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— PART 1 —

PROCLAMATIONS

AA101

ABORIGINAL COMMUNITIES ACT 1979

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

I, the Governor, acting under the *Aboriginal Communities Act 1979* section 4(1)(b) and with the advice and consent of the Executive Council, and on the advice of the Minister for Indigenous Affairs, declare Ardyaloon Incorporated, an incorporated Aboriginal community formerly called The Bardi Aborigines Association Inc., to be an Aboriginal community to which the *Aboriginal Communities Act 1979* applies.

Given under my hand and the Public Seal of the State on 26 October 2005.

By Command of the Governor,

JOHN KOBELKE, Minister for Indigenous Affairs.

GOD SAVE THE QUEEN !

FISHERIES

FI301*

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 3) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Fish Resources Management Amendment Regulations (No. 3) 2005*.

2. The regulations amended

The amendments in these regulations are to the *Fish Resources Management Regulations 1995**

[* Reprint 4 as at 14 November 2003.

For amendments to 5 September 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 130-1, and Gazette 1 March, 3 June and 22 July 2005.*]

3. Regulation 3 amended

- (1) Regulation 3(1) is amended by inserting in the appropriate alphabetical positions the following definitions —

“

“fish trunk” means —

- (a) a finfish that would be a whole fish except that —
 - (i) all of its head; and
 - (ii) all of its tail, has been removed;
- (b) a low risk finfish that would be a whole fish except that all, or any part of, its head, tail or scales has been removed; or
- (c) a shark that would be a whole fish except that —
 - (i) all of its head;
 - (ii) all of its tail; and
 - (iii) one or more of its fins, has been removed;

“lawful overnight stay on an island” means staying on an island —

- (a) for a period of at least 5 hours which includes midnight; and
- (b) without contravening any relevant written law about —
 - (i) accommodation on the island; or
 - (ii) staying overnight on the island;

“low risk finfish” has the same meaning as in regulation 16(1);

“metropolitan waters” means all WA waters between 31° 29.580' south latitude (northern wall of the Two Rocks Marina) and 32° 41.453' south latitude (Cape Bouvard);

“special risk finfish” has the same meaning as in regulation 14(1);

“**western gulf land area**” means the land adjacent to the waters of the Shark Bay western gulf;

”.

- (2) Regulation 3(1) is amended by deleting the definition of “fillet” and inserting instead —

“

“**fillet**” means any part or piece of a finfish, other than a whole fish, fish trunk, head, tail, fin or a product of gilling or gutting the fish;

”.

- (3) Regulation 3(1) is amended by deleting the full stop at the end of the definition of “Lancelin Island Lagoon” and inserting instead a semicolon.
- (4) Regulation 3(1) is amended in the definition of “Ningaloo Marine Park” by deleting “of the Indian Ocean and Exmouth Gulf within the boundaries of the Ningaloo Marine Park Reserve No. 2 shown on Department of Conservation and Land Management Plan No. 1735;” and inserting instead —

“

reserved under section 13 of the *Conservation and Land Management Act 1984* as Class “A” Marine Park Reserve No. 2, Ningaloo Marine Park;

”.

- (5) Regulation 3(1) is amended by deleting ““Region” means” and inserting instead —

“ **“region”** means ”.

- (6) Regulation 3(1) is amended in the definition of “whole fish” by deleting “a fish” and inserting instead —

“ a finfish ”.

4. **Regulation 3A repealed**

Regulation 3A is repealed.

5. **Part 4 Division 2 replaced**

Part 4 Division 2 is repealed and the following Division is inserted instead —

“

Division 2 — Requirements regarding fish trunks and fillets

14. Special risk finfish to be landed as whole fish in certain areas

- (1) In this regulation —

“**special risk finfish**” means a finfish referred to in column 1 of the Table to this subregulation if it is

brought onto land as specified in column 2 of that Table opposite the fish.

Special risk finfish

finfish	brought onto land
barramundi	brought onto land in the Ord River area, as defined in regulation 64ZF
barramundi	brought onto land from the waters of King Sound south of 17° 27' south latitude, including all waters of the Fitzroy River and its tributaries
black bream	brought onto land from the waters of the Swan River or Canning River
estuary cod	brought onto land anywhere in the State
malabar cod	brought onto land anywhere in the State
pink snapper	brought onto land in the West Coast Region from waters south of 31° 29.580' south latitude and north of 32° 41.453' south latitude
Queensland groper	brought onto land anywhere in the State
tailor	brought onto land in the West Coast Region

- (2) A person must not bring onto land a finfish that is a special risk finfish when brought onto that land unless it is a whole fish.
- Penalty: \$3 000 and the penalty provided in section 222 of the Act.
- (3) Subregulation (2) does not apply to, or in respect of—
- (a) finfish taken for a commercial purpose in accordance with an authorisation; or
 - (b) finfish if it—
 - (i) was brought by the person onto the mainland following a lawful overnight stay on an island by the person; and
 - (ii) had been brought onto the island, and kept there while the person stayed there overnight.

15. High risk finfish to be landed as whole fish, fish trunks or fillets of a certain description

- (1) In this regulation —
“**high risk finfish**” means all finfish other than —
- (a) low risk finfish; and
 - (b) special risk finfish.
- (2) Subject to regulation 16A, a person must not bring onto land a finfish that is a high risk finfish when brought onto land unless it is —
- (a) a whole fish; or
 - (b) a fish trunk or fillet that —
 - (i) has the skin and scales attached;
 - (ii) is at least 300 mm in length;
 - (iii) is packaged flat;
 - (iv) is packaged so that it is easily accessible for measurement and identification; and
 - (v) where the fish is frozen, can be measured and identified without being thawed.

Penalty: \$3 000 and the penalty provided in section 222 of the Act.

- (3) Subregulation (2) does not apply to, or in respect of —
- (a) finfish taken for a commercial purpose in accordance with an authorisation; or
 - (b) finfish if it —
 - (i) was brought by the person onto the mainland following a lawful overnight stay on an island by the person; and
 - (ii) had been brought onto the island, and kept there while the person stayed there overnight.

16. Low risk finfish to be landed as whole fish, fish trunks or fillets with the skin attached

- (1) In this regulation —
“**low risk finfish**” means a finfish of a class specified in Schedule 3 —
- (a) Part 1 Division 3 if it is brought onto land in the Gascoyne Region;
 - (b) Part 2 Division 3 if it is brought onto land in the Pilbara and Kimberley Region or in the South Coast Region; or
 - (c) Part 3 Division 3 if it is brought onto land in the West Coast Region.

- (2) Subject to regulation 16A, a person must not bring onto land a finfish that is a low risk finfish in the region where it is brought onto land unless it is —
- (a) a whole fish; or
 - (b) a fish trunk or fillet that has the skin attached.
- Penalty: \$1 000 and the penalty provided in section 222 of the Act.
- (3) Subregulation (2) does not apply to, or in respect of —
- (a) finfish taken for a commercial purpose in accordance with an authorisation; or
 - (b) finfish if it —
 - (i) was brought by the person onto the mainland following a lawful overnight stay on an island by the person; and
 - (ii) had been brought onto the island, and kept there while the person stayed there overnight.

16A. Finfish at Shark Bay

- (1) Subject to subregulations (2) and (3) —
- (a) a person on a boat in the waters of the Shark Bay eastern gulf or the waters of the Shark Bay western gulf must not be in possession of a finfish unless it is a whole fish;
 - (b) a person must not bring onto the eastern gulf land area or the western gulf land area, a finfish unless it is a whole fish; and
 - (c) the master of a boat in the waters of the Shark Bay eastern gulf or the waters of the Shark Bay western gulf must ensure that there is not any finfish on the boat unless it is a whole fish.
- Penalty: \$3 000 and the penalty provided in section 222 of the Act.
- (2) Subregulation (1) does not apply to, or in respect of, —
- (a) finfish taken for a commercial purpose in accordance with an authorisation; or
 - (b) mackerel or tuna of the Family Scombridae that is a fish trunk or fillet that —
 - (i) has the skin and scales attached;
 - (ii) is at least 300 mm in length;
 - (iii) is packaged flat;
 - (iv) is packaged so that it is easily accessible for measurement and identification; and

- (v) where the fish is frozen, can be measured and identified without being thawed,
and if the fish is filleted, each fillet —
 - (vi) is taken from one side only of the fish;
and
 - (vii) has the skin and pectoral fin intact and attached to the fillet.
- (3) Subregulation (1)(a) and (c) do not apply to, or in respect of, a finfish, other than pink snapper, if the fish is —
- (a) being consumed on the boat; or
 - (b) prepared, or being prepared, for the purpose of immediate consumption on the boat.
- (4) This regulation applies despite anything to the contrary in, or any inconsistent provision of, regulation 15 or 16.

16B. Filleting of sharks — commercial fishing

- (1) A master of a fishing boat must ensure that there is not any shark on the boat other than a whole shark.
- (2) A person must not bring onto land any shark taken for a commercial purpose in accordance with an authorisation other than a whole shark.
- (3) Despite subregulations (1) and (2), a person may bring onto land, and the master of a fishing boat may be in possession on the boat of —
 - (a) a shark that has been gutted;
 - (b) a shark that has had its head removed; or
 - (c) parts of a shark, but only if —
 - (i) all the parts of the shark; or
 - (ii) all the parts of the shark other than a part that may be removed under paragraph (a) or (b),are on the boat or brought ashore together.

Penalty: \$10 000.

”.

6. Subdivision 1A inserted in Part 4 Division 3

After the heading to Part 4 Division 3 the following subdivision is inserted —

“

Subdivision 1A — Preliminary

16C. Finfish excludes baitfish in this Division

In this Division —

“**finfish**” does not include fish of the Family Atherinidae, Clupeidae, Engraulidae or Hemirhamphidae.

16CA. Where possession limit is referred to in terms of bag limit

- (1) The bag limit that applies in respect of fish that a person is in possession of is the bag limit that applies in any region or other area of the State in which the person is in possession of any fish which would permit the person to be in possession of the greatest number of fish.
- (2) Despite subregulation (1), the maximum quantity of fish that a person may be in possession of must not exceed the bag limit that applies in respect of the fish in the region or other area of the State where the fish is, or are, located.

”.

7. Regulation 16D amended

- (1) Regulation 16D(1) is amended as follows:
 - (a) in paragraph (b) by inserting after “whole fish” —
“ or fish trunks ”;
 - (b) in paragraph (c) by inserting after “whole fish” —
“ or fish trunks ”.
- (2) Regulation 16D(2) is amended by deleting “16E(1)” and inserting instead —
“ 16E(2) and (3) ”.

8. Regulation 16E amended

- (1) Regulation 16E(1), (2) and (3) are repealed and the following regulations are inserted instead —

“

- (1) In this regulation —
“**day trip**” means a voyage undertaken by a person on a boat, except a voyage which —
 - (a) has taken place over more than one day; or

- (b) follows a lawful overnight stay on an island by the person and ends on the mainland;

“single-sided fillet” means a fillet that is taken from one side only of a fish.

- (2) For the purposes of section 51(1) of the Act, the maximum quantity of finfish that a person on a boat may be in possession of where the person is on, or has just completed, a day trip is —
 - (a) where all of the fish is filleted, 20 kg of fillets of fish; or
 - (b) where not all of the fish is filleted, one day’s bag limit of whole fish or fish trunk, not more than 10 kg of which is filleted.
- (3) For the purposes of section 51(1) of the Act, the maximum quantity of finfish that the master of a boat may be in possession of on the boat where the master is on or has just completed, a day trip, is —
 - (a) where all of the fish is filleted, 20 kg of fillets of fish; or
 - (b) where not all of the fish is filleted, one day’s bag limit of whole fish or fish trunks, not more than 10 kg of which is filleted.
- (3a) For the purposes of section 51(1) of the Act, the maximum quantity of fish of the species referred to in this subregulation that a person on a boat may be in possession of on that boat where it is being used by 2 or more persons for taking fish is —
 - (a) twice the bag limit of blue manna crabs;
 - (b) twice the bag limit of cuttlefish, octopus or squid;
 - (c) twice the bag limit of rock lobster; and
 - (d) twice the bag limit of brownlip or greenlip abalone.
- (3b) For the purposes of section 51(1) of the Act, the maximum quantity of fish of the species referred to in this subregulation that the master of a boat may be in possession of on that boat where it is being used by 2 or more persons for taking fish is —
 - (a) twice the bag limit of blue manna crabs;
 - (b) twice the bag limit of cuttlefish, octopus or squid;
 - (c) twice the bag limit of rock lobster; and
 - (d) twice the bag limit of brownlip or greenlip abalone.

- (2) Regulation 16E(4) is amended by deleting “subregulation (2)” and inserting instead —

“ subregulations (3a) or (3b) ”.

- (3) After regulation 16E(4) the following subregulation is inserted —

“

- (5) For the purpose of —

- (a) subregulations (3) and (3b), fish on a boat that are not in the possession of any other person on the boat are to be taken to be in the possession of the master of the boat; and
- (b) determining the number of fish in a person’s possession under subregulation (2)(b) or (3)(b) 2 single-sided fillets of finfish are to be taken to be equivalent to one whole fish.

”.

9. Regulation 16F amended

Regulation 16F(3) is amended by deleting “this subregulation” and inserting instead —

“ subregulation (1) ”.

10. Regulation 16H amended

Regulation 16H(3) is repealed and the following subregulation is inserted instead —

“

- (3) For the purposes of subregulation (2)(b) a tag must be attached to a pink snapper by passing the tag through the unsevered bottom jaw of the pink snapper and securing the tag through the tag’s locking device in such a manner that the tag is locked and intact and cannot be reused.

”.

11. Regulation 16K amended

- (1) Regulation 16K(1) is amended as follows:

- (a) in paragraph (d) by inserting after “whole fish” —
“ or fish trunks ”;
- (b) in paragraph (e) by inserting after “whole fish” —
“ or fish trunks ”.

- (2) Regulation 16K(2) is amended by deleting the definition of “Ningaloo Marine Park Land Zone” and inserting instead —

“

“**Ningaloo Marine Park Land Zone**” means all land —

- (a) between 24° 01.8636' south latitude (Red Bluff) and 21° 52.9218' south latitude and west of the North West Coastal Highway, Learmonth -Minilya and Murat Roads but excluding Exmouth townsite; and
- (b) on North West Cape, north of 21° 52.9218' south latitude.

”.

12. Regulation 16M replaced

Regulation 16M is repealed and the following regulation inserted instead —

“

16M. Possession limit — barramundi

- (1) For the purposes of section 51(1) of the Act, the maximum quantity of barramundi that a person may be in possession of, other than at the person's principal place of residence —
 - (a) in the Ord River area is one barramundi; and
 - (b) other than in the Ord River area is 2 barramundi.
- (2) For the purpose of determining the number of barramundi in a person's possession 2 single-sided fillets of barramundi are to be taken to be equivalent to one whole barramundi.
- (3) In this regulation —
 - “**Ord River area**” has the same meaning as in regulation 64ZF;
 - “**single-sided fillet**” means a fillet that is taken from one side only of a barramundi.

”.

13. Regulation 20 amended

- (1) Regulation 20 is amended by deleting the subregulation designation “(1)”.
- (2) Regulation 20(2) is repealed.

14. Regulation 22 amended

- (1) Regulation 22(3) is amended as follows:
 - (a) after paragraph (b) by deleting “or”;

- (b) after paragraph (c) by deleting the full stop and inserting instead —

“

;

- (d) fish —

- (i) in the possession and under the direct physical control of the person who took the fish; and
- (ii) packaged or stored together only with fish taken by the same person;

- (e) fish taken by a person on, or who has just completed, a day trip; or

- (f) fish taken by a person and packaged or stored with fish not taken by the person, if —
- (i) the quantity of fish packaged or stored together does not exceed the total of the maximum quantity of fish that one person may be in possession of in accordance with regulation 16D; and
 - (ii) no other fish are packaged or stored by the person.

”.

- (2) Regulation 22(5) is amended by inserting the following definition in the appropriate alphabetical position —

“

“**day trip**” has the same meaning as in regulation 16E;

”.

15. Regulation 31 amended

Regulation 31(2)(b) is amended by deleting “ashore” and inserting instead —

“ onto land ”.

16. Regulation 35 amended

Regulation 35(c) is amended by deleting “is being prepared for immediate consumption.” and inserting instead —

“

is —

- (i) being consumed; or
- (ii) prepared, or being prepared, for immediate consumption.

”.

17. Regulation 38B amended

Regulation 38B(c) is amended by deleting “is being prepared for immediate consumption.” and inserting instead —

“

is —

- (i) being consumed; or
- (ii) prepared, or being prepared, for immediate consumption.

”.

18. Regulation 38C amended

Regulation 38C is amended by deleting “ashore, or attempt to bring ashore” and inserting instead —

“ onto land, or attempt to bring onto land ”.

19. Regulation 41 amended

Regulation 41(1)(b) is amended by deleting “ashore, or attempt to bring ashore” and inserting instead —

“ onto land, or attempt to bring onto land ”.

20. Regulation 42 amended

Regulation 42(1)(b) is amended by deleting “ashore, or attempt to bring ashore” and inserting instead —

“ onto land, or attempt to bring onto land ”.

21. Regulation 64W amended

Regulation 64W is amended by deleting “Act that the person was acting in accordance with an authority to fish for fish for scientific purposes issued under regulation 178.” and inserting instead —

“

Act —

- (a) for the person charged to prove that the person was acting in accordance with an authority to fish for fish for scientific purposes issued under regulation 178;
- (b) where the person is charged with bringing onto land on any one day more fish than the bag limit of those fish, for the person to prove that he or she —
 - (i) was in possession of the fish in accordance with regulation 16D(1); and
 - (ii) was bringing those fish onto land;

or

- (c) for a person charged with bringing onto land on any one day more fish than the bag limit of those fish to prove that regulation 16E(3a) or (3b) applied in respect of the fish immediately before the fish were brought onto land.

”.

22. Regulation 64Z amended

Regulation 64Z(3) is amended by inserting after “Division 2” —

“ or 3 ”.

23. Regulation 64ZCA inserted

After regulation 64ZC the following regulation is inserted —

“

64ZCA. Bag limits for rock lobsters at Ningaloo

- (1) For the purposes of section 50 of the Act, the bag limit in respect of rock lobsters taken from the Ningaloo Marine Park or brought onto land in the Ningaloo Marine Park Land Zone or the Exmouth Gulf Land Zone is 4 rock lobsters.

- (2) In subregulation (1) —

“**Ningaloo Marine Park Land Zone**” has the same meaning as in regulation 16K(2);

“**Exmouth Gulf Land Zone**” means all land between 22°35' south latitude and 21°53' south latitude, east of the Learmonth -Minilya and Murat Roads and west of 114°19' east longitude.

”.

24. Regulation 128G amended

Regulation 128G(1)(c) is amended by deleting “ashore” and inserting instead —

“ onto land ”.

25. Regulation 128S amended

Regulation 128S(2) is amended by deleting “ashore” and inserting instead —

“ onto land ”.

26. Regulation 151 amended

Regulation 151 is amended as follows:

- (a) after paragraph (b) by deleting “and”;

- (b) after paragraph (c) by deleting the full stop and inserting instead —

“

; and

- (d) the length of a fillet or fish trunk is as set out in Part 3 of Schedule 8.

”.

27. Regulation 156 amended

Regulation 156 is amended in the Table by deleting “14,” and inserting instead —

“ 14(2), 15(2), 16(2), 16A(1), ”.

28. Regulation 157 amended

Regulation 157 is amended by deleting paragraph (a) and “and” after it and inserting instead —

“

- (a) section 222(4)(a) of the Act, the value per unit of weight of the fish listed in column 1 of Schedule 9 —

(i) if the fish is a fillet of finfish, is \$15 per kilogram; or

(ii) otherwise, is the amount per kilogram of fish as is set out in column 2 opposite the name of the fish;

and

”.

29. Regulation 180 amended

(1) Regulation 180 is amended by deleting the subregulation designation “(1)”.

(2) Regulation 180(2) is repealed.

30. Schedule 2 Part 2 amended

(1) Schedule 2 Part 2 Division 1 is amended under the heading “Setose or tarspot western rock lobster” by deleting “ashore” in paragraph (c) and inserting instead —

“ onto land ”.

(2) Schedule 2 Part 2 Division 3 Subdivision 1 is amended in clause 1(1)(a), (b) and (c) by deleting “ashore” in each place where it occurs and inserting instead —

“ onto land ”.

(3) Schedule 2 Part 2 Division 3 Subdivision 1 is amended in clause 2(1) by deleting “ashore” and inserting instead —

“ onto land ”.

- (4) Schedule 2 Part 2 Division 3 Subdivision 2 is amended in the first Table in the item commencing “Snapper, pink” by deleting “ashore” in paragraph (c) and inserting instead —
 “ onto land ”.
- (5) Schedule 2 Part 2 Division 3 Subdivision 2 is amended in the first Table by deleting “Whiting, Western Sand (yellow-finned)” and inserting instead —
 “ Whiting, Yellow-finned ”.
- (6) Schedule 2 Part 2 Division 3 Subdivision 2 is amended in the second Table —
- (a) by deleting “Barramundi, when taken or brought ashore” and inserting instead —
 “ Barramundi, when taken or brought onto land ”;
- (b) by deleting “Snapper, Pink, when taken or brought ashore” and inserting instead —
 “ Snapper, Pink, when taken or brought onto land ”.

31. Schedule 3 Part 1 amended

- (1) Schedule 3 Part 1 Division 1 is amended by deleting “Cod (combined)” and inserting instead —
 “
 Cod (combined, except Coral Trout and
 Coronation Trout) ”.
- (2) Schedule 3 Part 1 Division 1 is amended by deleting “Cod, in excess” and inserting instead —
 “ Cod classified as *Epinephelus* spp., in excess ”.
- (3) Schedule 3 Part 1 Division 2 is amended by deleting from the first and second columns the last item commencing “All other Gascoyne species”.
- (4) The heading to Schedule 3 Part 1 Division 3 is amended by deleting “Grouped” and inserting instead —
 “ **Low risk finfish — grouped** ”.

- (5) Schedule 3 Part 1 Division 3 is amended by deleting in the first column “Whiting, Western Sand and Southern School” and inserting instead —

“

Whiting, Southern School
 All other Gascoyne species of fish not specifically covered in this Part except for —
 (a) bait fish of the Families *Clupeidae* (Pilchards and Whitebait), *Atherinidae* (hardyheads) and *Engraulidae* (anchovy); and
 (b) Redfin Perch, Goldfish, European Carp and Tilapia

”

32. Schedule 3 Part 2 amended

- (1) Schedule 3 Part 2 Division 1 is amended by deleting from the first and second columns the last item commencing “All other Western Australian species”.
- (2) Schedule 3 Part 2 Division 2 Subdivision 1 is amended by deleting the item commencing “Cod” and inserting instead —

“

Cod (combined, except Coral Trout) 4
 Cod classified as *Epinephelus* spp., in excess of 30 kg weight or of 1200 mm in length 0

”

- (3) After Schedule 3 Part 2 Division 2 the following division is inserted —

“

Division 3 — Low risk finfish — grouped bag limit of 40 fish

Fish	Grouped bag limit of all species in the Division for one day
All other Western Australian species of fish not specifically covered in this Part except for — (a) bait fish of the <u>Families</u> <i>Clupeidae</i> and <i>Engraulidae</i> (anchovy, pilchard (mulie), sandy sprat (whitebait), blue sprat, scaly mackerel, maray); and (b) Redfin Perch, Goldfish, European Carp and Tilapia.	40

”

33. Schedule 3 Part 3 amended

- (1) Schedule 3 Part 3 Division 1 is amended by deleting “Cod (combined)” and inserting instead —
- “
- Cod (combined, except Coral Trout and Coronation Trout)
- ”.
- (2) Schedule 3 Part 3 Division 1 is amended by deleting “Cod, in excess” and inserting instead —
- “ Cod classified as *Epinephelus* spp., in excess ”.
- (3) Schedule 3 Part 3 Division 1 is amended by inserting after “Snapper, Pink” —
- “
- , only one of which may be in excess of 70 cm if taken or brought onto land from metropolitan waters
- ”.
- (4) Schedule 3 Part 3 Division 2 is amended in the item commencing “Bream, Black, Northwest-Black and Yellowfin (combined),” by deleting “ashore” and inserting instead —
- “ onto land ”.
- (5) Schedule 3 Part 3 Division 2 is amended by deleting in the first and second columns the last item commencing “All other West Coast species”.
- (6) The heading to Schedule 3 Part 3 Division 3 is amended by deleting “Grouped” and inserting instead —
- “ **Low risk finfish — grouped** ”.
- (7) Schedule 3 Part 3 Division 3 is amended by deleting in the first column “Whiting, Southern School and Western Sand” and inserting instead —
- “
- Whiting, Southern School
All other West Coast species of fish not specifically covered in this Part except for —
- (a) bait fish of the Families *Clupeidae* (Pilchards and Whitebait), *Atherinidae* (hardyheads) and *Engraulidae* (anchovy); and
- (b) Redfin Perch, Goldfish, European Carp and Tilapia
- ”.

34. Schedule 7 amended

Schedule 7 is amended under the heading “Marine or fluvio-marine fish” as follows:

- (a) by inserting in the appropriate alphabetical position the following item —

“
Cod, Malabar *Epinephelus Malabaricus*
”;

- (b) in the item commencing “Whiting, King George (spotted)” by deleting “*Sillago punctata*” and inserting instead —

“ *Sillaginodes punctata* ”;

- (c) in the item commencing “Whiting, Southern School (silver)” by deleting “*Sillago bassensis*” and inserting instead —

“ *Sillago bassensis* ”;

- (d) by deleting “Whiting, Western Sand (yellow-finned)” and inserting instead —

“ Whiting, Yellow-finned ”.

35. Schedule 8 amended

After Schedule 8 Part 2 the following part is inserted —

“

Part 3 — Method of determining the length of fish trunks and fillets

A fish trunk or fillet is to be measured —

- (a) when the fish is lying flat;
(b) without being held;
(c) lengthwise along the longest part of the fish to which both the skin and the flesh of the fish extends; and
(d) in the case of a fillet, the measurement is not to include any part of the head or tail of the fish still attached.

”.

36. Schedule 12 amended

Schedule 12 Part 2 is amended as follows:

- (a) in item 2 by inserting after “12(3),” —

“ 16B, ”;

- (b) in item 3 by inserting after “14,” —

“ 15, 16, 16A, ”.

By Command of the Governor,

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

JUSTICE

JU301*

Spent Convictions Act 1988

Spent Convictions Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Spent Convictions Amendment Regulations 2005*.

2. The regulations amended

The amendments in these regulations are to the *Spent Convictions Regulations 1992**.

[* *Reprint 1 as at 12 December 2003.*]

3. Regulation 3 replaced

Regulation 3 is repealed and the following regulation is inserted instead —

“

3. “Minor punishment”, amount prescribed (Act s. 3)

For the purposes of the definition of “minor punishment” in section 3 of the Act, the amount of \$500 is prescribed.

”.

4. Regulation 4 repealed

Regulation 4 is repealed.

5. Schedule 1 amended

Schedule 1 is amended as follows:

(a) by deleting “Other⁵” and inserting instead —

“ Other⁽⁵⁾ ”;

(b) in clause 1 under the heading “INFORMATION FOR APPLICANT” by deleting “beginning” and inserting instead —

“ end ”;

- (c) in clause 2 under the heading “INFORMATION FOR APPLICANT” by deleting “\$100” and inserting instead —
“ \$500 ”;
- (d) by deleting note (5) at the end of the Schedule and inserting instead —
“ (5) See clause 3 under “Information for applicant” ”.

6. Schedule 2 amended

Schedule 2 is amended by deleting “, 5 Mill Street, Perth 6000 (Tel: 222 8999)”.

By Command of the Governor,

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

JU302*

Spent Convictions Act 1988

Spent Convictions (Act Amendment) Regulations (No. 2) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Spent Convictions (Act Amendment) Regulations (No. 2) 2005*.

2. *Spent Convictions Act 1988* Schedule 3 amended

The amendments in these regulations are to the *Spent Convictions Act 1988** Schedule 3.

[* *Reprint 4 as at 8 July 2005.*]

3. Clause 3 amended

Clause 3(1) is amended by inserting in the Table to the subclause, in the appropriate alphabetical position —

“

- Homecare Services Pty Ltd (ACN 084 014 264)

”.

By Command of the Governor,

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

RACING, GAMING AND LIQUOR

RG301*

Casino Control Act 1984

**Casino Control (Authorised Games)
Amendment Notice (No. 4) 2005**

Given by the Gaming and Wagering Commission of Western Australia under section 22(1).

1. Citation

This notice is the *Casino Control (Authorised Games) Amendment Notice (No. 4) 2005*.

2. Principal notice amended

- (1) The amendments in this section are to the *Casino Control (Authorised Games) Notice 1985** given under section 22(1) of the *Casino Control Act 1984*.

[* *Published in Gazette 20 December 1985, p. 4825.*

For amendments to 26 October 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 42-3, and Gazette 22 April and 13 May 2005.]

- (2) In the item commencing “Poker”, before subitem (k) “Competition Manila”, the following subitem is inserted —

“ (ja) Competition Hold’Em ”.

- (3) In the item commencing “Poker”, before subitem (l) “Draw Poker”, the following subitem is inserted —

“ (ka) Competition Omaha ”.

Dated 27 October 2005.

For the Gaming and Wagering Commission of Western Australia.

DAVID HALGE, Chief Casino Officer.

WATER/SEWERAGE

WA301*

Water Agencies (Powers) Act 1984

Water Agencies (Charges) Amendment By-laws (No. 4) 2005

Made by the Minister under section 34(1).

1. Citation

These by-laws are the *Water Agencies (Charges) Amendment By-laws (No. 4) 2005*.

2. The by-laws amended

The amendment in these by-laws is to the *Water Agencies (Charges) By-laws 1987**.

[* *Reprint 3 as at 9 May 2003.*

For amendments to 13 September 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 435, and Gazette 13 May and 1 July 2005.]

3. Schedule 3 amended

Schedule 3 Division 2 is amended in the Table to item 10 after the entry commencing “Harvey” by inserting —

“ Hopetoun 12.000 12.000 ”.

J. KOBELKE, Minister Assisting
the Minister for Water Resources.

WA302*

Economic Regulation Authority Act 2003

Economic Regulation Authority (Country Water and Wastewater Pricing Reference) Notice 2005

Given by the Economic Regulation Authority under section 34(1) of the *Economic Regulation Authority Act 2003*.

1. Citation

This notice is the *Economic Regulation Authority (Country Water and Wastewater Pricing Reference) Notice 2005*.

2. Reference on country water and wastewater pricing

- (1) Under section 32(1) of the *Economic Regulation Authority Act 2003*, the Treasurer has referred to the Economic Regulation Authority for inquiry the country potable water and wastewater prices of the Water Corporation.
- (2) The terms of reference for the inquiry are set out in Schedule 1.

3. Period of inquiry

The period of the inquiry is 20 October 2005 to 28 April 2006.

4. Public submissions

- (1) Members of the public may make written submissions to the Economic Regulation Authority on any matter that —
 - (a) is dealt with in the issues paper or draft report referred to in the terms of reference; or
 - (b) is otherwise relevant to the terms of reference.
- (2) Submissions in response to the issues paper or draft report may be made within 4 weeks after the release of the relevant document or any longer period allowed by the Economic Regulation Authority.
- (3) Submissions may be sent —
 - (a) by mail to the Economic Regulation Authority, GPO Box 8469, Perth Business Centre WA 6849; or
 - (b) by email to watersubmissions@era.wa.gov.au.

5. Further information

Further information about public submissions and other matters relating to the inquiry is available on the Economic Regulation Authority's website at <http://www.era.wa.gov.au>.

Schedule 1 — Terms of reference

[cl. 2(2)]

I, ERIC RIPPER, Treasurer, pursuant to section 32(1) of the *Economic Regulation Authority Act 2003* (the ERA Act), request that the Economic Regulation Authority (the Authority) undertake an inquiry into the Water Corporation's country potable water and wastewater prices. In doing so the Authority is expected to consider and make recommendations on:

- the appropriate consumption threshold for the application of uniform residential charges;
- the effectiveness and efficiency of the Water Corporation's five town class charges for residential and business customers in country towns and the merits of any alternative charging structure for country towns;
- the effectiveness and efficiency of the service charge structure for businesses and the merits of any alternative charging structure for country towns;
- the appropriateness of the residential and vacant land rates for each country sewerage scheme and the maximum rate in the dollar gross rental value wastewater service charge and the merits of an alternative charging structure;
- the appropriateness of continuing uniform Statewide major fixture and volumetric discharge sewerage charges for business; and
- the impact proposed pricing structures will have on the Water Corporation's revenue and expenses, as well as payments to, and from, the government.

The Authority is to have regard to the principles of the Government's uniform pricing policy, demand management targets, and other social, economic and environmental policy objectives.

The Authority will release an issues paper as soon as possible after receiving the reference. The paper is to facilitate public consultation on the basis of invitations for written submissions from industry, government and all other stakeholder groups, including the general community.

A draft report is to be made available by 31 January 2006 for further public consultation on the basis of invitations for written submissions.

A final report is to be completed by no later than 28 April 2006.

ERIC RIPPER MLA
DEPUTY PREMIER; TREASURER;
MINISTER FOR GOVERNMENT ENTERPRISES;
MINISTER ASSISTING THE MINISTER FOR PUBLIC SECTOR
MANAGEMENT

Chairman
Economic Regulation Authority

— PART 2 —

AGRICULTURE

AG413*

BEEKEEPERS ACT 1963
STOCK DISEASES (REGULATIONS) ACT 1968
STOCK (IDENTIFICATION AND MOVEMENT) ACT 1970
 APPOINTMENTS

Department of Agriculture
 South Perth WA 6151.

The Governor is pleased to appoint the following as Inspectors pursuant to the following Acts—

Section 5 of the *Beekeepers Act 1963*

Anita Ivy Drage
 Janine Gaye Zomer

Section 8 (1) of the *Stock Diseases (Regulations) Act 1968* and Section 37 of the *Stock (Identification and Movement) Act 1970*

Lee Chester
 Anita Ivy Drage
 Janice Ann Trembath

KIM CHANCE, MLC, Minister for Agriculture and Forestry.

AG414*

SOIL AND LAND CONSERVATION ACT 1945
LAKE GRACE 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 *Lake Grace 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 (Lake Grace Land Conservation District) Order 1996**, the following members are appointed to the land conservation district committee for the Lake Grace Land Conservation District—

- (a) on the nomination of the Shire of Lake Grace: Colin John Connolly of Lake Grace;
- (b) to represent the Western Australian Farmers Federation (Inc): Mary Naisbitt of Lake Grace and Lindsay Allen Slarke of Lake Grace; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Bill Willcocks of South Lake Grace
 - (ii) Ian Geoffrey Duckworth of Lake Grace
 - (iii) Frank Slarke of Lake Grace
 - (iv) Arthur Slarke of South Lake Grace
 - (v) Ollie Farrelly of Lake Grace

(*Published in the Gazette of 2 February 1996 at pp. 407-408 and amended in the Gazettes of 29 March 1996 at p. 1496 and 27 February 2001 at pp. 1211-1213).

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 28th of October 2005.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

AG415*

SOIL AND LAND CONSERVATION ACT 1945**YALGOO 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 *Yalgoo 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 (Yalgoo Land Conservation District) Order 1988**, the following members are appointed to the land conservation district committee for the Yalgoo Land Conservation District—

- (a) on the nomination of the Shire of Yalgoo: Donald Edward Anderson of Burnerbinmah Station;
- (b) to represent the Pastoralists and Graziers Association of Western Australia: Robert Julian Mitchell of Barnong Station; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Thomas Patrick Morrissey of Thundelarra Station
 - (ii) Roxanne Mary Morrissey of Thundelarra Station
 - (iii) Jackie Hele of Mouroubra Station
 - (iv) Arthur Hele of Mouroubra Station
 - (v) Kathryn Margaret Mitchell of Barnong Station
 - (vi) Ellen Cecelia Rowe of Yalgoo
 - (vii) Ray Tynan of Yalgoo

(*Published in the Gazette of 14 October 1988 at pp. 4209-4211, and amended in the Gazettes of 26 May 1989 at pp. 1577-1578 and 11 September 1992 at p. 4598 and an Amendment Order approved by Executive Council on 29 December 1998 {refer to Department of Agriculture reference: 881788V02P0A}).

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 28th of October 2005.

ANDREW WATSON, Commissioner of Soil
and Land Conservation.

AG416*

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 Chapman Valley Land Conservation District, (*which Committee was established by an Order in Council, published in the Gazette of 12 July 1991 at pp. 3422-3424 and amended in the Gazettes of 23 April 1993 at p. 2166, 20 September 1994 at p. 4846 and an Amendment Order approved by Executive Council on 23 September 1997 {refer to Department of Agriculture reference: 881822V02P0J}*). The appointment is for a term ending on 31 October 2006.

- (1) pursuant to Section 23 (2b) (b) of the Act, Beverley Dawn Davidson of Bayside is appointed a member of the Committee on the nomination of the Shire of Chapman Valley.
- (2) delete Michael Anthony Richards of Chapman Valley from representing the Shire of Chapman Valley.

Dated this day 28th of October 2005.

ANDREW WATSON, Commissioner of Soil
and Land Conservation.

AG417*

SOIL AND LAND CONSERVATION ACT 1945**APPOINTMENT**

Pursuant to section 23 (2b)(d) of the Soil and Land Conservation Act 1945, being persons actively engaged in, or affected by, or associated with land use in the District, Marilyn Joy Chambers of Gingin and Ross Collard of Beermullah are appointed members of the Gingin Land Conservation District (*the Committee was established by an Order in Council, published in the Gazette 16 December 1983 at p. 4898 and amended in the Gazettes of 10 October 1986 at pp. 3876-3877, 7 June 1991 at*

pp. 2801-2802, 12 November 1993 at p. 6124, 30 September 1994 at p. 4960, 8 December 1995 at p. 5938 and an Amendment Order approved by Executive Council on 9 March 1999 (refer to Department of Agriculture reference: 881706V05P0A); and amended in the Gazettes of 27 April 2001 at pp. 2210-2211 and 16 December 2003 at pp. 5097-5098). The appointment is for a term ending on 31 December 2006.

Dated this day 28th of October 2005.

ANDREW WATSON, Commissioner of Soil
and Land Conservation.

CONSUMER AND EMPLOYMENT PROTECTION

CE401

INDUSTRIAL RELATIONS ACT 1979 APPOINTMENT OF INDUSTRIAL MAGISTRATES

His Excellency the Governor has been pleased to appoint—

Michelle Ethne Pontifex
Leighton Howard Jones
Elizabeth Amanda Hamilton

As industrial magistrates under s.81B(2) of the Industrial Relations Act 1979 as from and including 26 October 2005.

J. KOBELKE, Minister for Consumer and Employment Protection.

ENVIRONMENT

EV401*

WATER SERVICES LICENSING ACT 1995 WATER SERVICES LICENSING (OPERATION OF REGULATIONS) NOTICE 2005

Under section 46(2) of the *Water Services Licensing Act 1995*, notice is given that the *Water Services Coordination (Extension of Enactments) Amendment Regulations 2005* came into operation 21 October 2005.

Hon JOHN KOBELKE MLA, Minister Assisting the
Minister for Water Resources.

HEALTH

HE401*

HEALTH ACT 1911 APPOINTMENTS

Department of Health WA,
Perth, 31 October 2005.

In accordance with the provisions of section 28 of the *Health Act 1911*, the appointment of the following persons as Environmental Health Officers is approved.

Environmental Health Officer	Date Effective	Local Government
Gerhard Ehlers	11 October 2005	Shire of Broome
Nicola Gosatti	21 October 2005—23 December 2005	Shire of Kalamunda
Lyall Davieson	25 October 2005—2 December 2005	City of Cockburn
Mark Fallows	25 October 2005	City of Belmont
Wayne Jolley	25 October 2005	Shire of Boyup Brook

Dr M. STEVENS, Executive Director, Public Health.

HE402***POISONS ACT 1964****POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) ORDER (NO. 4) 2005**

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No. 4) 2005*.

Commencement

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

Interpretation

3. In this order—

“**specified persons**” means—

- (a) Kenneth Ilett, Associate Professor, Department of Pharmacology of the University of Western Australia, and
- (b) David Joyce, Associate Professor, Department of Pharmacology of the University of Western Australia;

“**specified place**” means the premises occupied by the Department of Pharmacology of the University of Western Australia at the Queen Elizabeth II Medical Centre, Nedlands;

“**specified substance**” means the amount of the substance included in Schedule 9 to the Act, possession of which is authorized under clause 4.

Possession of certain substance authorized

4. Subject to clause 5, the specified persons are authorized to possess at the specified place, for research purposes, not more than 5g of Phencyclidine (PCP).

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—

- (a) the specified substance, when not required for the purposes referred to in clause 4, is stored at the specified place in a secure manner, as directed by the Commissioner of Health;
- (b) written records relating to the specified substance are maintained by the specified persons at the specified place, as directed by the Commissioner of Health; and
- (c) that, if requested by the Commissioner of Health, any oral information or written report relating to the specified substance is given by the specified persons to the Commissioner.

By Command of the Governor,

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

HE403***POISONS ACT 1964****POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) ORDER (NO. 5) 2005**

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No. 5) 2005*.

Commencement

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

Interpretation

3. In this order—

“**specified place**” means the premises occupied by the Path West Laboratory Medicine WA, Queen Elizabeth II Medical Centre, Nedlands;

“**specified substances**” means the amount of the substances included in Schedule 9 to the Act, possession of which is authorized under clause 4.

Possession of certain substance authorized

4. Subject to clause 5, the persons mentioned in the table to this clause are authorized to together possess at the specified place, for the purpose of analytical chemical analysis, not more than—

- (a) 1mg of 3,4,5-Trimethoxyphenethylamine (Mescaline);
- (b) 10mg of Tetrahydrocannabinols;
- (c) 50mg of N,a-Dimethyl-3,4-(Methylenedioxy)Phenylethylamine (MDMA);
- (d) 10mg of 3,4-Methylenedioxyamphetamine (MDA);

- (e) 1mg of 3-(2-Dimethylaminoethyl)-4-Hydroxyindole (Psilocine or Psilocin);
- (f) 1mg of Psilocybine;
- (g) 1g of Phencyclidine (PCP);
- (h) 50mg of Lysergic acid;
- (i) 50mg of Heroin, and
- (j) 50mg of 3,4-methylenedioxy-N-ethylamphetamine (MDEA).

Table

Leon John Dusci, Laboratory Manager, Path West Laboratory Medicine WA, Queen Elizabeth II Medical Centre, Nedlands.

Lawrence Peter Hackett, Chemist and Research Officer, Path West Laboratory Medicine WA, Queen Elizabeth II Medical Centre, Nedlands.

Sean Joseph O'Halloran, Medical Scientist, Path West Laboratory Medicine WA, Queen Elizabeth II Medical Centre, Nedlands.

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—

- (a) the specified substances, when not required for the purposes referred to in clause 4, are stored at the specified place in a secure manner, as directed by the Commissioner of Health;
- (b) written records relating to the specified substances are maintained by the persons mentioned in the table to clause 4 at the specified place, as directed by the Commissioner of Health; and
- (c) that, if requested by the Commissioner of Health, any oral information or written report relating to the specified substances is given by the persons mentioned in the table to clause 4 to the Commissioner.

By Command of the Governor,

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

HE404*

POISONS ACT 1964

POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) ORDER (No. 6) 2005

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No. 6) 2005*.

Commencement

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

Interpretation

3. In this order—

“**specified place**” means the premises occupied by the Western Australian Police Service’s Alcohol and Drug Co-ordination Unit, at 8 Burton Street, Cannington;

“**specified substance**” means the amount of the substance included in Schedule 9 to the Act, possession of which is authorized under clause 4.

Possession of certain substance authorized

4. Subject to clause 5, the persons mentioned in the table to this clause are authorized to together possess at the places mentioned in Schedule 1, and while travelling directly between any of those places, not more than 30g of cannabis for educational purposes.

Table

Michael Riley, police officer, of 8 Burton Street, Cannington.

Kevin Ian Tinley, police officer, of 8 Burton Street, Cannington.

James Gilmour Wilson, police officer, of 8 Burton Street, Cannington.

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—

- (a) the specified substance, when not required for the purpose referred to in clause 4, is stored at the specified place in a secure manner, as directed by the Commissioner of Health;
- (b) written records relating to the specified substance are maintained by the people listed in the table to clause 4 at the specified place, as directed by the Commissioner of Health; and
- (c) that, if requested by the Commissioner of Health, any oral information or written report relating to the specified substance is given by the people listed in the table to clause 4 to the Commissioner.

SCHEDULE 1

1. Western Australian Police Service's Alcohol and Drug Co-ordination Unit, 8 Burton Street, Cannington.
2. The Western Australian Police Academy, 81 Lakeside Drive, Joondalup.
3. Prison Officer Recruit Training Centre, Casuarina Prison, Orton Road, Casuarina.
4. St John Ambulance Training Centre, 209 Great Eastern Highway, Belmont.
5. Australian Customs Service, Recruit Training, 2 Henry Street, Fremantle.
6. Royal Australian Navy Training Facility, HMAS Stirling, Garden Island.
7. R.A.C Insurance Training Centre, 1940 Albany Highway, Maddington.
8. Curtin University of Technology, Kent Street, Bentley.
9. Edith Cowan University, Churchlands Campus, Pearson Street, Churchlands.
10. Edith Cowan University, Bunbury Campus, Robertson Drive, Bunbury.
11. Edith Cowan University, Claremont Campus, Goldsworthy Road, Claremont.
12. Edith Cowan University, Joondalup Campus, Joondalup Drive, Joondalup.
13. Edith Cowan University, Mt Lawley Campus, 2 Bradford Street, Mt Lawley.
14. Edith Cowan University, Swan Tertiary Education Centre, Montreal Road, Midland.
15. Murdoch University, South Street, Murdoch.
16. Murdoch University, Rockingham Campus, Dixon Road, Rockingham.
17. University of Notre Dame Australia, 19 Mouat Street, Fremantle.
18. University of Western Australia, Stirling Highway, Nedlands.
19. Each police station in the State.
20. Albany Regional Prison, Princess Avenue, Albany.
21. Bandyup Women's Prison, 100 Middle Swan Road, Guildford.
22. Broome Regional Prison, Hammersley Street, Broome.
23. Bunbury Regional Prison, Centenary Road, Bunbury.
24. Casuarina Prison, Orton Road, Casuarina.
25. CW Campbell Remand Centre, Nicholson Road, Canning Vale.
26. Hakea Prison Complex, Nicholson Road, Canning Vale.
27. Eastern Goldfields Regional Prison, Vivian Street, Boulder.
28. Greenough Regional Prison, Narngulu Road, Rangeway via Geraldton.
29. Karnet Prison Farm, Kingsbury Drive, via Serpentine.
30. Nyandi Prison, 3 Allen Court, Bentley.
31. Pardelup Prison Farm, Muir Highway, Mount Barker.
32. Riverbank Prison, Hamersly Road, Guildford.
33. Roebourne Regional Prison, Sampson Road, Roebourne.
34. Wooroloo Prison Farm, Great Eastern Highway, Linley Valley, Wooroloo.
35. Emergency Management Training, 63-69 Abernethy Road, Belmont.
36. Each "school" as defined in section 4 of the *School Education Act 1999*.

By Command of the Governor,

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

HE405***POISONS ACT 1964****POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) (No. 7) ORDER 2005**

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No. 7) 2005*.

Commencement

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

Interpretation

3. In this order—

“Hakea Complex” means the Hakea Prison Complex, Nicholson Road, Canning Vale;

“specified substances” means the amount of the substances included in Schedule 9 to the Act, possession of which is authorized under clause 4.

Possession of certain substance authorized

4. Subject to clause 5, the people listed in the table to this clause are authorized to together possess at the places mentioned in Schedule 1, and while travelling directly between any of those places, not more than—

- (a) 1kg of cannabis;
- (b) 5g of cannabis resin;

- (c) 1000g of heroin; and
 (d) 1kg of N,a-Dimethyl-3,4-(Methylenedioxy)Phenylethylamine (MDMA),
 for the purpose of training animals in the detection of those substances.

Table

Lyndon Abbott, prison officer, Canine Section, Hakea Complex.

James Fisher, prison officer, Canine Section, Hakea Complex.

Robert Hands, prison officer, Canine Section, Hakea Complex.

Chris Harper, prison officer, Canine Section, Hakea Complex.

Colin Harrison, prison officer, Canine Section, Hakea Complex.

Janice Keelan, prison officer, Canine Section, Hakea Complex.

Dawn Kennedy, prison officer, Canine Section, Hakea Complex.

Phillip Leonard, prison officer, Canine Section, Hakea Complex.

Glen Marriott, prison officer, Canine Section, Hakea Complex.

David Pickett, prison officer, Canine Section, Hakea Complex.

Gail Raven, prison officer, Canine Section, Hakea Complex.

Trevor Sellers, prison officer, Canine Section, Hakea Complex.

Mark Sheehan, prison officer, Canine Section, Hakea Complex.

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—
- (a) the specified substances, when not required for the purpose referred to in clause 4, are stored at the Hakea Complex in a secure manner, as directed by the Commissioner of Health;
 - (b) written records relating to the specified substances are maintained at the Hakea Complex, as directed by the Commissioner of Health; and
 - (c) that, if requested by the Commissioner of Health, any oral information or written report relating to the specified substances is given to the Commissioner.

—————
SCHEDULE 1

PART A—METROPOLITAN AREA

1. Acacia Prison, Wooroloo.
2. Australian Federal Police Regional Headquarters, 619 Murray Street, West Perth.
3. Bandyup Women's Prison, 100 Middle Swan Road, Guildford.
4. Casuarina Prison, Orton Road, Casuarina.
5. Karnet Prison Farm, Kingsbury Drive, via Serpentine.
6. Hakea Prison Complex, Nicholson Road, Canning Vale.
7. Nyandi Prison, 3 Allen Court, Bentley.
8. Riverbank Prison, Hamersley Road, Guildford.
9. Western Australian Police Service's Drug Receival Unit, 2 Adelaide Terrace, Perth.
10. Wooroloo Prison Farm, Great Eastern Highway, Linley Valley, Wooroloo.

PART B—REGIONAL AREAS

1. Albany Regional Prison, Princess Avenue, Albany.
2. Broome Regional Prison, Hamersley Street, Broome.
3. Bunbury Regional Prison, Centenary Road, Bunbury.
4. Eastern Goldfields Regional Prison, Vivian Street, Boulder.
5. Greenough Regional Prison, Narngulu Road, Rangeway via Geraldton.
6. Pardelup Prison Farm, Muir Highway, Mount Barker.
7. Roebourne Regional Prison, Sampson Road, Roebourne.

By Command of the Governor,

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

HE406*

POISONS ACT 1964

POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) ORDER (No. 8) 2005

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No. 8) 2005*.

Commencement

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

Interpretation

3. In this order—

“**specified place**” means the premises occupied by the Perth Zoo, Labouchere Road, South Perth;

“**specified substance**” means the amount of the substance included in Schedule 9 to the Act, possession of which is authorized under clause 4.

Possession of certain substance authorized

4. Subject to clause 5, the persons mentioned in the table to this clause are authorized to together possess at the specified place, for the purpose of anaesthesia of exotic animals, not more than 450mg of etorphine.

Table

Paul Eden, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Cree Monaghan, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Karen Payne, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Rebecca Vaughan, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Simone Vitali, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Kristin Warren, veterinary surgeon, Perth Zoo, Labouchere Road, South Perth.

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—

- (a) the specified substance, when not required for the purpose referred to in clause 4, is stored by the specified persons at the specified place in a secure manner, as directed by the Commissioner of Health;
- (b) written records relating to the specified substance are maintained by the specified persons at the specified place, as directed by the Commissioner of Health; and
- (c) that, if requested by the Commissioner of Health, any oral information or written report relating to the specified substance is given by the specified persons to the Commissioner.

By Command of the Governor,

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

HE407*

POISONS ACT 1964**POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) ORDER (NO. 9) 2005**

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No. 9) 2005*.

Commencement

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

Interpretation

3. In this order—

“**specified place**” means the premises occupied by the Chemistry Centre (WA) at 125 Hay Street, East Perth;

“**specified substances**” means the substances in Schedule 9 to the Act, possession of which is authorized under clause 4.

Possession of certain substance authorized

4. Subject to clause 5, the persons mentioned in the table to this clause are authorized to together possess at the specified place, for the purpose of analytical chemical analysis, the substances in Schedule 9 to the Act.

Table

Susan Bonar, officer, Chemistry Centre (WA).

Greg Buck, officer, Chemistry Centre (WA).

Neil Thomas Campbell, officer, Chemistry Centre (WA).

Peter Andrew Collins, officer, Chemistry Centre (WA).

Timothy James Currie, officer, Chemistry Centre (WA).

David De Tata, officer, Chemistry Centre (WA).

Robert Charles Hansson, officer, Chemistry Centre (WA).
Alison Rosemary Hewitt, officer, Chemistry Centre (WA).
Murray Hoare, officer, Chemistry Centre (WA).
Theodore Horsten, officer, Chemistry Centre (WA).
Phuong Le, officer, Chemistry Centre (WA).
Jennifer Liepold, officer, Chemistry Centre (WA).
Bernard Frank Lynch, officer, Chemistry Centre (WA).
Peter Norman Miles, officer, Chemistry Centre (WA).
Antoinette Palmer, officer, Chemistry Centre (WA).
Lindsay Pescud, officer, Chemistry Centre (WA).
Charles Alexander Pierce, officer, Chemistry Centre (WA).
Charles Marion Polanski, officer, Chemistry Centre (WA).
Colin Roderick Priddis, officer, Chemistry Centre (WA).
Dominic Reynolds, officer, Chemistry Centre (WA).
Charles Ivan Russo, officer, Chemistry Centre (WA).
Nugent James Stiles, officer, Chemistry Centre (WA).
Edward Toh, officer, Chemistry Centre (WA).
David Tranthim-Fryer, officer, Chemistry Centre (WA).

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—

- (a) any amounts of the specified substances possessed by the persons mentioned in the table to clause 4 are not more than are required for the purpose referred to in that clause;
- (b) the specified substances, when not required for the purposes referred to in clause 4, are stored at the specified place in a secure manner, as directed by the Commissioner of Health;
- (c) written records relating to the specified substances are maintained by the persons mentioned in the table to clause 4 at the specified place, as directed by the Commissioner of Health; and
- (d) that, if requested by the Commissioner of Health, any oral information or written report relating to the specified substances is given by the persons mentioned in the table to clause 4 to the Commissioner.

By Command of the Governor,

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

HE408*

POISONS ACT 1964

POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) ORDER (NO. 10) 2005

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No. 10) 2005*.

Commencement

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

Interpretation

3. In this order—

“**specified place**” means the premises occupied by the Chemical Pathology Laboratory, Western Diagnostic Pathology at 74 McCoy Street, Myaree;

“**specified substances**” means the amount of the substances included in Schedule 9 to the Act, possession of which is authorized under clause 4.

Possession of certain substance authorized

4. Subject to clause 5, the people listed in the table to this clause are authorized to together possess at the specified place, for analytical chemical analysis, not more than—

- (a) 8mg of Tetrahydrocannabinols;
- (b) 8mg of N,a-Dimethyl-3,4-(Methylenedioxy)Phenylethylamine (MDMA);
- (c) 8mg of 3,4-Methylenedioxyamphetamine (MDA); and
- (d) 8mg of 3,4-Methylenedioxy-N-Ethylamphetamine (MDE).

Table

Tyren Edwards, Senior Scientist Drug Laboratory, Chemical Pathology Laboratory, Western Diagnostic Pathology at 74 McCoy Street, Myaree.

Robert Wardrop, Manager Drugs of Abuse Testing, Chemical Pathology Laboratory, Western Diagnostic Pathology at 74 McCoy Street, Myaree.

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—
- (a) the specified substances, when not required for the purpose referred to in clause 4, are stored by the specified persons at the specified place in a secure manner, as directed by the Commissioner of Health;
 - (b) written records relating to the specified substances are maintained by the specified persons at the specified place, as directed by the Commissioner of Health; and
 - (c) that, if requested by the Commissioner of Health, any oral information or written report relating to the specified substances is given by the specified persons to the Commissioner.

By Command of the Governor,

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

HE409*

POISONS ACT 1964

POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) ORDER (NO. 11) 2005

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No. 11) 2005*.

Commencement

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

Interpretation

3. In this order—

“**specified place**” means the premises occupied by the WA Police Dog Squad, Western Australian Police Service, 2 Swanbank Road, Maylands;

“**specified substances**” means the amount of the substances included in Schedule 9 to the Act, possession of which is authorized under clause 5.

Possession of certain substances authorized

4. Subject to clause 5, the persons mentioned in the table to this clause are authorized to together possess at the places mentioned in Schedule 1, and while travelling directly between any of those places, not more than—

- (a) 1kg of cannabis;
- (b) 100g of cannabis oil;
- (c) 300g of heroin, and
- (d) 2000 tablets of N,a-Dimethyl-3,4-(Methylenedioxy)Phenylethylamine (MDMA).

for the purpose of training dogs for the detection of those substances.

Table

Paul Gerard Beveridge, police officer, WA Police Dog Squad, Western Australian Police Service, 2 Swanbank Road, Maylands.

Todd Justin Littmann, police officer, WA Police Dog Squad, Western Australian Police Service, 2 Swanbank Road, Maylands.

Byron Stuart McLaughlin, police officer, WA Police Dog Squad, Western Australian Police Service, 2 Swanbank Road, Maylands.

Linda Margaret Quail, police officer, WA Police Dog Squad, Western Australian Police Service, 2 Swanbank Road, Maylands.

Barry Francis Staple, police officer, WA Police Dog Squad, Western Australian Police Service, 2 Swanbank Road, Maylands.

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—
- (a) the specified substances, when not required for the purposes referred to in clause 4, are stored at the specified place in a secure manner, as directed by the Commissioner of Health;
 - (b) written records relating to the specified substances are maintained by the people listed in the table to clause 4 at the specified place, as directed by the Commissioner of Health; and
 - (c) that, if requested by the Commissioner of Health, any oral information or written report relating to the specified substances is given by the people listed in the table to clause 4 to the Commissioner.

SCHEDULE 1

1. Western Australian Police Service's Police Academy, 81 Lakeside Drive, Joondalup.
2. Western Australian Police Service's Air Support, Jandakot Airport, Jandakot.
3. Western Australian Police Service's Drug Receival Unit, 2 Adelaide Terrace, East Perth.
4. Western Australian Police Service's Perth Traffic Branch, Wellington Street, East Perth.
5. Western Australian Police Service's Police Headquarters', 2 Adelaide Terrace, East Perth.
6. Western Australian Police Service's Crime Operations, Curtin House, 60 Beaufort Street, Perth.
7. Western Australian Police Service's Water Police Complex, Harvest Road, North Fremantle.
8. Australian Federal Police Regional Headquarters, 619 Murray Street, West Perth.
9. Albany Regional Prison, Princess Avenue, Albany.
10. Bandyup Women's Prison, 100 Middle Swan Road, Guildford.
11. Broome Regional Prison, Hammersley Street, Broome.
12. Bunbury Regional Prison, Centenary Road, Bunbury.
13. Casuarina Prison, Orton Road, Casuarina.
14. CW Campbell Remand Centre, Nicholson Road, Canning Vale.
15. Hakea Prison Complex, Nicholson Road, Canning Vale.
16. Eastern Goldfields Regional Prison, Vivian Street, Boulder.
17. Greenough Regional Prison, Narngulu Road, Rangeway via Geraldton.
18. Karnet Prison Farm, Kingsbury Drive, via Serpentine.
19. Nyandi Prison, 3 Allen Court, Bentley.
20. Pardelup Prison Farm, Muir Highway, Mount Barker.
21. Riverbank Prison, Hamersly Road, Guildford.
22. Roebourne Regional Prison, Sampson Road, Roebourne.
23. Wooroloo Prison Farm, Great Eastern Highway, Linley Valley, Wooroloo.
24. Australian Customs Service, WA Regional Head Office, 2 Henry Street, Fremantle.
25. Australian Customs Service, Perth International Airport, Redcliffe.
26. Perth Domestic Airport, Brearley Avenue, Redcliffe.
27. Perth International Airport, Horrie Miller Drive, Redcliffe.
28. Fremantle Port Authority, Fremantle.
29. Hillarys Boat Harbour, West Coast Highway, Hillarys.
30. Ministry of Housing's Mirrabooka Office, Ilkeston Place, Mirrabooka.
31. Westrail Workshops, Midland.
32. Royal Showgrounds, Claremont.
33. Burswood International Resort Casino, Great Eastern Highway, Burswood.
34. Hale School, Hale Road, Wembley Downs.
35. Each police station in the State.

By Command of the Governor,

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

HERITAGE

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

Notice is hereby given in accordance with Section 51(2) of the Heritage of Western Australia Act 1990 that, pursuant to directions from the Minister for Heritage, the places described in Schedule 1 have been entered in the Register of Heritage Places on a permanent basis with effect from today.

Schedule 1

Description of Place

Broomehill Shire Hall & Road Board Offices (fmr) at Jasper Street, Broomehill: Lot 4 on P 2462 being the whole of the land comprised in CT V 469 Folio 166.

Freemasons Hotel, Bridgetown at the corner of Hampton & Steere Streets, Bridgetown: Portion of Bridgetown Town Lot 20 & being the whole of the land contained in CT V 1261 F 175.

Morawa Shire Office and Town Hall at the corner of Prater & Dreghorn Streets, Morowa: Portion of Morawa Lot 143 being portion of Reserve 20057 as is shown on HCWA survey drawing No. 1620 prepared by Whelans.

Nanutarra Station Complex at Nanutarra Station, North West Coastal highway via Carnarvon: Portion of Ashburton Loc 155 on DP 220379 being portion of Crown Lease 155/1975 & being part of the land contained in CLT V 3059 F 4, portion of Lot 4 on Diagram 98585 being part of the land contained in CT V 2184 F 247 together as shown on HCWA survey drawing No. 15370 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

St John's Anglican Church, Capel at the corner of Forrest Road & Capel Drive, Capel: Lot 3 on Diagram 34206 & being part of the land contained in CT V29 F 204A.

Stables (fmr), 17 Lindsay Street at 17 Lindsay Street, Perth: Portion of Lot 9019 on DP 47035 being part of the land comprised in CT V 2595 F 768 as is depicted on HCWA survey drawing No. 8723 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Wyalkatchem Railway and CBH Precinct at Railway Terrace and Grace Street, Wyalkatchem: Portion of unnumbered railway reserve bounded by Railway Terrace, Riches, Mitchell and Grace Streets, Wyalkatchem, Lot 303 on DP 45579 being part of Res15439 & the whole of the land contained in CLT Volume 3018 Folio 466 & Lot 407 on DP 181612 being part of Res 15439 & the whole of the land contained in CLT V 3018 F 859 together as defined by HCWA Survey Drawing No 15755 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

REMOVAL OF AN ENTRY IN THE REGISTER OF HERITAGE PLACES

In accordance with the requirements of Section 54(5) of the Heritage of Western Australia Act 1990, the Heritage Council gives notice that the entry in the Register on a permanent basis in relation to the Place being "Midland Inn" at No.408 Great Eastern Highway, Midland, has been removed from the Register. The place is comprised of Lot 102 and part of Lot 104 on Plan 3052 (sheet 1) being part of the land in Certificate of Title Volume 1559 Folio 844.

The reasons for the removal are that the Place has been demolished and no physical evidence remains.

4 November 2005.

IAN BAXTER, Director,
Office of the Heritage Council of W.A.,
108 Adelaide Terrace,
East Perth WA 6004.

JUSTICE

JU401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has issued the following persons with Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
O'Rourke	Peter Joseph	CS6-537	24/10/2005	20/10/2005	30/07/2008
Nutt	Leslie Richard	CS6-546	24/10/2005	18/10/2005	30/07/2008
Jeapes	Kimberley John	CS6-548	24/10/2005	18/10/2005	30/07/2008
Parker	Barbara Joyce	CS6-552	26/10/2005	18/10/2005	30/07/2008
Choudhary	Sunil Singh	CS6-547	1/11/2005	18/10/2005	30/07/2008
Hikawai	Derek John	CS6-545	1/11/2005	18/10/2005	30/07/2008

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has revoked the following Permit to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
O'Rourke	Peter Joseph	CS6-043	19/10/2005

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

BRIAN YEARWOOD, Director,
Contracted Services.

LAND

LA401*

TRANSFER OF LAND ACT 1893
 APPOINTMENT

 Department of Land Administration,
 Midland.

DLI File 1236-2004

His Excellency the Governor in Executive Council is pleased to appoint under section 6 of the *Transfer of Land Act 1893*, Bruce Glenn Roberts as Deputy Commissioner of Titles.

GRAHAME SEARLE, Acting Chief Executive.

LOCAL GOVERNMENT

LG401*

DOG ACT 1976*Shire of Tambellup*

APPOINTMENTS

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

Registration Officers

Joanne Marie Trezona
 Vicki Noreen Webster
 Adelle Mae Andrews
 Pamela Audrey Hull
 Debbie Lee Tilbury
 Geoff Copley

Authorised Officers

Joanne Marie Trezona
 Graeme John Squibb
 Bryan Thomas Trezona
 Edward John Farmer
 Geoff Copley

All previous appointments are hereby cancelled.

J. M. TREZONA, Chief Executive Officer.

 LG402
BUSH FIRES ACT 1954*Shire of Goomalling*

APPOINTMENTS

It is hereby notified for public information that the undermentioned persons are appointed to their respective positions—

Chief Bush Fire Control Officer	Arnold Lockyer
Deputy Chief Bush Fire Control Officer	Kevin Ryan
Fire Weather Officer	Clem Kerp
Deputy Fire Weather Officer	Natalie Bird
Officers Authorised to Issue Permit to Burn for: clover, refuse or proclaimed plants, and declared plants and refuse thereof	Clem Kerp Arnold Lockyer Kevin Ryan

Bush Fire Control Officers

John Bird	Peter Clarke	Harold Forward
Lindsay White	Kevin Ryan	Roger Sheen
Arnold Lockyer	Dale Leeson	Ashley McLean
Clayton Carr	Rodney Sheen	Kevin Kingston
Roly Van Gelderen	Angus Lawler	Peter Whitfield
Russell Beck	Allan McLean	David Antonio
Robert Patterson	Clem Kerp	Natalie Bird
Doug Sewell	Barry Haywood	

Dual Bush Fire Control Officers

Murray McBride (Shire of Toodyay), Brian Wood (Shire of Toodyay), Phil Kuhne (Shire of Toodyay), Phil Pickering (Dowerin Brigade), Gavin Hagboom (Ucarty Brigade).

All previous appointments are hereby cancelled.

C. C. J. KERP, Chief Executive Officer.

LG403***LOCAL GOVERNMENT ACT 1995****LOCAL GOVERNMENT ADVISORY BOARD DISQUALIFICATION
EXEMPTION ORDER 2005**

Made by the Minister under the *Local Government Act 1995* Schedule 2.5 clause 7(8).

1. Citation

This order is the *Local Government Advisory Board Disqualification Exemption Order 2005*.

2. Exemption from disqualification

I declare that the *Local Government Act 1995* Schedule 2.5 clause 7(7) does not apply to the members and deputies for members of the Local Government Advisory Board in relation to the inquiry into possible structural and electoral reforms in relation to local governments being carried out by the Board in accordance with a direction given by me on 4 October 2005 with terms of reference dated September 2005.

Date: 24 October 2005.

JOHN BOWLER, Minister for Local Government and
Regional Development.

LG501***BUSH FIRES ACT 1954**

Shire of Augusta-Margaret River

BUSH FIRE NOTICE

Notice to all owners/occupiers of land in the Shire of Augusta-Margaret River.

In accordance with Section 33 of the Bush Fires Act 1954, you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provisions of this order.

The penalty for non-compliance with this notice is a maximum of \$1000, and notwithstanding prosecution, Council may enter upon the land and carry out required works at the owners/occupiers expense.

TOWNSITES**Gracetown—Prevelly—Gnarabup****Compliance Date: 6th December 2005 to 12th May 2006**

In respect of land owned or occupied within these townsites, or any area subdivided for other purpose, you shall—

1. Where undeveloped land abuts developed land, install a firebreak not less than 2 metres wide. Trees must not overhang the firebreak or dwelling, and
2. a 1 metre clearance is required around all buildings.

ALL OTHER TOWNSITES**Including Molloy Island****Compliance Date: 6th December 2005 to 12th May 2006**

In respect of land owned or occupied within these townsites, or any area subdivided for other purpose, you shall—

1. Where the area of land is up to and including 4,000 sq mtr, remove all flammable material from the land, except living standing trees, and
2. where land exceeds 4,000 sq mtr, clear the land of all flammable material, and install firebreaks at least 2 metres wide immediately inside all external boundaries of the land, and also immediately surrounding all buildings situated on the land. Trees must not overhang firebreaks or dwellings.

RURAL LAND**Compliance Date: 21st December 2005 to 12th May 2006**

A firebreak not less than 2 metres wide must be constructed inside and within 100 metres of the boundary of each property where the boundary is adjacent to a road reserve.

In addition—

1. A firebreak not less than 2 metres wide must be constructed within a perimeter of 20 metres of all homesteads, buildings, haystacks and fuel storage areas on the land.
2. Where uncleared land abuts a boundary, a firebreak not less than 3 metres wide must be constructed inside and within 100 metres of all such boundaries.

SPECIAL RURAL & RURAL RESIDENTIAL LAND

Compliance Date: 21st December 2005 to 12th May 2006

Pastureland Blocks

1. The owners/occupiers of all existing rural holdings zoned 'Special Rural' or 'Rural Residential' in Town Planning Schemes, must construct a firebreak not less than 2 metres wide immediately inside all boundaries.
2. The land shall be grazed, slashed, or the fire hazard reduced by some other means, to the satisfaction of a duly appointed officer.
3. An area of 30 metres around all buildings must be cleared of hazardous material to create a 'fuel-free zone', defined as an area devoid of leaves, weeds, rubbish and dead timber. Trees are acceptable provided they are not heavily barked and do not overhang the buildings. Trees must not overhang the firebreak or dwellings.

Bushland Blocks

Same requirements as for pastureland block, (where trees occur close to the boundaries, permission may be granted by a duly appointed officer, to construct firebreaks up to 6 metres inside such boundaries). Residents of 'bush blocks' should be aware of the particular problems related to their home environment. The annual build-up of leaf litter, branches, etc., rapidly leads to unacceptable, dangerous fuel levels and periodic, low intensity burns should be undertaken. Efficient 'mosaic' burning should result in the owners not having to burn for periods of between 4-7 years, depending on the density of fuel levels and the rate of build up. Your area Fire Control Officer can offer advice and your local Bushfire Brigade or Volunteer Fire and Rescue Service can assist with your programme.

Note: 'Bushland' is defined as pre-existing, native or 'remnant' vegetation, and includes trees and understorey.

DEFINITION OF FIREBREAK

A minimum of 2 metres wide, to bare mineral earth, with a vertical clearance of 4 metres, all firebreaks are to be maintained until 12th May.

Firebreaks constructed on road verges do not constitute legal firebreaks under the Bush Fires Act.

PLANTATIONS

Eucalypt and Pine

Compliance date: 21st December 2005 to 12th May 2006

All plantations exceeding 3 hectares.

'Existing' plantations (pre-1997) require a 10 metre firebreak, the outer 5 metres must be cleared of all flammable material (to bare earth), the remaining 5 metres must be maintained in a low fuel condition.

'New' plantations (post-1997) require a 15 metre firebreak, the outer 10 metres must be cleared of all flammable material (to bare earth), with no overhanging branches for a vertical clearance of at least 10 metres, the remaining 5 metres must be maintained in a low fuel condition.

Eg. Very short grass may be considered 'low fuel'.

Trees may not be planted closer than 15 metres from the outer edge of the firebreak.

Vineyards

Firebreaks must be at least 5 metres in width, cleared of all flammable material (to bare mineral earth) around the perimeter of the block.

BUSHFIRE PRECAUTIONS

Prohibited Burning Time: The 'prohibited burning' time that applies within the Shire is: 22nd December 2005 to 28th February 2006 (inclusive).

Restricted Burning Times: The 'restricted burning' times are 9th November 2005 to 21st December 2005 (inclusive) and 1st March 2006 to 12th May 2006 (inclusive).

These dates may be subject to variation according to seasonal conditions, but any changes will be advertised locally.

If for any reason it is considered impracticable to comply with the requirements of this order, you may make written application to the Shire Fire Control Officer **no later than November 15th** for permission to provide firebreaks in alternative position or to take alternative action to abate the fire hazards on your land. The application **must be countersigned** by the Fire Control Officer for your area to signify their agreement to the variation. **No applications, whether written or verbal, will be considered after this date.**

JAMES TRAIL, Chief Executive Officer.

MARINE/MARITIME

MX401*

WESTERN AUSTRALIAN MARINE ACT 1982

CLOSURE OF NAVIGABLE WATERS

Boyinaboat Reef

Hillarys

*City of Joondalup*Department for Planning and Infrastructure,
Fremantle WA, 4 November 2005.

Acting pursuant to the powers conferred by Section 66 of the Western Australian Marine Act, the department by this notice revokes notice TR401 as published in the *Government Gazette* on 16 July 1999 and hereby closes the following waters to navigation by all craft until further notice—

Boyinaboat Reef: All waters contained within a line commencing at a point 31°49.604'S, 115°44.190'E where the prolongation of the Hillarys Boat Harbour Service Wharf berth face intersects the seaward side of the Hillarys Boat Harbour Southern Breakwater, thence on the same westerly bearing for a distance of 240 metres offshore to 31°49.671'S, 115°44.060'E, thence in a north-westerly direction to 31°49.526'S, 115°43.806'E (the Boyinaboat Reef Starboard Beacon), thence in a north-easterly direction to 31°49.390'S, 115°43.889'E (the north-western extremity of the Southern Breakwater). (All coordinates based on GDA94).

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

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

RENEWAL OF EXPLORATION PERMIT WA-297-P (R1)

The renewal of Exploration Permit No. WA-297-P (R1) has been approved and will take effect from the 27/10/05.

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

MP402*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1982

RENEWAL OF EXPLORATION PERMIT TP/15 (R1)

Exploration Permit TP/15 (R1) has been granted for a period of five years to have effect from and including 27/10/05.

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

MP403*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

SECTION 37(1)

Declaration of a Location

I, William Lee Tinapple, Director Petroleum Division of the Department of Industry and Resources for the State of Western Australia, delegate of the Designated Authority, in respect of the area specified as being adjacent to the State of Western Australia by virtue of an instrument of delegation dated 26 March 2004 and published in the *Government Gazette* of Western Australia on 2 April 2004, declare the following block to be a location for the purpose of Part III of the Act.

Cloates Map Sheet

Block No.	Field	Location No.
1226	Pyrenees	1SL/05-6
1227		

This block is the subject of Exploration Permit No. WA-155-P held by—

BHP Billiton (Australia) Pty Ltd
Apache Northwest Pty Ltd
Inpex Alpha Ltd

Dated at Perth on this 28th day of October 2005.

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

MP404*

Commonwealth of Australia

PETROLEUM SUBMERGED LANDS ACT 1967**SURRENDER OF EXPLORATION PERMIT WA-336-P**

The surrender of Exploration Permit No. WA-336-P has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

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

MP405***PETROLEUM ACT 1967****GRANT OF RENEWAL OF EXPLORATION PERMIT EP358**

Renewal of Exploration Permit EP358 has been granted to Apache Northwest Pty Ltd, Kufpec Australia Pty Ltd and Tap (Harriet) Pty Ltd to have effect from and including 27 October 2005 for a period of five years.

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

MP406***PETROLEUM (SUBMERGED LANDS) ACT 1982****GRANT OF RENEWAL OF EXPLORATION PERMIT TP/8**

Exploration Permit TP/8 has been granted for a period of five years to Apache Northwest Pty Ltd, Kufpec Australia Pty Ltd and Tap (Harriet) Pty Ltd to have effect from and including 27 October 2005 for a period of five years.

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

MP407*

COMMONWEALTH OF AUSTRALIA

PETROLEUM (SUBMERGED LANDS) ACT 1967**SECTION 37(1)****Declaration of a Location**

I, William Lee Tinapple, Director Petroleum Division of the Department of Industry and Resources for the State of Western Australia, delegate of the Designated Authority, in respect of the area specified as being adjacent to the State of Western Australia by virtue of an instrument of delegation dated 26 March 2004 and published in the *Government Gazette* of Western Australia on 2 April 2004, declare the following block to be a location for the purpose of Part III of the Act.

Hamersley Range Map Sheet

Block No.	Field	Location No.
1226	Pyrenees	1SL/05-6
1297		

This block is the subject of Exploration Permit No. WA-155-P held by—

BHP Billiton (Australia) Pty Ltd
Apache Northwest Pty Ltd
Inpex Alpha Ltd

Dated at Perth on this 28th day of October 2005.

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

MP408

MINING ACT 1904
TEMPORARY RESERVE

Department of Industry & Resources,
Perth, 28 October 2005.

In accordance with the provisions of the Mining Act 1904, the Administrator in Executive Council has been pleased to deal with the following Temporary Reserve.

J. LIMERICK, Director General.

The rights of occupancy on the undermentioned Temporary Reserve have been renewed.

Number	Occupant	For Further Period Expiring On	Locality	Mineral Field
5610H	Mitchell Plateau Bauxite Co Pty Ltd Alcoa of Australia Ltd AngloGold Australia Metals Pty Ltd	30 June 2006	Mitchell Plateau	West Kimberley and Kimberley

MP409

MINING ACT 1978
INSTRUMENT OF EXEMPTION OF LAND
Extension of Period

The Minister for State Development pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby extends the exemption granted on 11 November 2003 and published in *Government Gazette* dated 21 November 2003 of that area described hereunder (not being private land or land that is the subject of a mining tenement or an application therefor) from Divisions 1 to 5 of Part IV of the *Mining Act 1978*.

Description of Land:

Those portions of land, not being private land, or land the subject of a mining tenement or application for a mining tenement, shaded green on the plan at page 123 of Minerals and Energy File 8030-99 and designated 'S19-179' on the Departmental Public Plan.

Period of Extension: 11 November 2005 to 10 November 2007.

Dated at Perth this 20th day of October 2005.

ALAN CARPENTER MLA, Minister for State Development.

MP410

MINING ACT 1978
INSTRUMENT OF EXEMPTION

The Minister for State Development, pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby exempts all areas of land as described in the schedule hereunder (not being private land or land that is the subject of a mining tenement or an application therefor) from DIVISIONS 1 to 5 of Part IV of the *Mining Act 1978*.

SCHEDULE OF KIMBERLEY REGION LAND DESCRIPTIONSExtension to S19/190 (Packsaddle Swamp)

Inclusion of Packsaddle Lagoon into previously created section 19 (created 26/8/2005).

Extension to S19/138

Inclusion of that land to the south of section 19 (created 30/6/1999) covered by Ord East Bank Development Area.

McKenna Springs

Commencing at a point

16° 34' 21", 128° 35' 00" thence southerly to a point

16° 34' 33", 128° 34' 5" thence westerly to a point

16° 34' 35", 128° 34' 0" thence westerly to a point

16° 34' 39", 128° 33' 53" thence northerly to a point

16° 34' 28", 128° 33' 47" thence back to commencement point.

Dated at Perth this 18th day of October 2005.

ALAN CARPENTER MLA, Minister for State Development.

MP411**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 30th November 2005.

MOUNT MARGARET MINERAL FIELD

Mount Morgans District

Prospecting Licence

P39/3311—Dixon, Trevor John; McKnight; Russell Geoffrey

NORTH COOLGARDIE MINERAL FIELD

Niagara District

Prospecting Licence

P40/1099—Hawks, Graham Alfred

MP412**MINING ACT 1978****FORFEITURE**

Department of Industry and Resources,
Perth WA 6000.

I hereby declare in accordance with the provision of Section 97(1) of the "Mining Act 1978" that the undermentioned mining lease is forfeited for breach of covenant viz; non payment of rent.

ALAN CARPENTER MLA, Minister for State Development.

Number	Holder	Mining Lease	Mineral Field
77/95	Thachrah, Thomas		Yilgarn

MP413

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 licence is 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
31/336	Dalrymple Resources NL	North Coolgardie

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AMENDMENT

Shire of Busselton

Town Planning Scheme No. 20—Amendment No. 78

Ref: 853/6/6/21 Pt 78

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 28 October 2005 for the purpose of—

1. Amending the Scheme Map by rezoning Lot 401 Spindrift Cove, Dunsborough from 'Tourist' to 'Residential (R25)' zone as depicted on the Scheme Amendment Map and;
2. Including the following particulars in Schedule 7 of the Town Planning Scheme—

PARTICULARS OF LAND	ZONE	SPECIAL PROVISIONS
Lot 401 Spindrift Cove, Dunsborough	Residential (R25)	1. Development and subdivision of Lot 401 shall generally be in accordance with the approved DGP as contained within the Amendment documents (Amendment No. 78) 2. Development and subdivision of Lot 401 shall be restricted to a maximum of 12 dwellings/lots 3. Notwithstanding the applicable R25 density code, the Residential Design Codes requirements for the R30 code may be applied in respect to minimum lot sizes and setbacks.

K. DOUGLAS, Shire President.
A. MACNISH, Chief Executive Officer.

PI403*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

METROPOLITAN REGION SCHEME AMENDMENT NO. 1071/33

Fremantle-Rockingham Highway, South of Russell Road

Outcome of Submissions

The Western Australian Planning Commission (WAPC) has considered all the submissions received in respect of the amendment proposal for the Fremantle-Rockingham Highway, South of Russell Road

Amendment No. 1071/33. This proposal was first published in the *Government Gazette* on 1 June 2004. The amendment is shown on Western Australian Planning Commission plan number 1.5212/1.

The amendment, as advertised, has been presented to and approved by the Governor in accordance with the requirements of the *Metropolitan Region Town Planning Scheme Act*. It will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days. During this time either House may, by resolution, disallow the amendment. As soon as the amendment is no longer subject to disallowance it becomes legally effective in the Metropolitan Region Scheme.

Copies of the amendment and the accompanying *Report on Submissions* are available for public inspection from Thursday, 10 November 2005 at the following locations—

- | | |
|--|--|
| <ul style="list-style-type: none"> • Department for Planning and Infrastructure
Wellington Street, PERTH • J S Battye Library
Level 3 Alexander Library Building
Perth Cultural Centre • Main Roads WA, Waterloo Crescent, East Perth | <p>Council Offices of the municipalities of—</p> <ul style="list-style-type: none"> • City of Perth • City of Fremantle • City of Cockburn • City of Rockingham • Town of Kwinana |
|--|--|

Copies of the *Report on Submissions* are also available from the WAPC Internet site www.wapc.wa.gov.au

R. N. STOKES, Acting Secretary,
Western Australian Planning Commission.

PI402*

CORRECTION

TOWN PLANNING AND DEVELOPMENT ACT 1928

Shire of Augusta-Margaret River

ORDER AMENDING INTERIM DEVELOPMENT ORDER NO.16

Ref: 26/6/3/1

It is hereby notified for public information that the notice under the above Order No. 16 published at pages 4575 & 4576 of the *Government Gazette* No. 190 dated 14 October 2005, contained an error which is now corrected as follows:

Delete the notice in its entirety and replace with the following:

TOWN PLANNING AND DEVELOPMENT ACT 1928

Shire of Augusta-Margaret River

ORDER AMENDING INTERIM DEVELOPMENT ORDER NO.16

In accordance with the sub-section 7B(2) of the Town Planning and Development Act 1928 (as amended), and by direction of the Minister for Planning and Infrastructure, a summary as set out hereunder of the Order amending the Shire of Augusta-Margaret River Interim Development Order No. 16 made pursuant to sub-section 7B(10) (b) of that Act is published for general information.

The Minister for Planning and Infrastructure has made copies of this Order available for inspection by any person free of charge at the offices of the Department of Planning and Infrastructure, Albert Facey House, 469-486 Wellington Street, Perth and at the offices of the Shire of Augusta-Margaret River, Town View Terrace, Margaret River during normal office hours.

SUMMARY

1. The Order amending Shire of Augusta-Margaret River Interim Development Order No. 16 contains provisions that provide—

- (a) the Augusta-Margaret River Shire Council with authority to delegate to the Chief Executive Officer of the Shire the powers to grant (with or without conditions) and to refuse an application for planning approval submitted under Interim Development Order No. 16; and
- (b) the Chief Executive Officer with the authority to delegate to any employee of the Shire any power which has been delegated to the Chief Executive Officer;

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

Date: 30 September 2005.

J. TRAIL, Chief Executive Officer.

PI404*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**METROPOLITAN REGION SCHEME AMENDMENT NO. 1081/33***Lots 1608 & 1609 Lakey Street, Southern River*

Outcome of Submissions

The Western Australian Planning Commission (WAPC) has considered all the submissions received in respect of the amendment proposal for the Lots 1608 & 1609 Lakey Street, Southern River Amendment No. 1081/33. This proposal was first published in the *Government Gazette* on 23 March 2004. The amendment is shown on Western Australian Planning Commission plan number 3.1723.

The amendment, as advertised, has been presented to and approved by the Governor in accordance with the requirements of the *Metropolitan Region Town Planning Scheme Act*. It will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days. During this time either House may, by resolution, disallow the amendment. As soon as the amendment is no longer subject to disallowance it becomes legally effective in the Metropolitan Region Scheme.

Copies of the amendment and the accompanying *Report on Submissions* are available for public inspection from Thursday, 10 November 2005 at the following locations—

- | | |
|--|---|
| <ul style="list-style-type: none"> • Department for Planning and Infrastructure
Wellington Street, PERTH • J S Battye Library
Level 3 Alexander Library Building
Perth Cultural Centre | <p>Council Offices of the municipalities of—</p> <ul style="list-style-type: none"> • City of Perth • City of Fremantle • City of Gosnells • City of Armadale |
|--|---|

Copies of the *Report on Submissions* are also available from the WAPC Internet site www.wapc.wa.gov.au

R. N. STOKES, Acting Secretary,
Western Australian Planning Commission.

PI405*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**METROPOLITAN REGION SCHEME AMENDMENT NO. 1090/33***Lake Karrinyup Country Club*

Outcome of Submissions

The Western Australian Planning Commission (WAPC) has considered all the submissions received in respect of the amendment proposal for the Lake Karrinyup Country Club Amendment No. 1090/33. This proposal was first published in the *Government Gazette* on 4 May 2004. The amendment is shown on Western Australian Planning Commission plan number 3.1762.

The amendment, as advertised, has been presented to and approved by the Governor in accordance with the requirements of the *Metropolitan Region Town Planning Scheme Act*. It will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days. During this time either House may, by resolution, disallow the amendment. As soon as the amendment is no longer subject to disallowance it becomes legally effective in the Metropolitan Region Scheme.

Copies of the amendment and the accompanying *Report on Submissions* are available for public inspection Thursday, 10 November 2005 at the following locations—

- | | |
|--|--|
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Wellington Street, PERTH • J S Battye Library
Level 3 Alexander Library Building
Perth Cultural Centre | <p>Council Offices of the municipalities of—</p> <ul style="list-style-type: none"> • City of Perth • City of Fremantle • City of Stirling • City of Joondalup |
|--|--|

Copies of the *Report on Submissions* are also available from the WAPC Internet site www.wapc.wa.gov.au

R. N. STOKES, Acting Secretary,
Western Australian Planning Commission.

POLICE

PO501*

POLICE ACT 1892**POLICE AUCTION**

Under the provisions of the *Police Act 1892* unclaimed and stolen property will be sold by public auction at Karratha Outdoors and Dive Centre, Lot 1435 Warambie Road, Karratha at 4.30pm on Saturday, 19 November 2005.

Auction to be conducted by Paul Kensington, Licensed Auctioneer.

K. O'CALLAGHAN, Commissioner of Police.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984**MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon J. A. McGinty MLA to act temporarily in the office of Minister for Housing and Works; Heritage; Minister Assisting the Minister for Planning and Infrastructure in the absence of the Hon F. M. Logan MLA for the period 20 December 2005 to 17 January 2006 (both dates inclusive).

M. C. WAUCHOPE, Director General,
Department of the Premier and Cabinet.

PC402

PUBLIC SECTOR MANAGEMENT ACT 1994**ESTABLISHMENT OF DEPARTMENT**

Pursuant to Section 35(2) of the *Public Sector Management Act 1994*, notice is hereby given that the Governor has—

under Section 35(1)(a) of the *Public Sector Management Act 1994* established and designated, with effect on and from 26 October 2005, the Department of Water.

M. C. WAUCHOPE, Director General,
Department of the Premier and Cabinet.

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			
11041	Ian Paul O'Driscoll	Application for the grant of a Restaurant licence in respect of premises situated in Dunsborough and known as Dunsborough Beach Lodge	17/11/2005

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE—<i>continued</i>			
11046	Sassi Enterprises Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in North Beach and known as Attivo	10/11/2005
11047	Inge Chalmers	Application for the grant of a Producer's licence in respect of premises situated in Margaret River and known as Chalmers Estate	13/11/2005
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
25223	Tonbridge Nominees Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Fremantle and known as Rosie O'Grady's The Pub	13/11/2005
APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
23442	Craig Lomax and Suzanne Lomax	Application to add, vary or cancel a condition of the Hotel licence in respect of premises situated in Toodyay and known as Pecan Hill	15/11/2005
235942	Valley (WA) Pty Ltd	Application to add, vary or cancel a condition of the Special Facility (Tourism) licence in respect of premises situated in Henley Brook and known as Elmar's in The Valley	20/11/2005
235822	Bullsbrook Community and Sports Association Inc	Application to add, vary or cancel a condition of the Club Restricted licence (convert from Club Restricted to Club) in respect of premises situated in Bullsbrook and known as Bullsbrook Community and Sports Association Inc	15/11/2005

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

Dated: 2 November 2005.

P. MINCHIN, Acting Director of Liquor Licensing.

TREASURY AND FINANCE

TF401*

TAXATION ADMINISTRATION ACT 2003 COMMISSIONER'S PRACTICES

Under the provisions of section 127 of the *Taxation Administration Act 2003*, the following Commissioner's Practice is hereby published for public information—

SD 46.0 STAMP DUTY—TRANSFER OR LEASE OF A UNIT ENTITLEMENT UNDER THE *FISH RESOURCES MANAGEMENT ACT 1994*—CLAIM OF NO CHANGE IN BENEFICIAL OWNERSHIP

Full details of each Commissioner's Practice can be obtained from the Office of State Revenue website at www.osr.wa.gov.au

B. SULLIVAN, Commissioner of State Revenue,
Department of Treasury and Finance.

WATER/SEWERAGE

WA401

COUNTRY TOWNS SEWERAGE ACT 1948

HOPETOUN SEWERAGE

Acquisition

The Water Corporation under the provisions of section 11(3) of the *Country Towns Sewerage Act 1948*, at the request of the Ravensthorpe Shire Council, has with the approval of His Excellency the Governor, by and with the consent of the Executive Council, acquired the Hopetoun wastewater scheme.

J. I. GILL, Chief Executive Officer, Water Corporation.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Emily Kurcens, late of 62 Jacqueline Drive, Thornlie in Western Australia, Hospital Worker.

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 18 April 2005 at Royal Perth Hospital, Perth in Western Australia, are required by the personal representative, being Helmut Hans Krasovskis to send particulars of their claims to 70 Risley Street, Ardross WA within 30 days of publication of this notice after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZX402

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 4th December 2005 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bignold, Michael Abbott, late of Regents Garden Nursing Home 33 Drover Place Wanneroo, died 17/5/2005, (DE30327671EM12)

Coates, Douglas Arnold, late of 30A McKenzie Road Shoalwater, died 30/9/2005, (DE19953657EM36)

Fabiatti, Marcello, late of 114 Flinders Street Mount Hawthorn, died 30/9/2005, (DE19913418EM25)

Hayward, Dennis Wayne, late of 15 Higham Hill Swan View, died 28/5/2005, (DE33043287EM38)

Hoddy, Allan John, late of 3 Orme Court Kelmscott, died 11/8/2005, (DE33030903EM38)

Jewell, Alan Trenberth, late of Unit 3/7 Leslie Street Dudley Park, died 6/10/2005, (DE19901356EM27)

Jones, Irene Rebecca, late of RSL Tantula Rise 96 Tantula Road Alexandra Headland Queensland formerly of Melvista Nursing Home 20 Betty Street Nedlands, died 28/9/2005, (DE19672713EM36)

Knudsen, Christopher Marinus, late of 63 Archer Street Carlisle formerly of 39 Maple Street (also known as 25 Dupre Lane) Lathlain, died 7/10/2005, (DE20010895EM214)

Lovegrove, Amy Rita, late of 98 Ellersdale Avenue Warwick, died 15/10/2005, (DE19992518EM26)

Moebius, Laura Beatrice, late of Lady McCusker Home 27 Beddi Road Duncraig, died 3/10/2005, (DE19690154EM16)

Richards, Philip Francis, late of 161 Hensman Road Subiaco, died 9/9/2005, (DE19651455EM23)

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

Telephone: 9222 6777

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 1962 relates) in respect of the estates of the undermentioned deceased persons, are required to send particulars of their claim to Plan B Trustees Limited of Level 22, 108 St George's Terrace Perth on or before the expiration of one month from the date of publication of this notice after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice.

Wright Vida Jean of Unit 70 St Ives Northshore, 177 Dampier Ave Kallaroo WA, Retired Town Planner, died on 30 July 2005

Barnes Chloris Emma aka Chlores Emma of Greenfields Aged Care Facility, 95 Lakes Rd Mandurah WA, Widow, died 14th September 2005

Dated this 2nd day of November 2005.

HOWDEN McDONALD, Trust Officer.

ZX404**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the estate of Maria Jones who died on 6 February 2005 of Leschenault Villas, U28 Hayes Street, Bunbury 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 said deceased person are required by the Executor of the deceased's estate being Peter Angus Tibbits care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming Western Australia, to send particulars of their claims to him by the 30 November 2005, after which date the Executor may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX405**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Baha Hussein Nasser late of Unit 9, 3 Eileen Street, Cottesloe in the State of Western Australia, Doctor, 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 1st day of May, 2004 are requested to send particulars of their claims to the Administrator, Mohamed Ismael Al Haloob of c/- Gibson & Gibson, Lawyers PO Box 7492, Cloisters Square, Perth in the State of Western Australia within one (1) month from the date of this notice after which date the Administrator may distribute the assets having regard only to the claims of which he has then had notice and the said Administrator shall not be liable to any person of whose claim he has had no notice at the time of administration or distribution.

MOHAMED ISMAEL AL HALOOB.

ZX406**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 Estates of the undermentioned deceased persons, are required by Perpetual Trustees WA Ltd 39 Hunter Street, Sydney NSW, to send particulars of such claims to the Company by the

undermentioned date, after which date the said company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following estates expire one month after the date of publication hereof.

Estate late Helen Russel Stannage. Late of Lady McCusker Home, 27 Beddi Road, Duncraig, Home Duties. Died 12/09/2005.

Estate late Isobel Mary Willis. Late of Parkland Villas, Villa 58, 510 Marmion Street, Booragoon, Home Duties. Died 21/08/2005.

STEPHEN JOHN MAXWELL, Senior Estate Manager.

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