

WESTERN AUSTRALIAN GOVERNMENT Gazette

ISSN 1448-949X

3813



PERTH, TUESDAY, 16 AUGUST 2005 No. 155

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

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Water Services Licensing Act 1995—Water Services Coordination (Extension of Enactments) Amendment Regulations 2005.....	3815

PART 2

Agriculture	3817
Deceased Estates	3822
Health	3817
Justice.....	3819
Local Government.....	3819
Planning and Infrastructure	3821
Police	3822

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

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

PUBLISHING DETAILS

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

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

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

Delivery address:

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

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

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

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2005 (Prices include GST).

Deceased Estate notices, (per estate)—\$22.90

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$53.45

Other articles in Public Notices Section—\$53.45 minimum charge (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—\$10.70

Bulk Notices—\$199.10 per page

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

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

— PART 1 —

WATER/SEWERAGE

WA301*

Water Services Licensing Act 1995

Water Services Coordination (Extension of Enactments) Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Water Services Coordination (Extension of Enactments) Amendment Regulations 2005*.

Note: The commencement of these regulations is governed by section 46 of the *Water Services Licensing Act 1995*.

2. The regulations amended

The amendments in these regulations are to the *Water Services Coordination (Extension of Enactments) Regulations 1997**.

[* *Reprint 1 as at 6 February 2004.*]

3. Regulation 1 amended

Regulation 1 is amended by deleting “Coordination” and inserting instead —

“ *Licensing* ”.

4. Regulation 4 amended

The Table to regulation 4(1) is amended by inserting before “Preston Valley Irrigation Co-operative Limited” —

“

Gascoyne Water Co-operative Limited

Ord Irrigation Co-operative Ltd

”.

5. Schedule 2 amended

Schedule 2 Division 1 is amended as follows:

- (a) under the heading "*Water Agencies (Powers) Act 1984*" by deleting "s. 41", "s. 41B", "s. 41E", "s. 41F", "s. 41G", "s. 41GA", "s. 41H", "s. 41J", "s. 41K" and "s. 41M";
- (b) under the heading "*Rights in Water and Irrigation Act 1914*" by deleting "s. 42(2)".

By Command of the Governor,

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

— PART 2 —

AGRICULTURE

AG401*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976

DECLARED PLANTS

Agriculture Protection Board,
South Perth.

Acting pursuant to the powers granted by Section 36 and 37 of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection Board hereby declares the following plant to be a declared plant and assigns it to the categories listed below—

Parkinsonia (*Parkinsonia aculeata*);

P1; for the Whole of the State.

P2; for the municipal districts of Ashburton, Carnarvon, Coolgardie, Cue, Dundas, East Pilbara, Exmouth, the City of Kalgoorlie-Boulder, Leonora, Laverton, Meekatharra, Menzies, Mt Magnet, Murchison, Ngaanyatjarraku, Port Hedland, Roebourne, Sandstone, Shark Bay, Upper Gascoyne, Wiluna and Yalgoo.

P4; for the municipal districts of Broome, Derby—West Kimberley, Halls Creek and Wyndham-East Kimberley.

Dated: 11 August 2005.

CHRIS RICHARDSON, Chairman.

HEALTH

HE401

MEDICAL ACT 1894**MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO.7) 2005**Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.**Citation**1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 7) 2005*.**Commencement**2. This determination comes into operation on the day on which it is published in the *Government Gazette*.**Unmet area of need**

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

Expiry of determination

4. This determination expires 2 years after its commencement.

SCHEDULE

- General Medical Services in the Shire of East Pilbara

Dated this 8th day of August 2005.

JIM MCGINTY MLA, Minister for Health.

HE402**MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO.8) 2005**

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

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 8) 2005*.

Commencement

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

Unmet area of need

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

Expiry of determination

4. This determination expires 2 years after its commencement.

SCHEDULE

Internal/General Medicine Consultant Specialist employed in

- Armadale Health Service

Dated this 8th day of August 2005.

JIM MCGINTY MLA, Minister for Health.

HE403**MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 10) 2005**

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

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 10) 2005*.

Commencement

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

Unmet area of need

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

Expiry of determination

4. This determination expires 2 years after its commencement.

SCHEDULE

- Anaesthetic Services in City of Fremantle and Town of East Fremantle

Dated this 8th day of August 2005.

JIM MCGINTY MLA, Minister for Health.

HE404**MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 12) 2005**

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

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 12) 2005*.

Commencement

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

Unmet area of need

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

Expiry of determination

4. This determination expires 2 years after its commencement.

SCHEDULE

Obstetric and Gynaecological Services at

- Marie Stopes International

Dated this 8th day of August 2005.

JIM McGINTY MLA, Minister for Health.

JUSTICE

JU401*

DECLARATIONS AND ATTESTATIONS ACT 1913

APPOINTMENT

It is hereby notified for public information that the Attorney General has approved of the appointment of the following person as a Commissioner for Declarations under the *Declarations and Attestations Act 1913*—

Alexander Sheridan of 31 Stewart Way, Noranda

RAY WARNES, A/Executive Director,
Court Services.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954*Shire of Gingin*

APPOINTMENTS

Hereunder are the Fire Control Officers appointed by the Shire of Gingin for the 2005/2006 Fire Season.

Chief Bushfire Control Officer/Fire Weather Officer—Michael John Pimm.

Deputy Chief Bushfire Control Officers/Weather Officers—Maxwell John Borwick, George Robert Grant and Murray Charles Hyne.

Fire Control Officer/Weather Officer—Arthur Henry Elliot.

Inspection and Prosecution Officers—Shire Rangers—Michael John Pimm and Mellanie Bernice Culhane.

Gingin Fire Area—

- M. C. Hyne
- S. C. Jupp
- P. G. Brocklehurst

Gingin North Fire Area—P. Crowe

Gingin West Fire Area—

- G. R. Grant
- M. J. Borwick

Beermullah Fire Area—

- R. L. Harris
- C. W. Fewster

Red Gully Fire Area—

- E. R. Howard
- J. R. Christensen

Nilgen Fire Area—

- B. R. Leeson
- D. J. Ottaway
- J. C. Abbott

Gingin Townsite—A. H. Elliot
Guilderton Townsite—W. G. Marshall
Seabird Townsite—S. L. Brown
Ledge Point Townsite—G. J. Barrett
Lancelin Townsite—R. K. Scaddan
Ocean Farm—M. B. Culhane
Woodridge—A. Reeks
Dual Registration of Shire of Chittering Fire Control Officers—D. Badcock, H. Read, G. Cocking and G. Taylor.
21 June 2005.

S. D. FRASER, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954

Shire of Gingin

FIREBREAK ORDER 2005/2006

Notice is hereby given to landowners/occupiers within the Shire of Gingin that firebreaks must be installed by 1 November 2005 and maintained clear of flammable material up to and including 31 May 2006.

RURAL (FARM) FIREBREAKS (Properties 20ha (50 acres) or larger)

Construct a ploughed firebreak, clear of flammable material, for a width of no less than three metres (3m), immediately inside the external boundaries of the property.

Trees must be trimmed back to provide a vertical clearance of a minimum three and a half metres (3.5m) to allow fire appliances to drive along the firebreak.

Construct a three metre (3m) firebreak immediately surrounding all buildings and fuel storage areas. Areas cleared for burning require a twenty metre (20m) firebreak.

For your own protection, landowners are encouraged to install additional firebreaks away from all buildings where practical.

ALL OTHER NON URBAN LAND

2023m² (half an acre) to 8 ha (20 acres). This category relates to nearly all lots in Gingin Rural Industrial Estate, Woodridge, Ocean Farm, Redfield Park, Sovereign Hill, Seaview Park and Moondah Ridge.

Construct a two and a half metre (2.5m) wide firebreak, clear of all flammable material, immediately inside the external boundaries of the land.

Trees must be trimmed back to provide a vertical clearance of a minimum three and a half metres (3.5m) to allow fire appliances to drive along the firebreak.

On heavily grassed blocks slash all dry grass to a height of no more than 50mm.

For your own protection, landowners are encouraged to install additional firebreaks away from all buildings where practical.

8 ha (20 acres) to 20 ha (50 acres)

Construct a two and a half metre (2.5m) wide ploughed firebreak, clear of all flammable material, immediately inside the external boundaries of the land.

Trees must be trimmed back to provide a vertical clearance of a minimum three and a half metres (3.5m) to allow fire appliances to drive along the firebreak.

On heavily vegetated or grassed blocks, implement supplementary fuel reduction for a further five metres (5m) inside the firebreak.

For your own protection, landowners are encouraged to install additional firebreaks away from all buildings where practical.

URBAN LAND—ALL TOWNSITES

Land 2023m² (Half acre) or less

Clear lots of all flammable material, i.e. debris, dry grass, dry bush etc.

Land larger than 2023m² (Half acre)

Construct a two and a half metre (2.5m) firebreak, clear of all flammable material, immediately inside the external boundaries of the land.

ALTERNATIVE ALIGNMENTS

If it is impractical to have a firebreak immediately inside a boundary, for environmental or other reason(s), you are required to notify the Shire of Gingin, in writing, before 1 October this year, to obtain permission for firebreaks to be installed in an alternative position.

Only properties that are licensed for horticulture may have a firebreak installed immediately inside the vegetated buffer adjacent to the property boundary.

PLANTATIONS

Tree Plantations of more than three hectares (3ha), but less than ten hectares (10ha)

Construct a ten metre (10m) wide firebreak, clear of all flammable material, immediately surrounding the plantation (Adjacent areas of the same property subject to provisions as for Rural Areas).

Plantations larger than ten hectares (10ha)

Comply with Bush Fire Service (1997-1998) Guidelines. A copy is available from the Shire Office upon request.

HARVEST/MOVEMENT OF VEHICLES BANS

A ban on harvesting and the movement of vehicles in paddocks (except for the watering of stock, is likely to be imposed when the weather conditions, based on temperature, relative humidity and wind strengths are dangerous or extreme.

Phone the Gingin Fire Weather Hotline on 9575 1330 for details and updates, or contact your local Fire Control Officer for further information.

ADDITIONAL RESPONSIBILITIES AND PENALTIES

Persons who fail to comply with the requirements of this Order may be fined up to \$1000.00. In addition, Council can arrange for the required work to be carried out at the cost of the owner or occupier.

Gas or electric barbecues ONLY, are permitted during Prohibited Burning Times.

A Permit to Burn must be obtained during the Restricted Burning Period. Permits are generally subject to a number of conditions but will NOT be issued for burning on Sundays or Public Holidays, unless approved by the Chief Bush Fire Control Officer.

Besides being responsible for the safety of your own property, if a fire escapes from your property, you may be liable to pay compensation for any damage caused outside of your property—this could be very costly.

Trees must not be planted in a manner that results in vegetation encroaching into the firebreak area.

BURNING PERIODS**RESTRICTED BURNING PERIOD**

1 October to 21 November

1 March to 31 May

PROHIBITED BURNING PERIOD

22 November to 28 February

NO BURNING WITHOUT EXCEPTION.

21 June 2005.

S. D. FRASER, Chief Executive Officer.

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928**APPROVED TOWN PLANNING SCHEME AMENDMENT**

Shire of Busselton

Town Planning Scheme No. 20—Amendment No. 65

Ref: 853/6/6/21 Pt 65

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 Busselton town planning scheme amendment on 9 August 2005 for the purpose of—

1. Amending the Scheme Maps by rezoning Lot 5 of Sussex Location 122 Coley Road, Yallingup from 'Agriculture' to 'Conservation' zone and 'Special Provision Area' as depicted on the Scheme Amendment Map.

2. Amending the Scheme Text to include the following particulars in Schedule 7—Special Provisions Areas of the Town Planning Scheme—

Particulars of Land	Zone	Special Provisions
Lot 5 of Sussex Location 122 Coley Road, Yallingup	Conservation	<ol style="list-style-type: none"> 1. Subdivision and development shall be generally in accordance with a Development Guide Plan and the Fire Management Plan as adopted by Council, both forming part of Amendment No 65. 2. Rehabilitation works shall be undertaken prior to issue of clearances for subdivision in accordance with the Rehabilitation/Revegetation Plan adopted by Council for the land. 3. A Weed Management Plan is to be prepared and implemented for the subject land and is to be maintained in perpetuity by the owner and subsequent owners of the property(ies).

K. DOUGLAS, President.
A. MacNISH, Chief Executive Officer.

POLICE

PO501*

POLICE ACT 1892

POLICE AUCTION

Under the provisions of the Police Act 1892-1992, unclaimed and forfeited property and bicycles will be sold by public auction Ross's Sales & Auctions, 241 Railway Parade, Maylands on Wednesday 31 August 2005 at 10.00am.

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

K. O'CALLAGHAN, Commissioner of Police,
Western Australia Police Service.

DECEASED ESTATES

ZX403

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Will and First Codicil of Allen Richard Strange, formerly of 3 Leigh Street, Mandurah, late of Greenfields Aged Care Facility, Lakes Road, Mandurah in the State of Western Australia, 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 the 19th June 2005 are required by the personal representative to send particulars of their claims to him/her care of Clement & Co, Lawyers, Unit 2, 12 Sutton Street, Mandurah by the 30th September 2005, after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

(Sgd.) CLEMENT & CO, as Solicitors for the personal representative.

ZX401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the Estate of Albert George Horlock, late of 21 Bedingfield Way, Australind in the State of Western Australia, who died on the 26th day of May 2005 are required by the personal representative to send particulars of their claims addressed to the Executor of the Estate of the late Albert George Horlock, care of Edwin Abdo & Associates, Barristers Solicitors & Notaries of 26 Stirling Street, Bunbury by the 16th day of September 2005 after which date the personal representative may convey or distribute the assets, having regard only to the claims of which the personal representative then has notice.

ZX402

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Louisa Carapiet, formerly of 14 Myrna Way, Parkwood, Western Australia, late of Agmaroy Nursing Home, Leach Highway, Wilson in the State of Western Australia, 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 2 September 2004 are required by the personal representative to send particulars of their claims to her care of Talbot Olivier, Barristers & Solicitors, Level 10, 55 St George's Terrace, Perth by 20 September 2005, after which date the personal representative may convey or distribute the assets having regard to the claims of which she then has notice.

(Sgd.) TALBOT OLIVIER, as Solicitors for the personal representative.

ZX404

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Roy Neville Taylor, late of Windsor Park Aged Care, in the State of Western Australia.

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 17 October 2004 at Holywood Private Hospital, Nedlands aforesaid are required by the Executor and Trustee of care of Messrs Dwyer Durack Lawyers of 6th Floor, St Martins Tower, 44 St Georges Terrace, Perth to send particulars of their claims to him by 15 September 2005, after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

WESTERN AUSTRALIA

THE CRIMINAL CODE

(Reprinted as at 9 September 2004)

***Price: \$36.50 counter sales**
Plus postage on 655 grams

* Prices subject to change on addition of amendments.

STATE LAW PUBLISHER

CHANGES TO
BUSINESS HOURS

CUSTOMERS PLEASE NOTE:

**From Monday 5th September 2005,
our business hours will change.**

**Opening and closing times will be from
8.30am to 4.30pm Monday to Friday.**

JOHN STRIJK, Manager and Government Printer.



2 0 0 5 0 0 1 5 5 G G