



WESTERN AUSTRALIAN GOVERNMENT Gazette

ISSN 1448-949X PRINT POST APPROVED PP665002/00041



PERTH, TUESDAY, 29 JULY 2008 No. 130

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

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The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 9321 7688 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
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— PART 1 —

PROCLAMATIONS

AA101*

METROPOLITAN WATER SUPPLY, SEWERAGE, AND DRAINAGE ACT 1909

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 *Metropolitan Water Supply, Sewerage, and Drainage Act 1909* section 13 and with the advice and consent of the Executive Council, abolish the Stirling Dam Catchment Area constituted and defined by proclamation published in the Gazette 16 January 2001, p. 333-4.

Given under my hand and the Public Seal of the State on 15 July 2008.

By Command of the Governor,

JOHN KOBELKE, Minister for Water Resources.

AA102*

METROPOLITAN WATER SUPPLY, SEWERAGE, AND DRAINAGE ACT 1909

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 *Metropolitan Water Supply, Sewerage, and Drainage Act 1909* section 13 and with the advice and consent of the Executive Council, constitute a catchment area to be known as the Stirling Dam Catchment Area and define that catchment area to be the area bounded by an unbroken line on Plan WT 3460 (and described by Australian Map Grid coordinates annexed to that plan) held by the Department of Water at its office at Level 4, 168 St Georges Terrace, Perth, which area is represented for information purposes in the plan in Schedule 1.

Given under my hand and the Public Seal of the State on 15 July 2008.

By Command of the Governor,

JOHN KOBELKE, Minister for Water Resources.

INDUSTRIAL RELATIONS

IR301*

Industrial Relations Act 1979

**Industrial Relations Commission Amendment
Regulations (No. 4) 2008**

Made by the Chief Commissioner of the Western Australian Industrial Relations Commission after consulting the members of the Commission.

1. Citation

These regulations are the *Industrial Relations Commission Amendment Regulations (No. 4) 2008*.

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 on which the *Petroleum Legislation Amendment and Repeal Act 2005* Part 2 comes into operation.

3. The regulations amended

The amendments in these regulations are to the *Industrial Relations Commission Regulations 2005*.

4. Regulation 95 amended

Regulation 95(2) is amended by deleting the full stop after paragraph (d) and inserting instead —

“

;

- (e) an application under the *Petroleum and Geothermal Energy Resources Act 1967* Schedule 1 clause 30.

”.

JENNIFER SMITH, Acting Chief Commissioner,

Western Australian Industrial Relations Commission.

Date: 17 July 2008.

LOCAL GOVERNMENT

LG301*

BUSH FIRES ACT 1954 LOCAL GOVERNMENT ACT 1995

*Shire of Meekatharra***BUSH FIRE BRIGADES LOCAL LAW 2007**

Under the powers conferred by the *Bush Fires Act 1954*, and the *Local Government Act 1995*, and under all other powers enabling it, the Council of the Shire of Meekatharra resolved on the 17th March 2007 to make the “*Shire of Meekatharra Bush Fire Brigades Local Law 2007*” as follows:

The Bush Fire Brigades Local Law of the Shire of Bridgetown—Greenbushes published in the *Government Gazette* of 20 October 2000, is adopted as a local law of the Shire of Meekatharra with the following modifications—

1. Preliminary

- 1.1. Wherever the “Shire of Bridgetown—Greenbushes” is mentioned in the local law substitute “Shire of Meekatharra”.
- 1.2. In clause 1.2 delete the definition of “Bush Fire Management Committee”.
- 1.3. Wherever “Bush Fire Management Committee” or “Management Committee” are mentioned in the local law substitute “Bush Fire Advisory Committee” and “Advisory Committee” respectively.

2. Clause 1.3—Repeal

Delete clause 1.3 and substitute—

“ By-laws of the Meekatharra Road Board relating to the establishment, maintenance and equipment of Bush Fire Brigades for the Road District of Meekatharra as published in the *Government Gazette* on 23 July 1943 are repealed. ”.

3. Clause 6.3—Funding from local government

Delete clause 6.3 and substitute—

“ A request to the local government from the bush fire brigade for funding of protective clothing, equipment or appliance needs is to be received by the local government by 30 November in order to be considered in the next Emergency Services capital and operating budget applications to FESA. In addition, a current statement of assets and liabilities of the bush fire brigade is to be submitted by that date. ”.

4. First Schedule—Rules Governing The Operation of Bush Fire Brigades**4.1 Clause 2.4—Applications for membership**

Delete “of that in Appendix I” and substitute “determined by the local government from time to time.”.

4.2 Clause 2.9—Existing liabilities to continue

In subclause (1) delete “2.6” and substitute “2.7”

4.3 Clause 5.4 Quorum

Delete subclause 1 and substitute—

“ (1) The quorum for a meeting of the bush fire brigade is at least 50% of the number of approved officer positions (whether vacant or not) and any other registered member of the bush fire brigade at that time. ”.

4.4 Delete Appendices I & II.

Dated this 17th day of March 2007.

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

T. R. HUTCHINSON, President.
R. W. McCLYMONT, Chief Executive Officer.

LG302*

LOCAL GOVERNMENT ACT 1995*Shire of Meekatharra***ACTIVITIES IN THOROUGHFARES AND PUBLIC PLACES AND TRADING
LOCAL LAW 2007**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Meekatharra resolved on 17th March 2007 to make the "*Shire of Meekatharra Activities in Thoroughfares and Public Places and Trading Local Law 2007*" as follows:

The Shire of Kojonup Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law as published in the *Government Gazette* of 16 May 2000, is adopted as a local law of the Shire of Meekatharra, with the following modifications—

1. Preliminary

- 1.1 In construing the following modifications, where a modification requires the renumbering of a Part, Division, clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.
- 1.2 Wherever the "Shire of Kojonup" is mentioned in the local law substitute "Shire of Meekatharra".
- 1.3 Delete the title of the local law wherever it is mentioned and substitute "Activities in Thoroughfares and Public Places and Trading Local Law 2007".

2. Clause 1.2—Definitions

- 2.1 Delete the definitions of—
 - (a) "bulk rubbish container", (b) "commencement day", (c) "Council", (d) "crossing", (e) "garden", (f) "kerb", (g) "lawn", (h) "lot", (i) "owner" or "occupier", (j) "permissible verge treatment", (k) "town planning scheme", (l) "townsite", and (m) "verge".
- 2.2 In the definition of "built-up area" delete "1975" and substitute "2000".
- 2.3 In the definition of "intersection" delete "1975" and substitute "2000".
- 2.4 In the definition of "vehicle", at the end of the definition delete "; and " and substitute". "
- 2.5 Delete the definition of "carriageway" and substitute—

"**carriageway**" has the meaning given to it in the Road Traffic Code 2000;";
- 2.6 Delete the definition of "footpath" and substitute—

"**footpath**" has the meaning given to it in the Road Traffic Code 2000;";
- 2.7 Insert in the appropriate alphabetical position the definition—

"**thoroughfare**" has the meaning given to it in the Act, but does not include a private thoroughfare which is not under the management control of the local government;". "

3. Clause 1.4—Repeal

- 3.1 After clause 1.3, insert the clause designation "1.4" before the heading "Repeal".
- 3.2 In subclause(1) delete paragraphs (a) and (b) and substitute—
 - (a) Uniform General By-law—Prevention of Damage to Roads, as published in the *Government Gazette* on 21 September 1951;
 - (b) By-laws relating to Prevention of Damage to Streets, as published in the *Government Gazette* on 21 July 1965; and
 - (c) By-law Relating to Trading in Public Places, as published in the *Government Gazette* on 4 August 1995. "
- 3.3 Delete subclauses (2) and (3).

4. Clause 2.1—General prohibitions

- 4.1 Delete clause 2.1 and substitute—

2.1 General prohibitions

A person shall not, unless at the direction of the local government, damage, remove, or interfere with any signpost, direction plate, guidepost, notice, shelter, shed, fence or any structure erected on a thoroughfare by the local government or a person acting under the authority of a written law."

5. Clause 2.2—Activities allowed with a permit—general

In subclause (1)—

- (a) delete paragraphs (a) to (e) inclusive, (h) to (j) inclusive and (l);
- (b) renumber paragraphs (f), (g), (k) and (m) to (a), (b), (c) and (d) respectively;
- (c) in paragraph (b) delete “or under a permit issued under clause 5.13”
- (d) in paragraph (c) after “,” insert “or”.

6. Part 2—Divisions deleted & heading amended

- 6.1 In Part 2, delete the whole of Divisions 2 to 6 inclusive.
- 6.2 Renumber Division 7 to Division 2 and clause 2.19 to 2.4.
- 6.3 In the heading to Part 2, delete ‘ON’ and substitute ‘IN’.

7. Part 4, Shopping Trolleys

- 7.1 In the heading to Part 4, delete the comma after “ANIMALS” and substitute “OR” and delete “OR SHOPPING TROLLEYS”.
- 7.2 In Part 4, delete the whole of Division 2—shopping trolleys.

8. Part 5 deleted

Delete the whole of Part 5.

9. Parts 6 to 10 renumbered

- 9.1 Renumber the headings to Parts 6 to 10 inclusive to 5 to 9 respectively.

10. Part 5 deletions and clause renumbering

- 10.1 Delete clause 6.4
- 10.2 Renumber clauses 6.1 to 6.3 inclusive and 6.5 to 6.8 inclusive to 5.1 to 5.7 respectively.
- 10.3 Delete the whole of Divisions 2 and 3.

11. Definition of “premises” amended

In clause 1.2, in the definition of “premises” delete “6.1” and substitute “5.1”.

12. Clause 5.1—Interpretation

12.1 Amend clause 5.1 in the definition of “trading” as follows—

- (a) delete subparagraph (c)(iii);
- (b) in subparagraph (c)(ii) after “services” delete “; or” and substitute “;”;
- (c) in subparagraph (c)(i) after “;” insert—” or ”;
- (d) renumber paragraph (d) to (g) inclusive to (e) to (h) respectively;
- (e) insert the following new paragraph (d)—

“(d) the delivery of pre-ordered goods or services to the purchaser of those goods or services or to the person nominated by the purchaser of those goods or services whether or not payment for those goods or services is accepted on delivery; or

the taking of further orders for goods or services from the purchaser of those pre-ordered goods or services or from the person nominated by the purchaser of those pre-ordered goods or services when those orders are taken at the same time as a previous order is being delivered, whether or not payment is made for those goods or services at the time of taking the order; ”; and

- (f) in the last line insert “only” before “sold”.

13. Clause 5.4—Relevant considerations in determining application for permit

In subclause (2)—

- (a) after “;” in subparagraph (iii) of paragraph (c) delete “or”;
 - (b) renumber paragraph (d) to paragraph (e);
 - (c) insert a new paragraph (d) as follows—
- “(d) that the needs of the district, or the part for which the permit is sought, are adequately catered for by established shops or by persons who have valid permits to carry on trading or to conduct a stall; or”.

14. Clause 5.7—Conduct of stallholders and traders

In subclause (2)—

- (a) renumber paragraphs (a) to (d) inclusive to (b) to (e) respectively;

(b) insert a new paragraph (a) as follows—

“(a) attempt to conduct a business within a distance of 300m of any shop or permanent place of business that is open for business and has for sale any goods or services of the kind being offered for sale by the stallholder or trader;”.

15. Parts 6—9, clause deletions and renumbering

15.1 Renumber clauses 7.1 to 7.10 to 6.1 to 6.10 respectively.

15.2 Renumber clause 8.1 to 7.1.

15.3 Delete clauses 9.1, 9.2 and 9.4 and renumber clause 9.3 to 8.1.

15.4 Renumber clauses 10.1 to 10.5 inclusive to 9.1 to 9.5 respectively.

16. Clause 6.4—Imposing conditions under a policy

16.1 In subclauses (1) and (2) delete “7.2(1)(a)” in each place where it occurs, and substitute “6.2(1)(a)”.

16.2 In subclause (3) delete “7.2(2)” and substitute “6.2(2)”.

17. Clause 6.6—Duration of permit

In paragraph (b) delete “7.10” and substitute “6.10”.

18. Clause 6.10—Cancellation of permit

Delete subclause (1) and substitute—

“(1) Subject to clause 7.1, a permit may be cancelled by the local government if the permit holder has not complied with a—

(i) condition of the permit; or

(ii) provision of any written law which may relate to the activity regulated by the permit.”.

19. Clause 7.1—Application of Part 9 Division 1 of Act

In paragraph (a) delete “7.2(1)” and substitute “6.2(1)”.

20. Clause 9.2—Local government may undertake requirements of notice

Delete “10.1” and substitute “9.1”.

21. Schedule 1

Delete Schedule 1 and substitute—

“

Schedule 1

PRESCRIBED OFFENCES

Clause	Description	Modified Penalty \$
2.1	Damaging or interfering with signpost or structure on thoroughfare	300
2.2(1)(b)	Lighting a fire on a thoroughfare without a permit	300
2.2(1)(c)	Creating a nuisance on a thoroughfare without a permit	100
2.2(1)(d)	Interfering with anything on a thoroughfare without a permit	100
2.3(1)	Consumption or possession of liquor on thoroughfare	100
2.4(1)	Driving or taking a vehicle on a closed thoroughfare	300
3.2(1)	Placing advertising sign or affixing any advertisement on a thoroughfare without a permit	100
3.2(3)	Erecting or placing of advertising sign in a prohibited area	100
4.1(1)	Animal or vehicle obstructing a public place or local government property	100
4.2(2)(a)	Animal on thoroughfare when not led, ridden or driven	100
4.2(2)(b)	Animal on public place with infectious disease	100
4.2(2)(c)	Training or racing animal on thoroughfare	100
4.2(3)	Horse led, ridden or driven on thoroughfare in built-up area	100
5.2(1)	Conducting of stall in public place without a permit	300

Clause	Description	Modified Penalty \$
5.3(1)	Trading without a permit	300
5.7(1)(a)	Failure of stallholder or trader to display or carry permit	100
5.7(1)(b)	Stallholder or trader not displaying valid permit	100
5.7(1)(c)	Stallholder or trader not carrying certified scales when selling goods by weight	100
5.7(2)	Stallholder or Trader engaged in prohibited conduct	100
6.5	Failure to comply with a condition of a permit	100
6.9	Failure to produce permit on request of authorized person	100
9.1	Failure to comply with notice given under local law	100

”.

22. Forms

Delete Forms 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12.

Dated this 17th day of March 2007.

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

T. R. HUTCHINSON, President.
R. W. McCLYMONT, Chief Executive Officer.

LG303***LOCAL GOVERNMENT ACT 1995***Shire of Meekatharra***LOCAL GOVERNMENT PROPERTY LOCAL LAW 2007**

Under the powers conferred by the *Local Government Act 1995*, and under all other powers enabling it, the Council of the Shire of Meekatharra resolved on 17th March 2007 to make the “*Shire of Meekatharra Local Government Property Local Law 2007*” as follows:

The Shire of Exmouth Local Government Property Local Law as published in the *Government Gazette* on 10 July 2000; and the amendment made to the Shire of Exmouth Local Government Property Local Law as published in the *Government Gazette* on 13 December 2002 are adopted as a local law of the Shire of Meekatharra with the following modifications—

1. Preliminary

- (1) In construing the following modifications, where a modification requires the renumbering of a Part, Division, clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.
- (2) Wherever the “Shire of Exmouth” is mentioned in the local law insert instead—
“ Shire of Meekatharra ”.
- (3) Wherever the “Shire of Exmouth Local Government Property Local Law” is mentioned in the local law insert instead—
“ Shire of Meekatharra Local Government Property Local Law 2007 ”.

2. Clause 1.2 amended

- (1) Clause 1.2 is amended by—
 - (a) in the definition of “**applicant**” after “under clause” delete “3.2” and insert instead “ 2.2 ”;
 - (b) delete the definitions of “**boat**”, “**commencement day**”, “**date of publication**” and “**determination**”; and

3. Clause 1.4 amended

Clause 1.4 is amended by deleting subclause (1) and inserting instead—
 “ (1) This local law applies throughout the district. ”

4. Clause 1.5 amended

Clause 1.5 is amended by deleting subclause (1) and inserting instead—
 “

- (1) The Municipality of the Shire of Meekatharra By-laws Relating to the Management and Control of the Meekatharra War Memorial Swimming Pool as published in the *Government Gazette* on 24 May 1966 is repealed.

”

5. PART 2 deleted

The whole of PART 2 is deleted.

6. PARTS renumbered

PARTS 3 to 9 inclusive are renumbered to PARTS 2 to 8 respectively.

7. Clauses renumbered

(1) The following clauses are amended by renumbering—

- (a) clauses 3.1 to 3.16 inclusive are renumbered to clauses 2.1 to 2.16 respectively;
- (b) clauses 4.1 to 4.6 inclusive are renumbered to clauses 3.1 to 3.6 respectively;
- (c) clauses 5.1 to 5.7 inclusive are renumbered to clauses 4.1 to 4.7 respectively;
- (d) clause 6.1 is renumbered to clause 5.1;
- (e) clause 7.1 is renumbered to clause 6.1;
- (f) clauses 8.1 to 8.4 inclusive are renumbered to clauses 7.1 to 7.4 respectively; and
- (g) clauses 9.1 to 9.6 inclusive are renumbered to clauses 8.1 to 8.6 respectively.

8. Clause 2.4 amended

Clause 2.4 is amended in subclauses (1) and (2) after “clause” by deleting “3.3(1)(a)” and inserting instead “ 2.3(1)(a) ”.

9. Clause 2.5 amended

- (1) Clause 2.5 is amended in subclauses (1) and (2) after “clause” by deleting “3.3(1)(a)” and inserting instead “ 2.3(1)(a) ”.
- (2) Clause 2.5 is amended in subclause (3) after “clause” by deleting “3.3(2)” and inserting instead “ 2.3(2) ”.

10. Clause 2.8 amended

Clause 2.8 is amended in paragraph (b) after “clause” by deleting “3.12” and inserting instead “ 2.12 ”.

11. Clause 2.12 amended

- (1) Clause 2.12 is amended in subclause (1) after “clause” by deleting “7.1” and inserting instead “ 6.1 ”.
- (2) Clause 2.12 is amended in paragraph (1)(b) after “(b)” by deleting “determination or a”.

12. Clause 2.13 amended

(1) Clause 2.13 is amended in subclause (1) by—

- (a) in subparagraph (g)(ii) after “park or” delete “stand” and inserting instead—
 “ stop ”;
- (b) in paragraph (n) after “a person;” delete “or”;
- (c) in paragraph (o) after “property.” delete “.” and insert instead
 “ ; ”;
- (d) insert new paragraph (p)—
 “
 (p) conduct or take part in any gambling game or contest, or bet, or offer to bet, publicly; or
 ”; and
- (e) insert new paragraph (q)—
 “
 (q) play or practice at golf or strike a golf ball except on an area set aside for that purpose.
 ”.

13. Clause 3.6 amended

Clause 3.6 is amended after “this local law” in subparagraph (3)(a) by deleting “or any determination”.

14. PART 4 divisions deleted

PART 4 is amended by deleting the whole of Division 2.

15. PART 4 divisions renumbered

(1) PART 4 is amended by renumbering Divisions—

- (a) “*Division 3*” is renumbered to “ *Division 2* ”;
- (b) “*Division 4*” is renumbered to “ *Division 3* ”; and
- (c) “*Division 5*” is renumbered to “ *Division 4* ”.

16. Clause 4 amended

(1) Clause 4 is amended after Clause 4.1 by inserting—

“

When entry may be refused

4.2 A manager or an authorised person may temporarily suspend admission for any period to any person who has committed a breach of any provision of this local law in relation to a pool area.

Objection or appeal against refusal of admission under Division 1 of Part 9 of the Act

4.3 (1) Where a Manager or an authorised person refuses admission to a person or directs a person to leave a pool area under clause 4.1 or clause 7.2 that refusal or direction is a decision to which Division 1 of Part 9 of the Act applies and the person is an affected person for the purposes of that Division.

(2) Subclause (1) does not apply to a refusal or direction under clause 4.2.

Consumption of food or drink may be prohibited

4.4 A person shall not consume any food or drink in an area where consumption is prohibited by a sign.

”.

17. Clause 7.4 amended

- (1) Clause 7.4 is amended by deleting subclause (2).
- (2) Clause 7.4 (3) is renumbered to clause 7.4 (2).

18. Clause 8 amended

- (1) Clause 8.2 is amended by renumbering “9.1” to “ 8.1 ”.
- (2) Clause 8.5 is amended by—
 - (a) deleting the subclause delegation “(1)”; and
 - (b) deleting subclause (2).

19. Division 3 deleted

In PART 8, the whole of Division 3 is deleted.

20. Schedule 1

Schedule 1 is deleted and substituted with—

“

*Schedule 1***PRESCRIBED OFFENCES**

Clause	Description	Modified Penalty \$
2.6	Failure to comply with conditions of permit	100
2.13(1)	Failure to obtain a permit	100
2.14(3)	Failure to obtain permit to camp outside a facility	100
2.15(1)	Failure to obtain permit for liquor	100
2.16	Failure of permit holder to comply with responsibilities	100
3.2(1)	Behaviour detrimental to property	100
3.4	Under influence of liquor or prohibited drug	100
3.6(2)	Failure to comply with sign on local government property	100

Clause	Description	Modified Penalty \$
4.4	Consuming food or drink in prohibited area	100
4.5	Unauthorized entry to fenced or closed local government property	100
4.6	Gender not specified using entry of toilet block or change room	100
4.7(1)	Unauthorized presence of animal on aerodrome	300
4.7(2)	Animal wandering at large on aerodrome—person in charge	300
4.7(3)	Animal wandering at large on aerodrome—owner	300
5.1(1)	Unauthorized entry to function on local government property	100
8.1	Failure to comply with notice	200

”.

21. Schedule 2 deleted

Schedule 2 is deleted.

Dated this 17th day of March 2007.

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

T. R. HUTCHINSON, President.
R. W. McClymont, Chief Executive Officer.

LG304*

**DOG ACT 1976
LOCAL GOVERNMENT ACT 1995**

Shire of Meekatharra
DOGS LOCAL LAW 2007

Under the powers conferred by the *Dog Act 1976*, and the *Local Government Act 1995*, and under all other powers enabling it, the Council of the Shire of Meekatharra resolved on 17th March 2007 to make the “*Shire of Meekatharra Dogs Local Law 2007*”.

The Shire of Moora Dogs Local Law as published in the *Government Gazette* on 29 November 1999, is adopted as a local law of the Shire of Meekatharra with the modifications which follow—

1. Preliminary

The local law is amended wherever the words “ Shire of Moora “ occur in the local law by inserting instead—

“ Shire of Meekatharra ”.

2. Clause 1.1 amended

Clause 1.1 is amended by deleting clause 1.1 and substituting—

“1.1 This local law may be cited as the Shire of Meekatharra Dogs Local Law 2007.”

3. Clause 1.2 amended

Clause 1.2 is amended by deleting clause 1.2 and substituting—

“1.2 Destruction of Dogs not kept Chained or otherwise under effective Control from Sunset to Sunrise as published in the *Government Gazette* on 19 June 1936 is repealed.”

4. Subclause 3.2(2) amended

Subclause 3.2(2) is amended by deleting 3.2(2) and substituting—

“(2) The limit on the number of dogs which may be kept on any premises is, for the purpose of section 26(4) of the Act, 2 dogs over the age of 3 months and the young of those dogs under that age if the premises are situated within the townsite of Meekatharra.”

5. Clause 5.1 amended

Clause 5.1 is amended by deleting subclause (1) and substituting—

“ (1) Dogs are prohibited absolutely from entering or being in any of the following places—

- (a) a public building, unless permitted by a sign;
- (b) a theatre or picture gardens; and
- (c) all premises or vehicles classified as food premises or food vehicles under the *Health (Food Hygiene) Regulations 1993*. ”

6. Subclause 5.2 amended

Subclause 5.2(1) is amended by deleting 5.2(1) and substituting—

“ (1) Subject to clause 5.1 and subclause (2) of this clause, for the purposes of sections 31 and 32 of the Act, Reserve 36263 Town Oval is the dog exercise area. ”.

Dated this 17th day of March 2007.

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

T. R. HUTCHINSON, President.
R. W. McCLYMONT, Chief Executive Officer.

LG305*

CEMETERIES ACT 1986
LOCAL GOVERNMENT ACT 1995
Shire of Meekatharra

MEEKATHARRA PUBLIC CEMETERY LOCAL LAW 2007

Under the powers conferred by the *Cemeteries Act 1986* and the *Local Government Act 1995* and by all other powers, the Council of the Shire of Meekatharra resolved on the 17th March 2007 to make the “*Shire of Meekatharra—Meekatharra Public Cemetery Local Law 2007*” as follows:

The Model Local Law (Cemeteries) 1998 published in the *Government Gazette* on 12 May 1998 is adopted as a local law of the Shire of Meekatharra with such modifications as are here set out—

1. Preliminary

- 1.1 In construing the following modifications, where a modification requires the renumbering of a clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.
- 1.2 Delete the phrase “[insert name of Local Government or Board]” where it appears in this Model and substitute “Shire of Meekatharra”.
- 1.3 Delete the phrase “[insert “Local Law” or “By-law” as applicable]” where it appears in this Model and substitute “local law”.
- 1.4 Delete the phrase “[insert name of Local Law or By-law]” where it appears in this Model and substitute “Shire of Meekatharra—Meekatharra Public Cemetery Local Law 2007”.
- 1.5 Delete the phrase “[insert address of Local Government or Board]” where it appears in this Model and substitute “54 Main Street, Meekatharra WA 6642”.
- 1.6 In clause 1.1, delete the phrase “[insert year]”.

2. Application clause inserted

- 2.1 Renumber clauses 1.2 and 1.3 to “1.3” and “1.4” respectively.
- 2.2 Insert the following new clause—

“1.2 Application

This Local Law applies to the Meekatharra Cemetery.”.

3. Clause 1.3 Interpretation

Insert the following definition in the appropriate alphabetical order—

“ “Act” means the *Cemeteries Act 1986*; ”.

4. Clause 1.4 Repeal

In Clause 1.4, after “The following Local Law is repealed :- “ delete the phrase “[*Insert details of local law or by-law repealed*]” and substitute “Meekatharra Cemetery By-laws as published in the *Government Gazette* of 26 June 1981.”.

5. Clause 3.2 Application for Cremation

5.1 Delete the whole of this clause.

5.2 Renumber clauses 3.3 to 3.5 inclusive to clauses 3.2 to 3.4 respectively.

5.3 In renumbered clause 3.2—

(a) delete “clauses 3.1 and 3.2” and substitute “clause 3.1”; and

(b) delete “clause 3.4” and substitute “clause 3.3”.

6. Clause 3.3 Certificate of Identification

In subclause (1) delete “or crematorium within the cemetery,”.

7. Clause 4.2 Single Funeral Permits

Delete “, or crematorium”.

8. Clause 4.3 Application refusal

Delete “or crematorium,”.

9. Clause 5.1 Requirements for Funerals and Coffins

In paragraph (a) delete “or cremation”.

10. Clause 5.2 Funeral Processions

Delete “or cremation” and “or clause 3.2”.

11. Clause 5.6 Conduct of Funeral by Board

Delete paragraph “(d)” and renumber “(e)” “(f)” and “(g)” to “(d)”, “(e)” and “(f)” respectively.

12. Part 5, Division 2—Cremation

In Part 5, delete the whole of Division 2—Cremation.

13. Part 5, Division 3—Placement of Ashes

In Part 5—

(a) renumber “Division 3” to “Division 2”;

(b) renumber clause “5.12” to “5.7”;

(c) in subclause (1) of renumbered clause 5.7 delete the following—

“Memorial Wall”

“Garden of Remembrance”

“Ground Niche”

“Memorial Rose, Tree or Shrub”

“Family Shrub”

“Memorial Desk”

“Granite Seat”

“Book of Remembrance”

“Memorial Gardens ” ; and

(d) delete clauses 5.13 and 5.14.

14. Clause 7.12 Placing of Glass Domes and Vases

Delete all words after the heading and substitute—

“A person shall not place glass domes, vases or other grave ornaments outside the perimeter of a grave in the cemetery as defined in the plans kept and maintained under section 40 (2) of the Act”.

15. Part 7, Division 2—Lawn Section

In Part 7, delete the whole of Division 2—Lawn Section.

16. Part 7, Division 3—Memorial Plaque Section

In Part 7, delete the whole of Division 3—Memorial Plaque Section.

17. Part 7, Division 4—Licensing of Monumental Masons

In Part 7—

(a) renumber “Division 4” to “Division 2”;

(b) renumber clauses 7.16 to 7.20 inclusive to clauses 7.13 to 7.17 respectively;

(c) in renumbered clause 7.14, paragraph (a), delete “7.20” and substitute “7.17”;

(d) in renumbered clause 7.15, paragraph (a), delete “7.16” and substitute “7.13”.

18. Second Schedule

In the Second Schedule, delete the prefix “19” where it is used as part of the date an alleged offence occurred and substitute “20”.

Dated this 17th day of March 2007.

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

T. R. HUTCHINSON, President.
R. W. McClymont, Chief Executive Officer.

LG306***LOCAL GOVERNMENT ACT 1995**

Shire of Meekatharra

REPEAL LOCAL LAW 2007

Under the powers conferred by the *Local Government Act 1995*, and under all other powers enabling it, the Council of the Shire of Meekatharra resolved on 17th March 2007 to make the “*Shire of Meekatharra Repeal Local Law 2007*”.

1. Local laws repealed

- (1) The following local laws are repealed—
- (a) *A By-law re Special Roll for Loan Poll* published in the *Government Gazette* of 25 February 1916;
 - (b) Appointment of Public Pound, and Fixing Scale of Fees for Trespass and Sustenance of Cattle Impounded published in the *Government Gazette* of 5 July 1929;
 - (c) Meekatharra Road Board—By-laws published in the *Government Gazette* of 3 January 1936;
 - (d) By-law re Appointment of Employees published in the *Government Gazette* of 11 December 1942;
 - (e) By-Laws Governing Long Service Leave to be Granted to Employees of the Meekatharra Road Board published in the *Government Gazette* of 8 June 1951;
 - (f) By-law for Controlling Straying Stock published in the *Government Gazette* of 2 April 1953;
 - (g) Adoption of Draft Model By-law Relating to Old Refrigerators and Cabinets, No. 8 published in the *Government Gazette* of 26 October 1962;
 - (h) Adoption of Draft Model By-laws Relating to Petrol Pumps, No. 10 published in the *Government Gazette* of 13 July 1966;
 - (i) Adoption of Draft Model By-laws, relating to the Deposit of Refuse and Litter No. 16 published in the *Government Gazette* of 23 March 1967;
 - (j) By-laws Relating to Sick Leave published in the *Government Gazette* of 19 February 1969;
 - (k) Adoption of Draft Model by-laws relating to (Storage of Inflammable Liquids) No. 12 published in the *Government Gazette* of 19 February 1969; and
 - (l) By-laws Relating to Removal of Refuse, Rubbish, Litter, Vehicle Bodies, Disused Materials and Unsightly Items or Objects from Land published in the *Government Gazette* of 15 September 1995.

Dated this 17th day of March 2007.

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

T. R. HUTCHINSON, President.
R. W. McClymont, Chief Executive Officer.

— PART 2 —

EDUCATION AND TRAINING

ED401*

SCHOOL EDUCATION ACT 1999 HIGHER SCHOOL LEAVING AGE OPTIONS ORDER 2008

Made by the Minister for Education and Training under Section 11B(2) and (3) of the *School Education Act 1999*.

1. Citation

This is the *Higher School Leaving Age Options Order 2008*.

2. Prescribed courses and providers

(1) A course specified in column 1 of the table to this clause being a course that does not otherwise come within section 11B(1) of the *School Education Act 1999* is prescribed as a course for the purposes of that subsection.

(2) The person or body specified in column 2 of the table to this clause opposite and corresponding to a course referred to in column 1 of the table is specified as the provider for that course.

TABLE

<i>Column 1</i> Course	<i>Column 2</i> Provider	Location
Education, Training and Employment Program	Parkerville Children and Youth Care (Inc)	Parkerville
Connections (Program Region 48) Connections (Program Region 49)	Centacare Training	Employment and Perth

Dated this 11th day of July 2008.

MARK MCGOWAN MLA, Minister for Education
and Training; South West.

ED402*

INDUSTRIAL TRAINING ACT 1975 PART-TIME EMPLOYMENT OF CLASS OF APPRENTICES APPROVAL NOTICE NO. 2 OF 2008

Made by the Minister for Education and Training under Section 28A of the *Industrial Training Act 1975*.

Citation

This instrument may be cited as the *Industrial Training Act 1975 Part-Time Employment of Class of Apprentices Approval Notice No. 2 of 2008*.

Approval

I, the Minister for Education and Training, being the Minister responsible for the *Industrial Training Act 1975*, hereby declare that—

- The class of apprentice in the following list of apprenticeship trades is approved under section 28A of the *Industrial Training Act 1975* to be employed on a **part-time basis**.

Trade
Electrical Mechanic
Electronic Servicing
Engineering Tradesperson (Electrical)
Farrier

2. The class of apprentice in the following list of apprenticeship trades is approved under section 28A of the *Industrial Training Act 1975* to be employed on a part-time basis as a **school based apprentice**, commencing in the years of schooling listed adjacent to the trade.

Trade	School Year
Electrical Mechanic	Year 11 and 12
Electronic Servicing	Year 11 and 12
Engineering Tradesperson (Electrical)	Year 11 and 12
Farrier	Year 11 and 12

Dated this 29th day of July 2008.

HON MARK McGOWAN MLA, Minister for Education
and Training; South West.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960

APPOINTMENTS

Ranger/Poundkeeper

In accordance with the provisions of section 449 of the *Local Government (Miscellaneous Provisions) Act 1960* the City of Mandurah has appointed the following persons to the position of Ranger/Poundkeeper—

Myra Giardini
Celeste Mills
Linda Emery
Norm Haslam
Kathleen Williams
Roger Hobbs
Cameron Smith
James Washbourne
Lisa Sarah Blundson

All previous appointments under section 449 of the *Local Government (Miscellaneous Provisions) Act 1960* are now cancelled.

MARK R. NEWMAN, Chief Executive Officer.

LG402*

HEALTH ACT 1911

Shire of Cranbrook

FEES AND CHARGES

The Council gives notice that at the adoption of its 2008/2009 Annual Budget it resolved pursuant to Section 344C of the *Health Act 1911*, to fix the charges for the removal of Residential, Commercial and Industrial refuse and other rubbish from premises under Section 2112A(1)(b) of the said Act as follows—

Commercial, Industrial and Residential Rubbish Removal

2008/2009 Charge—\$100.00 (GST Free)

Commercial, Industrial and Residential Recycling Charge

2008/2009 Charge—\$70.00 (GST Free)

ANTHONY MIDDLETON, Chief Executive Officer.

LG403*

CEMETERIES ACT 1986*Shire of Capel***FEES AND CHARGES**

In pursuance of the powers conferred by section 53 of the *Cemeteries Act 1986*, the Shire of Capel hereby records having resolved on 23 July 2008 to set the following fees and charges effective from this date—

Burial—	\$
Adult.....	500.00
Child (under 7 years).....	380.00
Stillborn Child	380.00
Land—	
2.4 metre by 1.2 metre.....	250.00
2.4 metre by 2.4 metre.....	365.00
Placement of Ashes—	
Burial Area	100.00
Single placement in niche wall Capel/Boyanup	220.00
Double placement in niche wall Capel/Boyanup.....	350.00
Extra Charges—	
Graves deeper than 1.8 metres, for each additional 0.3 metre	65.00
Exhumation	490.00
Interment of oblong or oversized casket.....	100.00
Burial on Saturday, Sunday or public holiday.....	200.00
Removal of monumental work prior to reopening of grave....	Quote
Interment without due notice	130.00
Other Charges—	
Funeral Director's Licence—annual.....	105.00
Funeral Director's Licence—per interment.....	55.00
Copy of grant of right of burial	11.00
For use of a metal number plate.....	11.00
For permission to erect a headstone or monument.....	38.00
For reserving a grave	22.00
For reserving a niche.....	22.00
Grave number—search fee.....	6.00

P. F. SHEEDY, Chief Executive Officer.

LG404*

HEALTH ACT 1911*Shire of Capel***FEES AND CHARGES**

At a meeting of the Capel Shire Council, held on 23 July 2008 it was resolved that the fees and charges specified hereunder be imposed for the 2008/09 financial year within the Shire of Capel in accordance with the provisions of the *Health Act 1911*—

Rubbish Collection

\$146.00 per annum for one 240 litre refuse bin collected weekly.

\$113.00 per annum for each additional 240 litre bin collected weekly.

\$104.00 per annum for one 240 litre refuse bin collected fortnightly.

Rubbish Disposal

\$78.00 per annum refuse site charge for each dwelling.

Refuse Site Charges

\$30.00 per cubic metre for residential waste disposed of at the Capel refuse site.

P. F. SHEEDY, Chief Executive Officer.

PLANNING AND INFRASTRUCTURE

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Rockingham

Town Planning Scheme No.2—Amendment No.61

Ref: 853/2/28/4 Pt 61

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 Rockingham local Planning Scheme Amendment on the 1st July 2008 for the purpose of—

1. Amending Schedule 2—Additional Uses (under Clause 3.3) to include Additional Use No.25 to allow for “Shop”, “Showroom”, “Club Premises”, and “Private Recreation” uses at Lot 8 (No.12) Endeavour Drive, Port Kennedy as follows—

No.	Site Description	Additional Use	Special Conditions
25	Lot 8 (No.12) Endeavour Drive, Port Kennedy	Shop ‘D’ Showroom ‘D’ Club Premises ‘D’ Private Recreation ‘D’	The floor area of any building or buildings used for the purpose of “Shop” shall not exceed 350m ² retail NLA.

2. Amending the Scheme Map accordingly.

B. SAMMELS, Mayor.
NED FIMMANO, Acting Chief Executive Officer.

PI401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Stirling

Town Planning Scheme No. 38—Amendment No. 6

Ref: 853/2/20/40 Pt 6

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 Stirling local planning scheme amendment on 15 July 2008 for the purpose of—

1. Adding the following after subclause 3.8—
 - 3.8A Finalisation of Scheme Works
 - 3.8A.1 To enable the finalisation of Scheme Works and the winding up of the Special Fund the Council may prepare a list of remaining Scheme Works that have not been completed prior to the 10th anniversary of the coming into operation of the Scheme (“the Remaining Scheme Works”).
 - 3.8A.2 The Council shall make an estimate of the cost of the Remaining Scheme Works in accordance with subclause 3.6.
 - 3.8A.3 The estimate of the cost of the Remaining Scheme Works made under subclause 3.8A.2 is to be used to prepare a final assessment of the total of each Owner’s General Costs contribution and Precinct Costs contribution under subclause 3.6.7 with the estimate of the cost of the Remaining Scheme Works replacing the estimate provided for in paragraph (a) of subclause 3.6.7 (“the Final Assessment”).
 - 3.8A.4 Following the Final Assessment the Council shall post debits and credits to each Owner’s account maintained in accordance with Clause 3.3.4 and shall thereafter—
 - (a) notify all Owners of the requirement to pay the balance of any debit to an Owner after the deduction of any credits; and
 - (b) notwithstanding clause 3.8.2, refund the balance of any credit to an Owner after the deduction of any debits.
 - 3.8A.5 A notification under subclause 3.8A.4(a) shall have the same effect as a notification under subclause 3.6.10.
 - 3.8A.6 The Council shall maintain the Special Fund provided for under subclause 3.3 until the Remaining Scheme Works are complete or a decision is made by the Council that, due to a change in circumstances, it is not practical or necessary to complete any Remaining Scheme Work. Under either of these circumstances the Remaining Scheme Works shall be deemed to have been completed.

- 3.8A.7 Any money remaining in the Special Fund after the completion of the Remaining Scheme Works shall be applied by the Council to general improvements for the benefit of the Scheme Area.
- 3.8A.8 Notwithstanding subclause 3.8A.7, the Special Fund is not required to be maintained for more than 3 years from the 10th anniversary of the coming into operation of the Scheme and any money remaining in the Special Fund after the 13th anniversary of the coming into operation of the Scheme may be applied by Council to general improvements for the benefit of the Scheme Area.
- 3.8A.9 The provisions of this clause 3.8A are not intended to—
- (a) require the payment of any further Scheme Costs contribution by an Owner who has made a payment under clause 3.6.2; or
 - (b) entitle an Owner who has made a payment under clause 3.6.2 to a refund under clause 3.8A.4(b).

D. BOOTHMAN, Mayor.
S. JARDINE, Chief Executive Officer.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Murley, Trevor George late of 1255 Brooking Road, Hovea in the State of Western Australia, Truck Driver, died on 30 December 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, Audrey Merridy Adel Murley, to send particulars of their claims to her do Harding and Associates of 7 King William Street, Bayswater, WA 6053 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 she then has notice.

Dated: 29 July 2008.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Ivan Peter De Niese, late of 4 Sanford Street, Gosnells in 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 2 August 2005, are required by the applicant for letters of administration, Suzette Bertha Marina Milhuisen, to send particulars of their claims to them by the 1st day of September 2008 care of D'Angelo Legal, Unit 1/246-250 Railway Parade, West Leederville, Western Australia 6007, after which date the applicants may convey or distribute the assets, having regard only to the claims of which they then have notice.
