



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette

ISSN 1448-949X PRINT POST APPROVED PP665002/00041

2175



PERTH, FRIDAY, 21 MAY 2010 No. 90

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

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PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 9426 0000 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
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— PART 1 —

PROCLAMATIONS

AA101*

BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007

No. 23 of 2007

PROCLAMATION

Western Australia

By His Excellency

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

[L.S.]

KENNETH COMMINOS MICHAEL
Governor

I, the Governor, acting under the *Biosecurity and Agriculture Management Act 2007* section 2(1) 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 set out in the Table come into operation.

Table

| | |
|-----------------------------|---------------------------------|
| section 22 | Part 4 |
| Part 5 | Part 6 Division 1 Subdivision 1 |
| Part 6 Division 2 | Part 6 Division 3 |
| Part 7 Division 2 | Part 7 Division 3 |
| Part 7 Division 6 | section 182 |
| Part 8 (except section 193) | Schedule 1 |

Given under my hand and the Public Seal of the State on 18 May 2010.

By Command of the Governor,

T. REDMAN, Minister for Agriculture and Food.

— PART 2 —

CEMETERIES

CC401*

CEMETERIES ACT 1986
GERALDTON CEMETERY BOARD
Fees and Charges

In pursuance of the powers conferred by Section 53 of the *Cemeteries Act 1986*, the Geraldton Cemetery Board hereby records having resolved on the 12 May 2010 that the following fees and charges shall apply from 1 July 2010.

Schedule Includes 10% Goods and Services Tax except where shown exempt.

| BURIALS | | General Cemetery | Lawn Cemetery |
|----------------|--|-------------------------|----------------------|
| A: | BURIAL FEES—including registration and tablet fee: | | |
| | Adult Interment, 13 years and over..... | \$940.00 | \$1,000.00 |
| | Child interment, under 13 years of age—including stillborn in ground not set aside for such purpose—Single Interment | \$720.00 | \$750.00 |
| | Interment of any stillborn child in Infant Burial Area | \$280.00 | n/a |
| B: | LOT FEES: | | |
| | A 'Grant or Right of Burial' (25 year tenure) being issued for each Lot and shall be additional to those fees prescribed in paragraph (A) above..... | | |
| | Ordinary Land for grave 2.1m long x 0.75m wide x 1.8m deep where directed by cemetery..... | \$995.00 | \$1,380.00 |
| | Ordinary Land for grave 1.5m long x 0.6m wide x 1.8m deep in Infant Burial Area | \$390.00 | n/a |
| | Pre-need purchase—land selected by applicant or land reserved in advance..... | \$1,125.00 | \$1,535.00 |
| C: | OTHER: | | |
| | For exhumation..... | \$1,105.00 | \$1,490.00 |
| | For re-burial after exhumation | \$920.00 | \$995.00 |

MISCELLANEOUS CHARGES

PERMITS:

| | | |
|--|----------|--------|
| For permit to erect a headstone, monument or rail in General cemetery..... | \$305.00 | exempt |
| For permit to place a plaque in Lawn Cemetery One & Three | \$180.00 | exempt |
| For permit to place a monument in Lawn Cemetery Two | \$270.00 | exempt |
| For permit to place monument in Infants & Dream Gardens | \$180.00 | exempt |
| For permit to renovate or add to a monument all areas | \$95.00 | exempt |
| For permit to add inscription to a monument all areas | \$85.00 | exempt |
| For permit to have 150x150mm (maximum) Identification Marker | \$85.00 | exempt |
| Monuments commissioned by Office of Australian War Graves—permit fee waived..... | — | |
| Single Funeral Permit (Funeral Directors's only)..... | \$275.00 | exempt |
| Single Funeral Permit (Other than Funeral Directors)..... | \$540.00 | exempt |

LICENCES:

| | | |
|---|----------|--------|
| Funeral Director's Annual Licence Fee | \$545.00 | exempt |
| Monumental Mason's Annual Licence Fee..... | \$390.00 | exempt |
| Single Monumental Mason's Work Licence (permit fee also payable) | \$170.00 | exempt |

OTHER:

| | | |
|---|----------|--|
| Hire of crematorium facility for one (1) hour being extra or Burial..... | \$180.00 | |
| Purchase of small raised headstone | \$170.00 | |
| Purchase of large raised headstone | \$280.00 | |
| Copy of Grant or Right of Burial..... | \$135.00 | |
| Transfer of Grant or Right of Burial..... | \$135.00 | |
| Copy of By-laws and regulations. | \$60.00 | |
| Refund of an unexpired grant of right of burial or prepaid cremation not to exceed the amount originally paid less an administration fee of | \$150.00 | |

EXTRA CHARGES:

| | | |
|---|----------|----------|
| Interment or cremation without due notice | \$500.00 | \$500.00 |
| For each interment or cremation on a Saturday..... | \$550.00 | \$550.00 |
| Removal of Sand from Burial Sight..... | \$315.00 | \$315.00 |
| Plot Selection—with appointment..... | \$185.00 | \$185.00 |
| Plot Selection—without appointment..... | \$235.00 | \$235.00 |
| For each interment or cremation not in usual hours..... | \$500.00 | \$500.00 |
| For late arrival and/or departure of a funeral at cemetery gates 15 mins..... | \$180.00 | \$180.00 |

CREMATORIUM

| | | | |
|-----------|---|------------|-----|
| A: | Adult cremation, 13 years and over..... | \$1,145.00 | |
| | Non Attend Cremation, 13 years and over..... | \$965.00 | |
| | Child cremation, under 13 years of age..... | \$660.00 | |
| | Cremation of stillborn without memorial service | \$350.00 | |
| | Cremation of stillborn with memorial service..... | \$530.00 | |
| | Pre-need cremation | \$1,380.00 | |
| B: | DISPOSAL OF ASHES —tenure on all cremation memorials shall be 25 years from date of receipt of scheduled fee | | |
| | Kerbing placement including 152 x 152mm bronze plaque..... | \$550.00 | |
| | Garden placement including 152 x 152 mm bronze plaque..... | \$720.00 | |
| | Marble Garden placement including 400x300mm Plus Lettering | \$1,040.00 | |
| | Garden placement including 381 x 279mm double bronze plaque with one plate..... | \$1,335.00 | |
| | —second interment including second plate..... | \$230.00 | |
| | Rose garden placement including 185 x 150mm sculptured rose border plaque..... | \$855.00 | |
| | Interment in Single Niche: | | |
| | Brick including 150 x 140mm bronze plaque | \$500.00 | |
| | Tile including 150 x 140mm bronze plaque..... | \$520.00 | |
| | Marble including 150 x 140mm bronze plaque | \$555.00 | |
| | Interment in Double Niche: | | |
| | Brick including 320 x 130mm bronze plaque and first plate..... | \$995.00 | |
| | Tile including 320 x 130mm bronze plaque and first plate | \$1,100.00 | |
| | Marble including 320 x 130mm bronze plaque and first plate..... | \$1,235.00 | |
| | Second interment and second plate | \$230.00 | |
| | Garden of Dreams: | | |
| | Butterfly 180 x 150mm bronze plaque | \$660.00 | |
| | Oval 190 x 120mm bronze plaque..... | \$695.00 | |
| | Square 152 x 152 bronze plaque | \$540.00 | |
| | Other memorials: | | poa |
| | Reserve pre need memorial position or niche | \$230.00 | |
| | Scatter ashes to winds, with issue of certificate | \$135.00 | |
| | Scatter ashes in memorial gardens, with issue of certificate | \$135.00 | |
| | Interment of ashes in a family grave..... | \$170.00 | |

| | | |
|---|----------|--------|
| Post ashes overseas | \$130.00 | |
| Post ashes within Australia | \$90.00 | |
| Hold ashes in safe custody after six months (per month) | \$15.00 | |
| Collection of ashes for cremations performed prior 1.10.02..... | \$105.00 | |
| Attendance fee for memorial garden placement, each installation | \$85.00 | |
| For permit to place a memorial in the Memorial Gardens | \$165.00 | exempt |
| Registration of ashes from other crematoria | \$95.00 | |

C: MEMORIAL POSITION (plaque not included)

tenure on all memorial positions shall be 25 years from date of receipt of scheduled fee

| | |
|--|----------|
| Kerbing position Memorial Garden No. 1—2—3—4 | \$350.00 |
| Rose garden position Memorial Garden No. 2..... | \$500.00 |
| Other Garden positions in Memorial Gardens 1 to 4..... | \$650.00 |
| Single brick niche position | \$290.00 |
| Double brick niche position | \$550.00 |
| Single tile niche position | \$300.00 |
| Double tile niche position..... | \$570.00 |
| Single marble niche position | \$330.00 |
| Double marble niche position..... | \$630.00 |

Garden of Dreams:

| | |
|---------------------------|----------|
| Rose garden position..... | \$415.00 |
| Inner kerb position | \$315.00 |
| Garden bank | \$345.00 |

The fees and charges in the above schedule were set by resolution at a duly convened meeting of the Geraldton Cemetery Board held on 12 May 2010.

MAXWELL ALLAN CORREY, Chairman.
JANICE HATCH, Secretary.

CONSUMER PROTECTION

CE401*

ASSOCIATIONS INCORPORATION ACT 1987

REINSTATEMENT OF ASSOCIATION

Calvary Chapel of Perth Incorporated

Notice is hereby given that the incorporation of the above-named association has been re-instated pursuant to Section 35(4) of the Associations Incorporation Act 1987.

Dated 13 May 2010.

SUSAN NULSEN, Director, Business Services for
Commissioner of Consumer Protection.

CORRECTIVE SERVICES

CS401*

PRISONS ACT 1981

PERMIT DETAILS

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

| Surname | Other Names | Permit No. | Revocation Date |
|------------|-------------------------|------------|-----------------|
| Hodges | Rebecca Elizabeth Helen | AP 0425 | 17/05/2010 |
| Jovanovski | Thomas Ken | AP 0495 | 17/05/2010 |

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

Dated 17 May, 2010.

BRIAN LAWRENCE, Manager Acacia Prison Contract.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994**NORTHERN DEMERSAL SCALEFISH FISHERY MANAGEMENT PLAN 2000**

Determination of the New Capacity of Area 2 of the Northern Demersal Scalefish Managed Fishery for the 2010 Licensing Period.

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries WA, in accordance with Subclause 19(3) of the Northern Demersal Scalefish Fishery Management Plan 2000, consider it appropriate to do so, and do hereby determine the new capacity of Area 2 of the Northern Demersal Scalefish Managed Fishery shall be limited to 1038.4 fishing days for the period commencing 1 January 2010 and ending on 31 December 2010.

Dated this 17th day of May 2010.

STUART SMITH, Chief Executive Officer.

HEALTH

HE401*

MEDICAL PRACTITIONERS ACT 2008**MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 9) 2010**

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

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 9) 2010*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 34(2)(b)(iv) of the Act.

Expiry of determination

4. This determination expires three years after its commencement.

Schedule**GENERAL PHYSICIANS IN THE WA COUNTRY HEALTH SERVICE—SOUTH WEST.**

Dated this 17th day of May 2010.

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

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995*City of Melville***AUTHORISED PERSON**

It is hereby notified for public information that Maxwell Geoffrey Harrison has been appointed as an Authorised Person at St John of God Hospital Murdoch (as defined in the City of Melville Parking Facilities Local Laws) and as an Authorised Person for the purposes of Section 9.10, 9.13 and 9.15 of the *Local Government Act 1995*.

SHAYNE SILCOX, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

GRANT OF PETROLEUM EXPLORATION PERMIT

Petroleum Exploration Permit No. WA-445-P has been granted to Finder No. 2 Pty Limited to have effect for a period of six (6) years from 13 May 2010.

W. L. TINAPPLE, Executive Director Petroleum Division.

MP402*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

GRANT OF PETROLEUM EXPLORATION PERMIT

Petroleum Exploration Permit No. WA-446-P has been granted to Finder No. 1 Pty Limited to have effect for a period of six (6) years from 13 May 2010.

W. L. TINAPPLE, Executive Director Petroleum Division.

MP403***PETROLEUM PIPELINES ACT 1969**

APPLICATION FOR A PIPELINE

I, Mark Gabrielson, the delegate of the Minister for Mines and Petroleum for the State of Western Australia, give notice pursuant to Section 8 of the *Petroleum Pipelines Act 1969*, that an application has been received from—

Apache Northwest Pty Ltd**Santos Offshore Pty Ltd**

for a licence to construct and operate a 120-metre pipeline from Start Point (GDA94) Zone 50, Easting: 7688166 mN Northing: 439619 mE to End Point (GDA94) Zone 50, Easting: 7688124 mN Northing: 439680 mE for the conveyance of processed gas from the Devil Creek Gas Project Plant lease area to the boundary of the Dampier to Bunbury Natural Gas Pipeline.

A map showing the position of the proposed pipeline may be examined during public office hours from 21 May 2010 to 18 June 2010 at the Department of Mines and Petroleum, 1st floor Mineral House, 100 Plain Street, East Perth, WA and also at the office of the Mining Registrar Karratha, WA.

Dated this 18th day of May 2010.

MARK GABRIELSON, A/Executive Director Petroleum Division.

MP405***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 &/or non-compliance with the reporting requirement.

T. WATTS, Warden.

To be heard by the Warden at Kalgoorlie on 11 June 2010.

BROAD ARROW MINERAL FIELD

24/3751—Jackson Minerals Ltd

24/4175—Guj, Alessandro Luigi

24/4369—Nickelore Ltd

24/4370—Nickelore Ltd

EAST COOLGARDIE MINERAL FIELD

26/3186—Murchison Resources Pty Ltd
 26/3187—Murchison Resources Pty Ltd

NORTH EAST COOLGARDIE MINERAL FIELD

27/1947—Rubicon Resources Ltd
 27/1948—Rubicon Resources Ltd
 27/1949—Rubicon Resources Ltd
 28/1156—Saggers, David Malcolm and Mahoney, Lyndon Scott
 28/1157—Saggers, David Malcolm and Mahoney, Lyndon Scott
 28/1161—Harris, Kim James and Gianni, Peter Romeo

NORTH COOLGARDIE MINERAL FIELD

29/1886—Wemyss, Noel
 29/2037—Norilsk Nickel Cawse Pty Ltd
 29/2039—Norilsk Nickel Cawse Pty Ltd
 29/2041—Norilsk Nickel Cawse Pty Ltd
 29/2065-I—Cliffs Asia Pacific Iron Ore Pty Ltd
 29/2066-I—Cliffs Asia Pacific Iron Ore Pty Ltd
 29/2067-I—Cliffs Asia Pacific Iron Ore Pty Ltd
 29/2068-I—Cliffs Asia Pacific Iron Ore Pty Ltd
 30/1073—Cliffs Asia Pacific Iron Ore Pty Ltd
 30/1076—Cliffs Asia Pacific Iron Ore Pty Ltd
 30/1077—Cliffs Asia Pacific Iron Ore Pty Ltd
 31/1760—Avoca Resources Ltd

MP404*

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 Act 1978* notice is hereby given that the Prospecting Licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz. non payment of rent.

T. WATTS, Warden.

To be heard in the Warden's Court, Kalgoorlie on 11 June 2010.

BROAD ARROW MINERAL FIELD

25/1966—Hampton Nickel Ltd
 25/1967—Hampton Nickel Ltd

NORTH EAST COOLGARDIE MINERAL FIELD

27/1754—Hampton Nickel Ltd
 27/1755—Hampton Nickel Ltd
 27/1756—Hampton Nickel Ltd
 27/1757—Hampton Nickel Ltd
 27/1758—Hampton Nickel Ltd
 28/1094—Hawthorn Resources Ltd
 28/1161—Harris, Kim James and Gianni, Peter Romeo

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

ROYAL ASSENT TO BILLS

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned 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. |
|------------------------------|----------------|-----------|
| Pay-Roll Tax Rebate Act 2010 | 14 May | 5 of 2010 |

Dated 18 May 2010.

MALCOLM PEACOCK, Clerk of the Parliaments.

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005
LOCAL PLANNING SCHEME AVAILABLE FOR INSPECTION

City of Belmont

Local Planning Scheme No. 15

Ref: TPS/0264

Notice is hereby given that the local government of the City of Belmont has prepared the abovementioned local planning scheme, local planning strategy and supporting documentation for the purpose of—

1. setting out the local government's planning aims and intentions for the scheme area;
2. setting aside land as reserves for public purposes;
3. zoning land within the scheme area for the purposes defined in the scheme;
4. controlling and guiding land use and development;
5. setting out procedures for the assessment and determination of planning applications;
6. making provision for the administration and enforcement of the scheme; and
7. addressing other matters contained in the Seventh Schedule to the Planning Act.

Plans and documents setting out and explaining the local planning scheme and local planning strategy have been deposited at Council Offices, 215 Wright Street, Cloverdale and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 23 August 2010.

Submissions on the local planning scheme, local planning strategy and supporting documentation may be made in writing on Form No 4 and lodged with the undersigned on or before 23 August 2010.

S. COLE, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Kalgoorlie-Boulder

Town Planning Scheme No. 1—Amendment No. 78

Ref: 853/11/3/6 Pt 78

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 Kalgoorlie-Boulder local planning scheme amendment on 29 April 2010 for the purpose of—

- 1 Rezoning Lots 81- 83 and 89- 92 Smythe Drive, Broadwood from 'Extensive Residential R2.5' to 'General Residential R12.5'
- 2 Modify the Scheme text by clarifying that the above-mentioned land is affected by aircraft noise as follows—

By deleting

Clause 5.13 "Land affected by Aircraft or Other noise"

- (A) Whole or portion of Pt. Hampton Loc 176, Boulder Lot 4533, Hampton Loc 47 & 48 and portion Hampton Loc 97 and 72. Lot 740 to Lot 743 and 748 to 753 Jordan Street, Lots 744 to 747 and 755 to 768 Longmore Parade, Lot 754 Gatacre Street.

And replacing with

- (A) The area of land bounded by Smythe Drive, Atbara Street, Jordan Street, Hart Kerspian Drive and Greenhill Road.

By inserting—

Clause 5.13 "Land affected by Aircraft or Other noise"

| | |
|---|---|
| (D) The area of land bounded by the airport, Smythe Drive, Atbara Street and Lot 83 Smythe Drive. | (D) Measures to reduce the impacts of noise, vibration and emissions are to be undertaken in the design and development of all residential dwellings with maximum noise levels in sleeping areas of 50dB(A) to the satisfaction of Council and the State agency responsible for conservation and environment. |
|---|---|

| | |
|--|---|
| | <p>Memorials to be incorporated on all titles advising landowners and successors that the lot is affected by the Australian Noise Exposure Forecast (ANEF) contours associated with the Kalgoorlie-Boulder Airport, therefore residential amenity may be subject to impacts from aircraft in regards to noise, vibration and emissions. As a result, appropriate features in the design and construction of residences may be needed to mitigate against any impacts.</p> |
|--|---|

Modify the Scheme Text by deleting Clause 3.13(3), Clause 3.14(4) and Clause 3.15(3)

Modify the Scheme Text by inserting—

prepared in accordance with Clause 5.16,

Immediately after the words ‘outline development plan’ in Clause 3.13(1), Clause 3.14(2) and Clause 3.15(1).

Modify the Scheme Text by inserting—

5.16 Outline Development Plans

Planning Requirements

- (1) The Council may require an Outline Development Plan before recommending subdivision or approving development of any land.
- (2) Where an Outline Development Plan exists, the subdivision and development of land is to generally be in accordance with the Outline Development Plan.

Preparation of Outline Development Plans

- (3) An Outline Development Plan may include plans or other documents.
- (4) An Outline Development Plan may, with the agreement of Council, be prepared and implemented in stages.
- (5) An Outline Development Plan is to contain such detail as, in the opinion of Council, is required to satisfy the planning requirements of the Outline Development Plan area, and, without limiting the generality of the foregoing, may include the following details—
 - (a) key opportunities and constraints of the Outline Development Plan area including landform, topography, hydrology, landscape, vegetation, soils, conservation and heritage values, ownership, land use, roads and public transport, and services;
 - (b) the planning context for the Outline Development Plan area including the regional and neighbourhood structure, relevant strategies, Scheme provisions and policies and where appropriate, indicating how the proposed Outline Development Plan is to be integrated into the surrounding area;
 - (c) proposed major land uses, in particular, residential areas, public open space, school sites, civic and community uses, commercial uses (including the location and hierarchy of commercial centres), mixed use, industrial and mixed business uses;
 - (d) the proposed indicative lot pattern and general location of any major buildings;
 - (e) estimates of future lots, dwellings, population, employment and retail floor space;
 - (f) provision for major infrastructure, including main drainage, sewerage, water supply and other key infrastructure services;
 - (g) the proposed road network and hierarchy, public transport services, and bicycle and pedestrian networks;
 - (h) the timeframe and staging of subdivision and development, and the method of implementation, including any proposals for funding by development contributions;
 - (i) details as appropriate relating to—
 - i. vehicular access and parking;
 - ii. the location, orientation and design of buildings and the space between buildings;
 - iii. conservation areas;
 - iv. heritage places; and
 - v. special development control provisions; and
 - (j) other such information as may be required by the local government.

Adoption and Approval of Outline Development Plan

- (6) When a proposed Outline Development Plan has been prepared to the satisfaction of the local government, the local government shall advertise the plan, generally in accordance with the requirements of Clause 6.5 except that the advertising period shall not be less than 28 days.
- (7) The local government shall consider any submissions made in regard to the proposed Outline Development Plan.
- (8) In determining the proposed Outline Development Plan the local government may—
 - (a) grant its approval for the whole or a part of the plan with or without conditions; or
 - (b) refuse to grant its approval for the whole or a part of the plan.
- (9) After approving the proposed Outline Development Plan, the local government shall forward the plan to the Commission, together with a summary of all submissions and any other relevant information, and shall request the Commission to adopt the plan.
- (10) The Commission is to either approve the proposed Outline Development Plan with or without modifications; or refuse to approve the proposed Outline Development Plan and give reasons for its decision to Council and the Proponent.
- (11) A right of review to the SAT is available to the Proponent where the Commission refuses to approve the proposed Outline Development Plan or proposes modifications unacceptable to the Proponent.
- (12) Any departure from or alteration to the Outline Development Plan may be permitted by Council or the Commission if it is considered the departure is minor in nature, would not prejudice the progressive development of the area, and is consistent with the objectives of the zone and the Outline Development Plan.

R S YURYEVICH, Mayor.
D. S. BURNETT, Chief Executive Officer.

PI403*

PLANNING & DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Busselton
Town Planning Scheme No. 20—Amendment No. 142

Ref: TPS/0009

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 29th April 2010 for the purpose of rezoning whole of Lot 1 (on diagram 52331) Nuttman Road, Chapman Hill from 'Agriculture' to 'Bushland Protection'.

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

PI404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Donnybrook-Balingup
Town Planning Scheme No. 4—Amendment No. 72

Ref: 853/6/4/4 Pt 72

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 Donnybrook-Balingup local planning scheme amendment on 22 April 2010 for the purpose of—

1. Rezoning portion of Lot 3298 Irishtown Road from the 'General Farming—Pastoral' zone to 'Rural Residential'.
2. Rezoning portion of Lot 3298 Irishtown Road from the 'General Farming—Pastoral' zone to 'Intensive Farming'.
3. Deleting reference to portion Lot 3298 Irishtown Road, Donnybrook from 'Precinct No. 12' of 'Schedule No. 3—Rural Residential Zones' of Town Planning Scheme No. 4.

4. Introducing into Schedule No. 3—Rural Residential Zones the following new Precinct No. 19 and associated development standards—

Precinct No. 19: Lot
3298 Irishtown
Road, Donnybrook

In addition the provisions of Clauses 3.4.1, 3.5, 6.7.1, 6.7.2 and 6.7.3 of the Planning Scheme, the following provisions apply.

Subdivision and Development Guide Plan

1. Subdivision and development shall be generally in accordance with a Subdivision and Development Guide Plan endorsed by the Shire of Donnybrook-Balingup and the Western Australian Planning Commission.
2. As a condition of subdivision approval, Council will require the removal of vegetation associated with existing commercial orchard to the satisfaction of Council.
3. As a condition of subdivision approval, Council will require a Flora and Vegetation Survey to be carried out on the site in accordance with *EPA Guidance Statement No. 51 Terrestrial Flora and Vegetation Surveys for Environmental Impact Assessment Western Australia*. If the results of the survey indicate that the proposed subdivision would have a detrimental impact on the flora species, the subdivision may be required to be modified.
4. As a condition of subdivision approval Council will require a Fauna Survey to be carried out on the site in accordance with *EPA Guidance Statement No. 56 Terrestrial Fauna Surveys for Environmental Impact Assessment in Western Australia*. If the results of the survey indicate that the proposed subdivision would have a detrimental impact on the fauna species, the subdivision may be required to be modified.

Land Use

5. Notwithstanding the provisions of Clause 3.5 of the Planning Scheme the following additional uses are not permitted within this zone unless Council gives its special approval in writing 'AA'—

- Ancillary Accommodation;
- Bed and Breakfast Accommodation; and
- Family Home Day Care.

For the purpose of this clause—

- Ancillary Accommodation means: 'Self contained living accommodation at the same site as a single house and may be attached or detached from the single house existing on the lot'.
- Bed and Breakfast Accommodation means: 'A dwelling house in which a maximum of three rooms are utilised to provide overnight accommodation, for not more than 6 patrons'.
- Family Home Day Care Services means: 'Family day care services conducted in a private family home. A licence is issued by the Child Care Services Board to a carer. Carers can be licensed by the board to care for—
 - up to 4 (four) preschool aged children (including the carer's children); or
 - up to 7 (seven) children (including the carer's children), providing that not more than 4 (four) children are preschool aged.

6. As a condition of subdivision approval, a memorial shall be placed on the Titles of the lots stating that the area may be subjected to chemical spray drift, noise, dust and odour from the nearby farmland as a result of normal farm practices.
7. As a condition of subdivision approval, a notice is to be placed on the Titles of the lots under Section 70A of the *Transfer of Land Act* advising prospective purchasers of activities that may occur on the adjacent State Forest.
8. Keeping of stock on any lot much be approved by Council and where stock is permitted, adequate measures will be required to prevent incursion into and damage to areas of remnant vegetation or replanted areas.
9. No additional dams shall be permitted on any lots.

Building Envelopes

10. Notwithstanding the provisions of Clause 6.7.1(b) and (h) of the Planning Scheme, Council may agree to vary a building envelope (as prescribed on the Subdivision Guide Plan) provided the envelope is not located—
- (a) closer than 15 metres from any lot boundary (20 metres from lot boundaries where achievable);
 - (b) within the Low Fuel Zone prescribed on the Subdivision Guide Plan;
 - (c) in a location where it is considered that any building will visually intrude on the landscape and rural character of the area.

Services

11. Prior to the occupation of any dwelling, landowners are required to provide their own liquid and solid waste disposal systems to Council's specification and satisfaction.
12. Subject to Clause 11 above, conventional effluent disposal systems shall be constructed so as to achieve a minimum vertical separation of 2 metres between the system and the highest known groundwater level and 100 metres horizontal separation from any well, stream or underground water source.
13. If determined by Council, some lots will require alternative on-site effluent disposal systems if site soil characteristics and proximity to water bodies render conventional on-site effluent disposal systems inappropriate.
14. Notwithstanding the provisions of Clause 6.7.1(e) of the Planning Scheme each dwelling shall be provided with a supply of potable water from a rain water storage system with a minimum capacity of 135,000 litres and an appropriate roof catchment system to the satisfaction of Council.

Bush Fire Protection

15. Notwithstanding the provisions of Clause 6.7.1(m) of the Planning Scheme no buildings are to be established within 100 metres of State Forest.
16. All domestic water supply tanks to be fitted with a gate valve with 50mm male thread to enable brigade appliances to draw water. The installations of these fittings to be positioned so as to leave 25% of the capacity of the water in the tank.
17. A fire access track shall be provided as shown on the Subdivision and Development Guide Plan.
18. As a condition of subdivision approval, Council will require the preparation of a Fire Management Plan to the satisfaction of Council and Fire and Emergency Services Authority.

Fencing

19. Notwithstanding the provisions of Clause 6.7.1(k) of the Planning Scheme, boundary fencing shall be post and wire standard, or post and ringlock or similar approved by Council. Solid fencing shall only be permitted in proximity to buildings where Council determined that it will not adversely affect the rural amenity of the area.

Vegetation

20. No trees or substantial vegetation shall be felled or removed from the site except where—
- required for approved development works;
 - the establishment of a fire break is required by regulation or by-law; or
 - trees are dead, diseased or dangerous.
21. On any lot which has been denuded of natural vegetation by previous agricultural clearing Council may require as a condition of building approval, the planting and maintenance of 50 native trees or shrubs or approved species.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor, in accordance with Section 52(1)(b) of the Interpretation Act 1984, has approved the Hon J H D Day MLA to act temporarily in the office of Minister for Education; Tourism in the absence of the Hon Dr E Constable MLA for the period 30 June to 13 July 2010 (both dates inclusive).

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

PC402*

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 Honourable Justice Michael John Murray to be deputy of the Governor and in that capacity to perform and exercise all the powers and functions of the Governor for the period 26 to 28 May 2010, 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 & 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 |
|--|-----------------------------|---|--------------------------------|
| APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS | | | |
| 36341 | Liquorland (Qld) Pty Ltd | Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Inglewood and known as Civic Hotel | 6/6/2010 |

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

Dated: 19 May 2010.

B. A. SARGEANT, Director of Liquor Licensing.

PUBLIC NOTICES

ZZ401*

PARTNERSHIP ACT 1895 DISSOLUTION OF PARTNERSHIP Intrepide Design

Notice is given that the partnership previously existing between Veronique Luhan and Sonya Danaher carrying on business under the name Intrepide Design at 10 Bermondsey Street, West Leederville 6007, Western Australia has been dissolved as and from 28 February 2010.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Joseph Kerferd, late of 72 Fourth Avenue, Shoalwater in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of Joseph Kerferd (deceased), who died on 17th December 2009 are required by the Executor Lloyd Norman Kerferd of 6 Arcadia Place, Shoalwater in the State of Western Australia, to send particulars of their claims to him within one month and one day from the date of publication of this notice after which date the said Executor may convey or distribute the assets having regard only to the claims of which he has had notice, and the said Executor shall not be liable to any person of whose claim he has had no notice at the time of administration or distribution.

ZX402

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

In the matter of the Estate of Alice Elizabeth Lorch, late of 23 Hester Street, Langford in the State of Western Australia, 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 7th day of March 2010, are required by the Executrixes, Deborah Alice Lorch Nagel and Marsha Jennie Sheridan to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by the 21st day of June 2010 after which date the said Executrixes may convey or distribute the assets, having regard only to the claims of which they then have had notice.

Dated the 17th day of May 2010.

GARRY E. SAME, Taylor Smart.

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

Bandyle, Sheila Audrey, late of 174 Bibra Lake Drive, Bibra Lake, died 12 April 2010 (DE19980510 EM16)

Costello, Alice May, late of Howard Solomon Nursing Home, 91 Hybanthus Road, Ferndale, died 26 March 2010 (DE19780652 EM37)

Dawson, Kevin John, late of Como Nursing Home, 36 Talbot Avenue, Como, died 14 April 2010 (DE 19991579 EM36)

Fraser, Colin Dunbar, late of 9 Burrows Place, Winthrop, died 12 August 2005 (DE 33075367 EM213)

Geach, Gwendoline May, late of Unit 19 Applecross Village, 750 Canning Highway, Applecross, died 22 April 2010 (DE19630907 EM24)

Hall, Arthur Warren, late of RSL Menora Gardens, 51 Alexander Drive, Menora, died 30 March 2010 (DE33065596 EM36)

Hampton, Thomas John, late of 8 Matson Street, Medina, died 17 May 1991 (DE 33067043 EM17)

Hough, Beryl Grace, late of 69 Surrey Road, Rivervale, died 15 April 2010 (DE19931627 EM38)

Howie, Annie McLeod Ducan, late of Trinity Hostel, 4 Hayman Road, Bentley, died 26 March 2010 (DE 19792400 EM16)

Ingram, Jeanne, late of Craigwood Nursing Home, 29 Gardner Street, Como, died 20 November 2008 (DE 20000322 EM15)

Niven, Mary Fraser, late of Buckley Caring Centre, 60 Stalker Road, Gosnells, died 23 March 2010 (DE 19923706 EM17)

Piirto, Kalevi Jaakko also known as Karl Piirto, late of 30 Glencoe Loop, Kinross, died 16 March 2010 (DE 19892092 EM15)

Salter, Fay, late of 3 High View Road, Greenmount, died 29 March 2010 (DE 19710003 EM23)

Styles, Thomas also known as Alias, late of Aegis Balmoral Aged Care, 29 Gardiner Street, Como died 13 December 2009 (DE 33080290 EM15)

Sullivan, Arthur Raymond, late of 32 Benbullen Boulevard, Kingsley, died 8 March 2010 (DE 19973223 EM32)

Tongue, Robert John, late of 21 Wright Street, Highgate, died 28 March 2010 (DE 33061056 EM22)

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

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 21st day of May 2010.

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

| Name of Deceased | Address | Date of Death | Date Election Filed |
|-----------------------------------|---|-------------------|---------------------|
| Bridget Edge (DE19744531 EM17) | formerly of 3 Lewes Road, Nollamara, late of Tandara Care Centre, 73 Jarrah Road, Bentley WA | 30 September 2003 | 11 May 2010 |

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The scanning process requires single pages, therefore we need to trim the spine off each gazette, which unfortunately ruins the gazettes for future use.

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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.

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- 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);
- ~~**Sale of Goods Act 1895**—Reprint No. 2 (15 Apr 1965);~~
- 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

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