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CONTENTS

PART 1

	Page
Dangerous Goods Safety Act 2004—Dangerous Goods Safety (Explosives) Amendment Regulations (No. 2) 2009	4737
Dental Act 1939—Dental Board Amendment Rules 2009	4735
Retail Trading Hours Act 1987—Retail Trading Hours (Tourism Precincts and Holiday Resorts) Amendment Regulations (No. 2) 2009	4733
State Superannuation Act 2000—State Superannuation Amendment Regulations 2009	4740

PART 2

Corrective Services	4744
Deceased Estates	4754
Health	4744
Local Government	4745
Marine/Maritime	4749
Minerals and Petroleum	4749
Parliament	4750
Planning	4750
Premier and Cabinet	4753
Training	4754
WorkCover	4754

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— PART 1 —

CONSUMER PROTECTION

CE301*

Retail Trading Hours Act 1987

Retail Trading Hours (Tourism Precincts and Holiday Resorts) Amendment Regulations (No. 2) 2009

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Retail Trading Hours (Tourism Precincts and Holiday Resorts) 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 1 January 2010.

3. Regulations amended

These regulations amend the *Retail Trading Hours (Tourism Precincts and Holiday Resorts) Regulations 2007*.

4. Regulation 4 replaced

Delete regulation 4 and insert:

4. Perth tourism precinct prescribed

The area of the State described in Schedule 1 Division 2 is prescribed as falling within the Perth tourism precinct for the purpose of section 12A(4) of the Act.

5. Schedule 1 Division 2 replaced

Delete Schedule 1 Division 2 and insert:

Division 2 — Perth tourism precinct

- (1) The area of the State contained within a line that starts at the western end of Bagot Road, Subiaco where it intersects with Railway Road, then continues in a north-easterly direction along Railway Road to where it intersects with Forrest Street, then continues in a northerly direction directly to the southern end of Harborne Street where it intersects with Roydhouse Street, then continues in a northerly direction along Harborne Street to where it intersects with Cambridge Street, then continues in an easterly direction along Cambridge Street to where it intersects with Southport Street, then continues in a generally northerly and north-westerly direction along Southport Street to where the northbound lane intersects with Lake Monger Drive, then continues in an easterly direction along Lake Monger Drive to where it becomes Vincent Street, then continues in an easterly direction along Vincent Street to where it intersects with William Street, then continues in a northerly and then north-easterly direction along William Street to where it intersects with Walcott Street, then (subject to subclause (3)) continues in a generally south-easterly direction along Walcott Street to where it intersects with Lord Street, then continues in an easterly direction directly to the eastern end of Pakenham Street, then continues in a generally easterly then south-easterly direction along Pakenham Street to where it intersects with Joel Terrace, then continues due east to the Swan River, then continues in a generally southerly direction along the western bank of the Swan River to the point where the Perth to Armadale railway line crosses the Swan River immediately to the south of the Graham Farmer Freeway, then continues along the eastbound track of the Perth to Armadale railway line in a generally easterly direction across the Swan River, then continues along that track in a generally south-easterly direction as far as Victoria Park Station and to the point on that track that is directly opposite where the eastern end of Duncan Street intersects with Kitchener Avenue, then continues in a generally south-westerly direction directly to the eastern end of Duncan Street where it intersects with Kitchener Avenue, then continues in a south-westerly direction along Duncan Street to where it intersects with the Albany Highway, then continues in a generally southerly direction along the Albany Highway to where it intersects with McMillan Street, then continues in a south-westerly direction along McMillan Street to where it becomes George Street, then continues in a south-westerly direction along George Street to where it intersects with South Terrace and Hayman Road, then continues in a westerly direction along South Terrace to the western end of South Terrace, then continues in a westerly direction directly to the northbound lane of the Kwinana Freeway, then continues in a generally northerly

direction along the northbound lane of the Kwinana Freeway, across the Narrows, to the point on the western bank of the Swan River where it starts to cross over Riverside Drive, then continues in a generally westerly direction along Riverside Drive to where it becomes Mounts Bay Road, then continues generally south-westerly along Mounts Bay Road to where it intersects with Winthrop Avenue, then continues generally northerly then generally north-easterly along Winthrop Avenue until it intersects with Aberdare Road and Thomas Street, then continues generally north-easterly along Thomas Street to where it intersects with Rokeby Road, then continues in a northerly direction along Rokeby Road to where it intersects with Bagot Road, then continues in a westerly direction along Bagot Road to the starting point.

- (2) Where the boundary of the area described in subclause (1) follows a road, street or highway, the precinct includes the strip of land that extends outwards for 100 metres from the outer edge of that road, street or highway so that general retail shops that are wholly or partially within that strip of land are within the precinct.
- (3) The Perth tourism precinct includes the stretch of Beaufort Street that begins at its intersection with Walcott Street and ends at its intersection with Queens Crescent, and includes the strip of land that extends outwards for 100 metres on either side of that stretch of Beaufort Street so that general retail shops on both sides of that stretch of road and that are wholly or partially within that strip are within the precinct.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

HEALTH

HE301*

Dental Act 1939

Dental Board Amendment Rules 2009

Made by the Dental Board of Western Australia with the approval of Governor in Executive Council.

1. Citation

These rules are the *Dental Board 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 *Dental Board Rules 1973*.

4. Rule 23 amended

- (1) In rule 23(1) delete “an endodontist, oral surgeon, oral and maxillofacial surgeon, orthodontist, paediatric dentist, periodontist or prosthodontist” and insert:

an endodontist, oral and maxillofacial radiologist, oral and maxillofacial surgeon, oral pathologist, oral surgeon, orthodontist, paediatric dentist, periodontist, prosthodontist, public health dentist, specialist in oral medicine, specialist in oral pathology and oral medicine, or special needs dentist

- (2) In rule 23(4) delete “endodontics, oral surgery, oral and maxillofacial surgery, orthodontics, paediatric dentistry, periodontics or prosthodontics.” and insert:

dento maxillo radiology, endodontics, oral and maxillofacial surgery, oral medicine, oral pathology, oral pathology and oral medicine, oral surgery, orthodontics, paediatric dentistry, periodontics, prosthodontics, public health dentistry (community oral health and epidemiology) or special needs dentistry (special care dentistry).

The Common Seal of the)
 Dental Board of Western)
 Australia was affixed in the)
 presence of —)

J. R. OWEN

President

W. CLARK

Registrar

Approved by the Governor in Executive Council,

R. KENNEDY, Clerk of the Executive Council.

MINERALS AND PETROLEUM

MP301*

Dangerous Goods Safety Act 2004

**Dangerous Goods Safety (Explosives)
Amendment Regulations (No. 2) 2009**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Dangerous Goods Safety (Explosives) 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 *Dangerous Goods Safety (Explosives) Regulations 2007*.

4. Regulation 3 amended

- (1) In regulation 3 delete the definition of ***AE Code***.
- (2) In regulation 3 insert in alphabetical order:

AE Code means the *Australian Code for the Transport of Explosives by Road and Rail*, Third Edition 2009, published by the Commonwealth of Australia (ISBN 978 0 642 32747 5 or ISBN 978 0 642 32753 6) (also called the Australian Explosives Code) including (for the avoidance of doubt) its technical appendices;

5. Regulation 8 amended

Delete regulation 8(2)(a) and “or” after it and insert:

- (a) in the AE Code Appendix 2 —
 - (i) it is named in an entry in column (2) that is not an entry referred to in the AE Code Appendix 6; and

- (ii) it is classified as Class 1 in column (3);
and
 - (iii) it satisfies the criteria in any Special Provision in the AE Code Appendix 3 that is applied to it by column (6); and
 - (iv) it satisfies any criteria applied to it by column (12);
- or

6. Regulation 104 amended

Delete regulation 104(2) and (3) and insert:

- (2) Subregulation (1) does not apply —
 - (a) to the AE Code section 8.2.3(1); or
 - (b) to the AE Code section 8.3.4(2); or
 - (c) to the AE Code section 8.4.4(1) in so far as it requires the owner of a vehicle that is transporting explosives to ensure the person who is driving it is authorised to do so under the Act; or
 - (d) to the AE Code section 8.5.6(2); or
 - (e) to a person, other than the prime contractor, in respect of the transport of an explosive named in, and transported in accordance with, Schedule 7 on a vehicle that is not transporting any other explosive.
- (3) Subregulation (2)(a) and (c) do not affect the operation of regulation 97(3) or section 15 of the Act.

7. Regulation 106 amended

In regulation 106(2) delete “clause 6.4.2(2),” and insert:

section 6.4.2(2),

8. Regulation 107 amended

In regulation 107(1) in the definition of *placarded vehicle* delete “clause 3.4.1.” and insert:

section 3.4.1.

9. Regulation 110 replaced

Delete regulation 110 and insert:

110. Contravention of certain provisions of AE Code an offence

- (1) Unless subregulation (2) says otherwise, the following provisions of the AE Code apply to and in relation to the transport of an explosive by a vehicle in a mine —
- (a) section 8.2.7(3) and —
 - (i) for the purposes of that section, Chapter 7; and
 - (ii) for the purposes of section 7.2.1(4), Chapter 6;
 - (b) section 8.3.3(1) and —
 - (i) for the purposes of section 8.3.3(1)(a), Chapter 6; and
 - (ii) for the purposes of section 8.3.3(1)(b), section 7.2; and
 - (iii) for the purposes of section 7.2.1(4), Chapter 6;
 - (c) section 8.3.6 and, for the purposes of section 8.3.6(1) and (2), section 3.4;
 - (d) section 8.3.9(1) and (2).
- (2) Despite subregulation (1), the following provisions of the AE Code do not apply to and in relation to the transport of an explosive by a vehicle in a mine —
- (a) sections 3.4.1(3) and (4), 3.4.2 and 3.4.3;
 - (b) sections 6.1.1, 6.3, 6.4.2, 6.4.3 and 6.4.4.
- (3) If a provision of the AE Code that, by virtue of subregulations (1) and (2), applies to and in relation to the transport of an explosive by a vehicle in a mine requires a person to do or not to do an act and the person contravenes the provision, the person commits an offence.

Penalty: a level 2 fine.

10. Regulation 158 amended

In regulation 158(a) delete “*Medical Act 1894*,” and insert:

Medical Practitioners Act 2008,

11. Regulation 162 amended

In regulation 162(1)(e)(i) delete “*Medical Act 1894*,” and insert:

Medical Practitioners Act 2008,

12. Regulation 206 inserted

At the end of Part 18 insert:

206. Compliance with AE Code Second Edition a defence until 1 January 2010

(1) In this regulation —

AEC 2 means the *Australian Code for the Transport of Explosives by Road and Rail*, Second Edition 2000, published by the Commonwealth of Australia (ISBN 0 642 41486 6) including (for the avoidance of doubt) its technical appendices.

(2) It is a defence to a charge of an offence against these regulations that is constituted by a contravention of a provision of the AE Code and alleged to have occurred before 1 January 2010 to prove the act or omission alleged would not have contravened AEC 2.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

SUPERANNUATION

SZ301*

State Superannuation Act 2000

**State Superannuation Amendment
Regulations 2009**

Made by the Governor in Executive Council.

Part 1 — Preliminary matters**1. Citation**

These regulations are the *State Superannuation 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.

**Part 2 — *State Superannuation Regulations 2001*
amended****3. Regulations amended**

This Part amends the *State Superannuation Regulations 2001*.

4. Regulation 3 amended

In regulation 3(1) delete the definition of *phased retirement benefit* and insert:

phased retirement benefit means a benefit from a superannuation fund that is payable only as a transition to retirement income stream as defined in the SIS Regulations regulation 6.01;

5. Regulation 50 amended

In regulation 50(1) in the definition of *protected amount* delete “regulations 79A and 79B —” and insert:

regulation 80B —

6. Regulation 59 inserted

After regulation 58 insert:

59. Contribution of insurance payments

If —

- (a) there is in force a policy of insurance entered into with an insurer under regulation 70C to provide salary continuance insurance for a West State Super Member; and
- (b) an amount becomes payable under that policy in respect of the Member,

the Board may accept payment of all or part of that amount from the insurer as a contribution for the Member.

7. Regulation 67 amended

In regulation 67(1)(db) delete “Division 5A; and” and insert:

Division 5A (including any amounts paid under regulation 59); and

8. Regulation 79A amended

Delete regulation 79A(6).

9. Regulation 79B amended

Delete regulation 79B(2).

10. Regulation 80B inserted

After regulation 80A insert:

80B. Effect of part payment on protected amount

(1) In this regulation —

part payment, in respect of a West State Super Member, means —

- (a) the payment of a benefit to or in respect of the Member; or
- (b) the transfer of an amount to another scheme or superannuation fund in partial satisfaction of the Member’s entitlement to a benefit from the West State Super Scheme; or
- (c) the reduction of the balance of the Member’s west state account under regulation 219F,

if the amount of the benefit, transfer or reduction is less than the whole of the balance of the Member’s west state account.

(2) If a part payment is made in respect of a West State Super Member who was a West State Super Member on 30 June 2001 —

- (a) if the amount of the part payment is less than the Member’s protected amount —
 - (i) on the day on which the part payment is made the Member’s protected amount is reduced by the amount of the part payment; and
 - (ii) on and after that day, the interest under paragraph (a)(ii) of the definition of *protected amount* in regulation 50(1) is to be calculated on the basis of that reduced amount;

or

- (b) if the amount of the part payment is equal to or greater than the Member's protected amount — on the day on which the part payment is made the Member's protected amount is reduced to zero.

11. Regulation 94A inserted

At the end of Part 3A Division 3 Subdivision 1 insert:

94A. Contribution of insurance payments

If —

- (a) there is in force a policy of insurance entered into with an insurer under regulation 113(5) to provide salary continuance insurance for a GESB Super Member; and
- (b) an amount becomes payable under that policy in respect of the Member,

the Board may accept payment of all or part of that amount from the insurer as a contribution for the Member.

12. Regulation 102 amended

In regulation 102(1)(e) delete “or 112; and” and insert:

or 112 (including any amounts paid under regulation 94A); and

Part 3 — *State Superannuation Amendment Regulations (No. 4) 2008* repealed

13. Regulations repealed

The *State Superannuation Amendment Regulations (No. 4) 2008* are repealed.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

— PART 2 —

CORRECTIVE SERVICES

CS401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Commissioner of the Department of Corrective Services has issued the following persons with Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Barndon	Justin Phillip	CS10-497	18/11/2009	20/11/2009	30/07/2011
Bell	Erin Nicole	CS10-499	18/11/2009	20/11/2009	30/07/2011
Bools	Jason Scott	CS10-500	18/11/2009	20/11/2009	30/07/2011
Brown	Shannan Norman	CS10-502	18/11/2009	20/11/2009	30/07/2011
Brown	Timothy David	CS10-503	18/11/2009	20/11/2009	30/07/2011
Critch	Nathan Troy	CS10-506	18/11/2009	20/11/2009	30/07/2011
Fanderlinden	Carmel Tina	CS10-508	18/11/2009	20/11/2009	30/07/2011
Fantoni	Francesca Therese	CS10-509	18/11/2009	20/11/2009	30/07/2011
Hamilton-Gray	Kerry Marie	CS10-511	18/11/2009	20/11/2009	30/07/2011
Jeffery	Maureen Margaret	CS10-514	18/11/2009	20/11/2009	30/07/2011
Keogh	Jacqueline Ann	CS10-515	18/11/2009	20/11/2009	30/07/2011
Kurtul	Cengiz	CS10-516	18/11/2009	20/11/2009	30/07/2011
Low	Hock Kuan Kenneth	CS10-518	18/11/2009	20/11/2009	30/07/2011
McDade	Glenn Stephen	CS10-519	18/11/2009	20/11/2009	30/07/2011
Merrifield	Sharon	CS10-520	18/11/2009	20/11/2009	30/07/2011
Partridge	Leonard John	CS10-521	18/11/2009	20/11/2009	30/07/2011
Purell	Michael James	CS10-523	18/11/2009	20/11/2009	30/07/2011
Setter	Tiffany Margaret	CS10-526	18/11/2009	20/11/2009	30/07/2011
Sidhu	Gagandeep Singh	CS10-527	18/11/2009	20/11/2009	30/07/2011
Smith	Richard Steven	CS10-530	18/11/2009	20/11/2009	30/07/2011
Smythe	Dorothy Ekunsumi	CS10-531	18/11/2009	20/11/2009	30/07/2011
Sotirakoglou	Jill Dianne	CS10-532	18/11/2009	20/11/2009	30/07/2011
Steenkamp	Gert Johannes	CS10-534	18/11/2009	20/11/2009	30/07/2011
Stoffels	Christine Marche	CS10-535	18/11/2009	20/11/2009	30/07/2011
Van Gemmert	Grace Marie	CS10-538	18/11/2009	20/11/2009	30/07/2011
Wheadon	Patsy Anne	CS10-539	18/11/2009	20/11/2009	30/07/2011

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

BRIAN LAWRENCE, CSCS Contract Manager.

HEALTH

HE401*

MEDICAL PRACTITIONERS ACT 2008

MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 26) 2009

Made by the Minister for Health pursuant to section 34(1) of the *Medical Practitioners Act 2008*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 26) 2009*.

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 34(2)(b)(iv) of the Act.

Expiry of determination

4. This determination expires two years after its commencement.

SCHEDULE

GENERAL MEDICAL SERVICES AT THE JINDALEE MEDICAL CENTRE IN THE SUBURB OF JINDALEE IN THE CITY OF WANNEROO.

Dated this 17th day of November 2009.

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

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

Shire of Carnamah

(BASIS OF RATES)

Department of Local Government

DLG: CA5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 29 October 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE**ADDITIONS TO GROSS RENTAL VALUE AREA**

Shire of Carnamah

All those portions of land comprised in the schedules below—

SCHEDULE “A”

All that portion of land being Lot 24 as shown on Plan 3598; Lot 576 as shown on Plan 3698; Lot 133 and Lot 155 as shown on Plan 4553; Lot 46 as shown on Plan 5879; Lot 16 as shown on Plan 7216; Lot 19 as shown on Plan 9452; Lot 3 as shown on Plan 14190; Lot 99 as shown on Plan 22611 and Lot 8 as shown on Plan 23073.

SCHEDULE “B”

All that portion of land being Lot 57 as shown on Deposited Plan 26215; Lot 1000 as shown on Deposited Plan 51119; Lot 101 and Lot 102 as shown on Deposited Plan 55665; Lots 501 to 506 inclusive as shown on Deposited Plan 57576 and Lot 202 as shown on Deposited Plan 57965.

SCHEDULE “C”

All that portion of land being Lot 1 as shown on Diagram 11749; Lot 4 as shown on Diagram 16606; Lot 3 as shown on Diagram 19462; Lot 3 as shown on Diagram 45558; Lot 1 as shown on Diagram 45559; Lot 6 as shown on Diagram 60674; Lot 5 as shown on Diagram 64232; Lot 30 as shown on Diagram 86393 and Lot 1 as shown on Diagram 98336.

SCHEDULE “D”

All that portion of land being Lot 2 as shown on Strata Plan 12303.

LG402***LOCAL GOVERNMENT ACT 1995***City of Albany*
(BASIS OF RATES)

Department of Local Government

DLG: AL5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 24 November 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE**ADDITION TO GROSS RENTAL VALUE AREA***City of Albany*

All that portion of land being Lots 245 to 260 inclusive, Lot 3001 and Lot 9000 as shown on Deposited Plan 63838.

LG403***LOCAL GOVERNMENT ACT 1995***City of Albany*
(BASIS OF RATES)

Department of Local Government

DLG: AL5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be unimproved value for the purposes of rating with effect from 29 September 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE**ADDITION TO UNIMPROVED VALUE AREA***City of Albany*

All that portion of land being Lot 1001 as shown on Deposited Plan 47513.

LG404***LOCAL GOVERNMENT ACT 1995***Shire of Denmark*
(BASIS OF RATES)

Department of Local Government

DLG: DE5-4#04

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, Director General of the Department of Local Government under delegation from the Hon John Castrilli MLC, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be unimproved value for the purposes of rating with effect from 1 July 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE
ADDITION TO UNIMPROVED VALUE AREA
Shire of Denmark

All that portion of land being Lot 9000 as shown on Deposited Plan 61016.

LG405*

LOCAL GOVERNMENT ACT 1995
Shire of Augusta-Margaret River
(BASIS OF RATES)

Department of Local Government

DLGRD: AM5-4#06

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, Director General of the Department of Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 20 October 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE
ADDITION TO GROSS RENTAL VALUE AREA
Shire of Augusta-Margaret River

All that portion of land being Lot 1 as shown on Diagram 34391.

LG406*

LOCAL GOVERNMENT ACT 1995
City of Swan
(BASIS OF RATES)

Department of Local Government

DLG: SW5-4#04

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 22 October 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE
ADDITIONS TO GROSS RENTAL VALUE AREA
City of Swan

All those portions of land comprised in the schedules below—

SCHEDULE "A"

All that portion of land being Lot 24 as shown on Plan 3598; Lot 576 as shown on Plan 3698; Lot 133 and Lot 155 as shown on Plan 4553; Lot 46 as shown on Plan 5879; Lot 16 as shown on Plan 7216; Lot 19 as shown on Plan 9452; Lot 3 as shown on Plan 14190; Lot 99 as shown on Plan 22611 and Lot 8 as shown on Plan 23073.

SCHEDULE "B"

All that portion of land being Lot 57 as shown on Deposited Plan 26215; Lot 1000 as shown on Deposited Plan 51119; Lot 101 and Lot 102 as shown on Deposited Plan 55665; Lots 501 to 506 inclusive as shown on Deposited Plan 57576 and Lot 202 as shown on Deposited Plan 57965.

SCHEDULE "C"

All that portion of land being Lot 1 as shown on Diagram 11749; Lot 4 as shown on Diagram 16606; Lot 3 as shown on Diagram 19462; Lot 3 as shown on Diagram 45558; Lot 1 as shown on

Diagram 45559; Lot 6 as shown on Diagram 60674; Lot 5 as shown on Diagram 64232; Lot 30 as shown on Diagram 86393 and Lot 1 as shown on Diagram 98336.

SCHEDULE "D"

All that portion of land being Lot 2 as shown on Strata Plan 12303.

LG407*

CITY OF BAYSWATER
APPOINTMENT OF RANGERS

It is hereby notified for public information that, Elan Tzabary, James Burke, Geoff Copley, Steven Chua, Ray McArthur, Robert Butler have been appointed as authorized officers to exercise powers pursuant to the following legislations—

1. Local Government Act 1995
2. Council's Local Laws
3. To exercise power under Part XX of the Local Government (Miscellaneous Provisions) Act 1960;
4. Section 449 of the Local Government (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger;
5. Dog Act 1976 and Regulations
6. Litter Act 1979 and Regulations
7. Local Government "Parking for Disabled Persons" Regulations 1996
8. Control of Vehicles (Off-road areas) Act 1978
9. Bush Fires Act

It is hereby notified for public information that, Clint Bridgeman, Reuben Fryer, Aaron Watson, Karen Myles, Arek Mazurkiewicz, Jeff Noye, Christian Aguire, Marcello Di Illaco, Kim Stockley, Nick Towill and Ashley Smith have been appointed as authorized officers to exercise powers pursuant to the following legislations—

1. Local Government Act 1995
2. Council's Local Laws excluding Dogs Local Laws
3. To exercise power under Part XX of the Local Government (Miscellaneous Provisions) Act 1960;
4. Litter Act 1979 and Regulations
5. Local Government "Parking for Disabled Persons" Regulations 1996
6. Control of Vehicles (Off-road areas) Act 1978
7. Bush Fires Act

All previous appointments are hereby cancelled.

FRANCESCA LEFANTE, Chief Executive Officer.

LG408*

SHIRE OF AUGUSTA-MARGARET RIVER
APPOINTMENT OF AUTHORISED PERSON AND REGISTRATION OFFICER

It is hereby notified for public information that—

Shona Lea Robilliard has been appointed as an Authorised Person of the Shire of Augusta-Margaret River pursuant to the following—

To exercise powers under Part XX of the Local Government (Miscellaneous Provisions) Act 1960; Section 449 of the Local Government Act (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger.

Part 9, Division 2 of the Local Government Act 1995;

Section 3.39 of the Local Government Act 1995 as an Authorised Person;

Section 9.13, 9.15 and 9.16 of the Local Government Act 1995 as an Authorised Person,

and as an Authorised Person pursuant to the following—

Dog Act 1976 (as amended) and Regulations;

Control of Vehicles (Off Road Areas) Act 1978-1985 (as amended) and Regulations;

Litter Act 1979-1981 (as amended) and Regulations;

Bush Fires Act 1954 (as amended) and Regulations;

Caravan Parks and Camping Grounds Act 1995 (as amended) and Regulations 1997;

All Shire of Augusta-Margaret River Local Laws.

and that the following person is appointed as a Registration Officer pursuant to the *Dog Act 1976*
 Laura Elizabeth McCabe

All previous appointments are still in effect with the exception of the appointment relating to Todd Ashley Quartermaine which is hereby cancelled.

GARY EVERSLED, Chief Executive Officer.

MARINE/MARITIME

MX101*

PRINTERS CORRECTION
NAVIGABLE WATERS REGULATIONS 1958
 WATER SKI AND SPEED BOAT AREA

Heirisson Island
 Swan River

An error occurred in the notice published under the above heading on page 4636 of *Government Gazette* No. 208 dated 17 November 2009 and is corrected as follows.

Degree signs in longitude and latitude appeared as zeros, therefore for clarity purposes the complete notice has been re-published.

NAVIGABLE WATERS REGULATIONS 1958
 WATER SKI AND SPEED BOAT AREA

Heirisson Island
 Swan River

Department of Transport,
 Fremantle WA, 17 November 2009.

Acting pursuant to the powers conferred by Regulation 48A and 10A of the *Navigable Waters Regulations 1958* the Department of Transport by this notice revokes Notice MH404 1(b)(1)(iii) as published in the *Government Gazette* on 25 October 1991, and hereby defines and sets aside the following area of navigable waters for the purpose of racing of speedboats between the hours of sunrise and sunset only, and orders that bathing shall be prohibited therein:-

All the waters of the Swan River bounded by both a line commencing at 31°57.723'S, 115°53.205'E (on the northern tip of Heirisson Island); thence to the starboard lit navigation marker at approximately 31°57.291'S, 115° 53.178'E (800 metres northerly); thence to 31° 57.283'S, 115°53.267'E (on the foreshore approximately 140 metres easterly); and another line commencing 31°57.790'S, 115°53.462'E (on the foreshore at Burswood Park approximately 570 metres north-east of the Causeway); thence to 31°57.806"S, 115°53.254'E (on the eastern tip of Heirisson Island)—

Providing however that this area is set aside and under the control of the WA Council of the Australian Power Boat Association and that this area may be extended into the water ski area south—west of this area which has been set aside for use and controlled by the Western Australian Water Ski Association Inc by prior mutual agreement by both Associations. All coordinates based on GDA 94.

DAVID HARROD FNI, General Manager,
 Marine Safety, Department of Transport.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia
OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006
 GRANT OF PRODUCTION LICENCE WA-42-L

Production Licence WA-42-L has been granted to BHP Billiton Petroleum (Australia) Pty Ltd and Apache PVG Pty Ltd to have effect from and including 18 November 2009.

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

MP402*

Commonwealth of Australia
OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006
 GRANT OF PRODUCTION LICENCE WA-43-L

Production Licence WA-43-L has been granted to BHP Billiton Petroleum (Australia) Pty Ltd, Apache Permits Pty Ltd and Inpex Alpha Ltd to have effect from and including 18 November 2009.

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

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Royal Assent to Bills

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Acts passed by the Legislative Council and the Legislative Assembly during the First Session of the Thirty-Eighth Parliament.

Title of Act	Date of Assent	Act No.
Bush Fires Amendment Act 2009	17 November 2009	25 of 2009
Criminal Code Amendment (Graffiti) Act 2009	17 November 2009	26 of 2009
First Home Owner Grant Amendment Act 2009	17 November 2009	27 of 2009

Dated 19 November 2009.

MALCOLM PEACOCK, Clerk of the Parliaments.

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005
 APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Harvey

Town Planning Scheme No. 1—Amendment No. 81

Ref: 853/6/12/18 Pt 81

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 Harvey local planning scheme amendment on 14 October 2009 for the purpose of—

1. Rezoning Lot 24 Perron Road, Brunswick from “General Farming” to “Intensive Farming”;
2. Amending the Scheme Map accordingly.

P. F. MONAGLE, Shire President.
 M. A. PARKER, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
 APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Geraldton-Greenough

Town Planning Scheme No. 3 (Geraldton)—Amendment No. 54

Ref: 853/3/2/7 Pt 54

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 Geraldton-Greenough local planning scheme amendment on 27 October 2009 for the purpose of—

1. Amending Schedule 2—Additional Uses by inserting an Additional Use as follows—

No	Site	Uses
A55	Lot 9 Pollard Street, West End	Car Parking

2. Modifying the scheme map accordingly.

ANTHONY BRUN, Chief Executive Officer.
 IAN CARPENTER, Mayor.

PI403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Leonora

Town Planning Scheme No. 1—Amendment No. 10

Ref: 853/11/9/1 Pt 10

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 Leonora local planning scheme amendment on 11 November 2009 for the purpose of—

1. Modifying the Scheme Amendment Map to include the subject land in the ‘Special Site Zone—Heritage Place’.
2. Including the subject land in ‘Schedule 2—Special Sites’, as follows—

SCHEDULE 2—SPECIAL SITES

Location	Permitted Use	Conditions of Use
Former Stationmaster’s House—Kurrajong Street on Deposited Plan 62275	Applications for planning consent for the uses listed below shall be determined by the Council as though they are classified as ‘AA’ uses under clause 3.2.2. Bed and Breakfast Office Club Premises Community Purpose Consulting Rooms Exhibition Centre Industry—Cottage Museum Medical Centre Reception Centre Restaurant Residential—Single House Veterinary Hospital	<ol style="list-style-type: none"> 1. The objectives of the zone are to acknowledge the contribution that the station master’s house makes to the town and to conserve and protect its cultural heritage. 2. When considering applications for planning approval, Council shall have regard to and may impose conditions relating to— <ol style="list-style-type: none"> (a) Compatibility of development with the existing heritage building and its cartilage; (b) Impact of the development on the historic values of the building and place; (c) Measures to protect and enhance the historic values of the building and place; (d) The advice and recommendations of the Heritage Council of Western Australia for the protection of the building and place; and (e) Compatibility of development with the adjacent rail freight operations and the buffer zone requirements of the Leonora Wastewater Treatment Plant. 3. Development standards for the ‘Town Centre Zone’ as per clause 4.3 shall apply for development on this site.

3. Including the following additional definitions in ‘Schedule 1—Interpretation’—

“**bed and breakfast**” means a dwelling, used by a resident of the dwelling, to provide accommodation for persons away from their normal place of residence on a short-term commercial basis and includes the provision of breakfast;

“**exhibition centre**” means premises used for the display, or display and sale, of materials of an artistic, cultural or historical nature, and includes a museum or art gallery;

“**industry—cottage**” means a trade or light industry producing arts and crafts goods which does not fall within the definition of a home occupation and which—

- (a) Does not cause injury to or adversely affect the amenity of the neighbourhood.
- (b) Where operated in a residential zone, does not employ any person other than a member of the occupier’s household;
- (c) Is conducted in an out-building which is compatible with the principal uses to which land in the zone in which it is located may be put;
- (d) Does not occupy an area in excess of 50 square metres in area; and
- (e) Does not display a sign exceeding 0.2 square metres in area.

“**Medical centre**” means premises, other than a hospital, used by one or more health consultants for the investigation or treatment of human injuries or ailments and for general outpatient care (including preventative care, diagnosis, medical and surgical treatment, and counselling).

G. R. DAWES, Shire President.
 J. G. EPIS, Chief Executive Officer.

PI404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Leonora

Town Planning Scheme No. 1—Amendment No. 11

Ref: 853/11/9/1 Pt 11

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 Leonora local planning scheme amendment on 11 November 2009 for the purpose of—

1. Rezoning Lot 1342 Hall Street from “Industrial” to “Mining Accommodation”.
2. Rezoning Lot 977 on Plan 215257 from ‘Industrial’ to ‘Rural’.
3. Rezoning portion of unallocated crown land bounded by Court, Semken and Otterburn Streets from ‘Rural’ to ‘Industrial’.
4. Rezoning Lot 96 Tower Street and Lots 17, 18, 19, 21 and 22 Gwalia Street from ‘Town Centre’ and ‘Residential’ to ‘Recreation’.

G. R. DAWES, Shire President.
J. G. EPIS, Chief Executive Officer.

PI405*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Gosnells

Town Planning Scheme No. 6—Amendment No. 103

Ref: 853/2/25/8 Pt 103

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 Gosnells local planning scheme amendment on 27 October 2009 for the purpose of—

1. Rezoning the South Maddington Planning Precinct area from General Rural to Residential Development, as depicted on the scheme amendment map.
2. Modifying Clause 7.2.1 of the Scheme Text to read as follows—
 - 7.2.1 Unless otherwise determined in accordance with Clause 7.2.5, the Council requires an Outline Development Plan for land zoned Residential Development before recommending subdivision or issuing planning approval for development or the use of any land.
3. Inserting a new Clause 7.2.5 of the Scheme Text to read as follows—
 - 7.2.5 The Council may, by absolute majority, support subdivision or approve development in the absence of an ODP where it is satisfied that such a proposal will not prejudice the orderly and proper future planning and development of the surrounding area.

O. SEARLE, Mayor.
I. COWIE, Chief Executive Officer.

PI406*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Rockingham

Town Planning Scheme No. 2—Amendment No. 93

Ref: 853/2/28/4 Pt 93

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Rockingham local planning scheme amendment on 11 November 2009 for the purpose of—

1. Modifying the contents by inserting after “4.22 License Premises Applications”, “4.23 Detailed Area Plans”
2. Amending Clause 4.3.1 by deleting “Council adopt” and inserting instead “Council may adopt”.
3. Amending Clause 4.16.2(b) by deleting “and the Home Business Policy”.
4. Amending the interpretation of “Minister” in Schedule No. 1 by deleting “and Infrastructure”.
5. Including ‘Communications Antennae—Domestic’ as a permitted (“P”) use in provision 3 of Schedule No. 5—Special Residential Zones relating to Planning Unit 4 of the Rural Land Strategy.

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

PI501*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME AMENDMENT 1161/41
Parks and Recreation Reservations for Public Lands
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 Armadale, Bassendean, Bayswater, Belmont, Canning, Cockburn, Fremantle, Gosnells, Joondalup, Kalamunda, Kwinana, Mundaring, Rockingham, Serpentine-Jarrahdale, Stirling, Subiaco, Swan and Wanneroo and is seeking public comment.

The amendment proposes to update zones and reservations in the Metropolitan Region Scheme (MRS) in relation to public lands.

The main purpose of the proposed amendment is to include within the parks and recreation reservation of the MRS various pieces of publicly owned land to reflect their regional significance. Additionally, some properties are proposed to be rezoned to better reflect their current use and purpose within the MRS.

Display locations

The plans showing the proposed change and the WAPC's amendment report which explains the proposal will be available for public inspection from Tuesday 6 October 2009 to Friday 29 January 2010 at each of the following places—

- Western Australian Planning Commission, Wellington Street, Perth;
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre;

Council Offices of the municipalities of—

- | | |
|--|--|
| <ul style="list-style-type: none"> • City of Perth • City of Fremantle • City of Armadale • City of Bayswater • City of Belmont • City of Canning • City of Cockburn • City of Gosnells • City of Joondalup • City of Rockingham | <ul style="list-style-type: none"> • City of Stirling • City of Subiaco • City of Swan • City of Wanneroo • Town of Bassendean • Town of Kwinana • Shire of Kalamunda • Shire of Mundaring • Shire of Serpentine-Jarrahdale |
|--|--|

Documents are also available from the WAPC's website www.wapc.wa.gov.au.

Submissions

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 41. 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, 29 January 2010**.

Late submissions will not be considered.

TONY EVANS, Secretary,
Western Australian Planning Commission.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984
MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon T R Buswell MLA to act temporarily in the office of Minister for Energy; Training and Workforce Development in the absence of the Hon P C Collier MLC for the period 16 to 31 January 2010 (both dates inclusive).

P. CONRAN, Director General,
Department of the Premier and Cabinet.

PC402*

INTERPRETATION ACT 1984
MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon S M O'Brien MLC to act temporarily in the office of Minister for Mines and Petroleum; Fisheries; Electoral Affairs in the absence of the Hon N F Moore MLC for the period 20 to 24 November 2009 (both dates inclusive).

P. CONRAN, Director General,
Department of the Premier and Cabinet.

TRAINING

TA401*

VOCATIONAL EDUCATION AND TRAINING ACT 1996
CENTRAL INSTITUTE OF TECHNOLOGY ORDER 2009

Made by the Minister for Training under section 35(c) of the *Vocational Education and Training Act 1996*.

1. Citation

This order may be cited as the *Central Institute of Technology Order 2009*.

2. Commencement

This order comes into operation on 1 January 2010.

3. Renaming of college

The college known by the name, **Central TAFE** is continued under the name **Central Institute of Technology**.

4. References to Central TAFE

(1) Nothing in clause 3 is to be taken as having affected the identity of a college formerly known by the name, Central TAFE.

(2) A reference to a college formerly known by the name Central TAFE in any instrument, contract, legal proceedings or other documents made or commenced before the date on which this order comes into operation is to be read and construed as a reference to the college with the new name of Central Institute of Technology.

WORKCOVER

WC401*

WORKERS' COMPENSATION AND INJURY MANAGEMENT ACT 1981
APPROVED MEDICAL SPECIALISTS ORDER (NO. 6) 2009

Made by WorkCover WA under section 146F(4) of the Act.

1. Citation

This order is the *Approved Medical Specialists Order (No. 6) 2009*.

2. Approved medical specialists

The following medical practitioner's designation as an approved medical specialist under section 146F(4) of the Act is cancelled—

Dr Mark Duncan-Smith

MICHELLE REYNOLDS, Chief Executive Officer.
WORKCOVER WA.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Derek George Morrison late of 15 Nelson Street, Albany in the State of Western Australia, Commercial Cleaner, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of Derek George Morrison deceased who died on the 28th day of August 2009 at Collie, in the said State are required by the personal representative Colin Ross Morrison of 56 Greenshields Street, Albany, Western Australia to send particulars of their claims to David Moss & Co of PO Box 5744, Albany W.A. 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.