

# WESTERN AUSTRALIAN GOVERNMENT Gazette

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

# — PART 1 —

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## PROCLAMATIONS

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AA101\*

**MAIN ROADS ACT 1930**

## PROCLAMATION

Western Australia

*By His Excellency*

*Lieutenant General John Murray Sanderson,  
Companion of the Order of Australia,  
Governor of the State of Western Australia*

[L.S.]

JOHN SANDERSON  
Governor

MRWA 42-25-148VB

Whereas by Section 28A of the *Main Roads Act 1930* as amended, it is provided that the Governor may on the recommendation of the Commissioner, by proclamation declare that any section or part of a road is subject to Control of Access, and the places only at which it may be entered or departed from; and whereas the Commissioner has recommended that the road sections delineated on the drawing specified in Schedule 1 hereto shall be subject to Control of Access. Therefore, I the Governor, acting with the advice and consent of the Executive Council, in exercise of the powers contained in Section 28A of the *Main Roads Act 1930*, as amended, and pursuant to the recommendations do hereby declare the road sections delineated on the plans and as generally described in Schedule 1 shall be subject to Control of Access, and the places only at which it may be entered or departed from shall be shown on those plans.

Given under my hand and the Public Seal of the said State at Perth on 27 September 2005.

By His Excellency's Command,

A. MacTIERNAN, Minister for Planning  
and Infrastructure.

GOD SAVE THE QUEEN!

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### SCHEDULE

**CONTROL OF ACCESS**

(MRWA 42-25-148VB)

Road Name	Route Number	Local Authority	As Delineated on Drawing No.
Perth—Bunbury Highway	H2	City of Mandurah	0360-207 0360-208 0360-209 0360-210

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## LOCAL GOVERNMENT

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LG301\*

Local Government Act 1995

### Local Government (Audit) Amendment Regulations (No. 2) 2005

Made by the Governor in Executive Council.

#### 1. Citation

These regulations are the *Local Government (Audit) Amendment Regulations (No. 2) 2005*.

#### 2. The regulations amended

The amendments in these regulations are to the *Local Government (Audit) Regulations 1996\**.

[\* Reprint 1 as at 10 October 2003.

For amendments to 11 August 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 232, and Gazette 31 March 2005.*]

#### 3. Regulation 13 amended

The Table to regulation 13 is deleted and the following Table is inserted instead —

“

#### Table

##### *Local Government Act 1995*

s. 2.25	s. 5.27	s. 6.2
s. 2.29	s. 5.29(1)	s. 6.3
s. 3.12	s. 5.32	s. 6.4
s. 3.16	s. 5.33	s. 6.8
s. 3.18	s. 5.36(4)	s. 6.9
s. 3.32	s. 5.37(2) and (3)	s. 6.11
s. 3.40A	s. 5.38	s. 6.12
s. 3.50	s. 5.39	s. 6.13
s. 3.51	s. 5.42	s. 6.16(1) and (3)
s. 3.52(4)	s. 5.43	s. 6.17(3)
s. 3.57	s. 5.44(2)	s. 6.19
s. 3.58(3) and (4)	s. 5.45(1)(b)	s. 6.20
s. 3.59(2), (4) and (5)	s. 5.46	s. 6.32

s. 4.17(3)	s. 5.50	s. 6.33(3)
s. 4.20(2), (4) and (5)	s. 5.53	s. 6.34
s. 4.32(6)	s. 5.54	s. 6.35(4)
s. 4.35	s. 5.55	s. 6.36
s. 4.39(2)	s. 5.56	s. 6.38
s. 4.41	s. 5.66	s. 6.41
s. 4.43(1)	s. 5.67	s. 6.46
s. 4.47	s. 5.68(2)	s. 6.47
s. 4.61(2) and (3)	s. 5.70	s. 6.51
s. 4.64	s. 5.71	s. 6.76(6)
s. 5.4	s. 5.73	s. 7.1A
s. 5.5	s. 5.75	s. 7.1B
s. 5.7	s. 5.76	s. 7.3
s. 5.8	s. 5.77	s. 7.6(3)
s. 5.10	s. 5.88	s. 7.9(1)
s. 5.12	s. 5.94	s. 7.12A
s. 5.15	s. 5.95	s. 9.4
s. 5.16	s. 5.96	s. 9.6(5)
s. 5.17	s. 5.98	s. 9.29(2)
s. 5.18	s. 5.98A(1)	Schedule 2.2 cl. 6, 7 and 9
s. 5.21	s. 5.99	Schedule 2.3
s. 5.22	s. 5.99A	
s. 5.23	s. 5.100	
s. 5.24	s. 5.103	

***Local Government (Administration) Regulations 1996***

r. 5	r. 19B
r. 6	r. 19C
r. 8	r. 19D
r. 9	r. 22
r. 10	r. 23
r. 11	r. 28
r. 12	r. 30
r. 13	r. 31
r. 14(1)	r. 33
r. 14A	r. 33A
r. 18A	r. 34
r. 18B	r. 34A
r. 18C	r. 34AA
r. 18D	r. 34AB
r. 18E	r. 34B
r. 19	r. 34C
r. 19A	

***Local Government (Audit) Regulations 1996***

r. 7	r. 10
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***Local Government (Elections) Regulations 1997***

r. 7	r. 30G
r. 8	r. 30H
r. 13	r. 40
r. 17	r. 81
r. 26(4)	

***Local Government (Financial Management) Regulations 1996***

r. 5	r. 33A
r. 6	r. 34
r. 8	r. 51
r. 9	r. 53
r. 11	r. 54
r. 12	r. 55
r. 13	r. 56
r. 19	r. 57
r. 33	r. 68

***Local Government (Functions and General) Regulations 1996***

r. 3	r. 17
r. 7	r. 18(1) and (4)
r. 9	r. 19
r. 10	r. 21
r. 11	r. 22
r. 12	r. 23
r. 14(1), (3) and (5)	r. 24
r. 15	r. 24E
r. 16	r. 24F

***Local Government (Uniform Local Provisions) Regulations 1996***

r. 9(8)
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***Local Government (Miscellaneous Provisions) Act 1960***

s. 245A(5)(aa)
----------------

***Caravan Parks and Camping Grounds Act 1995***

s. 21(1)
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***Cemeteries Act 1986***

s. 40
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***Local Government Grants Act 1978***

s. 12(4)
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By Command of the Governor,

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

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## — PART 2 —

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### AGRICULTURE

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AG401\*

**PLANT PESTS AND DISEASES (ERADICATION FUNDS) ACT 1974**  
**PLANT PESTS AND DISEASES (SKELETON WEED ERADICATION FUND CONTRIBUTION)**  
**ORDER 2005**

Made by the Governor in Executive Council under section 9(3a) of the Act on the recommendation of the Minister.

**Citation**

1. This order may be cited as *the Plant Pests and Diseases (Skeleton Weed Eradication Fund Contribution) Order 2005*.

**Contribution for the 2005—2006 year**

2. The contribution to be paid under section 9(2a) of the Act, to the Skeleton Weed Eradication Fund, for the crop year 2005—2006 shall be calculated at the rate of 35 cents per tonne of grain, seed or grain and seed delivered by the grower.

By Command of the Governor,

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

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### LOCAL GOVERNMENT

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LG401\*

**LOCAL GOVERNMENT ACT 1995**  
*City of Rockingham*  
**(BASIS OF RATES)**

Department of Local Government  
and Regional Development,  
23 September 2005.

DLGRD: RK5-4#4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government and Regional Development under delegation from the Hon John Bowler MLA, Minister for Local Government and Regional Development being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 20 September 2005.

CHERYL GWILLIAM, Director General.

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SCHEDULE

ADDITIONS TO GROSS RENTAL VALUE AREA

CITY OF ROCKINGHAM

All that portion of land being Lot 5 as shown on Plan 18088.

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**MARINE/MARITIME**

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MX401\*

**WESTERN AUSTRALIAN MARINE ACT 1982****RESTRICTED SPEED AREAS—ALL VESSELS**

Gravity Games 2005

Department for Planning and Infrastructure,  
Fremantle WA, 30 September 2005.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982, the department by this notice revokes Notice TR403 as published in the *Government Gazette* on 8 May 1998 relating to the 8 knot speed limit within the following area of water—

**Perth Waters**

All the waters within an area offshore of Sir James Mitchell Park, South Perth, bounded by lines commencing from a buoy positioned at 31°58.273 S, 115°51.412 E; thence heading in a north easterly direction to a buoy positioned at 31°58.171 S, 115°51.492 E; thence in a south easterly direction to a buoy positioned at 31°58.248 S, 115°51.708 E; thence heading in a south westerly direction to a buoy positioned at 31°58.374 S, 115°51.680 E; thence returning to the first buoy.

Providing however that such revocations shall only apply to official bona fide vessels associated with the Gravity Games 2005, between the hours of 0800 and 1800 in the period 5 October 2005 to 9 October 2005 and will not apply to normal traffic.

ALISON COATES, Acting General Manager Marine Safety,  
Department for Planning and Infrastructure.

MX402\*

**WESTERN AUSTRALIAN MARINE ACT 1982****CLOSURE OF NAVIGABLE WATERS**

Motor Boats

Department for Planning and Infrastructure,  
Fremantle WA, 30 September 2005.

Acting pursuant to the powers conferred by Section 66 of the Western Australian Marine Act, the department hereby revokes Harvey Dam from the Notice TR403 as published in the *Government Gazette* on 4 September 2001 and hereby closes to motor boats (Excluding electric powered) all the waters of the following dams—

Harvey Dam	Shire of Harvey
Drakesbrook Dam	Shire of Waroona

ALISON COATES, Acting General Manager Marine Safety,  
Department for Planning and Infrastructure.

MX403\*

**WESTERN AUSTRALIAN MARINE ACT 1982****NAVIGABLE WATERS REGULATIONS**

WATER SKI AREA

*Shire of Wyndham East Kimberley*

Lake Kununurra

Department for Planning and Infrastructure,  
Fremantle WA, 30 September 2005.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations the department by this notice revokes paragraph (1)(b)(25) of Notice MH403 as published in the *Government Gazette* on 25 October 1991.

Providing that this revocation will apply only between the hours of 10:00 AM to 5:30 PM on Sunday 9 October 2005 to all persons and vessels other than those bona fide persons and vessels competing in the Kununurra Water Ski Club Competition Day.

ALISON COATES, Acting General Manager Marine Safety,  
Department for Planning and Infrastructure.



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## MINERALS AND PETROLEUM

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MP401

**MINING ACT 1978**  
**FORFEITURE**

Department of Industry and Resources,  
Perth WA 6000.

I hereby declare in accordance with the provisions of section 99(1)(a) of the Mining Act 1978 that the undermentioned Mining Leases are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions, with prior right of application being granted to the relevant plaintiff under section 100(2).

ALAN CARPENTER, Minister for State Development.

NUMBER	HOLDER	MINERAL FIELD
59/155	Calegari, Veronica Mary	Yalgoo
59/163	Calegari, John	Yalgoo

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MP402

**MINING ACT 1978**  
**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Industry and Resources, Leonora.

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act, 1978, for breach of covenant, viz, non-payment of rent.

K. H. AUTY (SM), Warden.

To be heard in the Warden's Court at Leonora on 26th October 2005.

**MOUNT MARGARET MINERAL FIELD**  
*Mount Morgans District*  
Prospecting Licences

P39/4214—Axis Consultants Pty Ltd  
P39/4215—Axis Consultants Pty Ltd  
P39/4216—Axis Consultants Pty Ltd  
P39/4217—Axis Consultants Pty Ltd  
P39/4218—Axis Consultants Pty Ltd  
P39/4219—Axis Consultants Pty Ltd  
P39/4220—Axis Consultants Pty Ltd

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MP403

**MINING ACT 1978**  
**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Industry and Resources, Leonora.

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act, 1978, for breach of covenant, viz, failure to comply with the prescribed expenditure conditions

K. H. AUTY (SM), Warden.

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To be heard in the Warden's Court at Leonora on 26th October 2005.

**MOUNT MARGARET MINERAL FIELD**

*Mount Margaret District*

Prospecting Licences

P38/2368—Granny Smith Mines Ltd; Placer (Granny Smith) Pty Ltd

P38/2406—Granny Smith Mines Ltd; Placer (Granny Smith) Pty Ltd

P38/2407—Granny Smith Mines Ltd; Placer (Granny Smith) Pty Ltd

P38/2409—Granny Smith Mines Ltd; Placer (Granny Smith) Pty Ltd

P38/2410—Granny Smith Mines Ltd; Placer (Granny Smith) Pty Ltd

P38/2412—Granny Smith Mines Ltd; Placer (Granny Smith) Pty Ltd

P38/2414—Granny Smith Mines Ltd; Placer (Granny Smith) Pty Ltd

P38/2415—Granny Smith Mines Ltd; Placer (Granny Smith) Pty Ltd

**MP404**

**MINING ACT 1978**

**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Industry and  
Resources, Leonora.

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act, 1978, for breach of covenant, viz, failure to lodge a report within the prescribed period.

K. H. AUTY (SM), Warden.

To be heard in the Warden's Court at Leonora on 26th October 2005.

**MOUNT MARGARET MINERAL FIELD**

*Mount Malcolm District*

Prospecting Licences

P37/6321—Sudholz, Tabatha

P37/6420—Van Blitterswyk, Wayne Craig

*Mount Morgans District*

Prospecting Licences

P39/2493—Blackley, Keer Thomas

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## **PLANNING AND INFRASTRUCTURE**

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**PI401\***

Commonwealth of Australia

**CHRISTMAS ISLAND ACT 1958**

**COCOS (KEELING) ISLANDS ACT 1955**

**LAND ADMINISTRATION ACT 1997 (WA)(CI)(CKI)**

**LAND ADMINISTRATION REGULATIONS 1998 (WA)(CI)(CKI)**

Department for Planning and Infrastructure

**INSTRUMENT OF SUB-DELEGATION**

I, Greg Martin, the Director General of the Department for Planning and Infrastructure, in pursuance of section 9 of the *Land Administration Act 1997 (WA)(CI)(CKI)* (Commonwealth) and instruments of delegation executed by the Commonwealth Minister for Regional Services, Territories and Local Government on 10 December 2004 made pursuant to sections 9 of the *Land Administration*

*Act 1997 (WA)(CI)(CKI)* (Commonwealth) and sections 8G of the *Christmas Island Act 1958* (Commonwealth) and the *Cocos (Keeling) Islands Act 1955* (Commonwealth), hereby—

1. Revoke the following sub-delegations previously given to the following positions—

Column 1 Office	Column 2 Provisions of the Act and Regulations
Assistant Director General—Operations	Sections 84(2) Regulation 13
Director Operations	Sections 84(2), 262 Regulation 13
Manager Land Asset Management Services Branch	262 Regulation 13
Manager Land Asset—Pilbara	191(3), 207(2)
Team Leaders and Special Project Officers Level 6, Pilbara Team, Land Asset Management Services Branch	84(2), 191(3)
Project Officers Level 4, Pilbara Team, Land Asset Management Services Branch	10, 84(2)

2. Sub-delegate to each person holding for the time being, acting in or performing the duties of the offices of the Department for Planning and Infrastructure, those positions specified below in Column 1, the powers and duties conferred on me by the provisions of the Land Administration Act 1997 (WA)(CI)(CKI) (Commonwealth) specified opposite in Column 2 below—

Column 1 Office	Column 2 Provisions of the Act and Regulations
Team Leaders and Special Project Officers Level 6, Pilbara Team, Land Asset Management Services	150

This instrument has effect on and from the date of its publication in the *Western Australian Government Gazette*.

Dated: 19/9/05.

GREG MARTIN, Director General.

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## POLICE

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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 19 October 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.

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## PUBLIC SECTOR MANAGEMENT

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PS401

**PUBLIC SECTOR MANAGEMENT ACT 1994**  
**EXEMPTION IN ACCORDANCE WITH SECTION 25**

In accordance with section 25(1) (a) of the *Public Sector Management Act 1994*, I partially exempt the Department of Education and Training from the Recruitment, Selection and Appointment Standard

for the advertising of Level 1 to Level 6 positions to be filled by employees from the statutory authorities in the Education and Training Shared Service Cluster (ETSSC) during its process to transition staff from statutory authorities.

The partial exemption allows restricted advertising for applicants from TAFEWA Colleges and Curriculum Council within a finance and human resources corporate service area to be appointed to positions in the Education and Training Shared Service Cluster. The exemption applies only to this recruitment stage and does not apply to any other part of the selection and appointment process of the Education and Training Shared Service Cluster.

Under the partial exemption, to be eligible to apply for selection, applicants must be a permanent public sector employee whose substantive level is the same as the level of the advertised position and who currently hold a substantive position in a finance and human resources position in a corporate services area of a TAFEWA College or Curriculum Council.

The partial exemption only applies to the initial pool for each level and does not apply to any subsequent recruitment.

20 September 2005.

MAXINE MURRAY, Commissioner for  
Public Sector Standards.

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## RACING, GAMING AND LIQUOR

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RG401\*

### LIQUOR LICENSING ACT 1988 LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
10989	Oceaneer Adventure Charters Pty Ltd	Application for the grant of a Special Facility Licence—Packet/Transport in respect of premises situated in Broome and known as Oceaneer Adventure Charters	19/10/2005
10985	Morris Corporation (WA) Pty Ltd	Application for the grant of a Special Facility Licence—Canteen in respect of premises situated in Yalgoo and known as Oxiana Golden Grove Pty Ltd	28/09/2005
10983	Spandau Pty Ltd	Application for the grant of a Liquor Store Licence in respect of premises situated in Kalgoorlie and known as O'Connor Cellars	19/10/2005
10975	Totally & Partially Disabled Veterans of WA (Inc)	Application for the grant of a Club Restricted Licence in respect of premises situated in Baldivis and known as Totally & Partially Disabled Veterans of WA (Inc)	10/10/2005
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
25043	CGS Hotels Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing Hours in respect of premises situated in Narrogin and known as the Duke of York Hotel.	10/10/2005

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

Dated: 28 September 2005.

P. MINCHIN, Acting Director of Liquor Licensing.

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**DECEASED ESTATES**

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**ZX401****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Estate of the late Arnold Stephen Lundy formerly of Hollywood Senior Citizens Village, Monash Avenue, Nedlands 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 above-named deceased who died on 29th June 2005 are required to send particulars of their claims to the Executor care of RSM Bird Cameron (see address below) within one (1) month of the date of publication of this notice after which date the Executor may convey or distribute the assets having regard only to claims of which notice has been given.

c/- RSM Bird Cameron  
Chartered Accountants,  
GPO Box R1253, Perth WA 6844  
Telephone: (08) 9261 9100  
REF: S. Oates.

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**ZX402****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Wylie, Harry Brian late of 25 Debries Place, Bull Creek, Project Engineer died on 5 August 2005.

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 5 August 2005 are required by the deceased's personal representatives, Robert, Morris Wylie and Holly-Anne Elizabeth Wylie to send particulars of their claims to them at Robertson Hayles, Solicitors of Level 3, 33 Barrack Street, Perth WA 6000 within one month of the date of publication hereof after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

Dated: 30 September 2005.

ERIC TAN.

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**ZX403****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 30th October 2005 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Burk, Nigel Robert, late of 342 Holmes Road Forreestfield, died 19/8/2005, (DE19863751EM13)

Claybrook, Thelma, late of 1 Vernal Vale Greenmount, died 8/8/2005, (DE19783622EM22)

Coulding, Stanley, late of 3 Kitson Street Rockingham, died 11/9/2005, (DE20010428EM15)

Daddow, Neville, late of 247 Seventh Street Geraldton, died 22/6/2005, (DE33043048EM13)

Davies, Patrick Dessiou, late of 20 Ventnor Avenue Mount Pleasant, died 19/8/2005, (DE19843294EM13)

Grice, Alice Lillian, late of Unit 85 RAAFA Estate 19 Hughie Edwards Drive Merriwa, died 12/9/2005, (DE19870551EM32)

Hatch, Clarence Roy, late of 17B George Street Midland, died 26/7/2005, (DE19774416EM37)

Kay, Thomas Martland, late of 94 Royal Street Tuart Hill, died 20/8/2005, (DE19710911EM23)

Marques, Manuel Da Silva, late of 8/220 Fairway Street Connolly, died 3/9/2005, (DE33042060EM17)

Menzies, Norman Ruthven, late of 17 Ghost Gum Road Willetton, died 29/8/2005, (DE20011631EM110)

Mitchell, Robert, late of 51 Point Walter Road Bicton, died 23/8/2005, (DE19982972EM37)

Smith, Hugh Cohn, late of Gordon Lodge RAAFA Estate Bull Creek Drive Bull Creek, died 1/8/2005, (DE32004141 EM37)

Stock Barry Thomas, late of 38 Hamilton Street East Fremantle, died 11/9/2005, (DE20011655EM27)

Temple, Beryl, late of Hollywood Senior Village Nursing Home 120 Monash Avenue Nedlands, died 31/8/2005, (DE33038990EM35)

Waide, Marjorie Olive, late of 23A Redgum Way Morley, died 2/8/2005, (DE19943463EM27)

SHAUN WILLIAM CONLIN, A/Public Trustee,  
Public Trust Office,  
565 Hay Street,  
Perth WA 6000.  
Telephone: 9222 6777.

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**A L L N E W !**

WESTERN AUSTRALIA

**LOCAL GOVERNMENT ACT 1995**

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