners and/or Occupiers of Land within the Town of Victoria Park and Town of Vincent Pursuant to the powers conferred in Section 33 of the *Bush Fires Act 1954*, you are required on or before the 30th November 2004, or within fourteen days of the date you become the owner or occupier should this be after the 30th day of November 2004 and thereafter up to and including the 30th day of April 2005, to clear inflammable matter, on land owned and/or occupied by you in accordance with the following requirements—

1. All land which is 2000 m² or less in area;
Remove inflammable matter from the whole of the land, except living trees and shrubs; plants under cultivation and lawn, by means of ploughing, cultivating or slashing to a height of no more than 50mm.
2. All other land within the Town of Victoria Park and Town of Vincent—
 - (i) Firebreaks of a minimum width and height of 3 metres are to be cleared immediately inside all external boundaries of the land;
 - (ii) Firebreaks to a minimum width of 3 metres and height of 3 metres are to be cleared immediately surrounding all buildings situated on the land; and any place where inflammable liquids and gas products are kept;
 - (iii) In addition to the requirements in this clause Council may, by notice in writing require an owner and/or occupier to act as and when specified in the notice with respect to anything which is upon land and which in the opinion of Council is or is likely to be conducive to the outbreak of a bush fire or the spread or extension of a bush fire.

The term "Inflammable Matter" for the purpose of this notice includes bush (as defined in the Bush Fires Act 1954), timber, boxes, cartons, paper, rubbish and any other combustible or inflammable matter, but does not include buildings, green standing trees and bushes or growing bushes or plants in gardens or lawns.

All firebreaks must be cleared on or before 30 November in any year and thereafter maintained clear of inflammable matter up to and including 30 April in the following year.

If for any reason an owner and/or occupier considers it impractical to clear firebreaks or comply with other fire protection measures in accordance with the Notice, the owner and/or occupier may apply in writing to Council no later than 31 October in any year for a variation. If permission is not granted in writing by Council or its authorised officer, the owner and/or occupier must comply with the requirements of this Notice. Any variation granted by Council will apply only for a single Firebreak Period. A variation granted by Council shall only remain in force until 30 April in the following year.

The penalty for failing to comply with this notice is a fine of not more than \$1000 and a person in default is also liable whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

By order of Town of Victoria Park,

BRIAN CALLANDER, A/Chief Executive Officer.

By order of Town of Vincent,

JOHN GIORGI, Chief Executive Officer.

LG502*

BUSH FIRES ACT 1954

Shire of Lake Grace

FIREBREAK NOTICE

Notice to all Owners and Occupiers of Land in the Shire of Lake Grace

Pursuant to the powers contained in section 33 of the above Act, you are hereby required on or before the first day of November up to and including the 31st day of March the following year, to have a firebreak clear of all inflammable material in accordance with the following—

(i) RURAL LAND

1. a) Immediately inside all external boundaries of the property or as is practicable, firebreaks of not less than 3 metres wide and
- b) Where buildings, haystacks, fuel ramps, fuel tanks and stored fuel drums are situated on land, firebreaks of not less than 2.5 metres wide within 33.5 metres of the perimeter of such buildings, haystacks, fuel ramps, fuel tanks and stored fuel drums in such manner as to completely encircle the buildings, haystacks, fuel ramps, fuel tanks and stored fuel drums and;
2. Where land is in crop and adjoins the railway line reserve a firebreak of not less than 3 metres wide encircling the crop and;
3. a) Immediately surrounding an aerial landing ground situated on the land a firebreak of not less than 6 metres wide and;
- b) Any aerial landing ground used as the motor start up, refuelling and maintenance area to be completely cleared of all flammable materials for a radius of 18 metres and;
4. Maintain clear of all flammable materials all townsite blocks and;
5. Where bush or land has been bulldozed, chained or prepared in any similar manner for clearing by burning (whether intended to burn the bush or not), provide a firebreak of NOT LESS THAN 13 METRES WIDE inside the external boundaries of the land so prepared. If you become owner or occupier of land after the first day of November, 2004, the requirements of this notice are varied so as to require you to comply with the terms of this notice within fourteen days of the date of your becoming owner or occupier of such land, instead of on or before the first day of November, 2004. The firebreaks required by this notice are to be maintained clear of flammable materials up to and including the 31st day of March, 2005.
6. A readily mobile operational fire fighting unit containing a minimum of 400 litres of water on standby and available for inspection is required during the period 1 November 2004 to 31 March 2005.

(ii) TOWN LAND

1. Where the area of the land is 0.202 hectares (half an acre) or less all inflammable material on the land shall be removed from the whole of the land; and
2. Where the land exceeds 0.202 hectares (half an acre) in area, firebreaks at least 2 metres wide shall be cleared of all inflammable material immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land.

GENERAL

If it is considered to be impracticable for any reason to clear firebreaks or to remove inflammable material from land or any other provisions required by this notice you may apply to the Council or its' duly authorised officer not later than 30 October, for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land. If permission is granted by Council or its' duly authorised officer, you shall comply with the requirements of this notice.

"Inflammable Material" is defined for the purpose of this Order to include bush (as defined in the Bush Fires Act), timber, boxes, cartons, paper and like inflammable materials, rubbish and also any combustible matter, but does not include green standing trees or growing bushes and plants in gardens, or lawns.

The penalty for failing to comply with this notice is a fine of not more than \$1,000 or a penalty of \$100 may be incurred by issue of an infringement notice, and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier before the date required by this notice.

If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provision of the Bush Fires Act. A permit to burn is required during the restricted burning period from an authorised officer. Permits are not valid on Sundays or public holidays.

By Order of the Council,

NEVILLE HALE, Chief Executive Officer.

LG503***BUSH FIRES ACT 1954**

Shire of Augusta-Margaret River

BUSH FIRE NOTICE AND REQUIREMENTS

Notice to all owners/occupiers of land in the Shire of Augusta-Margaret River

In accordance with Section 33 of the *Bush Fires Act 1954*, you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provisions of this order.

The penalty for non-compliance with this notice is a maximum of \$1000, and notwithstanding prosecution, Council may enter upon the land and carry out required works at the owners/occupiers expense.

TOWNSITES

Gracetown – Prevelly – Gnarabup

Compliance Date: 6th December 2004 to 12th April 2005

In respect of land owned or occupied within these townsites, or any area subdivided for other purpose, you shall—

1. Where undeveloped land abuts developed land a firebreak not less than 2 metres wide is required, trees must not overhang the firebreak or dwelling, and
2. a 1 metre clearance is required around all buildings.

ALL OTHER TOWNSITES

Including Molloy Island

Compliance Date: 6th December 2004 to 12th April 2005

In respect of land owned or occupied within these townsites, or any area subdivided for other purpose, you shall—

1. Where the area of land is up to and including 4,000 sqm, remove all flammable material from the land, except living standing trees, and
2. where land exceeds 4,000 sqm, clear the land of all flammable material, and install firebreaks at least 2 metres wide immediately inside all external boundaries of the land, and also immediately surrounding all buildings situated on the land. Trees must not overhang firebreaks or dwellings.

RURAL LAND

Compliance Date: 21st December 2004 to 12th April 2005

A firebreak not less than 2 metres wide must be constructed inside and within 100 metres of the boundary of each property where the boundary is adjacent to a road reserve.

In addition—

1. A firebreak not less than 2 metres wide must be constructed within a perimeter of 20 metres of all homesteads, buildings, haystacks and fuel storage areas on the land.
2. Where uncleared land abuts a boundary, a firebreak not less than 3 metres wide must be constructed inside and within 100 metres of all such boundaries.

SPECIAL RURAL & RURAL RESIDENTIAL LAND

Compliance Date: 21st December 2004 to 12th April 2005

Pastureland Blocks

1. The owners/occupiers of all existing rural holdings zoned 'Special Rural' or 'Rural Residential' in Town Planning Schemes, must construct a firebreak not less than 2 metres wide immediately inside all boundaries.
2. The land shall be grazed, slashed, or the fire hazard reduced by some other means, to the satisfaction of a duly appointed officer.
3. An area of 30 metres around all buildings must be cleared of hazardous material to create a 'fuel-free zone', defined as an area devoid of leaves, weeds, rubbish and dead timber. Trees are acceptable provided they are not heavily barked and do not overhang the buildings. Trees must not overhang the firebreak or dwellings.

Bushland Blocks

Same requirements as for pastureland block, (where trees occur close to the boundaries, permission may be granted by a duly appointed officer, to construct firebreaks up to 6 metres inside such boundaries). Residents of 'bush blocks' should be aware of the particular problems related to their home environment. The annual build-up of leaf litter, branches, etc., rapidly leads to unacceptable, dangerous fuel levels and periodic, low intensity burns should be undertaken. Efficient 'mosaic' burning should result in the owners not having to burn for periods of between 4-7 years, depending on the density of fuel levels and the rate of build up. Your area Fire Control Officer can offer advice and your local Bushfire Brigade or Volunteer Fire and Rescue Service can assist with your programme.

Note: 'Bushland' is defined as pre-existing, native or 'remnant' vegetation, and includes trees and understorey.

DEFINITION OF FIREBREAK

A minimum of 2 metres wide, to bare mineral earth, with a vertical clearance of 4 metres, all firebreaks are to be maintained until 12th April.

Firebreaks constructed on road verges do not constitute legal firebreaks under the Bush Fires Act.

PLANTATIONS

Eucalypt and Pine

Compliance date: 21st December 2004 to 12th April 2005

All plantations exceeding 3 hectares.

'Existing' plantations (pre-1997) require a 10 metre firebreak, the outer 5 metres must be cleared of all flammable material (to bare earth), the remaining 5 metres must be maintained in a low fuel condition.

'New' plantations (post-1997) require a 15 metre firebreak, the outer 10 metres must be cleared of all flammable material (to bare earth), with no overhanging branches for a vertical clearance of at least 10 metres, the remaining 5 metres must be maintained in a low fuel condition.

Eg. Very short grass may be considered 'low fuel'.

Trees may not be planted closer than 15 metres from the outer edge of the firebreak.

Vineyards

Firebreaks must be at least 5 metres in width, cleared of all flammable material (to bare mineral earth) around the perimeter of the block.

BUSHFIRE PRECAUTIONS

Prohibited Burning Time: The 'prohibited burning' time that applies within the Shire is: 22nd December 2004 to 28th February 2005 (inclusive).

Restricted Burning Times: The 'restricted burning' times are 9th November 2004 to 21st December 2004 (inclusive) and 1st March 2005 to 12th April 2005 (inclusive).

These dates may be subject to variation according to seasonal conditions, but any changes will be advertised locally.

If for any reason it is considered impracticable to comply with the requirements of this order, you may make written application to the Shire Fire Control Officer no later than November 15th for permission to provide firebreaks in alternative position or to take alternative action to abate the fire hazards on your land. The application must be countersigned by the Fire Control Officer for your area to signify their agreement to the variation. No applications, whether written or verbal, will be considered after this date.

JAMES TRAIL, Chief Executive Officer.

MEDICAL BOARD WA

MX401*

MEDICAL ACT 1894
THE MEDICAL BOARD OF WESTERN AUSTRALIA
Orders of the Board

Inquiry No 1851-118

Date Heard: 23 September 2004

Date Delivered: 23 September 2004

In the matter of Dr Matthew Shaw and in the matter of an Inquiry pursuant to Section 13 of the *Medical Act 1894*.

Before: Professor C.A. Michael AO, MD, FRCOG, FRACOG, DDU; Mr N. Mullany LLB Hons, BCL; Associate Professor G. J. Riley MB BS, MRC Psych, FRACGP, FRANZCP; Dr R Capolingua MBBS; Mrs A White.

Ms AM Liscia assisting the Board.

Mr P Quinlan appeared for Dr Shaw.

Upon hearing Ms A Liscia, Counsel Assisting the Medical Board and Mr P Quinlan, Counsel for Dr Shaw, the Board orders that—

1. The Practitioner is hereby reprimanded.
2. The Practitioner is fined the sum of \$5,000.00, such sum to be paid within 30 days of the date of this order.
3. The Practitioner to give a written undertaking to be of good behaviour for a period of 5 years.
4. The Practitioner shall pay the reasonable costs of the Inquiry to be agreed or, if not agreed, to be fixed by the Board after written submissions have been received in relation to this issue from the Practitioner and Counsel assisting the Board. In the absence of agreement, the written submissions are to be filed within 14 days of the date of this order.

SIMON M. HOOD, Registrar.

MX402*

MEDICAL ACT 1894
THE MEDICAL BOARD OF WESTERN AUSTRALIA
Orders of the Board

No. 1705-77

Submissions filed: 13 September 2004

Delivered: 23 September 2004

In the matter of Dr John Booth and in the matter of an inquiry conducted by the Medical Board of Western Australia pursuant to section 13 of the *Medical Act 1894*.

Before: Professor L Landau MBBS, FRACP, MD; Mr N. J. Mullany LLB (Hons), BCL; Associate Professor G Riley MRC Psych., FRACGP, FRANZCP; Dr P. Wallace OAM, MB ChB, FRACGP, FACRRM, Dip Obst RCOG; Mr P Walker FIMM FAIM.

Upon hearing Mr P Tottle, Counsel Assisting the Medical Board, and Mr D Wallace, Counsel for Dr John Booth, on the allegations contained in the Notice of Inquiry issued on 4 September 2003 the Board finds Dr Booth guilty of improper conduct and gross carelessness and orders that—

- (a) the Practitioner be reprimanded;
- (b) the Practitioner be fined the sum of \$3,500.00;
- (c) the fine imposed on the Practitioner be paid within 60 days of this order;
- (d) the registration of the Practitioner be suspended for a period of four months ;
- (e) the period of suspension referred to in paragraph (d) is to commence from 1 October 2004;
- (f) the Practitioner shall pay the reasonable costs of the Inquiry to be agreed or, if not agreed, to be fixed by the Board after written submissions have been received in relation to this issue from the Practitioner and Counsel Assisting the Board. In the absence of agreement those written submissions are to be filed within 14 days of this order.

Dated the 24th day of September 2004.

SIMON M. HOOD, Registrar.

MX403***MEDICAL ACT 1894**

INQUIRY

Dr Ian Gordon Hewett

On 11 August 2004, the Supreme Court of Western Australia upheld an appeal by Dr Hewett who was found by the Medical Board of Western Australia to have been guilty of infamous conduct in a professional respect and was removed from the Register of Medical Practitioners on 7 May 2004.

Justice Miller ordered that Dr Hewett's name be reinstated to the Register.

SIMON M. HOOD, Registrar.

MX404***MEDICAL ACT 1894**

INQUIRY

Dr Zdenek Srna

On 27 August 2004, the Supreme Court of Western Australia dismissed an appeal by Dr Zdenek Srna, a consultant psychiatrist who was found by the Medical Board of Western Australia to have been guilty of gross carelessness in his care, treatment and management of a psychotic teenager.

Justice Pullin agreed with the assessment made by the Board of the conduct of Dr Srna and that it warranted significant disciplinary sanction.

His Honour substituted the three month suspension of registration imposed by the Board with the maximum fine of \$10,000 allowable under the *Medical Act 1894* (WA). Dr Srna was ordered to pay 75% of the costs of the appeal.

SIMON M. HOOD, Registrar.

MX405***MEDICAL ACT 1894**

INQUIRY

Dr Zelko Mustac

On 27 July 2004, Justice Simmonds dismissed an appeal in the Supreme Court of Western Australia by Dr Zelko Mustac, a forensic psychiatrist, and upheld Orders made by the Medical Board of Western Australia in 2003, which suspended Dr Mustac from practise for a period of six months and awarded costs to the Board.

Dr Mustac's suspension commenced on 3 August 2004.

SIMON M. HOOD, Registrar.

MINERALS AND PETROLEUM

MP401*

State of Western Australia

PETROLEUM ACT 1967

GRANT OF EXPLORATION PERMIT

Exploration Permit No. EP430 has been granted to Empire Oil Company (WA) Pty Ltd to have effect for a period of six (6) years from 20 September 2004.

W. L. TINAPPLE, Director Petroleum and Royalties Division.

MP402

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry and Resources,
Mt Magnet,
21st September 2004.

In accordance with Regulation 49(2)(c) of the Mining Act 1978-1983, notice is hereby given that the licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz, non-payment of rent.

S. RICHARDSON, Warden.

To be heard in the Warden's Court, Mt Magnet on the 30th November 2004.

MURCHISON MINERAL FIELD

Cue District

P20/1807—Holloway, John Nelson; Gokus, Kai

PLANNING AND INFRASTRUCTURE

PI101*

CORRECTION

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

METROPOLITAN REGION SCHEME AMENDMENT NO.1101/27

LOTS 9 & 22 SMIRK ROAD AND LOT 656 BALDIVIS ROAD, BALDIVIS

It is hereby notified for public information that the notice under the above Amendment Number published on page 4181 of the *Government Gazette* No 171 dated 28 September 2004, contained an error in the description of the affected properties which is now corrected by deleting Lot 565 and inserting in its place Lot 656.

IAN PATTERSON, Secretary,
Western Australian Planning Commission.

RACING, GAMING AND LIQUOR

RG401*

LIQUOR LICENSING ACT 1988

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			
10447	Crosbie & Duncan Golf Pty Ltd	Application for the grant of a Special Facility—Sports Promotion licence in respect of premises situated in Carramar and known as DC Golf	24/10/2004

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE— <i>continued</i>			
10448	Duncan-Crosbie Pro Golf (WA) Pty Ltd	Application for the grant of a Special Facility—Sports Promotion licence in respect of premises situated in Marangaroo and known as DC Golf	24/10/2004
10449	Jodi Arbel and Alon Arbel	Application for the grant of a Producer's licence in respect of premises situated in Red Hill and known as Bella Ridge Estate	6/10/2004
10451	Magpie Ridge Ltd	Application for the grant of a Producer's licence in respect of premises situated in Mount Barker and known as Magpie Ridge Ltd	8/10/2004
10453	Wang Nominees Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Perth and known as Grand Palace Restaurant And Reception	10/10/2004
10450	Ocean Keys Tavern Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in Clarkson and known as The Whale and Ale—At Ocean Keys	22/10/2004
APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
204843	Rendezvous Hotels Management Pty Ltd	Application to add, vary or cancel a condition of the Special Facility licence in respect of premises situated in Scarborough and known as Rendezvous Observation City	29/9/2004

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

Dated: 29 September 2004.

H. R. HIGHMAN, Director of Liquor Licensing.

TRANSPORT

TR401*

WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS

WATER SKI AREA

Coral Bay

Shire of Carnarvon

Department for Planning and Infrastructure,
Fremantle WA, 1 October 2004.

Acting pursuant to the powers conferred by Section 48A of the Navigable Waters Regulations the department by this notice revokes Notice TR401 as published in the *Government Gazette* on 10 November 2000 and Notice TR401 as published in the *Government Gazette* on 16 April 2004 and hereby defines and sets aside the following area of Navigable Water for the purpose of Water Skiing and Parasailing. Bathing shall be prohibited therein—

Ningaloo Marine Park: All those waters of the Indian Ocean contained within an area commencing at point A, 23° 09.551'S, 113° 45.782'E being approximately 50 metres south and 200 metres west from Monck Head, thence due south from this point for 1000 metres to point B, 23° 10.092'S, 113° 45.782'E, thence due west for 300 metres to point C, 23° 10.092'S, 113° 45.607'E, thence due north to a point D, 23° 09.551'S, 113° 45.607'E, thence due east to the start point A, providing however that no water skier/parasailer or vessel towing a water skier/parasailer will come within 100 metres of any vessel or person or object in the water. Users should obtain tidal information to ensure safe depths at times of tidal variation. All water skiing/parasailing is to be conducted in an anti-clockwise direction. (all coordinates based on GDA94)

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

TR402*

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS

WATER SKI AREAS

Barefoot Water Skiing

Barkers Bridge / Lilac Hill

Department for Planning and Infrastructure,
Fremantle WA, 1 October 2004.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the Department for Planning and Infrastructure, by this notice defines and sets aside all that portion of the Swan River commencing at a point 175 metres upstream of Barkers Bridge and extending for 750 metres upstream, for the purpose of barefoot water skiing, providing that this area is confined to members of the Australian Barefoot Water Ski Club (Western Australian Division (Inc)) and will only apply between the times as shown on the dates listed hereunder—

Day	Date	Month	Year	Time
Saturday	2nd	October	2004	0800-1700
Wednesday	6th	October	2004	0800-Sunset
Saturday	9th	October	2004	0800-Sunset
Wednesday	13th	October	2004	0800-Sunset
Saturday	16th	October	2004	0800-1700
Wednesday	20th	October	2004	0800-Sunset
Saturday	23rd	October	2004	0800-Sunset
Wednesday	27th	October	2004	0800-Sunset
Saturday	30th	October	2004	0800-1700
Wednesday	3rd	November	2004	0800-Sunset
Saturday	6th	November	2004	0800-Sunset
Wednesday	10th	November	2004	0800-Sunset
Saturday	13th	November	2004	1000-1700
Wednesday	17th	November	2004	0800-Sunset
Saturday	20th	November	2004	0800-Sunset
Wednesday	24th	November	2004	0800-Sunset
Saturday	27th	November	2004	0800-1700
Wednesday	1st	December	2004	0800-Sunset
Saturday	4th	December	2004	0800-Sunset
Wednesday	8th	December	2004	0800-Sunset
Saturday	11th	December	2004	0800-1700
Wednesday	15th	December	2004	0800-Sunset
Saturday	18th	December	2004	0800-1700
Wednesday	22nd	December	2004	0800-Sunset
Wednesday	29th	December	2004	0800-Sunset
Saturday	1st	January	2005	0800-Sunset
Wednesday	5th	January	2005	0800-Sunset
Saturday	8th	January	2005	0800-1700
Wednesday	12th	January	2005	0800-Sunset
Saturday	15th	January	2005	0800-Sunset
Wednesday	19th	January	2005	0800-Sunset
Saturday	22nd	January	2005	0800-1700
Wednesday	26th	January	2005	0800-Sunset
Saturday	29th	January	2005	0800-Sunset
Wednesday	2nd	February	2005	0800-Sunset
Saturday	5th	February	2005	0800-1700
Wednesday	9th	February	2005	0800-Sunset
Saturday	12th	February	2005	0800-Sunset
Wednesday	16th	February	2005	0800-Sunset
Saturday	19th	February	2005	0800-1700
Wednesday	23rd	February	2005	0800-Sunset
Saturday	26th	February	2005	0800-Sunset
Wednesday	2nd	March	2005	0800-Sunset
Saturday	5th	March	2005	0800-1700
Wednesday	9th	March	2005	0800-Sunset
Saturday	12th	March	2005	0800-Sunset
Wednesday	16th	March	2005	0800-Sunset

Day	Date	Month	Year	Time
Saturday	19th	March	2005	0800-Sunset
Wednesday	23rd	March	2005	0800-Sunset
Saturday	26th	March	2005	0800-Sunset
Wednesday	30th	March	2005	0800-Sunset
Saturday	2nd	April	2005	0700-1700
Wednesday	6th	April	2005	0800-Sunset
Saturday	9th	April	2005	0800-Sunset
Wednesday	13th	April	2005	0800-Sunset
Saturday	16th	April	2005	0800-1700
Wednesday	20th	April	2005	0800-Sunset
Saturday	23rd	April	2005	0800-Sunset
Wednesday	27th	April	2005	0800-Sunset
Saturday	30th	April	2005	0800-1700
Wednesday	4th	May	2005	0800-Sunset
Saturday	7th	May	2005	0800-Sunset
Wednesday	11th	May	2005	0800-Sunset
Saturday	14th	May	2005	0800-Sunset
Wednesday	18th	May	2005	0800-Sunset
Saturday	21st	May	2005	0800-Sunset
Wednesday	25th	May	2005	0800-Sunset
Saturday	28th	May	2005	0800-Sunset
Wednesday	1st	June	2005	0800-Sunset
Saturday	4th	June	2005	0800-Sunset
Wednesday	8th	June	2005	0800-Sunset
Saturday	11th	June	2005	0800-Sunset
Wednesday	15th	June	2005	0800-Sunset
Saturday	18th	June	2005	0800-Sunset
Wednesday	22nd	June	2005	0800-Sunset
Saturday	25th	June	2005	0800-Sunset
Wednesday	29th	June	2005	0800-Sunset

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

WATER

WA401*

WATER AGENCIES (POWERS) ACT 1984

WATER SUPPLY IMPROVEMENTS—SHIRE OF WICKEPIN

Notice of Proposal to Construct a Water Treatment Facility and New Inlet Main

To improve the quality of water supplied to residents of Wickepin and the surrounding areas, the Water Corporation proposes to construct a Water Treatment Facility adjacent to the existing 9 ML service water tank off the Williams-Kondinin Road. The facility will incorporate a chlorination module housed in a 5.5m x 3.5m x 2.5m transportable unit, and will be located within the existing fenced compound. Construction will also include minor concrete works and connection of the facility to the adjoining pipe work.

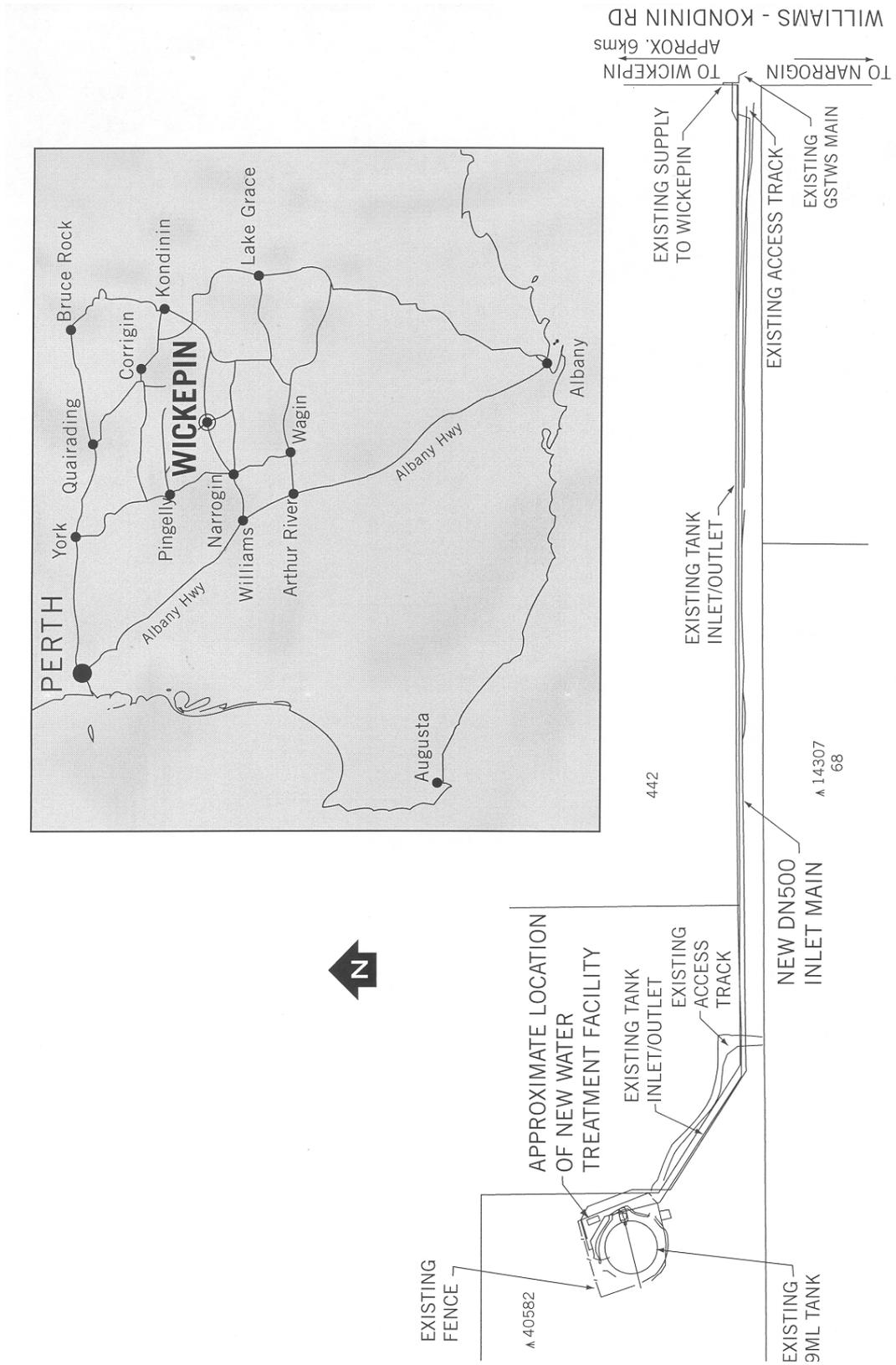
The Water Corporation also proposes to construct a new DN500 MSCL inlet main approximately 1300m long from the Williams-Kondinin Road to the existing 9 ML service tank. This new inlet will be buried in the access track adjacent to the existing inlet/outlet.

The proposed works are scheduled to commence between October and November 2004, and once construction commences, will continue for approximately 6 to 9 weeks.

Further information may be obtained by contacting the Project Manager, Ryan Smith on (08) 9420 2931.

A copy of this Notice of Proposal (referred to as GW72-0-1) is available for viewing during office hours at the Water Corporation's District Office at 124 Earl Street, Narrogin.

Objections to the proposed works will be considered if lodged in writing to the Project Manager, Ryan Smith at the Water Corporation, PO Box 100, Leederville, WA 6902, before the close of business 15 October 2004.



WORKSAFE

WS401*

OCCUPATIONAL SAFETY AND HEALTH ACT 1984
OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996
EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13

(No. 32 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to the Shire of Wiluna from the requirements of Regulation 3.118(c) of the Occupational Safety and Health Regulations 1996 in relation to the requirement to hold a Class 3 demolition licence to remove the asbestos cement roofing at Council Chambers in the Shire Office, Scottia Street, Wiluna.

This exemption is subject to implementation of the workplan (outlined in your facsimiles of 23 August 2004 and 6 September 2004) and meeting the following conditions—

- all adjacent property owners and occupiers (if any) are notified of the proposed roofing removal work;
- adequate public protection is maintained around the site;
- the sealing of the roof, clearing of the asbestos cement sheeting, wearing of personal protective equipment and clothing and disposal of the asbestos is carried out in accordance with Section 9 of the Code of Practice for the Safe Removal of Asbestos [NOHSC:2002(1998)]; and
- all class 3 demolition work to be carried out in accordance with the work plan and AS2601-2001 The Demolition of Structures.

Dated this 24th day of September 2004.

NINA LYHNE, WorkSafe Western Australia Commissioner.

WS402*

OCCUPATIONAL SAFETY AND HEALTH ACT 1984
OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996
EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13

(No. 33 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to Moses Contracting from the requirements of Regulation 3.117(3) of the Occupational Safety and Health Regulations 1996 in relation to the requirement to hold a Class 3 demolition licence to remove asbestos cement roofing at Council Chambers in the Shire Office, Scottia Street, Wiluna.

This exemption is subject to implementation of the work plan (submitted in the facsimile of 6 September 2004 by the Shire of Wiluna) and meeting the following conditions—

- all adjacent property owners and occupiers (if any) are notified of the proposed roofing removal work;
- adequate public protection is maintained around the site;
- the sealing of the roof, clearing of the asbestos cement sheeting, wearing of personal protective equipment and clothing and disposal of the asbestos is carried out in accordance with Section 9 of the Code of Practice for the Safe Removal of Asbestos [NOHSC:2002(1998)]; and
- all class 3 demolition work to be carried out in accordance with the work plan and AS2601-2001 The Demolition of Structures.

Dated this 24th day of September 2004.

NINA LYHNE, WorkSafe Western Australia Commissioner.

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 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 1st November 2004 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Andrews, Patrick Herbert, late of John Mercer Nursing Home 19 Laidlow Street Hilton, died 11/9/2004, (DE19931008EM27)

Carnarvon, Mick, late of Sherwood House 5 Kalamunda Road Guildford, died 13/6/2004, (DE30229237EM37)

Douglas, Gladys May also known as Sandy Douglas, late of Hollywood Village 385/118 Monash Avenue Nedlands, died 7/9/2004, (DE19800580EM36)

Fulton, Ailsa, late of Agmaroy Nursing Home 115 Leach Highway Wilson formerly of Meath Care 80/82 Henley Street Como, died 18/4/2004, (DE33010023EM37)

Gledhill, Eugenia, late of 30 Bay Road Claremont, died 27/6/2004, (DE33012770EM15)

Griffin-Sertorini, Lillian Nellie Rose also known as Lillian Nellie Rose Griffin or Lillian Nellie Rose Sertorini, late of Greenfields Aged Care Facility Lot 2 Lakes Road Mandurah, died 7/9/2004, (DE19971457EM16)

Hollard, Constance Evelyn, late of John Bryant House 95 Rawlinson Drive Marangaroo, died 24/8/2004, (DE19903962EM34)

Julian, Dorothy Frances, late of Unit 493, 118-120 Monash Avenue Nedlands, died 5/9/2004, (DE19703517EM32)

Lehman, Joy Marguerette, late of 127 Knutsford Avenue Rivervale, died 24/8/2004, (DE19932385EM12)

Levitzke, Norma Hilda, late of Unit 1/32 Axford Street Como, died 2/9/2004, (DE19782685EM110)

Martin, Lesley Phyllis, late of 25 View Street North Perth, died 10/8/2004, (DE19762135EM16)

McAllan, Alexander George, late of 321 Railway Road Shenton Park, died 11/9/2004, (DE19691651EM35)

Moser, Johann also known as John Moser, late of 10/68 Cordelia Avenue Coolbellup, died 16/7/2004, (DE33033293EM23)

Paul, George William, late of Foley Village 84 Collick Street Hilton, died 12/9/2004, (DE19751443EM17)

Reilly, Dorothy Noel, late of Rowethorpe Hillview Terrace Bentley, died 19/9/2004, (DE20011144EM32)

Roe, George, late of Riverside Unit 7 Dandaragan Street Moora, died 28/7/2004, (DE33022289EM27)

Schagen, Johannes Cornelis, late of 35 Beach Road Coogee, died 14/9/2004, (DE33020074EM22)

Smith, Clement Mercia, late of 157 Morley Drive Nollamara, died 14/9/2004, (DE19901635EM15)

Wolyniak, Joseph Stanley, late of 134 Leake Street Belmont, died 16/9/2004, (DE19991505EM37)

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

ZZ401**PARTNERSHIP ACT 1895****DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that as from 30 June 2004 the partnership between Cephalopod Pty Ltd ACN 087 856 942 as trustee for the Powys Family Trust carrying on business under the name of Octocom Communications Services of 135 Kewdale Road, Kewdale was dissolved.

As from 1 July 2004 the business of Octocom Communications Services is solely owned by Cephalopod Pty Ltd ACN 087 856 942 as trustee for the Powys Family Trust.

BUTCHER PAULL & CALDER, Solicitors.

WESTERN AUSTRALIA

**PUBLIC TRANSPORT AUTHORITY
ACT 2003**

**Price: \$14.20 counter sales
Plus postage on 200 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**PUBLIC INTEREST DISCLOSURE
ACT 2003**

**Price: \$8.75 counter sales
Plus postage on 107 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

CARBON RIGHTS ACT 2003

**Price: \$3.30 counter sales
Plus postage on 30 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**CORRUPTION AND CRIME COMMISSION
ACT 2003**

**Price: \$23.40 counter sales
Plus postage on 510 grams**

*Prices subject to change on addition of amendments.

Order your Bound Volumes of Government Gazette 2004

An attractively presented set of 4 Bound Volumes
of Government Gazette

For Government Departments and private firms who presently arrange binding for their copies of Government Gazettes, the State Law Publisher is now offering a subscription covering 4 Quarterly Volumes at a cost of \$1,072.50.

The Gazettes will be bound in black cloth with gold foil lettering on the spine and personalised by the addition of the client's name in gold lettering on the front cover.

PLEASE NOTE

On the rare occasion where extra gazettes are published in one quarter, a fifth volume may be required. In this instance the extra cost involved will be borne by the State Law Publisher and not passed on to clients.

For further information please contact:

State Law Publisher

Telephone: 9321 7688

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 2005

All subscriptions are for the period from 1 January to 31 December 2005. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include GST where applicable and 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.

All Gazettes	\$
Within WA	826.10
Interstate	842.60
Overseas (airmail)	1,151.00

Bound Volumes of full year 1,098.90

Gazettes on CD ROM from 1998
(per year)..... 753.50

INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA	359.70
Interstate	429.00
Overseas (airmail)	545.00

Gazettes on CD ROM from 1998
(per year)..... 325.60

HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA	784.30
Interstate	958.10
Overseas (airmail)	903.00

Bound Volumes of Hansard

Within WA	773.30
Interstate	785.40

Hansards on CD ROM from 1999
(per year) 803.00

STATUTES

Bound Statutes

Bound volumes are posted during March of the following year.

	\$
Within WA.....	280.50
Interstate	311.30
Overseas	288.00
Half Calf Bound Statutes	771.10

Bound Volumes on CD ROM from 1998
(per year)..... 279.40

Loose Statutes

Statutes are posted weekly as they become available.

	\$
Within WA.....	301.40
Interstate	311.30
Overseas (airmail).....	405.00

Sessional Bills

Bills are posted weekly as they become available.

	\$
Within WA	413.60
Interstate	433.40
Overseas (airmail)	587.00

Data on CD's is fully indexed and is searchable. Other CD ROM products with legislation or other statutory information can be packaged to individual requirements. Prices are available on request.

