



WESTERN
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GOVERNMENT
Gazette



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

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— PART 1 —

PROCLAMATIONS

AA101*

MARINE AND HARBOURS ACT 1981

PROCLAMATION

Western Australia

*By His Excellency**Doctor Kenneth Comminos Michael,**Companion of the Order of Australia,**Governor of the State of Western Australia*

[L.S.]

KENNETH COMMINOS MICHAEL
Governor

I, the Governor, acting under the *Marine and Harbours Act 1981* section 9(1)(a) and with the advice and consent of the Executive Council, vest in the Minister for Transport constituted under section 8(1) of that Act the land shown as the proclamation area on Deposited Plan 219648 Lots 184 and 185 and Deposited Plan 56133 Lots 501 and 502 held by the Western Australian Land Information Authority established by the *Land Information Authority Act 2006*.

Given under my hand and the Public Seal of the State on 12 February 2008.

By Command of the Governor,

A. MacTIERNAN, Minister for Planning and Infrastructure.

— PART 2 —

ENERGY

EN401*

ENERGY COORDINATION ACT 1994

Section 11ZOM

APPROVAL OF AMENDMENTS TO GAS RETAIL MARKET SCHEME

The Authority hereby gives notice that the following amendments to the retail market scheme operated by Retail Energy Market Company Limited ("REMCo") have been approved—

Rule Change C10/06R REMCo Recovery of Additional Market Costs

Rule Change C01/07RS Non- Substantial Amendment

These amendments to the REMCo retail market scheme are to come into force on 20 February 2008. Details regarding these amendments are available from REMCo.

LYNDON G. ROWE, Chairman,
Economic Regulation Authority.

ENVIRONMENT

EV401*

BOTANIC GARDENS AND PARKS AUTHORITY ACT 1998

APPROVAL

Kings Park and Botanic Garden Management Plan 2004-2009

The Minister for the Environment; Climate Change; Peel, Hon David Templeman MLA gives notice pursuant to Section 22 of the Botanic Gardens and Parks Authority Act 1998 of approval for an amendment to the Kings Park and Botanic Garden Management Plan 2004-2009.

Submissions received following a two month public consultation period indicate overwhelming public support for the proposed Environmental Learning and Discovery Experience in Kings Park and Botanic Garden and the Minister for the Environment; Climate Change; Peel has approved the inclusion of this project into the Kings Park and Botanic Garden Management Plan 2004-2009. A copy of the Audit of Public Submissions which details the amendment to the management plan is currently being compiled and when complete can be obtained from the Botanic Gardens and Parks Authority, Administration Building, Fraser Avenue, Kings Park and Botanic Garden, West Perth 6005 or by emailing enquiries@bgpa.wa.gov.au.

Hon DAVID TEMPLEMAN, MLA, Minister for the Environment;
Climate Change; Peel.

EV402*

ENVIRONMENTAL PROTECTION ACT 1986

DELEGATION NO. 78

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department of Environment and Conservation responsible for the administration of the *Environmental Protection Act 1986* ("the Act") and pursuant to section 20 of the Act hereby delegate to the Manager, Native Vegetation Conservation Branch, except for the functions and power set out in the Schedule below, all my powers and duties—

- (a) under Part V, Division 2 of the Act;
- (b) under Part VII of the Act, in so far as they relate to appeals lodged under section 101A of the Act;

(c) under Regulations 7 and 8 of the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*;

other than this power of delegation.

Schedule of Exceptions

1. The functions and powers the subject of section 51L of the Act, save to the extent that they are exercised to give effect to a direction by the Minister determining an appeal under section 110 of the Act; and

2. The functions and powers the subject of section 51S of the Act.

Dated the 4th day of February 2008.

KEIRAN McNAMARA, Chief Executive Officer.

Approved by—

DAVID TEMPLEMAN, Minister for the Environment;
Climate Change.

JUSTICE

JU401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Director General of the Department of the Attorney General 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
Woods	Deborah Ann	CS8- 039	21 December 08	21 December 08	30 July 2008
Chatwin	Lisa Maree	CS8-048	8 February 008	8 February 08	30 July 2008
Hagart	Clifford George Edward	CS8-047	8 February 08	8 February 08	30 July 2008
Reddin	Jason John	CS8-068	7 February 08	7 February 08	30 July 2008

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

BRIAN LAWRENCE, Manager CSCS Contract.

JU402*

GUARDIANSHIP AND ADMINISTRATION ACT 1990

ARRANGEMENT

This arrangement is made under section 44A and section 83D of the *Guardianship and Administration Act 1990* (WA) on the 6th day of February 2008 between the Hon Jim McGinty MLA, Attorney General for the State of Western Australia and the Hon Kerry Shine MP, Attorney-General for the State of Queensland.

The Hon Attorney General for the State of Western Australia being satisfied that the *Guardianship and Administration Act 2000* (Qld) relating to the guardianship and or the administration of an estate of adults corresponds sufficiently with the *Guardianship and Administration Act 1990* (WA), it is agreed that guardianship orders and administration orders made under the *Guardianship and Administration Act 2000* (Qld) in respect of adult persons who enter Western Australia be recognised in Western Australia.

Hon JIM MCGINTY MLA, Attorney General for the
State of Western Australia.

Hon KERRY SHINE MP, Attorney General for the
State of Queensland.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995*City of Wanneroo*

(Basis of Rates)

Department of Local Government
and Regional Development.

DLGRD: WC5-4#05

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the A/Director General of the Department of Local Government and Regional Development under delegation from the Hon Ljiljanna Ravlich MLC, Minister for Local Government being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 8 January 2008.

ROSS WEAVER, A/Director General.

SCHEDULE

Additions to Gross Rental Value Area

City of Wanneroo

All those portions of land being Lot 3 as shown on Diagram 23919 and Lot 671 as shown on Deposited Plan 53135.

LG402*

LOCAL GOVERNMENT ACT 1995*City of Rockingham*

(Basis of Rates)

Department of Local Government
and Regional Development.

DLGRD: RK5-4#05

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the A/Director General of the Department of Local Government and Regional Development under delegation from the Hon Ljiljanna Ravlich MLC, Minister for Local Government being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 9 January 2008.

ROSS WEAVER, A/Director General.

SCHEDULE

Additions to Gross Rental Value Area

City of Rockingham

All those portions of land being Lots 142 to 149 inclusive and Lots 154 to 194 inclusive as shown on Deposited Plan 56721.

LG403*

LOCAL GOVERNMENT ACT 1995*City of Swan*

(Basis of Rates)

Department of Local Government
and Regional Development.

DLGRD: SW5-4#03

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the A/Director General of the Department of Local Government and Regional Development under delegation from the Hon Ljiljanna Ravlich MLC, Minister for Local

Government being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 10 January 2008.

ROSS WEAVER, A/Director General.

SCHEDULE

Additions to Gross Rental Value Area

City of Swan

All those in portions of land being Lot 9000 as shown on Deposited Plan 28119; Lot 9001 as shown on Deposited Plan 36503; Lots 1075 to 1079 inclusive, Lot 1088, Lot 1089, Lot 8003 and Lot 8012 as shown on Deposited Plan 51256; Lot 5816, Lots 5899 to 5901 inclusive and Lots 5903 to 5910 inclusive as shown on Deposited Plan 53095; Lots 6058 to 6099 inclusive and Lots 6200 to 6211 inclusive as shown on Deposited Plan 53875; Lots 1184 to 1200 inclusive, Lots 1205 to 1255 inclusive and Lot 9018 as shown on Deposited Plan 54864; Lot 1282, Lots 1290 to 1295 inclusive, Lots 1348 to 1370 inclusive, Lots 1385 to 1407 inclusive, Lots 1435 to 1440 inclusive and Lots 1446 to 1449 inclusive as shown on Deposited Plan 54874; Lots 6101 to 6116 inclusive, Lots 6120 to 6134 inclusive, Lots 6149 to 6165 inclusive, Lots 6171 to 6195 inclusive, Lots 6197 to 6199 inclusive and Lot 9144 as shown on Deposited Plan 55237; Lot 3667 and Lot 9146 as shown on Deposited Plan 55257; Lots 877 to 906 inclusive and Lot 911, Lot 912, Lot 9018 and Lot 9502 as shown on Deposited Plan 55471 and Lot 9020 as shown on Deposited Plan 56110.

LG404*

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960

SWIMMING POOL INSPECTION FEES

Shire of Kalamunda

The Shire of Kalamunda pursuant to Section 245A(8) of the *Local Government (Miscellaneous Provisions) Act 1960* (the Act) has for the financial year 2007/2008 imposed a charge of \$44.00 to meet the estimated cost in that financial year of carrying out the required private swimming pool inspections. This charge is to be imposed on each owner of land, on which there is a swimming pool.

LG405*

LOCAL GOVERNMENT ACT 1995

City of Melville

AUTHORISED PERSON

It is hereby notified for public information that Joshua Andrew Daley has been appointed as an Authorised Person at St John of God Hospital, Murdoch (as defined in the City of Melville Parking Facilities Local Laws) and as an Authorised Person for the purposes of Section 9.10, 9.13 and 9.15 of the *Local Government Act 1995*.

MARTEN TIELEMAN, A /Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

MINING ACT 1978

RESTORATION OF MINING LEASE

In accordance with section 97A(8) of the *Mining Act 1978* I hereby cancel the forfeiture of the undermentioned mining lease previously declared forfeited for breach of covenant, being the non payment of a penalty imposed on the lease, and restore the lease to its former holder.

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

NUMBER	HOLDER	MINERAL FIELD
08/27	Ramirez, Arnold James	Ashburton

PLANNING AND INFRASTRUCTURE

PI401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Canning

Town Planning Scheme No 40—Amendment No 147

Ref: 853/2/16/44 Pt 147

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* (as amended) that the Minister for Planning and Infrastructure approved the City of Canning town planning scheme amendments on 30 January 2008 which amends Town Planning Scheme No. 40 by rezoning 2 Eureka Road (Lot 7), Wilson, from “Service Station” to “Shopping”.

Dr M. S. LEKIAS, Mayor.
 D. CARBONE, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Donnybrook-Balingup

Town Planning Scheme No. 4—Amendment No. 75

Ref: 853/6/4/4 Pt 75

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 Donnybrook-Balingup local planning scheme amendment on 5 February 2008 for the purpose of—

1. Adding to Schedule 3—Rural Residential zone the following—

SPECIFIED AREA		SPECIAL PROVISIONS
R Res 18	18. Part Lot 106 of Plan 228943 CT 2228 Folio 17, No 152 Grimwade Road, Balingup, Shire of Donnybrook-Balingup	Subdivision and Development 1. Subdivision and development of the land shall generally be in accordance with the Development Guide Plan as contained in Amendment No. 75, or any other modifications to the Development Guide Plan endorsed for the land by the Local Government and the Western Australian Planning Commission. 2. Development is to be connected to an appropriate on-site effluent disposal system to the satisfaction of the Local Government, Health Department and the Department of Water. 3. Notwithstanding provisions of Clause 6.7.1(e) of the Planning Scheme, each dwelling shall be provided with a roof area of not less than 150m ² accompanied by rainwater storage of not less than 135,000 litre capacity. 4. Water Tanks, which in the opinion of Council, are visible from any location outside of the lot which they are situated upon shall be coloured and landscaped to the satisfaction of the Local Government. 5. No development of any lot shall be constructed with reflective building materials excluding glazed areas. 6. Keeping of stock on any lot in the zone must be approved by Council and, where stock is permitted, adequate measures will be required to prevent incursion into, and damage to, areas of remnant vegetation or replanted areas. 7. No new dams shall be permitted on any lot. 8. A landscape plan is to be prepared and implemented to the satisfaction of the Local Government prior to the creation of the lots.

SPECIFIED AREA	SPECIAL PROVISIONS
	<p>9. The minimum standard of fencing shall be 1.4m posts and 4 strand wire or such similar materials as approved by Council but solid fencing using such materials as fibre cement sheeting, metal sheeting or wooden pickets shall not be used.</p> <p>10. In considering any applications on proposed lots, Council shall have regard to—</p> <ul style="list-style-type: none"> • aesthetics; • drainage; • effluent disposal; • access; • protection of existing vegetation; • the design, materials and colour of the buildings to be sympathetic and complement surrounding landscape elements; • development to be of a high standard and in keeping with the character and amenity of the locality; and • the potential for limitations to be placed on the clearing of native vegetation. <p>11. Prior to the approval of the proposed subdivision the proponent shall satisfy Council and the Western Australian Planning Commission that the following matters have been addressed, consistent with the need to provide for services and land use activities—</p> <ul style="list-style-type: none"> • effluent disposal; • water supply; • access; • management arrangements; and • road upgrading. <p>Building Envelopes</p> <p>12. All buildings, structures and on-site effluent disposal systems are to be contained within a building envelop to be determined prior to the creation of the lots to the satisfaction of the Local Government, no greater than 2500m² in area which cannot be located—</p> <ul style="list-style-type: none"> • where areas of significant vegetation exist; and • closer than 20 metres from any boundary. <p>Vegetation</p> <p>13. No clearing of vegetation shall occur except for—</p> <ul style="list-style-type: none"> • clearing to comply with the requirements of the <i>Bush Fires Act 1954</i> (as amended); • clearing that may reasonably be required to construct an approved building and curtilage; • trees that are dead, diseased or dangerous; • fruit or non-indigenous trees; • clearing to gain vehicular access to an approved building; • clearing to provide to establish a low fuel buffer; or • any other clearing approved by Council. <p>Bushfire Protection</p> <p>14. At the time of subdivision, the subdivider shall be required to prepare and implement a fire management plan to the satisfaction of the Local Government.</p>

2. Rezoning Part Lot 106 of Plan 228943 CT 2228 Folio 17, No 152 Grimwade Road, Balingup, Shire of Donnybrook-Balingup from "General Farming Pastoral" zone to "Rural Residential (R Res 18)" zone under the Shire of Donnybrook-Balingup Town Planning Scheme No. 4, as depicted on the amending map adopted by Council.

W. B. HEARMAN, Shire President.
J. R. ATTWOOD, Chief Executive Officer.

WATER/SEWERAGE

WA401*

WATER AGENCIES (POWERS) ACT 1984

Water Supply Improvements: Boyup Brook (Shire of Boyup Brook)

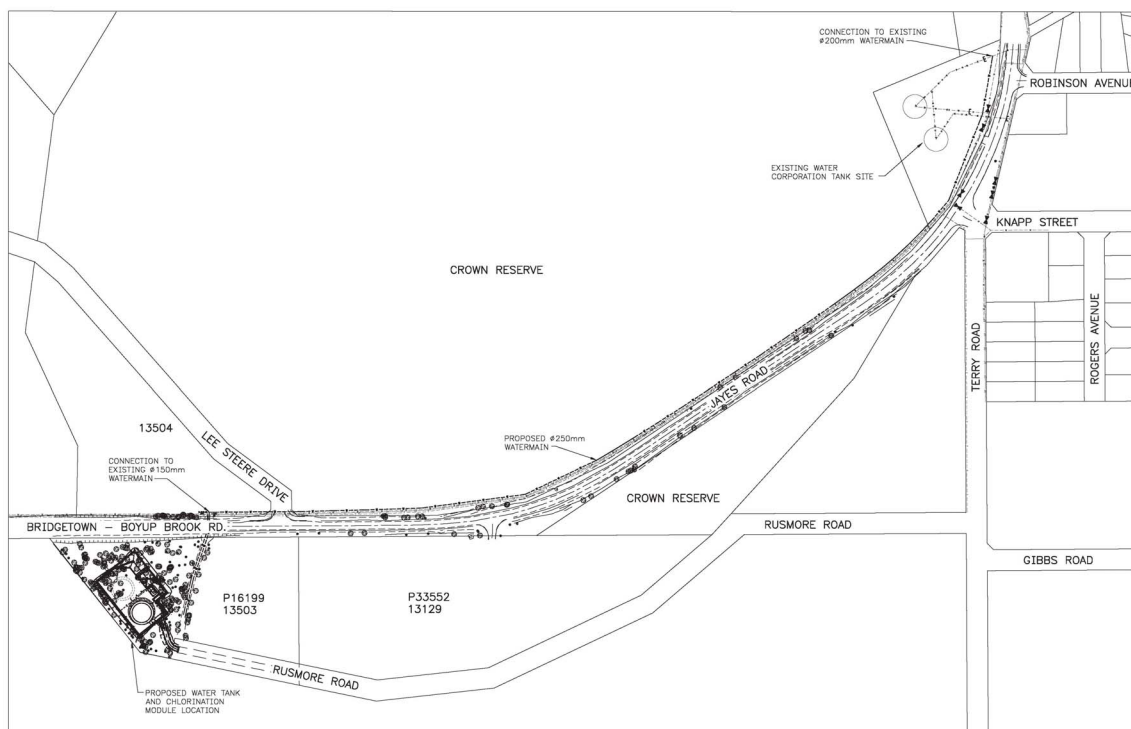
Notice of Authorisation to Construct a 1000m³ Ground Level Tank

In accordance with the provisions of the *Water Agencies (Powers) Act 1984*, the Minister for Water Resources has authorised the Water Corporation to—

- Construct a reinforced concrete ground level water storage tank of approximately 1000 cubic metres capacity, 19.0 metres diameter and 4.0 metres wall height, with a metal sheeted roof of zincalume finish.
- Relocate a chlorination module from existing tank site.
- Construct the associated pipework including valves, meters and concrete valve pits.
- Construct 250mm below ground pipelines of approximately 1200m in length.

The location of the proposed works is within Boyup Brook Town as shown on the locality plan.

The works will improve the Boyup Brook water supply.



DECEASED ESTATES

ZX401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Sidney Hewison Whyte late of Woodward House Ireland Street Allanson who died on 20 December 2007 are required by the personal representative to send particulars of their claims addressed to the Executors of the estate of Sidney Hewison Whyte deceased care of Young & Young, 5 Spencer Street, Bunbury by the 18th day of March 2008 after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative then has notice

ZX402

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Notice to Creditors and Claimants of Karl Fritz Baumann, late of Ritcher Lodge, 480-482 Guildford Road, Bayswater, Western Australia, Retired Manager, 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 28 December 2007 are required by the Trustee ANZ Trustees Limited ACN 006 132 332 of Level 4, 100 Queen Street, Melbourne, VIC 3000 to send particulars of their claim to them by 8 April 2008 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX403

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Notice to Creditors and Claimants of Gaundenz Auer, late of 16/21 Leonard Street, Victoria Park, Western Australia, Retired, 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 14 January 2008 are required by the Trustee ANZ Trustees Limited ACN 006 132 332 of Level 4, 100 Queen Street, Melbourne, VIC 3000 to send particulars of their claim to them by 8 April 2008 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

WESTERN AUSTRALIA

THE CRIMINAL CODE

(Reprinted as at 9 September 2004)

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