

WESTERN AUSTRALIAN GOVERNMENT Gazette

ISSN 1448-949X

4553



PERTH, FRIDAY, 14 OCTOBER 2005 No. 190

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

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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.
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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.*



GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2005 AND NEW YEAR HOLIDAY PERIOD 2006

NOTE: Due to Tuesday 27th December being a public holiday there will not be a gazette published on that day

Publishing Dates and times

Friday 30 December 2005 at 3.30 pm

Tuesday 3 January 2006 at 3.30 pm

Closing Dates and Times for copy

Wednesday 28 December 2005 at 12 noon

Friday 30 December 2005 at 12 noon



— PART 1 —

HEALTH

HE301*

Hospitals and Health Services Act 1927

Hospitals (Services Charges) Amendment Regulations (No. 3) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Hospitals (Services Charges) Amendment Regulations (No. 3) 2005*.

2. The regulations amended

The amendments in these regulations are to the *Hospitals (Services Charges) Regulations 1984**.

[* *Reprint 4 as at 3 December 2004.*
For amendments to 14 September 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 189-92, and Gazette 11 March, 19 April and 1 July 2005.]

3. Regulation 4 amended

Regulation 4(1) is amended as follows:

- (a) in the definition of “in-patient” by deleting “as defined in section 3(1) of the Commonwealth Act”;
- (b) in the definition of “surgically implanted prostheses” by deleting “section 4(1)(dd)” and inserting instead —
“ Schedule 1 paragraph (bj) ”.

4. Schedule 1 amended

Schedule 1 Division 1 item 1 is amended as follows:

- (a) in paragraph (c) by deleting “\$34.80 per day” and inserting instead —
“ \$35.65 per day ”;

- (b) in paragraph (d) by deleting “\$121 per day” and inserting instead —
“ \$121.85 per day ”.

By Command of the Governor,

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

POLICE

PO301*

Criminal Investigation (Identifying People) Act 2002

Criminal Investigation (Identifying People) Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Criminal Investigation (Identifying People) Amendment Regulations 2005*.

2. The regulations amended

The amendments in these regulations are to the *Criminal Investigation (Identifying People) Regulations 2002**.

[* *Published in Gazette 28 June 2002, p. 3103-5.*

For amendments to 2 August 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 76.]

3. Regulation 5 amended

Regulation 5(aa) and “or” after it is deleted and the following paragraph is inserted instead —

“

- (aa) an officer appointed under section 179 of the *Corruption and Crime Commission Act 2003*;
or

”.

By Command of the Governor,

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

RACING, GAMING AND LIQUOR

RG301

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003
RACING AND WAGERING WESTERN AUSTRALIA (SPORTSBET RULES)
AMENDMENT NOTICE (NO. 2) 2005

Given by the Chairman of Racing and Wagering Western Australia in accordance with section 61.

1. Citation

This notice may be cited as the *Racing and Wagering Western Australia (Sportsbet Rules) Amendment Notice (No. 2) 2005*.

2. Notice for public information

This notice is given for public information in accordance with section 61 (6) (c) of the Act.

3. The RWWA—TAB Sportsbet Rules

(1) The RWWA—TAB SPORTSBET RULES were adopted by RWWA for the purposes of a jointly operated betting system (in accordance with section 61 (2) & (3) of the Act), and a copy of the rules were published for public information in the *Gazette* of 2 June 2000 at pp. 2668-75.

(2) Further amendments to those rules were adopted subsequently, and those further amendments were published for public information in the *Gazette* of—

- (i) 18 August 2000, at p.4872;
- (ii) 10 May 2002, at pp. 2464-5;
- (iii) 10 June 2003, at p. 2093;
- (iv) 21 September 2004, at p. 4123; and
- (v) 19 July 2005, at p. 3355.

4. Notification of further amendments

The RWWA—TAB SPORTSBET RULES have been subject to further amendments, as set out in Schedule 1 to this notice, and those amendments were adopted by resolution of the Board dated 27 September 2005.

Schedule 1—Sportsbet amendments

[cl.4]

1. Rules 8A 1., 8A 2., and 8A 3.,—be deleted.

Racing and Wagering Western Australia.

RG302*

Casino Control Act 1984

Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations (No. 3) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations (No. 3) 2005*.

2. The regulations amended

The amendments in these regulations are to the *Casino Control (Burswood Island) (Licensing of Employees) Regulations 1985**.

[* Reprinted as at 2 January 2001.

For amendments to 18 August 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 42 and Gazette 24 June 2005.*]

3. Regulation 4 amended

(1) Regulation 4(1) is amended as follows:

(a) by deleting “shall forward to or lodge” and inserting instead —

“ must, in person, lodge ”;

(b) in paragraph (a) by deleting “the form of Form 1;” and inserting instead —

“ a form approved by the Commission; ”.

(2) Regulation 4(2) is amended by deleting paragraph (b).

4. Schedule amended

The Schedule is amended by deleting Form 1.

By Command of the Governor,

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

RG303*

Betting Control Act 1954

Betting Control Amendment Regulations (No. 2) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Betting Control Amendment Regulations (No. 2) 2005*.

2. Commencement

These regulations come into operation on 1 January 2006.

3. The regulations amended

The amendments in these regulations are to the *Betting Control Regulations 1978**.

[* Reprint 4 as at 6 May 2005.]

4. Regulation 17 amended

(1) Regulation 17(1) is amended as follows:

- (a) in paragraph (ab) by deleting "\$50;" and inserting instead —
" \$55; ";
- (b) in paragraph (ac) by deleting "\$265;" and inserting instead —
" \$270; ";
- (c) in paragraph (a) by deleting "\$525;" and inserting instead —
" \$535; ";
- (d) in paragraph (ba) by deleting "\$125;" and inserting instead —
" \$130; ";
- (e) in paragraph (bb) by deleting "\$65;" and inserting instead —
" \$70; ";
- (f) in paragraph (c) by deleting "\$120;" and inserting instead —
" \$125; ".

(2) Regulation 17(2) is amended by deleting "\$75." and inserting instead —

" \$80. ".

(3) Regulation 17(3) is amended by deleting "\$75." and inserting instead —

" \$80. ".

5. Regulation 17A amended

Regulation 17A(1)(a) is amended as follows:

- (a) in subparagraph (i) by deleting "\$290;" and inserting instead —
" \$295; ";
- (b) in subparagraph (ii) by deleting "\$580;" and inserting instead —
" \$595; ";
- (c) in subparagraph (iii) by deleting "\$875;" and inserting instead —
" \$895, ".

By Command of the Governor,

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

RG304*

Casino Control Act 1984

Casino Control Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Casino Control Amendment Regulations 2005*.

2. Commencement

These regulations come into operation on 1 January 2006.

3. The regulations amended

The amendments in these regulations are to the *Casino Control Regulations 1999**.

[* Reprint 1 as at 21 January 2005.]

4. Regulation 4 amended

Regulation 4 is amended by deleting “\$110.” and inserting instead —

“ \$115. ”.

By Command of the Governor,

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

RG305*

Casino Control Act 1984

Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations (No. 2) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations (No. 2) 2005*.

2. Commencement

These regulations come into operation on 1 January 2006.

3. The regulations amended

The amendments in these regulations are to the *Casino Control (Burswood Island) (Licensing of Employees) Regulations 1985**.

[* Reprinted as at 2 January 2001.

For amendments to 18 August 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 41-2 and Gazette 24 June 2005.*]

4. Regulation 6 amended

(1) Regulation 6(1) is amended as follows:

(a) in paragraph (a) by deleting “\$300;” and inserting instead —

“ \$335; ”;

(b) in paragraph (b) by deleting “\$150.” and inserting instead —

“ \$215. ”.

(2) Regulation 6(1a) is amended as follows:

(a) in paragraph (a) by deleting “\$75;” and inserting instead —

“ \$95; ”;

(b) in paragraph (b) by deleting “\$75.” and inserting instead —

“ \$95. ”.

(3) Regulation 6(2) is amended as follows:

(a) in paragraph (a) by deleting “\$200;” and inserting instead —

“ \$250; ”;

(b) by deleting “or” after paragraph (a);

(c) by deleting the full stop at the end of paragraph (b) and inserting instead —

“

; or

(c) for a casino key employee licence or a casino employee licence is made by a person who is required under regulation 4(4) to permit his or her fingerprints or palm prints to be taken and recorded, the application must be accompanied by a fee of \$40.

”.

By Command of the Governor,

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

RG306*

Gaming and Wagering Commission Act 1987

Gaming and Wagering Commission Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Gaming and Wagering Commission Amendment Regulations 2005*.

2. Commencement

These regulations come into operation on 1 January 2006.

3. The regulations amended

The amendments in these regulations are to the *Gaming and Wagering Commission Regulations 1988**

[* Reprint 3 as at 1 October 2004.

For amendments to 2 August 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 157.*]

4. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

“

Schedule 1 — Prescribed fees

[r. 4]

Column 1 Provision	Column 2 Description	Column 3 Amount \$
50(3)	Fee for —	
	(a) search of the register for an identified entry	6
	(b) copy of extract from register	12
47	Fee on application for a function permit for —	
	(a) an item of gaming equipment (regulation 18B(2)(a))	25
	(b) a class of gaming equipment (regulation 18B(2)(b))	45
47	Fee on application for a permit of a continuing nature for —	
	(a) a video lottery terminal (regulation 18AA(7))	25

Column 1 Provision	Column 2 Description	Column 3 Amount \$
	(b) an item of gaming equipment (regulation 18B(2)(a))	45
	(c) a class of gaming equipment (regulation 18B(2)(b))	90
47, 53	Fee on application for a function permit for —	
95	(a) bingo	15
96	(b) multiple bingo, for each premises	15
97	(c) simultaneous bingo, for each premises	15
104	(d) a standard lottery —	
	(i) where the total retail value of prizes or prize money does not exceed \$5 000	25
	(ii) otherwise	60
104	(da) a standard lottery of a kind generally known or described as a calcutta	60
104	(e) a continuing lottery	10
	(f) gaming (per day authorised) —	
	(i) 1-5 tables	170
	(ii) 6-10 tables	280
	(iii) over 10 tables	340
	(g) two-up —	
80	(i) by a country race club	115
81	(ii) otherwise	170
47, 53	Fee on application for a permit of a continuing nature for —	
95	(a) bingo	25
96	(b) multiple bingo, for each premises	25
97	(c) simultaneous bingo, for each premises	25
104	(d) a standard lottery, where the total retail value of prizes or prize money is —	
	(i) not more than \$5 000	35
	(ii) more than \$5 000 but not more than \$50 000	85
	(iii) more than \$50 000 but not more than \$100 000	165
	(iv) more than \$100 000 but not more than \$200 000	340
	(v) more than \$200 000	565
104	(da) a standard lottery of a kind generally known or described as a calcutta	115
104	(e) a continuing lottery	20
	(f) gaming (per day authorised) —	
	(i) 1-5 tables	135
	(ii) 6-10 tables	250
	(iii) over 10 tables	305
	(g) two-up —	
80	(i) by a country race club, per day authorised	90
81	(ii) otherwise, per day authorised	135

Column 1 Provision	Column 2 Description	Column 3 Amount \$
53, 55	Fee on application for approval of premises —	
	(a) for a specific function	15
	(b) for functions from time to time	60
	(c) for permit of a continuing nature	60
92	Fee on the issue of a certificate relating to —	
96(2)(c)	(a) multiple bingo	115
97(2)(c)	(b) simultaneous bingo	115
98(c)	(c) assisting in the conduct of bingo, for hire or reward	115
92	Fee for an approved operator's certificate	185
88(5)	Fee on the issue of a certificate	245
104B	Fee on application to be a licensed supplier under section 104B	225
88(2)(b),(d)	Fee for approval of a person to operate, or remove money from, gaming equipment	20

By Command of the Governor,

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

RG307*

Liquor Licensing Act 1988

Liquor Licensing Amendment Regulations (No. 3) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Liquor Licensing Amendment Regulations (No. 3) 2005*.

2. Commencement

These regulations come into operation on 1 January 2006.

3. The regulations amended

The amendments in these regulations are to the *Liquor Licensing Regulations 1989**.

[* *Reprint 4 as at 2 April 2004.*

For amendments to 2 August 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 225, and Gazette 11 January 2005.]

4. Schedule 3 replaced

Schedule 3 is repealed and the following Schedule is inserted instead —

“

Schedule 3 — Fees

	[r. 26(1)]
	\$
1. Application for the grant or removal of a Category A licence	1 750.00
2. Application for the grant or removal of a Category B (other than an occasional licence) licence	450.00
3. Application for the transfer of a licence	450.00
3a. Licence fee for all licences other than a wholesaler's licence	140.00
3b. Licence fee for a wholesaler's licence	300.00
4. Application for an occasional licence where the anticipated number of persons attending* is —	
(a) up to 250	30.00
(b) between 251 and 500	70.00
(c) between 501 and 1 000	130.00
(d) between 1 001 and 5 000	565.00
(e) between 5 001 and 10 000	1 130.00
(f) over 10 000	2 260.00
<i>[*See regulation 26(4) as to the anticipated number of persons attending]</i>	
5. Application for extended trading permit for a period of over 21 days —	
(a) issued for a purpose referred to in section 60(4)(ca) of the Act	340.00
(b) issued for a purpose referred to in section 60(4)(h) of the Act	225.00
(c) issued for any other purpose	610.00
6. Application for extended trading permit for a period of 21 days or less (for each day, up to a maximum of \$500)	60.00
7. Application for approval of manager (other than under club restricted licence), after licence is granted	70.00
8. Application for approval of manager under club restricted licence, after licence is granted	20.00
9. Application for approval of person in position of authority, after licence is granted	80.00
10. Application for approval for alteration or redefinition of licensed premises	280.00
11. Application for a protection order under section 87(1) of the Act	70.00
12. Application for duplicate licence	30.00
13. Application for approval of change of name of licensed premises	60.00
14. Application to add, vary or cancel condition of licence or permit (other than club restricted licence)	70.00
15. Application to add, vary or cancel condition of club restricted licence	30.00

	\$
16. On the issue of a list of licensed premises or a list of owners of licensed premises	70.00
17. On the issue of a list of licensed premises on computer disk ...	85.00
18. Address labels for licensed premises	105.00
19. Application for Proof of Age Card (reg. 18B)	20.00
20. "Liquor Licensing Act — Notice of Application" heading	20.00
21. Copy of plan — per sheet	20.00
22. Certified copy of plan defining licensed premises	30.00
23. Issue of a summons to a witness	15.00
24. Copy of a licence or a permit, or a decision of the Court or the Director	20.00
25. For the certification of a copy of a licence or permit or a decision of the Court or the Director — an additional fee of ..	20.00
26. For a search of records of licences — per licence	30.00
27. For a notice of application for approval of arrangement or agreement (section 68(1)(b)(i))	60.00
28. For a copy of documentation, other than that already prescribed, per page	4.00
29. For a search of postcodes —	
(a) 1 to 10 postcodes	30.00
(b) more than 10 postcodes	65.00
30. For a full search of the licence record	40.00
31. Application under section 62(6) of the Act to vary any plans or specifications the subject of a condition	210.00

”

By Command of the Governor,

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

RG308*

Racing Penalties (Appeals) Act 1990

Racing Penalties (Appeals) Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Racing Penalties (Appeals) Amendment Regulations 2005*.

2. Commencement

These regulations come into operation on 1 January 2006.

3. The regulations amended

The amendments in these regulations are to the *Racing Penalties (Appeals) Regulations 1991**.

[* *Reprint 1 as at 3 January 2003.*

For amendments to 2 August 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 321.]

4. Regulation 4 amended

- (1) Regulation 4(1)(a) is amended by deleting “\$100;” and inserting instead —

“ \$115; ”.

- (2) Regulation 4(2) is amended as follows:

- (a) in paragraph (a)(i) by deleting “\$100;” and inserting instead —

“ \$115; ”;

- (b) in paragraph (a)(ii) by deleting “\$250;” and inserting instead —

“ \$285; ”;

- (c) by deleting “\$50.” and inserting instead —

“ \$55. ”.

5. Regulation 7 amended

Regulation 7 is amended by deleting “\$3.30” and inserting instead —

“ \$3.50 ”.

By Command of the Governor,

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

RG309*

Racing and Wagering Western Australia Act 2003

Racing and Wagering Western Australia Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Racing and Wagering Western Australia Amendment Regulations 2005*.

2. Commencement

These regulations come into operation on 1 January 2006.

3. The regulations amended

The amendments in these regulations are to the *Racing and Wagering Western Australia Regulations 2003**.

[* *Published in Gazette 29 July 2003 p. 3273-91.*

For amendments to 2 August 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 318.]

4. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

“

Schedule 1 — Fees

[r. 6(1), 13(4)]

Item	Subject	\$
1	Application fee for licence (r. 6(1)(c)(i);13(4)(c)(i))	345
2	Application fee for renewal of licence (r. 6(1)(c)(i);13(4)(c)(i))	95

”

By Command of the Governor,

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

STATE ADMINISTRATIVE TRIBUNAL

SD301*

STATE ADMINISTRATIVE TRIBUNAL ACT 2004

STATE ADMINISTRATIVE TRIBUNAL RULES (AMENDMENT NO.1) 2005

Pursuant to s 170 of the *State Administrative Tribunal Act 2004* (WA) we have this day made the Rules set out in the Schedule.

Dated this 3rd day of October 2005.

Hon Justice M. L. BARKER, President.
Judge J. A. CHANEY, SC, Deputy President.
Judge J. E. ECKERT, Deputy President.
M. J. ALLEN, Senior Member.
D. R. PARRY, Senior Member.
T.J. CAREY, Member.
J. MANSFIELD, Member.
M. J. HARDY.
M. SCOTT.

Explanatory note

The objects of this Rule Amendment are to—

- (a) remove the requirement for a respondent in review proceedings to file the documents required by the Act section 24 within 28 days of being a copy of the application, referring the matter to the Tribunal or being given notice of a hearing;

- (b) impose a requirement for a respondent in review proceedings to file the documents required by the Act section 24 in accordance with any order made by the Tribunal;
- (c) remove the requirement for a respondent to file a response to an application;
- (d) introduce procedures for protected matter; and
- (e) authorise the Commissioner of Police or licensing officers in proceedings under the *Firearms Act 1973* (WA), *Pawnbrokers and Second-hand Dealers Act 1996* (WA) and *Security and Related Activities (Control) Act 1996* (WA) to be represented by a member of the Police Force or an officer of the Department and the Commissioner of Police or authorised officers in proceedings under the *Public Order in Streets Act 1984* (WA) to be represented by a member of the Police Force.

SCHEDULE

1. Name of Rules

These Rules may be cited as the *State Administrative Tribunal Rules (Amendment No.1) 2005*.

2. Commencement

These Rules commence on 17 October 2005.

3. Amendment of Principal Rules

The *State Administrative Tribunal Rules 2004* are amended as follows—

- (i) in subrule 12(2) by deleting all the words after “Tribunal” where it first appears and by inserting in their place the words—
“in accordance with, and within the period specified in, any order made by the Tribunal.”;
- (ii) by repealing subrule 12(3) and by inserting the following subrule in its place—
“(3) The Tribunal may order a decision-maker to provide a copy of the material to any other party or to a person who has been granted leave by the Tribunal to make submissions in the proceedings.”;
- (iii) by repealing subrule 12(4) and by inserting the following subrule in its place—
“(4) The Tribunal may order a decision-maker to provide it with additional copies of the material.”;
- (iv) by repealing subrules 12(5), (6), (7), (8), (9), (10) and (11);
- (v) by repealing rule 13 and by inserting the following rule after rule 12 and before the heading “**Division 2—Proceedings and hearings**”—

“13. Protected matter

(1) In this rule, “protected matter” has the meaning given to it in the Act section 3(1).

(2) Where a party considers that any document comprises or contains protected matter and would, in accordance with an order of the Tribunal, be required to be included in that party's bundle of documents to be filed with the Tribunal and given to another party—

- (a) The party must file with the Tribunal and give to the other party, within the period specified in the order for the filing of the party's bundle of documents, a list of documents which—
 - (i) indicates which document or documents contain or comprise protected matter;
 - (ii) sufficiently identifies any document that contains or comprises protected matter without disclosing its substance; and
 - (iii) indicates that any document that contains or comprises protected matter has been included within Part B of the party's bundle of documents.
- (b) The party's bundle of documents must be divided into Part A and Part B as follows—
 - (i) Part A must include all documents in the party's bundle which do not contain or comprise protected matter. Part A must be filed with the Tribunal and given to the other party within the period specified in the order for the filing of the party's bundle of documents; and
 - (ii) Part B must include all documents in the party's bundle which the party considers contain or comprise protected matter. Part B must be clearly marked as containing protected matter and must be placed into a sealed envelope clearly marked as containing protected matter. Part B must be filed with the Tribunal within the period specified in the order for the filing of

the party's bundle of documents but must not be given to any other party.

- (3) Any application under section 159 or section 160 of the Act must be made to the President in writing within 14 days of the receipt of the list of documents which identifies the document the subject of the application.”;
- (vi) in the heading to rule 14 by deleting the words “**or responses**”;
- (vii) in rule 14 by—
- (A) inserting the word “and” after the semi-colon in paragraph (a);
 - (B) deleting the semi-colon and the word “or” and inserting in its place a comma in paragraph (b);
 - (C) deleting paragraph (c); and
 - (D) deleting the expression “election, request or response” and inserting in its place the expression “election or request”;
- (viii) in the heading to rule 15 by deleting the words “or response”;
- (ix) in subrule 15(1) by deleting the words “or filed a response” and “or response”;
- (x) in rule 52 by inserting the following subrule after subrule (3)—
- “(4) Under the Act section 39(1)(f), the Commissioner of Police is authorised to be represented by a member of the Police Force of Western Australia or an officer of the Department as defined in the *Firearms Act 1973* section 4.”;
- (xi) by repealing rule 57 and by inserting the following rule in its place—
- “57. Pawnbrokers and Second-hand Dealers Act 1994**
- (1) Under the Act section 39(1)(f), a licensing officer who makes an allegation to the Tribunal under the *Pawnbrokers and Second-hand Dealers Act 1994* (WA) section 27(2) that it should take action against a specified licensee under section 27 of that Act is authorised to be represented by a member of the Police Force of Western Australia or an officer of the Department as defined in section 3(1) of that Act.
- (2) Under the Act section 39(1)(f), a licensing officer whose decision is subject to review under the *Pawnbrokers and Second-hand Dealers Act 1994* (WA) section 30(1) is authorised to be represented by a member of the Police Force of Western Australia or an officer of the Department as defined in section 3(1) of that Act.”;
- (xii) in the heading to rule 58 and by inserting the following heading in its place—
- “Public Order in Streets Act 1984”**
- (xiii) in subrule 58(1) by deleting the words “*Public Meetings and Processions Act 1984*” and by inserting in their place the words—
- “Public Order in Streets Act 1984”;**
- (xiv) by amending rule 58 by inserting the following subrule after subrule (5)—
- “(6) Under the Act section 39(1)(f), the Commissioner or Police, or the authorised officer to whom the application for the permit was made, as the case may require, is authorised to be represented by a member of the Police Force of Western Australia.”;
- (xv) by repealing subrule 61(1) and by inserting the following subrule in its place—
- “(1) This rule applies to—
- (a) an allegation by the Commissioner to the Tribunal that there is proper cause for disciplinary action under the *Security and Related Activities (Control) Act 1996* section 67(1);
 - (b) a reference by the Commissioner to the Tribunal under section 67(3b) of that Act; and
 - (c) an application for review under section 72 of that Act.”; and
- (xvi) in subrule 61(3) by inserting before the words “a licensing officer” the words “the Commissioner or”.

— PART 2 —

AGRICULTURE

AG401*

SOIL AND LAND CONSERVATION ACT 1945

APPOINTMENT

Under Section 23 of the Soil and Land Conservation Act 1945, the following person is appointed a member of the District Committee for the Waddi Forest Land Conservation District, (*which Committee was established by an Order in Council, published in the Gazette of 4 October 1985 at pp. 3925-3927 and amended in the Gazette of 12 July 1991 at pp. 3416-3417 and an Amendment Order approved by Executive Council on 2 July 1996 (refer to Department of Agriculture reference: 881745V02P0N).*). The appointment is for a term ending on 31 December 2007.

- (1) pursuant to Section 23 (2b) (b) of the Act, Jan Kelsey Waite of Waddi Forest is appointed a member of the Committee on the nomination of the Shire of Coorow.
- (2) delete Alvin James Ovens of Coorow from representing the Shire of Coorow.

Dated this day 15th of October 2005.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

AG402*

SOIL AND LAND CONSERVATION ACT 1945

CARNARVON LAND CONSERVATION DISTRICT

(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2005

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Carnarvon Land Conservation District (Appointment of Members) Instrument 2005*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Carnarvon Land Conservation District) Order 1983**, the following members are appointed to the land conservation district committee for the Carnarvon Land Conservation District—

- (a) on the nomination of the Shire of Carnarvon: Saxon Boston of Carnarvon and Bradley Warren of Carnarvon; and
- (b) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Rowland Hill of Carnarvon
 - (ii) Susan Evelyn Van Dongen of Carnarvon
 - (iii) Ben Drew of Carnarvon
 - (iv) Keith Herbert Collier of Carnarvon
 - (v) Inez Anne Stemp of Carnarvon
 - (vi) John Knowles Stretch of Carnarvon
 - (vii) Adam Maskew of Carnarvon
 - (viii) Local Office Manager, Department of Conservation and Land Management, Carnarvon

(*Published in the Gazette of 16 December 1983 at p. 4897 and amended in the Gazettes of 13 March 1987 at pp. 662-663, 10 June 1988 at pp. 1936-1937, 13 December 1991 at pp. 6150-6151, 25 August 1995 at p. 3845, 7 June 1996 at p. 2389 and an Amendment Order approved by Executive Council on 28 January 1998 (refer to Department of Agriculture reference: 881708V02P0Q)).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2008.

Dated this day 15th of October 2005.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

AG403*

SOIL AND LAND CONSERVATION ACT 1945**CUE LAND CONSERVATION DISTRICT****(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2005**

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Cue Land Conservation District (Appointment of Members) Instrument 2005*

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Cue Land Conservation District) Order 1989**, the following members are appointed to the land conservation district committee for the Cue Land Conservation District—

- (a) on the nomination of the Shire of Cue: Kerry Elizabeth Seivwright of Glen Station;
- (b) to represent the Pastoralists and Graziers Association of Western Australia: James Pitman of Karbar Station; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Bethel Pitman of Karbar Station
 - (ii) Michael James Clinch of Nallan Station
 - (iii) Sandra Ann Clinch of Nallan Station
 - (iv) Michael Anthony Prendergast of Lakeside Station
 - (v) Anette Prendergast of Lakeside Station
 - (vi) Martin King of Cue
 - (vii) Tom Jackson of Cue
 - (viii) Morris Vernon Seivwright of Glen Station

(*Published in the Gazette of 26 May 1989 at pp. 1582-1583, and amended in the Gazette of 30 November 1993 at p. 6405 and an Amendment Order approved by Executive Council on 21 April 1998 {refer to Department of Agriculture reference: 881770V02P08}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring 30 September 2008.

Dated this day 15th of October 2005.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

AG404*

SOIL AND LAND CONSERVATION ACT 1945**PITHARA-DALWALLINU LAND CONSERVATION DISTRICT****(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2005**

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Pithara-Dalwallinu Land Conservation District (Appointment of Members) Instrument 2005*.

2. Appointment of members

Under section 23(2b) of the Act and clause 6(1) of the *Soil and Land Conservation (Pithara-Dalwallinu Land Conservation District) Order 1985**, the following members are appointed to the land conservation district committee for the Pithara-Dalwallinu Land Conservation District—

- (a) on the nomination of the Shire of Pithara-Dalwallinu: David McFarlane of Ballidu;
- (b) to represent the Western Australian Farmers Federation (Inc): Noel Mills of Dalwallinu, Oscar Gary Butcher of Pithara and David Arthur Roach of Dalwallinu; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Karen Marie Lehmann of Ballidu
 - (ii) Hugh Ellington Wilson of Dalwallinu
 - (iii) Margaret Mary McFarlane of East Pithara
 - (iv) Samantha Jane Dickens of Pithara
 - (v) Gordon Ian McNeil of Dalwallinu
 - (vi) Jody Michael Fry of East Pithara
 - (vii) Ainslie Bruce Hyde of Dalwallinu

(*Published in the Gazette of 4 October 1985 at pp. 3923-3925 and amended in the Government Gazettes of 1 December 1989 at pp. 4442-4443, 21 May 1993 at p. 2481 and an Amendment Order

approved by Executive Council on 5 May 1998 (refer to Department of Agriculture reference: 881740V05POS).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2008.

Dated this day 15th of October 2005.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

CONSUMER AND EMPLOYMENT PROTECTION

CE401

ASSOCIATIONS INCORPORATION ACT 1987

CANCELLATION

Kwinana Children's Centre Inc.

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

Dated the 11th day of October 2005.

BRAD JOLLY, Manager, Registration Services
for Commissioner for Fair Trading.

FISHERIES

FI101

PRINTERS CORRECTION

FISH RESOURCES MANAGEMENT ACT 1994

PROHIBITION ON FISHING (COCKBURN SOUND AND WARNBRO SOUND) ORDER 2005

Order No. 24 of 2005

An error occurred in the notice published under the above heading on page 4498 of *Government Gazette* No. 185 dated 7 October 2005 and is corrected as follows.

Delete the date—

“Dated this 30th day of October 2005”

and insert—

“ Dated this 3rd day of October 2005 ”.

Delete signatory—

“JOHN FORD, Minister for Fisheries”

and insert—

“ JON FORD, Minister for Fisheries ”.

HEALTH

HE401

MEDICAL ACT 1894

MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 16) 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. 16) 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 COLLIE**

Dated this 6th day of October 2005.

JIM MCGINTY MLA, Minister for Health.

JUSTICE

JU401*

PRISONS ACT 1981**PERMIT DETAILS**

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has issued the following persons with Permits to do High-Level Security Work:

Surname	First Names	Permit No	Issue Date
BAMPTON	Peter John	AP 0397	10/10/2005
BEACALL	Mark Anthony	AP 0398	10/10/2005
BOYLAND	Brett William	AP 0399	10/10/2005
BROOKING	Neil Thomas	AP 0400	10/10/2005
CAPUZZA	Domenic Paul	AP 0401	10/10/2005
FORSYTH	Michael Peter	AP 0402	10/10/2005
HAYES	Paul Clive	AP 0403	10/10/2005
HICKEY	Venessa Maureen	AP 0404	10/10/2005
HODGE	Erin Peta	AP 0405	10/10/2005
JONES	Isobel Ellen	AP 0406	10/10/2005
KATENE	Deena Frances	AP 0407	10/10/2005
LYONS	David Allen	AP 0408	10/10/2005
MATTHEWS	Charlton	AP0409	10/10/2005
MEHMEDOVSKI	Esat	AP0410	10/10/2005
PELL	Melanie	AP0411	10/10/2005
PERRY	Michael Jeffrey	AP0412	10/10/2005
PHELAN	Ralph Francis	AP0413	10/14/2005
POPATA-SUTHERLAND	Sheena Lee	AP0414	10/10/2005
QUINSEE	Brooke Michelle	AP0415	10/10/2005
RICHARDS	Cameron David	AP0416	10/10/2005
THORPE	Juliann	AP0417	10/10/2005
WALL	Michael James	AP0418	10/10/2005
WINDEKNECHT	John Rex	AP0420	10/10/2005

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

BRIAN LAWRENCE, Manager Acacia Prison Contract.

LOCAL GOVERNMENT

LG403*

DOG ACT 1976

Shire of Morawa

APPOINTMENTS

It is hereby notified for public information that the following persons have been appointed under the provisions of the Dog Act 1976 for the municipality of the Shire of Morawa—

Registration Officers Authorised Officers

V. Wetters

G. TREASURE, Chief Executive Officer.

LG401**SHIRE OF KOORDA****APPOINTMENT**

It is hereby notified for public information that Michael Paul Sims, has been appointed by the Council of the Shire of Koorda, as an Authorised Officer to enforce the provisions of the following—

- Local Government (Miscellaneous Provisions) Act 1960
- Local Government Act 1995
- Caravan Parks and Camping Grounds Act 1995
- Dog Act 1976 and Regulations
- Bush Fires Act 1954 and Regulations
- The Litter Act 1979
- Control of Vehicles (Off Road Areas) Act 1978 and Regulations (as amended)
- And applicable Shire Council Local Laws

GRAEME McDONALD, Chief Executive Officer.

LG402***BUSH FIRES ACT 1954**

Serpentine Jarrahdale Shire

AUTHORISED OFFICER

It is hereby notified for public information that James David Johnson has been appointed from the 28th September 2005 as authorised officer, Ranger/Firebreak Inspector/Fire Control Officer to enforce the following act and Regulations—

- Bush Fires Act and Bush Fires Act Regulations, Bush Fires (infringements) Regulations (as amended), Council Firebreak notice and Local Laws pertaining to fire breaks and the Bush Fires Act.

It is hereby noted for public information that the appointment of Michael Kokir and Russell Farmer as authorised officers/Fire Control Officers of the Serpentine Jarrahdale Shire are hereby cancelled.

M. BEAVERSTOCK, Acting Chief Executive Officer.

LG404***TOWN PLANNING AND DEVELOPMENT ACT 1928**

Shire of Augusta-Margaret River

INTERIM DEVELOPMENT ORDER NO. 16

Ref: 26/6/3/1 Vol 2

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 Hon. 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 Hon. 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, 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 No's 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*.

JAMES TRAIL, Chief Executive Officer.

Date 30 September 2005.

LG405*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT

Shire of Mundaring

Town Planning Scheme No. 3—Amendment No. 46

Ref: 853/2/27/3 Pt 46

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 Mundaring town planning scheme amendment on 11 October 2005 for the purpose of—

Rezoning Lots 207, 230 and 231 Helena Valley Road, Helena Valley from Rural Landscape Living (uncoded) to Residential with density codes of R5, R10 and R15.

T. GERAGHTY, Shire President.

K. BENTLEY, A/Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954

City of Rockingham

FIRE CONTROL NOTICE 2005/06

Owners and/or Occupiers of Land

Property owners/occupiers are required to have firebreaks constructed in accordance with this Notice by 30 November 2005 and maintained until 31 May 2006.

Pursuant to the powers contained in Section 33 of the Bushfires Act 1954 (as amended) you are hereby required on or before the 30th day of November 2005, to remove from land owned or occupied by you all flammable material or to clear firebreaks in accordance with the following, and thereafter to maintain the land or the firebreaks clear of all flammable material up to and including the 31st day of May 2006, in such positions and to such dimensions as required by this Notice.

1 RURAL LAND

On or before the 30th day of November 2005 and thereafter up until and including the 31st day of May 2006.

1.1 have firebreaks not less than 3 metres wide immediately inside and along all boundaries of land and including that land abutting road, rail and drain reserves and all public open space reserves, with all overhanging branches, trees, limbs etc to be trimmed back clear of the firebreak area to a height of 4 metres.

1.2 have firebreaks not less than 3 metres wide so far as to surround all buildings, sheds and haystacks, with all overhanging branches, trees, limbs, etc to be trimmed back clear of the firebreak area to a height of 4 metres.

2 URBAN AREAS (Vacant land situated within the urban areas of Rockingham, Singleton, Golden Bay, Settlers Hills, Woodleigh Grove, Sherwood Estate, Secret Harbour)

On or before the 30th day of November 2005, and maintained until and including the 31st May 2006—

2.1 have firebreaks not less than 2m wide cleared 4 metres high immediately inside and along all boundaries of land less than 2,000m². All material from firebreaks is to be removed from the land; or have the entire vacant land clear of all flammable material where the area of land is 2,000m² by slashing, mowing or other means to a height no greater than 50mm.

2.2 Burning of garden refuse on the ground or in incinerators is prohibited by Council Health Local Laws without prior written approval.

3 ALTERNATIVE SITUATIONS

If for any reason it is considered impractical to clear firebreaks or to remove the flammable material from the land as required by this Notice, application must be made in writing to Council's Fire Control Officer on or before the 12th day of October 2005, for approval to provide firebreaks in alternative positions or take alternative action to abate a fire hazard.

If permission is not granted by the Council Fire Control Officer you shall comply with the requirements of this Notice in its entirety.

4 FIRE MANAGEMENT PLANS

All properties within subdivision/developments within the City of Rockingham shall comply with the Fire Management Plans for their estates to the satisfaction of Council or its duly authorised officer.

5 PENALTY

The owner or occupier of land to whom a notice has been given under Section 33 subsection 1 of the Bushfire Act and who fails or neglects in any respect duly to comply with the requisitions of the notice is guilty of an offence.

Penalty: \$1 000

NOTE

1 If the requirements of this Notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bushfires Act 1954 (as amended) and Council's Health Local Law, and Council shall be notified in the form of an alternative firebreak request.

2 Owners and/or occupiers of land are hereby requested by Council for the further improvement in fire control in the district to provide firebreaks of 3 metres minimum width around all farm boundaries.

3 Drains do not constitute a firebreak.

BURNING OFF AND PERMITS

Burning is prohibited within urban residential areas.

(Rockingham, Singleton, Golden Bay, Settlers Hills, Woodleigh Grove, Sherwood Estate, Secret Harbour)

Burning of Garden refuse on the ground or in incinerators is prohibited in Urban areas without prior written approval of Council's Manager Health Services.

In Rural areas Permits to burn are required during the *Restricted Burning* periods. No burning is permitted on days of very high or extreme fire danger—this includes solid fuel barbecues.

RESTRICTED BURNING PERIODS are 1st October to 30th November and 1st April to 31st May.

PROHIBITED BURNING PERIOD is 1st December to 31st March.

No burning or open fires are permitted during this period.

NOTE These dates can be varied at the discretion of Council or its duly authorised Officer and permit holders are responsible to verify the current dates.

Permits to burn are required to be obtained from the Bushfire Control Officer—City of Rockingham Council Administration Offices prior to burning off during *RESTRICTED BURNING PERIODS*.

FIREBREAK CONTRACTORS

To assist ratepayers to install firebreaks, a list of Registered Contractors is available from the Council Rangers Department (telephone 9528 0303) from 30 August.

IT IS PROPERTY OWNERS' RESPONSIBILITY TO ENSURE WHEN USING CONTRACTORS THAT THE FIREBREAKS ON THEIR LAND ARE COMPLETED BY 30 NOVEMBER, 2004.

Note: Pursuant to Council's Health Local Laws, Burning of any refuse is prohibited in Urban Areas (Includes Residential, Special Residential, Commercial and Industrial areas).

Please note that all variations to firebreaks previously and currently approved by Council are cancelled as of 1st August 2005.

Any resident requiring further information regarding Applications to Vary Firebreaks can contact Council's Rangers and Fire Management Services team on 9528 0303 for further information and advice.

Please note that failure to install a firebreak or comply with Council's firebreak order may incur a penalty of \$1000 in addition to Contractor Fees incurred to install fire breaks and Council Administration costs.

GARY G. HOLLAND, Chief Executive Officer.

LG502*

BUSH FIRES ACT 1954

Shire of Serpentine Jarrahdale

FIREBREAK NOTICE

Owners and/or Occupiers of Land

Pursuant to the powers contained in Section 33 of the Bush Fires Act, 1954 (as amended) you are hereby required on or before the 30th day of November 2005 to remove from land owned or occupied by you all flammable material and/or to clear firebreaks in accordance with the following, and

thereafter to maintain the land and/or firebreaks clear of flammable material up to and including the 30th day of March 2006, in such positions/dimensions and specifications as required by this Notice.

Interpretation

Unless the context otherwise requires—

“**Act**” means the Bush Fires Act 1954;

“**Flammable**” includes all forms of vegetation both living and dead, and any other flammable materials and combustible matter;

“**Firebreak**” means ground which is cleared to a mineral earth standard in which all flammable material (which includes vegetation, grasses and pastures and with all overhanging branches, trees, limbs etc to be trimmed back clear of the Firebreak area) has been removed and on which no flammable material (which includes vegetation) is permitted during the Firebreak period and the Firebreak must be the required width from the ground up in a vertical line with no restrictions;

“**Firebreak Period**” means the time between 30 November in any year until 31 March in the year following;

“**Trafficable**” means able to be driven around, unhindered, in a standard four-wheel drive vehicle.

“**Gate**” means a solid, piped or wire structure that is 4.2 metres wide, not locked and clearly accessible and trafficable at all times.

“**Low Fuel Zone**” means an area of land not less than 20 metres in radius around any structure, building, asset or thing, unhindered, with no flammable materials within that zone that would contribute to the spread of fire.

FIREBREAK CONSTRUCTION

May be constructed by one or more of the following methods to the standards required by this notice. Ploughing, cultivating, scarifying, burning, chemical spraying or other approved method. In addition you may be required to carry out further works, which may be deemed necessary by Council, or the Authorised Officer. Where Council or the Authorised Officer requires that fuel loadings within the property be reduced by slashing, mowing or other means, Council, or the Authorised Officer, may instruct the owner and/or occupier to comply with the required works.

Change of Land Ownership

If a person becomes an owner or occupier of land within the firebreak period the owner or occupier must within fourteen (14) days of becoming the owner or occupier of land comply with this Firebreak order.

ALL LAND OVER 4047m² (one acre) in Central and South Wards

Clear firebreaks of all flammable material a minimum of three (3) metres wide inside and along all boundaries of land abutting road, rail and drain reserves and all public open space/crown reserves, with all overhanging branches, trees, limbs, etc to be trimmed back four (4) metres clear of the firebreak area. Clear firebreaks of all flammable material a minimum of three (3) metres wide so far as to surround all buildings, sheds and haystacks. The inner perimeter of such firebreaks to be within fifteen (15) metres of the buildings, sheds and haystacks, with all overhanging branches, trees, limbs, etc. to be trimmed back four (4) metres clear of firebreak area. Firebreaks are to be maintained to above requirements throughout the firebreak period.

ALL LAND OVER 4047m² (one acre) in Byford and North West Wards

Clear firebreaks of all flammable material a minimum of three (3) metres wide immediately inside all external boundaries of the land with all overhanging branches, trees, limbs, etc to be trimmed back four (4) metres clear of the firebreak area. Clear firebreaks of all flammable material a minimum of three (3) metres wide immediately surrounding all buildings and haystacks or groups of buildings and haystacks situated on the land, with all overhanging branches, trees, limbs, etc. to be trimmed back four (4) metres clear of the firebreak area. This includes driveways and access to buildings on the land. Firebreaks are to be maintained to above requirements throughout the firebreak period.

ALL LAND LESS THAN 4047m² (one acre) in ALL AREAS of the Shire

Have the entire land clear of all flammable material by slashing or other means. All grasses are to be maintained below 25mm in height and all trees, bushes, shrubs are to be trimmed back over driveways and access to buildings to four (4) metres high and wide to afford access for emergency services to all structures and points of the property. Land is to be maintained to above requirements throughout the firebreak period.

APPLICATION TO VARY FIREBREAK

If for any reason it is considered impractical to clear firebreaks as required by this Notice, you may apply in writing to Council on or before 31st day of October 2005, requesting permission to provide firebreaks in an alternative position or take alternative action to comply with this firebreak order. If the Council or its authorised officer does not grant permission for your variation, you shall comply with the requirements of this Notice in its entirety. Application form can be obtained from the Mundijong Office 9526 1111. It is a requirement that application for variation is made each year.

DOES YOUR PROPERTY HAVE A FIRE MANAGEMENT PLAN?

All properties with a fire management plan approved, as part of subdivision consent shall comply with the plan in its entirety. PENALTY: \$1,000.00.

PLANTATIONS

Any area of planted trees, other than a windbreak, within gazetted town sites exceeding 3 hectares and else where exceeding 10 hectares (as at 1st August 1996). Clear firebreaks of all flammable material a minimum of twenty (20) metres in width around and immediately inside all external boundaries of such land. Clear firebreaks of all flammable material a minimum of 10 (ten) metres in width within the plantation so as to subdivide the plantation into areas or compartments each not exceeding twenty eight(28) hectares. Trees within two (2) metres of the edge of any firebreaks to be pruned so that branches do not impede access along the firebreak. ***A map of each plantation showing roads, firebreaks, access points and water points shall be lodged with the Council on or before 15th December.*** (Please note that as of 2006 the cut off date will be changing to the 30th November) Where there is a public building adjoining plantations there shall be a minimum fifty(50) metres distance between the building and the first line of trees. Council may require greater distances if, in its opinion, public safety would be at risk. Where there is a fuel depot/station or storage facility for fuel or gases adjoining a plantation there shall be a minimum one hundred (100) metres distance between the boundary of the facility and the first line of trees. Council may require greater distances if, in its opinion, public safety would be at risk. All firebreaks required shall be constructed to a standard trafficable by fire units. Where Council, or its authorised officer, requires extra works to roads or plantation operations, Council, or the Authorised officer, shall give written notice to the owner/occupier to comply with the works.

FUEL DUMPS

On all land where fuel drum ramps are located and where fuel dumps, whether containing fuel or not, are stored, clear maintained firebreaks 4 metres wide around any drum, ramp or stack of drums.

PERMITS REQUIRED—RESTRICTED BURNING PERIOD

1st October to 30th November INCLUSIVE

TOTAL FIRE BAN—NO BURNING UNDER ANY CIRCUMSTANCE

1st December to 31st March INCLUSIVE

In accordance with sect 24G of the Bush Fires Act all persons in Serpentine Jarrahdale are advised that the burning of garden refuse as prescribed by the Act is prohibited between the 1st December to the 31st March inclusively each year.

PERMITS REQUIRED—RESTRICTED BURNING PERIOD

1ST April to 31ST May INCLUSIVE

Due to unseasonal weather conditions these days may be extended or shortened. You can check with your local Volunteer Fire Control Officer or by calling the Shire office on 9526 1111.

FIREBREAKS MUST BE INSTALLED BY 30TH NOVEMBER AND MAINTAINED CLEAR OF FLAMMABLE MATERIAL UP TO AND INCLUDING 31ST MARCH EACH YEAR.

This order has effect from the 1st October 2005 until 30th September 2006 by order of Council.

M. BEAVERSTOCK, Acting Chief Executive Officer.

MINERALS AND PETROLEUM

MP401

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

Department of Minerals and Energy,
Mt Magnet, 6 October 2005.

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

J. PACKINGTON, Warden.

To be heard in the Warden's Court, Mt Magnet on the 1st December 2005.

MURCHISON MINERAL FIELD

Cue District

P20/1657—Cougar Metals NL

P20/1800—Cougar Metals NL

MP402**MINING ACT 1978****FORFEITURE**

Department of Industry and Resources,
PERTH WA 6000.

I hereby declare in accordance with the provisions of section 96A(1) of the *Mining Act 1978* that the undermentioned exploration licences are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

ALAN CARPENTER MLA, Minister for State Development.

Number	Holder	Mineral Field
38/794	Fargo Resources Pty Ltd	Mt Margaret
38/1060	Fargo Resources Pty Ltd	Mt Margaret
38/1061	Fargo Resources Pty Ltd	Mt Margaret
38/1063	Fargo Resources Pty Ltd	Mt Margaret

MP403**MINING ACT 1978****FORFEITURE**

Department of Industry and Resources,
PERTH WA 6000.

I hereby declare in accordance with the provisions of Section 96A(1) and 97(1) of the "Mining Act 1978" that the undermentioned mining tenements are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

ALAN CARPENTER MLA, Minister for State Development.

Number	Holder	Mineral Field
	Exploration Licences	
38/1128	Fargo Resources Pty Ltd	Mt Margaret
38/1198	Fargo Resources Pty Ltd	Mt Margaret
	Mining Lease	
70/217	ACI Operations Pty Ltd	South West

PARLIAMENT

PA401***PARLIAMENT OF WESTERN AUSTRALIA****Royal Assent To Bill**

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

Short Title of Bill	Date of Assent	Act No.
Housing Societies Repeal Bill 2005	October 5 2005	17 of 2005

Dated October 10 2005.

PETER J. MCHUGH, Acting Clerk of the Parliaments.

RACING, GAMING AND LIQUOR

RG401*

LIQUOR LICENSING ACT 1988

LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
11010	Estate Wine Shippers Pty Ltd	Application for the grant of a Wholesaler's licence in respect of premises situated in Dunsborough and known as Estate Wine Shippers	01/11/2005
11005	Bruba Pty Ltd, Jordazz Pty Ltd and Kattoby Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Henley Brook and known as Ten250	19/10/2005
11003	Bruba Pty Ltd	Application for the grant of a Producer licence in respect of premises situated in Henley Brook and known as Jumbuck Brewing & Wax Wines	19/10/2005
11013	Ellenbrook Senior Football Club Inc	Application for the grant of a Club Restricted licence in respect of premises situated in Ellenbrook and known as Ellenbrook Senior Football Club Inc	27/10/2005
APPLICATIONS FOR APPROVAL TO ALTER/REDEFINE THE LICENSED PREMISES			
232862	Arinco Pty Ltd, Ralph Condello, Helen Margaret Condello, Natalino Domenico Condello and Shelley Maree Condello	Application for approval to alter/define the Liquor Store in respect of premises situated in Gelorup and known as Condello's Liquor Store	26/10/2005
227402	Kireen Nominees Pty Ltd	Application for approval to alter/define the Hotel in respect of premises situated in Halls Creek and known as the Kimberley Hotel	01/11/2005

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

Dated: 12 October 2005.

P. MINCHIN, Acting Director of Liquor Licensing.

TRANSPORT

TR401

PORT AUTHORITIES ACT 1999

DAMPIER PORT AUTHORITY

Appointment

It is hereby notified for general information that the Minister for Planning and Infrastructure has approved the appointment of—

- Mr Robert Glass as Alternate Director of the Dampier Port Authority expiring on 30 June 2008.

This appointment is in accordance with Sections 7—10 of the *Port Authorities Act 1999*.

ALANNAH MacTIERNAN MLA, Minister for Planning and Infrastructure.

DECEASED ESTATES

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 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 14th November 2005, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Annels, Mary Aylward, late of St Georges Homes 2 Essex Street Bayswater, died 16/9/05, (DE19810192EM17)

Bakker, Johannes Cornelis, late of 13 Dinsdale Place Hamersley, died 8/9/05, (DE19790013EM12)

Chapman, Norman Johnson, late of Armadale Nursing Centre 21 Angelo Street Armadale, died 17/8/05, (DE19853298EM16)

Clapp, Dudley Albert, late of 14A Eyre Close Bull Creek, died 19/9/05, (DE19510285EM32)

Clifford, Victor, late of 4 Thomas Street West Busselton, died 14/9/05, (DE19911295EM37)

Gallagher, Maxwell Edward, late of 2450 Clayton Road Boya, died 30/6/05, (DE20000581EM26)

Gibbs, Elizabeth Adelia, late of Brightwater Nursing Home 155 Odin Road Innaloo, died 26/8/05, (DE20012106EM16)

Hunter, Robert Dunsmore, late of 143 Wood Street Inglewood, died 9/7/05, (DE33042745EM214)

Johns, Elsie May, late of Hiliview Terrace Bentley, died 22/9/05, (DE19950458EM36)

Kelly, Wayne also known as Sam Kelly, late of 39 Ayres Crescent Lancelin, died 19/9/05, (DE30257385EM35)

Mackay, Florence Beryl, late of Leederville Gardens Retirement Estate 34/37 Britannia Road Leederville, died 9/9/05, (DE19702086EM13)

McCorry, Margaret Elizabeth, late of 10 Commercial Road Shenton Park formerly of 27 Evans Street Shenton Park, died 29/7/05, (DE19962198EM38)

McDermott, Barbara Enid, late of 1B Turana Place Rockingham, died 17/8/05, (DE19900286EM110)

Milligan, Stephen George, late of 25 Roseberry Street Bayswater formerly of Brightwater Nursing Home 2A Walter Road Inglewood, died 8/9/05, (DE19621737EM15)

Quinn, John Laurence, 23 Douglas Avenue Yokine, died 7/8/05, (DE19910772EM26)

Seward, Deric George, late of Shoalwater Nursing Home 70-74 Fourth Avenue Shoalwater, died 10/9/05, (DE19773257EM26)

Stewart, John Craig, late of 7/19 Field Street Mount Lawley, died 23/9/05, (DE20002784EM313)

Webb, Alfred Francis, late of Unit 5/69 Birdwood Avenue Como formerly of Craigwood Green 29 Gardner Street Como, died 23/9/05, (DE20000761EM37)

White, Kenneth Percy, late of 14/2 Attfield Street Maddington, died 23/9/05, (DE19680940EM16)

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

ZX402**PUBLIC TRUSTEE ACT 1941****ADMINISTERING OF ESTATES**

Notice is hereby given that pursuant to Section 14 of the Public Trustee Act 1941 and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 12th day of October 2005.

S. W. CONLIN, A/Public Trustee,
565 Hay Street, Perth WA 6000.

Name of Deceased; Address; Date of Death; Date Election Filed.

Marques, Manuel Da Silva (DE33042060EM17); Connolly; 3/9/05; 28/9/05.

Daddow, Neville (DE33043048EM13); Geraldton; 22/6/05; 30/9/05.

A L L N E W !

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