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# — PART 1 —

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## PROCLAMATIONS

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AA101\*

**ARSON LEGISLATION AMENDMENT ACT 2009**

No. 43 of 2009

PROCLAMATION

Western Australia

By His Excellency

*Doctor Kenneth Comninos Michael,  
Companion of the Order of Australia,  
Governor of the State of Western Australia*

[L.S.]

KENNETH COMNINOS MICHAEL  
Governor

I, the Governor, acting under the *Arson Legislation Amendment Act 2009* section 2(b) and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which the provisions of that Act, other than section 1 and 2, come into operation.

Given under my hand and the Public Seal of the State on 15 December 2009.

By Command of the Governor,

R. JOHNSON, Minister for Police.

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## ENERGY

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EN301\*

**National Gas Access (WA) Act 2009**

### **National Gas Access (WA) Adoption of Amendments Order 2009**

Made by the Minister under section 7A(2) of the Act and the *Interpretation Act 1984* section 25(1).

**1. Citation**

This order is the *National Gas Access (WA) Adoption of Amendments Order 2009*.

**2. Commencement**

This order comes into operation when the *National Gas Access (WA) Act 2009* Part 2 comes into operation.

**3. Amendments declared to be relevant to WA**

- (1) In this clause —  
*SA (AEMO) Act 2009* means the *National Gas (South Australia) (National Gas Law — Australian Energy Market Operator) Amendment Act 2009* (South Australia).
- (2) Under section 7A(2) of the Act it is declared that the following provisions of the SA (AEMO) Act 2009 are relevant to the Western Australian National Gas Access Law text —
- (a) section 6(1) to the extent that it deletes the definition of *designated pipeline*;
  - (b) section 6(2) to the extent that it inserts the definition of *designated pipeline*.

Date: 9/12/2009.

P. C. COLLIER, Minister for Energy.

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**JUSTICE**

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JU301\*

Guardianship and Administration Act 1990

**Guardianship and Administration Amendment  
Regulations (No. 2) 2009**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Guardianship and Administration 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* (*gazettal day*);
- (b) the rest of the regulations —
  - (i) when the *Acts Amendment (Consent to Medical Treatment) Act 2008* section 4 comes into operation; or

(ii) gazettal day,  
whichever is later.

**3. Regulations amended**

These regulations amend the *Guardianship and Administration Regulations 2005*.

**4. Schedule 1 amended**

Delete “*witness’s residential*” (each occurrence) and insert:

*witness’s*

**5. Schedule 2 amended**

Delete “*witness’s residential*” (each occurrence) and insert:

*witness’s*

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

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## LOCAL GOVERNMENT

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LG301\*

**LOCAL GOVERNMENT ACT 1995**

*Shire of Dandaragan*

**SAND DRIFT PREVENTION AND ABATEMENT LOCAL LAW 2009**

Under the powers conferred by the *Local Government Act 1995* and by all other powers enabling it, the Council of the Shire of Dandaragan resolved on 12 February 2009 to make the following local law.

**PART I—PRELIMINARY**

**1.1 Citation**

This local law may be cited as the *Shire of Dandaragan Sand Drift Prevention and Abatement Local Law 2009*.

**1.2 Interpretation**

(1) In this local law unless the context otherwise requires—

“**Act**” means the *Local Government Act 1995*;

“**district**” means the district of the Shire of Dandaragan and includes any area placed under the jurisdiction of the local government pursuant to any Act or Regulation;

“**local government**” means the Shire of Dandaragan;

“**occupier**” includes any person who at the time the notice is served is in possession or control of any place or part of any place or authorised by the owner, lessee, licensee or any other person empowered to exercise control in relation to a place to perform any work in relation to any place and without limiting the generality of the foregoing and for the avoidance of doubt includes a builder or contractor;

“**person**” includes a public body, company or association or other body of persons corporate or un-incorporate;

“**sand**” means any granular material consisting of small eroded fragments of rocks finer than gravel whether or not forming part of a beach, desert or bed of any river and includes dust and organic matter;

“**rural land**” means land of a surface area exceeding one hectare and which is used for rural purposes.

(2) Where in this local law a duty, obligation or liability is imposed on an “owner or occupier of land or premises”, the duty shall be deemed to be imposed jointly and severally on each of the owner and occupier in relation to the land or premises.

(3) Where under this local law an act is required to be done or forbidden to be done in relation to any land or premises, the owner or occupier of the land or premises has the duty of causing to be done the act so required to be done, or of preventing from being done the act forbidden to be done.

(4) Where this local law refers to the giving of a notice, other than the giving of an infringement notice, no particular form is prescribed and it will be sufficient that the notice be in writing giving sufficient details to enable the owner or occupier to know the offence committed and the measures required to be taken or conditions to be complied with, as the case may be.

### **1.3 Application**

This local law applies to all land in the district except rural land.

## **PART 2—PROHIBITED ACTIVITIES**

### **2.1 Prohibited activities**

Where any sand is released or escapes from land or premises, whether by means of wind, water or any other cause, inclusive of a contravention of a planning approval the owner or occupier of the land or premises commits an offence.

## **PART 3—SERVING OF NOTICES**

### **3.1 Serving of notice to clean up and make good damage etc**

The local government may serve on an owner or occupier of any land or premises in the district from which any sand has been released or has escaped a notice requiring the owner or occupier to clean up and make good any damage or unsightly effects resulting from that release or escape, and where the notice specifies a time or date, the requirements set out in the notice must be completed by the time or date specified.

### **3.2 Serving of notice specifying conditions**

Where the local government is of the opinion that as a result of an activity being carried, or likely to be carried on from any land or premises sand may be released or may escape, the local government may cause to be given to the owner or occupier a notice providing that the activity can only be carried on subject to conditions and specifying the conditions.

### **3.3 Failure to comply with notice**

(1) Where an owner or occupier—

(a) fails to comply with a notice issued pursuant to clause 3.1; or

(b) fails to comply with any conditions specified pursuant to clause 3.2;

the local government may undertake or cause to be undertaken the work specified in the notice.

### **3.4 Local government may undertake work**

(1) Where the local government pursuant to clause 3.3 undertakes or causes to be undertaken any work or carries out or causes to be carried out any conditions, it may cause to be given to the owner or occupier of the land or premises written notice of the amount expended by the local government in carrying out that work.

(2) The amount specified in the notice must be paid to the local government within 14 days of the service of the notice.

(3) If the amount specified is not paid to the local government within 14 days from the service of the notice given under clause 3.4(1), the local government may recover it, as well as the costs of proceedings, and interest thereon, in a court of competent jurisdiction.

### **3.5 Cancellation of notices**

(1) Where a notice is served on the owner or occupier of any land or premises and the owner or occupier satisfies the local government within 14 days from the date of the giving of the notice that—

(a) it was not responsible for the conduct in respect of which the notice was given pursuant to clause 3.1, or the activity in respect of which conditions were imposed pursuant to clause 3.2 as the case may be; and

- (b) it took all reasonable precautions to prevent the conduct or all reasonable steps to comply with, or cause the conditions to be complied with, as the case may be; and
  - (c) where another person was responsible for the conduct, it identifies the person responsible for the conduct sufficiently to enable the notice to be issued to that person; the local government may cancel the notice.
- (2) Without derogating from the generality of clause 3.5(1) an owner or occupier will be responsible for the conduct or compliance with conditions within the meaning of clause 3.5(1) if—
- (a) in the case of conduct, the conduct took place with the owner or occupier's knowledge, consent or approval; or
  - (b) in the case of conditions, the owner or occupier was aware of the activity in respect of which the conditions were imposed.
- (3) If the local government decides to cancel the notice it may within 28 days from the date of cancellation cause a notice ("the second notice") to be issued to the person identified by the person to whom the notice was originally given as being responsible for the conduct in respect of which the notice was issued.
- (4) Where the second notice is issued pursuant to clause 3.5(3) the provisions of Part 3 shall apply to the second notice on and from the date of service of the notice.

#### **PART 4—LOCAL GOVERNMENT MAY ENTER LAND OR PREMISES**

##### **4.1 Local government may enter land or premises**

- (1) The local government may lawfully enter upon any land or premises for the purpose of giving effect to, or carrying out, any provision of this local law in accordance with Part 3, Division 3, Subdivision 3 of the Act.
- (2) A person must not prevent or impede a duly authorised officer or employee of the local government from carrying out his or her duties under this local law.

#### **PART 5—OFFENCES**

##### **5.1 Offences and penalties**

- (1) A person who—
- (a) contravenes clause 2.1;
  - (b) fails to comply with a notice served under clause 3.1;
  - (c) carries on an activity without complying with a notice issued under clause 3.2; or
  - (d) contravenes clause 4.1 of this local law;
- commits an offence, in respect of which the local government may issue an infringement notice.
- (2) A person who commits an offence under clause 5.1(1) is liable to—
- (a) a penalty which is not more than \$2,000 and not less than:
    - (i) in the case of a first such offence, \$200;
    - (ii) in the case of a second such offence, \$400; and
    - (iii) in the case of a third or subsequent such offence \$1000; and
  - (b) if the offence is of a continuing nature, a daily penalty not exceeding a fine of \$200 in respect of each day or part of a day for which the offence continues.

##### **5.2 Modified penalty**

- (1) An offence against any provision of this local law is a prescribed offence for the purposes of section 9.16(1) of the Act.
- (2) The amount of the modified penalty for an offence against any provision of this local law is \$200.

#### **PART 6—FORM OF NOTICES**

##### **6.1 Infringement and infringement withdrawal notices**

For the purposes of this local law—

- (a) the form of the infringement notice referred to in section 9.17 of the Act is to be in or substantially in the form of Form 2 of Schedule 1 of the *Local Government (Functions and General) Regulations 1996*;
- (b) the form of the infringement withdrawal notice referred to in section 9.20 of the Act is to be in or substantially in the form of Form 3 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.

Dated: 14 December 2009.

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

RONALD S. LOVE, President.  
CLINTON P. STRUGNELL, Chief Executive Officer.

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**TRAINING**

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TA301\*

Vocational Education and Training Act 1996

**Vocational Education and Training (Colleges)  
Amendment Regulations (No. 2) 2009**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Vocational Education and Training (Colleges) 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 *Vocational Education and Training (Colleges) Regulations 1996*.

**4. Regulation 3 amended**

In regulation 3(1) insert in alphabetical order:

*assessment of skills and competency* means an assessment of whether a person who has not undertaken or successfully completed a unit nevertheless has the skills and competency required for successful completion of the unit;

*concessional student* means a person who is, under regulation 20(2) or 21, entitled to the concessional rate of course fee;

**5. Regulation 4 amended**

In regulation 4(2):

- (a) in paragraph (c) delete “undertakings; and” and insert:  
  
undertakings.
- (b) delete paragraph (d).



**6. Regulation 12 amended**

- (1) In regulation 12(1):
  - (a) in paragraph (c) delete “item 4;” and insert:  
  
item 4.
  - (b) delete paragraph (d).
- (2) Delete regulation 12(2).
- (3) Delete regulation 12(3)(a) and (b) and insert:
  - (a) \$290 for a person who is a concessional student; or
  - (b) \$580 for a person who is not a concessional student.

**7. Regulation 13 amended**

- (1) In regulation 13 delete “No” and insert:
  - (1) No
- (2) At the end of regulation 13 insert:
  - (2) No course fee is payable by a person for a category B course if —
    - (a) the person is also enrolled for a category A course; and
    - (b) the category B course relates to, or is a component of, the category A course.

**8. Regulation 14 amended**

- (1) In regulation 14(1) in the definition of *unemployed person*:
  - (a) in paragraph (a) delete “the Newstart Allowance; or” and insert:  
  
a Newstart Allowance with the code “NS”; or
  - (b) in paragraph (b) delete “the Youth Allowance — Jobseeker; or” and insert:  
  
a Youth Allowance with the code “YA”; or

- (2) Delete regulation 14(2) and insert:
- (2) Subject to subregulation (3), no amount of a category A course fee is payable for a semester by a person who is an unemployed person at the commencement of the semester.

**9. Part 5 heading replaced**

Delete the heading to Part 5 and insert:

**Part 5 — Fee concessions, exemptions  
and refunds**

**10. Regulation 20 amended**

Delete regulation 20(2b).

**11. Regulation 26A deleted**

Delete regulation 26A.

**12. Schedule 1 replaced**

Delete Schedule 1 and insert:

**Schedule 1 — Fees**

[r. 9 and 12]

Item	Fee for	Fee (\$)
1.	Late application (r. 9(2)) .....	75.00
2.	Category A course (r. 12(4)) —	
	(a) Unit per semester, for a person who is not a concessional student and is enrolled to undertake the unit —	
	(i) for a band 1 unit .....	14.00
	(ii) for a band 2 unit .....	30.00
	(iii) for a band 3 unit .....	62.00
	(iv) for a band 4 unit .....	124.00
	(b) Unit per semester, for a person who is a concessional student and is enrolled to undertake the unit —	
	(i) for a band 1 unit .....	7.00
	(ii) for a band 2 unit .....	15.00
	(iii) for a band 3 unit .....	31.00
	(iv) for a band 4 unit .....	62.00

Item	Fee for	Fee (\$)
	(c) Unit per semester, for a person who is not a concessional student and is enrolled for the purpose of assessment of skills and competency — (i) for a band 1 unit ..... (ii) for a band 2 unit ..... (iii) for a band 3 unit ..... (iv) for a band 4 unit .....	7.00 15.00 31.00 62.00
	(d) Unit per semester, for a person who is a concessional student and is enrolled for the purpose of an assessment of skills and competency — (i) for a band 1 unit ..... (ii) for a band 2 unit ..... (iii) for a band 3 unit ..... (iv) for a band 4 unit .....	3.50 7.50 15.50 31.00
3.	Category B course, per semester (r. 12(1)) .....	25.00
4.	Category C course, per hour or part of an hour, for the course (r. 12(1)) .....	4.15

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

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## — PART 2 —

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### AGRICULTURE

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AG101\*

*CORRECTION*

**SOIL AND LAND CONSERVATION ACT 1945**

**QUAIRADING LAND CONSERVATION DISTRICT**

**(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2009**

An error occurred in the notice published under the above heading on page 4542 of the *Government Gazette* dated 13 November 2009, reference AG402. Section 23(3), Term of office is corrected as follows—

Delete “30 September 2010” and insert “30 September 2012”.

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AG401\*

**SOIL AND LAND CONSERVATION ACT 1945**

**APPOINTMENT**

Pursuant to section 23 (2b)(d) of the *Soil and Land Conservation Act 1945*, being persons actively engaged in, or affected by, or associated with land use in the District, Marylyn Frances Yugovich is appointed a member of the Capel Land Conservation District (*the Committee was established by an Order in Council, published in the Gazette of 23 April 1993 at pp. 2170-2172 and Amendment Orders approved by Executive Council on 2 July 1996, 13 August 1996 and 1 December 1998 {refer to Department of Agriculture reference: 881848V02P0T}*). The appointment is for a term ending on 31 March 2011.

Dated this day 24th of November 2009.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

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AG402\*

**SOIL AND LAND CONSERVATION ACT 1945**

**APPOINTMENT**

Under Section 23 of the *Soil and Land Conservation Act 1945*, the following person is appointed a member of the District Committee for the Coolup Land Conservation District, which Committee was established by an Order in Council, published in the *Government Gazette of 28 June 1991 at pp. 3116-18 and amended in the Gazettes of 12 February 1993 at p. 1208, 4 November 1994 at p. 5615, 2 June 1995 at pp. 2176-77 and an Amendment Order approved by Executive Council on 13 January 1998 {refer to Agriculture Western Australia reference: 881818V03P05} and amended in the Gazette of 18 June 2004 at pp. 2118).*

- (1) pursuant to Section 23 (2b) (b) of the Act, Enzo Menara of Coolup is appointed a member of the Committee on the nomination of the Shire of Murray, the appointment being for a term ceasing on the 30 June 2010.
- (2) delete Graeme Rogers of Coolup from representing the Shire of Murray.

Dated this day 8th of December 2009.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

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AG403\*

**SOIL AND LAND CONSERVATION ACT 1945**

**APPOINTMENT**

Pursuant to section 23 (2b)(d) of the *Soil and Land Conservation Act 1945*, being persons actively engaged in, or affected by, or associated with land use in the District, Wendy Norma Kurz of Donnybrook is appointed a member of the Donnybrook Balingup Land Conservation District (*the*

*Committee was established by an Order in Council, published in the Government Gazette of 2 May 1995 at pp. 1672-1673 and amended in the Gazette of 16 March 2004 at p. 793. The appointment is for a term ending on 28 February 2010.*

Dated this day 20th of November 2009.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

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**AG404\***

**SOIL AND LAND CONSERVATION ACT 1945**

APPOINTMENT

Pursuant to section 23 (2b)(d) of the *Soil and Land Conservation Act 1945*, being persons actively engaged in, or affected by, or associated with land use in the District, David Secomb of Katanning is appointed a member of the Katanning Land Conservation District (*\*Published in the Gazette of 6 July 1990 at pp. 3268-3269 and Amendment Orders approved by Executive Council on 11 March 1997 and 16 November 1999 {refer to Department of Agriculture reference: 881722V04P04}*).

The appointment is for a term ending on 31 March 2012.

Dated this day 10th of December 2009.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

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**AG405\***

**SOIL AND LAND CONSERVATION ACT 1945**

APPOINTMENT

Under Section 23 of the *Soil and Land Conservation Act 1945*, the following person is appointed a member of the District Committee for the Wellesley Land Conservation District, (*\*Published in the Gazette of 19 October 1990 at pp. 5267-69 and amended in the Gazette of 22 July 1994 at p. 3728 and amendment orders approved by Executive Council on 4 November 1997 and 30 November 1999 {Department of Agriculture reference: 881827V02P0G} and amended in the Gazette of 10 July 2009 at pp. 2749-50*).

The appointment is for a term ending on 31 August 2012.

- (1) pursuant to Section 23(2b)(b) of the Act, Richard Colum is appointed a member of the Committee on the nomination of the Shire of Harvey.
- (2) delete Francis Roy Burgoyne of Brunswick Junction from representing the Shire of Harvey.

Dated this day 10th of December 2009.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

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**AG406\***

**SOIL AND LAND CONSERVATION ACT 1945**

ROEBOURNE-PORT HEDLAND LAND CONSERVATION DISTRICT  
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2009

Made by the Commissioner of Soil and Land Conservation.

**1. Citation**

This Instrument may be cited as the *Roebourne-Port Hedland Land Conservation District (Appointment of Members) Instrument 2009*.

**2. Appointment of members**

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Roebourne-Port Hedland Land Conservation District) Order 1988\**, the following members are appointed to the land conservation district committee for the Roebourne-Port Hedland Land Conservation District—

- (a) on the nomination of the Shire of Roebourne: Rob Howells of Warambie Station;
- (b) on the nomination of the Shire of Ashburton: Lorraine Joyce Thomas of Wittenoom;
- (c) to represent the Pastoralists and Graziers Association of Western Australia: Cindy Parsons of Coolawanyah Station; and
- (d) as persons actively engaged in, or affected by or associated with, land use in the district—
  - (i) Richard Climas of Mardie Station
  - (ii) Lynette Robyn Richardson of Mt Florance Station
  - (iii) Michael Percy of Yalleen Station

- (iv) Wade Sambell of Warrambie Station
- (v) Kim Parsons of Coolawanyah Station
- (vi) Tony Richardson of Mt Florance Station
- (vii) Jason Edward Reimers of Yarraloola Station
- (viii) Ryan John Reid of Karratha Station
- (ix) Peter Gilbert Cook of Dianella
- (x) Regional Manager, Department of Environment and Conservation, Pilbara

(\*Published in the Gazette of 19 August 1988 at pp. 2973-2975 and amended in the Gazettes of 12 January 1990 at pp. 59-60, 13 December 1991 at p. 6149, 31 December 1992 at p. 6317, 29 March 1996 at pp. 1499-1500 and 2 August 2002 at pp.3816-3817).

### 3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 November 2012.

Dated this day 8th of December 2009.

ANDREW WATSON, Commissioner of Soil and Land Conservation.

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## CONSUMER PROTECTION

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CE401\*

### CHARITABLE COLLECTIONS ACT 1946

#### REVOCATION OF LICENCES

I, Anne Driscoll, being the officer delegated by the Minister administering the *Charitable Collections Act 1946*, and acting in the exercise of the powers conferred by subsection (3) of section 12 of that Act, hereby give notice that I have revoked the licence of the organisations listed below—

- MERCY MINISTRIES INCORPORATED

Dated this 14th day of December 2009.

ANNE DRISCOLL, Commissioner for Consumer Protection.

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## ENERGY

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EN401\*

### ENERGY COORDINATION ACT 1994

#### APPROVAL OF AMENDMENTS TO GAS RETAIL MARKET SCHEME

The Authority, pursuant to Section 11ZOM of the *Energy Coordination Act 1994*, hereby gives notice that the following amendment to the Constitution of the Retail Energy Market Company Limited ("REMCo") has been approved.

In clause 1.1—

- (i) in definition of "Gas Distribution Licence", to delete "s.11D" and replace it with "Part 3"; and
- (ii) in definition of "Gas Trading Licence", to delete "s.11D" and replace it with "Part 3".

Further details regarding this amendment are available from REMCo ([www.remco.net.au](http://www.remco.net.au)).

LYNDON G. ROWE, Chairman,  
Economic Regulation Authority.

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## FIRE AND EMERGENCY SERVICES

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FE401\*

### BUSH FIRES ACT 1954

#### TOTAL FIRE BAN DECLARATION

Pursuant to Section 22A of the *Bush Fires Act 1954*, I, Robert Johnson, the Minister administering the Act, hereby declare a total fire ban for the 14th of December, 2009, for the local government districts of Esperance, Lake Grace and Ravensthorpe.

ROB JOHNSON MLA, Minister for Police;  
Emergency Services; Road Safety.

FE402\*

**BUSH FIRES ACT 1954**  
TOTAL FIRE BAN AMENDMENT

Pursuant to Section 22A of the *Bush Fires Act 1954*, I, Robert Johnson, the Minister administering the Act, hereby revoke, as of 3.30pm on the 14th of December 2009, the total fire ban for the local government district of Ravensthorpe.

ROB JOHNSON, Minister for Police; Emergency Services; Road Safety.

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FE403\*

**BUSH FIRES ACT 1954**  
TOTAL FIRE BAN AMENDMENT

Pursuant to Section 22A of the *Bush Fires Act 1954*, I, Robert Johnson, the Minister administering the Act, revoked the total fire ban issued on the 14th of December 2009 for the local government district of Esperance, as of 5.00pm on the 14th of December 2009.

ROB JOHNSON, Minister for Police; Emergency Services; Road Safety.

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FE404\*

**BUSH FIRES ACT 1954**  
TOTAL FIRE BAN AMENDMENT

Pursuant to the powers of Section 22A of the *Bush Fires Act 1954*, that have been delegated and sub-delegated, I, Jo Harrison-Ward, FESA Chief Executive Officer, revoked the total fire ban issued on the 14th of December 2009 for the local government district of Lake Grace, as of 5.45pm on the 14th of December 2009.

JO HARRISON-WARD, FESA Chief Executive Officer.

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## HEALTH

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HE401\*

**MENTAL HEALTH ACT 1996**

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) REVOCATION ORDER  
(NO. 3) 2009

Made by the Chief Psychiatrist under section 20.

**1. Citation**

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Revocation Order (No. 3) 2009*.

**2. Commencement**

This order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

**3. Revocation of designation**

The designation, as an authorised mental health practitioner of the mental health practitioners specified in Schedule 1 to this order is revoked.

**Schedule 1**

Name	Profession	
Bartlett	Correne	Mental health Nurse
Marriott	Mandy	Mental Health Nurse
O'Brien	Margaret	Mental Health Nurse
Pentecost	Barbara	Mental Health Nurse
Purcell	Julie	Mental Health Nurse
Reid	Jim	Mental Health Nurse
Wardell	Andrew	Social Worker
Woodacre	Angela	Mental Health Nurse

Date: 4 December 2009.

Dr ROWAN DAVIDSON, Chief Psychiatrist.

**HE402\*****MENTAL HEALTH ACT 1996**

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) ORDER (No. 3) 2009  
Made by the Chief Psychiatrist under section 20.

**1. Citation**

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Order (No. 3) 2009*.

**2. Commencement**

This order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

**3. Authorised mental health practitioner**

The mental health practitioners specified in Schedule 1 to this order are designated as authorised mental health practitioners.

**Schedule 1**

Name		Profession
Claydon	Dan	Social Worker
Crinquand	Chantal	Mental Health Nurse
Doran	Mary	Mental Health Nurse
Eastwood	Kiley	Mental Health Nurse
Farrell	Janet	Mental Health Nurse
Frawley	Adam	Mental Health Nurse
Galvin	Brighid	Mental Health Nurse
Harding	Joe	Social Worker
Hempstead	Simon	Mental Health Nurse
Hewitson	David	Mental Health Nurse
Jensen	Jana	Mental Health Nurse
Kumarasamy	Shanthi	Mental Health Nurse
Martin	Angie	Mental Health Nurse
Meyer	Albertha	Mental Health Nurse
Nunez	Monica	Occupational Therapist
Patterson	Kendra	Mental Health Nurse
Oliffe	Suzanne	Mental Health Nurse
Quinn	John	Mental Health Nurse
Stevenson	Teresa	Psychologist
Sullivan	Simon	Mental Health Nurse
Rooke	Michelle	Social Worker

Date: 4 December 2009.

Dr ROWAN DAVIDSON, Chief Psychiatrist.

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**LOCAL GOVERNMENT**


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**LG401\*****LOCAL GOVERNMENT ACT 1995**

*Shire of Augusta-Margaret River*

(BASIS OF RATES)

Department of Local Government.

DLG: AM5-4#07

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, Executive Director Governance and Legislation 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 3 December 2009.

BRAD JOLLY, Executive Director Governance and Legislation.

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**SCHEDULE**
**ADDITION TO GROSS RENTAL VALUE AREA**

SHIRE OF AUGUSTA-MARGARET RIVER

All that portion of land being Lot 182 as shown on Deposited Plan 59405.



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**MARINE/MARITIME**


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MX401\*

**NAVIGABLE WATERS REGULATIONS 1985**

## WATER SKI AREA

## Harvey Estuary

Department of Transport,  
Fremantle WA, 18 December 2009.

Acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, the Department by this notice revokes Notice MH 404 (1)(b)(18)(ii) as published in the *Government Gazette* on 25 October 1991, and replaces it with the following—

**Harvey Estuary**

All the waters of the Harvey Estuary bounded by lines commencing at the starboard marker at approximately 32°38.123'S, 115°39.252'E; thence to 32°37.551'S, 115°38.791'E (approximately 1280 metres north-west); thence to 32°37.193'S, 115°39.553'E (approximately 1340 metres east-north-east); thence approximately 1500 metres south to the port marker at 32°37.995'S, 115°39.658'E; thence to the starting point. All coordinates based on GDA 94

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

MX402\*

**WESTERN AUSTRALIAN MARINE ACT 1982***City of Perth*

## RESTRICTED SPEED AREA—ALL VESSELS

## Perth Waters

Department of Transport,  
Fremantle WA, 18 December 2009.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, the Department of Transport by this notice hereby revokes Notice TR 403, as published in the *Government Gazette* on 8 May 1998 and replaces it with the following—

**Swan River**

All the waters of the Swan River bounded by a line commencing at 31°57.573'S, 115°51.616'E (on the foreshore approximately 30 metres east of the West Australian Rowing Club boatshed); thence to the navigation marker at 31°57.683'S, 115°51.541'E (approximately 235 metres south-south-westerly); thence along the line of the southern boundary of the navigation channel to where this intersects Heirisson Island; thence along the western shore of Heirisson Island; thence along the western boundary of the W.A. Waterski Association water ski area; thence westerly along the South Perth foreshore; thence along the eastern side of the Narrows Bridge to the start of the navigation channel at approximately 31°57.835'S, 115°50.832'E; thence along the southern boundary of the Narrows Bridge to Barrack Street navigation channel to the navigation marker at 31°57.655'S, 115°51.361'E; thence to 31°57.518'S, 115°51.347'E; (on the foreshore approximately 100 metres west of the Barrack Street Jetties), but excluding the commercial water ski area between the Mends Street Jetty and the Narrows. All coordinates based on GDA 94.

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

MX403\*

**WESTERN AUSTRALIAN MARINE ACT 1982**

## RESTRICTED SPEED AREA—ALL VESSELS

Department of Transport,  
Fremantle WA, 18 December 2009.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, the Department of Transport by this notice—

Limits the speed of motor vessels to that of five (5) knots within the following area—

**Swan River**

From a point 100 metres downstream of the Point Reserve swimming jetties to the Middle Swan Road Bridge.

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

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## MINERALS AND PETROLEUM

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**MP402\*****PETROLEUM (SUBMERGED LANDS) ACT 1982**

## GRANT OF RETENTION LEASE TR/6

Retention Lease No. TR/6 has been granted to Chevron (TAPL) Pty Ltd, Chevron Australia Pty Ltd, Mobil Australia Resources Company Pty Limited and Santos Offshore Pty Ltd to have effect for a period of five (5) years from 10 December 2009.

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

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

## INTENTION TO FORFEIT

Department Mines and Petroleum,  
Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Regulations 1981*, notice is hereby given that unless the rent due on the under mentioned licences and leases is paid on or before 21 January 2010 it is the intention of the Minister for Mines and Petroleum under the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* to forfeit such for breach covenant, being non-payment of rent.

Director General.

Number	Holder	Minerald Field
EXPLORATION LICENCE		
08/1608	Brightflow Investments Pty Ltd	Ashburton
08/1611	Brightflow Investments Pty Ltd	Ashburton
29/563	Heron Resources Ltd	North Coolgardie
36/401	Shadmar Pty Ltd	East Murchison
37/953	West Australian Gold Investments Pty Ltd	Mt Margaret
46/744	Flint, Warwick John	Pilbara
52/2136	Flint, Warwick John	Peak Hill
59/1444-I	State Resources Pty Ltd	Yalgoo
63/1171	Geotech International Pty Ltd	Dundas
69/1662	Discovery Metals Ltd	Warburton
69/2412	Gold Finance And Exploration Pty Ltd	Warburton
69/2415	Gold Finance And Exploration Pty Ltd	Warburton
70/1988	Galaxy Resources Ltd	South West
MINING LEASE		
16/406	Paddington Gold Pty Ltd	Coolgardie
24/395	Paddington Gold Pty Ltd	Broad Arrow
37/448	Sundowner Minerals NL	Mt Margaret
52/83	Pelican Resources Ltd	Peak Hill
52/84	Pelican Resources Ltd	Peak Hill
80/90	Ynema, Marten Hendrick	Kimberley

## PLANNING

PI401\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT

*Shire of Esperance*

Town Planning Scheme No. 22—Amendment No. 51

Ref: 853/11/6/21 Pt 51

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 Esperance local planning scheme amendment on 3 December 2009 for the purpose of—

- (a) Removing Lot 900 Fisheries Road, Myrup, from the “Rural” zone, as shown on the Scheme Map and including it within the “Special Use” Zone with the insertion of the identifying description “SU5”; and,
- (b) Inserting within Appendix 12 of the Scheme Text a new entry as “SU5” containing a description of the land, the permitted uses within the Zone and the conditions under which the land may be subdivided, developed and/or used as follows—

No.	Description of Land	Special Use	Conditions
SU5	Lot 900 Fisheries Road, Myrup.	Fly-in Estate as follows— <ul style="list-style-type: none"> <li>• Airfield</li> <li>• Club Premises</li> <li>• Educational Establishment</li> <li>• Fuel Depot</li> <li>• Holiday Cottages</li> <li>• Home Occupation</li> <li>• Private Recreation</li> <li>• Public Utilities</li> <li>• Telecommunications Infrastructure</li> <li>• Single House</li> </ul>	<p><b>1.0 Subdivision And Development Guide Plan</b></p> <p>1.1 Subdivision shall be generally in accordance with the Subdivision and Development Guide Plan adopted by Council and signed by the Chief Executive Officer.</p> <p>1.2 Minor variations to the subdivision design may be approved by Council and the Western Australian Planning Commission but further subdivision of the lots created shall not be permitted.</p> <p>1.3 Development shall generally be in accordance with the Subdivision and Development Guide Plan adopted by Council and signed by the Chief Executive Officer.</p> <p><b>2.0 Objective of the Zone</b></p> <p>2.1 To provide for an Airfield and aircraft related operations including a “Fly-in Estate” to provide for all aspects of flying including residential development alongside aircraft storage, student flying training, charter flying, scenic tour flying, flying for sport, gliding, ultra-lights, short term accommodation for flying patrons and small aircraft maintenance and repair associated with the land use and environmental management controls to protect the subject land and adjoining Mullet Lake Nature Reserve.</p> <p><b>3.0 Land Use</b></p> <p>3.1 Incidental activities which are consistent with the objective of this Special Use zone may be considered by Council.</p> <p>3.2 Any proposals which may have an impact on groundwater quality will be referred to the Department of Water for comment, prior to determination by Council.</p> <p><b>4.0 Location of Buildings and Structures</b></p> <p>4.1 Setbacks for buildings and structures on residential lots shall be</p>

No.	Description of Land	Special Use	Conditions
			<p>as determined by the R5 code of the Residential Design Codes of Western Australia.</p> <p>4.2 All other setbacks shall be determined by Council in accordance with the Subdivision and Development Guide Plan.</p> <p>4.3 Notwithstanding the above, aircraft hangars may be approved with a nil setback on all lots adjacent to taxiways subject to compliance with the Building Code of Australia.</p> <p>4.4 No development is permitted on land north east of Runway 32—14.</p> <p><b>5.0 Building Design, Materials and Colour</b></p> <p>5.1 Dwellings and outbuildings shall be designed and constructed of materials which complement the character of the area.</p> <p><b>6.0 Vegetation Protection and Revegetation</b></p> <p>6.1 No clearing of vegetation shall occur except for—</p> <ul style="list-style-type: none"> <li>• Clearing to comply with the requirements of the Bush Fires Act 1954 (as amended) and Fire Management Plan;</li> <li>• Clearing as may reasonable be required to construct an approved structure;</li> <li>• Trees which are dead, diseased or dangerous;</li> <li>• Clearing to gain vehicular access to an approved structure or any other clearing which may be approved by Council; and</li> <li>• Clearing to give effect to the adopted Subdivision and Development Guide Plan.</li> </ul> <p>6.2 Revegetation of the Fly-in Estate including residential lots with native species is encouraged subject to fire management requirements.</p> <p><b>7.0 Water Supply</b></p> <p>7.1 Each single house and any holiday accommodation shall be provided with a water tank with a minimum capacity of 120,000 litres.</p> <p><b>8.0 Effluent Disposal</b></p> <p>8.1 On site effluent disposal shall be the responsibility of the individual landowners.</p> <p>8.2 Council shall require the use of approved Alternative Aerobic Treatment Unit Systems (ATU's).</p> <p><b>9.0 Bush Fire Management</b></p> <p>9.1 A Fire Management Plan shall be prepared, prior to development or subdivision into survey strata lots, in consultation with and to the satisfaction of the Shire of Esperance, Quarry Road Local Bush Fire Brigade and Fire and Emergency Services Authority and other relevant bodies, as considered by the Local Government or Statutory Authorities.</p>

No.	Description of Land	Special Use	Conditions
			<p>The Fire Management Plan shall be reviewed on an annual basis in consultation with the Shire of Esperance and Quarry Road Local Bush Fire Brigade. The Fire Management Plan shall include fire fighting measures to be implemented on site including the provision of fire fighting equipment including water supply, fire breaks and annual fire fighting training with the local Bush Fire Brigade. The Shire of Esperance and Quarry Road Local Bushfire Brigade shall be provided with an up-to-date Fire Management Plan annually.</p> <p>9.2 The subdivision shall be designed in accordance with 'Planning for Bushfire Protection' prepared by FESA and WAPC.</p> <p>9.3 Council will require the Western Australian Planning Commission to impose conditions at the time of subdivision of the land into survey strata lots requiring the preparation and implementation of a Fire management Plan for the subject land, including but not limited to the provision of a reliable water supply for fire fighting purposes.</p> <p><b>10.0 Conditions of Subdivision</b></p> <p>10.1 Provision shall be made to Council's satisfaction to ensure that prospective purchasers and occupiers of land within SU5 are provided with a copy of these Special Use SU5 Provisions prior to entering into an agreement to acquire any property.</p> <p><b>11.0 Application for Development Approval</b></p> <p>11.1 All development within SU5 shall require Planning Approval.</p> <p>11.2 Where development involves the maintenance and repair of aircraft, Council may require as a condition of Planning Approval, the provision of appropriate grease and oil traps for the storage and offsite disposal of oils.</p> <p><b>12.0 Mosquito Nuisance</b></p> <p>12.1 Notification in the form of a memorial shall be registered against the Certificate of Title of all residential lots created within SU5 advising of the existence of a hazard or other factor affecting the use or enjoyment of the land. The memorial is to state as follows—</p> <p style="padding-left: 40px;">This lot is in close proximity to mosquito breeding areas. The mosquito species is known to carry Ross River Virus and other diseases.</p> <p><b>13.0 Aboriginal Heritage</b></p> <p>13.1 Consultation with responsible Aboriginal representative organisations, including the Goldfields Land and Sea Council shall be undertaken prior to development or subdivision into survey strata lots.</p>

No.	Description of Land	Special Use	Conditions
			<p><b>14.0 Aviation</b></p> <p>14.1 The airfield facility and activities shall comply with all relevant regulations and guidelines of any Statutory Authority with regard to aviation operations and safety procedures.</p> <p><b>15.0 Environmental Conditions</b></p> <p>15.1 Vegetation</p> <p>15.1.1 The proponent will develop a Vegetation Management Plan prior to development or subdivision into survey strata lots which will include—</p> <ul style="list-style-type: none"> <li>• No clearing of land to the north-east of runway 32-14;</li> <li>• Weed control;</li> <li>• Fire Management;</li> <li>• Exclusion of stock; and</li> </ul> <p>Any other factors considered relevant by Council.</p> <p>15.1.2 The Vegetation Management Plan shall be prepared prior to development or subdivision into survey strata lots, in consultation with and to the satisfaction of the Shire of Esperance and Department of Environment and Conservation and other relevant bodies, as considered appropriate by the Local Government or Statutory Authorities. The Vegetation Management Plan shall be reviewed on a bi-annual basis in consultation with the Shire of Esperance and Department of Environment and Conservation.</p> <p>15.2 Local Water Management Strategy</p> <p>15.2.1 The proponent shall develop a Local Water Management Strategy prior to development or subdivision into survey strata lots.</p> <p>15.2.2 The Local Water Management Strategy shall be prepared in consultation with and to the satisfaction of the Shire of Esperance, the Department of Water Department of Environment and Conservation and other relevant bodies, as considered by the Local Government or Statutory Authorities. The Local Water Management Strategy shall be reviewed on a bi-annual basis in consultation with the Shire of Esperance, Department of Water and Department Environment and Conservation.</p> <p>15.2.3 The Local Water Management Strategy shall address potential impacts, monitoring and management issues relating to wetlands and waterways, flood risk, groundwater and surface water quality, drainage and nutrient management, landscaping and revegetation, effluent disposal and storm water management and any other factors considered relevant by Local Government or Statutory Authorities.</p>

No.	Description of Land	Special Use	Conditions
			<p>15.2.4 The proponent will develop a Fuel Spill Action Plan prior to development or subdivision into survey strata lots to minimise the occurrence of fuel spills and to ensure that if there is a fuel spill, clean up is immediate and there will be no resulting environmental impact on the site or on the adjacent wetlands.</p> <p>15.2.5 The proponent will develop Waste Oil Disposal Plan prior to development or subdivision into survey strata lots to ensure all workshop waste oil is disposed of appropriately off site.</p> <p>15.3 Noise</p> <p>15.3.1 The proponent will develop a Noise Management Plan prior to development or subdivision into survey strata lots. The Noise Management Plan shall address measures for the monitoring and management of noise including number of flight take-offs and landings, special procedures for airfield operation, flight circuits, special events, recording and monitoring of noise related complaints and monitoring, management and minimising impact on birds and nearby residences and any other factors considered relevant by the Local Government or Statutory Authorities.</p> <p>15.3.2 The Noise Management Plan shall be prepared in consultation with and to the satisfaction of the Shire of Esperance and Department of Environment and Conservation, Air Services Australia and other relevant bodies, as considered by the Local Government or Statutory Authorities. The Noise Management Plan shall be reviewed on a bi-annual basis in consultation with the Shire of Esperance, Department of Environment and Conservation and Air Services Australia.</p> <p>15.3.3 No aircraft larger than 5700kg shall operate from the Myrup Fly-in Estate.</p> <p>15.3.4 Runway 04 shall maintain special procedures for right hand circuits. Additional measures may be implemented as part of the Noise Management Plan to avoid flights over residential areas.</p> <p>15.3.5 The annual number of flights (take-offs and landings of all types) shall be recorded by the operators of the Myrup Fly-In Estate and submitted to Council annually. The annual average weekly number of flights shall not exceed 100 flights. The number of flights in any seven day period shall not exceed 150 flights</p> <p>15.3.6 The number of daily flights shall not exceed 40 flights unless where part of a 'Special Event' as approved by Council or for emergency purposes.</p>

No.	Description of Land	Special Use	Conditions
			<p>15.3.7 Written permission from the Council shall be sought a minimum of 21 days prior to any 'Special Event' (such as Air Rally or as deemed a Special Event by Council). The Council may request details of the 'Special Event' as it sees fit including but not limited to management plans and hours of operation. The Council may require the Myrup Fly-In Estate notify the local community of any 'Special Event'.</p> <p>15.4 Environmental Management</p> <p>15.4.1 The proponent and future occupiers/owners of Myrup Fly-In Estate and/or of survey strata lots are responsible for environmental management on the site.</p>

I. S. MICKEL, Shire President.  
M. OSBORNE, Chief Executive Officer.

**PI402\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Kalamunda*

Local Planning Scheme No. 3—Amendment No. 15

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 Kalamunda Local Planning Scheme Amendment on 19 November 2009 for the purpose of—

1. Rezoning portion of Catherine Place, Lesmurdie, south of the Glen Road intersection, as 'Private Clubs and Institutions.'
2. Amending the Scheme maps accordingly.

D. McKECHNIE, Shire President.  
J. TRAIL, Chief Executive Officer.

**PI403\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Wyndham East Kimberley*  
Town Planning Scheme No. 7—Kununurra and Environs  
Amendment No. 22

Ref: 853/7/5/9 Pt 22

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 Wyndham East Kimberley local planning scheme amendment on 27 October 2009 for the purpose of—

1. Rezoning King Location 438, Lot 2 Old Darwin Road, and Kununurra, from the 'Rural Agriculture 1' zone to the 'Rural Smallholding' zone.
2. Inserting the following as Clause 5.21—
  - 5.21 RURAL SMALLHOLDING ZONE
    - 5.21.1 Objective
      - (a) to provide appropriate land for people wishing to reside on rural lifestyle lots;
      - (b) to ensure that adjoining agricultural uses are protected with appropriate separation between agricultural and residential development; and
      - (c) to protect productive agricultural land on site by retaining areas suitable for horticulture in larger lots.



## 5.21.2 Development Requirements

In considering an application for Planning Approval for a proposed development, the provisions of Clause 5.20.2 a) to e) shall apply to the Rural Smallholding Zone.

3. Renumber the following clauses and any references throughout the Scheme text—
  - (a) renumber existing Clause 5.21 Development in the Rural Agricultural 1, Rural Agricultural 2, General Rural and Rural Living zones to Clause 5.22; and
  - (b) renumber existing Clause 5.23 to Clause 5.27.
4. Insert the following at Clause 5.21—
  - (a) the words ‘and Rural Smallholding’ after the words “Rural Living”.
5. At Clause 5.2 “Planning Approval Not Required” modify Clause 5.2.1 item (f) to include the words “and Rural Smallholding” after the words “Rural Living”.
6. Insert the following at Clause 5.21.1 Table 3 Rural Zones—

Zone	Building Setback		
	Front	Side	Rear
General Rural	20	10	20
Rural Agriculture 1 and 2	20	20	20
Rural Living	10	5	10
Rural Smallholding	10	5	10

7. Insert the following bullet point at Clause 6.5 Overall Planning Area No. 4—Old Darwin Road Precinct—
  - 6.5.1
    - Subdivision for the purpose of providing Rural Smallholding subdivision creating a variety of lot sizes with a minimum of 4 hectares.
8. Modifying Table 1—Zoning Table—
  - (a) add Use Class 16. Rural Smallholding
  - (b) insert column number 16 with the following permissibilities—

USE CLASSES	16
<b>COMMERCIAL</b>	
Amusement Parlour	X
Art Gallery	IP
Bakery—Retail	X
Bakery—Wholesale	X
Bed and Breakfast	IP
Boarding House	X
Brewery	X
Car Park	X
Caravan Park	X
Camping Ground	X
Convenience Store	X
Drive-In Theatre	X
Dry Cleaning Premises	X
Farm Stay	IP
Farm Supply Centre	X
Fast Food Outlet	X
Fish Shop	X
Funeral Parlour	X
Garden Centre	AA
Health Studio	X
Home Business	AA
Home Occupation	P
Hotel	X
Laundromat	X
Lunch Bar	X
Marine Filling Station	X
Market	X

Motel	X
Motor Vehicle/Marine Sales Premises	X
Motor Vehicle Hire	X
Motor Vehicle Wash Station	X
Night Club	X
Nursery—Plant / Plant Nursery	AA
Office	IP
Reception Centre	X
Restricted Premises	X
Restaurant	X
Road House	X
Service Station	X
Shop	X
Showroom	X
Tavern	X
Tourist Accommodation	X
Warehouse	X
Wayside Stall	AA
Winery	X
<b>RESIDENTIAL</b>	
Aged & Dependent Persons Dwelling	X
Caretaker's Dwelling	X
Community Home	X
Grouped Dwelling	X
Multiple Dwelling	X
Residential Building	X
Single Dwelling	P
Transient Accommodation	X
<b>INSTITUTIONAL</b>	
Civic Building	AA
Club Premises	X
Community Service Depot	AA
Consulting Rooms	X
Day Care Centre	X
Detention Centre	X
Education Establishment	X
Hospital	X
Kennels/Cattery	X
Kindergarten	X
Medical Centre	X
Public Amusement	X
Public Worship	X
Radio & TV Installation	X
Veterinary Consulting Room or Hospital	X
<b>INDUSTRIAL</b>	
Abattoir	X
Boat Building Facility	X
Factory units	X
Fuel Depot	X
Industry: General	X
Light	X
Service	X
Extractive	X
Hazardous	X
Noxious	X

Cottage	SA
Rural	X
Motor Vehicle Repair	X
Motor Wrecking	X
Salvage Yard	X
Transport Depot	X
<b>RURAL</b>	
Airfield	X
Aquaculture	X
Equestrian Centre	X
Intensive Agriculture	X
Milk Depot	X
Piggery	X
Poultry Farming	X
Private Recreation	X
Public Recreation	P
Rural Pursuit	SA
Stable	P
Zoological Gardens	X

9. Amending the Scheme Maps accordingly.

F. MILLS, Shire President.  
G. GAFFNEY, Chief Executive Officer.

#### PI501\*

**PLANNING AND DEVELOPMENT ACT 2005**  
GREATER BUNBURY REGION SCHEME AMENDMENTS—  
0004/41—Capel East  
0006/41—Areas Identified in the Capel Townsite Strategy  
Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Greater Bunbury Region Scheme (GBRS) for land in the local government of Capel and is seeking public comment.

#### 0004/41—Capel East

The purpose of this amendment is to transfer Lots 930, 4422, 1, 2563 and 21 Weld Road and Jamieson Road, Capel from Rural zoning to Urban Deferred zoning.

The subject land is zoned Rural under the GBRS and is located approximately 1.5km south-east of the Capel Town Centre. These lots comprise a total land area of approximately 54.7ha. The subject land abuts land zoned Urban to the west and land zoned Rural to the north, east and south.

#### 0006/41—Areas Identified in the Capel Townsite Strategy

The purpose of this amendment is to transfer areas identified in the recently endorsed Capel Townsite Strategy from Rural zoning to Urban Deferred zoning.

The parcels of land identified are zoned Rural under the GBRS and are located in various locations surrounding the existing Capel Townsite. These lots comprise a total land area of approximately 131.7ha. These parcels of land abut land zoned Urban or are in very close proximity to it, as well as abutting other lots zoned Rural.

#### Display locations

The plans showing the proposed changes and the WAPC's amendment reports which explain the proposals, will be available for public inspection from Friday 16 October 2009 to Friday 15 January 2010 at each of the following places—

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li>• Western Australian Planning Commission<br/>469 Wellington Street, Perth</li> <li>• Department of Planning, 61 Victoria Street,<br/>Bunbury</li> <li>• J S Battye Library<br/>Level 3, Alexander Library Building<br/>Perth Cultural Centre</li> </ul> | <p>Municipal offices of the—</p> <ul style="list-style-type: none"> <li>• City of Bunbury</li> <li>• Shire of Dardanup</li> <li>• Shire of Harvey</li> <li>• Shire of Capel</li> </ul> |
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Documents are also available from the WAPC's website [www.planning.wa.gov.au](http://www.planning.wa.gov.au) (Public Comment page).

**Submissions**

Any person who desires to make a submission to support, object or provide comment on any of the proposed amendments 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, 61 Victoria Street, Bunbury WA 6230; on or before 5.00pm **Friday, 15 January 2010**.

Late submissions will not be considered.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

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**POLICE**

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**PO401\*****ROAD TRAFFIC ACT 1974****TEMPORARY SUSPENSION OF REGULATIONS**

I, Martin Paul Bond, Inspector being the delegated officer of the Minister for Transport under Section 83(6) of the *Road Traffic Act 1974*, pursuant to the powers conferred by Section 83(1) of that Act, and the consent of the Local Authorities having been obtained and nominated for the purposes of—

A Cycling Time Trial by members/entrants of the Australian Time Trials Association on 25 October 2009 between the hours of 08:30 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Broomehill Road, approximately 400 metres east of Albany Highway, travel east along Broomehill Road, turn around 100 metres west of Nokanellup South Road and return, in a westerly direction to finish at Start/Finish Line, in Shire of Kojonup.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Nickol Bay Triathlon Club on 25 October 2009 between the hours of 07:30 Hrs and 09:30 Hrs, 8 November 2009 between the hours of 07:30 Hrs and 09:30 Hrs, 29 November 2009 between the hours of 07:30 Hrs and 09:30 Hrs, 13 December 2009 between the hours of 07:30 Hrs and 09:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Searipple Road, Warambie Road, Balmoral Road, Dampier Road, Millstream Road, Karratha.

All participants to wear approved head protection at all times for the cycle event.

A Triathlon by members/entrants of the Nickol Bay Triathlon Club on 21 February 2010 between the hours of 07:30 Hrs and 09:30 Hrs, 7 March 2010 between the hours of 07:30 Hrs and 09:30 Hrs, 21 March 2010 between the hours of 07:30 Hrs and 09:30 Hrs, 18 April 2010 between the hours of 07:30 Hrs and 09:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Searipple Road, Warambie Road, Balmoral Road, Dampier Road, Millstream Road, Karratha.

All participants to wear approved head protection at all times for the cycle event.

A Cycle Time Trial by members/entrants of the Peel District Cycling Club (Inc) on 14 October 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 21 October 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 28 October 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 4 November 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 11 November 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 18 November 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 25 November 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 2 December 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 9 December 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 16 December 2009 between the hours of 17:00 Hrs and 18:45 Hrs, 6 January 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 13 January 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 20 January 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 27 January 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 3 February 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 10 February 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 17 February 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 24 February 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 3 March 2010 between the hours of 17:00 Hrs and 18:45 Hrs, 10 March 2010 between the hours of 17:00 Hrs and 18:45 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Hopelands Road, in the Shire of Serpentine-Jarrahdale.

All participants to wear approved head protection at all times.

A Hill Climb by members/entrants of the Albany Vintage & Classic Motorcycle Club Inc on 1 November 2009 between the hours of 06:00 Hrs and 18:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the carriageway on—

Apex Drive, Albany.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Bunbury Triathlon Club on 1 November 2009 between the hours of 07:30 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on the following course—

From Recreation Centre along Parade Road and Centenary Road, returning back along Parade Road, Washington Avenue and Rotary Drive (repeat), in the City of Bunbury.

All participants to wear approved head protection at all times for the cycle event.

A Triathlon by members/entrants of the Bunbury Triathlon Club on 8 November 2009 between the hours of 07:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Blair Street, Charles Street, Stirling Street, Koombana Drive and Blair Street, in the City of Bunbury.

All participants to wear approved head protection at all times for the cycle event.

A Triathlon by members/entrants of the Bunbury Triathlon Club on 29 November 2009 between the hours of 07:30 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Parade Road, Washington Avenue and Rotary Avenue, in the City of Bunbury.

All participants to wear approved head protection at all times for the cycle event.

A Balzano Barrow Race by members/entrants of the Rotary Club of Hannans on 25 October 2009 between the hours of 08:00 Hrs and 14:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Goldfields Highway (Bypass Road) and Hannan St, in City of Kalgoorlie-Boulder.

A Triathlon by members/entrants of the St Stephen's School on 28 October 2009 between the hours of 10:30 Hrs and 12:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Hillarys Beach Park Driveway, Whitfords Avenue and Hillarys Beach Park Driveway, in City of Joondalup.

All participants to wear approved head protection at all times for the cycle event.

A Come and Try Rally Day by members/entrants of the CAMS Rally WA on 31 October 2009 between the hours of 09:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the carriageway on—

Unnamed Road, Mundaring.

All participants to wear approved head protection at all times.

A Albany Port to Point Fun Run by members/entrants of the Trievents WA on 1 November 2009 between the hours of 07:00 Hrs and 11:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the following course—

Start at Anzac Peace Park, cross Princess Royal Drive and continue along York Street to Stirling Terrace roundabout, turn right and follow Stirling Terrace/Brunswick Street through 'no through road' to end—carpark at intersection of Princess Royal Drive/Brunswick Street. Continue along boardwalk to Middleton Beach dual use path, Flinders Parade dual use path, along Griffiths Street and the dual use path to Boongarrie Street and finish at grassed area at end of Cunningham Street, Emu Point, in the City of Albany.

A Triathlon by members/entrants of the Dumbleyung Events Committee on 7 November 2009 between the hours of 11:00 Hrs and 13:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Peterson Road and South Dumbleyung Road, in Dumbleyung.

All participants to wear approved head protection at all times for the cycle event.

A Foot Race—Founders 10 Miler by members/entrants of the West Australian Marathon Club on 8 November 2009 between the hours of 07:00 Hrs and 09:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway—

from Perry Lakes Drive Hockey Grounds onto Oceanic Drive, Alderbury Street, Brookdale Street, Underwood Avenue, around Perry Lakes 3 times and return to the Hockey Grounds, in the Town of Cambridge.

A Cycle Road Race by members/entrants of the Peel District Cycling Club (Inc) on 8 November 2009 between the hours of 08:00 Hrs and 14:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Mandogalup Road, Sayer Road, Postans Road, Hope Valley Road, Abercrombie Road, Anketell Road and Mandogalup Road, in Town of Kwinana.

All participants to wear approved head protection at all times.

A Cycling Event by members/entrants of the Citizen Advocacy South Metropolitan on 8 November 2009 between the hours of 06:30 Hrs and 13:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Champion Lakes Access Road, Champion Drive, Lake Road, Lakeview Terrace and Champion Lakes Access Road, in City of Armadale.

All participants to wear approved head protection at all times.

A Brookton Hwy Hilly 1—Cycle Time Trial Race by members/entrants of the Australian Time Trials Association Inc on 8 November 2009 between the hours of 07:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Brookton Highway, in City of Armadale.

All participants to wear approved head protection at all times.

A Cycling Road Race by members/entrants of the West Coast Masters Cycling Council Inc on 14 November 2009 between the hours of 15:00 Hrs and 18:15 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Argyle Street, Lefroy Avenue, Oakover Road, Campersic Road, William Street and Lefroy Avenue, in City of Swan.

All participants to wear approved head protection at all times.

A Clubman Cup Rally by members/entrants of the Light Car Club of WA (Inc) on 14 November 2009 between the hours of 08:00 Hrs and 22:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the carriageway on—

Balmoral Road, Appian Road, Arboretum Road, Unnamed Road, Herold Road, Mountain Road, Bulldozer Road, 37 Mile Road, Scaffold Road and Solus Road, in Jarrahdale area.

All participants to wear approved head protection at all times.

A Cycling Race by members/entrants of the West Coast Masters Cycling Council Inc on 15 November 2009 between the hours of 08:30 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Ash Road, Olberry Street, Doconing Road and Old Northam Road, in Shire of Mundaring.

All participants to wear approved head protection at all times.

on 15 November 2009 between the hours of 09:05 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Old Northam Road, Government Road, Needham Road, Liberton Road and Stone Street, in Shire of Mundaring.

All participants to wear approved head protection at all times.

A Foot Race by members/entrants of the West Australian Marathon Club on 15 November 2009 between the hours of 07:00 Hrs and 08:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the following route—

From Water Sports Centre along path over Windan Bridge and north along Riverside Path, turn prior to Stableford Court and return to Water Sports Centre, (Burswood to Bayswater and return).

A Tour De Perth—Stage One by members/entrants of the TriEvents on 14 November 2009 between the hours of 07:00 Hrs and 13:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the carriageway in accordance with directions of police and accredited traffic controllers on—

Kings Park Road, Thomas Street, Winthrop Avenue, Mounts Bay Road, Spring Street, Mount Street, St Georges Terrace, Malcolm Street and complete 12 laps, in City of Perth.

All participants to wear approved head protection at all times.

A Tour De perth—Stages Two and Three by members/entrants of the TriEvents on 15 November 2009 between the hours of 08:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the carriageway in accordance with directions of police and accredited traffic controllers on—

Perry Lakes Drive, Oceanic Drive, West Coast Highway, Rochdale Road, Stephenson Avenue and continue to complete 14 laps, in the Town of Cambridge.

All participants to wear approved head protection at all times.

A Solahart Donnybrook Marathon Relay by members/entrants of the Solahart Donnybrook Marathon Relay on 21 November 2009 between the hours of 10:00 Hrs and 16:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

South Western Highway, Donnybrook-Boyup Brook Road, Collie-Preston Road, Best Road, Austin Road, through bush to Yabberup Road and return to Donnybrook via Donnybrook-Boyup Brook Road and South Western Highway, in the Shire of Donnybrook-Balingup.

A Cycle Time Trial by members/entrants of the Peel District Cycling Club (Inc) on 22 November 2009 between the hours of 10:00 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Kingsbury Drive, Shire of Serpentine-Jarrahdale.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Bunbury Triathlon Club on 22 November 2009 between the hours of 07:30 Hrs and 10:00 Hrs, 17 January 2010 between the hours of 07:30 Hrs and 10:00 Hrs, 21 February 2010 between the hours of 07:30 Hrs and 10:00 Hrs, 28 March 2010 between the hours of 07:30 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Pratt Rd, Shire of Dardanup.

All participants to wear approved head protection at all times for the cycle event.

A Triathlon by members/entrants of the Albany Triathlon Club on 22 November 2009 between the hours of 08:00 Hrs and 10:00 Hrs, 13 December 2009 between the hours of 08:00 Hrs and 10:00 Hrs, 17 January 2010 between the hours of 08:00 Hrs and 10:00 Hrs, 11 April 2010 between the hours of 08:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Middleton Beach Rd, Golf Links Rd, Swarbrick St, Clark St—City of Albany.

All participants to wear approved head protection at all times for the cycle event.

A Hilly #2 Chidlow Wundowie by members/entrants of the Australian Time Trials Association Inc on 29 November 2009 between the hours of 07:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Old Northam Rd, Government Rd / Werribee Rd, Shire of Mundaring.

All participants to wear approved head protection at all times.

A Cycling Event by members/entrants of the Melville Fremantle Cycling Club Inc on 29 November 2009 between the hours of 08:00 Hrs and 11:00 Hrs, 20 December 2009 between the hours of 08:00 Hrs and 11:00 Hrs, 31 January 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 28 February 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 4 April 2010 between the hours of 08:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Baling Street, Merino Entrance, Tamara Drive, Blackly Row & Baling Street in Yangebup.

All participants to wear approved head protection at all times.

A Foot Race—Deepwater Point Run by members/entrants of the West Australian Marathon Club on 29 November 2009 between the hours of 07:00 Hrs and 08:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

The Esplanade to Regent Avenue, back to cross Mt Henry Bridge (cross cycle path alongside Kwinana Freeway to Canning Bridge / cross Canning Bridge & follow The Esplanade to finish point, in City of Melville.

A Triathlon by members/entrants of the Esperance Triathlon Club on 29 November 2009 between the hours of 09:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—  
Twilight Beach Road, in Shire of Esperance.

All participants to wear approved head protection at all times for the cycle event.

A Cycle Time Trial Race (40 Kms) by members/entrants of the Australian Time Trials Association Inc on 13 December 2009 between the hours of 07:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Mandogalup Rd, Wattleup Rd, Postans Rd, Hope Valley Rd, Abercrombie Rd, Anketell Rd and Mandogalup Road, in Town of Kwinana.

All participants to wear approved head protection at all times.

A Cycle Time Trial Race (40 kms) by members/entrants of the Australian Time Trials Association Inc on 27 December 2009 between the hours of 07:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Great Southern Hwy, Inkpen Rd and Great Southern Highway, in Shire of Northam.

All participants to wear approved head protection at all times.

A Ironman Triathlon by members/entrants of the IMG Pty Ltd on 5 December 2009 between the hours of 05:00 Hrs and 23:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Geographe Bay Road, Silverglen Avenue, William Drive, Mill Road, Wattle Street, Queen Street, Marine Terrace, Carey Street, Peel Terrace, Guerin Street, Navigation Way, Layman Road, Tuart Drive and Bussell Highway, in Shires of Capel and Busselton.

All participants to wear approved head protection at all times for the cycle event.

A Fun Run by members/entrants of the IMG Pty Ltd on 6 December 2009 between the hours of 08:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the side of the carriageway on—

Geographe Bay Road, in Shire of Busselton.

A Kid's Triathlon by members/entrants of the IMG Pty Ltd on 6 December 2009 between the hours of 10:00 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the side of the carriageway on—

Geographe Bay Road, in Shire of Busselton.

A Club Triathlon Events by members/entrants of the Geraldton Triathlon Club on 29 November 2009 between the hours of 09:00 Hrs and 11:00 Hrs, 3 January 2010 between the hours of 09:00 Hrs and 11:00 Hrs, 17 January 2010 between the hours of 09:00 Hrs and 11:00 Hrs, 24 January 2010 between the hours of 09:00 Hrs and 11:00 Hrs, 31 January 2010 between the hours of 09:00 Hrs and 11:00 Hrs, 5 December 2009 between the hours of 15:00 Hrs and 17:00 Hrs, 12 December 2009 between the hours of 15:00 Hrs and 17:00 Hrs, 9 January 2010 between the hours of 15:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway—

from Rundle Park, Bluff Point along Kempton Street, Crowtherton Street, Chapman Road, turn at Glenfield Drive Roundabout and return back along Chapman Road, Crowtherton Street and Kempton Street to Rundle Park, in City of Geraldton-Greenough.

All participants to wear approved head protection at all times for the cycle event.

A Cycling Road Race by members/entrants of the West Coast Masters Cycling Council Inc on 6 December 2009 between the hours of 08:30 Hrs and 12:00 Hrs, 10 January 2010 between the hours of 08:30 Hrs and 12:00 Hrs, 31 January 2010 between the hours of 08:30 Hrs and 12:00 Hrs, 14 February 2010 between the hours of 08:30 Hrs and 12:00 Hrs, 28 February 2010 between the hours of 08:30 Hrs and 12:00 Hrs, 21 March 2010 between the hours of 08:30 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Bradford Street, Chilver Street, Valentine Street, Hazelhurst Street and Bradford Street, Kewdale.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Esperance Triathlon Club on 13 December 2009 between the hours of 08:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Twilight Beach Road, in the Shire of Esperance.

All participants to wear approved head protection at all times for the cycle event.



A Cycle Criterium Race by members/entrants of the Peel District Cycling Club (Inc) on 13 December 2009 between the hours of 08:00 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Cockram Street, Butcher Street, Richardson Street, Adonis Street and Cockram Street, in the Shire of Serpentine-Jarrahdale.

A City Beach Foot Race by members/entrants of the West Australian Marathon Club on 13 December 2009 between the hours of 07:00 Hrs and 08:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the following route—

Start at City Beach Car Park, approx. 100 metres north of restaurant, go north along footpath then left into car park access road, keep left on carriageway in a coned off lane 2 metres wide, through car park to path in front of Floreat Beach Kiosk, travel north for the full length of the old road, then turn south on dual use path and return to Start/Finish area, in the Town of Cambridge.

A Road Cycling Event by members/entrants of the Melville Fremantle Cycling Club Inc on 13 December 2009 between the hours of 08:00 Hrs and 11:00 Hrs, 20 December 2009 between the hours of 08:00 Hrs and 11:00 Hrs, 10 January 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 17 January 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 24 January 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 31 January 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 7 February 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 14 February 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 21 February 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 28 February 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 7 March 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 14 March 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 21 March 2010 between the hours of 08:00 Hrs and 11:00 Hrs, 28 March 2010 between the hours of 08:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Wittenberg Drive, Canvale Road and Wittenberg Drive, in City of Canning.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the TriEvents WA on 20 December 2009 between the hours of 06:00 Hrs and 11:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on the following route—

Exit Bell Park Car Park along Rockingham Beach Road and Kwinana Beach Road, turn around at Port Road and return along Kwinana Beach Road and Rockingham Beach Road to transition point at Bell Park (for 2 laps), in Town of Kwinana and City of Rockingham.

All participants to wear approved head protection at all times for the cycle event.

A Triathlon by members/entrants of the Albany Triathlon Club on 20 December 2009 between the hours of 08:00 Hrs and 10:00 Hrs, 14 February 2010 between the hours of 08:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Whalers Cove Carpark, Quaranup Road and return, in City of Albany.

All participants to wear approved head protection at all times for the cycle event.

A Cycling Road Race by members/entrants of the West Coast Masters Cycling Council Inc on 20 December 2009 between the hours of 08:30 Hrs and 12:00 Hrs, 17 January 2010 between the hours of 08:30 Hrs and 12:00 Hrs, 7 February 2010 between the hours of 08:30 Hrs and 12:00 Hrs, 21 February 2010 between the hours of 08:30 Hrs and 12:00 Hrs, 14 March 2010 between the hours of 08:30 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway(s) mentioned hereunder.

Racing to be confined to the left of the carriageway on—

Innovation Circuit, Advantage Way and Innovation Circuit, in Wangara (City of Wanneroo).

All participants to wear approved head protection at all times.

M. P. BOND, Inspector.

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## PREMIER AND CABINET

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PC401\*

### APPOINTMENT OF DEPUTY OF THE GOVERNOR

It is hereby notified for public information that the Governor, under clause XVI of the *Letters Patent relating to the Office of Governor of the State of Western Australia*, dated 14 February 1986, has appointed the Lieutenant-Governor the Honourable Wayne Stewart Martin, to be the deputy of the Governor and in that capacity to perform and exercise all the powers and functions of the Governor for the period 17 December 2009 to 24 January 2010, both dates inclusive.

G. MOORE, Clerk of the Executive Council.

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## RACING, GAMING AND LIQUOR

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RG401\*

### BETTING CONTROL ACT 1954 CALLING OF THE CARD

Notice is hereby given that the Gaming and Wagering Commission has pursuant to section 5(2) of the Betting Control Act, authorised the conduct of betting at "Calling of the Card" functions to be held at the Blue Duck Café, Cottesloe on occasions approved by the Gaming and Wagering Commission from time to time.

Approved by the Gaming and Wagering Commission on the 15 December 2009.

BARRY SARGEANT, Chairman,  
Gaming and Wagering Commission.

RG402\*

### LIQUOR CONTROL ACT 1988 LIQUOR APPLICATIONS

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

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

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATION FOR THE GRANT OF A LICENCE</b>			
13203	Chris Bayly, Dennis Favaretto, Desmond McCreanor & Anors	Application for the grant of a Liquor Store Licence in respect of premises situated in Wanneroo and known as Wanneroo Cellars	14/01/2010
13207	Jian Hong Huang	Application for the grant of a Restaurant Licence in respect of premises situated in Joondalup and known as Mr Ho Café Restaurant	31/01/2010
13213	Atsgirl Pty Ltd	Application for the conditional grant of a Liquor Store Licence in respect of premises situated in Hamilton Hill and known as Cellarbrations Hamilton Hill	12/01/2010
<b>APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE</b>			
299853	Peel Estate Pty Ltd	Application to add, vary or cancel a condition of the Special Facility—Bed & Breakfast licence in respect of premises situated in Baldivis and known as The Peel Pinnacles Manor House	3/01/2010

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

Dated: 16 December 2009.

B. A. SARGEANT, Director of Liquor Licensing.

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## DECEASED ESTATES

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ZX401

### TRUSTEES ACT 1962 DECEASED ESTATES

#### Notice to Creditors and Claimants

Kenneth James Goodman late of 27 McKay Drive, Serpentine, Western Australia, Retired Contracts Engineer, deceased.

Creditors and other persons having claims (to which section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on the 8th May 2009, are required by the Executrix

Lina Goodman care of P A Martino PO Box 564 West Perth WA 6872 to send particulars of their claim to her by the 22nd January 2010, after which date the Executrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

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**ZX402**

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Hilda Vera Vera Lord late of Cunningham Nursing Home, 20 Ray Street, Busselton in the State of Western Australia.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the abovenamed deceased, who died on the 7th day of June 2009, are required by the trustee Margaret Alice Babb of care of Peter May, Solicitor of 20 Prince Street, Busselton in the said State, to send particulars of their claims to the Executor by the 15th day of January 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the Executor then has notice.

PETER MAY, Commercial Lawyer  
20 Prince Street, Busselton  
Phone: 9752 4899  
Fax: 9754 4966

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**ZX403**

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Murley, Audrey Merridy Adel late of 59 Heidelberg Road, Bickley in the State of Western Australia, Orchardist, died on 27 September 2009.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased person are required by the deceased's personal representative, Noel Edward Harding, to send particulars of their claims to him c/o Harding and Associates of 7 King William Street, Bayswater, WA 6053 within one month of the date of publication hereof after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 18 December 2009.

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**ZX404**

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Maria Bendotti late of 61 McKenzie Street Wembley WA, Data Entry Officer.

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 12 January 2009 are required by the personal representative of the deceased Giovanni Bendotti care of Elliott and Co, PO Box 8135 Perth Business Centre Perth WA 6849 to send particulars of their claims to him within 1 month of the date of the publication hereof after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

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**ZX405\***

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act* relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 18/01/10 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Attard, Oscar John, late of Mertome Village Cap 30 Winifred Road Bayswater, died 9.04.2009 (DE33075759EM13)

Bulfone, Victor also known as Victor Bulfoni, late of Orange Grove Aged Care Facility 185 Maddington Road Orange Grove, died 4.11.2009 (DE20010248EM113)

Bull, Clarence Alfred, late of Brightwater 23 Johnson Road Redcliffe, died 16.05.2009 (DE19782187EM17)

Condon, Terence Thomas, late of 8 Thorsager Street Coolbellup, died 19.08.2009 (DE19881644EM13)  
Dick, Gerard William, late of Italian Aged Care Inc 33 Kent Road Marangaroo, formerly of 3 Turner Drive Guilderton, died 21.11.2009 (DE19860285EM38)  
Geary, Cecil, also known as Frank Cecil Geary, late of Hillcrest Nursing Home 23 Harvest Road North Fremantle, died 3.04.2008 (DE33063603EM32)  
Gregory, Maria Hendrika, late of Bassendean Lodge 24 Hamilton Street Bassendean, died 23.11.2009 (DE20001219EM22)  
Kinsman, Trevor Lloyd, late of 15 Cambrian Mall Alexander Heights, died 1.11.2009 (DE29010071EM13)  
Lehman, Murray Alwyn, late of 127 Knutsford Avenue Rivervale, died 10.11.2009 (DE19932386EM13)  
Leicester, Hendry Raymond, late of Agmaroy Nursing Home Leach Highway Wilson, died 6.10.2009 (DE19772543EM26)  
Lussick, Margaret Elizabeth, late of Unit 14d/45 Berkshire Road Forrestfield, died 13.11.2009 (DE19953160EM110)  
McDermott, Gwendoline Margaret, late of Unit 231 Boston RAAFA Estate Bullcreek Drive Bullcreek, died 9.11.2009 (DE19631327EM13)  
Polglase, Florence Maude, late of Osboine Contemporary Aged Care 39 Newton Street Bayswater, died 12.11.2009 (DE19962487EM35)  
Shortland, David William Haig, late of Unit 2/43 Weaponess Road Scarborough, died 14.11.2009 (DE19894231EM15)  
Stanik, Daniel Joseph, late of 26 Shelburn Road Thornlie, died 23.07.2007 (DE33059595EM113)  
Willis, Alice Gertrude, late of 7a Moore Street Kellerberrin, died 18.11.2009 (DE33065858EM23)

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

WESTERN AUSTRALIA

## **LOCAL GOVERNMENT ACT 1995**

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