

# WESTERN AUSTRALIAN GOVERNMENT Gazette

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

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- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

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

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

## ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2004 (Prices include GST).

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

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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

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

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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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## CONSUMER AND EMPLOYMENT PROTECTION

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CE301\*

Fair Trading Act 1987

### **Fair Trading (Product Safety Standard) Amendment Regulations (No. 2) 2004**

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Fair Trading (Product Safety Standard) Amendment Regulations (No. 2) 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 11 October 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 107, and Gazette 1 October 2004.*]

**3. Regulation 17 amended**

Regulation 17(1) is amended by deleting “Until the end of 30 November 2004, the” and inserting instead —

“ The ”.

By Command of the Governor,

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

CE302\*

## Energy Coordination Act 1994

**Energy Coordination (Designation of Inspectors)  
Amendment Regulations 2004**

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Energy Coordination (Designation of Inspectors) Amendment Regulations 2004*.

**2. The regulations amended**

The amendments in these regulations are to the *Energy Coordination (Designation of Inspectors) Regulations 1995\**.

[\* Reprint 1 as at 7 May 2004.]

**3. Regulation 3 amended**

Regulation 3 is amended by deleting the definition of “issuing authority” and inserting the following definition instead —

“

“issuing authority”, in relation to an inspector designated under section 12 of the Act by the Director, means the Director.

”

**4. Regulation 6 amended**

Regulation 6 is amended by deleting all of the regulation from and including “satisfied that” and inserting instead —

“

satisfied that the person has such qualifications and experience as will enable that person to carry out in a proper and efficient manner the duties of an inspector of the classification specified in the instrument of designation of that person.

”

**5. Schedule 1 amended**

Schedule 1 is amended as follows:

- (a) by deleting “\*DIRECTOR” and inserting instead —  
“ DIRECTOR ”;

(b) by deleting “\*COORDINATOR OF ENERGY”.

By Command of the Governor,

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

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## LOCAL GOVERNMENT

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LG301\*

### LOCAL GOVERNMENT ACT 1995

*Shire of Sandstone*

#### AMENDMENT LOCAL LAW

Under the powers conferred by the *Local Government Act 1996* and by all the other powers enabling it, the Council of the Shire of Sandstone made the following local law.

#### PART 1—PRELIMINARY

##### Citation

1.1 This local law may be cited as the Shire of Sandstone Amendment Local Law 2004.

#### PART 2—AMENDMENTS TO THE SHIRE OF SANDSTONE ACTIVITIES IN THOROUGHFARES AND PUBLIC PLACES AND TRADING LOCAL LAW

2.1 The Shire of Sandstone Activities in Thoroughfares and Public Places and Trading Local Law published in the *Government Gazette* on 23rd March 2004 is amended as follows—

- (a) In clause 1.4I delete “20 January 1966” and substitute “19 January 1966”;
- (b) In clause 2.1(a) delete “10m” and substitute “10 metres”;
- (c) In Schedule 1 under the “Clause” column delete “2.2(1) (1)” and substitute “2.2(1) (i)”;
- (d) In Schedule 1 under the “Clause” column delete “2.20” and substitute “2.2(1) (j)”; and
- (e) In Schedule 1 in the “Description” column relating to Clause 2.1(a) delete “0.75m” and “10m” and replace with “0.75 metres” and “10 metres” respectively.

#### PART 3—AMENDMENTS TO THE SHIRE OF SANDSTONE LOCAL GOVERNMENT PROPERTY LOCAL LAW

3.1 The Shire of Sandstone Local Government Property Local Law published in the *Government Gazette* on 23rd March 2004 is amended as follows—

- (a) Delete clause 8.4(2); and
- (b) Renumber clause 8.4(3) to 8.4(2).

Made at a meeting of the Council of the Shire of Sandstone held on the 27th day of October 2004.

The Common Seal of the Shire of Sandstone was hereunto affixed in the presence of—

B. L. WALTON, President.  
W. T. ATKINSON, Chief Executive Officer.

On this 1st day of November 2004.

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## RACING, GAMING AND LIQUOR

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RG301\*

Racing and Wagering Western Australia Act 2003  
Racing and Gambling Legislation Amendment and Repeal Act 2003

### Racing and Wagering Western Australia Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Racing and Wagering Western Australia Amendment Regulations (No. 2) 2004*.

**2. Commencement**

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

**3. The regulations amended**

The amendment in these regulations is to the *Racing and Wagering Western Australia Regulations 2003*\*.

[\* *Published in Gazette 29 July 2003, p. 3273-91.*  
*For amendments to 6 September 2004 see Gazette 30 January 2004.*]

**4. Part 13 inserted**

After Part 12 the following Part is inserted —

“

#### **Part 13 — Disciplinary action — Racing**

**72. Warning off**

- (1) If RWWA is of the opinion that the attendance of a person at a racecourse may be prejudicial to the proper conduct or control of racing or any other lawful activity carried on at a racecourse, RWWA may exercise its powers under section 44(1)(e) of the Act against the person by giving a notice (a “**warning off notice**”) to the person.
- (2) Before giving a warning off notice to a person, RWWA must comply with subregulations (3) to (5).

- (3) RWWA must give the person a notice (a “**show cause notice**”) setting out —
  - (a) that RWWA proposes to exercise its powers under section 44(1)(e) of the Act against the person;
  - (b) the grounds upon which RWWA proposes to exercise those powers against the person; and
  - (c) that the person may be heard by RWWA as to why RWWA should not exercise those powers against the person, if the person requests a hearing within 14 days of receiving the notice.
- (4) If a person given a show cause notice requests a hearing by RWWA, RWWA must hear that person within 28 days of receiving the person’s request.
- (5) RWWA must take into account any matter raised by the person at the hearing.
- (6) The person may be represented at the hearing by another person and that person may be a legal practitioner.
- (7) Nothing in this regulation is to be taken to prevent RWWA delegating any function under this regulation.

**73. Failure to comply with a warning off**

A person against whom RWWA has exercised its powers under section 44(1)(e) of the Act must not attend or take part in a race meeting, or enter upon or remain on a racecourse, covered by the notice while the notice is in force.

Penalty: \$1 000.

**5. Transitional provision**

- (1) If, immediately before the expiry of the old Rules, an old warning off notice is in force in respect of a person under the old Rules then, on the expiry of the old Rules, the old warning off notice is to be taken to have been made by RWWA in accordance with regulation 72(1) of the *Racing and Wagering Western Australia Regulations 2003* (as inserted by regulation 4 of these regulations).
- (2) In this regulation —
 

“**old Greyhound Racing Rules**” has the meaning given to that term in section 4 of the *Racing and Gambling Legislation Amendment and Repeal Act 2003*;

“**old Rules**” means the old Greyhound Racing Rules, the old Rules of Harness Racing and the old Rules of Racing;

“**old Rules of Harness Racing**” has the meaning given to that term in section 4 of the *Racing and Gambling Legislation Amendment and Repeal Act 2003*;

“**old Rules of Racing**” has the meaning given to that term in section 4 of the *Racing and Gambling Legislation Amendment and Repeal Act 2003*;

“**old warning off notice**” means a notice having the same or similar effect as a notice that could be made by RWWA in accordance with regulation 72(1) of the *Racing and Wagering Western Australia Regulations 2003* (as inserted by regulation 4 of these regulations);

“**RWWA**” has the meaning given to that term in section 3(1) of the *Racing and Wagering Western Australia Act 2003*.

By Command of the Governor,

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

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## TREASURY AND FINANCE

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TF301\*

Pay-roll Tax Assessment Act 2002

### Pay-roll Tax Assessment Amendment Regulations (No. 3) 2004

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Pay-roll Tax Assessment Amendment Regulations (No. 3) 2004*.

**2. The regulations amended**

The amendments in these regulations are to the *Pay-roll Tax Assessment Regulations 2003*\*.

[\* *Published in Gazette 27 June 2003, p. 2341-80.*

*For amendments to 8 October 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 268, and Gazette 25 June and 7 September 2004.]*

**3. Regulation 18 amended**

- (1) Regulation 18(1)(a) is amended by deleting “week immediately before” and inserting instead —

“ one week period up to and including ”.



- (2) Regulation 18(3) is amended by deleting “week immediately before” and inserting instead —

“ one week period up to and including ”.

**4. Schedule 1 amended**

Schedule 1 is amended by inserting after “The Commissioner of Workplace Agreements” —

“

The Corruption and Crime Commission of Western  
Australia

”.

By Command of the Governor,

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

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## — PART 2 —

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### CONSUMER AND EMPLOYMENT PROTECTION

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CE401

#### ASSOCIATIONS INCORPORATION ACT 1987

(Section 35)

#### CANCELLATIONS

Melville Plaza Merchants Association Inc

Notice is hereby given that the incorporation of the above-named association has been cancelled as from the date of this notice.

Dated the 3rd day of November 2004.

STEPHEN MEAGHER, Manager, Registration Services  
for Commissioner for Fair Trading.

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### HEALTH

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HE401\*

#### MENTAL HEALTH ACT 1996

MENTAL HEALTH (AUTHORIZED MENTAL HEALTH PRACTITIONERS)

REVOCATION ORDER (NO. 4) 2004

Made by the Chief Psychiatrist under section 20.

#### Citation

1. This order may be cited as the *Mental Health (Authorized Mental Health Practitioners) Revocation Order (No. 4) 2004*.

#### Commencement

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

#### Revocation of designation

3. The designation, as an authorized mental health practitioner, of the mental health practitioners specified in Schedule 1 to this order is revoked.

#### Schedule 1

Name	Profession
Ardizzone, Emanuel	Mental Health Nurse
Borthwick, Samantha	Mental Health Nurse
Burns, Maria Francis	Mental Health Nurse
Campbell, Gary	Mental Health Nurse
Chan, Erlene	Social Worker
Coutinho, Sudha	Mental Health Nurse
Cree, Sharon	Mental Health Nurse
Cullen, Tracy	Mental Health Nurse
Dixon, Lindsey	Mental Health Nurse
Even, Clementina	Mental Health Nurse
Fitzgerald, Bernadette	Mental Health Nurse
Harris, Samara Jane	Mental Health Nurse
Hill, Wendy	Mental Health Nurse
Mansell, Brent	Mental Health Nurse
O'Brien, Lyn	Social Worker
Pak, Kay	Mental Health Nurse
Pariagh, Fiad	Mental Health Nurse
Poullay, Magdalena	Mental Health Nurse
Sitas, Michael	Social Worker

**Schedule 1—continued**

<b>Name</b>	<b>Profession</b>
Spivey, Julie	Mental Health Nurse
Taylor, Mandy	Psychologist
Titmus, John	Mental Health Nurse
Weickhardt, Phil	Occupational Therapist

Dated: 2nd November 2004.

Dr ROWAN DAVIDSON, Chief Psychiatrist.

**HE402\*****MENTAL HEALTH ACT 1996****MENTAL HEALTH (AUTHORIZED MENTAL HEALTH PRACTITIONERS)  
ORDER (NO. 5) 2004**

Made by the Chief Psychiatrist under section 20.

**Citation**1. This order may be cited as the *Mental Health (Authorized Mental Health Practitioners) Order (No. 5) 2004*.**Commencement**2. This order comes into operation on the day on which it is published in the *Gazette*.**Authorized mental health practitioner**

3. The mental health practitioners specified in Schedule 1 to this order are designated as authorized mental health practitioners.

**Schedule 1**

<b>Name</b>	<b>Profession</b>
Butcher, Cathy	Mental Health Nurse
Chun, Erlene	Social Worker
Hambleton, Kate	Mental Health Nurse
Hauswirth, Debra	Mental Health Nurse
Hawkins, Victor	Mental Health Nurse
Hicks, Janet	Social Worker
Jarvie, Kim	Mental Health Nurse
Marchesani, Juanita	Mental Health Nurse
Patterson, Karen	Mental Health Nurse
Prior, Derek	Mental Health Nurse
Ruane, Neal	Mental Health Nurse
Wallis, Bev	Mental Health Nurse
Ward, David	Mental Health Nurse
Wardell, Andrew	Mental Health Nurse
Wolinski, Joe	Mental Health Nurse

Dated: 2nd November 2004.

Dr ROWAN DAVIDSON, Chief Psychiatrist.

**JUSTICE****JU401\*****COURT SECURITY AND CUSTODIAL SERVICES ACT 1999****REVOCATIONS**Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Director General of the Department of Justice has revoked the following Permits to do High-Level Security Work—

<b>Surname</b>	<b>First Name(s)</b>	<b>Permit Number</b>	<b>Date Permit Revoked</b>
Bowen	David John	CS2-366	26/10/2004
Johnstone	Paula Jane	CS4-072	26/10/2004

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

BRIAN YEARWOOD, Director, Contracted Services.

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## LAND ADMINISTRATION

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PI404\*

### LAND ADMINISTRATION ACT 1997 INSTRUMENT OF DELEGATION

1791/1998v2

Pursuant to section 9(1)(c) of the *Land Administration Act 1997* (the "Act"), I Alannah MacTiernan, acting in my capacity as the body corporate Minister for Lands continued by section 7(1) of the Act, hereby delegate to each of the Chief Executive Officers of the Port Authorities specified in the Schedule hereto, my powers and duties under section 18 of the Act, subject to the following conditions.

#### Limited Extent of Delegation

This delegation relates to Crown land vested in the Port Authorities specified in the Schedule hereto pursuant to section 25 of the *Port Authorities Act 1999* and to land the subject of a management order issued to each of the specified Port Authorities pursuant to section 46 of the Act, or a vesting order issued to any of the specified Port Authorities under section 33(2) of the *Land Act 1933*. This delegation is limited to approving the following dealings in the subject land—

- (i) sublease
- (ii) mortgage of a lease or sublease.

This delegation is subject to the extent of each of the specified Port Authorities' statutory powers to grant or deal in interests in the subject land.

This delegation does not extend to transfers in fee simple, assignments of vesting or a management to other parties, or to leases or other dealing for terms exceeding any limits specified in the *Port Authorities Act 1999*, or in any management order or vesting order issued in relation to the subject land.

This delegation shall come into operation on the day this instrument is published in the *Government Gazette*.

The common seal of the Minister for Lands is hereto affixed on this 28th day of October 2004.

In the presence of—

ALANNAH MacTIERNAN, MLA.

#### Schedule

<u>Name of Port</u>	<u>Name of Port Authority</u>
1. Port of Albany	Albany Port Authority
2. Port of Broome	Broome Port Authority
3. Port of Bunbury	Bunbury Port Authority
4. Port of Dampier	Dampier Port Authority
5. Port of Esperance	Esperance Port Authority
6. Port of Fremantle	Fremantle Port Authority
7. Port of Geraldton	Geraldton Port Authority
8. Port of Port Hedland	Port Hedland Port Authority

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## LOCAL GOVERNMENT

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LG401\*

### BUSH FIRES ACT 1954 *Shire of Donnybrook/Balingup* BUSH FIRE CONTROL OFFICERS

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

Chief Bush Fire Control Officer	Max Walker
Deputy Chief Bush Fire Control Officers	Clinton Bailey Greg Delaporte

Fire Weather Officer  
Fire Control Officers

Ken Fowler  
David Tooke  
Bruce Hearman  
Jeff Heath  
Neville Clifford  
Graham Chester  
Ian McLaren  
Neil Gubler  
Bruce Marshall  
Jock Whyte  
Greg Mader  
Mark Huitenga  
Sam Dell Agostino  
John Fry  
Neil Charteris

J. R. ATTWOOD, Chief Executive Officer,  
PO Box 94, Donnybrook WA 6239.

LG402\*

**LOCAL GOVERNMENT ACT 1995**

*Shire of Greenough*

APPOINTMENTS

It is hereby notified for public information that Mr Max Proposch has been appointed Ranger for the Shire of Greenough effective from 8 November 2004, for the following purposes—

- i. Dog Act 1976
- ii. Litter Act 1979
- iii. Local Government Act 1995
- iv. Bush Fires Act 1954
- v. Local Government (Miscellaneous Provisions) Act
- vi. Council Local Laws
- vii. Control of Vehicles (Off Road Vehicle) Act
- viii. Caravan Parks & Camping Grounds Act 1995

The Ranger appointment of Mr Allan Jolley has been cancelled.

LG403\*

**DOG ACT 1976**

*Shire of Greenough*

APPOINTMENT OF REGISTRATION PERSONS

It is hereby notified for public information that the following person has been appointed as Registration Officers pursuant to the *Dog Act 1976*—

Registration Person:  
Gina Mellan

W. T. PERRY, Chief Executive Officer.

LG404\*

**CITY OF KALGOORLIE BOULDER**

AUTHORISED OFFICER

Appointments

The City of Kalgoorlie Boulder wishes to advise for public information the appointment of Ms Sarah-Jane Summerfield as an authorised officer to operate within the City of Kalgoorlie Boulder to enforce the following Acts, Regulations and Local Laws—

Local Government Act 1995  
Local Government (Miscellaneous Provisions) Act 1960  
Dog Act 1976 and Regulations  
Litter Act 1976 and Regulations 1981(Amended 2004)  
The City's Parking & Parking Facilities Local Laws  
Bush Fires Act 1954  
Bush Fires (Infringements) Regulations 1978

IAN FLETCHER, Chief Executive Officer.

LG405\*

**BUSH FIRES ACT 1954***Shire of Jerramungup*

## APPOINTMENT OF DUAL BUSH FIRE CONTROL OFFICERS

It is hereby notified for public information that the following officers have been appointed as Dual Bush Fire Control Officers for the Shires of Jerramungup—

Trevor Brown	Shires of Jerramungup and Gnowangerup
Geoff Plane	Shires of Jerramungup and Gnowangerup
John Mudie	Shires of Jerramungup and Ravensthorpe
John Mudie	Shires of Jerramungup and Lake Grace
Kim Parsons	Shires of Jerramungup and Kent
Anthony Thomas	Shire of Jerramungup and the City of Albany

All previous appointments are cancelled.

D. J. LONG, Chief Executive Officer.

LG501\*

**BUSH FIRES ACT 1954***Shire of Donnybrook/Balingup*

## FIRE BREAK ORDER

IMPORTANT INFORMATION RELATING TO YOUR RESPONSIBILITY AS A  
LANDHOLDER IN THE DONNYBROOK/BALINGUP SHIRE

With reference to 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. This work must be carried out by 1st December 2004 and kept maintained throughout the summer months until 31st March 2005.

An inspection of firebreaks and hazard removal will be carried out in all areas of the Shire by an authorised officer.

Persons who fail to comply with the requirements of this order may be issued with an infringement notice (Penalty \$250) or prosecuted with an increased penalty, and additionally, council may carry out the required work at the cost to owner or occupier.

If it is considered for any reason to be impractical to clear firebreaks or remove flammable materials as required by this notice or if natural features render firebreaks unnecessary you may apply to the council or its duly authorised officer not later than the 15th day of November 2004 for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land. If permission is not granted by the council or its duly authorised officer, you shall comply with the requirements of this notice. If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act.

## 1. RURAL LAND

- (a) On land which is divided by or abuts a formed or partly formed road or railway reserve, a firebreak not less than two metres wide shall be provided within 60 metres of the boundary of the road or railway reserve. Breaks ARE NOT permitted on road reserves without Council approval.
- (b) A firebreak two metres wide shall be provided immediately surrounding and within twenty metres of the perimeter of all buildings, hay sheds and fuel storage areas situated on the land.
- (c) A cleared area of at least a six metre radius shall be provided around all combustion pumping engines.

## 2. EUCALYPTUS AND PINE PLANTATIONS

- (a) Firebreaks not less than ten metres in width around the perimeter of land on which trees are planted.
- (b) Not less than ten metres in width along those portions of plantations which enjoy a common boundary with a road reserve.
- (c) Not less than six metres in width in such positions that no part or compartment of a plantation shall exceed 28ha in area.
- (d) Where ten metre breaks are required in accordance with this Section of Council's Fire Break Order, pruning of overhang shall be carried out up to a height of five (5) metres above the firebreak (Ground level).
- (e) In addition to the breaks specified, plantations traversed by Western Power transmission lines have additional obligations under the Electricity Act.

### 3. TOWNSITES LAND: (INCLUDES RESIDENTIAL, SPECIAL RESIDENTIAL, COMMERCIAL AND INDUSTRIAL LAND)

Townsites: Donnybrook, Balingup, Kirup, Mullalyup, Newlands, Preston and Noggerup.

- (a) Where the area of land is 2024m<sup>2</sup> (approx. ½ acre) or less, remove all flammable material on the land except living trees, shrubs and plants from the whole land, and;
- (b) Where the land exceeds 2024m<sup>2</sup> (approx ½ acre) clear firebreaks at least two metres wide, immediately inside all external boundaries of the land, and also immediately surrounding all buildings situated on the land. Grass on the remaining area of the land must be either grazed, cut for fodder, or totally removed from the land.
- (c) Council, on the recommendation of a Bush Fire Control Officer, may vary these conditions in certain circumstances.

### 4. RURAL RESIDENTIAL, SPECIAL USE AND CRAFT COMMERCIAL LAND

The owners of all land zoned as "Rural Residential", "Special Use", or "Craft Commercial", under Town Planning Scheme No. 4, shall maintain a firebreak not less than two metres wide, immediately inside all external boundaries of the land, free of overhanging branches to a height of four metres. Council, on the recommendation of a Bush Fire Control Officer, may vary these conditions in certain circumstances.

A low fuel zone of twenty metres wide shall be provided immediately surrounding all buildings situated on the land. Grass on the remaining area of the land must be either grazed (within conventional practice), cut for fodder or completely removed from the land.

### 5. FUEL AND/OR GAS DEPOT

In respect of land owned by you on which is situated any container normally used to contain liquids or gas fuel, including the land on which any ramp or support is constructed, you shall have the land clear of all flammable materials.

### 6. WELDING, CUTTING, AND GRINDING EQUIPMENT

Persons shall not operate welding, cutting or grinding apparatus of any kind during the Prohibited Burning Times on land which is under crop, pasture or stubble unless at least one fire extinguisher is provided and there is compliance with any other fire controls required by the Fire Control Officer.

### 7. ROADSIDE VERGES

Council policy is that no vegetation is to be removed from road verges and no verge is to be burnt without a permit for that specific purpose.

LG502\*

## BUSH FIRES ACT 1954

*Town of Bassendean*

### NOTICE TO ALL LAND OWNERS AND OCCUPIERS OF LAND WITHIN THE TOWN OF BASSENDEAN

Pursuant to the powers contained in Section 33 of the above Act, you are hereby required on or before the 30 November 2004, or within fourteen days of the date of you becoming owner or occupier should this be after the 30 November 2004 and thereafter up to and including the 31 day of March 2005, to have land which is one thousand and twelve (1012) square metres or less in area, the owner or occupier shall clear, to the satisfaction of Council or its duly authorised officer, all flammable material from the whole of the land except living trees, shrubs and plants under cultivation and lawns, as to all other land greater than one thousand and twelve (1012) square metres, the owner or occupier shall; clear firebreaks of a minimum width of three (3) metres inside all external boundaries of the land and clear all flammable material from the whole of the land except living trees, shrubs and plants under cultivation and lawns

If it is considered to be impractical for any reason to clear firebreaks as required by this notice, you may apply to the Council or its duly authorised officer, not later than 14 November 2004, for permission to provide firebreaks in alternative positions on the land. If permission is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this notice. The penalty for failing to comply with this notice is a fine of not more than \$1000.00, 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.

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.

PLEASE TAKE NOTICE the Town of Bassendean Local laws prohibit the burning of foliage or bush without prior consent of the Council. If you need to burn your vacant land, please contact Council's Ranger for an evaluation of the land.

By order of the Council,

GARY EVERSLED, Chief Executive Officer.

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## MINERALS AND PETROLEUM

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MP401

**MINING ACT 1978**

## APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry and Resources,  
Meekatharra WA 6642.

In accordance with Regulation 49(2)(c) of the Mining Act 1978, notice is hereby given that these Miscellaneous Licences and Prospecting Licences are liable to forfeiture under the provisions of Section 96(2)(ba) for breach of covenant, viz. Form 5 Operations Report lodged out of time.

S. RICHARDSON (SM), Warden.

—————  
To be heard in the Warden's Court, Meekatharra on 15 December 2004.

## PEAK HILL MINERAL FIELD

Prospecting Licences

52/972—Twinloop Nominees Pty Ltd  
52/1021—Alan Thomas Baker

MP402

**MINING ACT 1978**

## FORFEITURE

Department of Industry and Resources,  
Perth WA 6000.

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

CLIVE BROWN, MLA, Minister for State Development.

Number	Holder	Mining Lease	Mineral Field
77/486	Goldtime Australia Pty Ltd Iacus, Betty Noela Iacus, Bruno		Yilgarn

MP403

**MINING ACT 1978**

## INSTRUMENT OF EXEMPTION—EXTENSION OF PERIOD

The Minister for State Development, pursuant to the powers conferred on him by Section 19 of the Mining Act 1978, hereby extends the exemption granted on 8 November 2002 and published in the *Government Gazette* dated 15 November 2002 for that area of land described in the schedule hereunder, not being private land or land that is the subject of a mining tenement or of an application therefore, from Divisions 1 to 5 of Part IV of the *Mining Act 1978*.

**Description of Land:**

That area of land shown hachured pink on the plan at page 234 of Department of Mineral and Petroleum Resources File 8981/00 Vol. 4.

Area: 95.647 hectares

Designated 'S.19/172' on Tengraph

Period of Extension 8 November 2004 to 7 November 2006.

Dated at Perth this 26th day of October 2004.

CLIVE BROWN, MLA, Minister for State Development.



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## PARLIAMENT

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PA401\*

## PARLIAMENT OF WESTERN AUSTRALIA

## Royal Assent To Bills

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Bills passed by the Legislative Council and the Legislative Assembly during the Second Session of the Thirty-Sixth Parliament.

Short Title of Bill	Date of Assent	Act No.
Workers' Compensation and Rehabilitation Amendment (Cross Border) Bill 2004	October 28 2004	36 of 2004
Carers Recognition Bill 2004	October 28 2004	37 of 2004

L. B. MARQUET, Clerk of the Parliaments.

November 2 2004.

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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

*Shire of Kalamunda*

District Planning Scheme No. 2—Amendment No. 224

Ref: 853/2/24/16 Pt 224

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning and Infrastructure approved the Shire of Kalamunda Town Planning Scheme Amendment on 30 October 2004 for the purpose of recoding Lot 21 (19) Boonooloo Road, Kalamunda, from Residential R10 to Residential R30.

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

PI402\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*City of South Perth*

Town Planning Scheme No. 6—Amendment No. 3

Ref: 853/2/11/8 Pt 3

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning and Infrastructure approved the City of South Perth Town Planning Scheme Amendment on 30 October 2004 for the purpose of—

1. Increasing the density coding from R15/25 to R40 for Lots 1, 2 and 3 (Nos. 139, 141 and 143) South Terrace, Como.
2. Amending the Scheme Map accordingly.

J. COLLINS, Mayor.  
S. GOODE, Chief Executive Officer.

PI403\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*Town of Port Hedland*

Town Planning Scheme No. 5—Amendment No. 5

Ref: 853/8/4/6 Pt 5

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning and Infrastructure approved the Town of Port Hedland Town Planning Scheme Amendment on 30 October 2004 for the purpose of—

1. Rezoning Reserve 40655, Counihan Crescent, from “Other Public Purposes—Water & Drainage” to “Low Density Residential—R15”.
2. Amending the Scheme Map accordingly.

B. S. RUDLER, Mayor.  
A. J. FORD, Chief Executive Officer.

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## RACING, GAMING AND LIQUOR

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RG401\*

**LIQUOR LICENSING ACT 1988**

## SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
10499	Geoffrey & Julie Weguelin	Application for the grant of a Producer's licence in respect of premises situated in Broome and known as Kanagae Estate.	21/11/2004
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS – ONGOING EXTENDED HOURS</b>			
21743	Highroad Holdings Pty Ltd	Application for the grant of an extended trading permit - ongoing extended hours, in respect of premises situated in Swan View and known as Pig & Whistle.	3/11/2004
21703	EHB Holdings Pty Ltd	Application for the grant of an extended trading permit - ongoing extended hours, in respect of premises situated in Busselton and known as the Esplanade Hotel.	18/11/2004
21683	Leisure Projects Pty Ltd	Application for the grant of an extended trading permit - ongoing extended hours, in respect of premises situated in Derby and known as the Derby Boab Inn.	3/11/2004
<b>APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE</b>			
207724	Tailpalm Pty Ltd	Application to add, vary or cancel a condition of the Special Facility - Caterer licence in respect of premises situated in Subiaco and known as Sunset Cinema.	20/11/2004
<b>APPLICATIONS FOR APPROVAL TO ALTER/REDEFINE THE LICENSED PREMISES</b>			
207182	Aria West Pty Ltd	Application for approval to alter/redefine the Tavern in respect of premises situated in Denmark and known as The Denmark Tavern.	14/12/2004

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

Dated: 3 November 2004.

H. R. HIGHMAN, Director of Liquor Licensing.

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## TRANSPORT

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TR401\*

**WESTERN AUSTRALIAN MARINE ACT 1982**

## PERSONAL WATERCRAFT - CLOSURE OF WATERS TO NAVIGATION

Leschenault Estuary and Collie River

*City of Bunbury*

Department for Planning and Infrastructure,  
Fremantle WA, 5 November 2004.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, the department by this notice revokes Notice TR417 as published in the *Government Gazette* on 27 November 1998 and hereby closes the following areas of water to navigation by personal watercraft—

**Leschenault Estuary:** Closed to navigation by personal watercraft - All those waters of the Leschenault Estuary to the west of a line commencing at the Turkey Point boat launching ramp

and extending to the eastern extremity of the sea wall on the northern shore of "The Cut" UNLESS transiting through the Estuary from the Collie River to open waters

**Collie River:** Closed to navigation by personal watercraft - All the waters of the Collie River except when launching from the Taylor Street boat ramp on the Grand Canals but must navigate downstream only to open waters.

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

## WATER

WA401\*

**WATER AGENCIES (POWERS) ACT 1984**  
**WATER AGENCIES (WATER RESTRICTIONS) BY-LAWS 1998**  
**WATER RESTRICTIONS**

Issued by the Water Corporation under By-law 2(3) of the *Water Agencies (Water Restrictions) By-laws 1998*.

Notice is hereby given that Stage 4 water restrictions will apply to every person using water supplied by the Water Corporation in the towns of Bridgetown, Hester, Boyup Brook, Greenbushes and Balingup from 9am on Monday 8 November 2004 until further notice.

This notice applies to the use of water supplied directly or indirectly by the Water Corporation under the *Water Agencies (Powers) Act 1984*.

**STAGE 4 WATER RESTRICTIONS**

- (1) A person must not water a lawn or garden except by —
- (a) reticulation during either, but not both, the morning period or the evening period on one or both of 2 days of the week specified in relation to the relevant property;
  - (b) a hand held hose with one outlet; or
  - (c) a hand held watering can.
- (2) A person must not spray a building, path, paved area or road except to the minimum extent necessary for —
- (a) fire fighting;
  - (b) the cleaning of the building, path, paved area or road so as to avoid a threat to public health; or
  - (c) the construction or repair of the building, path, paved area or road.
- (3) A person must not fill a swimming pool except to the minimum extent necessary to maintain the proper functioning of the pool by replacing water lost through evaporation or ordinary use.

Note:

“**morning period**” means the period before 9.00 a.m.

“**evening period**” means the period after 6.00 p.m.

TABLE

The two days and the relevant property referred to in clause 1(a) above are indicated by the final digit of the house number or lot number if no house number.

Last digit in house number (or lot number if no house number)	1st Watering Day	2nd Watering Day
1	Wednesday	Saturday
2	Thursday	Sunday
3	Friday	Monday
4	Saturday	Tuesday
5	Sunday	Wednesday
6	Monday	Thursday
7	Tuesday	Friday
8	Wednesday	Saturday
9	Thursday	Sunday
0	Friday	Monday

**Plant Nurseries**

This notice does not apply in respect of the minimum quantities of water required for the viable operation of a commercial plant nursery that does not have an alternate water supply.

**Exemption**

There will be no exemptions under this notice except where extenuating circumstances are submitted to the Water Corporation and a variation of or exemption from this notice is formally granted in writing.

**Offence**

It is an offence to contravene the stage of restriction under this notice without the approval of the Water Corporation. **PENALTY: \$500**

Offenders may be issued with

- a) an infringement notice imposing a modified penalty of \$100; or
- a) a court summons.

In addition, for repeat offences, the water supply flow to the property concerned may be restricted.

**Further information**

For further information contact the Water Corporation's 24 hour helpline on 13 10 39.

J. I. GILL, Managing Director,  
Water Corporation.

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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. 36 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to CSBP Limited from the requirements of Regulation 4.14(1)(a) of the *Occupational Safety and Health Regulations 1996* in relation to the design registration of a forty litre pulsation damper to facilitate the operation of a peristaltic pump, subject to the following conditions—

- (i) A copy of a signed statement by a competent person be held on-site that states that the competent person has inspected the pulsation damper and considers it safe to operate; and
- (ii) the design of the pulsation damper be registered with WorkSafe by the validity date of this exemption.

This exemption is valid until 31 December 2004.

Dated this 2nd day of November 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. 37 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to Barclay Mowlem from Regulation 3.117(2) of the *Occupational Safety and Health Regulations 1996* in relation to the requirement to hold a Class 2 demolition licence to remove temporary portals as part of the Clarkson Rail Extension.

This exemption is granted subject to the following conditions—

- Demolition work is to be done in accordance with the documented JSA and all personnel involved in the work are to sign off on the JSA. Should there be a need to amend the JSA then all personnel are to sign off on the amended procedures;
- the dismantling of the portals is to be directly supervised by a competent person at all times;
- all personnel involved with prescribed work are to hold the appropriate certificates of competency; and
- all work is conducted in accordance with the requirements of the Rail Safety Act.

Dated this 30<sup>th</sup> day of October 2004.

NINA LYHNE, WorkSafe Western Australia Commissioner.

WS403\*

**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**  
**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996**  
EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13  
(No. 39 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to CSBP Limited from the requirements of Regulation 4.14(1)(a) of the *Occupational Safety and Health Regulations 1996* in relation to the registration of a forty litre pulsation damper to facilitate the operation of a peristaltic pump, subject to the following conditions—

- (i) A copy of a signed statement by a competent person be held on-site that states that the competent person has inspected the pulsation damper and considers it safe to operate; and
- (ii) the design of the pulsation damper be registered by the validity date of this exemption.

This exemption is valid until 31 December 2004.

This exemption revokes No. 36 of 2004.

Dated this 2nd day of November 2004.

NINA LYHNE, WorkSafe Western Australia Commissioner.

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## PUBLIC NOTICES

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ZZ201

**TRUSTEES ACT 1962**  
DECEASED ESTATES

Notice to Creditors and Claimants

Carole Jean Gibbins late of 119 Burrendah Boulevard, Willetton in the State of Western Australia, Housewife, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased who died on 11 March 2002 are required by the personal representative Terence Alan Holmes to send particulars of their claims to him care of Talbot & Olivier Barristers & Solicitors, Level 10, 55 St George's Terrace, Perth by the 6th December 2004 after which date the personal representative may convey or distribute the assets having regard to the claims of which he then has notice.

TALBOT & OLIVIER as solicitors for the personal representative.

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ZZ202

**TRUSTEES ACT 1962**  
DECEASED ESTATES

Notice to Creditors and Claimants

Doris Marcia Tyrrell late of Unit 6,14 Victoria Avenue, Claremont, Western Australia.

Creditors and other persons having claims to which s.63 of the *Trustees Act 1962* relates in respect of the estate of the deceased, who died on 22/06/2004 are required by the executor, Kim Elizabeth Tyrrell, c/- Jackson McDonald Lawyers, GPO Box M971, Perth WA 6843 to send particulars of their claims to her by the 9th day of December 2004, after which date the executor may convey or distribute the assets, having regard only to the claims of which she has notice.

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ZZ203

**TRUSTEES ACT 1962**  
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claim (to which Section 63 of the *Trustees Act 1962* relates) in respect of the undermentioned deceased persons are required to send particulars of their claims to the Executors care of Kott Gunning, 15 William Street, Perth within one month of the date of this advertisement after which date the Trustees may convey or distribute the assets having regard only to the claims of which notice has been given.

Surname	Given Names	Address	Date of Death
Clark	Edward William	6 Parker Street, Karratha	26 July 2004
Chappell	Neil Raymond	9 Lagoon Place, Beldon	5 August 2004

ZZ204

**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 5th December 2004 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Adamson Greta also known as Rita Adamson, late of Brightwater 39 Hamersley Road Subiaco, died 26.09.2004, (DE19901871EM26)

Birins Ilgvars, late of 2/38 Carrington Street Inglewood, died 23.04.2004, (DE33032273EM12)

Bishop Roy, late of 147 South Terrace Bentley, died 13.09.2004, (DE19760233EM16)

Broome Eulie, late of Unit 4/102 Townshend Road Subiaco, died 06.10.2004. (DE19982983EM27)

Costain Weeda, late of Numbala Nunga Nursing Home Sutherland Street Derby, died 25.07.2004, (DE33033183EM37)

Dobson Oliver, late of 6/10 Siderno Rise Hocking, died 21.07.2004, (DE19734551EM26)

Hamilton Kenneth Thomas, late of Edward Collick Home 173 Wilson Street Kalgoorlie, died 27.02.2004, (DE30289844EM16)

Hughes Helen Ethelberta, late of Margaret Hubery House Room 20 36 Fifth Avenue Shelley formerly of Unit 51 Purser House Royal Australian Air Force Estate Bull Creek Drive Bull Creek, died 07.09.2004, (DE19903625EM13)

Leong Jeffrey Aning, late of 15/296 Charles Street North Perth, died 09.09.2004, (DE20012045EM26)

McMahon Ronald Terrence, late of Duplex 10 Bennett Brook 130 Lord Street Eden Hill, died 05.08.2004, (DE31052788EM36)

Newman Douglas Graff, late of Carrington Aged Care Facility 384 Carrington Street Hamilton Hill, died 21.09.2004, (DE19590175EM17)

Pellegrino Domenico, late of 4/92 Aberdeen Street Northbridge, died 29.06.2004, (DE33033328EM214)

Shaw Jack Bruce, late of Unit 20 Banksia Lodge Royal Australian Air Force Estate 19 Hughie Edwards Drive Merriwa formerly of Unit 180 Royal Australian Air Force Estate 19 Hughie Edwards Drive Merriwa, died 13.09.2004, (DE19660337EM17)

Skeet John William Towler, late of 14 Belfast Street Morley, died 13.10.2004, (DE19780278EM13)

Smith Bernice Cecelia, late of 88 Ivanhoe Street Eden Hill, died 18.08.2004, (DE19912782EM22)

Smith Elsie Ida, late of Bridgetown District Hospital Peninsula Road Bridgetown, died 17.09.2004, (DE19780483EM26)

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

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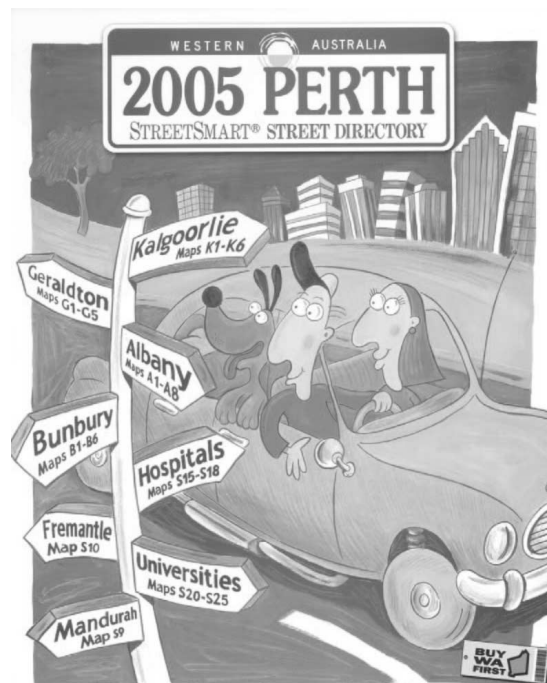
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