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# — PART 1 —

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## AGRICULTURE AND FOOD

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AG301\*

Veterinary Surgeons Act 1960

### Veterinary Surgeons Amendment Regulations 2009

Made by the Governor in Executive Council.

#### 1. Citation

These regulations are the *Veterinary Surgeons Amendment Regulations 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 *Veterinary Surgeons Regulations 1979*.

#### 4. Regulation 80 amended

In regulation 80 delete the Table and insert:

#### Table

		Fee (\$)
<b>Part A — Applications for registration etc.</b>		
1	Application for registration as a veterinary surgeon by a natural person (r. 15(1)) .....	110
1A	New graduate registration (r. 15(1)) .....	110

	<b>Fee (\$)</b>
1B Certificate of provisional registration as a veterinary surgeon (r. 15(1a)) (applicable to a maximum of 3 months under s. 20B) .....	40 per month
2 Application for registration as a veterinary surgeon by a body corporate (r. 15(3)) .....	110
3 Application to alter the Register in respect of a body corporate (r. 15(4)) .....	60
4 Application for registration as a specialist veterinary surgeon (r. 16B) .....	165
5 Application for registration as an honorary veterinary surgeon (r. 16C) .....	25
6 Application for insertion in the Register of additional qualification etc. (r. 20) .....	25
7 Application to have name restored to the Register (r. 22) .....	60
7A Application for authorisation under s. 26(4)(b) as an authorised person (r. 47)	
(i) if the person is employed or engaged by a non-profit organisation .....	120
(ii) in any other case .....	400
7B Application for the renewal of an authorisation under s. 26(4)(b) as an authorised person (r. 47)	
(i) if the person is employed or engaged by a non-profit organisation .....	120
(ii) in any other case .....	200

**Part B — Annual roll fees**

8 Roll fee for a natural person, resident in the State, registered as a veterinary surgeon (r. 19(1)).....	365
9 Roll fee for a natural person, resident outside the State, registered as a veterinary surgeon (r. 19(1))	180
10 Roll fee for a body corporate registered as a veterinary surgeon (r. 19(1)) .....	365
11 Roll fee for a registered honorary veterinary surgeon (r. 19(1)) .....	45
12 Roll fee for a registered specialist veterinary surgeon (r. 19(1), (3)) .....	75

		Fee (\$)
<b>Part C — Applications relating to premises</b>		
13	Application to have premises registered as a veterinary clinic (r. 34) .....	165
14	Application to have premises registered as a veterinary hospital (r. 34) .....	220
15	Application for transfer of management of a veterinary clinic or veterinary hospital (r. 38) .....	60
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18	Application for approval as a veterinary nurse (r. 64) .....	65
19	Renewal of approval as a veterinary nurse (r. 64)..	45
19A	Application for authorisation under s. 26(4)(b) as a trainee veterinary nurse (r. 66).....	20
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21	Application by animal welfare society to renew a licence to treat sick and injured animals (r. 74) .....	220

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

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AG302\*

## Genetically Modified Crops Free Areas Act 2003

## Genetically Modified Crops Free Areas Regulations 2009

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Genetically Modified Crops Free Areas Regulations 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. Warrant to enter

The form set out in Schedule 1 is prescribed for the purposes of section 13(3) of the Act.

## Schedule 1 — Forms

[r. 3]

### Form 1

Genetically Modified Crops Free Areas Act 2003	
<b>Warrant to Enter</b>	
<b>Warrant</b>	<b>The persons named below are authorised to enter the place described below for the purpose set out below, using as much force as is necessary.</b>
<b>Persons authorised to enter</b>	Any authorised officer designated under section 11 of the Act. Other persons named below: • _____ • _____
<b>Place to be entered</b>	

<b>Purpose for which entry is permitted</b>	
<b>Grounds for warrant</b>	I am satisfied that the entry is reasonably required and that — <input type="checkbox"/> entry has been refused or is opposed or prevented; or <input type="checkbox"/> entry cannot be obtained.
<b>Justice of the Peace</b>	Signature
	Name
	Date

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

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## FISHERIES

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FI301\*

Fish Resources Management Act 1994

### **Fish Resources Management Amendment Regulations (No. 13) 2009**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Fish Resources Management Amendment Regulations (No. 13) 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 *Fish Resources Management Regulations 1995*.

**4. Regulation 38G amended**

In regulation 38G delete the definition of *closed season* and insert:

*closed season*, in any year, means all of that year other than the period commencing midday on 8 January and ending midday on 5 February;

**5. Regulation 38I amended**

In regulation 38I(2):

- (a) delete paragraphs (c) and (d) and “and” after each of them and insert:
  - (c) of Harvey Dam and the Harvey River upstream of the South Western Highway, including the tributaries flowing into those waters; and
- (b) delete paragraph (h) and insert:
  - (h) of Big Brook Dam, Drakes Brook Dam, Glen Mervyn Dam, Logue Brook Dam and Lake Navarino (Waroona Dam).

**6. Regulation 38J amended**

In regulation 38J(a) delete “begins 50 m” and insert:

begins 300 m

**7. Regulation 38O amended**

In regulation 38O(3) in the definition of *non-possession period* delete “23 days” and insert:

period



**8. Regulation 64S amended**

## (1) In regulation 64S(2):

(a) delete paragraph (b) and insert:

(a) Capel River, including its tributaries; or

(b) Preston River, including its tributaries; or

(ca) the Collie River —

(i) upstream of the Australind Bypass Road and downstream of the Wellington Dam wall; and

(ii) upstream of the Mungalup Road Bridge;

or

(b) in paragraph (c) delete “or, subject to subregulation (4)(b),” and insert:

or

(c) delete paragraphs (e) and (f) and “or” after paragraph (e) and insert:

(e) Deep River, including its tributaries; or

(f) Gardner River, including its tributaries.

(d) after each of paragraphs (c) and (d) insert:

or

## (2) In regulation 64S(4):

(a) delete paragraphs (c) and (d) and “or” after each of them and insert:

(d) of Harvey Dam and the Harvey River upstream of the South Western Highway, including the tributaries flowing into those waters; or

(b) delete paragraph (g) and “or” after it and insert:

(g) of the Margaret River, including its tributaries but not including —

(i) the waters of the Margaret River within the area that begins 300 m upstream of the Bussell Highway Bridge and ends 50 m downstream of that bridge; or

- (ii) the waters of the Margaret River upstream of the Ten Mile Brook junction; or
  - (iii) the tributaries flowing into the part of the river described in subparagraph (ii);
- or
- (3) Delete regulation 64S(5).
- 9. Regulation 64T amended**
- In regulation 64T delete “64S(2), (4) or (5)” and insert:
- 64S(2) or (4)

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

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## JUSTICE

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JU301\*

Criminal Procedure Act 2004  
Juries Act 1957  
Criminal Appeals Act 2004  
Sentencing Act 1995

## Criminal Procedure Amendment Rules 2009

Made by the Judges of the Supreme Court.

**1. Citation**

These rules are the *Criminal Procedure Amendment Rules 2009*.

**2. Commencement**

These rules come into operation as follows —

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on the day after that day.

**3. Rules amended**

These rules amend the *Criminal Procedure Rules 2005*.

**4. Schedule 1 Form 11 replaced**

Delete Schedule 1 Form 11 and insert:

**11. Request that pending charges be dealt with (r. 44(1))**

<i>Sentencing Act 1995</i> <i>Criminal Procedure Rules 2005</i>		<b>Request that pending charges be dealt with</b>	
Supreme Court/District Court At: _____ Number: _____			
Accused	Full name: Address:	Date of birth:	
Charges before Supreme or District Court	Charge/Indict No.	Description of offence	
Request by accused	I am to be sentenced by the above Court for the above charges. I request the Court to also deal with the following pending charges against me.		
Pending charges in court of summary jurisdiction	Court location	Charge No.	Description of offence
Signature	..... Accused/Accused's lawyer		Date:
Accused's lawyer (if applicable)	Name: Firm: Address: Telephone: Fax:		
<b>Send this form to:</b> <b>Supreme Court of Western Australia</b> Stirling Gardens, Barrack Street, PERTH WA 6000 <b>or to:</b> <b>District Court of Western Australia</b> 500 Hay Street, PERTH WA 6000			

Dated: 8th October 2009.

Judges' signatures:

W. S. MARTIN

RALPH SIMMONDS

M. J. MURRAY

P. D. BLAXELL

N. J. OWEN

ANDREW BEECH

C. WHEELER

D. W. NEWNES

JOHN McKECHNIE

K. J. MARTIN

N. P. HASLUCK

G. MURPHY

C. PULLIN

S. D. HALL

ERIC M. HEENAN

## — PART 2 —

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### AGRICULTURE AND FOOD

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AG401\*

**BEEKEEPERS ACT 1963**  
**STOCK DISEASES (REGULATIONS) ACT 1968**  
**STOCK (IDENTIFICATION AND MOVEMENT) ACT 1970**  
 APPOINTMENTS

Department of Agriculture and Food,  
 South Perth WA 6151.

The Governor is pleased to appoint the following as Inspectors pursuant to—

Section 5 of the *Beekeepers Act 1963*—

Bridget Henshaw

Marissa Skeels

Section 8 (1) of the *Stock Diseases (Regulations) Act 1968*; and

Section 37 of the *Stock (Identification and Movement) Act 1970*—

Marissa Skeels

TERRY REDMAN MLA, Minister for Agriculture and Food.

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### CORRECTIVE SERVICES

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CS401\*

**PRISONS ACT 1981**  
 PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Commissioner of the Department of Corrective Services has issued the following Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Issue Date
Higgins	Jennifer Anne	AP 0586	01/10/2009

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN LAWRENCE, Manager Acacia Prison Contract.

8 October, 2009.

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### EDUCATION

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ED401

**EDITH COWAN UNIVERSITY ACT 1984**

EDITH COWAN UNIVERSITY COUNCIL (APPOINTMENT OF MEMBER) INSTRUMENT 2009

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under section 9(1)(a) of the *Edith Cowan University Act 1984*.

**Citation**

1. This is the *Edith Cowan University Council (Appointment of Member) Instrument (No. 1) 2009*.

**Appointment of member**

2. Dr Pamela Joy Garnett PhD is appointed to be a member of the Council of Edith Cowan University for the period ending on 21 September 2012.

Dated this 22nd day of September 2009.

R. KENNEDY, Clerk of the Executive Council.

**ED402****EDITH COWAN UNIVERSITY ACT 1984****EDITH COWAN UNIVERSITY COUNCIL (APPOINTMENT OF MEMBER) INSTRUMENT 2009**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under sections 9(1)(a) and 10 of the *Edith Cowan University Act 1984*.

**Citation**

1. This is the *Edith Cowan University Council (Appointment of Member) Instrument (No. 2) 2009*.

**Appointment of member**

2. Mr Kempton Cowan is reappointed to be a member of the Council of Edith Cowan University for a second term of 3 years commencing on 19 December 2009.

Dated this 22nd day of September 2009.

R. KENNEDY, Clerk of the Executive Council.

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**LOCAL GOVERNMENT**

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**LG501\*****BUSH FIRES ACT 1954**

*City of Stirling*

**FIREBREAK NOTICE**

All land owners and occupiers are required to install firebreaks by 30 November 2009 or within 14 days of becoming the owner or occupier of the land.

This is necessary to—

- help prevent the spread of fire
- allow easy access for emergency
- provide a break from which back burning can take place

The firebreak must be maintained up to and including 31 March 2010 and must be—

- clear of all combustible materials
- minimum width of three metres immediately inside all external boundaries of the land
- minimum width of three metres surrounding all buildings on the land

Rangers will conduct firebreak inspections from 1 December 2009. Where a firebreak is not installed by this date, an on the spot fine of \$250.00 will be issued to the owner, and the City will organise for a contractor to install the firebreak and recover the costs from the owner.

**Backyard burning and the use of incinerators are prohibited within the City of Stirling at all times.**

If the owner or occupier believes it is impractical to clear a firebreak they must apply in writing to the City of Stirling before **Friday 6 November 2009**.

For further information on the City's firebreak requirements call the City's Customer Contact Centre on 9345 8555.

STUART JARDINE, Chief Executive Officer.

LG502\*

**BUSH FIRES ACT 1954***City of Mandurah***FIRE NOTICE 2009/2010**

Notice to All Owners and/Or Occupiers of Land

**IMPORTANT INFORMATION RELATING TO YOUR RESPONSIBILITY AS A LAND OWNER IN THE CITY OF MANDURAH:**

Pursuant to the powers contained in Section 33 of the Bush Fires Act 1954 you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provisions of this Notice to the satisfaction of Council or its duly authorised officers.

This work must be carried out by **17 November 2009** OR WITHIN 14 DAYS OF BECOMING THE OWNER OR OCCUPIER, SHOULD THIS BE AFTER THAT DATE and kept maintained throughout the summer months until 31 May 2010.

PERSONS WHO FAIL TO COMPLY WITH THE REQUIREMENTS OF THIS NOTICE MAY BE ISSUED WITH AN INFRINGEMENT NOTICE OR PROSECUTED. WHERE THE OWNER FAILS TO COMPLY WITH THE REQUISITIONS OF THE NOTICE, COUNCIL OR ITS DULY AUTHORISED OFFICERS WILL CARRY OUT THE REQUIRED WORK AT THE COST OF THE OWNER OR OCCUPIER.

In addition, you may be required to carry out further works which may be deemed necessary and specified by way of a separate written notice forwarded to the address shown on the City of Mandurah rate records for that land.

If it is considered for any reason impractical to clear firebreaks as required by this Notice, or if natural features render firebreaks unnecessary, you may apply in writing to the City of Mandurah or its duly authorised officers, not later than **1 November 2009** for alternative positions, or other methods of fire prevention on your land. If permission is not granted, you must comply with the requirements of the Notice

**WHAT YOU ARE REQUIRED TO DO:****OCCUPIED OR UNOCCUPIED LAND LESS THAN 2023M<sup>2</sup>**

Where the area of the land is **less than 2023m<sup>2</sup>** **remove** all flammable material on the land except living standing trees, from the whole of the land by either ploughing, cultivating, scarifying, chemical spraying (followed by slashing down to ground level) or other approved method by an authorised officer of Council.

A 4 METRE FIRE BREAK IS NOT ACCEPTABLE.

**OCCUPIED OR UNOCCUPIED LAND 2023m<sup>2</sup> AND OVER**

When the area of land is 2023m<sup>2</sup> and over, provide a mineral earth firebreak at least 4 metres wide, with a vertical height clearance of 4.2 metres—

1. Immediately inside all external boundaries of the said land.
2. Immediately surrounding all outbuildings erected on the said land.

**IMPORTANT INFORMATION TO REMEMBER**

<b>RESTRICTED PERIOD</b>	<b>PROHIBITED BURNING</b>	<b>RESTRICTED PERIOD</b>
<b>PERMIT REQUIRED</b>		<b>PERMIT REQUIRED</b>
<b>1/4/2009-30/11/2009→</b>	<b>1/12/2009-31/3/2010</b>	<b>→ 1/4/2010-30/11/2010</b>

By order of the Council,

MARK R. NEWMAN, Chief Executive Officer.

**PLANNING**

PI101\*

*CORRECTION***PLANNING AND DEVELOPMENT ACT 2005**

**METROPOLITAN REGION SCHEME AMENDMENT 1161/41  
PARKS AND RECREATION RESERVATIONS FOR PUBLIC LANDS**

Call for Public Submissions

It is hereby notified for public information that the notice under the above Amendment No. 1161/41 published at page 3980 of the *Government Gazette* No. 179 dated 6 October 2009, contained an error which is now corrected by replacing the following date **Friday, 29 January 2009** with **Friday, 29 January 2010**.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

PI401\*

**ARMADALE REDEVELOPMENT ACT 2001**  
**WUNGONG URBAN WATER REDEVELOPMENT SCHEME 2007—**  
**AMENDMENT NO. 7**

Notice is hereby given that, in accordance with the consent of the Minister for Planning to its public notification, the proposed Wungong Urban Water Redevelopment Scheme 2007—Amendment No. 7 has been prepared by the Armadale Redevelopment Authority.

Amendment 7 proposes a number of textual changes to the Scheme to allow for an adopted Structure Plan to vary the Masterplan with respect to Place Code zonings and land use permissibilities.

A document setting out the Amendment is available for inspection or purchase at the offices of the Armadale Redevelopment Authority, 210-220 Jull Street Mall, Armadale, between the hours of 8.30 am and 4.30 pm, Monday to Friday, from 13 October 2009 until 24 November 2009. The document can also be viewed at the Authority's website at [www.ara.wa.gov.au](http://www.ara.wa.gov.au).

Written submissions on the proposed Scheme Amendment should be addressed to—

Executive Director  
Armadale Redevelopment Authority  
PO Box 816  
Armadale WA 6992

Submissions may also be hand delivered to the Authority's office. The closing date for all submissions is 5.00pm, 24 November 2009. Enquiries regarding the Amendment may be directed to Carly Pidco, Town Planning Officer, on 9399 0028.

JOHN ELLIS, Executive Director,  
Armadale Redevelopment Authority.

PI402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**METROPOLITAN REGION SCHEME MINOR AMENDMENT 1181/57**  
**EAST PARADE**

Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local governments of Bayswater, Stirling and Vincent and is seeking public comment.

The amendment proposes to transfer portions of various lots abutting the southern side of East Parade and Guildford Road from the primary regional road reservation to the urban zone, to transfer portion of various lots from the urban zone to the Guildford Road primary regional road reservation and to transfer a portion of a lot from the urban zone to the Guildford Road primary regional road reservation in the Metropolitan Region Scheme (MRS).

The Western Australian Planning Commission certifies that, in its opinion, the proposed amendment does not constitute a substantial alteration to the Metropolitan Region Scheme.

The plans showing the proposed change and the WAPC amendment report which explains the proposal, will be available for public inspection from Tuesday 13 October 2009 to Friday 18 December 2009 at each of the following places—

- Western Australian Planning Commission, 469 Wellington Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- Municipal office of the City of Bayswater
- Municipal office of the City Stirling
- Municipal office of the Town of Vincent

Documents are also available from the Planning WA website [www.planning.wa.gov.au](http://www.planning.wa.gov.au).

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 57. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, 469 Wellington Street, PERTH WA 6000; on or before 5.00pm **Friday, 18 December 2009**.

Late submissions will not be considered.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

**PI403\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Mandurah*  
Town Planning Scheme No. 3—Amendment No. 100

Ref: 853/6/13/12 Pt 100

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 Mandurah local planning scheme amendment on 30 September 2009 for the purpose of—

1. Rezoning Lots 88, 89 & 90 Leisure Way, Halls Head, from 'Special Development' R60 to Special Development.
2. Amending the Scheme Maps accordingly.

P. CREEVEY, Mayor.  
M. R. NEWMAN, Chief Executive Officer.

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**PI404\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Mandurah*  
Town Planning Scheme No. 3—Amendment No. 102

Ref: 853/6/13/12 Pt 102

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 Mandurah local planning scheme amendment on 30 September 2009 for the purpose of—

1. Rezoning the following properties from their current zoning, as listed below to 'Urban Development'—
  - Lot 506 Bortolo Drive, Greenfields—currently zoned R12.5/20;
  - Lot 509 Mandurah Road, Greenfields—currently zoned R12.5/20 and R40, Commercial and Local Recreation;
  - Pt Lot 51 Mandurah Road, Greenfields—currently un-zoned;
  - Lot 307 (Reserve 48035) Reynolds Avenue, Greenfields—currently reserved for Local Recreation;
  - Lot 308 (Reserve 47813) Calvert Place, Greenfields—currently reserved for Local Recreation; and
  - Portion of Montana Loop (abutting Lot 307 Reynolds Avenue—Reserve 48035) currently un-zoned.
2. Amending the Scheme Maps accordingly.

P. CREEVEY, Mayor.  
M. R. NEWMAN, Chief Executive Officer.

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**PI405\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Mandurah*  
Town Planning Scheme No. 3—Amendment No. 106

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 Mandurah local planning scheme amendment on 30 September 2009 for the purpose of—

1. Rezoning Lots 304 and 305 Dorothy Avenue, Falcon, from 'Residential' R12.5/20 to 'Service Commercial'.
2. Amending the Scheme Map accordingly.

P. CREEVEY, Mayor.  
M. R. NEWMAN, Chief Executive Officer.

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