



WESTERN  
AUSTRALIAN  
GOVERNMENT  
**Gazette**

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# — PART 1 —

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## CONSERVATION

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CA301\*

Conservation and Land Management Act 1984

### Public Firewood Areas Order 2010

Made by the CEO under the *Forest Management Regulations 1993* regulation 98.

**1. Citation**

This order is the *Public Firewood Areas Order 2010*.

**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) the rest of the order — on the day after that day.

**3. Public firewood area**

- (1) The areas of the Perth Hills district of the Swan region described in Schedule 1 are —
  - (a) set aside for the purposes of the collection of firewood by members of the public; and
  - (b) designated as areas to which the *Forest Management Regulations 1993* regulation 100 applies.
- (2) The areas set aside under subclause (1) are delineated on the relevant DECMAPs referred to in Schedule 1.

**4. DECMAPs**

- (1) A reference in Schedule 1 to a DECMAP is a reference to a map produced by the Department of Environment and Conservation.
- (2) Copies of the DECMAPs referred to in Schedule 1 are available for inspection by the public during normal office hours at the Department of Environment and Conservation's Swan Region Headquarters, 7 Turner Avenue, Technology Park, Bentley.

## Schedule 1 — Public firewood areas

[cl. 3]

Area	DECMAP	Description
Clare	Jarrahdale 2133-14	<p>That part of Jarrahdale State Forest Number 22, being the area bounded by lines commencing at the intersection of Brookton Highway and Leona Road at AMG grid reference 436412mE and 6435761mN [point A], and lines connecting, in sequence, points A, B, C, D, E, F and G and back to A —</p> <p>the area to the west of Leona Road, from point A in the north, to the intersection of Leona Road and Four Ways Road in the south, being point B at 435240mE and 6431239mN, near Reference Tree BN764;</p> <p>the area north of Four Ways Road, from point B to the east, to the intersection of Scenic Drive and Four Ways Road to the west, being point C at 431263mE and 6429433mN;</p> <p>the area north of Scenic Drive from point C in the east to the intersection of Scenic Drive and the unnamed track heading north, to the west, being point D at 428803mE and 6429451mN, being 276 metres south of Reference Tree B0721;</p> <p>the area to the east of a straight line compass bearing of 351° from point D in the south, for a distance of approximately 6641 metres, to the south west corner of Water Authority Reserve 23229 in the north, being point E at 427773mE and 6436017mN;</p> <p>the area to the south of Water Authority Reserve 23229 from point E in the west to the south east corner of the same reserve at 432149mE and 6436029mN, being point F;</p> <p>the area to the east of Water Authority Reserve 23229 from point F in the south to Brookton Highway in the north, being point G at 432150mE and 6437418mE;</p> <p>the area to the south of Brookton Highway from point G to the west to point A to the east, being the intersection of Leona Road at 436412mE and 6435761mN,</p>

Area	DECMAP	Description
		<p>but excluding from within that area all informal reserves and Fauna Habitat Zones established by the <i>Forest Management Plan 2004 - 2013</i> (approved by the Minister under section 60 of the Act on 10 December 2003).  <a href="http://www.dec.wa.gov.au/content/view/2835/1437/">http://www.dec.wa.gov.au/content/view/2835/1437/</a></p>
Clinton	2133-23	<p>That part of Clinton Forest Block that is (in general terms) east of North Road, north of Vern Road, south of Kingsbury Drive, south west of Serpentine Dam Reservoir, and west of Big Brook, being the area bounded by lines commencing at the intersection of North Road and Vern Road at 414755mE and 6405735mN [point A], and lines connecting, in sequence, points A, B, C, D and E and back to A —</p> <p>east side of North Road from point A at 414755mE and 6405735mN to point B at 413525mE and 6410796mN, near Reference Tree CA631;</p> <p>south east of Kingsbury Drive from point B at 413525mE and 6410796mN to point C at 413956mE and 6441258mN;</p> <p>south of a direct line bearing, of about 100°, from point C at 413956mE and 6441258mN to point D, at 416896mE and 6410842mN, being on the edge of the Serpentine Dam Reservoir;</p> <p>south west of the Serpentine Dam Reservoir and its tributary Big Brook from point D at 416896mE and 6410842mN to point E at 423167mE and 6403962mN, near Reference Tree CE693, being the intersection of Big Brook and Vern Road;</p> <p>north of Vern Road from point E at 423167mE and 6403962mN in the east, to the start point A, at the intersection of Vern Road and North Road at 414755mE and 6405735mN to the west,</p> <p>but excluding from within that area all informal reserves and Fauna Habitat Zones established by the <i>Forest Management Plan 2004 - 2013</i> (approved by the Minister under section 60 of the Act on 10 December 2003).  <a href="http://www.dec.wa.gov.au/content/view/2835/1437/">http://www.dec.wa.gov.au/content/view/2835/1437/</a></p>

Area	DECMAP	Description
North East Road	2132-14 & 2133-23	<p>Those parts of Boonering and Windsor forest blocks of State forest, 100 metres either side of North East Road, forming a 200 metre wide corridor, starting at Albany Highway in the north east at 437698mE and 6407101mN (Forest Grid Ref. CC7878) and finishing at Windsor Road at 430481mE and 6399270mN (Forest Grid Ref. CH7439) in the south east,</p> <p>but excluding the area to the north of North East Road, east of Serpentine River to Albany Highway and a small area south of North East Road in the north east, being part of Crown Reserve 39826, being in the Monadnocks Conservation Park; and</p> <p>also excluding from within the area all informal reserves and Fauna Habitat Zones established by the <i>Forest Management Plan 2004 - 2013</i> (approved by the Minister under section 60 of the Act on 10 December 2003).</p> <p><a href="http://www.dec.wa.gov.au/content/view/2835/1437/">http://www.dec.wa.gov.au/content/view/2835/1437/</a></p>

Date: 29 April 2010.

KEIRAN McNAMARA, Chief Executive Officer.

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## TRANSPORT

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TR301\*

Road Traffic Act 1974

# Road Traffic (Charges and Fees) Amendment Regulations (No. 2) 2010

Made by the Governor in Executive Council.

## Part 1 — Preliminary

### 1. Citation

These regulations are the *Road Traffic (Charges and Fees) Amendment Regulations (No. 2) 2010*.

**2. Commencement**

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) Part 2 — on 31 May 2010;
- (c) Part 3 — on 1 July 2010.

**3. Regulations amended**

These regulations amend the *Road Traffic (Charges and Fees) Regulations 2006*.

**Part 2 — Changes to vehicle licence charges****4. Specified day: section 28A**

For the purposes of section 28A(3) of the Act, the specified day in relation to this Part is 1 July 2010.

**5. Regulation 20 amended**

In regulation 20(1) delete “\$63” (each occurrence) and insert:

\$65

**6. Schedule 1 Division 1 Subdivision 2 amended**

Amend the provisions listed in the Table as set out in the Table.

**Table**

<b>Provision</b>	<b>Delete</b>	<b>Insert</b>
Sch. 1 Div. 1 cl. 3	\$16.67	\$17.02
Sch. 1 Div. 1 cl. 5	\$8.34	\$8.51
Sch. 1 Div. 1 cl. 6(1)	\$33.34	\$34.04
Sch. 1 Div. 1 cl. 6(2)	\$50.02	\$51.08
Sch. 1 Div. 1 cl. 7	\$4.17	\$4.26

**Part 3 — Other provisions****7. Regulation 35 amended**

In regulation 35 delete “item 29” and insert:

item 28

**8. Regulation 39 amended**

In regulation 39(1) delete “\$30.40” and insert:

\$30.80

**9. Regulation 54 amended**

In regulation 54 delete “\$19.10.” and insert:

\$19.50.

**10. Schedule 1 Division 2 replaced**

Delete Schedule 1 Division 2 and insert:

**Division 2 — Fees relating to vehicle licensing**

Item	Regulation No.	Service	Fee \$
1.	22	Upon establishment of premises as an authorised inspection station	215.00
		Each year for the renewal of authorisation	107.50
2.	23(1)	An initial examination of a mobile home or trailer without brakes, motor cycle, motor carrier, engine change	61.00
3.	23(1)	Subject to items 5, 7 and 8, an examination of a vehicle that is not set out in item 2	87.40
4.	23(1)	A second or subsequent examination of a vehicle referred to in item 2	47.70
5.	23(1)	A second or subsequent examination of a vehicle referred to in item 3	61.00
6.	23(3)	An examination of a licensed vehicle for the purpose of verifying the vehicle's identity and/or specifications	61.00
7.	23(4)(a)	An initial examination by the Director General of a heavy vehicle (i.e. a vehicle with an MRC exceeding 4 500 kg)	140.40
8.	23(4)(b)	A re-examination by the Director General of a heavy vehicle (i.e. a vehicle with an MRC exceeding 4 500 kg)	95.40
8A.	23A	Fee payable by a motor vehicle dealer or vehicle manufacturer for each vehicle the dealer or manufacturer wishes to licence	10.80

Item	Regulation No.	Service	Fee \$
9.	24	For —	
		(a) searching records —	
		(i) manually, per vehicle	14.80
		(ii) by computer where a list of vehicles to be searched is supplied to the Director General on magnetic tape, per vehicle	3.00
		(b) production of an extract describing the current status of ownership of a vehicle, according to the Director General's records	16.10
		(c) detailed searching of current and previous owner's records and production of supporting documentation	19.80
10.	25(1)	Recording fee for grant or renewal of vehicle licence (not heavy vehicle)	13.05
11.	25(2)	Recording fee for grant or renewal of heavy vehicle licence	13.05
12.	26	Fee for transfer of a vehicle licence	15.00
13.	27(a)	Fee for grant of permit for unlicensed vehicle	8.90
14.	27(b)(ii)	Minimum permit fee	24.00
15.	28	Fee for issue of duplicate or certified copy of a vehicle licence document	8.90
16.	29(1)	Fee for authorisation under regulation 14(3)	11.50
17.	30(1)	Fee —	
		(a) for the issue of plates (other than personalised plates, plates bearing the same characters as previous plates, or dealers plates) except where paragraph (b) applies	23.90
		(b) for the re-issue of plates which have been returned under the <i>Road Traffic (Licensing) Regulations 1975</i> regulation 22(3), (3a) or (4) (other than personalised plates, plates to replace existing plates bearing the same characters, or dealers plates)	17.90

Item	Regulation No.	Service	Fee \$
		(c) upon application for the issue of personalised plates	104.60
		(d) upon application for the issue of plates to replace ordinary plates bearing the same characters	29.00
		(e) upon application for the issue of plates to replace personalised plates bearing the same characters without the letter "P" previously required by the <i>Road Traffic (Licensing) Regulations 1975</i>	80.50
18.	30(2)	Fee upon application for issue of name plates	848.00
19.	30(3)	Fee for transfer of right to display special plates —	
		(a) single digit numeral special plates	8 515.90
		(b) 2 digit numeral special plates	1 703.70
		(c) 3 digit numeral special plates	848.10
		(d) any other number of digit special plates	169.40
		(e) unique series special plates referred to in the <i>Road Traffic (Licensing) Regulations 1975</i> regulation 24(4a)(b)	1 703.70
		(f) unique series special plates referred to in the <i>Road Traffic (Licensing) Regulations 1975</i> regulation 24(4a)(c)	74.10
20.	30(4)	Fee for transfer of right to display name plates	425.20
21.	30(5)	Fee for transfer of right to display special plates or name plates —	
		(a) pursuant to an agreement or order under the <i>Family Law Act 1975</i> (Commonwealth)	17.60
		(b) to a beneficiary by a trustee or other person in a fiduciary capacity under a trust whether express or implied	17.60
22.	30(7)	Fee upon application for the issue of special plates or name plates to replace special plates or name plates bearing the same characters —	
		(a) for premium material plates	193.00
		(b) for standard metal plates	93.50

<b>Item</b>	<b>Regulation No.</b>	<b>Service</b>	<b>Fee \$</b>
23.	30(8)	Fee for transfer of —	
		(a) special plates or name plates by a person to another vehicle owned by that person	17.60
		(b) personalised plates by a person to another vehicle owned by that person or by a member of his or her immediate family	17.60
24.	31	Fee for storage of special plate by Director General (per year or part of a year)	17.60
25.	32(1)	Fee for assignment and issue of dealers plates —	
		(a) where the plate is issued in substitution for a plate bearing the same characters, per plate	34.00
		(b) in any other case, per set of plates	30.90
26.	32(2)	Deposit for each set of plates issued	20.00
27.	33	Annual fee for the use and possession of dealers plates	93.60
28.	35	Fee for duplicate tax invoice	8.90

#### **11. Schedule 2 amended**

- (1) In Schedule 2 item 3 delete “8.70” and insert:

8.90

- (2) In Schedule 2 item 9 delete “19.20” and insert:

19.60

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

## — PART 2 —

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### CORRECTIVE SERVICES

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CS401\*

#### COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

##### PERMIT DETAILS

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Commissioner of the Department of Corrective Services has revoked the following Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Gabriel	Collin Victor	CS10-510	03/05/2010
Hughes	John	CS9-215	22/04/2010
Leeder	Steven	CS9-339	03/05/2010
Ngakoti	Janine	CS9-405	03/05/2010
Opperman	Kim William	CS9-058	03/05/2010
Paxman	Anthony David	CS9-148	03/05/2010
Pryce-Howells	Thomas William	CS9-362	03/05/2010
Stirling	Susan	CS9-332	03/05/2010
Williams	Richard Mason	CS9-079	03/05/2010

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

BRIAN LAWRENCE, CSCS Contract Manager.

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### ENERGY

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EN401\*

#### ELECTRICITY INDUSTRY ACT 2004

##### NOTICE UNDER SECTION 23 (1) NOTICE OF DECISIONS

Notice is given that the following Generation licence has been granted—

Licensee:	Collgar Wind Farm Pty Ltd
Issue Date:	30 April 2010
Address of Licensee:	Level 1, Septimus Roe Square 251 Adelaide Terrace PERTH, WA 6000
Classification:	Generation Licence (EGL22)
Term of Licence:	Up to and including 29 April 2040
Area Covered:	Area within the boundaries set out in Electricity Licence Area Plan ERA-EL-119.
Inspection of Licence:	Economic Regulation Authority 6th Floor 197 St Georges Terrace Perth WA 6000 <a href="http://www.era.wa.gov.au">http://www.era.wa.gov.au</a>

LYNDON G. ROWE, Chairman,  
Economic Regulation Authority.

EN402\*

**ECONOMIC REGULATION AUTHORITY ACT 2003****ECONOMIC REGULATION AUTHORITY (STATE UNDERGROUND POWER PROGRAM COST BENEFIT STUDY REFERENCE 2010)**

Published by the Economic Regulation Authority under the *Economic Regulation Authority Act 2003* section 34(1).

**1. Citation**

This notice is the *Economic Regulation Authority (State Underground Power Program Cost Benefit Study Reference) Notice 2010*.

**2. Reference on the State Underground Power Program Cost Benefit Study**

(1) Under the *Economic Regulation Authority Act 2003* section 32(1) the Minister has referred to the Economic Regulation Authority for inquiry into the matter of providing the Government with a cost benefit analysis of the State Underground Power Program.

(2) The Terms of Reference for the inquiry are set out in Schedule 1.

**3. Period of inquiry**

The period of the inquiry is from 23 April 2010 to 23 April 2011.

**4. Public submissions**

(1) Members of the public and other interested parties may make written submissions to the Economic Regulation Authority on any matter that—

(a) is dealt with in the issues paper or draft report mentioned in the Terms of Reference; or

(b) is otherwise relevant to the Terms of Reference.

(2) Submissions in response to the issues paper or draft report may be made within four weeks after the release of the relevant document or any longer period allowed by the Economic Regulation Authority.

(3) Submissions may be sent—

(a) by post to the Economic Regulation Authority, PO Box 8469, Perth Business Centre WA 6849; or

(b) by email to the address set out on the Economic Regulation Authority's web site at <http://www.erawa.com.au>.

**5. Further information**

Further information about matters relating to the inquiry is available at the Economic Regulation Authority's website at <http://www.erawa.com.au>.

**Schedule 1—Terms of Reference****STATE UNDERGROUND POWER PROGRAM COST BENEFIT STUDY****TERMS OF REFERENCE**

I, TROY BUSWELL, Treasurer, pursuant to section 32(1) of the *Economic Regulation Authority Act 2003*, request that the Economic Regulation Authority (ERA) undertake an inquiry into the overall costs and benefits of the State Underground Power Program.

The ERA is to have regard to the following—

- The costs of undergrounding the overhead electricity distribution network, including the impact on costs of the current process for selecting and assessing projects.
- A comparison of the costs associated with maintaining the current distribution network compared to undergrounding.
- The types of costs which are avoided as a result of undergrounding the overhead electrical distribution system.
- Identification and quantification (where possible) of all costs and benefits of underground power including but not limited to—
  - network capital, operation and maintenance costs;
  - quality of supply and reliability of electricity;
  - energy security;
  - emergency response;
  - residential property values;
  - public safety;
  - street lighting;
  - public and private amenity;
  - environmental impacts; and
  - maintenance of street scapes and verges.
- An analysis of the distribution and timing of benefits including an appraisal of who benefits and the overall public benefit to the wider community.

- In particular, the Authority is to report on what is the appropriate share of funding between the Government (representing broad community benefits), the individual householder (representing private and local community benefits) and the Network Operator (representing network benefits).
- The cost benefit analysis should be limited to the South West Interconnected System.
- The ERA will complete a final report no later than 12 months after receiving the Terms of Reference.

TROY BUSWELL MLA, Treasurer, Minister for Commerce;  
Science and Innovation; Housing and Works  
LYNDON ROWE, Chairman, Economic Regulation Authority.

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## LAND

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LA401\*

**TRANSFER OF LAND ACT 1893**

APPLICATION L207090

Take notice that Generation Pastoral Co Pty Ltd of Post Office Box 79, Quinns Rock has made application to be registered under the Act as proprietor of an estate in fee simple in possession in the land situated at Beermullah being Swan Location 483 and being Lot 483 on Deposited Plan 231040 containing 16.2380 hectares being the whole of the Land comprised in Memorial Book XXX No. 78.

All persons other than the applicant claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge in this office on or before 28 May 2010 a caveat forbidding the land being brought under the operation of the Act.

BRUCE ROBERTS, Registrar of Titles.

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## LOCAL GOVERNMENT

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LG101\*

*CORRECTION***LOCAL GOVERNMENT ACT 1995***Shire of Carnamah*

(Basis of Rates)

Department of Local Government.

DLG: CA5-4#02

It is hereby notified for public information that an error has been made in the notice published in the *Government Gazette* of 1 December 2009 on pages 4822 and 4823 concerning the basis of rates for the Shire of Carnamah. The error is to be corrected by deleting the whole notice and inserting the following notice instead—

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

JENNIFER MATHEWS, Director General.

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## SCHEDULE

## ADDITIONS TO GROSS RENTAL VALUE AREA

*Shire of Carnamah***ILUKA RESOURCES LTD—ENEABBA****Area 1: Administration Area**

That land commencing at a point 265 metres at a bearing of 165 degrees 40 minutes, from the North Western corner of Victoria Location 11426, being Lot 11426 on Landgate Deposited Plan 184144, and contained within the following boundaries—

300 metres	bearing	90 degrees
400 metres	bearing	180 degrees

300 metres	bearing	270 degrees
400 metres	bearing	0 degrees

**Area 2: South Secondary Concentrator**

That land commencing at a point 723 metres at a bearing of 240 degrees 32 minutes, from the South Western corner of Victoria Location 10262, being Lot 10262 on Landgate Deposited Plan 206714 and being Reserve 26886, and contained within the following boundaries—

400 metres	bearing	180 degrees
400 metres	bearing	270 degrees
400 metres	bearing	0 degrees
400 metres	bearing	90 degrees

**Area 3: Idle Concentrator**

That land commencing at a point 143.8 metres at a bearing of 90 degrees, from the North Eastern corner of the South Eastern severance of Victoria Location 10236, being Lot 10236, on Landgate Deposited Plan 206720, and being portion of Reserve 27886, and contained within the following boundaries—

450 metres	bearing	90 degrees
500 metres	bearing	180 degrees
450 metres	bearing	270 degrees
500 metres	bearing	0 degrees

**Area 4: South Fuel Farm**

That land commencing at a point 1594.15 metres at a bearing of 41 degrees 19 minutes, from the North Eastern corner of the North Eastern severance of Victoria Location 10236, being Lot 10236 on Landgate Deposited Plan 206720, and being portion of Reserve 27886, and contained within the following boundaries—

400 metres	bearing	0 degrees
400 metres	bearing	90 degrees
400 metres	bearing	180 degrees
400 metres	bearing	270 degrees

**Area 5: Contractors Depot**

That land commencing at a point 1121.9 metres at a bearing of 80 degrees 15 minutes, from the North Eastern corner of Eneabba Town Lot 75, being Lot 75 on Landgate Deposited Plan 168872, and being portion of Reserve 26075, and contained within the following boundaries—

200 metres	bearing	90 degrees
200 metres	bearing	180 degrees
200 metres	bearing	270 degrees
200 metres	bearing	0 degrees

**Area 6: Newman Concentrator**

That land commencing at a point 98.91 metres at a bearing of 99 degrees, from the Eastern most North Eastern corner of Eneabba Town Lot 396, being Lot 396 on Landgate Deposited Plan 191804, and being unallocated Crown Land, and contained within the following boundaries—

250 metres	bearing	0 degrees
250 metres	bearing	90 degrees
250 metres	bearing	180 degrees
250 metres	bearing	270 degrees

**WODADA GAS FIELD—ARC ENERGY****Area 1: Office, Accommodation quarters, Workshop and Plant**

That land commencing at a point 119.42 metres at a bearing of 152 degrees 20 minutes, from the South Western Surveyed corner of Victoria Location 11489, being Lot 11489 on Landgate Deposited Plan 215365, and contained within the following boundaries—

300 metres	bearing	0 degrees
300 metres	bearing	90 degrees
300 metres	bearing	180 degrees
300 metres	bearing	270 degrees

**WINCHESTER QUARRIES****Area 1: Office and Sheds**

That land commencing at a point 177.69 metres at a bearing of 139 degrees 47 minutes, from the North Western Surveyed corner of Lot M1072 on Land Titles Office Deposited Plan 4114, and contained within the following boundaries—

250 metres	bearing	90 degrees
250 metres	bearing	180 degrees
250 metres	bearing	270 degrees
250 metres	bearing	0 degrees

**Area 2: Workshop and Crushers**

That land commencing at a point 285.41 metres at a bearing of 198 degrees 27 minutes, from the North Western Surveyed corner of Lot M1072 on Land Titles Office Deposited Plan 4114, and contained within the following boundaries—

250 metres	bearing	90 degrees
250 metres	bearing	180 degrees
250 metres	bearing	270 degrees
250 metres	bearing	0 degrees

**INDUSTRIAL PREMISES—C.T. MACDONALD****Chemicals Storage Shed, situated on Lot M954, Bunjil—Carnamah Road, Carnamah**

That land commencing at a point 91.01 metres at a bearing of 90 degrees, from the North Western Surveyed corner of Lot M955 on Land Titles Office Deposited Plan 3256, and contained within the following boundaries—

100 metres	bearing	90 degrees
100 metres	bearing	180 degrees
100 metres	bearing	270 degrees
100 metres	bearing	0 degrees

**LG401\*****LOCAL GOVERNMENT ACT 1995***City of Albany*

(Basis of Rates)

Department of Local Government.

DLG: AL5-4#03

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the 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 7 May 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

## SCHEDULE

**ADDITIONS TO GROSS RENTAL VALUE AREA**

CITY OF ALBANY

All those portions of land being Lot 103, Lot 104 and Lot 106 as shown on Deposited Plan 58661.

**LG402\*****DOG ACT 1976***Shire of Trayning*

## APPOINTMENTS

That the following persons be appointed under the provisions of the *Dog Act 1976*.

Registration Officers—

Niel Mitchell  
Tanika McLennan  
Belinda Taylor  
Janine Eeles  
Belinda Mosdel

Authorised Officers—

George Ward—Shire Ranger  
Niel Mitchell  
Tanika McLennan  
Eric Eeles

All previous appointments are hereby cancelled.

NIEL MITCHELL, Chief Executive Officer.

LG403\*

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960***Town of Kwinana***Appointments**

It is hereby notified for public information that *Carly Frees* has been appointed as a Ranger under the provisions of Section 449-450 of the Local Government (Miscellaneous Provisions) Act 1960 and as authorised officer to enforce the provisions of various legislation and Local Laws as authorised by Council and/or Chief Executive Officer under delegated authority.

The appointment of *Neil Hornby* is hereby cancelled.

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**MINERALS AND PETROLEUM**


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MP401\*

Commonwealth of Australia

**OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006****GRANT OF PETROLEUM RETENTION LEASE WA-38-R**

Grant of Petroleum Retention Lease WA-38-R has been granted to Apache Northwest Pty Ltd and Santos Offshore Pty Ltd to have effect from and 28 April 2010 for a period of five years.

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

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MP402\*

**PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967****GRANT OF PETROLEUM RETENTION LEASE**

Petroleum Retention Lease No. R 5 has been granted to Apache Oil Australia Pty Ltd and OMV Australia Pty Ltd to have effect for a period of five years from 28 April 2010.

W. L. TINAPPLE, Executive Director Petroleum Division.

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MP403\*

**MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum,  
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following Prospecting Licences are liable to forfeiture under the provisions of Section 96(1) (a) of the *Mining Act 1978* for breach of covenant, viz non-compliance with the expenditure condition.

G. BENN, Warden.

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To be heard by the Warden at Kalgoorlie on the 28th May, 2010.

**EAST COOLGARDIE MINERAL FIELD**

25/1935	Great Southern Mines NL and Kairiki Energy Ltd
25/1939	Great Southern Mines NL and Kairiki Energy Ltd
25/1941	Great Southern Mines NL and Kairiki Energy Ltd
25/1943	Great Southern Mines NL and Kairiki Energy Ltd

MP404\*

**MINING ACT 1978****INSTRUMENT OF VARIATION TO EXEMPTION OF LAND**

The Minister responsible for the *Mining Act 1978*, pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby VARIES the exemption of land designated S19/158 in TENGRAPH by *including* that portion of land described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) to expire on 31 May 2011.

**Description of Land**

Land designated FNA 9148 in Tengraph. A geospatial description is filed at pages 195 and 196 of the Department of Mines and Petroleum File No A1498/200303.

**Area of Additional Land**

3066.2001 hectares

**Locality**

Mt Murchison

Dated at Perth this 21st day of April 2010.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

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**PARLIAMENT**


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PA401\*

**PARLIAMENT OF WESTERN AUSTRALIA****ROYAL ASSENT TO BILLS**

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

**Title of Act****Date of Assent****Act No.**

Treasurer's Advance Authorisation Act 2010

3 May

4 of 2010

MALCOLM PEACOCK, Clerk of the Parliaments.

Dated 5 May 2010.

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**PLANNING**


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PI401\*

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

## Town Planning Scheme No. 1—Amendment No. 42

Ref: TPS/0059

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 Chapman Valley local planning scheme amendment on 22 April 2010 for the purpose of—

- 1 Rezoning Lot 2171 Chapman Valley Road, Yetna from “General Farming” to “Special Rural”;
- 2 Adding to Appendix 6 of the Scheme Text, “Area No. 19—Lot 2171 Chapman Valley Road” as follows—

AREA No. 19	LOT 2171 CHAPMAN VALLEY ROAD, YETNA
SUBDIVISION	(a) Subdivision, development and land use shall generally be in accordance with the Subdivision Guide Plan as adopted by the local government and endorsed by the Western Australian Planning Commission. (b) The minimum lot size shall be 20 hectares

<b>AREA No. 19</b>	<b>LOT 2171 CHAPMAN VALLEY ROAD, YETNA</b>
<b>BUILDING</b>	<p>(a) All buildings shall be sympathetic to existing landscape elements, namely landform, vegetation and amenity, in terms of their design, height, location, materials and cladding colours</p> <p>(b) All stormwater and runoff from buildings and other impervious surfaces shall be disposed of within each lot so as to avoid scouring and erosion.</p> <p>(c) All building development shall accord with the local government's Rural Bushfire Policy &amp; FESA requirements."</p>
<b>STOCK CONTROL</b>	<p>(a) The keeping of animals (other than domestic pets) shall accord with the maximum stocking rates as prescribed by the Department of Agriculture and Food.</p> <p>(b) Application for approval to increase the stocking rate above the minimum prescribed is to be submitted to and determined by the local government. The local government in determining an application for an increase in the stocking rate may consult with Department of Agriculture and Food and affected surrounding land owners on desirable rates and applicable pasture types.</p> <p>(c) Notwithstanding (a) above, the local government may reduce or vary the limit on stocking or place any other conditions in light of prevailing seasonal conditions to prevent overstocking, erosion, or other practices detrimental to the environment or amenity of the neighbouring properties.</p>
<b>VEGETATION PROTECTION</b>	<p>(a) Prior to subdivision, all remnant vegetation (excluding areas for fire control, driveway access and servicing) shall be protected from livestock by means of fencing to an appropriate standard as prescribed by the local government.</p> <p>(b) Remnant vegetation is not to be cleared outside the building envelopes.</p>
<b>SERVICING</b>	<p>(a) No dwelling shall be constructed or approved for construction unless an approved method of on-site effluent disposal suitable for long-term usage has been incorporated into the approved plans to the satisfaction of the local government in consultation with the Health Department of WA.</p> <p>(b) The local government may request the WA Planning Commission impose a condition at the time of subdivision that requires the subdivider provide fire fighting facilities (or a financial contribution in-lieu of) in accordance with the local government's Rural Bushfire Policy requirements.</p> <p>(c) The local government or Main Roads WA may request the WA Planning Commission impose a condition at the time of subdivision that requires the subdivider construct and/or upgrade any roads required to provide adequate vehicular access to the proposed lots, including the immediate local road network.</p> <p>(d) Construction of a single dwelling on any proposed lot shall be supported by a minimum roof catchment area of 300m<sup>2</sup> from all building/s and a rain water storage tank of at least 100,000 litres to sustain a potable water supply for domestic and fire fighting use in accordance with the local government's Rural Bushfire Policy requirements.</p> <p>(e) No vehicle access is permitted onto or from Chapman Valley Road.</p>
<b>LAND USE</b>	<p>(a) Landowners shall not proceed with any form of development or change in land use without having first obtained planning consent from the local government.</p> <p>(b) Vehicle and pedestrian crossings over watercourses shall be designed and constructed to minimise impact on their natural form and function.</p> <p>(c) Construction of a dam or soak on the property shall be subject to formal planning consent being granted by the local government.</p> <p>(d) Dams constructed upon the property shall have provision to bypass summer flows in the watercourse to downstream users.</p>

<b>AREA No. 19</b>	<b>LOT 2171 CHAPMAN VALLEY ROAD, YETNA</b>
<b>ADVICE TO PURCHASERS</b>	The local government may request that the Western Australian Planning Commission impose a condition at the time of subdivision that requires the subdivider to ensure that prospective purchasers and successors in title are advised of— <ul style="list-style-type: none"> <li>(a) The local planning scheme provisions which relate to the use and management of the land;</li> <li>(b) The constraints associated with the use of ground and surface water for intensive agricultural pursuits, and the need to liaise with the Department of Water regarding ground water licensing requirements for commercial use.</li> </ul>

3 Amending the Scheme Map accordingly.

J. P. COLLINGWOOD, Shire President.  
D. SELLENGER, Chief Executive Officer.

PI402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Cockburn*  
Town Planning Scheme No. 3—Amendment No. 67

Ref:85312123120 Pt 67

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Cockburn local planning scheme amendment on 22 April 2010 for the purpose of—

1. Amending Clause 6.3.4(b)(iv) of the Scheme Text by adding the following words to the end of the existing clause “unless otherwise specified in the Development Contribution Plan contained in Schedule 12”.
2. Amending Schedule 12—Development Contribution Plan by including the following—

Ref No:	DCA 11
Area:	Muriel Court
Provisions:	<p>All landowners within DCA 11 shall make a contribution to land and infrastructure works required as part of the development of the Muriel Court Development Contribution Area. With the exception of existing lots 3 and 21 Verna Court and lots 52 and 150 Semple Court, the contribution is to be calculated on the potential number of dwellings that can be constructed on each lot or lots and calculated in accordance with the following—</p> <ul style="list-style-type: none"> <li>• R20 lots 450M2</li> <li>• R25 lots 350M2</li> <li>• R40 lots 220M2</li> <li>• R60 lots 166M2</li> <li>• R80 lots 125M2</li> <li>• R160 lots Calculated by dividing the lot area (m<sup>2</sup>) by 62.5 to give the number of dwellings.</li> </ul> <p>No contribution is required in respect to land and lots required for public open space, drainage, the widening and extension of Muriel Court and Kentucky Court and the widening and realignment of Semple Court.</p> <p>Contributions shall be made towards the following items by all landowners within DCA 11.</p> <ul style="list-style-type: none"> <li>• Pro-rata contribution to the upgrading of North Lake Road between Kentucky Court and Semple Court including upgrading the existing carriageway, construction of the future carriageway, drainage, lighting, landscaping and service relocation where necessary.</li> <li>• The cost of land and works for the widening and realignment of Semple Court between Verna Court and North Lake Road as shown on the Muriel Court Structure Plan. The cost of works is the cost over and above that of providing a normal subdivision road with drainage, lighting, footpaths and parking embayments which will be a cost to the owners of the adjoining land.</li> </ul>

	<ul style="list-style-type: none"> <li>• The cost of land and works for the realignment of Semple Court shown on the Muriel Court Structure Plan between Berrigan Drive and Verna Court. Works are to include the cost of the carriageways, median landscaping, drainage, lighting and paths.</li> <li>• Traffic management devices along realigned Semple Court and traffic lights or a roundabout at the intersection of Semple Court with Berrigan Drive and North Lake Road.</li> <li>• Modifications to existing Semple Court including closures and pavement modifications shown on the Muriel Court Structure Plan.</li> <li>• Cost of the link road between Thomas Street and a roundabout on Semple Court including both land and construction components.</li> <li>• Cost of land and works for the realignment of Elderberry Drive between Berrigan Drive and Jindabyne Heights.</li> <li>• The cost of land and works for the widening of Muriel Court and Kentucky Court between realigned Semple Court and North Lake Road as shown on the Muriel Court Structure Plan. The cost of works is the cost over and above that of providing a normal subdivision road with drainage, lighting, footpaths and parking embayments which will be a cost to the owners of the adjoining land.</li> <li>• Traffic management devices along Muriel Court and traffic lights at the intersection of Kentucky Court and North Lake Road.</li> <li>• Provision of land for public open space area shown on the Muriel Court Structure Plan and the cost of landscaping and bushland/wetland restoration.</li> <li>• Land and works for internal and off site groundwater control and drainage infrastructure including detention basins, gross pollutant traps, nutrient stripping and landscaping.</li> <li>• Preliminary professional services including drainage, services, geotechnical, site contamination, traffic and planning.</li> <li>• Further detailed studies and design including design guidelines and engineering design of drainage and major roads.</li> <li>• Costs to administer cost sharing arrangements of the DCA including detailed engineering design of drainage and roads the subject of the DCA provisions, cost estimates and schedules, valuations, annual reviews of land and works, audits and administrative costs.</li> <li>• Cost including fees and interest of any loans raised by the local government to undertake any of the works associated with DCA 11.</li> </ul> <p>The following lots shall make a contribution to the cost to administer cost sharing arrangements of the DCA and a proportional contribution to the road and drainage works listed above unless rezoned to residential in which case all the above requirements will apply.</p> <ul style="list-style-type: none"> <li>• Lot 52 Semple Court 1.25% of the total cost</li> <li>• Lot 3 Verna Court 7.6% of the total cost</li> <li>• Lot 21 Verna Court 1.5% of the total cost</li> </ul>
<p>Participants and Contributions</p>	<p>In accordance with the Cost Contribution Schedule adopted by the local government for DCA 11.</p>

3. Amending the Scheme Map to include the Muriel Court Development Contribution Area as outlined with the purple border and labelled DCA 11 on the Scheme Amendment Map.
4. Amending provisions of Schedule 11—DA 19 Muriel Court to include new provisions as follows—
  8. All development within the Muriel Court Development Area shall be in accordance with Design Guidelines adopted by the local government.
  9. Each subdivision and development application in the DA area shall achieve at least 75% of the potential number of dwellings achievable under the R-Code designated for the application area on the adopted Structure Plan.

L. HOWLETT, Mayor.  
S. G. CAIN, Chief Executive Officer.

PI403\*

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

Town Planning Scheme No. 3—Amendment No. 21

Ref: 853/4/23/3 Pt 21

The Shire of Northam hereby notifies for public information, in accordance with Section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Northam Town Planning Scheme No. 3 Amendment No. 21 on 22nd April 2010.

The Amendment involves—

1. Rezoning Loc M2036 (252) Golf Links Road, Wundowie from 'Agriculture- Local' to 'Rural Smallholding'.
2. Amending Schedule 11 of the Scheme Text by including the following entry—

No.	Description of Land	Conditions
	Loc M2036 (252) Golf Links Road, Wundowie	<p>1. Subdivision shall generally be in accordance with the Subdivision Guide Plan as adopted by the local government and endorsed by the Western Australian Planning Commission and any approved modifications thereto.</p> <p>2. All lots shall be provided with reticulated water supply.</p> <p>3. Unless otherwise approved by the local government all buildings and on-site effluent disposal systems are to be confined to the building envelope indicated on the Subdivision Guide Plan endorsed by the local government and Western Australian Planning Commission.</p> <p>4. As a condition of subdivision approval, a Fire Management Plan will be required to be prepared and implemented to the satisfaction of the Fire and Emergency Services Authority and the local government.</p> <p>5. Second hand transportable dwellings shall not be permitted.</p> <p>6. The applicant shall prepare and implement an Environmental Management Plan prior to the satisfaction and approval of the local government prior to the subdivision of the land. The plan shall include—</p> <ol style="list-style-type: none"> <li>(a) remnant vegetation protection and revegetation areas;</li> <li>(b) areas appropriate for the keeping of livestock, including details of fencing required to separate stock from vegetation to be protected;</li> <li>(c) location and implementation of firebreaks and Fire Management Plan requirements;</li> <li>(d) location of building envelopes, which shall— <ul style="list-style-type: none"> <li>• be sited to avoid any remnant vegetation or any area recognised for protection or rehabilitation in this environmental management plan; and</li> <li>• located to avoid elevations above ridgelines where possible.</li> </ul> </li> </ol> <p>The areas identified for protection and rehabilitation including revegetated areas are to be maintained by landowners in accordance with the approved environmental management plan.</p> <p>There shall be no planting of non-endemic species outside of the building envelope of each lot.</p> <p>7. A local water management strategy is to be prepared and implemented to the specifications of the Department of Water.</p> <p>8. The application for a rural pursuit that involves the stabling and keeping of stock (including horses) is to be accompanied by a Stock Management Plan to the satisfaction and approval of the local government. The Stock Management Plan shall require all native vegetation and any area recognised for protection or rehabilitation in the environmental management plan to be fenced. The keeping of livestock shall not be permitted in areas which are to be fenced to exclude stock.</p>

No.	Description of Land	Conditions
		<p>9. Arrangements being made with the local government for the upgrading and / or construction of Golf Links Road.</p> <p>10. A fence restricting pedestrian, stock and domestic animal access to Golf Links Road and the Woondowing Nature Reserve is to be constructed on the southern boundary of Lot M2036 to a consistent standard acceptable to local government.</p> <p>11. These conditions are to be read in conjunction with the Scheme requirements for the Rural Smallholdings zone. Where conflict exists, the conditions of this Schedule will prevail.</p>

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

PI404\*

**PLANNING AND DEVELOPMENT ACT 2005**

**METROPOLITAN REGION SCHEME**

Notice of Resolution—Southern River Precinct 3E

*City of Gosnells*

Amendment 1194/27

File No: 812-2-25-37

Notice is hereby given that in accordance with Clause 27 of the Metropolitan Region Scheme, the Western Australian Planning Commission (WAPC) resolved on 27 April 2010 to transfer land from the urban deferred zone to the urban zone, as shown on WAPC plan 4.1560.

The City of Gosnells requested the 'parallel' amendment of its Local Planning Scheme No 6 using the provisions of section 126(3) of the Planning and Development Act. This request has subsequently been agreed to by the WAPC. Accordingly, the amendment to the Metropolitan Region Scheme and the City of Gosnells Local Planning Scheme No 6 is effective from the date of publication of this notice in the *Government Gazette*.

The plan of the Metropolitan Region Scheme amendment may be viewed at the offices of—

- Western Australian Planning Commission, 469 Wellington Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Gosnells.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

PI405\*

**PLANNING AND DEVELOPMENT ACT 2005**

**APPROVED LOCAL PLANNING SCHEME AMENDMENT**

*Shire of Busselton*

Town Planning Scheme No. 20—Amendment No. 136

Reference: 853/6/6/21 Pt 136

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 Busselton local planning scheme amendment on 18 March 2010 for the purpose of amending the Scheme Maps by rezoning Lot 1 Brash Road, Yallingup from 'Viticulture & Tourism' to 'Bushland Protection' zone as depicted on the Scheme Amendment Map.

I. STUBBS, Shire President.  
A. MacNISH, Chief Executive Officer.

PI406\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Augusta-Margaret River*  
 Town Planning Scheme No. 11—Amendment No. 190

Ref: TPS/0008

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 Augusta-Margaret River local planning scheme amendment on 22 April 2010 for the purpose of—

1. Amending the Scheme maps by removing Lot 504 Caves Road, Margaret River from the 'Rural' zone and including it within the 'Special Use (Various)' zone.
2. Amending the Scheme Text by inserting in 'Schedule 3—Special Use Sites', the following—

LOT AND LOCATION	PERMITTED USES (SEE CLAUSE 4.8)
Lot 504 Caves Road, Margaret River	<p><b>1. PURPOSE</b>            The purpose of this Special Use Zone is to provide for—</p> <ol style="list-style-type: none"> <li>(a) Additional Rural Residential Development, low key tourism and continued agricultural activity in an integrated manner that is consistent with the objectives and policies of the Leeuwin Naturaliste Ridge State Planning Policy.</li> <li>(b) Site specific provisions and a Guide Plan to control the subdivision and development and inter-relationship of a rural residential cluster, farming area and associated tourism uses.</li> </ol> <p><b>2. OVERALL OBJECTIVES</b></p> <ol style="list-style-type: none"> <li>(a) To provide for flexibility and zoning controls to allow for clustered rural residential living in areas most suitable.</li> <li>(b) To provide an interesting form of rural residential living that respects the landscape qualities of the site and integrates with surrounding uses to provide an alternative lifestyle choice compatible with agricultural and tourism uses of the locality.</li> <li>(c) To provide for development, location, design and construction standards to be compatible with surrounding character and landscape quality.</li> <li>(d) To identify quality vegetation for inclusion in a landscape protection area and manage degraded areas through a weed eradication program and introducing vegetation where required for landscape and agricultural buffer.</li> <li>(e) To ensure the development is environmentally sensitive, does not impact on the environs of the Margaret River and minimises potential threats from wildfire.</li> </ol> <p><b>3. SUBDIVISION AND DEVELOPMENT GUIDE PLAN</b></p> <ol style="list-style-type: none"> <li>(a) Subdivision and development shall be generally in accordance with the Subdivision and Development Guide Plan endorsed by the Local Government.</li> <li>(b) The Council may endorse or refuse any proposed minor modifications to the approved Subdivision and Development Guide Plan by way of resolution where the modifications are consistent with the purpose and objectives of the zone. Where significant modifications to the Subdivision and Development Guide Plan are proposed, the Council shall require the modifications to be advertised for public comment for a period of 21 days prior to considering the proposed modifications.</li> <li>(c) The Council shall forward a copy of any significant modifications referred to in 3b above to the Planning Commission for its consideration. The plans shall not come into operation until the modifications are endorsed by the Planning Commission.</li> <li>(d) No further subdivision to that shown on the Subdivision Guide Plan, will be recommended by Council.</li> </ol> <p><b>4. PERMISSIBLE LAND USES</b>            The site has been classified into three land use areas on the Development Guide Plan. They are '<i>Rural Residential Cluster Lots</i>', '<i>Rural Tourism Lots</i>' and '<i>Landscape Protection Area</i>'. The following lists indicate the Uses which, may be permitted in the various land use areas nominated on the approved subdivision and development guide plan.</p>

LOT AND LOCATION	PERMITTED USES (SEE CLAUSE 4.8)
	<p>4.1 Rural Residential Cluster Lots (1-21)            Single Dwelling “P”            Home Occupation “P”            Ancillary Accommodation “P”            Professional Office “IP”            All rural residential development shall be assessed in accordance with the Residential Design Codes/Density Code R5.</p> <p>4.2 Rural Tourism Lots (22-23)            The following classes of development may be considered within the designated building envelope (Dwelling Sites and Low Key Tourist Node) shown on the Subdivision Guide Plan for proposed Lots 22 &amp; 23—            Single Dwelling “P”            Home Occupation “P”            Bed &amp; Breakfast “SA”            Guest House “SA”            Holiday Cabins and Chalets “SA”            Licensed Restaurant/Restaurant “SA”            Art and Craft Studio and Sales “SA”            Cottage Industry “SA”            Outside the designated building envelopes (Dwelling Sites and Low Key Tourist Nodes) the following may be considered—            Rural Pursuit “AA”            Intensive Agriculture “SA”</p> <p>4.3 Landscape Protection Area</p> <ul style="list-style-type: none"> <li>• There shall be no development or clearing within the Landscape Protection Area, with the exception of that included in an endorsed Landscape Plan.</li> <li>• Management of this area will be addressed within the Landscape Plan.</li> </ul> <p>4.4 Rural Residential Cluster Lots (1-21) Provisions            The following provisions shall apply to all land nominated as Rural Residential Cluster Lots on the approved Subdivision and Development Guide Plan.</p> <ul style="list-style-type: none"> <li>• Residential Development shall be assessed/developed in accordance with the Residential Design Codes at the R5 density Code.</li> <li>• Buildings shall be setback a minimum of 20m from the northern boundary (lots 1-6 inclusive).</li> <li>• Buildings shall be restricted to a height limit of 8m as calculated in accordance with Council’s Scheme and Policy requirements.</li> <li>• Buildings shall be constructed of non-reflective materials (with the exception of glazed area) and shall comprise either timber, stone, rammed earth, brick or steel construction and shall be of colour(s) and textures which are essentially natural and earthy. All such materials shall be to the satisfaction of the Council and shall be compatible with the rural character of the locality.</li> <li>• A minimum of 150mm topsoil shall be stripped from earthworks areas and replaced immediately after construction onto disturbed areas.</li> <li>• Landscaping should be with materials that are sympathetic with the surrounding natural landscape.</li> <li>• Planting within 40 metres of building to be with fire retardant species.</li> <li>• Strategic landscape buffers within each lot, using local indigenous species, shall be provided in the locations shown on the Subdivision Guide Plan.</li> <li>• Landscape buffer areas within lots shall be maintained.</li> <li>• Fencing for each allotment shall be of rural character, post and wire construction or similar construction. Any form of solid fencing shall not be permitted.</li> </ul>

LOT AND LOCATION	PERMITTED USES (SEE CLAUSE 4.8)
	<ul style="list-style-type: none"> <li>• The disposal of effluent is to be by Aerobic Treatment Unit(s) or alternative effluent treatment and disposal system(s), to the satisfaction of the Local Government and the Department of Health.</li> <li>• Effluent disposal and waste water reuse system design shall incorporate subsurface infiltration and clay bunds or a suitable alternative means for the containment and treatment of effluent waste water, to the satisfaction of the Local Government and the Department of Health.</li> <li>• A minimum horizontal separation of 50 metres is to be retained between an effluent waste water disposal site and a perennial water course, natural wetland or soak, or open drainage channel and the vertical depth to the seasonal or permanent water table from the underside of a waste water disposal system shall be at least 1.2 metres.</li> </ul> <p>4.5 Rural Tourism Lots (22-23) Provisions</p> <p>The following provisions shall apply to all land nominated as Rural Tourism Lots on the approved Subdivision and Development Guide Plan.</p> <ul style="list-style-type: none"> <li>• All development including, but not limited to, car parking, associated with land uses approved inside the designated building envelopes, shall be contained within the extent of the envelopes.</li> <li>• Ancillary structures (e.g. shed) to approved Intensive Agriculture/Rural Pursuit shall be setback a minimum of 60m from Caves Road.</li> <li>• Buildings shall be restricted to a height limit of 8m as calculated in accordance with Council's Scheme and Policy requirements.</li> <li>• Buildings shall be constructed of non-reflective materials (with the exception of glazed areas) and shall comprise either timber, stone, rammed earth, brick or steel construction and shall be of colour(s) and textures which are essentially natural and earthy. All such materials shall be to the satisfaction of the Council and shall be compatible with the rural character of the locality.</li> <li>• A minimum of 150mm topsoil shall be stripped from earthworks areas and replaced immediately after construction onto disturbed areas.</li> <li>• Landscaping should be with materials that are sympathetic with the surrounding natural landscape.</li> <li>• Agricultural Development shall be setback a minimum of 40 metres from adjoining residential development with a minimum 20 metre wide vegetated buffer within the setback.</li> <li>• Outside the designated building envelopes Council Policies normally applicable to development within the Rural Zone shall be applied to the use and development of the land.</li> <li>• Planting within 40 metres of buildings to be with fire retardant species.</li> <li>• Strategic landscape buffers within each lot, using local indigenous species, shall be provided in the locations shown on the Subdivision Guide Plan.</li> <li>• Landscape buffer areas within lots shall be maintained.</li> <li>• The disposal of effluent is to be by Aerobic Treatment Unit(s) or alternative effluent treatment and disposal system(s), to the satisfaction of the Local Government and the Department of Health.</li> <li>• Effluent disposal and waste water reuse system design shall incorporate subsurface infiltration and clay bunds or a suitable alternative means for the containment and treatment of effluent waste water, to the satisfaction of the Local Government and the Department of Health.</li> <li>• A minimum horizontal separation of 50 metres is to be retained between an effluent waste water disposal site and a perennial water course, natural wetland or soak, or open drainage channel and the vertical depth to the seasonal or permanent water table from the underside of a waste water disposal system shall be at least 1.2 metres.</li> </ul>

LOT AND LOCATION	PERMITTED USES (SEE CLAUSE 4.8)
	<p><b>5. SUBDIVISION REQUIREMENTS</b></p> <p>The following requirements will apply at the time of subdivision approval.</p> <p><b>5.1 Fire Protection</b></p> <ul style="list-style-type: none"> <li>• Prior to subdivision, the subdivider shall prepare and implement a Fire Management Plan to the satisfaction of the Council and the Fire and Emergency Services Authority.</li> <li>• At the time of subdivision, notifications shall be placed on all created titles under Section 165 of the <i>Planning and Development Act (2005)</i> advising of the landowner's obligations under the Fire Act.</li> <li>• Buildings shall comply with Australian Standard 3959 for Buildings in Fire Prone Areas.</li> <li>• Fire Breaks and access located within individual lots shall be maintained to the satisfaction of the Local Government.</li> </ul> <p><b>5.2 Agricultural Activity</b></p> <ul style="list-style-type: none"> <li>• A notification in the form of a section 70A notification, pursuant to the <i>Transfer of Land Act 1893</i> (as amended) shall be placed on the Certificate(s) of Title of the proposed lot(s) advising purchasers, that the subject land is located adjacent to rural land and rural activity may have a nuisance effect on amenity.</li> </ul> <p><b>5.3 Water Supply</b></p> <ul style="list-style-type: none"> <li>• Each lot shall be provided with a suitable water supply.</li> <li>• Water conservation initiatives, including rooftop harvesting and provision of rainwater storage tanks, is to be investigated and incorporated into all future developments.</li> </ul> <p><b>5.4 Water Management</b></p> <ul style="list-style-type: none"> <li>• Prior to subdivision approval an Urban Water Management Plan shall be prepared and implemented to the satisfaction of the Department of Water.</li> <li>• A Stormwater Management Plan to be prepared and implemented by the developer at subdivision stage to address control of stormwater run-off from roadways to the satisfaction of the Local Government incorporating Water Sensitive Urban Design principles.</li> <li>• Stormwater infrastructure shall not be located in the Landscape Protection Area.</li> <li>• All earth works and or associated drainage shall be in accordance with plans and specifications submitted to and approved by the Local Government.</li> <li>• Stormwater shall be detained in compensating/detention basin(s) on the land before discharge into external drainage systems or natural streams or waterways. The compensation/detention basin(s) should incorporate the use of nutrient stripping vegetation, and be designed to have nutrient stripping functions and wildlife habitat values.</li> </ul> <p><b>5.5 Road Access</b></p> <ul style="list-style-type: none"> <li>• Road intersections and roads shall be constructed to the standards and specifications of the Local Authority with the intersection of Caves Road being designed to the specifications and satisfaction of Main Roads WA.</li> </ul> <p><b>5.6 Power</b></p> <ul style="list-style-type: none"> <li>• All lots are to be provided with underground power at Subdivision Stage.</li> </ul> <p><b>5.7 Waste Management</b></p> <ul style="list-style-type: none"> <li>• Prior to subdivision approval a waste disposal and recycling management plan for development on the lots must be prepared to the satisfaction of Local Government.</li> </ul> <p><b>5.8 Landscaping Plan</b></p> <p>A Landscaping and Rehabilitation Management Plan to be prepared and implemented to the satisfaction of the Shire at the subdivision stage which incorporates the retention of native vegetation on the site and revegetation with appropriate native plant species, known to naturally occur in the subject area (local provenance). Revegetation shall include species of varying heights and appearance to provide a</p>

LOT AND LOCATION	PERMITTED USES (SEE CLAUSE 4.8)
	<p>buffer and soften the built form and scale of the development. The Plan shall detail—</p> <ul style="list-style-type: none"> <li>• The augmentation/establishment and maintenance of vegetated buffers along the Caves and Wallcliffe Road boundary of the site and the eastern boundary of the residential cell to provide a visual screen of the development.</li> <li>• The rehabilitation and management of the 'Landscape Protection Area' including fencing, revegetation and weed management of this area to assist with its rehabilitation.</li> <li>• The establishment and maintenance of a 20m vegetated buffer inside the northern boundary of Rural Residential cluster lots 1 to 6 inclusive. This buffer is required to address potential land use conflicts with the adjoining vineyard (i.e. spray drift, noise and odour).</li> <li>• The Plan shall be prepared by a qualified consultant in accordance with EPA Guidance Statement No. 33 (June 2005)—Environmental Guidance for Planning and Development.</li> </ul> <p>5.9 Pathways</p> <ul style="list-style-type: none"> <li>• At the time of subdivision, Council may request that the WAPC impose a condition that subdividers contribute to the provision of a dual use path along Caves Road to link with the existing path network along Wallcliffe Road.</li> <li>• Dual use pathways shall be constructed that link all subdivided lots to the existing Prevelly-Margaret River pathway to the standards and specifications of the Local Authority.</li> </ul> <p>5.10 Domestic Animals</p> <ul style="list-style-type: none"> <li>• The keeping of domestic cats by householders in newly created lots is prohibited.</li> </ul>

R. COLYER, Shire President.  
G. EVERSLED, Chief Executive Officer.

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## PREMIER AND CABINET

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PC401\*

### INTERPRETATION ACT 1984

#### MINISTERIAL ACTING ARRANGEMENTS

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

Hon R. M. McSweeney MLC to act temporarily in the office of Minister for Environment; Youth in the absence of the Hon D. E. M. Faragher MLC for the period 17 to 22 July 2010 (both dates inclusive).

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

PC402\*

### INTERPRETATION ACT 1984

#### MINISTERIAL ACTING ARRANGEMENTS

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

Hon C. C. Porter MLA to act temporarily in the office of Minister for Police; Emergency Services; Road Safety in the absence of the Hon R. F. Johnson MLA for the period 17 July to 7 August 2010 (both dates inclusive).

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

PC403\*

**CONSTITUTION ACTS AMENDMENT ACT 1899****APPOINTMENT OF PARLIAMENTARY SECRETARIES**

It is notified for public information that the Lieutenant-Governor and Administrator, in Executive Council, under section 44A(1)(b) of the *Constitution Acts Amendment Act 1899*, revoked the following appointments as Parliamentary Secretaries, with effect on and from 28 April 2010—

William Richard Marmion MLA

Parliamentary Secretary to the Premier; Minister for State Development; and  
Parliamentary Secretary to the Minister for Mines and Petroleum; Fisheries; Electoral Affairs

Honourable Helen Margaret Morton MLC

Parliamentary Secretary to the Treasurer; Minister for Commerce; Science and Innovation;  
Housing and Works

The Lieutenant-Governor and Administrator, in Executive Council, under section 44A(1)(a) of the *Constitution Acts Amendment Act 1899*, appointed the following as Parliamentary Secretaries, with effect on and from 28 April 2010—

Honourable Helen Margaret Morton MLC

Parliamentary Secretary to the Premier; Treasurer; Minister for State Development

For public information, the following hold office as Parliamentary Secretaries—

Murray John Cowper MLA

Parliamentary Secretary to the Minister for Transport; Disability Services

Honourable Wendy Maxine Duncan BA Grad Dip Bus MLC

Parliamentary Secretary to the Minister for Regional Development; Lands; Minister Assisting the  
Minister for State Development; Minister Assisting the Minister for Transport

Honourable Michael Mischin LLB (Hons), BJuris (Hons) MLC

Parliamentary Secretary to the Attorney General; Minister for Corrective Services

Honourable Helen Margaret Morton Assoc Dip Occ Therapy MLC

Parliamentary Secretary to the Premier; Treasurer; Minister for State Development

Parliamentary Secretary to the Minister for Water; Mental Health

Anthony James Simpson MLA

Parliamentary Secretary to the Minister for Child Protection; Community Services; Seniors and  
Volunteering Services; Women's Interests

R. KENNEDY, Clerk of the Executive Council.

PC404\*

**INTERPRETATION ACT 1984****MINISTERIAL ACTING ARRANGEMENTS**

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

Hon Dr G. G. Jacobs MLA to act temporarily in the office of Minister for Health; Indigenous  
Affairs in the absence of the Hon Dr K. D. Hames MLA for the period 24 June to 3 July 2010  
(both dates inclusive).

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

PC405\*

**INTERPRETATION ACT 1984****MINISTERIAL ACTING ARRANGEMENTS**

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

Hon J. H. D. Day MLA to act temporarily in the office of Minister for Energy; Training and  
Workforce Development in the absence of the Hon P. C. Collier MLC for the period 10 to  
18 July 2010 (both dates inclusive).

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

## RACING, GAMING AND LIQUOR

RG401\*

### LIQUOR CONTROL ACT 1988 LIQUOR APPLICATIONS

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

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and 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>			
13421	AEF Ogden (Perth)Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Northbridge and known as State Theatre Centre.	02/06/2010
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
36240	Loganbay Pty Ltd	Application for an Ongoing Extended Hours permit in respect of premises situated in Perth and known as Tiger Lil's Tavern.	25/05/2010
36121	Kaye Elizabeth Edwards	Application for an Ongoing Extended Hours permit in respect of premises situated in Kulin and known as Kulin Hotel.	25/05/2010
36360	Waratah Cove Pty Ltd	Application for an Ongoing Extended Hours permit in respect of premises situated in Mandurah and known as Liquor Barons Falcon.	31/05/2010
<b>APPLICATION FOR EXTENDED TRADING PERMITS—LIQUOR WITHOUT A MEAL</b>			
35520	Bentash Pty Ltd	Application for a Liquor Without a Meal permit in respect of premises situated in Mandurah and known as Café Moka.	19/05/2010

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

Dated: 5 May 2010.

B. A. SARGEANT, Director of Liquor Licensing.

## DECEASED ESTATES

ZX403\*

### 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 7 June 2010 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bourke, James Robert, late of 149c Darley Circle, Bull Creek, died 4 March 2010 (DE 19500269 EM22)

Combes, Clement Logue, late of 84 Willoughbridge Crescent, Erskine, died 13 April 2010 (DE 19940118 EM16)

Dodemaide, Joyce Mary, late of 17/73-87 Leake Street, Bayswater, died 1 February 2010 (DE 20012203 EM22)

Essers, Maart Je also known as Marcia Essers, late of 16 Price Street, Fremantle, died 28 January 2010 (DE19743390 EM15)

Guy, Dorothy May, late of 6 Ardross Way, Noranda, died 7 April 2010 (DE19921248 EM37)

Jones, Mervyn Ronald, late of 39 Hayes Street, Bunbury, died 2 July 2009 (DE33063566 EM26)

Langford, Elsie Kathleen, late of 8 Twyford Place, Innaloo, died 12 April 2010 (DE19782089 EM110)

Madappuli, Nemorius Ajith Priyanka, late of 18B, Godbold Close, Shelley, died 3 February 2010 (DE33075343 EM35)

McDonnell, Kevin James, formerly of 2 Houtmans Street, Shelley, late of 38 Alday Street, St James, died 30 March 2010 (DE19830663 EM36)

Wynmalen, Arvy Aloysius, late of Unit 19/8 Newton Street, Bayswater, died 22 March 2010 (DE19782420 EM23)

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

ZX401

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Allan Sylvester Glossop, late of 44 Edmondson Crescent, Karrinyup in Western Australia, Cabinetmaker, 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 8 March 2009 at Hollywood Private Hospital, Nedlands in Western Australia, are required by the personal representatives, being Mary Joyce Glossop and Eric Peter Glossop to send particulars of their claims to c/- McDonald Pynt Lawyers, PO Box 697, Fremantle WA 6959 within 30 days of publication of this notice after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZX402

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Margaret Kathleen Doris Rogers, late of Regents Garden Four Seasons, 495 Marmion Street, Booragoon in the State of Western Australia, deceased.

Creditors and other persons having claims in respect of the estate mentioned below (to which section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 6 January 2010 are required by the personal representative Kenneth Arnold Rogers to send particulars of claims to the personal representative c/-McCallum Donovan Sweeney, Solicitors of 2nd Floor, 16 Irwin Street, Perth by the date 1 month after this advertisement, after which date the personal representative may convey or distribute the assets having regard only to the claims of which they have notice and the personal representative shall not be liable to any person of whose claim they have had no notice at the time of distribution.

Dated this 30th day of April 2010.

McCALLUM DONOVAN SWEENEY, for the Personal Representative.

ZX404\*

**PUBLIC TRUSTEE ACT 1941**

ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 7th day of May 2010.

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

Name of Deceased	Address	Date of Death	Date Election Filed
Hayden Arthur Hunter (DE 33072506 EM22)	Unit 1/295 Lefroy Street, Exmouth WA	30 April 2009	29 April 2010

## **REQUEST FOR SUPERSEDED REPRINTS (ACTS)**

The Parliamentary Counsel's Office in conjunction with State Law Publisher are undertaking a project to scan all versions of reprints of Acts (including superseded versions) that are currently in force to have the complete reprint history of each title available on our web site. The completion of this project will substantially add to the historical information already available to clients.

There are some superseded reprints we are not able to locate. Listed below are the titles and reprint versions that we would like to borrow to photocopy.

If you have any of these reprints in your archives and would be willing to lend them to the State Law Publisher we would like to hear from you, of course the reprints will be returned undamaged.

**Administration Act 1903**—Reprint No. 1 (including 28 of 1934);

**Builders' Registration Act 1939**—Reprint No. 3 (27 July 1961);

**Electoral Act 1907**—Reprint No. 3 (21 Oct. 1949);

**Electoral Act 1907**—Reprint No. 5 (26 Feb. 1962);

**Government Railways Act 1904**—Reprint No. 1 (21 Feb. 1949);

**Health Act 1911**—Reprint No. 4 (including 21 of 1944);

**Metropolitan Water Supply, Sewerage and Drainage Act 1909**—Reprint No. 1; (including 2 of 1941)

**Mining on Private Property Act 1898**—Reprint No. 3 (2 Sept. 1966);

**Motor Vehicle (Third Party) Act 1943**—Reprint No. 1;

**Motor Vehicle (Third Party) Act 1943**—Reprint No. 3 (23 Aug. 1954);

**Sale of Goods Act 1895**—Reprint No. 1 (8 May 1956);

**Superannuation and Family Benefits Act 1938**—Reprint No. 1.

Please contact John Thompson if you need more information or if you can assist in this matter.

John Thompson  
Business Manager, Sales & Editorial,  
State Law Publisher,  
10 William St, Perth 6000

Phone 9426 0010

Fax 9321 7536

Email: john.thompson@dpc.wa.gov.au