



WESTERN  
AUSTRALIAN  
GOVERNMENT  
**Gazette**

ISSN 1448-949X PRINT POST APPROVED PP665002/00041

5085



PERTH, FRIDAY, 5 DECEMBER 2008 No. 205

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

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Employment Dispute Resolution Act 2008—Employment Dispute Resolution Regulations 2008—Printers Correction.....	5087
Local Government Act 1995—City of Joondalup—	
Local Government and Public Property Amendment Local Law 2008 .....	5089
Trading in Public Places Amendment Local Law 2008 .....	5087
Medical Practitioners Act 2008—Medical Practitioners Regulations 2008—Printers Correction.....	5087

PART 2

Consumer and Employment Protection .....	5091
Deceased Estates .....	5102
Fisheries .....	5091
Health .....	5094
Housing and Works.....	5094
Local Government.....	5095
Marine/Maritime.....	5096
Minerals and Petroleum .....	5096
Planning and Infrastructure .....	5098
Racing, Gaming and Liquor.....	5099
Transport.....	5100

## 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.*



## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR CHRISTMAS 2008 AND NEW YEAR HOLIDAY PERIOD 2009

---

#### Publishing Dates and times

Tuesday, 30 December 2008 at 3.30 pm

Friday, 2 January 2009 at 3.30 pm

#### Closing Dates and Times for copy

Tuesday, 23 December 2008 at 12 noon

Tuesday, 30 December 2008 at 12 noon

---

---

---

# — PART 1 —

---

---

## HEALTH

---

---

HE101

*PRINTERS CORRECTION*

**MEDICAL PRACTITIONERS ACT 2008**

**MEDICAL PRACTITIONERS REGULATIONS 2008**

An error occurred in the notice published under the above heading on page 4999 of *Government Gazette* No. 199 dated Tuesday 25 November 2008 and is corrected as follows.

On page 5003 in regulation 2(a) delete “1 and 0” and insert “1 and 2”.

On page 5017 in item 15 delete “r. 0 and” and insert “r. 11 and”.

---

---

## INDUSTRIAL RELATIONS

---

---

IR101

*PRINTERS CORRECTION*

**EMPLOYMENT DISPUTE RESOLUTION ACT 2008**

**EMPLOYMENT DISPUTE RESOLUTION REGULATIONS 2008**

An error occurred in the notice published under the above heading on page 5019 of *Government Gazette* No. 200 dated Friday 28 November 2008 and is corrected as follows.

On page 5021 in regulation 2(a) delete “1 and 0” and insert “1 and 2”.

On page 5023 in regulation 9 delete “00” and insert “8(1)”.

---

---

## LOCAL GOVERNMENT

---

---

LG301\*

**LOCAL GOVERNMENT ACT 1995**

*City of Joondalup*

**TRADING IN PUBLIC PLACES AMENDMENT LOCAL LAW 2008**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Joondalup resolved on 25 November 2008 to make the “*City of Joondalup Trading in Public Places Amendment Local Law 2008*”.

In this local law, the *City of Joondalup Trading in Public Places Local Law 1999* as published in the *Government Gazette* on 27 August 1999 and amended as published

in the *Government Gazette* on 10 July 2000 is referred to as the principal local law. The principal local law is amended as follows—

### ARRANGEMENT

PART 1—PRELIMINARY .....	Clauses 1-4.2
PART 2—OUTDOOR DINING.....	Clauses 4.3-4.5
FIRST SCHEDULE .....	Clauses 4.6-4.6.7

### PART 1—PRELIMINARY

#### Title

1 This local law may be referred to as the *City of Joondalup Trading in Public Places Amendment Local Law 2008*.

#### Commencement

2 This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

#### Purpose

3 The purpose of this local law is to prohibit the act of smoking in outdoor dining areas that are situated on public property within the City of Joondalup.

#### Amendment

4 The *City of Joondalup Trading in Public Places Local Law 1999* published in the *Government Gazette* on Friday 27 August 1999 and as amended and published in the *Government Gazette* on 10 July 2000, is hereby amended in the following manner—

4.1 In clause 6, insert the following definition in the appropriate alphabetical order—

“licence plan” means a plan attached to and forming part of a licence depicting the parts of a street or public place within which an outdoor dining area may be set up and conducted;”.

4.2 In clause 6, insert the following definition in the appropriate alphabetical order—

“licenced outdoor dining area” means the area depicted on a licence plan;”.

### PART 2—OUTDOOR DINING

#### Prohibition

4.3 Clause 14 is amended by deleting clause 14 and inserting in its place the following—

“14 (1) No person shall set up or conduct an outdoor dining area in a portion of street or public place—

- (i) that is not adjoined to an eating house;
- (ii) unless the person is the proprietor of an eating house adjoining that outdoor dining area; and
- (iii) unless the person is the holder of a current and valid licence for that outdoor dining area.

(2) No person shall set up or conduct an outdoor dining area otherwise than in accordance with—

- (i) the licence plan for that outdoor dining area; and
- (ii) any condition specified in the licence for that outdoor dining area.

(3) No person shall set up or conduct an outdoor dining area that prohibits public access to that area unless that area is located on private land.

(4) From the date of commencement of this local law—

- (i) No person shall smoke in a licenced outdoor dining area; and
- (ii) Where a licensee or employee of an eating house is aware or could reasonably be expected to be aware that a person is smoking in a licenced outdoor dining area, then the licensee or employee shall—
  - A. inform the person smoking that the person is committing an offence; and
  - B. request the person to leave the licenced outdoor dining area until the person has finished smoking.

(iii) The proprietor commits an offence if requirements under clause 14(4)(ii) are not complied with.

(iv) Licensees must ensure that visible signage is available to indicate to patrons that smoking is prohibited within the licenced outdoor dining area.”

**Licence Application**

4.4 Clause 17 is amended as follows—

4.4.1 Clause 17(e)(vi) is amended by deleting the words “, foodstuffs and cigarette ends” and inserting the words “and foodstuffs” in its place.

4.4.2 Clause 17(e)(vii) is amended by deleting it in its entirety.

4.4.3 Clause 17(e)(viii) is amended by deleting the words “, cigarette butts,”.

**Outdoor Dining Licence**

4.5 Clause 18 is amended by inserting the word “licence” before the words “plan” and “plans”.

**FIRST SCHEDULE****Offences and Modified Penalties**

4.6 Amend the First Schedule in the following manner—

4.6.1 In Item 1, delete Clause Number “14(a)” and insert “14(1)(i)” in its place.

4.6.2 In Item 2, delete Clause Number “14(b)” and insert “14(1)(ii)” in its place.

4.6.3 In Item 3, delete Clause Number “14(c)” and insert “14(1)(iii)” in its place.

4.6.4 In Item 4, delete Clause Number “14(d)” and insert “14(2)” in its place.

4.6.5 Insert the following new Item—

4A	14(4)(i)	Smoking in a licenced outdoor dining area.	200
----	----------	--	-----

4.6.6 Insert the following new Item—

4B	14(4)(iii)	Failure to ensure requirements under clause 14(4)(ii) are complied with.	100
----	------------	--	-----

4.6.7 Insert the following new Item—

4C	14(4)(iv)	Failure to erect visible no smoking signage	50
----	-----------	---	----

LG302\*

**LOCAL GOVERNMENT ACT 1995**

*City of Joondalup*

**LOCAL GOVERNMENT AND PUBLIC PROPERTY AMENDMENT**

**LOCAL LAW 2008**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Joondalup resolved on 25 November to make the “*City of Joondalup Local Government and Public Property Amendment Local Law 2008*”.

In this local law, the *City of Joondalup Local Government and Public Property Local Law 1999* as published in the *Government Gazette* on 18 January 2000 and as amended and published in the *Government Gazette* on 15 January 2002, 30 November 2007, 11 January 2008 and 25 January 2008 is referred to as the principal local law. The principal local law is amended as follows—

**ARRANGEMENT**

PART 1—PRELIMINARY .....	Clauses 1-4.1
PART 2—USE OF LOCAL GOVERNMENT PROPERTY .....	Clause 4.2
FIRST SCHEDULE .....	Clause 4.3

**PART 1—PRELIMINARY****Title**

1 This local law may be referred to as the *City of Joondalup Local Government and Public Property Amendment Local Law 2008*.

**Commencement**

2 This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

**Purpose**

3 The purpose of this local law is to prohibit the act of smoking within 5 metres of the entrances, exits and apertures of all City owned buildings within the City of Joondalup.

**Amendment**

4 The *City of Joondalup Local Government and Public Property Local Law 1999* as published in the *Government Gazette* on 18 January 2000 and as amended and published in the *Government Gazette* on 15 January 2002, 30 November 2007, 11 January 2008 and 25 January 2008 is hereby amended in the following manner—

4.1 Insert the following definition in clause 6 in the appropriate alphabetical order—

““aperture” means a man-made opening;”.

**PART 2—USE OF LOCAL GOVERNMENT PROPERTY**

4.2 After clause 24, insert the following new clause—

**“Restrictions outside of local government buildings”**

“24A While outside of any local government building, a person shall not smoke within a 5 metre radius of any entrance, exit or aperture of the building.”

**FIRST SCHEDULE****Offences and Modified Penalties**

4.3 Amend the First Schedule by inserting the following item in the appropriate order—

13A	24A	Smoking within a 5 metre radius of an entrance, exit or aperture of a City-owned building.	50
-----	-----	--	----

## — PART 2 —

---

---

### CONSUMER AND EMPLOYMENT PROTECTION

---

---

CE401

**COMPANIES (CO-OPERATIVE) ACT 1943**  
**COMPANY STRUCK OFF THE REGISTER**

Notice is hereby given that the following company has been struck off the register in accordance with s296(5) of the Act and is hereby dissolved—

Wheatbelt Growers Co-operative Limited

Dated this 26th day of November 2008.

WILL MORGAN, for the Registrar for Consumer Protection.

CE402\*

**CONSUMER AFFAIRS ACT 1971**  
**ORDER RESTRICTING THE SUPPLY OF GOODS**

I, Anne Driscoll, Commissioner for Consumer Protection in the State of Western Australia—

- being satisfied that the Commonwealth Government of Australia has, by notices dated 5 October 2001 (No. 279 of 2001) and 2 December 2008 (No. 242 of 2008), made orders or similar instruments restricting the supply of goods described in the Schedule hereto; and
- considering it necessary in the interests of the safety of the public;
- Order pursuant to section 23R(3) of the *Consumer Affairs Act 1971* that the supply to consumers of goods described in the Schedule is restricted in this State; and
- Further order that this Order shall take effect from the date of Gazettal and continue for a period up to 12 December 2009.

**SCHEDULE**

Helmets for pedal cyclists as prescribed by the *Trade Practices (Consumer Product Safety Standard) (Bicycle Helmets) Regulation 2001* and the *Trade Practices (Consumer Product Safety Standard) (Bicycle Helmets) Amendment Regulations 2008 (No. 1)*.

Dated this 2nd day of December 2008.

ANNE DRISCOLL, Commissioner for Consumer Protection.

---

---

### FISHERIES

---

---

FI401\*

**FISH RESOURCES MANAGEMENT ACT 1994**  
**MACKEREL INTERIM MANAGED FISHERY**  
**NOTICE OF DETERMINATION**

Determination of the Capacity of the Mackerel Interim Managed Fishery  
for the 2009 Permit Period

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries, in accordance with subclause 20A. (3) of the *Mackerel Fishery (Interim) Management Plan 2004*, having taken into account advice from the Department of Fisheries Research Division and consulted with all Mackerel Interim Managed Fishery permit holders, consider it appropriate to do so and do hereby determine that the quantity of mackerel that may be taken from each area of the fishery during the period commencing on 1 January 2009 and ending on 31 December 2009 shall be limited to—

- (a) Area 1 of the Fishery is—
- (i) 205,000 kilograms of mackerel other than broad barred spanish mackerel;
  - (ii) 60,000 kilograms of broad barred spanish mackerel;

- (b) Area 2 of the Fishery is—
- (i) 126,000 kilograms of mackerel other than broad barred spanish mackerel;
  - (ii) 60,000 kilograms of broad barred spanish mackerel;
- (c) Area 3 of the Fishery is—
- (i) 79,000 kilograms of mackerel other than broad barred spanish mackerel;
  - (ii) 60,000 kilograms of broad barred spanish mackerel.

STUART SMITH, Chief Executive Officer.

Dated this 26th day of November 2008.

---

**FI402\***

**FISH RESOURCES MANAGEMENT ACT 1994**  
**PILBARA TRAP LIMITED ENTRY FISHERY NOTICE 1992**  
**NOTICE OF DETERMINATION**

Determination of the Capacity of the Pilbara Trap Managed Fishery  
for the 2009 Licensing Period

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries, in accordance with clause 14 (1) of the *Pilbara Trap Limited Entry Fishery Notice 1992*, having taken into account advice from the Department of Fisheries Research Division and consulted with all Pilbara Trap Managed Fishery licence holders, consider it appropriate to do so and do hereby determine the capacity of the Pilbara Trap Managed Fishery shall be limited to 5456 trap days for the period commencing 1 January 2009 and ending 31 December 2009.

STUART SMITH, Chief Executive Officer.

Dated this 26th day of November 2008.

---

**FI403\***

**FISH RESOURCES MANAGEMENT ACT 1994**  
**NORTHERN DEMERSAL SCALEFISH FISHERY MANAGEMENT PLAN 2000**  
**NOTICE OF DETERMINATION**

Determination of the Capacity of Area 2 of the Northern Demersal  
Scalefish Managed Fishery for the 2009 Licensing Period

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries WA, in accordance with Subclause 19(1) of the *Northern Demersal Scalefish Fishery Management Plan 2000*, do hereby determine the capacity of Area 2 of the Northern Demersal Scalefish Managed Fishery shall be limited to 1144 fishing days for the period commencing 1 January 2009 and ending on 31 December 2009.

STUART SMITH, Chief Executive Officer.

Dated this 27th day of November 2008.

---

**FI404\***

**FISH RESOURCES MANAGEMENT REGULATIONS 1995**  
**APPROVED DIRECTIONS**

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries, pursuant to Regulation 55AA(3) of the *Fish Resources Management Regulations 1995*, do hereby—

1. cancel the Notice of Approved Directions dated 30 September 2008; and
2. approve the documents listed in Schedule 1 as approved directions for the installation, use and testing of approved automatic location communicators for the purposes of the *Fish Resources Management Regulations 1995*.



**Schedule 1**  
**Approved Directions**

<b>Document Name</b>	<b>Dated</b>
Abrolhos Islands and Mid West Trawl Managed Fishery Automatic Location Communicator Approved Directions for Use	26/03/2001
Broome Prawn Managed Fishery Automatic Location Communicator Approved Directions	04/07/2007
Exmouth Gulf Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	11/04/2002
Kimberley Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	02/05/2002
Mackerel (Interim) Managed Fishery Automatic Location Communicator Approved Directions for Use	28/03/2006
Nickol Bay Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	06/03/2002
Northern Demersal Scalefish Managed Fishery Automatic Location Communicator Approved Directions for Use	21/12/2000
Onslow Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	14/02/2003
Pilbara Fish Trawl (Interim) Managed Fishery Automatic Location Communicator Approved Directions for Use	14/03/2002
Pilbara Trap Managed Fishery Automatic Location Communicator Approved Directions for Use	28/06/2006
Shark Bay Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	03/09/2001
Shark Bay Scallop Managed Fishery Automatic Location Communicator Approved Directions for Use	20/02/2003
South West Trawl Managed Fishery Automatic Location Communicator Approved Directions	17/03/2008
Shark Bay Snapper Managed Fishery Automatic Location Communicator Approved Directions	30/01/2007
Wetline Fishing Boat Licence Holder Automatic Location Communicator (ALC) Approved Directions	11/04/2007
West Coast Demersal Gillnet and Demersal Longline (Interim) Managed Fishery Automatic Location Communicator Approved Directions	19/09/2008
West Coast Demersal Scalefish (Interim) Managed Fishery Automatic Location Communicator Approved Directions	14/02/2008
Western Australia North Coast Shark Fishery Automatic Location Communicator Approved Directions	12/11/2008

STUART SMITH, Chief Executive Officer.

Dated this 1st day of December 2008.

---

---

## HEALTH

---

---

HE401\*

**MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 32) 2008**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

**Citation**

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 32) 2008*.

**Commencement**

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

**Unmet area of need**

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

**Expiry of determination**

4. This determination expires two years after its commencement.

**Schedule**

JUNIOR MEDICAL OFFICERS EMPLOYED IN AND TRANSFERRED BETWEEN ST JOHN OF GOD HOSPITAL SUBIACO AND ST JOHN OF GOD HOSPITAL MURDOCH.

Dated this 28th day of November 2008.

Dr KIM HAMES MLA, Deputy Premier,  
Minister for Health.

---

---

## HOUSING AND WORKS

---

---

HW401\*

**HOUSING ACT 1980****DETERMINATION OF STANDARD RATES OF INTEREST**

Department of Housing and Works,  
(The Housing Authority), Perth,  
December 2008.

Pursuant to Sections 33 and 42 being loans under Section 36 of the *Housing Act 1980*, The Housing Authority by this determination which was approved by the Honourable Minister for Housing and Works fixes the following maximum standard rates of interest to apply in respect of the various classes of loan granted by it—

1. Keystart Loans, Income Based Loans, Shared Equity (including First Start Realstart, Goodstart, Access, Sole Parent, and the Aboriginal Schemes), pre 1985 Variable Interest Schemes and Wisechoice under Sections 33 and 36 to 7.24% per annum.
2. In respect of Shared Equity 1997 (GoodStart—Subsidised Rate) Loans the standard rate of interest shall be 6.5% fixed per annum, until the borrower's income exceeds the Department's maximum public rental income eligibility limits. The rate will then move to the Commonwealth Bank's standard home loan variable interest rate subject to a minimum interest rate of 6.5% per annum.

This determination is effective from 1st December 2008.

GRAHAME SEARLE, Director General,  
Department of Housing and Works.

---

**LOCAL GOVERNMENT**

---

LG401\*

*SHIRE OF SHARK BAY*

## APPOINTMENT

It is hereby notified for public information that, with effect from 1 December 2008, Raymond McMillan has been appointed as an honorary Ranger at the Shire of Shark Bay, and has been appointed as an Authorised Person under the provisions of the following Acts, Regulations and By-laws and Local Laws—

Local Government Act 1995, Dog Act 1976, Dog Act Regulations 1976, Litter Act 1979, Control of Vehicles Act 1979, Caravan Parks and Camping Grounds Act 1995 and Regulations, Shire of Shark Bay Local Cat Control and Shire of Shark Bay Parking and Parking Facilities Local Law.

K. J. MATTHEWS, Chief Executive Officer.

---

LG402\*

*CITY OF ROCKINGHAM*

## AUTHORISED OFFICERS

It is hereby notified for public information that Stephen Martin Elvines and Darren Colin Garrett have been appointed as Authorised Parking Officers for the City of Rockingham and are authorised on behalf of the Council of the City of Rockingham to administer the following legislation within the boundaries of the Rockingham City Shopping Centre, Parking Station Number 4, Council Avenue Rockingham—

1. The City of Rockingham Parking and Parking Facilities Local Law 2004.
2. Local Government (Parking for Disabled Persons) Regulations 1988

The previous appointment of Todd Anthony Edsall is hereby cancelled.

ANDREW HAMMOND, Chief Executive Officer.

---

LG403\*

*CITY OF ROCKINGHAM*

## AUTHORISED OFFICERS

It is hereby notified for public information that Andrew John Church and Tammy June Wilson have been appointed as Rangers for the City of Rockingham and are authorized on behalf of the Council of the City of Rockingham to administer the following legislation within the district.

1. The Litter Act 1979.
2. The Dog Act 1976—as Authorised Officer and Registration Officer.
3. The Bush Fires Act 1954 and to issue Infringement Notices under section 59(A) of the Bush Fires Act 1954.
4. The Control of Vehicles (off road areas) Act 1978.
5. To exercise power under—
  - (i) Part XX of the Local Government (Miscellaneous Provisions) Act 1960.
  - (ii) Section 449 of the Local Government (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger.
  - (iii) Part 9, Division 2 of the Local Government Act 1995.
  - (iv) Section 9.13, 9.16 of the Local Government Act 1995 as Authorised Person.
  - (v) Part 3, Sub-division 4 of the Local Government Act 1995.
  - (vi) Section 3.39 of the Local Government Act 1995 as Authorised Removal and Impounding Employee.
6. The City of Rockingham Parking and Parking Facilities Local Law 2004 as Authorised Person.
7. All City of Rockingham Local Laws.

ANDREW HAMMOND, Chief Executive Officer.

---



---

## MARINE/MARITIME

---



---

MX401\*

**WESTERN AUSTRALIAN MARINE ACT 1982**  
**NAVIGABLE WATERS REGULATIONS 1958**

WATER SKI AREA

*Shire of Harvey*

Logue Brook Dam

Department for Planning and Infrastructure,  
 Fremantle WA, 5 December 2008.

Acting pursuant to the powers conferred by Section 48A of the *Navigable Waters Regulations 1958*, the department by this notice defines and sets aside the following area of Navigable Water for the purpose of Water Skiing, from and including Saturday 6th December 2008—

**LOGUE BROOK DAM:** All those waters of the dam commencing from a line drawn 200 metres upstream and parallel with the dam head thence extending in an easterly and north-easterly direction up the main body of the dam to a line between 32°59.463'S, 115° 58.649'E and 32°59.479'S, 115°58.907'E as indicated by buoys in the water. Provided however that skiing is not permitted within 60 metres of the foreshore except at the designated ski take-off and landing areas situated on the northern foreshore approximately 600 metres upstream of the dam head and on the southern foreshore approximately 840 metres upstream of the Dam Head. The rotation of all water skiing on the dam shall be in an anti-clockwise direction. The boating public and water skiers are further advised that there are numerous submerged and semi-submerged tree stumps along the foreshore and they should not approach the shoreline except at the designated ski take-off or landing areas. All coordinates based on GDA 94.

DAVID HARROD, General Manager Marine Safety,  
 Department for Planning and Infrastructure.

---



---

## MINERALS AND PETROLEUM

---



---

MP401

**MINING ACT 1978**  
 INTENTION TO FORFEIT

Department of Industry and Resources,  
 Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Regulations 1981*, notice is hereby given that unless the rent due on the under mentioned licences and leases is paid on or before 20 October 2008 it is the intention of the Minister for Resources under the provisions of sections 96A(1) and 97(1) of the *Mining Act, 1978* to forfeit such for breach covenant, viz, non-payment of rent.

STEDMAN ELLIS, Deputy Director General.

Number	Holder	Mineral Field
	Exploration Licences	
04/1555	Kimberley Abrasives and Minerals Pty Ltd	West Kimberley
09/1251	Baracus Pty Ltd	Gascoyne
15/865	Cazaly Resources Ltd	Coolgardie
45/2816	Anmos Pty Ltd	Pilbara
45/2817	Anmos Pty Ltd	Pilbara
45/2818	Anmos Pty Ltd	Pilbara
45/2835	Money; John Robert Venn	Pilbara
45/2836	Money; John Robert Venn	Pilbara
45/2944	Oakover Gold Ltd	Pilbara
53/359	Echo Resources Ltd	East Murchison
53/1174	Swancove Enterprises Pty Ltd	East Murchison
59/1101	Aztec Resources Ltd	Yalgoo

Number	Holder	Mineral Field
Exploration Licences— <i>continued</i>		
69/1898	Eureka Resources Pty Ltd Rocksanda Pty Ltd	Warburton
70/2532	Wildbeach Corporation Pty Ltd	South West
80/3522	Chameleon Mining NL	Kimberley
Mining Leases		
16/29	Paddington Gold Pty Ltd	Coolgardie
16/236	Hayes Mining Pty Ltd	Coolgardie
24/67	Paddington Gold Pty Ltd	Broad Arrow
24/449	Yilgarn Mining (WA) Pty Ltd	Broad Arrow
24/450	Yilgarn Mining (WA) Pty Ltd	Broad Arrow
24/451	Yilgarn Mining (WA) Pty Ltd	Broad Arrow
77/936	Fargo Investments Pty Ltd	Yilgarn
77/963	Fargo Investments Pty Ltd	Yilgran
77/1010	Brewer; Gerard Victor	Yilgarn
77/1057	Della Bosca; Paul David	Yilgarn

**MP402\*****MINING ACT 1978****FORFEITURE**

Department of Industry and Resources,  
Perth WA 6000.

I hereby declare in accordance with the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for breach of covenant, being non payment of rent.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
Exploration Licence		
08/1661	Eastern Goldfields Exploration Pty Ltd	Ashburton

**MP403\*****MINING ACT 1978****FORFEITURE**

Department of Industry and Resources,  
Perth WA 6000.

I hereby declare in accordance with the provisions of section 96A(1) of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for breach of covenant, being non payment of rent.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
Exploration Licence		
39/1145	Baracus Pty Ltd	Mt Margaret
80/3266	Faustus Nominees Pty Ltd	Kimberley

**MP404\*****MINING ACT 1978  
FORFEITURE**

Department of Industry and Resources,  
Perth WA 6000.

I hereby declare in accordance with the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for breach of covenant, being non payment of rent.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
Exploration Licences		
29/554	Baracus Pty Ltd	North Coolgardie
36/551	Baracus Pty Ltd	East Murchison
52/1995	Pelican Resources Ltd	Peak Hill
80/2655	Barrett Exploration Pty Ltd	Kimberley
80/3675	Baracus Pty Ltd	Kimberley
Mining Leases		
15/1043	Evans; Stanley Ellingsworth Pollock; George Leo	Coolgardie
70/1034	Graham; Robert John Johnston; Harley Robert Lynch; Philip Dennis Millar; Kevin William Mouritz; Richard Kent	South West

---

## PLANNING AND INFRASTRUCTURE

---

**PI401\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Joondalup*  
District Planning Scheme No. 2—Amendment No. 39

Ref: 853/2/34/2 Pt 39

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Joondalup local planning scheme amendment on 19 November 2008 for the purpose of zoning a portion of Reserve 38223 (No. 76) Treetop Avenue, Edgewater to Residential R20.

T. PICKARD, Mayor.  
G. G. HUNT, Chief Executive Officer.

**PI402\***

**PLANNING AND DEVELOPMENT ACT 2005**  
PEEL REGION SCHEME AMENDMENT 014/57  
Lot 40 Elliott Street, Waroona—Inclusion in Urban Zone  
and  
Shire of Waroona Town Planning Scheme No. 7 Amendment No. 24  
Approved Amendments

The Minister for Planning has approved, as advertised, the abovementioned amendment to the Peel Region Scheme (PRS). This amendment transfers Lot 40 Elliott Street, Waroona from the Rural Zone to the Urban zone and is shown on Western Australian Planning Commission plan number 3.2267. The amendment is effective from the date of publication of this notice.

Pursuant to section 126(3) of the *Planning and Development Act 2005*, the Shire of Waroona requested that the WAPC amend the Shire of Waroona Town Planning Scheme No.7 in regard to the land subject of the PRS amendment proposal. This request was agreed to by the WAPC. Accordingly the Shire of Waroona Town Planning Scheme No. 7 is amended by transferring Lot 40 Elliott Street, Waroona from the Rural Residential zone to the Urban Development zone.

WAYNE WINCHESTER, Secretary,  
Western Australian Planning Commission.

---

**PI403\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Bayswater*  
Town Planning Scheme No. 24—Amendment No. 35

Ref: 853/2/14/29 Pt 35

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 Bayswater local planning scheme amendment on 19 November 2008 for the purpose of rezoning Lot 303 Walter Road East, Morley, from “Residential R20/25” to “Business”.

L. J. MAGRO, Mayor.  
FRANCESCA LEFANTE, Chief Executive Officer.

---

**PI404\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED TOWN PLANNING SCHEME AMENDMENT  
*Shire of Exmouth*  
Town Planning Scheme No. 3—Amendment No. 18

Ref: 853/10/7/3 Pt 18

It is hereby notified for public information, in accordance with Section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the Shire of Exmouth Town Planning Scheme Amendment on 6 May 2008 for the purpose of—

1. reclassifying portion Lot 4 Tambor Drive and portion Lot 1 Salmon Loop from Local Reserve for Recreation and Open Space to Residential Zone with R17.5 density code; and
2. Rezoning portion of Lot 3001 Riggs Street/Payne Street, Exmouth, from Local Reserve for Roads to Town Centre Zone;

as depicted on the Scheme Amendment Map.

V. M. FLEAY, President.  
P. J. ANASTASAKIS, Chief Executive Officer.

---

## 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
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
12666	Spotless Services Australia Ltd	Application for the grant of a Special Facility—Caterer licence in respect of premises situated in Subiaco and known as Mustard Catering	29/12/2008
12568	Kama Corporation Pty Ltd	Application for the grant of a Small Bar Licence in respect of premises situated in Bunbury and known as Indian Ocean Lounge Bar & Bistro	01/01/2009
12659	CLB No. 1 Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Fremantle and known as Wagamama	15/12/2008
12650	Morris Corporation Pty Ltd	Application for the grant of a Special Facility—Canteen Licence in respect of premises situated in Kalgoorlie and known as Higginsville Mine Village—Wet Mess Canteen	16/12/2008

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

Dated: 3 December 2008

B. A. SARGEANT, Director of Liquor Licensing.

## TRANSPORT

### TR401\*

#### RAIL FREIGHT SYSTEM ACT 2000

#### RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 3/2008

Made under Section 37 by the Minister for Planning and Infrastructure.

#### 1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 3/2008*.

#### 2. Cancellation of Corridor Land

The cancellation of corridor land identified in the last column of the Schedule.

#### Schedule—Land to be cancelled

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
31.191.5	Avon Yard to Albany	Plan 31.5	Identified as 'Highbury East Road and Lots 501 and 502' on Deposited Plan 59014 having a total area of 3.3524ha.

S. O'BRIEN, Minister for Transport.

Dated this 18th day of November 2008.

### TR402\*

#### RAIL FREIGHT SYSTEM ACT 2000

#### RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 4/2008

Made under Section 37 by the Minister for Transport.

#### 1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 4/2008*.



**2. Cancellation of Corridor Land**

The cancellation of corridor land identified in the last column of the Schedule.

**Schedule—Land to be cancelled**

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
3.234.5 km	Millendon Junction—Narngulu	Plan 03-4	Identified as 'Lot A' on Deposited Plan 59643 having a total area of 4838m <sup>2</sup> .

S. O'BRIEN, Minister for Transport.

Dated this 18th day of November 2008.

**TR403\*****RAIL FREIGHT SYSTEM ACT 2000****RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 7/2008**

Made under Section 37 by the Minister for Transport.

**1. Citation**

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 7/2008*.

**2. Cancellation of Corridor Land**

The cancellation of corridor land identified in the last column of the Schedule.

**Schedule—Land to be cancelled**

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
52.259 km	Kalgoorlie—Leonora	Plan 52-5	Identified as 'Lot A' on Deposited Plan 62275 having a total area of 1856m <sup>2</sup> .

S. O'BRIEN, Minister for Transport.

Dated this 18th day of November 2008.

**TR404\*****RAIL FREIGHT SYSTEM ACT 2000****RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 6/2008**

Made under Section 37 by the Minister for Transport

**1. Citation**

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 6/2008*.

**2. Cancellation of Corridor Land**

The cancellation of corridor land identified in the last column of the Schedule.

**Schedule—Land to be cancelled**

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
Between 75.52.95 km & 75.53.25 km	Picton Junction to Northcliffe	Plan 75-2	Identified as 'Lots A, B & C' on Deposited Plan 62261 having a total area of 1.027 ha.

S. O'BRIEN, Minister for Transport.

Dated this 18th day of November 2008.

---

**DECEASED ESTATES**

---

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

## Notice to Creditors and Claimants

Rudolf Johann Schaefer, late of 20 Devonshire Street, Morley, 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 1 August 2008, are required by the trustee Renate Marianne Schaefer of 20 Devonshire Street, Morley to send particulars of their claims to her by 9 January 2009, after which date the trustee may convey or distribute the assets of the estate, having regard only to the claims of which he then has notice.

**ZX402\*****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 5 January 2009 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Butcher, Hilda Olive, late of 29 Coode Street Fremantle, died 23.09.2008 (DE31054175EM17)

Cachart, Simon Peter, late of 42 Keane Street Kewdale, died 2.09.2008 (DE33059631EM110)

Carne, Constance Mary, also known as Connie, late of Craigmont Waters Nursing Home Third Avenue Maylands, formerly of 10A Clarke Road Morley, died 2.11.2008 (DE19770017EM17)

Colson, Edith Mabel, late of Lefroy Hostel 22 Lefroy Road Bull Creek, died 8.07.2008 (DE19913391EM27)

Dobie, Thomas Dalgliesh, also known as Tom, late of 6 Willowmead Way Kelmscott, died 8.09.2008 (DE19992578EM110)

Godfrey, Eileen, late of 10 Toorak Road Rivervale, died 1.10.2008 (DE19860016EM35)

Joll, William Albert, late of David Butterfield Centre 649 North Beach Road Gwelup, formerly of Hamersley Nursing Home 441 Rokeby Road Subiaco, died 30.10.2008 (DE19783452EM12)

Jury, Hilda Evelyn, late of Tandara 73 Jarrah Road Bentley, died 1.11.2008 (DE19620004EM113)

Klix, Gwendolyn Elizabeth Selena, late of Brookview Aged Care Facility Stephen Street Northampton, died 2.08.2008 (DE19912506EM16)

Leed, Alma Grace, late of unit 3/4 Western Avenue Yokine, died 26.09.2008 (DE20011645EM23)

Morrell, Ronald William, late of 43b Wheeler Road Hamilton Hill, died 9.11.2008 (DE19960916EM35)

Phillips, John Roland, late of 26b Carlisle Street Shoalwater, died 21.10.2008 (DE20001168EM36)

Pickersgill, Glorina May, late of c/Craigmont Nursing Home 3rd East Avenue Maylands, formerly of 17 Araluen Street Morley, died 16.07.2008 (DE19851383EM110)

Prendergast, Noel Francis, late of 22 Morrison Road Midland, died 31.10.2008 (DE30225259EM213)

Reed, Mary Ann, late of Craigville Gardens 1 French Road Melville, died 22.10.2008 (DE19682999EM15)

Rogie, Cyril Chester, late of Margaret Hubery House 36 Fifth Avenue Shelley, died 19.08.2008 (DE30227816EM36)

Strenk, Stanislaw, late of 277 Railway Parade Maylands, died 7.02.2004 (DE33029711EM12)

Taylor, Noelle Eileen, late of Bethanie Waters 18 Olivenza Crescent Port Kennedy, died 20.11.2008 (DE19894736EM22)

Wynhoff, Ross Edward, late of Wellington Street Perth, formerly of 34b Harris Street Carlisle, died 10.11.2008 (DE19880150EM37)

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

ZX403\*

**PUBLIC TRUSTEE ACT 1941**

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 5 December 2008.

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

Name of Deceased	Address	Date of Death	Date Election Filed
Tony Franin DE19671539EM36	32/128 Bibra Drive Bibra Lake	17 September 2008	25/11/2008
Armand Garciar Morgan DE20002468EM16	Room 403 Waminda Care Centre Bentley Park	4 October 2008	25/11/2008
Kevin William O'Rourke DE19961253EM16	32 Andrew Street Kalamunda	18 September 2008	25/11/2008
Inez Mary Pearse DE19982773EM16	4/2 Wilfred Road Thornlie	10 September 2008	25/11/2008
Joy Wyatt DE33067386EM37	178 Glasfurd Street Moora	9 July 2008	25/11/2008
Robert Chase DE33045110EM27	Lot 34 Vittoria Rd Bunbury	27 August 2007	27/11/2008

***FREE!!* E-MAIL NOTIFICATION SERVICE *FREE!!***

State Law Publisher now offers a free email notification service for clients.

The "Information Bulletin" is published each Friday afternoon and contains up-to-date information regarding—

- new Acts of Parliament including proclamations;
- new Regulations
- progress of Parliamentary Bills;
- new subsidiary legislation gazetted;
- repealed legislation;
- reprinted legislation;
- titles of *Government Gazettes* published during the week; and
- miscellaneous items of interest.

All previous bulletins are also accessible from our website.

To subscribe, clients need to visit our home page and select "subscribe" under the heading Information Bulletin and follow the prompts.

Website Address: [www.slp.wa.gov.au](http://www.slp.wa.gov.au) to subscribe.

## 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.

<b>All Gazettes</b>	\$
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.

---