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# — PART 1 —

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## CONSUMER AND EMPLOYMENT PROTECTION

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CE301\*

Motor Vehicle Repairers Act 2003

### Motor Vehicle Repairers Amendment Regulations (No. 3) 2009

Made by the Governor in Executive Council.

#### 1. Citation

These regulations are the *Motor Vehicle Repairers Amendment Regulations (No. 3) 2009*.

#### 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* (**gazettal day**);
- (b) the rest of the regulations —
  - (i) if the *Training Legislation Amendment and Repeal Act 2008* section 39 (**section 39**) comes into operation on or before gazettal day — on gazettal day; or
  - (ii) otherwise — when section 39 comes into operation.

#### 3. Regulations amended

These regulations amend the *Motor Vehicle Repairers Regulations 2007*.

#### 4. Regulation 3 amended

- (1) In regulation 3(1) delete the definitions of:  
*apprentice*  
*trainee*

- (2) In regulation 3(1) insert in alphabetical order:

*apprentice* has the meaning given in the *Vocational Education and Training Act 1996* section 60A;

- (3) In regulation 3(1) in the definitions of *number of repairers* and *repairer* delete “any apprentice or trainee;” and insert:

any apprentice;

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## **CORRECTIVE SERVICES**

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CS301\*

Sentence Administration Act 2003

### **Sentence Administration (Community Corrections Centres) Amendment Notice 2009**

Made by the Minister under section 84 of the Act.

**1. Citation**

This notice is the *Sentence Administration (Community Corrections Centres) Amendment Notice 2009*.

**2. Commencement**

This notice comes into operation as follows —

- (a) clauses 1 and 2 — on the day on which this notice is published in the *Gazette*;
- (b) the rest of the clauses — on the day after that day.

**3. Notice amended**

This notice amends the *Sentence Administration (Community Corrections Centres) Notice 2008*.

**4. Clause 2 Table 3 replaced**

In clause 2 delete Table 3 and insert:

**Table 3****Reporting centres**

<b>City/Town</b>	<b>Place</b>
Brookton	Brookton Police Station, 15 Grosser Street
Collie	Collie Court House, Wittenoom Street
Coolgardie	Coolgardie Telecentre, Bailey Street
Denmark	Shire of Denmark, Administration Centre, South Coast Highway
Derby	West Kimberley House, Loch Street
Fitzroy Crossing	Fitzroy Crossing Police Station, McLarty Street
Fremantle	152 High Street
Gnowangerup	Gnowangerup Police Station, 3 Corbett Street
Harvey	Community Services Centre, Beecher Street
Jerramungup	Shire of Jerramungup, Vasey Street
Kambalda	Kambalda Telecentre, Emu Rocks Road
Kojonup	Kojonup Police Station, 125 Albany Highway
Kulin	Kulin Police Station, Johnson Street
Maddington	1/70 Attfield Street
Manjimup	Manjimup Court House, Mount Street
Marble Bar	Marble Bar Court House, Station Street
Margaret River	Margaret River Court House, Willmont Avenue
Midland	5 Brockman Road
Moora	Moora Court House, Dandaragan Street
Mt Barker	Mt Barker Police Station, Mt Barker Street
Nullagine	Nullagine Court House, Gallop Road

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<b>City/Town</b>	<b>Place</b>
Paraburdoo	Paraburdoo Court House, Ashburton Avenue
Perth	Unit 1, 88 Walters Drive, Osborne Park
Pingelly	Pingelly Police Station, Queen Street
Pinjarra	Pinjarra Police Station, 24 St Georges Street
Rockingham	Commerce House, 3 Benjamin Way
Tambellup	Tambellup Police Station, Owen Street
Wangara	Unit 3, 12-14 Baretta Road
Waroona	Waroona Police Station, 9 Recreation Road
Wiluna	DCP Building, Thompson Street

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CHRISTIAN PORTER MLA, Minister for Corrective Services.

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CS302\*

Prisons Act 1981

## **Riverbank Prison Closure Order**

Made by the Minister.

**1. Citation**

This order is the *Riverbank Prison Closure Order*.

**2. Closure of Riverbank Prison**

I declare that the prison known as Riverbank Prison ceases to be a prison with effect from the date on which this order is published in the *Gazette*.

CHRISTIAN PORTER MLA, Minister for Corrective Services.

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**HEALTH**

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HE301\*

Poisons Act 1964

**Poisons Amendment Regulations (No. 5) 2009**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Poisons Amendment Regulations (No. 5) 2009*.

**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 *Poisons Regulations 1965*.

**4. Regulation 32D amended**

In regulation 32D(4) delete “must ensure” and insert:

must, to the extent practicable, ensure

**5. Regulation 32E amended**

- (1) In regulation 32E(1) delete “proof” and insert:

evidence

- (2) Delete regulation 32E(2) and insert:

- (2) Despite anything else in this Part, the administrator must, as soon as is practicable, comply with a written request by a person authorised under section 52A of the Act to make records of the system available to the person.

**6. Regulation 44C amended**

In regulation 44C(5) delete “proof” and insert:

evidence

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

HE302\*

Hospitals and Health Services Act 1927

## **Hospitals (Services Charges) Amendment Regulations (No. 2) 2009**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Hospitals (Services Charges) Amendment Regulations (No. 2) 2009*.

**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 *Hospitals (Services Charges) Regulations 1984*.

**4. Regulation 5 amended**

- (1) Before regulation 5(2)(e)(i) insert:

- (ia) a private in-patient;

(2) After regulation 5(2)(e)(v) insert:

(via) a private same day patient;

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

HE303\*

Hospitals and Health Services Act 1927  
Hospitals (Service Charges) Regulations 1984

## **Hospitals (Services Charges for Specialised Orthoses and Prostheses) Amendment Determination 2009**

Made by the Minister for Health under section 37(3)(af) of the Act and under the *Hospitals (Services Charges) Regulations 1984* regulation 5(2)(e) and (3).

### **1. Citation**

This determination is the *Hospitals (Services Charges for Specialised Orthoses and Prostheses) Amendment Determination 2009*.

### **2. Commencement**

This determination comes into operation as follows —

- (a) clauses 1 and 2 — on the day on which this determination is published in the *Gazette*;
- (b) the rest of the determination — on the day after that day.

### **3. Determination amended**

This determination amends the *Hospitals (Services Charges for Specialized Orthoses and Prostheses) Determination 1994*.

### **4. Clause 4 deleted**

Delete clause 4.

**5. Clause 5 replaced**

Delete clause 5 and insert:

**5. Charges payable in respect of specialised orthoses and prostheses**

The charge payable in respect of the supply of each specialised orthosis or prosthesis by a hospital in respect of the following —

- (a) private in-patients;
- (b) compensable in-patients;
- (c) ineligible in-patients;
- (d) compensable out-patients;
- (e) eligible out-patients;
- (f) ineligible out-patients;
- (g) private same day patients;
- (h) compensable same day patients;
- (i) ineligible same day patients;
- (j) persons who are not patients,

is at cost.

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

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**LOCAL GOVERNMENT**

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LG301\*

**DOG ACT 1976**  
**LOCAL GOVERNMENT ACT 1995**  
*Shire of Meekatharra*  
**DOGS AMENDMENT LOCAL LAW 2009**

Under the powers conferred by the *Dog Act 1976* and the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Meekatharra resolved on 18 July 2009 to make the following local law.

**1. Citation**

This local law may be cited as the *Shire of Meekatharra Dogs Amendment Local Law 2009*.

**2. Principal local law**

In this local law, the *Shire of Meekatharra Dogs Local Law 2007* published in the *Government Gazette* on 29 July 2008 is referred to as the principal local law.

The principal local law is amended as follows.

**3. Clause 5.1 amended**

Subclause 5.1(1) is amended by—

- (a) Deleting the word “Dogs” and inserting the words “Subject to section 8 of the Act and section 66J of the *Equal Opportunity Act 1984*, dogs”;

- (b) Deleting the word “and” at the end of paragraph (b) and inserting it at the end of paragraph (c); and
- (c) Adding the following new paragraph after paragraph (c)—
  - (d) a public swimming pool

Dated: 18 July 2009.

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

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

### LG302\*

#### WASTE AVOIDANCE AND RESOURCE RECOVERY ACT 2007 LOCAL GOVERNMENT ACT 1995

*Shire of Northam*

#### WASTE LOCAL LAW 2009

Under the powers conferred by the *Waste Avoidance and Resource Recovery Act 2007* and the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Northam resolved on the 20th May 2009 to make the following local law.

#### PART 1—PRELIMINARY

##### 1.1. Citation

This local law may be cited as the *Shire of Northam Waste Local Law 2009*.

##### 1.2. Definitions

In this local law unless the context otherwise requires—

- “**Act**” means the *Waste Avoidance and Resource Recovery Act 2007*;
- “**collection day**” means the day of the week on which waste is collected and removed by the local government or its contractor;
- “**collection time**” where used in connection with any premises, means the time of the day on which waste is collected and removed from the premises by the local government or its contractor;
- “**district**” means the district of the local government;
- “**EHO**” means the local government’s Environmental Health Officer;
- “**local government**” means the Shire of Northam;
- “**occupier**” where used in relation to land, has the meaning given in section 1.4 of the *Local Government Act 1995*;
- “**owner**”, in relation to premises comprised of or on land, has the meaning given in section 1.4 of the *Local Government Act 1995*;
- “**public place**” includes a street, way or place which the public are allowed to use, whether the street, way or place is or is not on private property;
- “**receptacle**” where used in connection with any premises means—
  - (a) a polyethylene cart fitted with wheels, a handle and a lid and having a capacity of at least 120 litres; or
  - (b) a container provided by the local government or its contractor for the deposit, collection and recycling of specific materials; and supplied to the premises by the local government or its contractor;
- “**regulations**” means the Waste Avoidance and Resource Recovery Regulations 2008;
- “**street**” has the same meaning as in the *Local Government Act 1995*;
- “**street alignment**” means the boundary between the land comprising a street and the land that abuts thereon, but where a new street alignment is prescribed under the *Local Government (Miscellaneous Provisions) Act 1960*, means the new street alignment so prescribed;
- “**waste**” includes matter—
  - (a) whether liquid, solid, gaseous or radioactive and whether useful or useless, which is discharged into the environment;
  - (b) prescribed by the regulations to be waste;
- “**waste facility**” means premises used for the storage, treatment, processing, sorting, recycling or disposal of waste; and

“waste service” means—

- (a) the collection, transport, storage, treatment, processing, sorting, recycling or disposal of waste; or
- (b) the provision of receptacles for the temporary deposit of waste; or
- (c) the provision and management of waste facilities, machinery for the disposal of waste and processes for dealing with waste.

## PART 2—WASTE SERVICES

### 2.1. Provision of Waste Service

The local government shall undertake or contract for the efficient execution of a waste service in those parts of the district to which this local law applies.

### 2.2. Obligations of the Owner or Occupier

(1) Owners or occupiers shall—

- (a) not remove any waste from the premises other than in accordance with this local law;
- (b) pay to the local government the annual waste collection rate imposed under section 66 of the Act;
- (c) pay to the local government the annual receptacle charge made in lieu of, or in addition to the annual waste collection rate, under section 67 of the Act.

(2) The local government may in writing authorise the occupier of premises within its district to remove or dispose of house and trade waste from or on the premises if—

- (a) the waste on the premises is not available for removal at regular periods and is of such a nature or quantity as to be unsuitable for removal by the local government or its contractor; or
- (b) there is installed on the premises efficient apparatus for the destruction of the waste and the apparatus is used to dispose of the waste on the premises without causing a nuisance or permitting the discharge of smoke into the atmosphere in such quantities or of such a nature as to cause annoyance to persons.

(3) Where any waste is removed from the premises under a written authority of a local government, the person removing it shall—

- (a) dispose of it at the place set apart by the local government for the disposal of waste; and
- (b) pay to the local government the fee for the disposal as determined by the local government from time to time under sections 6.16 and 6.19 of the *Local Government Act 1995*.

### 2.3. Receptacles

An owner or occupier of premises shall—

- (a) ensure the premises are provided with a receptacle for the depositing of waste and maintain the receptacle in a serviceable condition;
- (b) at all times keep the lid of the receptacle closed except when depositing waste or cleaning the receptacle;
- (c) except for a reasonable period before and after collection time, keep the receptacle on the premises and located—
  - (i) behind the street alignment and so as not to be visible from a street or public place; or
  - (ii) in such other position as is approved by the local government;
- (d) on each collection day at or prior to 6.00am place the receptacle out in the street in a position, prescribed by the local government, where it is visible from the carriageway of the street or the right of way, but so that it does not obstruct any thoroughfare, land, footpath, cycleway or other carriageway and positioned with the handle facing away from the kerb line, or placed in such other position as is approved by the local government.

### 2.4. Exemption

(1) An owner or occupier of premises may apply in writing to the local government for an exemption from compliance with the requirements of clause 2.3(c) or (d).

(2) The local government may grant or refuse, with or without conditions, an application for exemption from compliance under this clause.

(3) An exemption granted under this clause shall state—

- (a) the premises to which the exemption applies;
- (b) the period during which the exemption applies; and
- (c) any conditions imposed by the local government.

(4) The local government may rescind the exemption or from time to time vary conditions imposed by it under this clause by giving written notice of the variation to the person to whom the exemption was given.

### 2.5. Use of Receptacles

An owner or occupier of premises shall—

- (a) not deposit or permit to be deposited in a receptacle—
  - (i) more than 70 kilograms of waste;
  - (ii) hot or burning ash;
  - (iii) oil, motor spirit or other flammable liquid;
  - (iv) liquid paint, solvent or other liquid;
  - (v) bricks, concrete, building rubble, asbestos, earth or other like substances;
  - (vi) drugs, dressings, bandages, swabs or blood samples unless placed in a sealed impervious and leak-proof container;
  - (vii) hospital, medical, veterinary, laboratory or pathological substances containing blood unless placed in a sealed impervious and leak-proof container;
  - (viii) syringes, needles, surgical hardware, broken glass, sharps or other sharp objects unless placed in a durable, impervious and leak proof container;
  - (ix) cytotoxics, radioactive substances and dangerous chemicals;
  - (x) sewage, manure, nightsoil, faeces or urine;
  - (xi) any object which is greater in length, width or breadth than the corresponding dimension of the receptacle or which will not allow the lid of the receptacle to be tightly closed;
  - (xii) waste which is or is likely to become offensive or a nuisance, or give off an offensive or noxious odour, or to attract flies or cause fly breeding unless it is first wrapped in non-absorbent or impervious material or placed in a sealed impervious container; or
  - (xiii) hazardous products including ammunition and flares;
- (b) at all times keep the receptacle in a clean condition;
- (c) whenever directed to do so by an EHO, thoroughly clean, disinfect, deodorise and apply a residual insecticide to the receptacle;
- (d) take all reasonable steps to prevent—
  - (i) fly breeding and keep the receptacle free of flies, maggots, cockroaches, rodents and other vectors of disease; and
  - (ii) the emission of offensive and noxious odours from the receptacle; and
- (e) ensure that the receptacle does not cause a nuisance to the occupiers of adjoining premises.

### 2.6. Ownership of Receptacles

- (1) A receptacle supplied by the local government or its contractor, remains the property of the local government or its contractor, as the case may be.
- (2) The owner or occupier of a premises supplied with a receptacle remains responsible for any waste placed or deposited in the receptacle until such time as it has been removed by the local government or its contractor.

### 2.7. Damage to Receptacles

- (1) Where a receptacle is supplied under section 2.6 a person shall not—
  - (a) damage, destroy or interfere with a receptacle; or
  - (b) except as permitted by this local law or as authorised by the local government, remove a receptacle from any premises.
- (2) If the receptacle of a premises is damaged, defective, lost or stolen, the owner or occupier of the premises shall notify the local government within 7 days after the event.

### 2.8. Use of Other Containers

- (1) In the case of premises consisting of more than 3 dwellings, any premises used for commercial or industrial purposes or food premises, the local government may authorise waste to be deposited in a container other than a receptacle.
- (2) The owner or occupier of premises who is authorised under this clause to deposit waste in a container shall—
  - (a) unless approved by the local government not deposit or permit to be deposited in the container anything specified in clause 2.5(a) (ii) to (xiii);
  - (b) take all reasonable steps to prevent fly breeding in, and the emission of offensive or noxious odours from the container;
  - (c) whenever directed by an EHO to do so, thoroughly clean, disinfect, deodorise and apply a residual insecticide to the container;
  - (d) cause the container to be located on the premises in an enclosure constructed and located as approved by the local government;

- (e) ensure that the container is not visible from the street but is readily accessible for the purposes of collection; and
  - (f) ensure that the container does not cause a nuisance to an occupier of adjoining premises.
- (3) An owner or occupier shall—
- (a) ensure that there are a sufficient number of containers provided to contain all waste which accumulates or may accumulate in or from the premises;
  - (b) ensure that each container on the premises—
    - (i) has a close fitting lid;
    - (ii) is constructed of non-absorbent and non-corrosive material; and
    - (iii) is clearly marked, for the use of, and is used only for, the temporary deposit of waste;
  - (c) keep or cause to be kept each container thoroughly clean and in good condition and repair;
  - (d) place any waste in, and only in, a container marked for that purpose;
  - (e) keep the cover on each container except when it is necessary to place something in, or remove something from, it; and
  - (f) ensure that each container is emptied at least weekly or as directed by the EHO.

### 2.9. Suitable Enclosure

- (1) An owner or occupier of premises—
- (a) consisting of more than three (3) dwellings; or
  - (b) used for commercial or industrial purposes, or a food premises shall if required by the local government provide a suitable enclosure for the storage and cleaning of receptacles on the premises.
- (2) An owner or occupier of premises required to provide a suitable enclosure under this clause shall keep the enclosure thoroughly clean and disinfected.
- (3) For the purposes of this clause, a “suitable enclosure” means an enclosure—
- (a) of sufficient size to accommodate all receptacles used on the premises but in any event having a floor area not less than a size approved by the local government;
  - (b) constructed of brick, concrete, corrugated compressed fibre cement sheet or other material of suitable thickness approved by the local government;
  - (c) having walls not less than 1.8 metres in height and having an access way of not less than 1 metre in width and fitted with a self-closing gate;
  - (d) containing a smooth, non-slip and impervious floor—
    - (i) of not less than 75 millimetres in thickness; and
    - (ii) which is evenly graded to an approved liquid refuse disposal system;
  - (e) which is easily accessible to allow for the removal of the receptacles;
  - (f) provided with a ramp into the enclosure having a gradient no steeper than 1:8 unless otherwise approved by the local government; and
  - (g) provided with a tap connected to an adequate supply of water.

### 2.10. Building Construction

- (1) During all periods of construction on any building site, the builder shall—
- (a) when requested by an EHO, provide and maintain on such site a waste disposal bin, being either—
    - (i) a bin of not less than 4 cubic metres in capacity; or
    - (ii) a receptacle or other container approved by the EHO;
  - (b) keep such site free of waste and offensive matter; and
  - (c) maintain the street verge immediately adjacent to such site free of waste or offensive matter.
- (2) On completion of construction, the builder shall immediately clear the site and the adjacent street verge of all waste, waste materials and offensive matter and all waste bins provided by the builder.
- (3) In subclauses (1) and (2), “waste” includes all discarded stones, brick, lime, timber, iron, tiles, bags, plastics and any broken, used or discarded matter.

### 2.11. Deposit of Waste

- (1) A person shall not deposit or cause or permit to be deposited any waste in or on any street or on any land other than a waste facility.
- (2) The driver of a vehicle, upon entering a waste facility, shall present or display a current pass issued by the local government, to the attendant or person in charge of the site and shall not deposit any waste until authorised to do so by that attendant or person in charge.

- (3) A person shall not deposit waste in or on a waste facility except—
- (a) at such place on the site as may be directed by the person in charge of the facility; or
  - (b) if the person in charge is not in attendance at the facility, as may be directed by a notice erected on the site.

#### **2.12. Removal from Waste Facility**

- (1) A person shall not remove any waste from a waste facility without the written approval of the local government.
- (2) A person who obtains approval from the local government shall comply with any conditions imposed by the local government and set out in the approval.

#### **2.13. Removal of Waste from Premises or Receptacle**

- (1) A person shall not remove any waste from premises unless that person is—
- (a) the owner or occupier of the premises;
  - (b) authorised to do so by the owner or occupier of the premises; or
  - (c) authorised in writing to do so by the local government.
- (2) A person shall not, without the approval of the local government or the owner of a receptacle, remove any waste from the receptacle or other container provided for the use of the general public in a public place.
- (3) Where the local government provides—
- (a) a collection service for recyclable material, the occupier of premises shall comply with and observe the directions given by the local government in relation to that collection;
  - (b) a collection for bulk material, the occupier of premises shall comply with and observe the directions given by the local government in relation to that collection.
- (4) Where additional collection services are provided upon request by the occupier of premises, fees as set by the local government from time to time under sections 6.16 and 6.19 of the *Local Government Act 1995* shall be paid.

#### **2.14. Burning Waste**

- (1) A person shall not—
- (a) without the approval of the local government; and
  - (b) except in accordance with the terms and conditions to which the approval is subject, set fire to, or cause to be set on fire, any waste either—
    - (i) in any incinerator; or
    - (ii) on the ground.
- (2) Subject to subclause (3), an approval of the local government is issued subject to the following conditions—
- (a) the material to be burnt—
    - (i) does not include any plastic, rubber, food scraps, green garden cuttings and other material which may become offensive when burnt; and
    - (ii) is of such quantity, or of such a nature, as to be unsuitable for removal by the local government's waste collection service;
  - (b) there is no other appropriate means of disposal;
  - (c) burning shall not take place—
    - (i) during any period for which an air dispersion alert has been issued by the Bureau of Meteorology; or
    - (ii) where there is no current dispersion alert, outside the hours of 10.00am to 6.00pm;
  - (d) an incinerator must meet the standards specified by the local government; and
  - (e) an incinerator unit used for fire must be located—
    - (i) at least 3 metres from a fence, building or inflammable matter; and
    - (ii) in such a position so as not to create a nuisance or be offensive to other persons.
- (3) Subject to subclause (1) and (2), the local government may grant approval to clear by burning fire breaks or vacant blocks of grass, straw, hay, undergrowth, herbage and other similar vegetation.

#### **2.15. Waste Removal Vehicles**

A vehicle used by the local government or its contractor for the collection and transport of waste shall—

- (a) be provided with a compartment in which all waste shall be deposited for removal, and of which the interior is constructed from or surfaced with impermeable material; and

- (b) have a cover over the compartment at all times when the vehicle is engaged in the transport of waste.

**2.16. Method of Removal of Waste**

A person engaged in the removal of waste from premises shall—

- (a) convey all waste from the receptacles of the occupier of the premises and deposit the waste in the portion of the collection vehicle intended to hold the waste; and
- (b) replace the receptacle in the position it was lifted from.

**PART 3—OFFENCES AND PENALTIES**

**3.1. Offences and penalties**

(1) Any person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.

(2) Any person who commits an offence under this local law is liable, upon conviction, to a penalty not exceeding \$5,000, and if the offence is of a continuing nature, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.

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Dated: 25 May 2009.

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

Cr S. B. POLLARD, Shire President  
N. A. HALE, Chief Executive Officer.

Consented to—

KEIRAN McNAMARA, Director General,  
Department of Environment and Conservation.

Dated 1 July 2009.

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## — PART 2 —

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### CONSUMER AND EMPLOYMENT PROTECTION

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CE401\*

**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 notice dated 4 June 2009 made an order or similar instrument 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.

**SCHEDULE**

Treadmills as prescribed by the *Trade Practices (Consumer Product Safety Standard) (Treadmills) Regulations 2009* Select Legislative Instrument 2009 No. 107.

Dated this 22nd day of July 2009.

ANNE DRISCOLL, Commissioner for Consumer Protection.

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### JUSTICE

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JU401

**CLASSIFICATION (PUBLICATIONS, FILMS AND COMPUTER GAMES)  
ENFORCEMENT ACT 1996**

**CLASSIFICATION (PUBLICATIONS, FILMS AND COMPUTER GAMES) DIRECTION 2009**

Made by the Attorney General under section 105(2) of the Act.

**1. Citation**

This is the *Classification (Publications, Films and Computer Games) Direction 2009*.

**2. Duration of direction**

This direction ceases to have effect on the day on which the *Child Exploitation Material and Classification Legislation Amendment Act 2009* Part 4 comes into operation.

**3. Part 7 exemptions: certain advertisements**

(1) In this clause—

**advertising scheme** means the scheme determined from time to time under the *Classification (Publications, Films and Computer Games) Act 1995* (Commonwealth) section 31(1);

**transitional Commonwealth regulation** means a regulation made under the *Classification (Publications, Films and Computer Games) Amendment (Assessments and Advertising) Act 2008* (Commonwealth) Schedule 1 item 13.

(2) Section 91(1)(a) and (c) of the Act do not apply in relation to the publication of an advertisement if the advertisement is published in accordance with the advertising scheme or a transitional Commonwealth regulation.

(3) Section 92 of the Act does not apply in relation to the screening of an advertisement for an unclassified film if the screening of the advertisement with the classified film complies with the advertising scheme.

(4) Section 94 of the Act does not apply in relation to the sale of a classified film that is accompanied by an advertisement for an unclassified film if the sale of the classified film with the advertisement complies with the advertising scheme.

(5) Section 95 of the Act does not apply in relation to the sale of a classified computer game that is accompanied by an advertisement for an unclassified computer game if the sale of the classified computer game with the advertisement complies with the advertising scheme.

C. PORTER, Attorney General.

Dated: 23rd July 2009.

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**LOCAL GOVERNMENT**

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LG401\*

*SHIRE OF DUMBLEYUNG*  
AUTHORISED OFFICERS

It is hereby notified for public information that the following persons have been appointed Authorised Officers in accordance with the relevant Acts hereunder effective immediately—

1. Dog Act 1976 & Regulations, Litter Act 1979 & Regulations, Local Government Laws, Local Government Act 1005 (Sections 3.39, 9.10, 9.11, 9.15)—

Henry Walter Van Der Ende  
Paul Robert Godfrey  
Jeffrey Edward Alderton  
John Bairstow  
Judith Ann Beecroft

2. Dog Act 1976—Registration Officers Only—

Candice Michelle Ward  
Michelle Angel  
Alexandra Marie Adams  
Mary-Ann Davidson  
Authorised Officers—  
Henry Walter Van Der Ende  
Paul Robert Godfrey  
Jeffrey Edward Alderton  
Judith Ann Beecroft

3. Section 449 of the Local Government (Miscellaneous Provisions) Act 1960—Ranger and Pound Keeper—

Judith Ann Beecroft  
Jeffrey Edward Alderton  
Henry Van Der Ende

4. Health Act 1911

Maurice Walsh

5. Certain Provisions About Land—Part 3—Division 3—Subdivision 2 Section 3.24 of the Local Government Act 1995—

Henry Walter Van Der Ende  
Paul Robert Godfrey

6. Powers of Entry—Part 3—Division 3 Section 3.28 & 3.29 of the Local Government Act—

Paul Robert Godfrey  
Judith Ann Beecroft  
Phillip Gough

7. Miscellaneous Provisions About Enforcement—Part 9—Division 2—Subdivision 1 Sections 9.13, 9.16 & 9.17 of the Local Government Act 1995

Henry Walter Van Der Ende  
Paul Robert Godfrey  
Jeffrey Edward Alderton

8. Miscellaneous Provisions About Enforcement—Part 9—Division 2—Subdivision 1 Section 9.19 of the Local Government Act 1995—

Henry Walter Van Der Ende  
Paul Robert Godfrey

9. Miscellaneous Provisions About Enforcement—Part 9—Division 2—Subdivision 1 Section 9.20 of the Local Government Act 1995—

Henry Walter Van Der Ende  
Paul Robert Godfrey

10. Impounding and Removing Goods Involved in Certain Contraventions Section 3.39 of the Local Government Act 1995—

Henry Walter Van Der Ende  
Paul Robert Godfrey  
Jeffrey Edward Alderton  
Phillip Gough

11. Bush Fires Act 1954

These Officers be restricted under S38 of the Bushfires Act to write permits only—

Henry Walter Van Der Ende  
Paul Robert Godfrey  
Jeffrey Edward Alderton

All previous authorisations are hereby revoked.

Updated July 2009.

HENRY W. VAN DER ENDE, Chief Executive Officer.

LG501\*

**BUSH FIRES ACT 1954***Shire of Plantagenet***ANNUAL FIREBREAK NOTICE 2009/2010**

Action is required by owners and/or occupiers of all land in the Shire of Plantagenet.

Please read it completely and carefully first and final notice—penalties may apply if in doubt, contact the Shire of Plantagenet or your local brigade. For emergencies dial 000.

For current information relating to Harvest and Vehicle Movement Bans, phone 9892 1102.

Important information to owners and / or occupiers of land in the Shire of Plantagenet

Pursuant to the powers contained in section 33 of the *Bush Fires Act 1954* you are hereby required, on all land owned or occupied by you, as a measure for preventing the spread and extension of a bush fire, to plough, cultivate, scarify, burn, chemically spray or otherwise clear upon the land firebreaks in such manner as set out in this notice.

**GLOSSARY**

**Building Protection Zone:** is a low fuel area immediately surrounding a building and is designed to minimise the likelihood of flame contact with buildings. It must fulfil the following conditions—

A minimum width of 20 metres around all homesteads and buildings in all Rural Land.

A minimum width of 20 metres around all habitable buildings in settlements.

Bush Fire fuels to be maintained below 100mm in height.

Trees and branches which overhang a building must be removed.

Lower branches of any remaining trees must be trimmed.

**Hazard Separation Zone:** is a low fuel area which must be provided to create a minimum separation distance of 100 metres between buildings and the hazards and must be maintained in a hazard reduced state (ie: below 8 tonne per hectare for jarrah/marri; below 12-15 tonne per hectare in mallee heath and below 15 tonne per hectare in karri forests).

**FESA:** Fire and Emergency Services Authority

**FIREBREAKS REQUIRED**

Firebreaks are required between the following dates—

Eastern Portion of Zone 4—

Firebreaks required from 15 November to 30 April annually including plantations.

Western Portion of Zone 4—

Firebreaks required from 1 December to 30 April annually including plantations.

**RESTRICTED BURNING TIME—PERMITS TO BURN REQUIRED**

Permits to burn any inflammable material are required between the following dates—

Eastern Portion of Zone 4—

3 October to 14 November annually AND 15 February to 30 April annually.

Western Portion of Zone 4—

2 November until 14 December annually AND 15 February until 30 April annually.

*Permit dates vary due to climatic conditions. Please check with your Fire Control Officer for dates and issue of permits (refer to the Brigade and Shire Contact Details tab)*

**PROHIBITED BURNING TIME**

It is prohibited to burn during the following dates—

Eastern Portion of Zone 4—

15 November to 14 February  
Christmas Day and Good Friday

Western Portion of Zone 4—

15 December to 14 February  
Christmas Day and Good Friday

**CAMPING AND COOKING FIRES**

Camping and cooking fires are prohibited from 3 October until 30 April annually, including Good Friday when Good Friday falls outside these dates.

**HARVEST BAN**

A Shire wide harvest ban applies on Christmas Day.

**BOUNDARY LINE BETWEEN ZONE 4 WESTERN AND EASTERN**

The Shire of Plantagenet is divided into two bush fire control areas, Zone 4 Western and Zone 4 Eastern. The boundary between these two bush fire control areas is described as follows.

The boundary line between zones starts at—

The northern end of Martagallup Road along Martagallup Road to Boyup Road;  
South on Boyup Road to Sturdee Road;

East along Sturdee Road to Craddock Road;  
 South on Craddock Road to Wilson Road;  
 East along Wilson Road to Albany Highway;  
 South on the Albany Highway until the northern boundary of the Town Fire District;  
 Follow the boundary of the Town Fire District heading east, then south, then west back to the Albany Highway;  
 South along the Albany Highway to O'Neill Road;  
 East along O'Neill Road to Watermans Road;  
 North/east along Watermans Road then picking up the boundary of the South Porongurup and Porongurup Bush Fire Brigades;  
 East along the boundary between the South Porongurup and Porongurup Bush Fire Brigades (along the ridge of the Porongurup range) to Chester Pass Road;  
 North on Chester Pass Road to Takalarup Road; and  
 East on Takalarup Road to south east corner of the Shire boundary.

A more formal description of the boundary between Zone 4 (West) and Zone 4 (East) is available from the Shire of Plantagenet.

## **RURAL LAND FIRE PROTECTION REQUIREMENTS**

### **SEED PRODUCING CROPS**

A three (3) metre wide fire break shall be maintained adjacent to the perimeter of all seed producing crops. The fire break is to be maintained free of all inflammable material.

Alternatively, a three (3) metre wide fire break within 100 metres of the perimeter boundary of the property shall be installed.

### **NATIVE VEGETATION**

All native vegetation must be maintained in a low fuel state. This may be enforced by the Shire of Plantagenet if necessary, under provisions of the *Bush Fires Act 1954* (Sect 33).

### **FUEL AND CHEMICAL STORAGE**

Where fuel or chemical will be stored (including empty storage facilities) a firebreak of at least three (3) metres wide around such a facility **MUST** be maintained.

### **HARVESTED OR ABANDONED PLANTATIONS**

Plantation fire breaks shall remain in place until the removal of all stumps is completed.

### **VEHICLE MOVEMENT BAN DEFINITIONS**

#### Harvest Ban

Any operation of machinery involved in harvesting seed crops/timber and/or any other produce **MUST** come to a complete stop in paddocks when a ban is in place.

#### Vehicle Movement Ban & Operation of Combustion Engines

No vehicles to be driven unless on a constructed, gazetted road and/or front entrance of property residences when the ban is in place and no combustion engines are to be operated.

Any exemptions for vehicle movement bans must be received, in writing, at the Shire of Plantagenet, by no later than 30 September annually.

The following minimum requirements apply in the Shire of Plantagenet during the Restricted and Prohibited Burning Times.

#### Type of Operation

1. Harvesting of Seed.
2. Harvesting of Timber.
3. Swathing (except canola).
4. Slashing.
5. Baling Straw / Stubble.
6. Stone Chaining.
7. Operation of a Portable Sawmill.

A mobile fire fighting unit to be stationed in, or immediately adjacent to, the paddock or area where the operation takes place and within one kilometre of the operating machine. Unit to be minimum of 400 litres.

8. All landowners or Managers of greater than 10,000 hectares.

A 3.4 HD 4x4 truck carrying 3,000 litres of water.

9. Operation of Welding / Oxy equipment in the Open Air.

10. Power-operated Abrasive Cutting Discs.

A mobile fire fighting unit to be stationed immediately adjacent to the area where the operation takes place.

A fire extinguisher to be provided at the place where the welding or cutting operation is carried out.

Where a welding or cutting operation is carried out an area around the equipment shall be cleared of all inflammable material to bare earth to a 5 metre radius. In addition, an observer shall be on hand to monitor the site at all times.

11. Operation of tractors, trucks and self-propelled harvesters in standing crop or stubble paddocks.

An operational fire extinguisher must be carried on the vehicles.

**TOWNSITES—KENDENUP, MOUNT BARKER, NARRIKUP & ROCKY GULLY BUILDING PROTECTION ZONE**

A building protection zone is required as defined in the glossary.

In addition, owners/occupiers of townsite lots shall—

- i. Clear all inflammable material from around all buildings to a minimum width of twenty (20) metres or to the property boundary (building protection zone);
- ii. Hazard reduce the remainder of the lot or lots to a maximum vegetation height of 100 mm including native vegetation within cleared areas;
- iii. Owners of bush lots shall install a fire break to a minimum of two (2) metres wide around and within 10 metres of the boundary of the bush lot or lots; and
- iv. All bush or re-vegetated areas are to be maintained in a hazard reduced state, for example parkland clear, mulch, burn or remove.

**MOUNT BARKER HILL SUBDIVISION BUILDING PROTECTION ZONE**

A building protection zone is required as defined in the glossary.

Land in Mount Barker Hill subdivision to be maintained to a low fuel state. Grass to be maintained at a maximum height of 100mm. Bush or re-vegetation areas to be maintained in a hazard reduced state.

**USE OF LAWNMOWERS AND OTHER COMBUSTIBLE ENGINES**

The use of machinery with a combustion engine such as lawnmowers and motorbikes on high fire danger days can easily start a fire.

Avoid the use of these machines when high fire danger days are forecast.

No combustion engine machines may be used during a Vehicle Movement Ban. For more information about Vehicle Movement Bans, refer to the *Rural Land Fire Protection Requirements* tab.

**WELDING/OXY EQUIPMENT AND CUTTING DISKS**

The use of welding/oxy equipment and power operated abrasive cutting disks (such as angle grinders) during the fire season is the cause of fires starting each year.

The use of this equipment during the Restricted and Prohibited times must be accompanied by a mobile fire fighting unit or fire extinguisher.

Where a welding or cutting operation is being carried out, the area surrounding the equipment must be cleared to bare earth to a 5 metre radius. An observer shall be on hand to monitor the site at all times.

A fire control officer has the authority under the *Bush Fires Act 1954* to halt any activity or operation that they deem as hazardous or likely to start a fire.

**PROPERTIES UP TO 40 HECTARES INCLUDING RURAL SUBDIVISIONS BUILDING PROTECTION ZONE**

A building protection zone is required as defined in the glossary.

**HAZARD SEPARATION ZONE**

Where habitable buildings are located in close proximity to native vegetation, a hazard separation zone as defined in the glossary is to be maintained in addition to the building protection zone.

**BUILDING/ASSET PROTECTION**

Further, a fire break not less than three (3) metres wide must be installed around and within 100 metres of all homesteads, buildings and fuel ramps/bulk fuel and hay. Owners/Occupiers must also establish a low fuel (mowed) buffer at least twenty (20) metres wide around all homesteads and buildings. Hay stored beyond 100 metres of homesteads and buildings does not require a firebreak.

**SEED PRODUCING CROPS**

Refer to the requirements detailed in the *Rural Land Fire Protection Requirements* tab.

**REMAINDER OF THE PROPERTY**

All of the remainder of the lot, if not under a seed producing crop, to be maintained to a low fuel state (200 millimetres).

**NATIVE VEGETATION**

All native vegetation must be maintained in a low fuel state. This may be enforced by the Shire of Plantagenet under provisions of the *Bush Fires Act 1954* (Sect 33).

**MIRA FLORES SUBDIVISION BUILDING PROTECTION ZONE**

A building protection zone is required as defined in the glossary.

In addition—

- i. A three (3) metre wide fire break shall be maintained along the perimeter/boundary of each lot. The firebreak is to be maintained clear of inflammable material and vegetation. Overhanging branches to be cut back to a height of four (4) metres.
- ii. All private access tracks to be six (6) metres wide with a four (4) metre trafficable surface and four (4) metre vertical clearance to allow entry and exit of a heavy duty fire unit.
- iii. Sufficient room to be provided to turn a heavy duty fire unit at the end of all access tracks; i.e. a cul-de-sac or ring road to be provided.

**RURAL RESIDENTIAL AND RURAL SMALL HOLDING SUBDIVISIONS**

Rural Residential and Rural Small Holding Subdivisions have a Fire Management Plan approved as part of the zoning or subdivision consent. Properties which fall within this category must comply with the Fire Management Plan in its entirety and this Annual Firebreak Notice.

Contact the Shire of Plantagenet for more information relating to your Fire Management Plan.

**USE OF LAWMOWERS AND OTHER COMBUSTIBLE ENGINES**

The use of machinery with a combustion engine such as lawnmowers and motorbikes on high fire danger days can easily start a fire.

Avoid the use of these machines when high fire danger days are forecast.

No combustion engine machines may be used during a Vehicle Movement Ban. For more information about Vehicle Movement Bans refer to the *Rural Land Fire Protection Requirements* tab.

**WELDING/OXY EQUIPMENT AND CUTTING DISKS**

The use of welding/oxy equipment and power operated abrasive cutting disks (such as angle grinders) during the fire season is the cause of fires starting each year.

The use of this equipment during the Restricted and Prohibited times must be accompanied by a mobile fire fighting unit or fire extinguisher.

Where a welding or cutting operation is being carried out, the area surrounding the equipment must be cleared to bare earth to a 5 metre radius. An observer shall be on hand monitor the site at all times.

A fire control officer has the authority under the *Bush Fires Act 1954* to halt any activity or operation that they deem as hazardous or likely to start a fire.

**BRIGADE MEMBERSHIP**

Please become an active member of your volunteer Bush Fire Brigade. Your local brigade needs your support.

**LAND AREA GREATER THAN 40 HECTARES****BUILDING PROTECTION ZONE**

A building protection zone is required as defined in the glossary.

**HAZARD SEPARATION ZONE**

Where habitable buildings are located in close proximity to native vegetation, a hazard separation zone as defined in the glossary is to be maintained in addition to the building protection zone.

**BUILDING/ASSET PROTECTION**

Further, a fire break not less than three (3) metres wide must be installed around and within 100 metres of all homesteads, buildings and fuel ramps / bulk fuel and hay. Owners/Occupiers must also establish a low fuel (mowed) buffer at least twenty (20) metres wide around all homesteads and buildings. Hay stored beyond 100 metres from buildings does not require a fire break.

**NATIVE VEGETATION**

All native vegetation must be maintained in a low fuel state. This may be enforced by the Shire of Plantagenet if necessary, under provisions of the *Bush Fires Act 1954* (Sect 33).

**BOUNDARY FIREBREAKS OR WAIVER OF BOUNDARY FIREBREAKS**

A landowner / occupier can either install a three (3) metre wide boundary firebreak or accept the conditions of the waiver.

The boundary firebreak must be three (3) metres wide and be placed within 100 metres of the perimeter of the property. The firebreak must be maintained free of inflammable material.

To accept the waiver you must comply with ALL of the following conditions—

1. The owner/occupier must reside on the property or share a common boundary which either adjoins or is separated by no more than 100 metres where a stock route or road reserve is involved
2. The owner/occupier must also have a mobile firefighting unit (self propelled, towed or slipon) in good working order with a minimum capacity of 400 litres of water situated where the owner/occupier resides
3. The owner/occupier shall submit a completed Firebreak Exemption Form to the Shire of Plantagenet no later than 30 September annually (see attached Form).

Failure to submit an Exemption Form by 30 September will result in the property being subject to the requirements of the Annual Firebreak Notice. the Shire of Plantagenet and its fire control officers may inspect fire fighting equipment if an exemption has been granted. action will be taken if misleading information is provided.

**BARRIERS TO INSTALLING FIREBREAKS**

If you have obstructions on your property, for example physical barriers (swamps, rocky outcrops etc.) which prevent you from installing firebreaks, a Variation to Installing a Firebreak should be requested. To obtain a variation, a written application must be addressed to the Chief Executive Officer, and received at the Shire of Plantagenet by no later than 30 September. If granted, a variation applies for a five year period.

A fire control officer has the authority, under the *Bush Fires Act 1954*, to halt any activity or operation that they deem as hazardous or likely to start a fire.

**PLANTATIONS**

Notice to all owners and/or occupiers of land, within the Shire of Plantagenet, currently planted, or proposed to be planted, as a Hardwood or Softwood plantation or tree farm.

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* you are hereby required on all Hardwood or Softwood Plantations/Tree Farms owned or occupied by you, to plough, cultivate, scarify, burn, chemically spray or otherwise clear of all inflammable material, firebreaks of dimensions as set out in this notice.

Firebreaks shall be installed on all Plantations—Tree Farms in the Eastern sector by 15 November annually and in the Western sector, by 1 December annually. Firebreaks must be maintained and kept clear as required by this notice until 30 April annually (Eastern and Western sector).

**1. BOUNDARY FIREBREAKS**

1.1 Firebreaks shall be constructed fifteen (15) metres wide on the boundaries of all Plantations, Tree Farms, or such other location as may be agreed to by the Council, in accordance with the requirements of Definition—Specification 2.2 (below).

1.2 Firebreaks shall be constructed around Plantation Compartments of approximately thirty (30) hectares, in accordance with the requirements of Definition—Specification 2.3 (below).

**2. DEFINITIONS—SPECIFICATIONS**

2.1 Plantations—Tree Farms: A plantation tree farm is defined as an area exceeding 3 hectares within townsites or an area exceeding 10 hectares within rural areas, of trees planted for commercial purposes.

2.2 Boundary Firebreaks—Fifteen (15) metre requirement: That for external fire breaks around plantations a horizontal clearance of five (5) metres be established to a height of five (5) metres above the ground level over the trafficable portion of the firebreak.

2.3 Planting Compartments: A planting compartment is defined as an individual area of approximately thirty (30) hectares surrounded by firebreaks cleared of all inflammable material six (6) metres wide, with a vertical clearance of all overhanging branches at least four (4) metres upwards from ground level to allow unrestricted access for firebreak maintenance and fire fighting equipment.

2.4 All landowners or managers of land greater than 10,000 hectares—A 3.4HD 4x4 truck carrying 3,000 litres of water.

**3. PRIVATE HARDWOOD AND SOFTWOOD PLANTATIONS**

When harvesting is in process, harvesters must maintain a 400 litre fire fighting unit in or adjacent to where harvesting is being carried out.

**4. FIRE PROTECTION OF PRIVATE HARDWOOD / SOFTWOOD PLANTATIONS**

All hardwood and softwood plantations within the Shire must comply with the Plantation Fire Protection Guidelines unless approval to vary those conditions has been granted by the Shire.

The Plantation Fire Protection Guidelines have been adopted by the Lower Great Southern Plantation Fire Advisory Committee and copies of these Guidelines may be obtained from the Shire of Plantagenet.

**BRIGADE AND SHIRE CONTACT DETAILS****Denbarker**

Captain Simon Grylls 9857 6068  
Secretary Sandi Grylls 9857 6068

**Forest Hill**

Captain Michael Lanigan 9851 1578  
Secretary Clea Candy 9851 1772

**Kendenup**

Captain Wayne Davis 9851 4562  
Secretary Jacqui Burcham 9851 4091

**Middle Ward**

Captain Bill Sounness 9851 1450  
Secretary Greg Stothard 9851 1003

**Narpyn**

Captain Mark Wallace 9851 1046  
Secretary Don Steven 9851 2098

**Narrikup**

Captain Graeme Frusher 9845 3073  
Secretary Dianne Bentley 9853 2128

**Perillup**

Captain Robin Ditchburn 9856 1014  
Secretary Dean Trotter 9856 1045

**Porongurup**

Captain John Russell 9853 1097  
Secretary Jodi Vitler 9853 1108

**Porongurup South**

Captain Jim Baily 9853 1038  
Secretary Wal Anderson 9853 2225

**Rocky Gully**

Captain Ian Higgins 9855 1558  
Secretary Jo Wills 9855 1590

**Woogenellup**

Captain Grant Cooper 9854 2025  
Secretary Martin Wiehl 9854 1056

**South Stirling**

Captain Graeme Pyle 9854 3021  
Secretary Pierre Bailey 0427 543 016

**Kojaneerup**

Captain Tony Slattery 9847 1050  
Secretary Craig Nelson 9847 7026

**Mt Barker Volunteer Fire & Rescue**

Captain Wes Beck 0448 791 169  
Secretary Jeffrey Drage 0411 636 398

**Chief Bush Fire Control Officer**

David Burcham 9851 4091

**Deputy Chief Bush Fire Control Officer 1**

Len Handasyde 9851 2259

**Deputy Chief Bush Fire Control Officer 2**

John Russell 9853 1097

**Base Radio Operator**

Keith Hart 9851 4097

**Deputy Base Radio Operator**

Rod Stan-Bishop 9851 4035

**Fire Weather Reporting Officer**

Len Handasyde 9851 2259

**Deputy Fire Weather Reporting Officer**

Rod Stan-Bishop 9851 4035

**SHIRE CONTACT DETAILS**

**Shire Office 9892 1111**

Manager of Works 0417 181 532  
Works Supervisor 0417 185 573  
Ranger 0419 042 237

**Clover Burn Permit Officers**

David Burcham 9851 4091  
Len Handasyde 9851 2259  
Rod Stan-Bishop 9851 4035

**EMERGENCY CONTACTS**

Ambulance 000  
Hospital 9892 1222  
Doctor 9851 1566  
Police 9851 1122  
Town—Fire & Rescue 000

For any queries regarding firebreaks, permits, exemptions etc, please contact your local Fire Brigade Captain.

**BOUNDARY FIREBREAK EXEMPTION FORM**

For the fire fighting equipment option in lieu of boundary fire breaks on rural land larger than 40 hectares.

This form must be returned to the Shire of Plantagenet no later than 30 September 2009 or you will be subject to the requirements of the annual firebreak notice.

I, *(insert full name)* .....

*(insert address)*.....

*(insert occupation)*.....

Sincerely declare as follows—

I comply with the Shire of Plantagenet boundary firebreaks waiver option for rural land greater than 40 hectares, as detailed in the *Shire of Plantagenet Annual Firebreak Notice 2009/2010*.

The land upon which I reside is: *(insert Lot / Location number)*.....

Adjoining lots/locations, also owned by me, to which this form applies—

Brigade District .....

This information provided above is true and I know that it is an offence to provide misleading information.

I accept that the Shire of Plantagenet and/or any of its Fire Control Officers may inspect my fire fighting equipment required to qualify for this exemption and that action will be taken against me if the equipment does not meet the standard required for this exemption.

Signed: (Landowner/Occupier) .....

Print Name: .....

Date: .....

ROB STEWART, Chief Executive Officer.

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## MINERALS AND PETROLEUM

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MP401\*

### PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

#### PARTIAL SURRENDER OF EXPLORATION PERMIT EP 409

The partial surrender of Exploration Permit EP 409 in respect to Hamersley Range Block 6098 has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

W. L. TINAPPLE, Executive Director,  
Petroleum & Environment Division.

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## PLANNING

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PI401\*

### PLANNING AND DEVELOPMENT ACT 2005

#### APPROVED TOWN PLANNING SCHEME AMENDMENT

*Shire of Gingin*

Town Planning Scheme No. 8—Amendment No. 92

Ref: 853/3/8/10 Pt 92

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 Shire of Gingin Town Planning Scheme Amendment on 14 June 2009, for the purpose of—

1. Rezoning Lot 435 Walker Avenue, Lancelin from “Local Scheme Reserve—Parks and Recreation” to “Special Use—Industrial/Mixed Business”.
2. Amending the Scheme text by inserting the following into Appendix 10—Special Use Zone—

SU2	Lot 435 Walker Avenue, Lancelin	Composite area consisting of mixed business and industrial uses.	1. Permissible uses on lots that either abut, or are visible from, Walker Avenue are— <ul style="list-style-type: none"> <li>• Car Wash</li> <li>• Dry Cleaning premises</li> <li>• Garden Centre</li> <li>• Laundromat</li> <li>• Service Industry</li> <li>• Showroom</li> <li>• Trade Display</li> <li>• Vehicle Hire and Sales</li> <li>• Market</li> <li>• Veterinary Establishment</li> </ul>
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			<ul style="list-style-type: none"> <li>• Shop</li> </ul> <p>These uses shall be subject to the 'P' requirements of the Scheme except for 'Market' and 'Veterinary Establishment', which shall be subject to the 'AA' requirements of the Scheme and 'Shop' which shall be subject to the 'IP' requirements of the Scheme.</p> <p>No other uses are permitted.</p> <p>2. Permissible uses on all other lots not referred to in Condition 1 above shall be as per the Industrial zone of the Scheme.</p> <p>3. Subdivision shall be in accordance with a WAPC endorsed Outline Development Plan.</p> <p>4. The façades of any service industry buildings on lots that abut, or are visible from, Walker Avenue are to be of masonry construction.</p> <p>5. Other than those buildings requiring a masonry façade, industrial buildings are to be constructed using Colourbond (or similar) materials for all external walls. No zincalume is permitted.</p> <p>6. Use of the land forward of the building line will comprise of car parking and landscaping only, unless otherwise approved by Council.</p>
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3. Amending the Scheme Maps accordingly.

C. W. FEWSTER, Shire President.  
S. D. FRASER, Chief Executive Officer.

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## DECEASED ESTATES

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ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Timothy William Hunter late of 4-6 Ocean Beach Road, Denmark in the State of Western Australia, Painting Contractor, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of Timothy William Hunter deceased who died between 23 September 2007 and 24 September 2007 at Denmark, in the said State are required by the personal representative Allison Jean Hunter of 17 Stahl Place, Denmark, Western Australia to send particulars of their claims to David Moss & Co of PO Box 5744, Albany WA 6332 by the date one month following the publication of this notice after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.

ZX402

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Robert Wilson Meighan, late of Bethanie Waters, 18 Olivenza Crescent, Port Kennedy, in the State of Western Australia, Disability Pensioner, 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 25th day of April 2009, are required by the Administrator, being Ms Catherine Ann O'Dea, care of Mort & Associates, PO Box 20, Cannington, WA 6987, to send particulars of their claims to her by the 31st day of August 2009. after which date the Administrator may convey or distribute the assets. having regard only to claims of which she then has notice.

Mort & Associates as solicitor for the Administrator.

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