

**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X

5047



PERTH, TUESDAY, 16 NOVEMBER 2004 No. 192

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

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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*.

- 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.
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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

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EFFECTIVE FROM 1 JULY 2004 (Prices include GST).

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

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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 —

CONSUMER AND EMPLOYMENT PROTECTION

CE301*

Home Building Contracts Act 1991

Home Building Contracts (Home Indemnity Insurance Exemptions) Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Home Building Contracts (Home Indemnity Insurance Exemptions) Amendment Regulations 2004*.

2. The regulations amended

The amendments in these regulations are to the *Home Building Contracts (Home Indemnity Insurance Exemptions) Regulations 2002**.

[* *Published in Gazette 19 December 2002, p. 2103-15.*
For amendments to 5 August 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 180.]

3. Regulation 4 amended

Regulation 4(1) is amended by inserting after “Schedule 1” —
“ Form 1 ”.

4. Regulation 6 amended

Regulation 6(1) and (2) are amended by inserting after “Schedule 1” —
“ Form 1 ”.

5. Regulation 7 replaced

Regulation 7 is repealed and the following regulations are inserted instead —

“

7. Giving a copy of the builder's notice to a purchaser — developers

- (1) This regulation applies to a developer of a multi-storey multi-unit development who is given a notice under regulation 4(1), or 6(1) or (2) (the “**builder's notice**”).
- (2) After receiving the builder's notice, the developer must —
 - (a) before entering into a sale contract in respect of the development, give a copy of the builder's notice to the other party to the sale contract (the “**purchaser**”) if settlement is to occur within 6 years of practical completion of the building work in respect of which the builder's notice was given; and
 - (b) give a copy of the builder's notice to each person (each “**purchaser**”) with whom the developer has already entered into a sale contract in respect of the development, within 10 days after the day on which the developer received the builder's notice.

Penalty: \$5 000.

- (3) If the developer fails to comply with subregulation (2)(a) the purchaser may rescind the sale contract.
- (4) A purchaser referred to in subregulation (2)(b) may rescind the sale contract unless the developer gave the purchaser a notice in the form set out in Schedule 1 Form 2 before the purchaser and the developer entered into the sale contract.
- (5) A purchaser who may rescind a sale contract under subregulation (4) may not do so until the purchaser has received the copy of the builder's notice referred to in subregulation (2)(b) or the 10 days referred to in subregulation (2)(b) have elapsed.
- (6) To rescind a sale contract, a purchaser must give notice of the exercise of the right to rescind to the developer, before the earlier of —
 - (a) the expiration of one month after the day upon which the purchaser received the copy of the builder's notice; or
 - (b) settlement.

7A. Giving a copy of the builder's notice to a purchaser — persons other than developers

- (1) This regulation applies to a person, other than a developer, who is given a notice under regulation 4(1), or 6(1) or (2) (the “**builder's notice**”).
- (2) After receiving the builder's notice, the person must, before entering into a sale contract in respect of the building work, give a copy of the builder's notice to the party to the sale contract if settlement is to occur within 6 years of practical completion of the building work in respect of which the builder's notice was given.

”.

6. Regulation 8 amended

Regulation 8 is amended by deleting “the notice in Schedule 1” and inserting instead —

“ Schedule 1 Form 1 ”.

7. Schedule 1 amended

- (1) Schedule 1 is amended by deleting the heading to the Schedule and inserting instead —

“

Schedule 1 — Notices

”.

- (2) Schedule 1 is amended by deleting “[r. 4(1), 6(1) and (2)]” and inserting instead —

“

Form 1

[r. 4(1), 6(1) and (2)]

Home Building Contracts Act 1991

Home Building Contracts (Home Indemnity Insurance Exemptions) Regulations 2002

Builder's notice

”.

- (3) Schedule 1 clause 9 is amended by inserting after “regulations)” —

“

unless you were given a developer's notice before you entered into the contract

”.

- (4) Schedule 1 clause 10 is amended by deleting “This means that” and inserting instead —

“ If you have a right to rescind the contract ”.

- (5) Schedule 1 is amended by inserting the following form at the end of the Schedule —

“

Form 2

[r. 7(4)]

Home Building Contracts Act 1991

Home Building Contracts (Home Indemnity Insurance Exemptions) Regulations 2002

Developer's notice

Important notice about home indemnity insurance for multi-storey multi-unit developments where a developer sells off-the-plan to a purchaser before engaging a builder

The development or dwelling unit concerned

1. This notice is about

.....

[insert details of the development/dwelling unit]

Background to home indemnity insurance

2. The *Home Building Contracts Act 1991* requires that the builder take out home indemnity insurance for residential building work costing over \$12 000, unless there is an exemption.
3. Generally, home indemnity insurance covers the person for whom the builder is doing the work against financial loss if the builder is unable to complete the work or meet a valid claim for faulty workmanship because the builder has died, disappeared or become insolvent. The insurance also covers any other person (in this case, you) obtaining the property from that person. In most cases the insurance policy must cover the construction period and the 6 years after practical completion of the building work.

Exemption from the requirement to have insurance

4. Building work on multi-storey multi-unit developments is exempt from the requirement for the builder to take out home indemnity insurance, provided that the builder of the development gives a notice (known as a builder's notice) to the person for whom the builder is doing the work. See the *Home Building Contracts (Home Indemnity Insurance Exemptions) Regulations 2002*.
5. Once the developer engages a builder and the builder has given the developer the builder's notice, the developer must give you a copy of the builder's notice within 10 days after receiving the notice.

Why did you get this notice?

- 6. This notice is to warn you that —
 - (a) the developer has not yet engaged a builder to carry out the building work for the development;
 - (b) it is likely that the builder will not take out home indemnity insurance for the building work; and
 - (c) you may not be in a position to assess the risk resulting from the builder not having home indemnity insurance for the building work (should that be the case).

- 7. If the builder does not have home indemnity insurance for the building work it means that —
 - (a) the developer; and
 - (b) you, as a person purchasing the property from the developer,

are not insured against financial loss if the builder is unable to meet a valid claim for faulty workmanship because the builder has died, disappeared or become insolvent.

- 8. If you are in doubt about your rights, or you don't understand this notice, you should seek legal advice or contact the Department of Consumer and Employment Protection Call Centre on 1300 30 40 54 (local call).

.....
Developer

Date

I acknowledge that I have read this notice:

.....
Person to whom the developer has given this notice

Date

”.

By Command of the Governor,

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

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995*City of Rockingham***REPEAL LOCAL LAW 2004**

Under the powers conferred by the *Local Government Act 1995* and by all other powers enabling it, the Council of the City of Rockingham resolved on 26 October 2004 to make the following local law.

PART 1—PRELIMINARY**1.1 Citation**

This Local Law may be cited as the *City of Rockingham Repeal Local Law 2004*.

PART 2—REPEAL**2.1 Application of Local Law**

This Local Law repeals the following local law—

Name of Local Law	Date Gazetted
Removal of Refuse, Rubbish and Disused Materials Local Law 2000	4 December 2000

Dated: 27 October 2004.

The Common Seal of the City of Rockingham was affixed by authority of a resolution of the Council in the presence of—

B. W. SAMMELS, JP, Mayor.
G. G. HOLLAND, Chief Executive Officer.

LOTTERIES

LO301*

Lotteries Commission Act 1990

Lotteries Commission (Powerball Lotto) Amendment Rules 2004

Made by the Lotteries Commission under section 28(1) of the Act.

1. Citation

These rules may be cited as the *Lotteries Commission (Powerball Lotto) Amendment Rules 2004*.

2. The rules amended

The amendments in these rules are to the *Lotteries Commission (Powerball Lotto) Rules 1996**.

[* Reprinted as at 17 May 2002.

For amendments to 5 November 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 228.*]

3. Rule 1 amended

Rule 1 is amended by deleting “Lotto”.

4. Rule 3 amended

Rule 3 is amended as follows:

- (a) in the definition of “agent” by deleting “the any” and inserting instead —
“ any ”;
- (b) in the definition of “entry” by deleting “or 9(2)” and inserting instead —
“ or (7), or 9(2) or (3) ”;
- (c) in the definition of “game” by deleting the “and” following paragraph (a);
- (d) by deleting paragraph (b) of the definition of “game” and substituting the following —
“
 - (b) in relation to a simple Powerpik entry, that part of an entry consisting of 5 barrel A selections; and
 - (c) in relation to a Powerpik or other systems entry, one of the notional multiple games making up that systems entry;”;
- (e) in the definition of “powerball lotto” after “powerball” by deleting “lotto”;
- (f) in the definition of “powerball lotto draw” after “powerball” by deleting “lotto”;
- (g) after the definition of “powerball selection” by inserting the following definition —
“

“Powerpik” means —

 - (a) a method of entry where 5 barrel A selections are made per entry, and the entry is assessed as if the correct powerball number were also selected for each entry; or”;

- (b) a method of systems entry where all selections made are barrel A selections, and the entry is assessed as if the correct powerball number were also selected for the systems entry;

”.

5. Rule 3A inserted

After rule 3 the following rule is inserted —

“

3A. Powerpik entries to commence in February 2005

- (1) A Powerpik entry cannot be entered in a powerball draw that occurs before Thursday 3 February 2005.
- (2) An agent cannot accept a Powerpik entry to a powerball draw before Sunday 30 January 2005.

”.

6. Rule 8 amended

- (1) Before rule 8(1) the following subrule is inserted —

“

- (1a) This rule is subject to the transitional provisions in rule 9A.

”.

- (2) Rule 8(1) is amended as follows:

- (a) after paragraph (a) by deleting “or”;
- (b) at the end of paragraph (b) by deleting the full stop and inserting a semicolon instead.
- (c) at the end of paragraph (b) by inserting —

“

- (c) indicate that one or more entries is to be a simple Powerpik entry and, for the indicated entry or entries, select 5 numbers out of the numbers 1 to 45 in the upper section in one or more game boards on the entry coupon, commencing with the game board marked “1”;
- or

- (d) indicate that one or more entries is to be a Powerpik systems entry and, for the indicated entry or entries, select between 3 and 4, or 6 to 15 numbers, out of the numbers 1 to 45 in the upper section in one or more game boards on the entry coupon, commencing with the game board marked “1”.

”.

- (3) Rule 8(2) is amended by inserting before “may” —
“ (for an entry that is not a Powerpik entry) ”.
- (4) Rule 8(3) is amended by deleting “rule 8(1)” and inserting instead —
“ rule 8(1)(b) ”.
- (5) After rule 8(3) the following subrule is inserted —
“
(3a) A subscriber who has filled out the game board marked “1” on an entry coupon in accordance with rule 8(1)(d) may fill out up to 5 further Powerpik entries using the same coupon by selecting, in each further game board, the same number of Barrel A selections as were selected in the game board marked “1”.
”.
- (6) Before rule 8(4)(b) the following paragraph is inserted —
“
(a) whether the method of entry is a Powerpik entry;
”.
- (7) Rule 8(4)(b) is deleted and the following paragraph is inserted instead —
“
(b) whether the entry coupon is to be entered in powerball for one week or, subject to rule 9A, for 2, 5 or 10 consecutive weeks;
”.
- (8) Rule 8(6) is amended as follows:
(a) in paragraph (a) by inserting before “5 barrel” —
“ a selection from the powerball barrel and ”;
(b) in paragraph (b) by inserting before “between 3” —
“ a selection from the powerball barrel and ”.
- (9) After rule 8(6) the following subrule is inserted —
“
(7) If a subscriber selects, in each completed game board on an entry coupon marked as a Powerpik entry between 3 and 15 barrel A selections, the resulting receipted ticket constitutes one Powerpik entry in powerball for each completed game board on the entry coupon.
”.

7. Rule 9 amended

- (1) Rule 9(1)(d) is deleted and the following paragraph is inserted instead —

“

- (d) whether the entry is to be entered in powerball for one week or, subject to rule 9A, for 2, 5 or 10 consecutive weeks.

”

- (2) After rule 9(2) the following subrule is inserted —

“

- (3) If a subscriber requests between 3 and 15 barrel A selections and no powerball selection, the entry will be entered as one Powerpik entry and the resulting receipted ticket constitutes one Powerpik entry in powerball.

”

8. Rule 9A inserted

After rule 9 the following rule is inserted —

“

9A. Transitional arrangements for advance and multiweek entries

- (1) This rule applies to multiweek entries or advance entries to powerball that include draws between Friday 26 November 2004 and Friday 28 January 2004.
- (2) A subscriber may only enter powerball draws that occur after Thursday 25 November 2004 and before Friday 28 January 2004 in accordance with the restrictions set out in the Table to this rule.
- (3) An entry that does not comply with the restrictions set out in the Table to this rule is invalid to the extent that it does not comply.
- (4) In the Table —
“close of business”, in relation to a particular day, means 5.00 p.m. on that day.

Table

From	Period To	Advance draw wager available	Maximum draws included in that wager	Types of multiweek wagers that are available
The close of business on 25 November 2004	Immediately before the close of business on 2 December 2004	8 week advance draw	9 consecutive powerball draws commencing with draw 446	5 week, 2 week
The close of business on 2 December 2004	Immediately before the close of business on 9 December 2004	7 week advance draw	8 consecutive powerball draws commencing with draw 447	5 week, 2 week

From	Period To	Advance draw wager available	Maximum draws included in that wager	Types of multiweek wagers that are available
The close of business on 9 December 2004	Immediately before the close of business on 16 December 2004	6 week advance draw	7 consecutive powerball draws commencing with draw 448	5 week, 2 week
The close of business on 16 December 2004	Immediately before the close of business on 23 December 2004	5 week advance draw	6 consecutive powerball draws commencing with draw 449	5 week, 2 week
The close of business on 23 December 2004	Immediately before the close of business on 30 December 2004	4 week advance draw	5 consecutive powerball draws commencing with draw 450	5 week, 2 week
The close of business on 30 December 2004	Immediately before the close of business on 6 January 2005	3 week advance draw	4 consecutive powerball draws commencing with draw 451	2 week
The close of business on 6 January 2005	Immediately before the close of business on 13 January 2005	2 week advance draw	3 consecutive powerball draws commencing with draw 452	2 week
The close of business on 13 January 2005	Immediately before the close of business on 20 January 2005	1 week advance draw	2 consecutive powerball draws commencing with draw 453	2 week
The close of business on 20 January 2005	Immediately before the close of business on 27 January 2005	No advance draw wagers offered	Only one powerball draw (draw 454)	No multiweek wagers will be offered
9.00 p.m. on 27 January 2005	Onwards		All advanced draw and multiweek wagers will be available	

9. Rule 10 amended

- (1) Rule 10(3) is amended after “systems entries” in the 2 places where it occurs by inserting in both places —
“ , or Powerpik entries or Powerpik systems entries, ”.
- (2) Rule 10(8)(a) is amended after “requested” by inserting —
“ , unless prevented from doing so by rule 9A ”.

10. Rule 14 amended

- (1) Rule 14(1) is amended after “systems entries” in the 2 places where it occurs by inserting in both places —
“ , or Powerpik entries or Powerpik systems entries, ”.
- (2) Rule 14(2) is amended after paragraph (a) by inserting the following paragraph —
“
(ab) is partially invalid due to the operation of rule 9A(3);

”.

11. Part 4 heading amended

The heading to Part 4 is amended by deleting “lotto”.

12. Rule 20 amended

- (1) Rule 20 is amended before “In” by inserting the subrule designation “(1)”.
- (2) At the end of rule 20 the following subrule is inserted —

“

 - (2) For the purposes of this rule, a Powerpik entry is taken to have selected the powerball number in a game.

”.

13. Rule 21 amended

Rule 21(2) is amended as follows:

- (a) after “systems entry” in the 2 places where it occurs by inserting —

“ or Powerpik systems entry ”;
- (b) by deleting “resulting in” and inserting instead —

“ which can result in ”.

14. Schedule 1 amended

- (1) Schedule 1 is amended before “is made up of” by inserting —

“ that takes place on or before 27 January 2005 ”.
- (2) In Schedule 1, after the scheduled cost of multiple games and system entries for a powerball draw taking place on or before 27 January 2005, the following Table is inserted —

“

Total cost of entry — Powerball draw

The cost of entering a powerball draw that takes place on or after 28 January 2004 is made up of a subscription of 55 cents per game and an agent’s component (as set out in Schedule 2) making the total cost per number and type of game per week as follows:

Entry or System	No. of games	1 Week \$	2 Weeks \$	5 Weeks \$	10 Weeks \$
	2	1.20	2.40	6.00	12.00
	3	1.80	3.60	9.00	18.00
	4	2.40	4.80	12.00	24.00
	5	3.00	6.00	15.00	30.00
	6	3.60	7.20	18.00	36.00
	12	7.20	14.40	36.00	72.00
	14	8.40	16.80	42.00	84.00
	18	10.80	21.60	54.00	108.00
	25	15.00	30.00	75.00	150.00
System 6	6	3.60	7.20	18.00	36.00
System 7	21	12.60	25.20	63.00	126.00

Entry or System	No. of games	1 Week \$	2 Weeks \$	5 Weeks \$	10 Weeks \$
System 8	56	33.60	67.20	168.00	336.00
System 9	126	75.00	150.00	375.00	750.00
System 10	252	150.00	300.00	750.00	1 500.00
System 11	462	277.00	554.00	1 385.00	2 770.00
System 12	792	475.00	950.00	2 375.00	4 750.00
System 13	1 287	770.00	1 540.00	3 850.00	7 700.00
System 14	2 002	1 200.00	2 400.00	6 000.00	12 000.00
System 15	3 003	1 800.00	3 600.00	9 000.00	18 000.00
System 16	4 368	2 620.00	5 240.00	13 100.00	26 200.00
System 17	6 188	3 710.00	7 420.00	18 550.00	37 100.00
System 18	8 568	5 135.00	10 270.00	25 675.00	51 350.00
System 19	11 628	6 970.00	13 940.00	34 850.00	69 700.00
System 20	15 504	9 295.00	18 590.00	46 475.00	92 950.00
System 3	861	516.00	1 032.00	2 580.00	5 160.00
System 4	41	24.60	49.20	123.00	246.00
<i>Powerpik</i>					
Powerpik 3	38 745	23 220.00	46 440.00	N/A	N/A
Powerpik 4	1 845	1 107.00	2 214.00	5 535.00	11 070.00
Powerpik 5	45	27.00	54.00	135.00	270.00
Powerpik 6	270	162.00	324.00	810.00	1 620.00
Powerpik 7	945	567.00	1 134.00	2 835.00	5 670.00
Powerpik 8	2 520	1 512.00	3 024.00	7 560.00	15 120.00
Powerpik 9	5 670	3 375.00	6 750.00	16 875.00	33 750.00
Powerpik 10	11 340	6 750.00	13 500.00	33 750.00	67 500.00
Powerpik 11	20 790	12 465.00	24 930.00	62 325.00	N/A
Powerpik 12	35 640	21 375.00	42 750.00	N/A	N/A
Powerpik 13	57 915	34 650.00	69 300.00	N/A	N/A
Powerpik 14	90 090	54 000.00	N/A	N/A	N/A
Powerpik 15	135 135	81 000.00	N/A	N/A	N/A

”.

15. Schedule 2 amended

- (1) Schedule 2 is amended before “that is allocated” by inserting —
“ (that takes place on or before 27 January 2005) ”.
- (2) In Schedule 2, after the scheduled agent’s fees component of multiple games and system entries for a powerball draw taking place on or before 27 January 2005, the following Table is inserted —

“

Agent’s fees — Powerball draw

The component of the total cost of entering a powerball draw (that takes place on or after 28 January 2005) that is allocated as a fee for

the agent through whom the entry was sold per number and type of game per week is as follows —

Entry or System	No. of games	1 Week	2 Weeks	5 Weeks	10 Weeks
		\$	\$	\$	\$
	2	0.10	0.20	0.50	1.00
	3	0.15	0.30	0.75	1.50
	4	0.20	0.40	1.00	2.00
	5	0.25	0.50	1.25	2.50
	6	0.30	0.60	1.50	3.00
	12	0.60	1.20	3.00	6.00
	14	0.70	1.40	3.50	7.00
	18	0.90	1.80	4.50	9.00
	25	1.25	2.50	6.25	12.50
System 6	6	0.30	0.60	1.50	3.00
System 7	21	1.05	2.10	5.25	10.50
System 8	56	2.80	5.60	14.00	28.00
System 9	126	5.70	11.40	28.50	57.00
System 10	252	11.40	22.80	57.00	114.00
System 11	462	22.90	45.80	114.50	229.00
System 12	792	39.40	78.80	197.00	394.00
System 13	1 287	62.15	124.30	310.75	621.50
System 14	2 002	98.90	197.80	494.50	989.00
System 15	3 003	148.35	296.70	741.75	1 483.50
System 16	4 368	217.60	435.20	1 088.00	2 176.00
System 17	6 188	306.60	613.20	1 533.00	3 066.00
System 18	8 568	422.60	845.20	2 113.00	4 226.00
System 19	11 628	574.60	1 149.20	2 873.00	5 746.00
System 20	15 504	767.80	1 535.60	3 839.00	7 678.00
System 3	861	42.45	84.90	212.25	424.50
System 4	41	2.05	4.10	10.25	20.50
----- <i>Powerpik</i>					
Powerpik 3	38 745	1 910.25	3 820.50	N/A	N/A
Powerpik 4	1 845	92.25	184.50	461.25	922.50
Powerpik 5	45	2.25	4.50	11.25	22.50
Powerpik 6	270	13.50	27.00	67.50	135.00
Powerpik 7	945	47.25	94.50	236.25	472.50
Powerpik 8	2 520	126.00	252.00	630.00	1 260.00
Powerpik 9	5 670	256.50	513.00	1 282.50	2 565.00
Powerpik 10	11 340	513.00	1 026.00	2 565.00	5 130.00
Powerpik 11	20 790	1 030.50	2 061.00	5 152.50	N/A
Powerpik 12	35 640	1 773.00	3 546.00	N/A	N/A
Powerpik 13	57 915	2 796.75	5 593.50	N/A	N/A
Powerpik 14	90 090	4 450.50	N/A	N/A	N/A
Powerpik 15	135 135	6 675.75	N/A	N/A	N/A

”

16. Schedule 3 amended

- (1) The heading to Schedule 3 is amended by deleting “lotto”.

(2) After the tabulated “Systems entry prize schedule” the following prize schedule is inserted —

[Rule 21(2)]

**Powerball - Systems entry prize schedule
Powerpik systems Entries**

Winning Numbers	Systems Type														
	System 3 P/Pk	System 4 P/Pk	System 5 P/Pk	System 6 P/Pk	System 7 P/Pk	System 8 P/Pk	System 9 P/Pk	System 10 P/Pk	System 11 P/Pk	System 12 P/Pk	System 13 P/Pk	System 14 P/Pk	System 15 P/Pk		
Prize Division	Number of Prizes														
1	-	-	1	1	1	1	1	1	1	1	1	1	1	1	
2	-	-	44	44	44	44	44	44	44	44	44	44	44	44	
3	-	-	-	5	10	15	20	25	30	35	40	45	50	50	
4	-	-	-	-	10	30	60	100	150	210	280	360	450	450	
5	-	-	-	220	440	660	880	1100	1320	1540	1760	1980	2200	2200	
6	-	-	-	-	-	10	40	100	200	300	400	500	600	1200	
7	-	-	-	-	440	1320	2640	4400	6600	9240	12320	15840	19800	19800	
1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
6	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
7	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
2	-	44	-	-	-	-	-	-	-	-	-	-	-	-	
3	-	40	1	2	3	4	5	6	7	8	9	10	11	11	
4	-	12	4	12	24	40	60	84	112	144	180	220	260	260	
5	-	1760	44	88	132	176	220	264	308	352	396	440	484	484	
6	-	-	-	6	6	6	6	6	6	6	6	6	6	6	
7	-	-	-	176	528	1056	1760	2640	3696	4928	6336	7920	9680	9680	
1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
6	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
7	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	
2	44	-	-	-	-	-	-	-	-	-	-	-	-	-	
3	80	2	-	-	-	-	-	-	-	-	-	-	-	-	
4	780	39	1	3	6	10	15	21	28	36	45	55	66	66	
5	3520	88	-	-	-	-	-	-	-	-	-	-	-	-	
6	-	-	-	3	12	30	60	105	168	252	360	495	660	660	
7	34320	1716	44	132	264	440	660	924	1232	1584	1980	2420	2904	2904	

Winning Numbers	Prize Divisions	Systems Type														
		System 3 P/Pk	System 4 P/Pk	System 5 P/Pk	System 6 P/Pk	System 7 P/Pk	System 8 P/Pk	System 9 P/Pk	System 10 P/Pk	System 11 P/Pk	System 12 P/Pk	System 13 P/Pk	System 14 P/Pk	System 15 P/Pk		
3 winning number but not the powerball number	1 2 3 4 5 6 7	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -
2 winning numbers and the powerball number	1 2 3 4 5 6 7	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -
2 winning numbers but not the powerball number	1 2 3 4 5 6 7	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -
1 winning number and the powerball number	1 2 3 4 5 6 7	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -
1 winning number but not the powerball number	1 2 3 4 5 6 7	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -
0 winning numbers and the powerball number	1 2 3 4 5 6 7	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -	- - - - - - -
		117 132 741 5148	38 132	1	4	10	20	35	56	84	120	165	220	286	-	-

17. Schedule 4 amended

(1) The heading to Schedule 4 is amended by deleting “lotto”.

(2) Schedule 4 is amended as follows by deleting “Unit cost \$0.50 (+ agent’s fee)” and inserting instead —

“

Unit cost (for a powerball draw up to and including draw 454)	\$0.50 (+ agent’s component)
Unit cost (for a powerball draw after draw 454)	\$0.55 (+ agent’s component)

”.

(3) Schedule 4 is amended after the item “Systems range 3-4/6-20 inclusive” by inserting the following item —

“

Powerpik (simple)	5
Powerpik systems range	3-4/6-15 inclusive

”.

(4) Schedule 4 is amended after the item “Systems entries per oral request 1” by inserting the following item —

“

Powerpik entries per oral request	1
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”.

18. References to “lotto” deleted

The provisions set out in the Table to this rule are amended by deleting “lotto” in each place where it occurs.

Table

rule 3 (defn. of “agent”)	rule 14(2)(b)
rule 3 (defn. of “payout period”)	rule 15(1)
rule 3 (defn. of “powerball number”)	rule 16
rule 3 (defn. of “powerball section”)	rule 17 (four times)
rule 3 (defn. of “prize fund”)	rule 18(1)
rule 3 (defn. of “selling period”)	rule 18(3)
rule 3 (defn. of “total prize pool”)	rule 19
rule 3 (defn. of “upper section”)	rule 20
rule 3 (defn. of “validation period”)	rule 21(1)
rule 3 (defn. of “winning number”)	rule 22(1)
rule 4	rule 23(1) (twice)
rule 5(1)	rule 23(2)
rule 6	rule 24 (twice)
rule 7	rule 25(1)
rule 8(1)	rule 25(4)

rule 8(6) (twice)	rule 26(1)
rule 9(1) (three times)	rule 26(2)
rule 9(2)	rule 26(5)
rule 10(8) (three times)	rule 27(1)
rule 12(1)(c)	rule 28(1)
rule 14(1)	rule 34 (three times)

The Common Seal of the)
 Commission was affixed on the)
 9th day of November 2004,)
 by order and in the presence of —)

L.S.

CLYDE BEVAN, Chairperson.

FREDA CRUCITTI, Member.

PETER HOLLAND, Member.

LO302*

Lotteries Commission Act 1990

Lotteries Commission (Super 66) Amendment Rules 2004

Made by the Lotteries Commission under section 28(1) of the Act.

1. Citation

These rules may be cited as the *Lotteries Commission (Super 66) Amendment Rules 2004*.

2. Commencement

These rules come into operation on the day of their publication in the *Gazette* or on the day on which the *Lotteries Commission (Powerball Lotto) Amendment Rules 2004* come into operation, whichever is the later.

3. The rules amended

The amendments in these rules are to the *Lotteries Commission (Super 66) Rules 1996**.

[* Reprint 1 as at 4 July 2003.]

4. Rule 17 amended

Rule 17(3) is amended after “pool is to” by inserting —
“ be ”.

5. References to “powerball lotto” amended

- (1) The provisions set out in the Table to this subrule are amended after “powerball” by deleting “lotto” in each place where it occurs.

Table

rule 3 (defn. of “powerball lotto”)	rule 5(4)(a) & (b)
rule 4	rule 6(1)
rule 5(2)	rule 9(2)(c)

- (2) The provisions set out in the Table to this subrule are amended after “Powerball” by deleting “Lotto” in each place where it occurs.

Table

rule 3 (defn. of “powerball lotto”)	rule 9(2)(c)
rule 3 (defn. of “Powerball Lotto Rules”)	rule 22(1)
	rule 24(1)

- (3) Rule 3 is amended in the definition of “Powerball Lotto Rules” by deleting “(Powerball Lotto)” and inserting instead —
“ (*Powerball*) ”.

The Common Seal of the)
Commission was affixed on the)
9th day of November 2004,)
by order and in the presence of —)

L.S.

CLYDE BEVAN, Chairperson.

FREDA CRUCITTI, Member.

PETER HOLLAND, Member.

LAND ADMINISTRATION

PI301*

Land Administration Act 1997

Land Administration Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Land Administration Amendment Regulations (No. 2) 2004*.

2. The regulations amended

The amendment in these regulations is to the *Land Administration Regulations 1998**.

[* Reprinted as at 6 September 2002.

For amendments to 27 September 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 202, and Gazette 5 March 2004.*]

3. Regulation 3B amended

After regulation 3B(b) the following paragraph is inserted —

“

(ba) the Minister within the meaning of section 4(1) of the *Transfer of Land Act 1893*;

”.

By Command of the Governor,

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

RACING AND WAGERING

RX301

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003
RWWA RULES OF THOROUGHBRED RACING 2004

In accordance with Section 45 (1) (b) of the *Racing and Wagering Western Australia Act 2003*, notice is hereby given that the Board of Racing and Wagering WA on

10 November 2004 resolved that the RWWA Rules of Harness Racing 2004 be amended as follows—

Amendment to Local Rules

Insert Local Rule LR235A which reads—

LR235A Betting Exchange

(1) No licensed or registered person shall place or have placed on his behalf a transaction with a betting exchange on any horse race run in Australia.

(2) No person present on the grounds of a racecourse at a time when it is lawful for betting to take place at the racecourse shall—

- (a) access any website maintained by or on behalf of any betting exchange;
- (b) access any website displaying transactions or offer of bets relating to any betting exchange operations;
- (c) use any device to display transactions or offer bets relating to any betting exchange operations;
- (d) other contact, communicate or conduct transactions or offer of bets relating to any betting exchange operations.

(3) Subrule (2) shall not in any way limit the Stewards in the exercise of their powers under these Rules.

JOHN A. ZUCAL, for R. B. BENNETT, Chief Executive Officer.

TREASURY AND FINANCE

TF301*

Stamp Act 1921

Stamp Amendment Regulations (No. 6) 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Stamp Amendment Regulations (No. 6) 2004*.

2. Commencement

These regulations come into operation on 1 December 2004.

3. The regulations amended

The amendment in these regulations is to the *Stamp Regulations 2003**.

[* *Published in Gazette 27 June 2003, p. 2415-18.*

For amendments to 18 October 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 364, and Gazette 27 February, 7 May, 29 June and 13 August 2004.]

4. Regulation 8A inserted

After regulation 8 the following regulation is inserted —

“

8A. Vehicles (s. 76B(1), definition of “optional feature”)

For the purposes of section 76B(1), any particular type of engine in a vehicle is prescribed for the purposes of the definition of an “optional feature”, paragraph (b).

”

By Command of the Governor,

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

— PART 2 —

AGRICULTURE

AG401*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976

TERMINATION OF APPOINTMENTS TO ZONE CONTROL AUTHORITIES

Acting pursuant to Section 16 (4) of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection Board hereby gives notice that it has terminated the following Zone Control Authority appointments—

Name	Zone	Reason
Mr Angelo Dileti	Albany	Resignation
Mr Gavin Ellis	Albany	Resignation
Mr Kevin John Richards	Pilbara	Death

Dated the 15th day of October 2004.

CHRIS RICHARDSON, Chairman.

CONSUMER AND EMPLOYMENT PROTECTION

CE401*

CONSUMER AFFAIRS ACT 1971

Section 23R(3)

REVOCATION

I, Patrick Walker, Commissioner for Fair Trading in and for the State of Western Australia, being satisfied that a Consumers Affairs Authority, namely Ian Campbell, Parliamentary Secretary to the Treasurer in and for the Commonwealth of Australia, has by Consumer Protection Notice No. 7 of 2002, published in the *Commonwealth Gazette* of 30 October 2002, banned the supply of goods described in the Schedule hereto permanently. Now I pursuant to the powers invested in me by Section 23R(3) of the *Consumer Affairs Act*, prohibit the supply of the goods described in the Schedule hereto.

Dated this 9th day of November 2004.

Note this Order revokes and replaces an earlier Order dated 18 November 1999 as published in the *Western Australian Government Gazette* on 17 December 1999.

PATRICK WALKER, Commissioner for Fair Trading.

Schedule

Description of Goods

- Candles with a wick or wicks wherein the wicks contain greater than 0.06% lead by weight; and
- Candle wicks containing greater than 0.06% lead by weight.

HEALTH

HE401*

HUMAN REPRODUCTIVE TECHNOLOGY ACT 1991**WESTERN AUSTRALIAN REPRODUCTIVE TECHNOLOGY COUNCIL
(APPOINTMENT OF MEMBER AND DEPUTY) INSTRUMENT (NO. 2) 2004**

Made by the Governor pursuant to section 8(2)(a) of the *Human Reproductive Technology Act 1991* and Clause 2(1) of the Schedule to the *Human Reproductive Technology Act 1991* respectively.

1. Citation

This instrument may be cited as the *Western Australian Reproductive Technology Council (Appointment of Members and Deputies) Instrument (No 2) 2004*.

2. Appointment of Member

Ms Leonie Jane Forrest is appointed as a member of the Council, pursuant to section 8(2)(a)(i)(C) of the Act for the period ending 1 November 2007.

3. Appointment of Deputy

Pursuant to clause 2(1) of the Schedule to the Act, Ms Linda Savage-Davis is appointed as Deputy to act in the place of Ms Forrest, for the period ending 1 November 2007.

By Command of the Governor,

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

MINERALS AND PETROLEUM

MP401*

State of Western Australia

PETROLEUM ACT 1967**GRANT OF EXPLORATION PERMIT**

Exploration Permit No. EP437 has been granted to Arc Energy Limited, CalEnergy Gas (Australia) Pty Ltd and Westranch Holdings Pty Ltd to have effect for a period of six (6) years from 8 November 2004.

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

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Broome*

Town Planning Scheme No. 4—Amendment No. 17

Ref: 853/7/2/4 Pt 17

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 Broome Town Planning Scheme Amendment on 8 November 2004 for the purpose of rezoning Reserve 40108 Lawrence Street, Coconut Wells, from 'Rural Living' zone to 'Settlement' zone, as more clearly shown on the Scheme Amendment Map.

T. W. VINNICOMBE, President.
I. BODILL, Chief Executive Officer.

PI402*

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

Town Planning Scheme No. 3—Amendment No. 21

Ref: 853/3/2/7 Pt 21

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 Geraldton Town Planning Scheme Amendment on 9 November 2004 for the purpose of—

1. Applying an Additional Use to Lot 10 on Diagram 14019 Chapman Road, Beresford.
2. Adding the following to Schedule 2 of the Scheme Text—

SITE	USES
Lot 10 (162 Chapman Road)	Office

The following uses are permitted only as incidental uses to the predominant use of the site—

- Incidental internal storage of building materials such as fixings, signage, pipes or other similar items related to the construction trade;
- Incidental internal assembly and dismantling of building materials;
- Incidental internal wholesale or retail sales of surplus building materials.

3. Amending the Scheme Maps accordingly.

V. G. PETERSEN, Mayor.
R. W. JEFFERIES, Chief Executive Officer.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
Shire of Augusta-Margaret River
INTERIM DEVELOPMENT ORDER NO. 16

Ref: 26/6/3/1

Notice is hereby given that in accordance with the provisions of Sub-section (2) of Section 7B of the *Town Planning and Development Act 1928* (as amended), and by direction of the Minister for Planning and Infrastructure, a summary as set out hereunder of the Shire of Augusta-Margaret River Interim Development Order No 16 made pursuant to the provisions of Section 7B of that Act is published for general information.

The Minister for Planning and Infrastructure has made copies of this Order available for inspection by any person free of charge at the offices of the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and at the office of the Augusta-Margaret River Shire Council, Town View Terrace, Margaret River during normal office hours.

SUMMARY

1. The Shire of Augusta-Margaret River Interim Development Order No 16 contains provisions inter alia—

- (a) That the Order applies to the whole of the Shire of Augusta-Margaret River as specified in the Order.
- (b) That, subject as therein stated, the Augusta-Margaret River Shire Council is the authority responsible for its administration.
- (c) That subject as therein stated, certain development is exempt from the need to obtain planning approval from the Council.
- (d) That the Order is to be read in conjunction with the Augusta-Margaret River Town Planning Scheme Nos 11, 16, 17, 18 and 19.
- (e) That where the Schemes referred to in sub-clause (d) are inconsistent with the Order, the Order will prevail.
- (f) Relating to certain development permitted by this Order.
- (g) Relating to the continuance of the lawful use of land and buildings.
- (h) Relating to appeals against refusal of approval for development or against conditions subject to which approval to carry out development is granted.

2. The Order has effect from and after the publication of this Summary in the *Government Gazette*.

Date 7 October 2004.

J. TRAIL, Chief Executive Officer.

PI404*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**DECLARATION OF PLANNING CONTROL AREA NO. 80**

Stock Road, Between Leach Highway and South Street
 Cities of Fremantle and Melville

File: 835/2/1/7

General description

The Hon Minister for Planning and Infrastructure has granted approval to the declaration of a Planning Control Area over Stock Road, between Leach Highway and South Street as shown on Western Australian Planning Commission Plan No. 1.5473/2.

Purpose of the Planning Control Area

The intersection of Stock Road and Leach Highway requires further detailed planning. Plans for future upgrading of Stock Road from Henderson to South Street have been in the Metropolitan Region Scheme for many years.

The purpose of this Planning Control Area is to protect options for future upgrading of the Stock Road to a similar standard between South Street and Leach Highway. Specifically it is to ensure that no development occurs on land that may be required for this purpose until the land is reserved as a Primary Regional Road in the Metropolitan Region Scheme.

A planning study will be carried out by the Department for Planning and Infrastructure during the period of this Planning Control Area with the object of minimising economic, social and environmental impacts where practical. Community input will be sought as part of this study.

Duration and effects

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the Western Australian Planning Commission with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development in a Planning Control Area without the prior approval of the Western Australian Planning Commission. The penalty for failure to comply with this requirement is \$2,000 and, in the case of a continuing offence, a further fine of \$200 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the Western Australian Planning Commission in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

Where the Planning Control Area is available for public inspection

- Department for Planning and Infrastructure
1st floor, 469 Wellington Street
PERTH WA
- JS Battye Library
Alexander Library Building
NORTHBRIDGE WA
- Municipal office of the City of Fremantle
William Street
FREMANTLE WA
- Municipal office of the City of Melville
10 Almondbury Road
ARDROSS WA

IAN PATTERSON, Secretary,
 Western Australian Planning Commission.

PORT AUTHORITIES

PI405*

SHIPPING AND PILOTAGE ACT 1967**CANCELLATION AND APPOINTMENTS**

Office of the Minister for
 Planning and Infrastructure.

It is hereby notified for general information that the Governor, in Executive Council, has approved in accordance with Section 4 of the *Shipping and Pilotage Act 1967*—

Cancellation

- The cancellation of the appointment of Captain Alan Anthony Keane as Harbour Master for the Port of Wyndham.

Appointment

- The appointment of Captain John Edward Prince as Harbour Master for the Port of Wyndham.

These appointments are in accordance with the *Shipping and Pilotage Act 1967*.

ALANNAH MacTIERNAN MLA, Minister for Planning and Infrastructure.

PI406*

SHIPPING AND PILOTAGE ACT 1967

APPOINTMENTS

Office of the Minister for
Planning and Infrastructure.

It is hereby notified for general information that the Governor, in Executive Council, has approved in accordance with Section 4 of the *Shipping and Pilotage Act 1967*—

- The appointment of Frano Silic as Pilot for the Port of Onslow.

This appointment is in accordance with the *Shipping and Pilotage Act 1967*.

ALANNAH MacTIERNAN MLA, Minister for Planning and Infrastructure.

REGIONAL DEVELOPMENT

RD401*

REGIONAL DEVELOPMENT COMMISSIONS ACT 1993

APPOINTMENT

It is hereby notified for general information that the Minister for the Kimberley, Pilbara and Gascoyne has approved the appointment of the following as a board member, in accordance with Part 3 of the Regional Development Commissions Act 1993—

Gascoyne Development Commission

Board of Management

- Mr Richard Patty, reappointed as a Member (Community appointment) and appointed as Chairperson for a term expiring in June 2005.

LJILJANNA RAVLICH MLC, Minister for the Kimberley,
Pilbara and Gascoyne.

RD402*

REGIONAL DEVELOPMENT COMMISSIONS ACT 1993

APPOINTMENT

It is hereby notified for general information that the Minister for the Kimberley, Pilbara and Gascoyne has approved the appointment of the following as a board member, in accordance with Part 3 of the Regional Development Commissions Act 1993—

Gascoyne Development Commission

Board of Management

- Mr Peter Green, appointed as Deputy Chairperson for a term expiring in June 2005.

LJILJANNA RAVLICH MLC, Minister for the Kimberley,
Pilbara and Gascoyne.

RD403*

REGIONAL DEVELOPMENT COMMISSIONS ACT 1993

APPOINTMENT

It is hereby notified for general information that the Minister for the Kimberley, Pilbara and Gascoyne has approved the appointment of the following as a board member, in accordance with Part 3 of the Regional Development Commissions Act 1993—

Gascoyne Development Commission

Board of Management

- Cr Inge Stocks, appointed as a Member (Local Government appointment) for a term expiring in June 2006.

LJILJANNA RAVLICH MLC, Minister for the Kimberley,
Pilbara and Gascoyne.

TRANSPORT

TR401*

**WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS****WATER SKI AREA**

Geraldton

Department for Planning and Infrastructure
Fremantle WA, 16 November 2004.

Acting pursuant to the powers conferred by Section 48A of the Navigable Waters Regulations the department by this notice revokes Notice TR404 as published in the *Government Gazette* on 10 February 2004 and hereby defines and sets aside the following area of Navigable Water for the purpose of Water Skiing between the hours of Sunrise and Sunset and orders that bathing shall be prohibited therein—

All the waters contained within a line beginning 50 metres from the end of the Fitzgerald Street groyne at point A (28° 46.3423' S 114° 36.3615' E) thence extending a further 250 metres in a generally north north-westerly direction to point B (28° 46.2158' S 114° 36.3053' E) thence in a generally north north-easterly direction for approximately 410 metres to point C (28° 46.0242' S 114° 36.4313' E) thence in a generally south-easterly direction for 200 metres to point D (28° 46.1022' S 114° 36.5163' E) being 50 metres from the end of the Forrest Street breakwall thence in a generally south south-westerly direction to point E (28° 46.2758' S 114° 36.4556' E) being 50 metres from the end of Durlacher Street groyne thence back to the start point. (all coordinates based on GDA94)

GREG MARTIN, Director General,
Department for Planning and Infrastructure.

TR402*

**WESTERN AUSTRALIAN MARINE ACT 1982
RESTRICTED SPEED AREAS***Shire of Irwin*

Port Denison Harbour

Department for Planning and Infrastructure
Fremantle WA, 16 November 2004.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982 the department by this notice revokes paragraph (b)(13) of Notice MH401 as published in the *Government Gazette* on 25 October 1991 and hereby, by this notice, limits the speed of motor vessels to six (5) knots within the following area—

Port Denison Harbour: All of the waters within the Port Denison Boat Harbour.

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

WORKSAFE

WS401*

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

(No. 41 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to Australian Maritime Systems Ltd from the requirements of 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 dismantle a radar tower at the Bureau of Meteorology site, Port Hedland. I further grant an exemption from the requirements of Regulation 3.118(b) of the Occupational Safety and Health Regulations 1996 in relation to the requirement to ensure that any Class 2 demolition work is done by a holder of a Class 2 demolition licence during the removal of the radar tower at the aforementioned address.

This exemption is subject to the following conditions—

- The demolition work to be directly supervised by a competent person at all times during the demolition of the tower.

- Personnel involved with prescribed work must hold an appropriate certificate of competency.
- All personnel involved with working at heights must have completed appropriate training for this work and be competent in the use of fall injury prevention systems in use.
- Adequate public protection will be provided and maintained during the tower demolition process.
- All personnel required to work on the tower will be trained in identifying, monitoring and controlling Radio Frequency-magnetic Emissions.

Dated this 10th 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. 42 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to Katrina Vernon Lavers and Jonathan Paul Burt T/A Skadada (hereafter known as Skadada) from the requirements of the following regulations of the Occupational Safety and Health Regulations 1996—

- Regulation 4.53(2)(a) through to Regulation 4.53(2)(e), inclusive; and
- Regulation 4.54(4)(c) insofar as it relates to the requirements of Section 6.18 of AS 2550.1—2002

insofar as the above require a person/s suspended from a crane to be accommodated in a workbox, and the requirements therefore in relation to the use of two cranes for single and multi-crane hoisting to suspend aerial performers during a performance on 31 December 2004 at the corner of James Street and Parker Street, Northbridge for the New Year's Eve Northbridge Celebrations.

I further grant an exemption from Regulation 4.54(7)(b) in relation to the trapeze act and the use of two cranes for multi-crane hoisting to suspend five persons between the cranes during the abovementioned performance.

I also grant an exemption from the requirements of Regulation 4.54(3) in relation to the use of the two cranes in the abovementioned performance.

The following conditions shall apply with respect to use of the cranes—

- notwithstanding that Section 6.18.2 of Australian Standard AS2550.1 refers to use of a workbox, from which requirement Skadada is exempted, the requirements for the cranes listed in clauses (a) to (h) of 6.18.2 shall still apply;
- the crane operators shall remain at the controls of the crane at all times during the performance;
- the only crane motion permitted whilst a person is suspended from the crane hooks is hoist up or down at slow speed;
- a means of lowering the persons in the event of an emergency or failure of the power supply to the cranes is provided;
- a certificated dogger or rigger oversees the attachment of the lifting gear to the crane hooks; and
- with regard to the trapeze act involving five performers, the rated capacities of the two cranes are not exceeded with dual crane lift restrictions.

This exemption is valid on 31 December 2004 only.

This exemption revokes exemption No. 38 of 2004

Dated this 11th day of November 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. 43 of 2004)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to Katrina Vernon Lavers and Jonathan Paul Burt T/A Skadada (hereafter known as Skadada) from the requirements of the following regulations of the Occupational Safety and Health Regulations 1996—

- Regulation 4.53(2)(a) through to Regulation 4.53(2)(e), inclusive; and
- Regulation 4.54(4)(c) insofar as it relates to the requirements of Section 6.18 of AS 2550.1—2002

insofar as the above require a person/s suspended from a crane to be accommodated in a workbox, and the requirements therefore in relation to the use of two cranes for single and multi-crane hoisting to suspend aerial performers during a technical rehearsal at Boom Logistics' yard on 18 November 2004 and a performance on 19 November 2004 for the Awesome Festival at Forrest Chase, Perth.

I further grant an exemption from Regulation 4.54(7)(b) in relation to the trapeze act and the use of two cranes for multi-crane hoisting to suspend five persons between the cranes during the abovementioned rehearsal and performance.

I also grant an exemption from the requirements of Regulation 4.54(3) in relation to the use of the two cranes in the abovementioned rehearsal and performance.

The following conditions shall apply with respect to use of the cranes—

- notwithstanding that Section 6.18.2 of Australian Standard AS2550.1 refers to use of a workbox, from which requirement Skadada is exempted, the requirements for the cranes listed in clauses (a) to (h) of 6.18.2 shall still apply;
- the crane operators shall remain at the controls of the crane at all times during the performance;
- the only crane motion permitted whilst a person is suspended from the crane hooks is hoist up or down at slow speed;
- a means of lowering the persons in the event of an emergency or failure of the power supply to the cranes is provided;
- a certificated dogger or rigger oversees the attachment of the lifting gear to the crane hooks; and
- with regard to the trapeze act involving five performers, the rated capacities of the two cranes are not exceeded with dual crane lift restrictions.

This exemption is valid on 18 and 19 November 2004 only.

This exemption revokes exemption No. 27 of 2004

Dated this 11th day of November 2004.

NINA LYHNE, WorkSafe Western Australia Commissioner.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of the late Richard Ronald Hatchett of 15 Saladin Street, Swanbourne in the State of Western Australia, Teacher deceased, who died on 10 June 2004.

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962, relates) are required by the Solicitor for the Administrator Sarah Curthoys of Curthoys & Co Solicitors of PO Box 259, Victoria Park 6979 to send particulars of their claims to her by 31 December 2004 after which date the Solicitor for the Administrator may convey or distribute the assets having regard only to the claims of which she has notice.

ZZ202

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

James Frederick Robinson, late of 12 Havoc Road, Albany in the State of Western Australia, Farmer deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the estate of James Frederick Robinson deceased who died on the 13th day of August 2004 at Albany in the State of Western Australia are required by the personal representative John Trevor Robinson of PO Box 263, Tindal, Northern Territory to send particulars of their claims to David Moss & Co of PO Box 5744, Albany W.A. 6332 by the 15th day of December 2004 after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.



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