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GOVERNMENT  
Gazette**

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## **GOVERNMENT GAZETTE**

### **ANZAC DAY PUBLIC HOLIDAY 2008**

**Due to the public holiday on Friday, 25th April 2008 a gazette will not be published on that day.**

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**For the gazette published on Thursday, 24th April closing time for copy will be Tuesday, 22nd April at 12 noon.**

**For the gazette published on Tuesday, 29th April closing time for copy will be Thursday, 24th April at 12 noon.**

# — PART 1 —

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## JUSTICE

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JU301\*

Magistrates Court Act 2004

### Magistrates Court (General) Amendment Rules 2008

Made by the Magistrates Court.

**1. Citation**

These rules are the *Magistrates Court (General) Amendment Rules 2008*.

**2. Commencement**

These rules come into operation as follows:

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on the day on which the *Acts Amendment (Justice) Act 2008* section 71 comes into operation.

**3. The rules amended**

The amendments in these rules are to the *Magistrates Court (General) Rules 2005*.

**4. Rules 37 to 40 replaced by rules 37 to 41A**

Rules 37, 38, 39 and 40 are repealed and the following rules are inserted instead —

“

**37. Request to inspect or obtain a copy of a document (Act s. 33(3) or (7))**

- (1) A request under the Act section 33(3) or (7) must be made by lodging a Form 1.

- (2) When the request is lodged, a registrar —
  - (a) must grant the request if the registrar is satisfied that the request is being made by a person who is entitled under the Act section 33(3) or (7) to inspect or obtain a copy of the document requested;
  - (b) otherwise, may list the request for hearing by a magistrate.
- (3) A magistrate hearing the request may —
  - (a) without hearing the person making the request, grant it; or
  - (b) after hearing the person making the request, grant or refuse it.

**38. Application for leave in respect of a court record**

- (1) An application for leave under the Act section 33(4) must be made by lodging a Form 2.
- (2) When the request is lodged, a registrar may grant it or list it for hearing by a magistrate.
- (3) A magistrate who is hearing the application may —
  - (a) without hearing the applicant, grant it; or
  - (b) after hearing the applicant, grant or refuse it.

**39. Applications for access to information**

- (1) An application under the Act section 33(8) must be made by lodging a Form 3A together with an affidavit supporting the application.
- (2) When the application is lodged, a registrar must list it for hearing by a magistrate.
- (3) Except as provided in subrule (4), a magistrate hearing an application may —
  - (a) without hearing the person making the application, grant it; or
  - (b) after hearing the person making the application, grant or refuse it.
- (4) If the application relates to information applicable to more than one registry, the Principal Registrar must prepare a report relating to the application and the magistrate must consider that report before determining the application.

**40. Requests for outcome in a criminal case**

- (1) Except as provided in any order under the *Criminal Procedure Act 2004* section 171, in respect of criminal proceedings in the Court, any person is entitled, on request, to the following information relating to a case —
  - (a) the name of the accused;
  - (b) each charge against the accused;
  - (c) any conviction or order made in respect of the charge;
  - (d) any penalty imposed on the accused in relation to the charge.
- (2) A request may be made at a registry —
  - (a) orally, in person or by telephone; or
  - (b) in writing, by mail, fax or email.

**41A. Requests for access to searchable information**

- (1) In this rule —

“**approved recipient**” means a person who is approved in writing by the Attorney General as a person entitled to receive searchable information;

“**searchable information**” means any of the following information in respect of civil proceedings in the Court —

  - (a) the names and addresses of the parties;
  - (b) the amount and nature of the claim;
  - (c) the amount of any judgment entered;
  - (d) whether the case has been discontinued.
- (2) An approved recipient is entitled, on request, to obtain searchable information in relation to a case.
- (3) A request under subrule (2) must be made in writing, by mail, fax or email.
- (4) When the request is lodged, a registrar must, on each working day in the period of 12 months after the lodgment, provide the approved recipient with such searchable information that has not already been provided to the recipient in relation to each case before the Court.
- (5) If suitable facilities exist at the Court to enable the searchable information to be provided by email to an approved recipient, then the registrar must not provide the information except by email.

**5. Rule 41 amended**

Rule 41(1) is amended as follows:

- (a) by inserting after “rule 37” —  
“ or 40 ”;
- (b) by deleting “rule 39” and inserting instead —  
“ rule 38 or 39 ”.

**6. Schedule 2 amended**

- (1) Schedule 2 Form 1 is deleted and the following form is inserted instead —

“

**1. Request to inspect or obtain copy of document from the Court (r. 37)**

<i>Magistrates Court Act 2004</i> s. 33(3), (7) Magistrates Court at No:		<b>Request to inspect or obtain copy of document from the Court</b>	
Person making the request	Full name		
	Address		
	Telephone	Fax	
	Email address		
Case details	Case No.		Civil/Criminal
	Parties		
Documents wanted			
Request by a party [Delete if not applicable.]	I am a party to the above case and I would like — <input type="checkbox"/> to inspect; <input type="checkbox"/> to obtain a copy of, the above documents.		
Request by non-party	I am not a party to the above case. I would like — <input type="checkbox"/> to inspect; <input type="checkbox"/> to obtain a copy of, the above documents because the case is a criminal case and I am a person referred to in the <i>Magistrates Court Act 2004 s. 33(7)</i> , namely — [give details].		
Signature of person making the request		Date	

”.

- (2) Schedule 2 Form 2 is amended in the heading by deleting  
“(r. 39)” and inserting instead —

“ (r. 38) ”.

(3) After Schedule 2 Form 2 the following form is inserted —

“

**3A. Application for access to information held by the Court  
(r. 39)**

<i>Magistrates Court Act 2004</i> s. 33(8) Magistrates Court at No:		<b>Application for access to information held by the Court</b>	
Applicant	Full name		
	Address		
	Telephone		Fax
	Email address		
Case details	Case No.		Civil/Criminal
	Parties		
Information wanted			
Application	I would like — <input type="checkbox"/> to inspect; <input type="checkbox"/> to obtain a copy of; <input type="checkbox"/> to view or listen to, the above information. [Set out grounds for the request.]		
Signature of applicant		Date	

”

Dated: 3 April 2008.

STEVEN HEATH

Chief Magistrate

E. WOODS

Deputy Chief Magistrate

PAUL M. HEANEY

Magistrate

P. G. COCKRAM

Magistrate

## LOCAL GOVERNMENT

LG301\*

**DOG ACT 1976  
LOCAL GOVERNMENT ACT 1995  
BUSH FIRES ACT 1954**

*Shire of Dardanup*

AMENDMENT LOCAL LAW 2008

Under the powers conferred by the *Dog Act 1976, Local Government Act 1995, Bush Fires Act 1954* and under all other powers enabling it, the Council of the Shire of Dardanup resolved on 13 February 2008 to make the “*Shire of Dardanup Amendment Local Law 2008*”.

### 1. Citation

This local law may be cited as the “*Shire of Dardanup Amendment Local Law 2008*”.

### 2. Shire of Dardanup Local Law Relating to Dogs Amended

The Shire of Dardanup Local Law Relating to Dogs published in the *Government Gazette* of 15 July 1998 is amended as follows—

- (a) The Fifth Schedule is amended

The Fifth Schedule is deleted and substituted with the following—

“FIFTH SCHEDULE

*Shire of Dardanup*

MODIFIED PENALTIES

Offences in respect of which modified penalty applies

Offence	Nature of Offence	Modified Penalty \$	Dangerous Dog Modified Penalty \$
14 (a)	Attempting to or causing the unauthorized release of a dog from a pound.	200	400
14 (c)	Interfering with any pound or vehicle used for the purpose of catching, holding or conveying dogs.	200	400
18 (a)	Failing to provide means for effectively confining a dog.	50	200
26 (r)	Failing to dispose of all refuse, faeces and food waste from a kennel establishment daily in an approved manner.	50	
26 (s)	Failing to take all practical measures for the destruction of fleas, flies and vermin.	50	
30	Permitting a dog to enter or be in a prohibited place	200	400
31	Permitting a dog to excrete on a street or other public place or public reserve or on other land and failing to remove and dispose of such excreta in an approved manner on private land with the consent of the occupier of that land.	50	

### 3. Shire of Dardanup Parking and Parking Facilities Local Law Amended

The Shire of Dardanup Parking and Parking Facilities Local Law published in the *Government Gazette* of 30 December 1998 is amended as follows—

- (a) Clause 3 amended

- (i) In clause 3 insert before ‘Act’ the definition “‘ACROD sticker’ has the meaning given to it by the Code”;
- (ii) In clause 3 delete “1975” in the definition “‘Code’” and substitute “2000”.



- (b) Clause 12 amended  
Add a new clause 12(5) as follows—  
“(5) Notwithstanding the provisions of subclause (1)(b) a driver may park a vehicle in a permissive parking stall or station (except in a parking area for people with disabilities) for twice the length of time allowed, provided that—  
(a) the driver’s vehicle displays an ACROD sticker; and  
(b) a person with disabilities to which that ACROD sticker relates is either the driver of or a passenger in the vehicle.”
- (c) Clause 14 amended  
(i) In clause 14(1) delete the word “A” and substitute “Subject to subclause (6)(a)”.  
(ii) Add a new clause 14(6) which reads—  
“6 (a) This subclause applies to a driver if—  
(i) the driver’s vehicle displays an ACROD sticker; and  
(ii) a disabled person to which the ACROD sticker relates is either the driver of the vehicle or a passenger in the vehicle.  
(b) The driver may park a vehicle in a street or a part of a street or part of a parking station, except in a thoroughfare or a part of a street or part of a parking station to which a disabled parking sign relates for twice the period indicated on the sign.”
- (d) Clause 19 amended  
(i) In clause 19(2) delete ‘A’ and insert “Subject to any law relating to intersections with traffic control signals a”.  
(ii) In clause 19(2)(e) delete ‘9’ and insert “10”.  
(iii) In clause 19(4)(a) delete ‘6’ and insert “10”.  
(iv) Delete clauses 19(5) and 19(6) and insert—  
“(5) A person shall not park a vehicle so that any portion of the vehicle is within 10 metres of the departure side of—  
(a) a sign inscribed with the words ‘Bus Stop’ or ‘Hail Bus Here’ (or with equivalent symbols depicting these purposes) unless the vehicle is a bus stopped to take up or set down passengers; or  
(b) a children’s crossing or pedestrian crossing.  
(6) A person shall not park a vehicle so that any portion of the vehicle is within 20 metres of the approach side of—  
(a) a sign inscribed with the words ‘Bus Stop’ or ‘Hail Bus Here’ (or with equivalent symbols depicting these purposes) unless the vehicle is a bus stopped to take up or set down passengers;  
(b) a children’s crossing or pedestrian crossing.”
- (v) Add a new clause 19(7) as follows—  
“(7) A person shall not park a vehicle so that any portion of the vehicle is within 20 metres of either the approach side or the departure side of the nearest rail of a railway level crossing.”
- (e) First Schedule amended  
Delete clause (c) of First Schedule and substitute—  
“(c) any road which comes under the control of the Commissioner of Main Roads unless the control of parking and parking facilities on that road is carried out subject to the control and direction of the Commissioner of Main Roads or has been delegated by the Commissioner to the local government.”
- (f) Second Schedule amended  
Delete the Second Schedule and substitute the following—

## SECOND SCHEDULE

## SHIRE OF DARDANUP—1 COUNCIL DRIVE, EATON 6232

## PARKING AND PARKING FACILITIES LOCAL LAW

Item No	Clause No	Nature Of Offence	Modified Penalty \$
1.	12(1)(a)	Obstruction in parking station	55
2.	12(1)(b)	Stand contrary to sign in parking station	55

Item No	Clause No	Nature Of Offence	Modified Penalty \$
3.	12(1)(c)	Park Contrary to Directions of Authorised Person	55
4.	12(2)	Park in Loading Zone	50
5.	14(1)(a)	Stand wrong class of vehicle	45
6.	14(1)(b)	Standing by persons of a different class	50
7.	14(1)(c)	Standing during prohibited period	50
8.	14(2)(a)	No standing anytime	55
9.	14(2)(b)	Standing contrary to signs or limitations	45
10.	14(2)(c)	Stand vehicle in motor cycle only area	45
11.	14(3)	No parking anytime	50
12.	15(1)	Fail to park on the left of carriageway	45
13.	15(2)	Fail to park on boundary of carriageway	45
14.	15(1)+(2)	Parking against the flow of traffic	50
15.	15(3)	Double park	50
16.	15(5)	Cause obstruction	55
17.	19(2)(a)	Double park	50
18.	19(2)(c)	Deny access to private drive	50
19.	19(2)(d)	Stand/Park beside obstruction so as to obstruct traffic	55
20.	19(2)(e)	Stand/Park by traffic island	50
21.	19(2)(f)	Stand/Park on footpath/pedestrian crossing	55
22.	19(2)(g)	Stand/Park on bridge or in tunnel	50
23.	19(2)(i)	Stand/Park on intersection	50
24.	19(4)(a)	Stand/Park within 6 metres of intersection	50
25.	19(5)(a)	Stand/Park Vehicle within 9 metres of departure side of bus stop	55
26.	19(6)(a)	Stand/Park vehicle within 18 metres of approach side of bus stop	55
27.	19(6)(b)	Stand/Park vehicle within 18 metres of approach side of pedestrian/children's crossing	55
28.	20(2)(a)	Parking commercial vehicle on verge	45
29.	20(2)(b)	Parking on verge	45
30.	21	Refusal to move vehicle	55
31.	24(c)	Parking a trailer/caravan on a street	45
32.	25(2)	Stand/Park on land that is not a parking facility contrary to owner's consent	60
33.	25(3)	Stand on land not a parking facility	45
34.	26(1)	Standing on reserve	45
35.	30	Hindering an authorised person	70
		All other offences not specified	40

#### 4. Shire of Dardanup Extractive Industries Local Law Amended

The Shire of Dardanup Extractive Industries Local Law, published in the *Government Gazette* of 15 October 1996 is amended as follows—

(a) Clause 7(1) amended

- (i) In clause 7(1)(b)(ix) after the word “buildings,” add “water supply,”.
- (ii) In clause 7(1)(b)(xi) after the word “minimise” delete “noise and” and substitute “sand drift,”.
- (iii) Add a new clause 7(1)(b)(xii) as follows—
  - “(xii) a description of the measures to be taken to comply with the Environmental Protection (Noise) Regulations 1997;”.

- (iv) In clause 7(1)(b) delete subclause numbers “(xii)”, “(xiii)” and “(xiv)” and substitute “(xiii)”, “(xiv)” and “(xv)” respectively.
- (v) In clause 7(1)(b) delete subclauses (h), (i) and (j) and insert—
- “ (h) copies of any environmental approval required under any environmental legislation;
  - (i) copies of any geotechnical information relating to the excavation site;
  - (j) the consent in writing to the application from the owner of the excavation site;
  - (k) the licence application fee specified in Schedule 5; and
  - (l) any other information that the Council may reasonably require.”
- (b) Add a new clause 7(3) as follows—
- “(3) Where in relation to a proposed excavation—
- (a) the surface area is not to exceed 2000m<sup>2</sup>; and
  - (b) the extracted material is not to exceed 2000m<sup>3</sup>;
- the local government may exempt a person, making application for a licence under subclause (1), from supplying any of the data specified in paragraphs (b), (d), (e) and (i) of subclause (1).”
- (c) Clause 8(1) amended
- Delete clause 8(1) and substitute—
- “(1) The local government may refuse to consider an application for a licence that does not comply with the requirements of clause 7 and in any event shall refuse an application for a licence where planning approval for an extractive industry use of the land has not first been obtained.”
- (d) Add a new clause 11(1)(e) as follows—
- “(e) Failed to have a current public liability insurance policy under clause 18 or failed to provide a copy of the policy or evidence of its renewal as the case may be, under clause 18.”
- (e) Clause 18 amended
- In clause 18 delete “\$5,000,000” and substitute “\$10,000,000”.
- (f) Clause 23 amended
- (i) In subclause 23(a) delete “\$500” and substitute “\$5,000”;
  - (ii) In subclause 23 (b) delete “\$50” and substitute “\$500”.
- (g) Add new clauses 24 and 25 as follows—

**“Modified Penalties**

24. (1) An offence against a clause specified in the Schedule is a prescribed offence for the purposes of section 9.16(1) of the Act.

(2) The amount of the modified penalty for a prescribed offence is that specified adjacent to the clause in the Schedule.

**Forms**

25. For the purposes of this local law—

- (a) the form of the infringement notice given under section 9.16 of the Act is that of Form 2 in Schedule 1 of the Local Government (Functions and General) Regulations 1996; and
- (b) the form of the notice sent under section 9.20 of the Act withdrawing an infringement notice is that of Form 3 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.”

- (l) Add a new Schedule 6 as follows—

SCHEDULE 6  
*Shire of Dardanup*  
PRESCRIBED OFFENCES

Clause	Description	Modified Penalty \$
5	Carry on extractive Industry without licence or in breach of terms and conditions	350
15(a)	Excavate near boundary	250
16(a)	Remove trees or shrubs near boundary without approval	300
16(b)	Gateways not kept locked where required	350

Clause	Description	Modified Penalty \$
16(c)	Warning signs not erected or maintained as required	350
16(d)	Excavation not drained as required	350
16(e)	Store explosives or explosive devices on the site to which the license applies	350
16(f)	Fill or excavate in breach of licence	350
17(1)(a)	Blasting without approval of the local government	250
17(1)(b)	Blasting outside times authorised	350
17(1)(d)	Blasting in breach of conditions imposed by the local government	350
17(2)	Blasting without approval on Saturday, Sunday or public holiday	250

#### 5. Shire of Dardanup Bush Fire Brigades Local Law 2003 Amended

The Shire of Dardanup Bush Fire Brigades Local Law 2003 published in the *Government Gazette* of 17 April 2003 is amended as follows—

(a) Clause 1.3 amended

Delete Clause 1.3 and substitute—

“The Local Law for the Establishment, Maintenance and Equipment of Bushfire Brigades for any part of the Shire of Dardanup published in the *Government Gazette* of 8th December 1998 is repealed.”

(b) Clause 2.4 amended

In clause 2.4 delete the word “Applications” in the heading and substitute “Applications”.

Dated this 13 February 2008.

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

Cr. B. G. DAY, Shire President.  
M. L. CHESTER, Chief Executive Officer.

## — PART 2 —

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### HEALTH

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HE401\*

#### HEALTH ACT 1911

#### ANAESTHETIC MORTALITY COMMITTEE (APPOINTMENT OF MEMBERS AND DEPUTY) INSTRUMENT 2008

Made by the Minister for Health under sections 340BB and 340BC of the Act.

#### 1. Citation

This instrument may be cited as the *Anaesthetic Mortality Committee (Appointment of Members) Instrument 2008*.

#### 2. Interpretation

In this instrument—

- “table” means a table in the schedule to this instrument; and
- “the Act” means the *Health Act 1911* (WA); and
- “the Committee” means the Anaesthetic Mortality Committee constituted under section 340BB(1) of the Act.

#### 3. Appointment of Permanent Member

The appointment of the following permanent members to the Committee are approved pursuant to sections of the Act stated adjacent to the name of the person, for a period of three years commencing on 26 March 2008 (the day specified as the commencement date of this term in the notice of appointment published in the *Government Gazette*)—

- Professor Stephan Alexander Schug is appointed pursuant to section 340BB(3)(c); and
- Dr Moira Westmore is appointed pursuant to section 340BB(3)(d).

#### 4. Appointment of Provisional Members

The appointment of the following provisional members to the Committee are approved pursuant to sections of the Act stated adjacent to the name of the person, for a period of three years commencing on 26 March 2008 (the day specified as the commencement date of this term in the notice of appointment published in the *Government Gazette*)—

- Dr Stuart Cowther Burton is appointed pursuant to section 340BB(4)(b); and
- Dr Stephen Hugh Neil Cohan is appointed pursuant to section 340BB(4)(b).

#### 5. Appointment of Deputy

Associate Professor Thomas Ledowski is appointed as deputy to Professor Stephan Alexander Schug, pursuant to section 340BC of the Act, for a period of three years commencing on 26 March 2008 (the day specified as the commencement date of this term in the notice of appointment published in the *Government Gazette*).

Date: 31 March 2008.

JIM MCGINTY, MLA, Minister for Health.

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### LAND

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LA401\*

#### LICENSED SURVEYORS ACT 1909

#### RESIGNATIONS

Land Surveyors Licensing Board.

It is hereby notified for general information that the following persons have been registered as Licensed Surveyors under the provisions of the abovementioned Act, on March 23 2008.

- |         |   |
|---------|---|
| No 1020 | Said, Paul Raymond, 18 Paine Court, Karrinyup, Western Australia, 6018      |
| No 1021 | Temov, Michael Peter, 28 Smallman Crs, Greenwood, Western Australia 6024    |
| No 1022 | Seth, Matthew Levi, 27 Station Road, Margaret River, Western Australia 6285 |

N. E. BROWNE, Chairman.  
RICHARD BROWNE, Secretary.  
Land Surveyors Licensing Board  
Midland Square, Midland WA 6056.

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## LOCAL GOVERNMENT

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LG401\*

**CONTROL OF VEHICLES (OFF-ROAD AREAS) ACT 1978***Shire of Wongan-Ballidu*

## APPOINTMENT OF AUTHORISED PERSONS

It is hereby notified for public information that the following persons—

Robert White  
Edward Bell  
Wayne Smith

have been authorised in accordance with the following legislation—

Control of Vehicles (Off-road Areas) Act 1978

STUART TAYLOR, Chief Executive Officer.

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## MINERALS AND PETROLEUM

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MP401\*

COMMONWEALTH OF AUSTRALIA

**PETROLEUM (SUBMERGED LANDS) ACT 1967**

## INVITATION FOR APPLICATIONS FOR EXPLORATION PERMITS (RE-RELEASE)

I, William Lee Tinapple, the delegate of the Designated Authority in respect of the adjacent area of Western Australia, for and on behalf of the Commonwealth-Western Australia Offshore Petroleum Joint Authority, acting pursuant to Section 20(1) of the Petroleum (Submerged Lands) Act 1967, re-release areas W07-4 and W07-18 which closed on 18 October 2007 and hereby invite applications for the grant of exploration permits in respect of these areas.

Applications will be received up until 4.00 pm on Friday, 18 April 2008. Applications need to observe the closing time and date. Any applications received after the closing time and date will not be considered.

**AREA W07-4**

Bonaparte Basin, Western Australia

Map Sheet SD52 (Darwin)

Block No.	Block No.	Block No.	Block No.
1832	1833	1834	1904
1905	1906	1907	1978
1979	2049	2050	2051
2052	2122	2123	2195

Assessed to contain 16 blocks.

**AREA W07-18**

Carnarvon Basin, Western Australia

Map Sheet SE50 (Rowley Shoals)

Block No.	Block No.	Block No.	Block No.
2121	2122	2193	2194
2263	2264	2265	2266
2267	2268	2335	2336
2337	2338	2339	2340
2407	2408	2409	2410
2411	2412	2479	2480
2481	2482	2483	2484
2551	2552	2553	2554
2555	2556	2623	2624
2625	2626	2627	2695
2696	2697	2698	2699
2767			

Assessed to contain 45 blocks.

An information package on the release area detailing the work program bidding system outlined above and including the criteria for assessment of applications and the conditions to apply following the award of a permit, is available on the Department of Industry, Tourism and Resources Website at [www.industry.gov.au/petexp](http://www.industry.gov.au/petexp).

*Obtaining and observing the release package is essential to making an informed application for any of the areas.*

The Government will also publish on-line data about Australia's petroleum exploration opportunities. This spatial data gives key hydrocarbon well information (about hydrocarbon shows, biostratigraphic age, porosity and depositional environment) and will be released on the Geoscience Australia internet site at [www.ga.gov.au](http://www.ga.gov.au) free of charge.

### **Lodgement of Applications**

Applications, together with supporting data should be submitted in the following manner and accompanied by a fee of \$4040.00 (non-refundable) payable to the Commonwealth of Australia through an Australian Bank or by Australian bank cheque, and should be enclosed in the envelope or package and addressed to—

Director, Petroleum and Royalties Division  
Department of Industry and Resources  
Mineral House  
100 Plain Street  
EAST PERTH WA 6004

*Attention: Petroleum Applications Receiving Officer*

The following special instructions should be observed—

- Two copies of the application should be sealed and clearly marked "Application for Exploration Permit—Commercial-in-Confidence".
- Unless delivered by hand to the Petroleum Applications Receiving Officer the sealed application (as described above) should be enclosed in a plain covering envelope or package and forwarded to the above address.

Confirmation of receipt of applications (received and delivered by hand) will be issued by the Petroleum Applications Receiving Officer.

This application needs to observe the closing time and date as published in the release package. Applications received after the closing time and date will not be considered.

### **MP402\***

#### **PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967**

Section 30(1)

#### **PETROLEUM (SUBMERGED LANDS) ACT 1982**

Section 20(1)

#### **DISCRETE AREA RELEASE**

Invitation for Applications for the Grant of Exploration Permits

Release date: Tuesday 8 April 2008

Closing Date: Thursday 2 October 2008

### **Areas Available**

Applications are invited for the grant of exploration permits over the following discrete areas within Western Australia's Canning, Carnarvon and Perth Basins as identified on the attached plans.

Applications will be received up until 4.00 pm on Thursday, 2 October 2008. Applications need to observe the closing time and date. Any applications received after the closing time and date will not be considered.

### **Onshore Areas and Internal Waters**

AREA L08-1

1 000 000 Map Sheet (SE51) Broome

Block No.	Block No.	Block No.	Block No.
6790	6862	6863	6864
6865	6866	6867	6935
6936	6937	6938	6939
6940	6941	7007	7008
7009	7010	7011	7012
7013	7079	7080	7081
7082	7083	7084	7085
7152	7153	7154	7155
7156	7157	7225	7226

Block No.	Block No.	Block No.	Block No.
7227	7228	7229	7298
7299	7300	7301	7302
7371	7372	7373	7374
7375	7444	7445	7446
7447	7448	7517	7518
7519	7520	7589	7590
7591	7592	7663	7664

1 000 000 Map Sheet (SE52) Halls Creek

Block No.	Block No.	Block No.	Block No.
7377	7449	7450	7451
7452	7521	7522	7523
7524	7593	7594	7595
7596			

Assessed to contain 77 blocks.

### AREA L08-2

1 000 000 Map Sheet (SE51) Broome

Block No.	Block No.	Block No.	Block No.
7735	7736	7805	7806
7807	7808	7876	7877
7878	7879	7880	7950
7951	7952	8023	8024
8096	8168	8240	8312
8383	8384	8453	8454
8455	8456		

1 000 000 Map Sheet (SE52) Halls Creek

Block No.	Block No.	Block No.	Block No.
7667	7668	7739	7740
7809	7810	7811	7812
7881	7882	7883	7884
7953	7954	7955	8025
8026	8027	8097	8098
8099	8100	8169	8170
8171	8172	8241	8242
8243	8244	8313	8314
8315	8316	8385	8386
8387	8388		

1 000 000 Map Sheet (SF51) Oakover River

Block No.  
5070

1 000 000 Map Sheet (SF52) Lake MacKay

Block No.	Block No.	Block No.	Block No.
5002	5003	5004	5075
5076	5077		

Assessed to contain 71 blocks.

### AREA L08-3

1 000 000 Map Sheet (SE51) Broome

Block No.	Block No.	Block No.	Block No.
8302	8374	8375	8443
8444	8445	8446	8447
8448			

1 000 000 Map Sheet (SF51) Oakover River

Block No.	Block No.	Block No.	Block No.
5059	5060	5061	5062
5063	5064	5065	5066
5067	5068	5132	5133
5134	5135	5136	5204
5205	5206	5207	

Assessed to contain 28 blocks.



**AREA L08-4**

1 000 000 Map Sheet (SF50) Hamersley Range

Block No.	Block No.	Block No.	Block No.
5670	5671	5742	5743
5814	5815	5816	

Assessed to contain 7 blocks.

**AREA L08-5**

1 000 000 Map Sheet (SF50) Hamersley Range

Block No.	Block No.	Block No.	Block No.
6169	6170	6171	6240
6241	6242	6243	6313
6314			

Assessed to contain 9 blocks.

**AREA L08-6**

1 000 000 Map Sheet (SI50) Albany

Block No.	Block No.	Block No.	Block No.
5166	5167	5168	5238
5239	5240	5310	5311
5312	5382	5383	5384
5454	5455	5456	

Assessed to contain 15 blocks.

**AREA L08-7**

1 000 000 Map Sheet (SI50) Albany

Block No.	Block No.	Block No.	Block No.
5452	5453	5524	5525
5526	5527	5528	5596
5597	5598	5599	5600
5668	5669	5670	5671
5672	5740	5741	5742
5743	5744		

Assessed to contain 22 blocks.

**AREA L07-4**

1 000 000 Map Sheet (SF51) Oakover River

Block No.	Block No.	Block No.	Block No.
6841	6842	6843	6844
6845	6846	6847	6848
6849	6850	6851	6852
6913	6914	6915	6916
6917	6918	6919	6920
6921	6922	6923	6924
6925	6985	6986	6987
6988	6989	6990	6991
6992	6993	6994	6995
6996	6997	6998	6999
7057	7058	7059	7060
7061	7062	7063	7064
7065	7066	7067	7068
7069	7070	7071	7129
7130	7131	7132	7133
7134	7135	7136	7137
7138	7139	7140	7141
7142	7143	7204	7205
7206	7207	7208	7209
7210	7211	7212	7213
7214	7215	7278	7279
7280	7281	7282	7283
7284	7285	7286	7287
7350	7351	7352	7353
7354	7355	7356	7357

Block No.	Block No.	Block No.	Block No.
7358	7422	7423	7424
7425	7426	7427	7428
7429	7430	7494	7495
7496	7497	7498	7499
7500	7501	7566	7567
7568	7569	7570	7571
7572	7573		

Assessed to contain 126 blocks.

### Coastal Waters Areas

#### AREA T07-2

1 000 000 Map Sheet (SE51) Broome

Block No.	Block No.	Block No.	Block No.
5749 T	5750 T	5751 T	5820 TB
5821 T	5822 T	5891 T	5892 T
5893 T	5962 T	5963 T	5964 T

Assessed to contain 12 blocks.

#### AREA T07-3

1 000 000 Map Sheet (SE51) Broome

Block No.	Block No.	Block No.	Block No.
6034 T	6035 T	6106 T	6107 T
6178 T	6250 T	6322 T	6394 T
6395 T	6466 T	6467 T	

Assessed to contain 11 blocks.

### Application Details

Central to any application made is the program of work proposed for each of the years of the six year term. Applications are to be made in accordance with Section 31 of the Petroleum and Geothermal Energy Resources Act 1967 and Section 21 of the Petroleum (Submerged Lands) Act 1982 as appropriate. Consideration of an application for the grant of a Permit shall take into account work programs relative to the whole of the area applied for, the adequacy of the work program and the applicant's technical and financial ability to undertake the work. Permits are awarded on the understanding that the first two years work commitment will be fulfilled without variation.

Where there is more than one applicant to the application, the percentage participating interests of each party to the application is to be supplied including evidence that a satisfactory settlement has been, or can be, reached on a Joint Operating Agreement (a copy of a Heads of Agreement dealing will generally suffice).

Applicants should also make themselves aware of the existence of any areas, which have the potential to restrict exploration activities eg, National Parks, Nature Reserves, Marine Parks, World Heritage Areas, Conservation Reserves, Defence Areas and Mining Titles.

Insofar as Reserved Land is concerned, entry for exploration purposes is subject to approval by the Minister. In this regard, it should be noted that Government policy, at least, is such that petroleum extraction from within National Parks, Nature Reserves and access to Conservation Estates should not be presumed.

In respect to offshore areas, impacts on fishing activities should also be considered.

Any applications over the above onshore areas may be subject to the provisions of the Commonwealth Native Title Act 1993 and applicants should be prepared to negotiate with Native Title parties pursuant to the right to negotiate provisions of the NTA. It should, however, be noted that the right to negotiate does not apply offshore.

Applicants should also be aware that onshore areas available for application are subject (at least in part) to Native Title claims. Plans showing these claim boundaries are available from the Department of Industry and Resources and in the release package.

Area L07-4 is known to contain a proliferation of Aboriginal heritage sites and consequently, access to this area will need to be restricted and any title granted would contain conditions to this effect. Details of known heritage sites are available on the following website—

<http://www.dia.gov.au>

An information package on the release areas detailing the criteria for assessment of applications and the conditions to apply following the award of a permit, and including a plan of the release areas and an application proforma, is available on CD-ROM. Copies of the CD-ROM can be obtained from the Petroleum and Royalties Division, Department of Industry and Resources by contacting the Senior Titles Officer (Releases) on (08) 9222 3130.

### Lodgement of Applications

Applications, together with supporting data should be submitted in the following manner and accompanied by fee of \$3,900.00 (non-refundable) payable to the Department of Industry and

Resources through an Australian Bank or by Australian bank cheque, should be enclosed in the envelope or package and addressed to—

Director, Petroleum and Royalties Division  
Department of Industry and Resources  
Mineral House  
100 Plain Street  
EAST PERTH WA 6004

*Attention: Petroleum Applications Receiving Officer*

The following special instructions should be observed—

- the application should be sealed and clearly marked “Application for Exploration Permit—Commercial-in-Confidence”.
- Unless delivered by hand to the Petroleum Applications Receiving Officer the sealed application (as described above) should be enclosed in a plain covering envelope or package and forwarded to the above address.

Confirmation of receipt of applications (received and delivered by hand) will be issued by the Petroleum Applications Receiving Officer.

This application needs to observe the closing time and date as published in the release package. Applications received after the closing time and date will not be considered.

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## PLANNING AND INFRASTRUCTURE

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PI401\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Geraldton-Greenough*

Town Planning Scheme No. 3 (Geraldton)—Amendment No. 39

Ref: 853/3/2/7 Pt 39

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 City of Geraldton-Greenough local planning scheme amendment on 17 March 2008.

The Scheme Amendment will be published only in the *Government Gazette* in accordance with Regulation 23.

GARY BRENNAN, Chief Executive Officer  
IAN CARPENTER, Mayor

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## PREMIER AND CABINET

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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 D. A. Templeman MLA to act temporarily in the office of Minister for Planning and Infrastructure in the absence of the Hon A. MacTiernan MLA for the period 28 to 30 March 2008 (both dates inclusive).

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

PC402

**DEPARTMENT OF THE PREMIER AND CABINET**  
RETENTION OF THE TITLE HONOURABLE

It is notified for public information that the Governor, on behalf of Her Majesty the Queen, has approved the retention of the title “Honourable” by Mr Murray John Criddle following his retirement from the Legislative Council of the Parliament of Western Australia on 2 January 2008.

M. C. WAUCHOPE, Director General.

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## TREASURY AND FINANCE

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TF401

**FINANCIAL MANAGEMENT ACT 2006**

Department of Treasury and Finance  
Perth, 8 April 2008

It is notified for general information that, pursuant to section 78 of the Financial Management Act 2006, the Treasurer has issued the following amended Treasurer's instructions to be effective from 8 April 2008.

Treasurer's instruction	Topic
309	Duplicate Claims
520	Transfer of Employees
803	Shortages and Surpluses of Money
807	Write-offs
824	Qualifications of Chief Finance Officers
954	Revaluation of Non-Current Physical Assets
955	Contributions by Owners Made to Wholly Owned Public Sector Entities
1101	Applications of Australian Accounting Standards and Other Pronouncements
1101A	Financial Reporting for Departments
1103	Balance Sheets
1105	Consolidated Financial Statements

The full suite of Financial Administration Legislation (including the Treasurer's instructions) may be purchased from the State Law Publisher and is also available for download from the Department of Treasury and Finance's homepage [www.dtf.wa.gov.au](http://www.dtf.wa.gov.au) and click on Financial Legislation—FMA & TIs under the item Treasury.

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## WATER/SEWERAGE

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WA401\*

**ECONOMIC REGULATION AUTHORITY ACT 2003**

ECONOMIC REGULATION AUTHORITY (WATER AND WASTEWATER SERVICES REFERENCE)  
NOTICE 2008

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

**1. Citation**

This notice is the *Economic Regulation Authority (Water and Wastewater Services Reference) Notice 2008*.

**2. Reference Amended**

(1) Under the *Economic Regulation Authority Act 2003* section 33 the Treasurer has amended the reference for the Inquiry into Competition in the Water and Wastewater Services Sector.

(2) The particulars of the amendment are set out in Schedule 1.

**Schedule 1—Particulars of amendment**

[cl. 2(2)]

NOTICE OF AMENDMENT TO REFERENCE FOR INQUIRY INTO COMPETITION  
IN THE WATER AND WASTEWATER SERVICES SECTOR

I, Eric Ripper, under the *Economic Regulation Authority Act 2003* section 33, amend the reference for the Inquiry into Competition in the Water and Wastewater Services Sector (notice of which was published in Gazette 24 July 2007 at p.3660) so that the final report is to be completed by no later than 30 June 2008 instead of 31 March 2008.

ERIC RIPPER, MLA, Deputy Premier; Treasurer; Minister for State Development.  
LYNDON ROWE, Chairman, Economic Regulation Authority.

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**DECEASED ESTATES**

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ZX401

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

## Notice to Creditors and Claimants

Christel Sullivan late of 6/10 De Pledge Way, Broome in Western Australia, Bi-Linguist.

A Grant of Probate has been obtained in relation to the Will of the deceased and the personal representative seeks to distribute the proceeds of the estate in accordance with the deceased's Will. The personal representative calls upon Neil Phillips of (or formerly of) Honeyeater Retreat, Brookdale in Western Australia, or anyone knowing the whereabouts of him, to come forward and advise his whereabouts within 60 days of publication of this notice after which date the personal representative may distribute the gift intended for Neil Phillips between such of the remaining beneficiaries under the Will.

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ZX402

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

## Notice to Creditors and Claimants

John Kenneth Butler late of 22 Ackworth Crescent Warwick WA, Electrical Fitter/Tiler.

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 21/5/07 are required by the personal representative of the deceased Lorraine Butler of 12 Wychross St Westminster WA 6061 to send particulars of their claims to her within 1 month of the date of the publication hereof after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he/she then has notice.

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ZX403

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

## Notice to Creditors and Claimants

Kenneth Robert Wilson late of 32 Walpole Street, Swanbourne, 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 deceased who died on 5 February 2008 at Bethesda Hospital, Queenslea Drive, Claremont aforesaid are required by the Executor and Trustee of care of Messrs Dwyer Durack Lawyers of 6th Floor, St Martins Tower, 44 St Georges Terrace, Perth to send particulars of their claims to him by 8 May 2008 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

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ZX404

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

## Notice to Creditors and Claimants

Neilson, Gary Martin late of 26/26 Golf View Street, Yokine in the State of Western Australia, Administration Manager, died on 5 November 2007.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased person are required by the deceased's personal representative, John Edward Neilson, to send particulars of their claims to him c/o Robertson Hayles Lawyers of Level 3, 33 Barrack Street, Perth WA 6000 within one month of the date of publication hereof after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 8 April 2008.

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