



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X

PRINT POST APPROVED PP665002/00041

4803



PERTH, FRIDAY, 7 NOVEMBER 2008 No. 189

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

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Liquor Control Act 1988—	
Liquor Control Amendment Regulations (No. 5) 2008	4821
Liquor Control (Oombulgurri Restricted Area) Regulations 2008.....	4819
Occupational Safety and Health Act 1984—Occupational Safety and Health Amendment Regulations (No. 4) 2008	4822
Poisons Act 1964—Poisons Amendment Regulations (No. 2) 2008	4805

PART 2

Consumer and Employment Protection	4826
Corrective Services	4827
Deceased Estates	4840
Electoral	4828
Industrial Relations	4828
Local Government	4828
Minerals and Petroleum	4833
Planning and Infrastructure	4833
Premier and Cabinet.....	4834
Racing, Gaming and Liquor.....	4834
Water/Sewerage	4835

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

PUBLISHING DETAILS

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.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2008 (Prices include GST).

Deceased Estate notices, (per estate)—\$25.60

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$59.70

Other articles in Public Notices Section—\$59.70 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$11.95

Bulk Notices—\$218.20 per page

Clients who have an account will only be invoiced for charges over \$50.

For charges under \$50, clients will need to supply credit card details at time of lodging notice (i.e. notice under 5cm would not be invoiced).

Clients without an account will need to supply credit card details or pay at time of lodging the notice.

— PART 1 —

HEALTH

HE301*

Poisons Act 1964

Poisons Amendment Regulations (No. 2) 2008

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Poisons Amendment Regulations (No. 2) 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 after that day.

3. The regulations amended

The amendments in these regulations are to the *Poisons Regulations 1965*.

4. Regulation 2 amended

(1) Regulation 2 is amended as follows:

- (a) by inserting before “In these regulations” the subregulation designation “(1)”;
- (b) by inserting in the appropriate alphabetical position —

“

“**approved electronic prescribing system**” means a system of electronic prescribing approved by the CEO under regulation 32B;

”.

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

“

- (2) A prescription is issued electronically if it is issued under regulation 37(1A) or 51(1A).

”.

5. Part 4A inserted

After Part 4 the following Part is inserted —

“

Part 4A — Electronic prescribing systems

32A. Terms used in this Part

- (1) In this Part and Appendix K —
- “**access code**”, of an individual, means a password or other means by which the individual gains access to a system of electronic prescribing;
 - “**inappropriate use**”, in relation to a system of electronic prescribing, includes using the system in a way that is not in accordance with the procedures that control access to and use of the system;
 - “**system identifier**”, of an individual, means the code by which the identity of the individual is recorded by a system of electronic prescribing.
- (2) For the purposes of this Part, an entry is made in a system of electronic prescribing if —
- (a) a prescription is issued, amended or cancelled via the system; or
 - (b) a poison is dispensed in accordance with a prescription issued via the system; or
 - (c) information is otherwise entered into or retrieved from the system in relation to —
 - (i) issuing, amending or cancelling a prescription via the system; or
 - (ii) dispensing a poison in accordance with a prescription issued via the system.

32B. Approval of electronic prescribing systems

- (1) The CEO may approve a system of electronic prescribing if satisfied that the system —
- (a) is sufficiently secure; and
 - (b) is designed so that, to the extent practicable —
 - (i) for any particular poison — only persons authorised to prescribe that poison can use the system to prescribe the poison; and
 - (ii) for any particular poison — only a pharmaceutical chemist authorised to dispense the poison, or an assistant under the direct personal supervision of the pharmaceutical chemist, can use the system to dispense the poison; and

- (iii) a poison dispensed in accordance with a prescription issued via the system is dispensed for the person for whom it was prescribed; and
 - (iv) a poison dispensed to a person in accordance with a prescription issued via the system is the poison prescribed for the person;
 - and
 - (c) complies substantially with the criteria in Appendix K; and
 - (d) complies with any other criteria the CEO thinks relevant.
- (2) A reference in subregulation (1)(b) to a person authorised to prescribe or dispense a particular poison is a reference to a person authorised to do so under the Act.
- (3) Before being satisfied that a system of electronic prescribing is sufficiently secure, the CEO must be satisfied that, to the extent practicable —
 - (a) personal information relating to prescribers, patients of prescribers and pharmaceutical chemists is protected; and
 - (b) access to and use of the system is controlled by appropriate procedures; and
 - (c) only persons permitted to have access to the system according to those procedures can have access to the system; and
 - (d) every occurrence of —
 - (i) a prescription being issued or amended via the system; and
 - (ii) a poison being dispensed in accordance with a prescription issued via the system,is recorded by the system in a way that cannot be amended or erased.
- (4) Subregulation (3) does not limit the matters that the CEO may take into account for the purposes of subregulation (1)(a).
- (5) The CEO may approve a component of a system of electronic prescribing if satisfied as to the matters in subregulation (1) in relation to the component, to the extent relevant to the component.

32C. System administrators

A system of electronic prescribing is not approved while there is no individual who is designated as the administrator of the system by the CEO.

32D. Offence provisions

- (1) A person must not access an approved electronic prescribing system unless the person —
 - (a) is permitted to have access to the system according to the procedures that control access to the system; and
 - (b) gained access according to those procedures.

Penalty: a fine of \$5 000.

- (2) A person who has an access code for an approved electronic prescribing system must not —
 - (a) reveal the person's access code to another person; or
 - (b) otherwise allow another person to have access to the system unless to do so is in accordance with the procedures that control access to the system.

Penalty: a fine of \$5 000.

- (3) A person must not make inappropriate use of an approved electronic prescribing system.

Penalty: a fine of \$5 000.

- (4) An administrator of an approved electronic prescribing system must ensure that —
 - (a) a person who is permitted to have access to the system in accordance with the procedures that control access to the system is not given more than one access code; and
 - (b) each person who is responsible to the administrator for the operation and control of the system does not make inappropriate use of the system.

Penalty: a fine of \$5 000.

32E. Miscellaneous rules

- (1) In any proceedings under this Act or the *Misuse of Drugs Act 1981*, if it is proved that the system identifier of a person has been recorded in the system in respect of an entry, then, in the absence of proof to the contrary, that person is to be taken to have made the entry.

- (2) Despite anything else in this Part, the administrator must make all records of the system available, on request, to a person authorised under section 52A of the Act.

”.

6. Regulation 36 amended

- (1) Regulation 36(1)(b) is amended by deleting “holder of a prescription written” and inserting instead —

“

person (or an agent of the person) in respect of whom a prescription for the poison was issued

”.

- (2) Regulation 36(3) is amended as follows:

- (a) in paragraph (a) by deleting “thereon” and inserting instead —

“ by it ”;

- (b) in paragraph (a) by deleting all of the paragraph from and including “prescription shall” in the second place where it occurs and inserting instead —

“

dispenser shall —

- (i) in the case of a prescription that is not issued electronically — stamp or mark the prescription to show clearly the date upon which it is dispensed and the name and address of the pharmacy at which it is dispensed; and
- (ii) in the case of a prescription that is issued electronically — indicate the date upon which it is dispensed and the name and address of the pharmacy at which it is dispensed using the means provided by the approved electronic prescribing system;

”.

- (c) in paragraph (b) by deleting “thereon, shall write in ink, stamp or mark in legible letters across such prescription the word “cancelled”;

“

by it, shall —

- (i) in the case of a prescription that is not issued electronically — write in ink, stamp or mark in legible letters across the prescription the word “cancelled”; and

- (ii) in the case of a prescription that is issued electronically — cancel the prescription using the means provided by the approved electronic prescribing system;
- ”;
- (d) in paragraph (d)(i) by deleting “marked “cancelled”;
- and inserting instead —
- “ cancelled; ”;
- (e) in paragraph (e) by inserting after “defaced” —
- “ , or appears to have been altered ”;
- (f) in paragraph (f) by deleting “to whom” and inserting instead —
- “ given ”;
- (g) in paragraph (f) by deleting “is presented shall retain the prescription and” and inserting instead —
- “ shall ”;
- (h) in paragraph (f) by deleting “prescription.” and inserting instead —
- “
- prescription, and, in the case of a prescription that was not issued electronically, retain it.
- ”.

7. Regulation 37 amended

- (1) Regulation 37(1) is amended as follows:
- (a) by deleting paragraphs (a), (b) and (ba) and inserting instead —
- “
- (a) it shall include —
- (i) the name and address of the prescriber; and
- (ii) the name and address of the patient; and
- (iii) the name and quantity of the substance; and
- (iv) directions for use (if necessary); and
- (v) the date on which it is issued; and
- (vi) the maximum number of times it may be repeated, if any, and (where applicable) the intervals at which it may be repeated;
- and
- (b) it shall be issued in a manner provided for in subregulation (1A) or (1B); and
- ”.

- (b) in paragraph (c) by deleting “written” in both places where it occurs and inserting instead —
“ issued ”;
- (c) in paragraph (c) by deleting “be marked as such” and inserting instead —
“ indicate that ”;
- (d) in paragraph (c) by deleting “be marked”, in the second place where it occurs, and inserting instead —
“ include the words ”;
- (e) in paragraph (d) by deleting “by underlining that part of the prescription and initialling the same in margin;” and inserting instead —

“

by —

- (i) in the case of a prescription that is not issued electronically — underlining that part of the prescription and initialling the same in the margin; and
- (ii) in the case of a prescription that is issued electronically — the means provided by the approved electronic prescribing system;

”.

- (2) After regulation 37(1) the following subregulations are inserted —

“

- (1A) A prescription that is issued electronically shall be issued via an approved electronic prescribing system.
- (1B) A prescription that is not issued electronically shall be either —
 - (a) written in ink in the prescriber’s own handwriting; or
 - (b) processed on a computer program that —
 - (i) complies with the criteria specified in Appendix L; or
 - (ii) is recommended by the Poisons Advisory Committee and approved in writing by the CEO.

The prescription shall be signed by the prescriber in his or her own handwriting.

”.

8. Regulation 42 amended

Regulation 42(2) is amended as follows:

- (a) by deleting “to whom” and inserting instead —
“ in respect of whom ”;

- (b) by deleting “has been given” and inserting instead —
“ is issued ”.

9. Regulation 44 amended

- (1) Regulation 44(1) is amended, in the definition of “authorised person”, by deleting “from” and inserting instead —
“ issued by ”.
- (2) Regulation 44(3)(d) is amended by deleting “wrote” and inserting instead —
“ issued ”.

10. Regulation 44A amended

Regulation 44A(1) is amended by deleting “from” and inserting instead —

“ issued by ”.

11. Regulation 51 amended

- (1) Regulation 51(1) is repealed and the following subregulations are inserted instead —

“

- (1) A prescription for the supply of a drug of addiction shall comply with the following conditions —
- (a) it shall include —
- (i) the name and address of the prescriber; and
 - (ii) the name, address and date of birth of the patient or, in the case of a prescription for veterinary use, the name and address of the person having the care of the animal for which the prescription is intended; and
 - (iii) the description and quantity of the drug to be dispensed; and
 - (iv) precise directions for the use of the drug, including the dose to be taken or administered and the frequency with which the dose is to be taken or administered; and
 - (v) the date when it was written; and
 - (vi) if the drug is to be dispensed more than once under the prescription — the maximum number of times it may be repeated and the intervals at which it may be dispensed;

- (b) it shall not prescribe more than one drug of addiction, or any other substance, but may prescribe the same drug in more than one form;
 - (c) if issued by a dentist — it shall include the words “for dental treatment only” and if issued by a veterinary surgeon — it shall include the words “for animal treatment only”;
 - (d) if it prescribes an unusual dose it shall indicate that such a dose was intended by —
 - (i) in the case of a prescription that is not issued electronically — that part of the prescription being underlined and initialled by the prescriber in the margin; and
 - (ii) in the case of a prescription that is issued electronically — the means provided by the approved electronic prescribing system;
 - (e) it shall be issued in a manner provided for in subregulation (1A) or (1B).
- (1A) A prescription that is issued electronically shall be issued via an approved electronic prescribing system.
- (1B) A prescription that is not issued electronically shall be either —
- (a) written in ink in the prescriber’s own handwriting; or
 - (b) processed on a computer program that —
 - (i) complies with the criteria specified in Appendix L; or
 - (ii) is recommended by the Poisons Advisory Committee and approved in writing by the CEO.

The prescription shall be signed by the prescriber in his or her own handwriting.

”.

- (2) Regulation 51(2) is amended by inserting after “his” in both places where it occurs —

“ or her ”.

12. Regulation 52 amended

- (1) Regulation 52(3) is amended as follows:
- (a) in paragraph (a)(ii) and (iii) by deleting “signed” and inserting instead —
“ issued ”;

- (b) in paragraph (b) by deleting “on” in both places where it occurs and inserting instead —
 “ by ”;
- (c) in paragraph (ba) by deleting subparagraphs (i) and (ii) and inserting instead —
 “
 (i) in the case of a prescription that is not issued electronically — sign the prescription clearly in ink using his or her usual signature and clearly indicate the date on which the drug is dispensed; and
 (ii) in the case of a prescription that is issued electronically — indicate that the drug of addiction was dispensed and the date on which it was dispensed using the means provided by the approved electronic prescribing system;
 ”;
- (d) in paragraph (bb) by deleting “shall stamp or otherwise mark the prescription clearly in ink with the name and address of the dispensary;” and inserting instead —
 “
 shall —
 (i) in the case of a prescription that is not issued electronically — stamp or otherwise mark the prescription clearly in ink with the name and address of the dispensary; and
 (ii) in the case of a prescription that is issued electronically — provide, in relation to the prescription, the name and address of the dispensary using the means provided by the approved electronic prescribing system;
 ”;
- (e) in paragraph (d) by deleting “presentation of the prescription” and inserting instead —
 “ a particular occasion ”;
- (f) in paragraph (d) by deleting “dispensed, note on the prescription clearly in ink the amount dispensed and the date on which it was dispensed;” and inserting instead —
 “
 dispensed —
 (i) in the case of a prescription that is not issued electronically — note on the prescription clearly in ink the amount

- dispensed and the date on which it was dispensed; and
- (ii) in the case of a prescription that is issued electronically — indicate, in relation to the prescription, the amount dispensed and the date on which it was dispensed using the means provided by the approved electronic prescribing system;
- ”;
- (g) in paragraph (e)(i) by deleting “mark the prescription with” and inserting instead —
- “ indicate, in relation to the prescription, ”;
- (h) in paragraph (e)(ii) by deleting “subject to subregulation (7), retain” and inserting instead —
- “
- in the case of a prescription that is not issued electronically — retain, subject to subregulation (7),
- ”;
- (i) in paragraph (f) by inserting before “the dispenser” —
- “
- in the case of a prescription that is not issued electronically —
- ”;
- (j) by inserting after paragraph (f) —
- “
- (fa) in the case of a prescription that is issued electronically — the dispenser shall indicate that the prescription is cancelled using the means provided by the approved electronic prescribing system if one or more of the conditions in paragraph (f) are met;
- ”;
- (k) in paragraph (h)(ii), by deleting “full” in both places where it occurs;
- (l) in paragraph (h)(viii), by inserting before “a note” —
- “
- in the case of a prescription that is not issued electronically —
- ”.
- (2) Regulation 52(3a) is amended by inserting after “subregulation (3)(a)(iii),” —
- “ if the prescription is not issued electronically, ”.

- (3) Regulation 52(4) is amended by deleting “prescription marked “cancelled” or that is more than 6 months old.” and inserting instead —

“

prescription —

- (a) that is more than 6 months old; or
- (b) that —
 - (i) in the case of a prescription that is not issued electronically — is marked “cancelled”; or
 - (ii) in the case of a prescription that is issued electronically — is cancelled using the means provided by the approved electronic prescribing system.

”.

- (4) Regulation 52(5) is amended by inserting after “which appears” —

“ to have been altered or ”.

- (5) Regulation 52(6) is repealed and the following subregulation is inserted instead —

“

- (6) If a pharmaceutical chemist is presented with or accesses a prescription which he or she suspects of being false in any particular he or she shall —
- (a) in the case of a prescription that is not issued electronically — retain possession of the prescription for such reasonable period of time as will enable him or her to satisfy the requirements of paragraph (b); and
 - (b) in any case — make enquiries concerning the genuineness of the prescription, the identity of the person who issued it and the bona fides of the person wishing to have the drug dispensed under it.

”.

- (6) Regulation 52(6a) is amended by deleting all of the subregulation from and including “regulations” and inserting instead —

“

regulations, he or she shall —

- (a) in the case of a prescription that is not issued electronically —
 - (i) mark on the prescription “cancelled”, the address of the dispensary and, in his or her own handwriting, the date and his or her usual signature; and

- (ii) forward the prescription to the CEO;
and
 - (iii) inform the CEO of the relevant
circumstances and the reasons for his or
her refusal to dispense the drug of
addiction under the prescription;
- and
- (b) in the case of a prescription that is issued
electronically —
 - (i) cancel the prescription using the means
provided by the approved electronic
prescribing system; and
 - (ii) inform the CEO that the prescription has
been cancelled, and of the reasons for
his or her refusal to dispense the drug of
addiction under the prescription.

”.

- (7) Regulation 52(7) is amended by inserting after “prescription” —
“ that is not issued electronically ”.

13. Regulation 53 amended

- (1) Regulation 53(1) is repealed and the following subregulation is
inserted instead —

“

- (1) If a medical practitioner, dentist or veterinary surgeon
in a case of emergency directs, orally or by telephone
or other electronic means, the dispensing of a poison
included in Schedule 8, he or she shall, within
24 hours, issue to the person by whom the poison was
dispensed a prescription complying with regulation 51
that clearly indicates that it is in confirmation of the
direction given by him or her under this subregulation.

”.

- (2) Regulation 53(2) is amended by deleting “him” and inserting
instead —

“

, or accessible via an approved electronic prescribing
system to, him or her

”.

14. Regulation 53A amended

- (1) Regulation 53A(1) is amended as follows:
 - (a) in paragraphs (a) and (b) by inserting after “he” —
“ or she ”;

- (b) in paragraph (b) by deleting “written by him.” and inserting instead —

“

issued by him or her; or

- (c) the prescription is issued electronically via an approved electronic prescribing system.

”.

- (2) Regulation 53A(2) is amended by inserting after “he” —

“ or she ”.

15. Regulations 54 and 55 amended

Regulations 54(2) and 55 are amended by inserting after “his” —

“ or her ”.

16. Appendix K inserted

After Appendix J the following Appendix is inserted —

“

Appendix K

[r. 32B]

Criteria for electronic prescribing systems

The electronic prescribing system must be designed so that —

- (a) the system records each person who was given an access code, when it was given and (where relevant) when it was cancelled and each person who has a current access code, in a way that cannot be amended or erased; and
- (b) for each entry made in the system —
 - (i) a unique, sequential number is given to that entry; and
 - (ii) the time and date is recorded; and
 - (iii) the system identifier of the person whose access code was used to make the entry is recorded;

and

- (c) the system requires that persons with access to it change their access code in accordance with standard industry practice; and
- (d) appropriate backup arrangements are in place; and
- (e) the system records the details of the administrator or each person who is an administrator of the system, and retains those details for 7 years after the person ceases to be an administrator; and

- (f) the system can generate appropriate reports from its records, for example —
- (i) of persons with, or who were given, an access code;
 - (ii) of access to the system, or entries made in the system, during a certain period;
 - (iii) of entries made in the system during a certain period, sorted according to drug type, strength or dose or according to patient;
 - (iv) of corrections to entries made during a certain period;
- and
- (g) the records of the system can be printed.

”.

By Command of the Governor,

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

RACING, GAMING AND LIQUOR

RG301*

Liquor Control Act 1988

Liquor Control (Oombulgurri Restricted Area) Regulations 2008

Made by the Governor in Executive Council on the recommendation of the Minister under section 175(1a) of the Act.

1. Citation

These regulations are the *Liquor Control (Oombulgurri Restricted Area) Regulations 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 after that day.

3. Meaning of “Oombulgurri Aboriginal Community” in these regulations

In these regulations —

Oombulgurri Aboriginal Community means the area of the land the subject of —

- (a) Lot 1 on Deposited Plan 92237 being Crown Reserve 3960; and
- (b) Lot 2 on Deposited Plan 202400 being the whole of the land in Certificate of Title Volume 1019 Folio 701; and
- (c) Lot 3 on Deposited Plan 144097 being the whole of the land on Certificate of Title Volume 1019 Folio 700.

4. Note is not part of regulation

The note after regulation 9 does not form part of these regulations.

5. Declaration of restricted area

The Oombulgurri Aboriginal Community is declared to be a restricted area for the purposes of section 175(1a) of the Act.

6. Notice of restricted area

- (1) The Director of Liquor Licensing must take all reasonable steps to cause to be posted, and while the Oombulgurri Aboriginal Community continues to be a restricted area by operation of regulation 5 to be kept posted, at each place where a customary access route enters the Oombulgurri Aboriginal Community a notice —
 - (a) describing the offences set out in regulation 7; and
 - (b) specifying the penalties for those offences.
- (2) A failure to comply with subregulation (1) does not invalidate the declaration in regulation 5.

7. Prohibitions as to liquor in Oombulgurri Aboriginal Community

- (1) A person who —
 - (a) brings liquor into, or causes liquor to be brought into, the Oombulgurri Aboriginal Community; or
 - (b) has liquor in his or her possession in the Oombulgurri Aboriginal Community,

commits an offence.

Penalty:

- (a) if subregulation (2) applies — a fine of \$5 000;
- (b) in any other case — a fine of \$2 000.

- (2) This subregulation applies to an offence under subregulation (1) committed by a licensee, a manager of licensed premises or a director of a body corporate that holds a licence.

8. Seizure and disposal of containers of liquor

Despite section 155(4) and (5) of the Act, a member of the Police Force may seize and, as soon as is practicable, dispose of any opened or unopened container of liquor suspected on reasonable grounds to be the subject of an offence under regulation 7.

9. Period during which these regulations have effect

Unless sooner repealed, these regulations have effect for the period that ends on the day 12 months after the day referred to in regulation 2(b).

Note: Under the *Liquor Control Act 1988* section 175(1d), these regulations expire at the end of the period referred to in regulation 9.

Recommended by the Minister,

By Command of the Governor,

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

RG302*

Liquor Control Act 1988

Liquor Control Amendment Regulations (No. 5) 2008

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Liquor Control Amendment Regulations (No. 5) 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 after that day.

3. Regulations amended

These regulations amend the *Liquor Control Regulations 1989*.

4. Regulation 27 amended

After regulation 27(4) insert:

- (5) For the purposes of section 167(2)(a), an offence against the *Liquor Control (Oombulgurri Restricted Area) Regulations 2008* regulation 7(1) is a prescribed offence.

By Command of the Governor,

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

WORKSAFE

WS301*

Occupational Safety and Health Act 1984

Occupational Safety and Health Amendment Regulations (No. 4) 2008

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Occupational Safety and Health 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 after that day.

3. The regulations amended

The amendments in these regulations are to the *Occupational Safety and Health Regulations 1996*.

4. Regulation 3.44A replaced with regulations 3.44A, 3.44AA and 3.44AB

Regulation 3.44A is repealed and the following regulations are inserted instead —

“

3.44A. Terms used in this Subdivision

In this Subdivision —

“**enclosed workplace**” has a meaning affected by regulation 3.44AA;

“**roof**” includes a ceiling, and any material —

- (a) through which air cannot flow; and
- (b) that is used for the same purpose as a ceiling or roof;

“**smoke**” has the meaning given to that term in the *Tobacco Products Control Act 2006* glossary;

“**tobacco product**” has the meaning given to that term in the *Tobacco Products Control Act 2006* glossary;

“**wall**” means a wall or any other vertical structure, covering or device, whether fixed or moveable, but does not include a balustrade —

- (a) that is one metre or less in height; and
- (b) of which more than 50% of its total vertical surface is open.

3.44AA. Enclosed workplaces

- (1) A workplace or a part of a workplace that has the features mentioned in subregulations (2) and (3) is an enclosed workplace for the purposes of this Subdivision.
- (2) An enclosed workplace is covered by a roof or a part of a roof.
- (3) An enclosed workplace is configured so that the total vertical surface area of the solid material in the walls is more than 50% of the notional vertical surface area of

the place as assessed in accordance with regulation 3.44AB.

- (4) The total vertical surface area of the solid material in the walls is to be assessed by —
 - (a) multiplying the following —
 - (i) the length of each wall under the roof or the part of a roof plus the length of each wall and each section of a wall that is one metre or less beyond the perimeter of the roof or the part of a roof when measured horizontally from the perimeter of the roof or the part of the roof;
 - (ii) the actual height of the walls and wall sections mentioned in subparagraph (i);and
 - (b) deducting the total vertical surface area of the open parts of the walls or wall sections mentioned in paragraph (a)(i).
- (5) The total vertical surface area of solid material in a wall is to be assessed as if each window, door or vertical retractable covering in or adjacent to the wall —
 - (a) is closed; and
 - (b) forms part of the wall.
- (6) A place is not an enclosed workplace for the purposes of this Subdivision if it is covered by a roof or a part of a roof and is bounded by only —
 - (a) one straight wall; or
 - (b) 2 straight walls that are set in an angle of 90 degrees or more.
- (7) A part of a workplace may be an enclosed workplace even though —
 - (a) it is part of a workplace that is not an enclosed workplace; or
 - (b) it is part of another part of a workplace that is not an enclosed workplace.

3.44AB. Notional vertical surface area

- (1) The notional vertical surface area of a workplace is to be assessed by multiplying the following —
 - (a) the length of the perimeter of the roof, or the part of a roof, covering the workplace;
 - (b) the average height of the roof, or the part of a roof, covering the workplace.

- (2) The notional vertical surface area of a part of a workplace is to be assessed by multiplying the following —
- (a) the length of the perimeter of the roof, or the part of a roof, covering the part of the workplace;
 - (b) the average height of the roof, or the part of a roof, covering the part of the workplace.

”.

5. Regulation 3.44C repealed

Regulation 3.44C is repealed.

6. Regulation 3.44F repealed

Regulation 3.44F is repealed.

7. Regulation 3.44H repealed

Regulation 3.44H is repealed.

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.

— PART 2 —

CONSUMER AND EMPLOYMENT PROTECTION

CE401*

ASSOCIATIONS INCORPORATION ACT 1987

TRANSFER OF ACTIVITIES

Community First (Inc.)—A0820701C

Pursuant to the provisions of Section 34(2) of the *Associations Incorporation Act 1987*, I hereby order that the undertaking of Community First (Inc.) be transferred to Community First International Limited (ACN 130 324 980).

In accordance with section 34(3) of the Act, Community First (Inc.) will be dissolved on the publication of this Order, and the property, rights and liabilities of the association officially become those of Community First International Limited.

Dated: 3 November 2008.

ROBERT ALLEN, A/Director, Business Services,
for the Commissioner for Consumer Protection.

CE402*

ASSOCIATIONS INCORPORATION ACT 1987

CANCELLATION OF ASSOCIATIONS

THE ABORIGINAL EVANGELICAL FELLOWSHIP CHURCH OF PERTH—A0780043P
 AGRICOLA COLLEGE (INCORPORATED)—A0700064C
 ARMADALE-GOSNELLS WOMEN'S HEALTH SERVICE ASSOCIATION INC—A0824591B
 AUSTRALIAN COLLEGE OF MENTAL HEALTH NURSES INC—A0800282E
 AUSTRALIAN SOCIETY OF REHABILITATION COUNSELLORS INCORPORATED—A1000800P
 BREATH OF LIFE INCORPORATED—A1004371T
 BRUCE ROCK POLOCROSSE CLUB (INC.)—A0660029H
 THE CO-OPERATIVE FEDERATION OF AUSTRALIA (INC.)—A0710053J
 COCKBURN PENSIONERS SOCIAL CLUB (INC.)—A1010992R
 COWARAMUP CHILD HEALTH & COMMUNITY CENTRE ASSOCIATION INCORPORATED—
 A1006256G
 THE DENTAL HYGIENISTS' ASSOCIATION OF AUSTRALIA (WA Branch) INCORPORATED—
 A1006110A
 INTERNATIONAL FARM MANAGEMENT ASSOCIATION (AUSTRALIA) INC—A1009875S
 OCEAN SPIRIT PUBLICATIONS INCORPORATED—A1003433G
 PSARADES NIVITSI ASSOCIATION—A0820430U
 SOLID ROCK CHRISTIAN CHURCH INCORPORATED—A1000922F
 SOUTH LAND PENTECOSTAL FELLOWSHIP INCORPORATED—A1010359K
 VICTORIA PARK RESIDENTS AND RATEPAYERS ASSOCIATION INC—A0824435K
 THE VILLAGE CLAN SOCIAL CLUB (INC)—A1004977N
 VOLES (VOLUNTEER WORKERS OF EAST STIRLING) INCORPORATED—A1003136X
 YARMATJI (FRIENDS) INC.—A1000097R
 "YOUTH FOR THE FUTURE" FOUNDATION INCORPORATED—A1006967A

Notice is hereby given that, pursuant to section 35 of the *Associations Incorporation Act 1987*, the incorporation of the above-named associations have been cancelled as from the date of this notice.

Dated: 24 October 2008.

ROBERT ALLEN, A/Director, Business Services,
for the Commissioner for Consumer Protection.

CORRECTIVE SERVICES

CS401*

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
Abbott	Trevor	George	CS9-310	31/10/08	31/10/08	30/7/2011
Armstrong	James		CS9-309	31/10/08	31/10/08	30/7/2011
Bayley	Daniel	Robert	CS9-308	31/10/08	31/10/08	30/7/2011
Chapman	Vonni	Marie	CS9-292	31/10/08	31/10/08	30/7/2011
Clarke	Danielle	May	CS9-293	31/10/08	31/10/08	30/7/2011
Davis	Carmel	Mary	CS9-294	31/10/08	31/10/08	30/7/2011
Gallagher	Cynthia	Ann	CS9-295	31/10/08	31/10/08	30/7/2011
Hancock	Karen		CS9-296	31/10/08	31/10/08	30/7/2011
Jocic	Alexander		CS9-297	31/10/08	31/10/08	30/7/2011
Jok	Madit		CS9-311	31/10/08	31/10/08	30/7/2011
Livingstone	Paula	Jane	CS9-298	31/10/08	31/10/08	30/7/2011
Marjono			CS9-312	31/10/08	31/10/08	30/7/2011
Morgan	Kevin	Michael	CS9-299	31/10/08	31/10/08	30/7/2011
Randall	Gary	David	CS9-300	31/10/08	31/10/08	30/7/2011
Robinson	Vanessa	Addeline	CS9-301	31/10/08	31/10/08	30/7/2011
Roman	Jamie	Daryl	CS9-302	31/10/08	31/10/08	30/7/2011
Roussety	Peter	Joseph	CS9-303	31/10/08	31/10/08	30/7/2011
Simonsen	Linda	Maria	CS9-304	31/10/08	31/10/08	30/7/2011
Stitfall	Matthew	Mark	CS9-305	31/10/08	31/10/08	30/7/2011
Vaskess	Robin	Anne	CS9-314	31/10/08	31/10/08	30/7/2011
Virtue	Colin	Charles	CS9-306	31/10/08	31/10/08	30/7/2011
Wellstead	Alisia	Renee	CS9-307	31/10/08	31/10/08	30/7/2011
York	Elizabeth	Eva	CS9-315	31/10/08	31/10/08	30/7/2011

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

BRIAN LAWRENCE, CSCS Contract Manager.

CS402*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Commissioner of the Department of Corrective Services has revoked the following Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Wheeler	Cleve Douglas	CS8-031	4/11/2008

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

BRIAN LAWRENCE, CSCS Contract Manager.

ELECTORAL

EC401*

ELECTORAL ACT 1907**PROPOSAL TO CANCEL REGISTRATION**

Australian Democrats (WA Division)

Under section 62L(2)(b) of the *Electoral Act 1907* the Electoral Commissioner may cancel the registration of a political party if the Electoral Commissioner is satisfied on reasonable grounds that the party is not a parliamentary party and does not have at least 500 members who are electors.

The Electoral Commissioner is satisfied on reasonable grounds that Australian Democrats (WA Division) is not a parliamentary party and does not have at least 500 members who are electors.

It is therefore proposed to cancel the registration of the Australian Democrats (WA Division) as a political party in Western Australia.

This action requires the Electoral Commissioner to—

- (a) give written notice of the proposed cancellation to the secretary of the party at the address shown in the register;
- (b) give notice of the proposed cancellation in—
 - (i) the *Gazette*; and
 - (ii) a newspaper circulating generally in the State;

Notice in accordance with (a) has been given and this gazettal is in accordance with (b)(i) above. A similar notice will appear in *The West Australian* on 8 November 2008.

Persons may, within 14 days after the *Gazette* notice, object to the Electoral Commissioner in writing against the proposed cancellation.

Objections should be addressed to the Electoral Commissioner, Western Australian Electoral Commission, Level 2, 111 St George's Terrace, Perth WA 6000.

WARWICK GATELY AM, Electoral Commissioner.

INDUSTRIAL RELATIONS

IR401

INDUSTRIAL RELATIONS COMMISSION REGULATIONS 2005**DETERMINATION OF THE REMUNERATION PAYABLE TO
MEMBERS OF A CONSTITUENT AUTHORITY**

Pursuant to regulation 120(1) of the *Industrial Relations Commission Regulations 2005*, the Chief Commissioner of the Western Australian Industrial Relations Commission shall, from time to time determine the remuneration payable under regulation 120 to members of a constituent authority established pursuant to Part IIA of the Industrial Relations Act, 1979.

With effect from 4 November 2008, I determine that the remuneration payable on any day shall be as follows—

- (a) \$230 for attendance up to four hours; and
- (b) \$350 for attendance exceeding four hours.

A. R. BEECH, Chief Commissioner.

4 November 2008.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

Shire of Bridgetown-Greenbushes
(BASIS OF RATES)

Department of Local Government
and Regional Development.

DLGRD: BG5-4#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 Director General of the Department of Local Government and

Regional Development, under delegation from the Hon John Castrilli MLA, 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 13 October 2008.

JENNIFER MATHEWS, Director General.

Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA
SHIRE OF BRIDGETOWN-GREENBUSHES

All those portions of land being Lots 288 to 299 inclusive, Lot 326, Lots 329 to 338 inclusive and Lots 406 to 422 inclusive as on Deposited Plan 58575.

LG402*

DOG ACT 1976

Shire of Broomehill-Tambellup

APPOINTMENTS

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

Registration Officers

Joanne Marie Trezona
John Peter Bentley
James Thomas
Vicki Noreen Webster
Adelle Mae Andrews
Pamela Audrey Hull
Zita Renee Kellow
Therese Diane Crosby
Kay Patricia O'Neill
Siegrid Reed

Authorised Officers

Joanne Marie Trezona
John Peter Bentley
James Thomas
Bryan Thomas Trezona
Edward John Farmer
Francis Edward Coyne
Paul Martin Blows

All appointments are effective 1 November 2008.

J. M. TREZONA, Chief Executive Officer.

LG403

LOCAL GOVERNMENT ACT 1995

City of Melville

AUTHORISED PERSON

It is hereby notified for public information that Clint Gordon has been appointed as an Authorised Person at St John of God Hospital (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.

SHAYNE SILCOX Chief Executive Officer.

LG404*

DOG ACT 1976

Shire of Dandaragan

APPOINTMENTS

The Shire of Dandaragan advises for public information that Mandy Eaves has been appointed as an authorised officer and person to exercise powers on behalf of the Shire of Dandaragan pursuant to section 16 of the Dog Act 1976.

CLINTON STRUGNELL, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954*Shire of Busselton***BUSH FIRE NOTICE**

All owners and/or occupiers of land within the District of the Shire of Busselton are hereby given notice that in accordance with Section 33 of the Bush Fire Act 1954 you are required to carry out and maintain fire protection measures in accordance with the provisions of this Notice.

'COMPLIANCE PERIOD' From 1 December 2008 to 12 April 2009 on all Rural Residential Land, Vacant Urban and Industrial Land. Rural land by 15 December 2008 and maintained until to 12 April 2009 or such later date as stated by the Shire by notices placed in the Busselton-Dunsborough Times and Busselton-Dunsborough Mail;

EXEMPTION/VARIATION to the annual Bush Fire Notice, applications must be lodged in writing to the Shire prior to the 8th November each year.

RESTRICTED BURNING PERIOD: 2 November 2008—12 May 2009

BURNING PERMITS ARE REQUIRED FROM

2nd November each year to 14th December each year inclusive

And 1st March to 12th May each year inclusive

BURNING ON SUNDAYS AND PUBLIC HOLIDAYS DURING THE RESTRICTED FIRE SEASON IS PROHIBITED.

BURNING PROHIBITED

15th December to 29 February each year inclusive (TOTAL FIRE BAN)

CAMP FIRES are totally banned within the whole Shire during the **Restricted** Burning Period

Failure to comply with this fire break notice is an offence under section 33 of the Bush Fire Act. Penalty minimum of \$250.00 maximum penalty of \$5,000 plus costs also be required to meet the cost of Shire's efforts to make you comply with the Bush Fire Notice.

3. REQUIREMENTS FOR PARTICULAR CATEGORIES OF LAND

Under each heading the requirements of this Notice for each category of land are listed.

3.1 Rural Land (Category 1)**MINERAL EARTH FIREBREAK**

Firebreaks shall be constructed and maintained adjacent to all external boundaries of a Land. Firebreak shall be 3 metres wide except in pasture or crop areas where it shall be 2 metres wide. Where the land area exceeds 120 hectares, an additional Firebreak must divide the land into areas of not more than 120 hectares completely surrounded by a Firebreak.

BUILDING PROTECTION ZONES

3 metre FIREBREAK within 20 metres of all farm buildings. All HAZARDOUS MATERIAL to be cleared for a distance of 20 metres from any tourist accommodation chalets, with the first 5 metres clear of all flammable material.

FUEL STORAGE PROTECTION ZONES

3 metre FIREBREAK not closer than 6 metres from the fuel storage areas on the land. 3 metre mineral earth clearing is required around fuel storage tanks and gas cylinders.

3.2 Urban Land (Category 2)**MINERAL EARTH FIREBREAK**

Where the area of land exceeds 2024m², Firebreaks shall be constructed and maintained which are at least 3 metres wide and within 6 metres of the inside of all external boundaries of the Land.

FUEL REDUCTIONS

Where the area of land is ½ acre (2024m²) or less, ALL HAZARDOUS MATERIAL must be removed from the whole of the land except living trees. In this area remaining vegetation is to be maintained at a height of no greater than 10cm.

3.3 Plantations (Category 3) (if established before 26 July 2000)**MINERAL EARTH FIREBREAK**

FIREBREAK shall be not less than 5 metres in width on all plantations.

FUEL REDUCTIONS

5 metre low fuel area is to be maintained between the 5 metre FIREBREAK and the first row of trees. In this area, vegetation is to be maintained at a height of no greater than 10cm.

BUILDING PROTECTION ZONES

5 metre FIREBREAK within 20 metres of all buildings.

FUEL STORAGE PROTECTION ZONES

3 metre FIREBREAK not closer than 6 metres from the fuel storage areas on the land. 3 metre mineral earth clearing is required around fuel storage tanks and gas cylinders.

3.4 Eucalypt and Pine Plantations (Category 4) (if established after 26 July 2000)**MINERAL EARTH FIREBREAK**

FIREBREAK shall be not less than 10 metres in width on all plantations.

FUEL REDUCTIONS

5 metre low fuel area is to be maintained between the 10 metre FIREBREAK and the first row of trees. In this area, vegetation is to be maintained at a height of no greater than 10cm.

BUILDING PROTECTION ZONES

5 metres FIREBREAK within 20 metres of all buildings

FUEL STORAGE PROTECTION ZONES

3 metre FIREBREAK not closer than 6 metres from the fuel storage areas on the land. 3 metre mineral earth clearing is required around fuel storage tanks and gas cylinders.

3.5 Protea Plantations and Vineyards (Category 5) (if established after 26th July 2000)
(Including vineyard tourist chalets)**MINERAL EARTH FIREBREAK**

FIREBREAK shall be not less than 3 metre in width on all plantations and vineyards.

FUEL REDUCTIONS

A 5 metre low fuel area is to be maintained between the 3 metre FIREBREAK and the plantation / vineyard area. In this area, vegetation is to be maintained at a height of no greater than 10cm.

BUILDING PROTECTION ZONES

3 metre FIREBREAK within 20 metres of buildings. All hazardous material to be cleared for a distance of 20 metres from tourist accommodation, with first 5 metre clear of all flammable material.

FUEL STORAGE PROTECTION ZONES

3 metre FIREBREAK not closer than 6 metres from the fuel storage areas on the land. 3 metre mineral earth clearing is required around fuel storage tanks and gas cylinders.

3.6 Rural Residential Land—Individual Firebreaks (Category 6)

(Refer to Estate Fire Management Plan or Individual Fire Management Plan)

MINERAL EARTH FIREBREAK

FIREBREAK shall be 3 metre wide except in pasture and crop areas where the FIREBREAK shall be 2 metre wide and within 6 metres of all external boundaries of the land.

FUEL REDUCTIONS

Parkland clearing must be carried out in all open paddocks and along the boundary of the property. Parkland clearing means that all dead vegetation and dry grasses (excluding approved crops, pasture areas and living trees/bushes) must be maintained to a height of no greater than 10cm.

BUILDING PROTECTION ZONES

ALL HAZARDOUS MATERIAL must be cleared for a distance of 20 metres from all buildings. All Tourist chalets to comply with Category 1 Requirements.

FUEL STORAGE PROTECTION ZONES

3 metre FIREBREAK not closer than 6 metres from the fuel storage areas on the land. 3 metre mineral earth clearing is required around fuel storage tanks and gas cylinders.

3.7 Rural Residential—Strategic Firebreaks on One or More Boundaries (Category 7)

(Refer to Estate Fire Management Plan or Individual Fire Management Plan)

MINERAL EARTH FIREBREAK

FIREBREAKS shall be 3 metre wide. Free access along the Strategic FIREBREAK across the boundary of the lots is required to be provided for by means of a 3.5 metre field gate in a boundary fence.

FUEL REDUCTIONS

Parkland clearing must be carried out in all open paddocks and along the boundary of the property. Parkland clearing means that all dead vegetation and dry grasses (excluding approved crops, pasture areas and living trees/bushes) must be maintained to a height of no greater than 10cm.

BUILDING PROTECTION ZONES

ALL HAZARDOUS MATERIAL must be cleared for a distance of 20 metres from all buildings. All Tourist chalets to comply with Category 1 Requirements.

FUEL STORAGE PROTECTION ZONES

3 metre FIREBREAK not closer than 6 metres from the fuel storage areas on the land. 3 metre mineral earth clearing is required around fuel storage tanks and gas cylinders.

3.8 RURAL RESIDENTIAL—LOTS WITHIN A STRATEGIC FIREBREAK AREA WITH NO STRATEGIC FIREBREAKS ON THE LOT BOUNDARIES. (Category 8)

(Refer to Estate Fire Management Plan or Individual Fire Management Plan)

MINERAL EARTH FIREBREAK

Not Required

FUEL REDUCTIONS

Parkland clearing must be carried out in all open paddocks and along the boundary of the property. Parkland clearing means that all dead vegetation and dry grasses (excluding approved crops, pasture areas and living trees/bushes) must be maintained to a height of no greater than 10cm.

BUILDING PROTECTION ZONES

ALL HAZARDOUS MATERIAL must be cleared for a distance of 20 metres from all buildings. All Tourist chalets to comply with Category 1 Requirements.

FUEL STORAGE PROTECTION ZONES

3 metre FIREBREAK not closer than 6 metres from the fuel storage areas on the land. 3 metre mineral earth clearing is required around fuel storage tanks and gas cylinders.

The following persons have been appointed as Bush Fire Control Officer for the Shire of Busselton in accordance with the Bush Fires Act 1954—

CHIEF BUSH FIRE CONTROL OFFICER

Allan Guthrie

DEPUTY CHIEF BUSH FIRE CONTROL OFFICER

Geoff Jones

COORDINATOR RANGER & FIRE SERVICES

Tim Wall

SHIRE FIRE MANAGEMENT OFFICER

Andy Thompson

SHIRE RANGERS/FIRE CONTROL OFFICERS

Owen Anderton

Brian McCahon

Michelle McGee

Greg Tennant

Naz Graue

Michael Waight

FESA BUSSELTON TOWNSITE

Busselton Robert Papalia

FESA DUNSBOROUGH TOWNSITE

Dunsborough Jon Glasspool

BUSH FIRE CONTROL OFFICERS

Area/Zone	Bush Fire Control Officer
------------------	----------------------------------

ZONE 1—CAPE

Dunsborough	Barton Hatherly
-------------------	-----------------

Eagle Bay	Colin Sanderson
-----------------	-----------------

Yallingup Coastal.....	Paul Blight
------------------------	-------------

ZONE 2—WEST

Metricup	Rob Poole
----------------	-----------

Wilyabrup	Allan Guthrie
-----------------	---------------

Yallingup Rural.....	Geoff Jones
----------------------	-------------

Yallingup Siding.....	Mark Standish
-----------------------	---------------

ZONE 3—CENTRAL

Ambergate	Ken Sue
-----------------	---------

Carbunup.....	Wally Lewis
---------------	-------------

Jindong	Neil MacDonald
---------------	----------------

Sussex.....	Terry Williamson
-------------	------------------

Vasse.....	Neil MacDonald
------------	----------------

ZONE 4—EAST

Hithergreen/Tutunup.....	Oscar Negus
--------------------------	-------------

Ruabon.....	Todd Johnson
-------------	--------------

Yalyalup	Tim O'Neill
----------------	-------------

Jarrahwood.....	Mark Cannon
-----------------	-------------

ZONE 5—SOUTH

North Acton Park..... Basil Walters
 South Acton..... Owen Hopkins
 Boallia Kingsley McSwain
 Kaloorup..... Chris Payne
 Yoongarillup..... Ian Slee

The requirements of this Notice are considered to be the minimum standard of fire prevention measures necessary to protect individual properties and the District generally.

ANDREW MACNISH, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

MINING ACT 1978

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry & Resources,
 Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that the following Prospecting Licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act 1978 for breach of covenant, viz. non payment of rent.

G. BENN, Warden.

To be heard by the Warden at Kalgoorlie on 28 November 2008.

EAST COOLGARDIE MINERAL FIELD

26/2360—Black Mountain Gold NL

NORTH EAST COOLGARDIE MINERAL FIELD

27/1613—Rogers, Sharon Marie

28/727—Fisher, Peter Eric

NORTH COOLGARDIE MINERAL FIELD

29/1736—Devalia Pty Ltd and Hooper, Stuart Leslie

29/1737—Devalia Pty Ltd and Hooper, Stuart Leslie

PLANNING AND INFRASTRUCTURE

PI401*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Rockingham

Town Planning Scheme No. 2—Amendment No. 32

Ref: 853/2/28/4 Pt 32

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Rockingham local planning Scheme Amendment on the 14th October 2008 for the purpose of—

1. Zoning Reserve 39245 (Lot 15) Argonaut Avenue (currently unzoned) to 'Development' zone.
2. Adding to Schedule No. 9—Development Area No. 29—

Reference No.	Area	Provisions
DA29	Reserve 39245 Safety Bay Road and Read Street, Waikiki	An approved Structure Plan together with all approved amendments and detailed area plans where applicable, shall apply to the land in order to guide subdivision and development.

B. SAMMELS, Mayor.
 ANDREW HAMMOND, Chief Executive Officer.

PREMIER AND CABINET

PC401

ADMINISTRATION OF DEPARTMENTS, AUTHORITIES, STATUTES AND VOTES

Department of the Premier and Cabinet.

It is notified for public information that the Governor, in Executive Council, has approved of the transfer of the administration of the Western Australian Alcohol and Drug Authority, *Alcohol and Drug Authority Act 1974* and *Cannabis Control Act 2003* from the Minister for Health to the Minister for Mental Health with effect on and from 4 November 2008.

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

RACING, GAMING AND LIQUOR

RG401***LIQUOR CONTROL ACT 1988**

LIQUOR APPLICATIONS

The following is a summary of applications received under the *Liquor Control Act 1988 (the Act)* and required to be advertised.

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming & Liquor, 1st Floor, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
12555	Little Cornish Restaurant Pty Ltd	Application for the grant of a restaurant licence in respect of premises situated in Bunbury and known as The Singing Chef	11/12/2008
APPLICATIONS FOR THE GRANT OF A LICENCE—continued			
12608	Western Australian Fine Wines Pty Ltd	Application for the grant of a wholesaler's licence in respect of premises situated in Forrestdale and known as Western Australian Fine Wines Pty Ltd	9/11/2008
12614	Redrum Hospitality Pty Ltd	Application for the grant of a small bar licence in respect of premises situated in Northbridge and known as Ezra Pound	27/11/2008
12616	Red Orchid Holdings Pty Ltd	Application for the grant of a restaurant licence in respect of premises situated in Mount Lawley and known as Nahm Thai	9/12/2008
12617	Jonathan Julian Atkinson And Gillian Mary Atkinson	Application for the grant of a producer's licence in respect of premises situated in Denmark and known as Elephants Rock Cider Company	15/12/2008
12619	The Growers Pty Ltd	Application for the grant of a wholesaler's licence in respect of premises situated in Yallingup and known as The Growers	24/11/2008
12620	Greenpiper Pty Ltd	Application for the grant of a wholesaler's licence in respect of premises situated in Busselton and known as Greenpiper Wine Distributers	13/11/2008
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
32873	Perth Waterfront Pty Ltd	Application for an extended trading permit—ongoing hours in respect of premises situated in Perth and known as The Lucky Shag Waterfront Bar	19/11/2008

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
286565	Quelsen Pty Ltd	Application to add, vary or cancel a condition of the tavern licence in respect of premises situated in Mount Lawley and known as The Flying Scotsman	3/12/2008

This notice is published under section 67(5) of the Act.

B. A. SARGEANT, Director of Liquor Licensing.

5 November 2008.

WATER/SEWERAGE

WA401*

WATER SERVICES LICENSING ACT 1995

NOTICE UNDER SECTION 31 (5) AMENDMENT OF LICENCE

Notice is given that the following Operating Licences have been amended—

Licensee: Aqwest—Bunbury Water Board
 Issue Date: 6 August 2008
 Address of Licensee: 21 Stirling Street
 Bunbury WA 6230
 Classification: Operating Licence, Water Supply Service.
 Term of Licence: Up to and including 17 January 2022.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Aqwest—Bunbury Water Board
 Issue Date: 21 October 2008
 Address of Licensee: 21 Stirling Street
 Bunbury WA 6230
 Classification: Operating Licence, Water Supply Service.
 Term of Licence: Up to and including 17 January 2022.
 Amendment: Substitution of a new licence (Version OL2) for the existing licence with amendment to—

- Extension of Picton Water Supply Services Operating Area, Map No. OWR-OA-084/4D

Licensee: Busselton Water Board
 Issue Date: 6 August 2008
 Address of Licensee: 1 Fairbairn Road
 Busselton WA 6280
 Classification: Operating Licence, Water Supply Service.
 Term of Licence: Up to and including 1 October 2021.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: City of Kalgoorlie-Boulder
 Issue Date: 6 August 2008
 Address of Licensee: PO Box 2042
 Boulder WA 6432
 Classification: Operating Licence, Non-Potable Water Supply and Sewerage Services.
 Term of Licence: Up to and including 29 April 2021.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Gascoyne Water Cooperative Limited
 Issue Date: 6 August 2008
 Address of Licensee: 50 Boundary Road
 Carnarvon WA 6701
 Classification: Operating Licence, Irrigation Services and Non Potable Water Supply.
 Term of Licence: Up to and including 23 June 2028.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Ord Irrigation Cooperative Limited
 Issue Date: 6 August 2008
 Address of Licensee: Lot 2258
 Carpentaria Street
 Kununurra WA 6743
 Classification: Operating Licence, Irrigation Services and Non Potable Water Supply.
 Term of Licence: Up to and including 30 July 2027.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Preston Valley Irrigation
 Issue Date: 6 August 2008
 Address of Licensee: Unit 2, 25 South West Highway
 Donnybrook WA 6239
 Classification: Operating Licence, Irrigation Services and Non Potable Water Supply.
 Term of Licence: Up to and including 29 June 2023.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Rottnest Island Authority
 Issue Date: 6 August 2008
 Address of Licensee: Level 1
 E Shed
 Victoria Quay
 Fremantle WA 6530
 Classification: Operating Licence, Potable Water Supply Services, Sewerage Services and Drainage.
 Term of Licence: Up to and including 14 December 2023.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Brookton
 Issue Date: 6 August 2008
 Address of Licensee: 14 White Street
 Brookton WA 6306
 Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
 Term of Licence: Up to and including 29 April 2021.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Coolgardie
 Issue Date: 6 August 2008
 Address of Licensee: Bayley Street
 Coolgardie WA 6429
 Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
 Term of Licence: Up to and including 29 April 2021.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Dalwallinu
 Issue Date: 6 August 2008
 Address of Licensee: 58 Johnston Street
 Dalwallinu WA 6609
 Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
 Term of Licence: Up to and including 29 April 2021.
 Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Denmark
Issue Date: 6 August 2008
Address of Licensee: South Coast Highway
Denmark WA 6333
Classification: Operating Licence, Non Potable Water Supply Services
Term of Licence: Up to and including 31 May 2031.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Dowerin
Issue Date: 6 August 2008
Address of Licensee: 13 Cottrell Street
Dowerin WA 6461
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Dumbleyung
Issue Date: 6 August 2008
Address of Licensee: Cnr Harvey and Dawson Street
Dumbleyung WA 6350
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of East Pilbara
Issue Date: 6 August 2008
Address of Licensee: Kalgan Drive
Newman WA 6753
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Gnowangerup
Issue Date: 6 August 2008
Address of Licensee: 28 Yougenup Drive
Gnowangerup WA 6335
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Goomalling
Issue Date: 6 August 2008
Address of Licensee: Cnr Hoddy and Quinlan Streets
Goomalling WA 6460
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Jerramungup
Issue Date: 6 August 2008
Address of Licensee: 2/6 Vasey Street
Jerramungup WA 6337
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Kent
Issue Date: 6 August 2008
Address of Licensee: Richmond Street
Nyabing WA 6341
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Koorda
Issue Date: 6 August 2008
Address of Licensee: Cnr Allenby and Haig Streets
Koorda WA 6475
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Lake Grace
Issue Date: 6 August 2008
Address of Licensee: 1 Bishop Street
Lake Grace WA 6353
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Moora
Issue Date: 6 August 2008
Address of Licensee: 34 Padbury Street
Moora WA 6510
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Morawa
Issue Date: 6 August 2008
Address of Licensee: Winfield Street
Morawa WA 6623
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Ravensthorpe
Issue Date: 6 August 2008
Address of Licensee: Lot 20, Morgans Street
Ravensthorpe WA 6346
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Victoria Plains
Issue Date: 6 August 2008
Address of Licensee: 28 Cavell Street
Calingiri WA 6569
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Wickepin
Issue Date: 6 August 2008
Address of Licensee: 77 Wogolin Road
Wickepin WA 6370
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: Shire of Yilgarn
Issue Date: 6 August 2008
Address of Licensee: Antares Street
Southern Cross WA 6426
Classification: Operating Licence, Non Potable Water Supply Services and Sewerage Services.
Term of Licence: Up to and including 29 April 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.

Licensee: South West Irrigation Management Co-operative Limited trading as Harvey Water
Issue Date: 6 August 2008
Address of Licensee: Cnr James Stirling Place and
South West Highway
Harvey WA 6220
Classification: Operating Licence, Irrigation Services and Non Potable Water Supply.
Term of Licence: Up to and including 9 October 2021.
Amendment: Substitution of a new licence (Version OL1) for the existing licence.
Inspection of Licence: Economic Regulation Authority
6th Floor
197 St Georges Terrace
Perth WA 6000
<http://www.era.wa.gov.au>

DECEASED ESTATES

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

Notice to Creditors and Claimants

In the matter of the Estate of Jewel Madge Granville, late of 6 Bauhinia Road, Forrestfield in the State of Western Australia, Widow, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of the deceased, who died on the 8th day of August 2008, are required by the Executor, Robert Vojakovic to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by the 7th day of December 2008, after which date the said Executor may convey or distribute the assets having regard only to the claims of which he then has had notice.

Dated the 30th day of October 2008.

GARRY E. SAME, Taylor Smart.

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

Notice to Creditors and Claimants

In the estate of Dennis David Edgar who died on 13 February 2008 of 63 Wilfred Road, Thornlie, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the said deceased person are required by the Executor of the deceased's estate being Isobel Donald Pearson care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming Western Australia, to send particulars of their claims to her by 28 November 2008, after which date the Executor may convey or distribute the assets having regard only to the claims of which she then has notice.

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

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 7 December 2008 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Beckett, Kenneth Graham, late of 8 Harburn Court, Lockridge, died 15.08.2006 (DE33053236EM15)

Bickers, Joseph Thomas, late of McMahon Caring Centre, 74 Lissimen Street, Gosnells, died 27.08.2008 (DE19680679EM27)

Deeble, John Herbert, late of 86a Toorak Road, Rivervale, died 2.10.2008 (DE19901814EM32)

Edwards, Mary Barbara, also known as Barbara Mary Edwards, late of 83 Fifth Avenue, Mount Lawley, died 8.09.2008 (DE19692764EM23)

Everett, Trevor George, late of 3/40 Henley Street, Como, died 13.09.2008 (DE33031099EM110)

Garner, Angela Clare Myrtle, late of 345 Flinders Street, Nollamara, died 17.09.2008 (DE19830806EM38)

Jurgensen, Elmar, late of Craigville Nursing Home, 1 French Road, Melville, died 26.08.2008 (DE33046515EM16)

Keenan, John, late of Brightwater Nursing Home Inglewood, formerly of 93 Herbert Road, Shenton Park, died 02.10.2008 (DE19792467EM110)

McCarthy, Joyce Winifred, late of Chalet 2 The Grove Bethanie Waters, 18 Olivenza Crescent, Port Kennedy, died 19.09.2008 (DE19803311EM16)

Meyers, Beryl Joan, late of Forrest Gardens Nursing Centre, 926 Woodrow Street, Bunbury, formerly of 7/94 Cornwall Street, Dianella, died 3.09.2008 (DE19953776EM36)

Stann, Gladys Mary, late of 12 Lapage Street, Belmont, died 10.09.2008 (DE19712554EM16)

Urch, Marie Ruth Lillias, late of 2 Bebington Court, Wilson, died 10.09.2008 (DE33063040EM12)

Watts, Neil Raymond, late of 404 Acton Avenue, Kewdale, formerly of 741 Mungarra Street, Tom Price, died 15.08.2008 (DE33065747EM15)

Wright, Kevin Kenneth, late of unit 7/65 The Esplanade, Esperance, died 14.09.2008 (DE19972490EM26)

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

ZX404

PUBLIC TRUSTEE ACT 1941
ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 7th day of November 2008.

JOHN SKINNER, Public Trustee,
565 Hay Street, Perth WA 6000.

Name of Deceased; Address; Date of Death; Date Election Filed.

Leo John Ashby (DE19915584EM36); 45 Flores Road, Geraldton; 24 August 2008; 28 October 2008.

WESTERN AUSTRALIA

**FAIR TRADING (RETIREMENT VILLAGES
CODE) REGULATIONS 2006**

***Price: \$9.80 counter sales
Plus postage on 120 grams**

* Prices subject to change on addition of amendments.

STATE LAW PUBLISHER SUBSCRIPTION RATES FOR 2009

All subscriptions are for the period from 1 January to 31 December 2009. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include GST where applicable and postage by surface mail unless stated otherwise.

GOVERNMENT GAZETTE

General *Government Gazettes* are published on Tuesday and Friday of each week, unless disrupted by public holidays or unforeseen circumstances.

Special *Government Gazettes* are published periodically on any day.

All Gazettes	\$
Within WA	949.75
Interstate	966.80

Bound Volumes of full year 1,177.20

INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA	456.10
Interstate	543.50

HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA	900.80
Interstate	1,101.00

Bound Volumes of Hansard

Within WA	888.25
Interstate	902.00

STATUTES

Bound Statutes

Bound volumes are posted during March of the following year.

	\$
Within WA.....	320.75
Interstate	357.15
Overseas	415.65
Half Calf Bound Statutes	886.05

Loose Statutes

Statutes are posted weekly as they become available.

	\$
Within WA.....	345.75
Interstate	357.15

Sessional Bills

Bills are posted weekly as they become available.

	\$
Within WA	475.45
Interstate	498.20

CLAIMS FOR MISSING SUBSCRIPTION ITEMS

For a claim to be recognised as valid, written notification must be lodged at State Law Publisher, 10 William Street, Perth 6000 within 28 days of publication of the missing item.

Claims lodged after this period will not be recognised and will attract payment in full.
