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— PART 1 —

JUSTICE

JU301*

Civil Judgments Enforcement Act 2004

Civil Judgments Enforcement Amendment Regulations 2007

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Civil Judgments Enforcement Amendment Regulations 2007*.

2. Commencement

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. The regulations amended

The amendments in these regulations are to the *Civil Judgments Enforcement Regulations 2005*.

4. Regulation 9 amended

Regulation 9(2) is amended by deleting “on the person entitled to the benefit of the judgment.” and inserting instead —

“

on —

- (a) the person entitled to the benefit of the judgment; or
- (b) if the application is being made by a tenant in relation to a judgment in proceedings under the *Residential Tenancies Act 1987* — a real estate agent who is managing premises that are the subject of the application and whose address

has been notified to the tenant under section 51(2) of that Act.

”.

5. Regulation 16 amended

Regulation 16 is amended by deleting “trial” and inserting instead —

“ inquiry ”.

6. Regulation 17 amended

(1) Regulation 17 is amended as follows:

(a) by inserting before “If” the subregulation designation “(1)”;

(b) by deleting “If” and inserting instead —

“ Except as provided in subregulation (2), if ”.

(2) At the end of regulation 17 the following subregulation is inserted —

“

(2) Subregulation (1) does not apply to a judgment debtor if —

(a) the court is satisfied that the judgment debtor is unable to attend the means inquiry through illness or other special circumstances and instead orders the judgment debtor to —

(i) complete the statement of financial affairs in the form of an affidavit; and

(ii) deliver the affidavit to the court personally or by post at least 2 clear days before the first day of the inquiry;

and

(b) the judgment debtor complies with that order.

”.

7. Regulation 37 amended

Regulation 37(b) is amended by deleting “real or”.

8. Regulation 41 amended

Regulation 41(3) is repealed and the following subregulations are inserted instead —

“

(3) Subregulations (3a) and (3b) apply if a property (seizure and sale) order is registered under —

(a) the *Transfer of Land Act 1893* section 133(4);
or

(b) the *Registration of Deeds Act 1856*.

- (3a) The judgment creditor must, within 7 days after the application for the registration of the order was lodged, give to the Sheriff at the office at which the order was served under regulation 38(2) written notice of —
- (a) the real property in respect of which the order was registered; and
 - (b) the date from which the registration of the order has effect.

Penalty: \$1 000.

- (3b) The judgment creditor must, within 7 days after the application for the registration of the order was lodged, serve on the judgment debtor written notice of —
- (a) the real property in respect of which the order was registered; and
 - (b) the date from which the registration of the order has effect; and
 - (c) the name and address of the enforcement officer who can advise the judgement debtor of the amount that is required to satisfy the order, including the Sheriff's commission and costs of carrying out the order.

Penalty: \$1 000.

”.

9. Regulation 80 amended

- (1) Regulation 80(1) is amended by inserting after “an individual” —
- “ who is not represented by a lawyer ”.
- (2) Regulation 80(2) is amended by inserting after “a partnership” —
- “ that is not represented by a lawyer ”.
- (3) Regulation 80(3) is amended by inserting after “a corporation” —
- “ that is not represented by a lawyer ”.
- (4) After regulation 80(3) the following subregulation is inserted —
- “
- (4) If a person to be served with or given a document is represented by a lawyer, the person's address is the principal place of business of the lawyer or the lawyer's number (if any) at a document exchange approved by the chief executive officer.

”.

10. Regulation 80A inserted

After regulation 80 the following regulation is inserted —

“

80A. Applications and requests to specify address for service

- (1) If a person makes an application or request under the Act section 9, the application or request must specify the person's address for service.
- (2) The address for service specified on the application or request is to be taken to be the person's address for service under regulation 80 until —
 - (a) if the application or request specifies the address of a lawyer under regulation 80(4), the lawyer lodges a notice in the approved form —
 - (i) stating that the lawyer no longer acts for the party; and
 - (ii) specifying the person's last known address for service under regulation 80(1), (2) or (3), as the case requires, or any new address for service under regulation 80(4) that is known to the lawyer;
 - or
 - (b) the person lodges a notice of change of address in the approved form.

”

11. Regulation 88 amended

Regulation 88 is amended as follows:

- (a) after each of paragraphs (a), (b) and (c) by inserting —

“ or ”;
- (b) in each of paragraphs (c), (d) and (e) by inserting before “leaving” —

“

except in the case of a summons issued under the Act section 29 or 89,

”

12. Regulation 92 amended

Regulation 92(1)(a) is amended by deleting “usual or last known place of residence or principal or last known place of business, as the case may be,” and inserting instead —

“ last known address for service ”.

13. Regulation 96 amended

- (1) Regulation 96(1) is amended as follows:
 - (a) by deleting the full stop at the end of the definition of “arrest warrant” and inserting instead a semicolon;

(b) by inserting in the appropriate alphabetical positions —

“

“**arrested person**” means a person who has been arrested under an arrest warrant;

“**prescribed registry**” —

- (a) in relation to a warrant issued under the Act section 29(4) — has the meaning given in regulation 14(1); or
- (b) in relation to a warrant issued under the Act section 89(4) — has the meaning given in regulation 62(1).

”

(2) Regulation 96(3) is amended as follows:

- (a) by deleting “(an “arrested person”)”;
- (b) after paragraph (a) by inserting —
“ and ”;
- (c) by deleting the full stop at the end of paragraph (c) and inserting instead —

“

and must be dealt with by the court on the day that the person is so brought before the court.

”

(3) After regulation 96(4) the following subregulations are inserted —

“

(4a) When a person has been arrested under an arrest warrant, the court must notify the judgment creditor or, if the judgment creditor is represented by a lawyer, the judgment creditor’s lawyer —

- (a) that the person has been so arrested; and
- (b) when and where the person will be brought before the court at the prescribed registry.

(4b) When an arrested person is brought before the court at the prescribed registry, the court may conduct the means inquiry or default inquiry, as the case may be, at that time if —

- (a) the judgment creditor has been given notification of the hearing under subregulation (4a)(b); and
- (b) whether or not the judgment creditor is in attendance, the court is satisfied that it is appropriate for the inquiry to be conducted at that time.

”

- (4) After regulation 96(7) the following subregulations are inserted —
- “
- (7a) When an arrested person is brought before the court and the court does not —
- (a) conduct the means inquiry or default inquiry at that time; or
- (b) release the person under subregulation (5),
- the court may order that the accused be kept in custody until that the means inquiry or default inquiry is conducted, however in that case the inquiry must be conducted not more than 8 days after the arrested person was brought before the court under the arrest warrant.
- (7b) When the court lists a means inquiry or a default inquiry under subregulation (5) or (7a), the court must notify the judgment creditor or, if the judgment creditor is represented by a lawyer, the judgment creditor’s lawyer, of when and where the means inquiry or default inquiry will be held.
- ”.
- (5) Regulation 96(10) is amended by deleting “a defendant” and inserting instead —
- “ an accused ”.
- (6) Regulation 96(11) is amended by deleting the full stop at the end of that subregulation and inserting instead —
- “
- , and the *Bail Act 1982* section 51(3), (5), (7) and (8) applies, with any necessary changes, in relation to the offence.
- ”.
- (7) After regulation 96(12) the following subregulation is inserted —
- “
- (12a) The *Bail Act 1982* sections 56, 57 and 58 apply, with any necessary changes, to an arrested person, an undertaking and an offence under subregulation (11), in the same way as they apply respectively in relation to an accused, a bail undertaking and an offence under that Act section 51(1), (2) or (2a).
- ”.
- (8) Regulation 96(13) is amended by deleting “a defendant” and inserting instead —
- “ an accused ”.

14. Regulation 102 amended

Regulation 102(2) is amended by deleting “warrant,”.

15. Schedule 4 amended

Schedule 4 Form 2 is amended by deleting “Crown” in both places where it occurs and inserting instead —

“ State ”.

By Command of the Governor,

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

LOCAL GOVERNMENT

LG301*

**HEALTH ACT 1911
LOCAL GOVERNMENT ACT 1995**

Shire of Murray

HEALTH (EATING HOUSES) LOCAL LAW 2007

Made by the Council of the Shire of Murray at its Ordinary Meeting held 18th October 2007 under section 342 of the *Health Act 1911* and in accordance with subdivision 2 of Division 2 of Part 3 of the *Local Government Act 1995*.

PART 1—PRELIMINARY

1. Citation

This Local Laws may be cited as the *Shire of Murray Health (Eating Houses) Local Law 2007*.

2. Interpretation

In this Local Law, unless the context otherwise requires—

“Act” means the *Health Act 1911* as amended;

“approved fee” means the fee as fixed from time to time by the Shire of Murray under Section 344C of the Act;

“approved form” means a form approved by the Shire of Murray;

“eating house” shall have the same meaning as defined in Section 160 of the *Health Act 1911*;

“licence” means a licence to conduct an eating house issued by the Shire of Murray under this Local Laws;

“local government” means the Shire of Murray; and

“registration” means the registration of an eating house issued by the Shire of Murray under this Local Law.

PART 2—REGISTRATION AND LICENSING

3. Prescribed date

For the purpose of Section 163 of the Act, 1 July in each year is hereby prescribed as the date on or before which the registration of an eating house and a licence for the proprietor of an eating house shall be applied for annually.

4. Requirement for registration and licensing

A person shall not occupy or use or cause, suffer, or permit to be occupied or used any premise as an eating house unless and until—

(a) the premises are registered; and

(b) each of the proprietors of the premises is licensed

in accordance with the provisions of this Local Laws

5. Registration of an eating house

(1) A person seeking the registration of an eating house shall make application on the approved form and shall forward the application to the local government with—

(a) subject to subclause (3), the approved fee;

- (b) a floor plan and specification of the eating house, which plan and specification shall include the following details—
 - (i) the use of every room;
 - (ii) the internal finishes of every wall, floor and ceiling;
 - (iii) the position and type of every fitting and fixture;
 - (iv) all sanitary conveniences, change rooms, ventilating systems, drains, grease traps and provisions for waste disposal;
- (c) the proposed menu; and
- (d) the estimated number of persons, including the proprietor or proprietors, engaged in the preparation, manufacture, processing, cooking or serving of meals.

(2) Where a person makes application for the registration of an eating house in respect of which a certificate of registration is current at the date of the application, the person shall not be required to forward the plan referred to in of sub-clause (1)(b).

(3) Where the registration for any year commences between 1 January and 30 June inclusive in the year, then the applicant shall be required to pay only one half of the approved fee.

(4) Upon approval of an application for registration of an eating house, for any premises it considers suitable for the purpose, the local government shall provide the applicant with a certificate of registration.

6. Licence to conduct an eating house

(1) The proprietor of an eating house seeking the issue of a licence shall make application on the approved form and shall forward the application to the local government together with the approved fee.

(2) Where there are two or more proprietors of an eating house—

- (a) all proprietors names shall be included on the application; and
- (b) the licence shall be issued in joint names.

(3) If the application is approved, a licence shall be issued by the local government.

(4) Any person seeking the transfer of a licence shall make application on the approved form and shall forward the application to the local government together with the approved fee. The application shall be signed by the proposed transferee of the licence and the holder of the licence.

7. Licence conditions

A licence shall be issued upon and subject to the conditions that the holder of the licence shall—

- (a) display the licence and certification of registration of the eating house in a conspicuous place in the eating house;
- (b) notify the local government in writing of any alteration, addition or other work relating to the construction, drainage or ventilation of the eating house prior to the commencement of such alteration, addition or other work;
- (c) notify the local government in writing of any proposed changes to the menu that shall affect the classification under the *Health (Food Hygiene) Regulations 1993*;
- (d) notify the local government in writing of any proposed increase in staff numbers;
- (e) notify the local government of anything which may or has caused contamination of food;
- (f) prevent public access to the food preparation and storage areas at all times;
- (g) not permit the reuse of any table napkin or serviette unless such table napkin has been thoroughly washed and cleansed since it was used; and
- (h) not allow, animals or birds to be slaughtered and dressed or any poultry pigeons or game to be plucked in any part of the premises.

8. Eating house

The proprietor of an eating house shall maintain the public's dining area in a clean and hygienic condition, including any outdoor eating area and shall, when directed by an Environmental Health Officer, thoroughly clean and disinfect any such area.

PART 3—PENALTIES

9. Penalties

A person who commits a breach or fails to comply with any of the requirements of this local law commits an offence and is liable to the penalties as follows—

- (a) a penalty which is not more than \$2,500 and not less than—
 - (i) in the case of a first offence \$250;
 - (ii) in the case of a second offence \$500; and

- (iii) in the case of a third offence or subsequent offence \$1,250; and
(b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

—
This Local Law was made by the Shire of Murray at an Ordinary Meeting held on the 18th October 2007.

Dated: 8th November 2007.

The Common Seal of Shire of Murray was affixed by authority of a resolution of the Council in the presence of—

NOEL H. NANCARROW, Shire President.
D. UNSWORTH, Chief Executive Officer.

Consented to—

Dated: 29 November 2007.

Dr. A. ROBERTSON, Executive Director Public Health.

PLANNING AND INFRASTRUCTURE

PI301*

Armadale Redevelopment Act 2001

Armadale Redevelopment (Addition of Land to Redevelopment Area) Regulations 2007

Made by the Governor in Executive Council under sections 4 and 68 of the Act, following consultation between the Minister and the council of the City of Armadale.

1. Citation

These are the *Armadale Redevelopment (Addition of Land to Redevelopment Area) Regulations 2007*.

2. Commencement

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

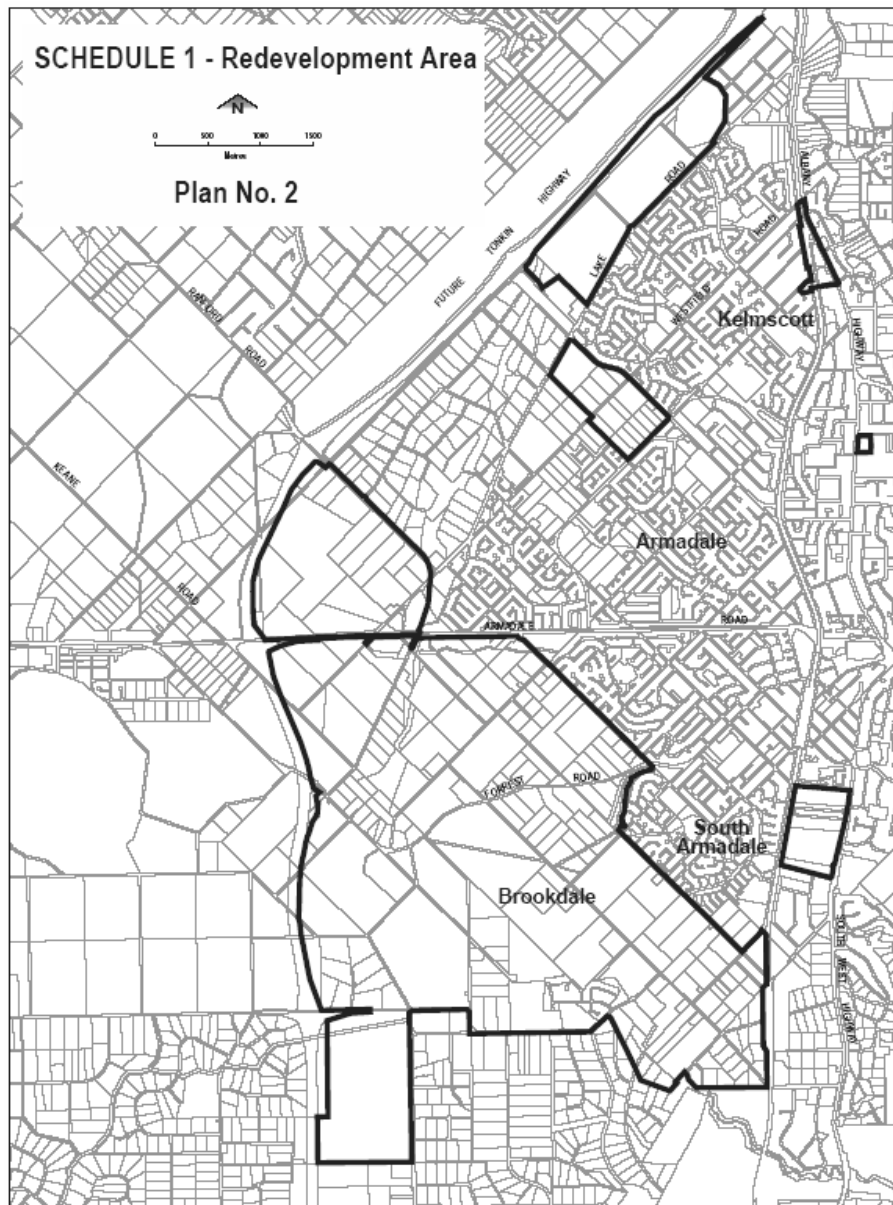
3. The Act amended

The amendments in these regulations are to the *Armadale Redevelopment Act 2001*.

4. Schedule 1 amended (land added)

Schedule 1 is amended, and land is added to the redevelopment area, by deleting Plan No. 2 and inserting the following plan instead —

“



”

By Command of the Governor,

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

TRANSPORT

TR301*

Road Traffic Act 1974

**Road Traffic Code (Protective Helmets)
Notice 2007**

Given by the Director General under the *Road Traffic Code 2000* regulations 222(1) and 244(1).

1. Citation

This notice is the *Road Traffic Code (Protective Helmets) Notice 2007*.

2. Commencement

This notice comes into operation as follows:

- (a) clauses 1 and 2 — on the day on which this notice is published in the *Gazette*;
- (b) the rest of the clauses — on the day after that day.

3. Previous notice superseded

This notice supersedes the *Road Traffic Code (Protective Helmets) Notice 2000*.

4. Protective helmets (bicycles — regulation 222)

A protective helmet that complies with one of the following standards —

- (a) AS/NZS 2063:1996 (Standards Australia);
- (b) Standard B-95 (the Snell Memorial Foundation);
- (c) Standard B-95A (the Snell Memorial Foundation);
- (d) Standard B-95C (the Snell Memorial Foundation),

and carries a sticker issued by Standards Australia, or the Snell Memorial Foundation (as the case may be), indicating that compliance, is approved by the Director General for the purposes of the *Road Traffic Code 2000* regulation 222.

5. Protective helmets (motorcycles — regulation 244)

A protective helmet that —

- (a) complies with —
 - (i) the type and standard specified in AS 1698:1988 (Standards Australia) and, where fitted with an

eye shield, has an eye shield that complies with AS 1609:1981 (Standards Australia); or

- (ii) the type and standard specified in AS/NZS 1698:2006 (Standards Australia);

and

- (b) carries a sticker issued by Standards Australia indicating that compliance,

is approved by the Director General for the purposes of the *Road Traffic Code 2000* regulation 244.

ERIC LUMSDEN, Director General.

— PART 2 —

AGRICULTURE

AG401*

AGRICULTURAL PRODUCE (CHEMICAL RESIDUES) ACT 1983**PLANT DISEASES ACT 1914****VETERINARY CHEMICAL CONTROL AND ANIMAL FEEDING STUFFS ACT 1976**

APPOINTMENTS

Department of Agriculture and Food
South Perth WA 6151.

I, the undersigned Minister for Agriculture and Food, being the Minister responsible for the administration of the *Agricultural Produce (Chemical Residues) Act 1983*, *Plant Diseases Act 1914* and *Veterinary Chemical Control and Animal Feeding Stuffs Act 1976*, hereby appoint the following officers as Authorised Inspectors pursuant to the following sections—

Section 6 of the *Agricultural Produce (Chemical Residues) Act 1983*; andSection 37 of the *Veterinary Chemical Control and Animal Feeding Stuffs Act 1976*

Nicole Mary Cottingham

Anna Marie Erickson

Section 7A of the *Plant Diseases Act 1914* to carry out all the functions authorised to be performed by an Inspector

Nicole Mary Cottingham

KIM CHANCE, MLC, Minister for Agriculture and Food.

ELECTORAL COMMISSION

EC401*

WESTERN AUSTRALIAN COLLEGE OF TEACHING ACT 2004

ELECTION OF BOARD MEMBERS (10) PURSUANT TO SECTION 9

WESTERN AUSTRALIAN COLLEGE OF TEACHING (ELECTIONS) REGULATIONS 2007

Publication of election results pursuant to Regulation 24 (2)

Election Result for Board Member—Government School Representatives (7)

WALKER, Fiona

McMAHON, Denis

VARRIS, Jacqueline

VOJKOVIC, Marko

PARRY, Glyn

PATON, Ross

KELLY, Christine

Election Result for Board Member—Catholic School Representatives (2)

WILLIAMS, Greg

BOTHE, Peter

Election Result for Board Member—Independent School Representative (1)

HANCY, Bruce

WARWICK GATELY, AM, Electoral Commissioner.

ENVIRONMENT

EV401*

ENVIRONMENTAL PROTECTION ACT 1986

DELEGATION NO. 19

The Environmental Protection Authority (“Authority”), acting pursuant to section 19 of the *Environmental Protection Act 1986* (“the Act”) has resolved to delegate all its powers and duties to—

- (a) decide whether a proposal referred under section 38 of the Act should be assessed under Part IV of the Act, under section 39A(1) of the Act; and
- (b) giving written notice to the proponent, any person who referred the proposal and any relevant decision-making authority whether a proposal referred under section 38 of the Act will be assessed under Part IV of the Act under section 39A(3) and (4) of the Act;
- (c) report to the Minister on appeal under section 107(1) of the Act; and
- (d) determine that a minute, or part thereof, should not be released under regulation 2B(3) of the *Environmental Protection Regulations 1987*.

Persons to whom this delegation applies—

This delegation applies to the Chairman of the Authority appointed under section 7(4a) of the Act.

This delegation applies to the Deputy Chairman of the Authority, appointed under section 7(4a) of the Act, on the conditions that follow—

In the absence of the Chairman; on business, on leave, through illness or due to a conflict of interest. The Minister is to be informed of the periods when the Deputy Chairman is exercising the delegation.

Pursuant to section 59(1)(e) of the *Interpretation Act 1984*, Delegation Nos. 12 and 13 gazetted 21 September 1999 are hereby revoked.

Dated the 6th day of December 2007.

Dr PAUL VOGEL, Chairman,
Environmental Protection Authority.

Approved by—

DAVID TEMPLEMAN, Minister for the Environment; Climate Change.

EV402*

ENVIRONMENTAL PROTECTION ACT 1986

DELEGATION NO. 20

The Environmental Protection Authority (“Authority”), acting pursuant to section 19 of the *Environmental Protection Act 1986* (“the Act”) has resolved to delegate all its powers and duties to—

- (a) give advice and make recommendations to the proponent, or any other relevant person or authority, on the environmental aspects of the proposal referred, but not assessed under Part IV of the Act, as provided under section 39A(7);
- (b) giving written notice to the proponent, any person who referred the proposal and any relevant decision-making authority whether a proposal referred under section 38 of the Act will be assessed under Part IV of the Act under section 39A(3) and (4) of the Act;
- (c) make available for public review under section 40(4)(b) any report under section 40(2)(b) and whether to exclude any confidential information under section 40(5);
- (d) inform the responsible authority that a scheme will not be assessed and give advice and recommendations, under section 48A(1)(a);
- (e) inform the responsible authority that a scheme will be assessed under section 48A(1)(b);
- (f) make public an environmental review under section 48C(4) and require the responsible authority to respond to any submissions made in respect of that report or information in such manner as the Authority thinks fit under section 48C(5)(b).

Person to whom this delegation applies—

This delegation applies to the Director, Environmental Impact Assessment Department of Environment and Conservation.

Pursuant to section 59(1)(e) of the *Interpretation Act 1984* Delegation No. 15 dated 17 August 2001 is hereby revoked.

Dated the 6th day of December 2007.

Dr PAUL VOGEL, Chairman,
Environmental Protection Authority.

Approved by—

DAVID TEMPLEMAN, Minister for the Environment; Climate Change.

FIRE AND EMERGENCY SERVICES

FE401*

EMERGENCY MANAGEMENT ACT 2005 DESIGNATION OF CYCLONE AREA

Under the *Emergency Management Act 2005* section 16(1) and on the advice of the Fire and Emergency Services Authority of Western Australia, the hazard management agency for cyclones, the State Emergency Management Committee has designated the area of the 10 local government districts listed in the table as a cyclone area—

TABLE
Wyndham-East Kimberley
Derby-West Kimberley
Broome
East Pilbara
Port Hedland
Roebourne
Ashburton
Exmouth
Carnarvon
Shark Bay

KARL O'CALLAGHAN, Chairman,
State Emergency Management Committee.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

MACKEREL FISHERY (INTERIM) MANAGEMENT PLAN AMENDMENT 2007

FD 2242/02 [845]

Made by the Minister under section 54.

1. Citation

This instrument is the *Mackerel Fishery (Interim) Management Plan Amendment 2007*.

2. Management plan amended

The amendments in this instrument are to the *Mackerel Fishery (Interim) Management Plan 2004*.

3. Clause 15 amended

Clause 15 is amended by deleting “31 December 2007” and inserting instead—

“31 December 2008 or 31 December 2009”.

4. Schedule 5 amended

Schedule 5 is amended by deleting “31 December 2007” and inserting instead—

“31 December 2008 or 31 December 2009”.

Dated this 7th day of December 2007.

JON FORD, Minister for Fisheries.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994

PROHIBITION ON FISHING (COCKBURN SOUND) REVOCATION ORDER 2007

Order No. 19 of 2007

FD 1620/98 [820]

Made by the Minister under section 43.

1. Citation

This order is the *Prohibition on Fishing (Cockburn Sound) Revocation Order 2007*.

2. Order revoked

The *Prohibition on Fishing (Cockburn Sound) Order 2000* is revoked.

Dated this 7th day of December 2007.

JON FORD, Minister for Fisheries.

FI403*

FISH RESOURCES MANAGEMENT ACT 1994
PROHIBITION ON FISHING (COCKBURN SOUND AND WARNBRO SOUND)
AMENDMENT ORDER 2007

Order No. 20 of 2007

FD 1620/98 [840]

Made by the Minister under Section 43.

1. Citation

This order is the *Prohibition on Fishing (Cockburn Sound and Warnbro Sound) Amendment Order 2007*.

2. Order amended

The amendments in this order are to the *Prohibition on Fishing (Cockburn Sound and Warnbro Sound) Order 2005*.

3. Clause 3 amended

Clause 3 is amended by deleting “and ending on 15 December in any year,” and inserting instead—
“in any year and ending on 31 January in the following year, ”.

4. Clause 4 deleted

Clause 4 is deleted.

Dated this 7th day of December 2007.

JON FORD, Minister for Fisheries.

HEALTH

HE401*

HEALTH ACT 1911
PERINATAL AND INFANT MORTALITY COMMITTEE
(APPOINTMENT OF INVESTIGATORS) INSTRUMENT 2007

Made by the Minister for Health under section 340AJ(1) of the Act.

1. Citation

This instrument may be cited as the *Perinatal and Infant Mortality Committee (Appointment of Investigators) Instrument 2007*.

2. Appointments

Dr Catherine Douglass and Dr Patrick Pemberton are appointed as investigators for the Perinatal and Infant Mortality Committee for a period of three years from the date of appointment.

Date: 6 December 2007.

JIM MCGINTY MLA, Minister for Health.

HE402*

HEALTH ACT 1911
MATERNAL MORTALITY COMMITTEE
(APPOINTMENT OF INVESTIGATOR) INSTRUMENT 2007

Made by the Minister for Health under section 340J of the Act.

1. Citation

This instrument may be cited as the *Maternal Mortality Committee (Appointment of Investigator) Instrument 2007*.

2. Appointments

Dr Julia Barton is appointed as investigator for the Maternal Mortality Committee for the period ending three years from the date of appointment.

Date: 11 December 2007.

JIM MCGINTY, MLA, Minister for Health.

HERITAGE

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

AMENDMENT OF AN ENTRY IN THE REGISTER OF HERITAGE PLACES

Nurses Memorial Centre

The entry in the Register of Heritage Places ("the Register") relating to *P2665, Nurses Memorial Centre* located at 34 Kings Park Road, West Perth ("the Place") has been amended pursuant to section 54 of the *Heritage of Western Australia Act 1990*.

The reason for the amendment is that the original land parcel has been subdivided to accommodate a Strata development. The amended land description of the Place is—

Lot 1 on Strata Plan 43947 being the whole of the land contained in Certificate of Title Volume 2589 Folio 701, Lot 72 on Strata Plan 43947 being the whole of the land contained in Certificate of Title Volume 2589 Folio 772 and portion of the common property of Strata Plan 43947 together as shown on Heritage Council of Western Australia Survey Drawing No. 2665 prepared by Brown McAllister.

St John's Lutheran Church

The entry in the Register of Heritage Places ("the Register") relating to *P1943, St John's Lutheran Church* located at 16 Aberdeen Street, Perth ("the Place") has been amended pursuant to section 54 of the *Heritage of Western Australia Act 1990*.

The reason for the amendment is to provide a more accurate reflection of the current land description and to exclude certain land that is no longer considered to be of heritage significance. The amended land description of the Place is—

That portion of Lot 440 on Deposited Plan 48767 shown labeled "D1" and being part of the land contained in Certificate of Title Volume 2644 Folio 688.

Removal of an Entry In the Register of Heritage Places

Notice is hereby given in accordance with Section 52 of the *Heritage of Western Australia Act 1990* that, pursuant to direction from the Minister for Heritage, the place described below has been removed from the Register of Heritage Places.

Description of Place

Kirup Forestry Cottages at 145 and 146 Capel Street, Kirup; Lot 145 on Deposited Plan 218628 being the whole of the land contained in Certificate of Title Volume 2083 Folio 95 and Lot 146 on Deposited Plan 218628 being the whole of the land contained in Certificate of Title Volume 2083 Folio 96.

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

14 December 2007.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004

APPOINTMENT

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Annie Wishart Van Wijk of 25 Lesueur Drive, Jurien Bay

RAY WARNES, Executive Director,
Court and Tribunal Services.

LOCAL GOVERNMENT

LG401*

CITY OF ALBANY
AUTHORISED OFFICERS

It is hereby notified for public information that the following persons have been appointed Authorised Officers in accordance with the relevant Acts hereunder, effective immediately—

1. Nathan Tysoe is authorised under the—
Dog Act 1976 & Regulations,
Control of Off-Road Vehicles Act 1978 & Regulations,
Litter Act 1979-81 & Regulations,
Part XX Local Government (Misc Provisions) Act 1960, and Section 3.39(i), 9.10 and 9.16
Local Government Act 1995
Bush Fires Act 1954
2. Ben DeVries is authorised under the—
Bush Fires Act 1954
Part XX Local Government (Misc Provisions) Act 1960, and Section 3.39(i), 9.10 and 9.16
Local Government Act 1995
Emergency Management Act 2005

All authorisations for Phil Dunkley and Steve Gray are hereby cancelled, effective immediately.

ANDREW HAMMOND, Chief Executive Officer.

LG402*

DOG ACT 1976
Shire of Shark Bay
APPOINTMENTS

It is hereby notified for public information that the following appointments are made as Dog Registration Officers for the above Shire—

Michelle Ann Lingius
Michelle Leigh Priest
Tamara Lillian Olsson
Stanislov Kocian

K. J. MATTHEWS, Chief Executive Officer.

Dated: 15 November 2007.

MINERALS AND PETROLEUM

MP401*

MINING ACT 1978
INSTRUMENT OF EXEMPTION OF CROWN LAND
EXTENSION OF PERIOD

The Minister for Energy; Resources; Industry and Enterprise, pursuant to the powers conferred by Section 19 of the *Mining Act 1978*, hereby extends the exemption granted on 24 December 2003 and published in the *Government Gazette* dated 9 January 2004 and extended on 25 November 2005 and published on in the *Government Gazette* on 2 December 2005 of those areas of Crown land, described hereunder (not being private land or land that is the subject of a mining tenement or an application therefore) from Divisions 1 to 5 of Part IV of the *Mining Act 1978* for a period of two (2) years.

SCHEDULE

All that portion of land commencing at the northern-most corner of Forrest Location 46; thence generally southerly; and thence generally easterly terminating at the western-most western boundary of Exploration Licence 45/2382 and being the area shown cross-hachured light blue and coloured yellow on the plans at pages 109, 110, 112 and 113 of Department of Industry and Resources File No. A1608/200301 and designated as 'S19/180' on the Department's Information System, TENGRAPH.

Locality: PORT HEDLAND
 Area: 1025 HECTARES APPROXIMATELY
 Period of Extension: 24 DECEMBER 2007 TO 23 DECEMBER 2009
 Dated at Perth this 3rd day of December 2007.

FRANCIS LOGAN MLA, Minister for Energy;
 Resources; Industry and Enterprise.

MP402*

MINING ACT 1978
FORFEITURES

Department of Industry and Resources,
 Perth WA 6000.

I hereby declare in accordance with the provisions of section 96A(1) of the Mining Act 1978 that the undermentioned exploration licences are forfeited for breach of covenant viz; non payment of rent.

FRANCIS LOGAN MLA, Minister for Energy;
 Resources; Industry and Enterprise.

NUMBER	HOLDER	MINERAL FIELD
EXPLORATION LICENCES		
15/827	Redstone Metals Pty Ltd	Coolgardie
51/290	Whim Creek Consolidated NL Scott Wlater Wilson	Murchison
52/1793	Locatore Pty Ltd	Peak Hill
52/1888	Ralph Johnson Gerry Stidworthy Shane Williams	Peak Hill

MP403*

MINING ACT 1978
FORFEITURES

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; non payment of rent.

FRANCIS LOGAN MLA, Minister for Energy;
 Resources; Industry and Enterprise.

NUMBER	HOLDER	MINERAL FIELD
EXPLORATION LICENCE		
70/2727	Baracus Pty Ltd	South West

MP404*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry and Resources,
 Canopus Street,
 Southern Cross WA 6426.

In accordance with Regulation 49(2)(c) of the *Mining Act 1978* notice is hereby given that these Prospecting Licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz. failure to meet minimum expenditure requirements.

V. C. EDWARDS (Magistrate),
 Warden.

To be heard in the Warden's Court, Southern Cross on the 22nd day of January 2008.

**YILGARN MINERAL FIELD
PROSPECTING LICENCES**

P77/2998

PERILYA LTD
RICHARD READ & ASSOCIATES PTY LTD

MP405*

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

Department of Industry and Resources,
Canopus Street,
Southern Cross WA 6426.

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

V. C. EDWARDS (Magistrate),
Warden.

To be heard in the Warden's Court, Southern Cross on the 22nd day of January 2008.

**YILGARN MINERAL FIELD
MISCELLANEOUS LICENCES**

L77/177

BARCLAY HOLDINGS PTY LTD

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Royal Assent to Bill

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

Short Title of Bill	Date of Assent	Act No.
Trans-Tasman Mutual Recognition (Western Australia) Act 2007	6 December 2007	30 of 2007

MALCOLM PEACOCK, Clerk of the Parliaments.

Date 10 December 2007.

PLANNING AND INFRASTRUCTURE

PI401*

**PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT**

Shire of Mundaring

Town Planning Scheme No. 3—Amendment No. 64

Ref: 853/2/27/3 Pt 64

It is hereby notified for public information, in accordance with section 87 of the Planning and Development Act 2005 that the Minister for Planning and Infrastructure approved the Shire of Mundaring local planning scheme amendment on 8 November 2007 for the purpose of—

1. Deleting Clause 4.46 of the Scheme relating to Commercial Vehicle Parking.

2. Modifying "Commercial Vehicle" as a defined use under Clause 1.13 of the Scheme to delete reference to the Vehicle Sales Regulations 1976 and inserting the correct Regulation as follows—

"meaning a vehicle, whether licensed or not, which is used or designed or intended for use in conjunction with a profession, trade or business and, without limiting the generality of the foregoing, shall include trailers, tractors and their attachments, buses and earthmoving machines, whether self-propelled or not, but shall not include a passenger car, a derivative [as defined by the Road Traffic Code 2000 (as amended), or a van, utility or light truck which is rated by the manufacturer as being suitable to carry loads of up to 1.5 tonnes.

3. Including Commercial Vehicle Parking as a use class in Table 1 of the Scheme being a "P" use in District Shopping, District Business, Local Centre, Service Commercial and Light Industrial zones, and an "AA" use in the Rural Landscape Living and General Rural zones and a "SA" use in the Residential zone.

J. THROSSELL, Chief Executive Officer.
T. PASHLEY, Authorised Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005

Shire of Exmouth

RESOLUTION DECIDING TO PREPARE A TOWN PLANNING SCHEME

Town Planning Scheme No. 4

Notice is hereby given that the Council of the Local Government of Exmouth on 21 June 2007 passed the following resolution—

Resolved that the local government, in pursuance of Part 5, Section 88 (3) of the Planning and Development Act 2005 prepare the above Town Planning Scheme with reference to an area situated wholly within the Shire of Exmouth and enclosed within the inner edge of black broken line border on a plan now produced to the Council of the local government and marked and certified by Chief Executive Officer under his hand as Scheme Area Map.

P. J. ANASTASAKIS, Chief Executive Officer.

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. C. Kobelke MLA, to act temporarily in the office of Minister for Employment Protection; Housing and Works; Indigenous Affairs; Heritage; Land Information in the absence of the Hon M. H. Roberts MLA for the period 15 to 21 December 2007 (both dates inclusive).

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

PC402*

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 S. M. Ellery MLC to act temporarily in the office of Minister for Local Government; Racing and Gaming; Multicultural Interests and Citizenship; Government Enterprises; Minister Assisting the Minister for Planning and Infrastructure; Goldfields-Esperance; Youth in the absence of the Hon L. Ravlich MLC for the period 28 January to 17 February 2008 (both dates inclusive).

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

DECEASED ESTATES

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

Notice to Creditors and Claimants

Lindsay Warrren Williss, late of Rn 351 Burnside Road, Burnside Farm, Woogenellup, Mount Barker in the State of Western Australia, Farmer, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Lindsay Warren Williss, deceased who died on the 26th day of September 2007 at Albany, Western Australia are required by the personal representative David Malcolm Moss of 45 Duke Street, Albany, Western Australia to send particulars of their claims to David Moss & Co of PO Box 5744, Albany WA 6332 by the 25th day of January 2008, after which date the personal representative may convey or distribute the assets having regard only to the claims for which he has then had notice.

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

Notice to Creditors and Claimants

Eric Alan Keogh, late of Unit 13, Laurence Retirement Village, Exmouth in the State of Western Australia, Retired Farmer, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Eric Alan Keogh, deceased who died on the 15th day of September 2007 at Exmouth, Western Australia are required by the personal representative David Malcolm Moss of 45 Duke Street, Albany, Western Australia to send particulars of their claims to David Moss & Co of PO Box 5744, Albany WA 6332 by the 12th day of January 2008, after which date the personal representative may convey or distribute the assets having regard only to the claims for which he has then had notice.

ZX403**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the estate of Frances Christine Taplin who died on 20 July 2007, of St Ives Retirement Village, 54/22 Windelya Road, Murdoch, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the said deceased person are required by the Executor of the deceased's estate being Peter Angus Tibbits of 53A Ogilvie Road, Mount Pleasant, Western Australia, to send particulars of their claims to him care of Angus Tibbits Solicitors of PO Box 101, Bull Creek WA 6149, by 7 January 2008, after which date the Executor may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX404***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 14/01/2008 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Davies, James Michael, late of 51 Alexander Drive Menora, died 13.11.2007 (DE19911160EM16)

Cronin, Marion Sturrock, late of 6-22 Foyle Road Bayswater, died 5.11.2007 (DE19740349EM35)

- Cutler, Howard, late of Hamersley Aged Care Facility, 441 Rokeby Road, Subiaco, died 4.10.2007 (DE19570689EM15)
- Glotzbach, John William, late of 95 Samson Street White Gum Valley, died 27.11.2007 (DE19893546EM35)
- Goodhew, Dorothy Lilian, late of Amaro Village, 74 Lissiman Street Gosnells, died 16.10.2007 (DE19920782EM15)
- Grove, Mary Irene, late of C/- Jewell House, Room 10/180 Goderich Street, East Perth, died 22.09.2006 (DE33054958EM37)
- Hinkley, Florence Beatrice, late of Narembeen Hospital, 37 Churchill Street, Narembeen, died 28.07.2005 (DE30286167EM29)
- Lim, Siong Chai, late of Koh I Nursing Home, 34 Pangbourne Street, Wembley, died 20.10.2007 (DE19961888EM27)
- Limpus, Inez Edith, late of McDougall Park Nursing Home, 18 Ley Street Como, died 18.11.2007 (DE19851604EM113)
- Marshall, George, late of Room 107, Wiminda Care Centre Adie Court Bentley, died 19.11.2007 (DE19915404EM17)
- Monaghan, Lilly, late of Karlarra House, 200 Forest Circle South Hedland, died 4.03.2007 (DE33055909EM36)
- Oswald, Shirley Frances, late of 20 Atkinson Way Lancelin, died 10.08.2007 (DE19770279EM38)
- Pluto, Wanda, late of 212 Fourth Street, Wonthella, died 25.08.2007 (DE33060001EM35)
- Priest, Bruce Clifford, late of C/- St Luke's Aged Care Facility, 429 Rokeby Road Subiaco, died 16.11.2007 (DE33038820EM38)
- Spera, Lieselotte Erna, late of St Andrews Nursing Home, 20 Burwood Road Balcatta, died 29.11.2007 (DE33061819EM17)
- Tucker, Jasper Ryan, late of Burrup Village Balmoral Road, Karratha, died 18.07.2003 (DE33025864EM16)

JOHN SKINNER, Public Trustee,
Public Trust Office, 565 Hay Street, Perth WA 6000.
Telephone 9222 6777.

WESTERN AUSTRALIA

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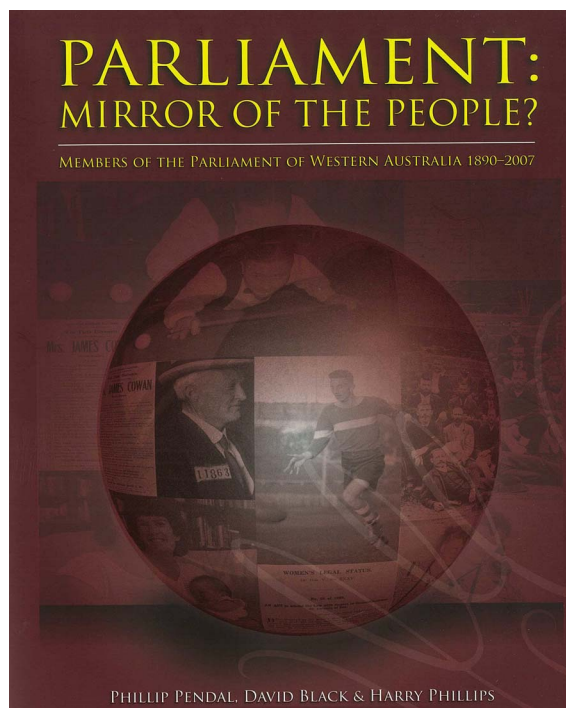
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