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— PART 1 —

AGRICULTURE AND FOOD

AG301*

Beekeepers Act 1963

Beekeepers Amendment Regulations 2010

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Beekeepers Amendment Regulations 2010*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Beekeepers Regulations 1963*.

4. Regulation 16 amended

After regulation 16(3) insert:

- (4A) Subregulation (1) does not apply to honey introduced into the State in accordance with the written approval of the Director General.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

EDUCATION

ED301*

Higher Education Act 2004

Higher Education Amendment Regulations 2010

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Higher Education Amendment Regulations 2010*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Higher Education Regulations 2005*.

4. Regulation 2 amended

In regulation 2(1) delete the definition of *higher education advisory committee* and insert:

higher education advisory committee, in relation to a request under section 7 of the Act or an application under section 9, 13 or 17 of the Act, means the higher education advisory committee appointed to consider the request or application;

5. Regulation 3 replaced

Delete regulation 3 and insert:

3. Prescribed information relating to request to appoint a higher education advisory committee

For the purposes of section 7(2)(b) of the Act, the prescribed information is the information specified in Schedule 1.

6. Regulations 5A and 5B inserted

After regulation 4 insert:

5A. Prescribed information for applications for self-accrediting authorisation

For the purposes of section 13A(2)(b) of the Act, the prescribed information is the information specified in Schedule 1.

5B. Costs and expenses of considering request under section 7 or application under section 9 or 13A of the Act

(1) An arrangement entered into under section 28(1) of the Act by the Minister with a person (the *applicant*) must provide for —

- (a) the costs and expenses of the preparation of a report by a person approved by the Minister on —
 - (i) the financial and other resources available to the applicant; and
 - (ii) whether or not those resources are adequate to enable the applicant to comply with the requirements of the Act and meet the criteria set out in any National Protocol applicable to the applicant;

and

(b) the costs and expenses relating to preparing and executing the agreement; and

(c) in the case of an appointment of a higher education advisory committee, the costs and expenses incurred by the Minister in relation to —

- (i) the remuneration, allowances and expenses of members of the committee; and
- (ii) selecting and appointing members of the committee; and
- (iii) providing services to the committee; and
- (iv) the preparation of interim or other reports of the committee;

and

(d) the times or stages in which, and the manner in which, payments of costs, expenses remuneration and allowances are to be made by the applicant to the Minister.

- (2) If there is a dispute between the applicant and the Minister about the costs and expenses that are to be paid by the applicant under an arrangement entered into under section 28(1) of the Act, that dispute is to be determined by arbitration under the *Commercial Arbitration Act 1985*.

7. Regulation 9A inserted

After regulation 8 insert:

9A. Fee for request to review report of higher education advisory committee

For the purposes of section 21A(3)(c) of the Act, the fee to accompany a request to undertake a review of a report of a higher education advisory committee is to be calculated by multiplying —

- (a) the rate per hour agreed to by the applicant and the Minister; and
- (b) an estimate of the number of hours that will be required to undertake the review agreed to by the applicant and the Minister.

8. Regulation 9 amended

In regulation 9(1)(b) delete “section 9, 13 or 17 of the Act.” and insert:

section 9, 13A, 13 or 17 of the Act.

9. Schedule 1 amended

- (1) In Schedule 1 delete:

Schedule 1 — Information to be included in applications for a section 10 determination or a provider’s authorisation

[r. 4, 6]

and insert:

Schedule 1 — Information prescribed under section 7, 9, 13A or 13

[r. 3, 4, 5A, 6]

(2) In Schedule 1 after clause 22 insert:

23A. Any other information in the possession or control of the applicant that is likely to be relevant to a higher education advisory committee appointed to make a report under section 7(1) of the Act.

(3) In Schedule 1 clause 23 delete “section 10(1)” and insert:

section 10(1), 13B(1)

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG301*

WASTE AVOIDANCE AND RESOURCE RECOVERY ACT 2007

LOCAL GOVERNMENT ACT 1995

Shire of Goomalling

WASTE LOCAL LAW 2010

Under the powers conferred by the *Waste Avoidance and Resource Recovery Act 2007* and the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Goomalling resolved on the 26 May 2010 to make the following local law.

PART 1—PRELIMINARY

1.1. Citation

This local law may be cited as the *Shire of Goomalling Waste Local Law 2010*.

1.2. Definitions

In this local law unless the context otherwise requires—

“**Act**” means the *Waste Avoidance and Resource Recovery Act 2007*;

“**collection day**” means the day of the week on which waste is collected and removed by the local government or its contractor;

“**collection time**” where used in connection with any premises, means the time of the day on which waste is collected and removed from the premises by the local government or its contractor;

“**district**” means the district of the local government;

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

“**owner**”, in relation to premises comprised of or on land, has the meaning given in section 1.4 of the *Local Government Act 1995*;

“**occupier**” where used in relation to land, has the meaning given in section 1.4 of the *Local Government Act 1995*;

“**public place**” includes a street, way or place which the public are allowed to use, whether the street, way or place is or is not on private property;

“**receptacle**” where used in connection with any premises means—

- (a) a polyethylene cart fitted with wheels, a handle and a lid and having a capacity of either 120 litres or 240 litres;
- (b) a polyethylene or steel container fitted with wheels and lockable lids and having a capacity of 1100 litres; or
- (c) a container provided by the local government or its contractor for the deposit, collection or recycling of specific materials; and supplied to the premises by the local government or its contractor;

“**refuse, rubbish or disused material**” includes any material which is abandoned or unwanted by its owner or the person in possession of it;

“**regulations**” means the *Waste Avoidance and Resource Recovery Regulations 2008*;

“**street**” has the same meaning as in the *Local Government Act 1995*;

“**street alignment**” means the boundary between the land comprising a street and the land that abuts thereon, but where a new street alignment is prescribed under the *Local Government (Miscellaneous Provisions) Act 1960*, means the new street alignment so prescribed;

“**waste**” includes matter—

- (a) whether liquid, solid, gaseous or radioactive and whether useful or useless, which is discharged into the environment;
- (b) prescribed by the regulations to be waste;

“**waste facility**” means premises approved for the storage, treatment, processing, sorting, recycling or disposal of waste; and

“**waste service**” means—

- (a) the collection, transport, storage, treatment, processing, sorting, recycling or disposal of waste; or
- (b) the provision of receptacles for the temporary deposit of waste; or
- (c) the provision and management of waste facilities, machinery for the disposal of waste and processes for dealing with waste.

PART 2—WASTE SERVICES

2.1. Provision of Waste Service

The local government shall undertake or contract for the efficient execution of a waste service in those parts of the district to which this local law apply.

2.2. Obligations of the Owner or Occupier

(1) Owners or occupiers shall—

- (a) not remove waste from premises other than in accordance with the local law; and
- (b) pay to the local government the annual waste collection rate imposed under section 66 of the Act, the receptacle charge imposed under section 67 of the Act or a fee set in accordance with section 68 of the Act and pursuant to section 6.16 of the *Local Government Act 1995*;

(2) The local government may in writing authorise the occupier of premises within its district to remove or dispose of waste from or on the premises if—

- (a) the waste on the premises is not available for removal at regular periods or is of such a nature or quantity as to be unsuitable for removal by the local government or its contractor; or
- (b) there is installed on the premises efficient apparatus for the destruction of the waste and the apparatus is used to dispose of the waste on the premises without causing a nuisance or permitting the discharge of smoke into the atmosphere in such quantities or of such a nature as to cause annoyance to persons.

(3) Where any waste is removed from the premises under a written authority of a local government, the person removing it shall dispose of it at a waste facility.

2.3. Use of Receptacles

(1) The occupier of every premises shall—

- (a) subject to paragraph (c), cause all refuse to be deposited in a receptacle;
- (b) at all times keep the lid of the receptacle closed except when depositing refuse in or cleaning the receptacle;
- (c) not deposit or permit to be deposited in a receptacle—
 - (i) more than 70 kg of refuse in the case of a receptacle with a capacity of 240 litres; or

- (ii) more than 50 kg of refuse in the case of a receptacle with a capacity of 120 litres; and
 - (iii) any material being or consisting of—
 - (a) hot or burning ashes;
 - (b) oil, motor spirit or other flammable liquid;
 - (c) liquid, liquid paint, or other solvent;
 - (d) bricks, concrete, earth or other like substances;
 - (e) drugs, dressings, bandages, swabs or blood samples unless placed in a sealed impervious and leak-proof container;
 - (f) hospital, medical, veterinary, laboratory or pathological substances containing blood unless placed in a sealed impervious and leak-proof container;
 - (g) syringes, needles, surgical hardware, broken glass, sharps or other sharp objects unless placed in a sealed impervious leak-proof and impenetrable container; or
 - (h) cytotoxics, radioactive substances, vehicle batteries and dangerous chemicals;
 - (iv) any object which is greater in length, width or breadth than the corresponding dimensions of the receptacle or which will not allow the lid to be tightly closed; or
 - (v) refuse which is or likely to become offensive or a nuisance or to give off any offensive or noxious odour or to attract flies or cause fly breeding unless it is first wrapped in absorbent or impervious material or placed in a sealed impervious container;
 - (d) except for collection day, keep the receptacle on the premises located behind the building line, or other location approved by the local government;
 - (e) at all times keep the receptacle clean and whenever directed by the local government to do so, thoroughly cleanse and disinfect the receptacle and place and keep in the receptacle a deodorant material;
 - (f) notify the local government within seven days (7) after the event if the receptacle is lost, stolen, damaged or becomes defective;
 - (g) not mark or disfigure the receptacle in any manner other than by the placement of a street or unit number upon it in numerals no higher than 100mm; and
 - (h) not use the receptacle for any purpose other than the storage of refuse.
- (2) An owner or occupier of premises shall—
- (a) within the 12 hours prior to 0600 hours on collection day;
 - (i) place the receptacle on the verge between 1 to 3 metres from the kerb line, and so as not to cause an appreciable interference to public use of the road, footpath or other carriageway. The receptacle may otherwise be placed at a position specifically approved by the local government; or
 - (ii) where the receptacle is collected via a right-of-way or lane abutting the premises, place the receptacle adjacent to the boundary of the premises so abutting and in such a manner as to be serviceable from the right-of-way or lane; and
 - (b) within 12 hours of the contents of the receptacle having been removed, return the receptacle to its place of storage.
- (3) Where refuse emanating from premises is of a nature that the local government considers that it requires to be treated before being placed in a receptacle, the local government may give directions as to the manner in which it is to be so treated and the occupier of those premises shall comply with those directions.
- (4) Collection of refuse shall be once weekly unless otherwise determined by the local government.
- (5) In the case of multi-residential, commercial or industrial premises, where it is considered that individual receptacles for each premises would not be practical, the local government may exercise discretion as to the number of receptacles to be provided and to the number of collections carried out each week.
- (6) In the case of premises consisting of more than 3 dwellings or any premises used for commercial or industrial purposes or as a food premises, the Local government may authorise rubbish or refuse to be deposited in a container other than a receptacle.
- (7) The owner or occupier of premises who is authorised under this section to deposit rubbish or refuse in a container shall—
- (a) unless approved by the local government not deposit or permit to be deposited in the container anything specified in clause 2.3(1)(c)(iii)-(v);

- (b) take all reasonable steps to prevent fly breeding in, and the emission of offensive or noxious odours from, the container;
 - (c) whenever directed by the local government to do so, thoroughly clean, disinfect, deodorise and apply a residual insecticide to the container;
 - (d) cause the container to be located on the premises in an enclosure constructed and located in accordance to Clause 2.7(3).
 - (e) ensure that the container is not visible from the street but is readily accessible for the purposes of collection; and
 - (f) ensure that the container does not cause a nuisance to an occupier of adjoining premises.
- (8) An owner or occupier shall—
- (a) ensure that there are a sufficient number of receptacles provided to contain all rubbish and refuse which accumulates or may accumulate in or from the premises;
 - (b) ensure that each receptacle on the premises—
 - (i) has a close fitting lid;
 - (ii) is constructed of non -absorbent and non-corrosive material; and
 - (iii) is clearly marked, for the use of, and is used only for, the temporary deposit of rubbish or refuse;
 - (c) keep or cause to be kept each receptacle thoroughly clean and in good condition and repair;
 - (d) place any rubbish or refuse in, and only in, a receptacle marked for that purpose;
 - (e) keep the cover on each receptacle except when it is necessary to place something in, or remove something from, it; and
 - (f) ensure that the receptacles are emptied at least weekly or as directed by the local government.

2.4 Exemption

- (1) An owner or occupier of premises may apply in writing to the local government for an exemption from compliance with the requirements of clause 2.3.(1)(a) or 2.3.(2).
- (2) The local government may grant or refuse, with or without conditions, an application for exemption from compliance under this clause.
- (3) An exemption granted under this clause shall state—
 - (a) the premises to which the exemption applies;
 - (b) the period during which the exemption applies; and
 - (c) any conditions imposed by the local government.
- (4) The local government may rescind the exemption or from time to time vary conditions imposed by it under this clause by giving written notice of the variation to the person to whom the exemption was given.

2.5. Ownership of Receptacles

A receptacle supplied by the local government or its contractor remains the property of the local government or its contractor as the case may be.

2.6. Damage to Receptacles

A person other than the local government or its contractor, shall not—

- (a) damage, destroy or interfere with a receptacle supplied by the local government or its contractor; or
- (b) except as permitted by this Local law or as authorised by the local government, remove a receptacle from any premises to which it was delivered by the local government or its contractor.

2.7. Suitable Enclosure

- (1) An owner or occupier of premises—
 - (a) consisting of more than three (3) dwellings; or
 - (b) used for commercial or industrial purposes, or a food premises;shall if required by the local government provide a suitable enclosure for the storage and cleaning of receptacles on the premises.
- (2) An owner or occupier of premises required to provide a suitable enclosure under this clause shall keep the enclosure thoroughly clean and disinfected.
- (3) For the purposes of this clause, a “suitable enclosure” means an enclosure—
 - (a) of sufficient size to accommodate all receptacles used on the premises but in any event having a floor area not less than 3 metres by 3 metres;
 - (b) constructed of brick, concrete, corrugated compressed fibre cement sheet or other material of suitable thickness approved by the local government;

- (c) having walls not less than 1.8 metres in height and having an access way of not less than 1 metre in width and fitted with a self-closing gate;
- (d) containing a smooth, non-slip and impervious floor—
 - (i) of not less than 75 millimetres in thickness; and
 - (ii) which is evenly graded to a grated outlet connected to the existing sewer disposal system connection on the property;
- (e) which is easily accessible to allow for the removal of the receptacles;
- (f) provided with a ramp into the enclosure having a gradient no steeper than 1:8 unless otherwise approved by the local government; and
- (g) provided with a tap connected to an adequate supply of water.

2.8. Building Construction

- (1) During all periods of construction on any building site, the builder shall—
 - (a) provide and maintain on such site a waste disposal bin, being either—
 - (i) a bin of not less than 4 cubic metres in capacity; or
 - (ii) a receptacle or other container approved by the local government;
 - (b) keep such site free of waste and offensive matter; and
 - (c) maintain the street verge immediately adjacent to such site free of waste or offensive matter.
- (2) On completion of construction, the builder shall immediately clear the site and the adjacent street verge of all waste, waste materials and offensive matter and all waste bins provided by the builder.
- (3) In subclauses (1) and (2), “waste” includes all discarded stones, brick, lime, timber, iron, tiles, bags, plastics and any broken, used or discarded matter.

2.9. Deposit of Waste

- (1) A person shall not deposit or cause or permit to be deposited any waste in or on any street or on any land other than a waste facility.
- (2) The driver of a vehicle, upon entering a waste facility, shall not deposit any waste until authorised to do so by the attendant or person in charge.
- (3) A person shall not deposit waste in or on a waste facility except—
 - (a) at such place on the site as may be directed by the person in charge of the facility; or
 - (b) if the person in charge is not in attendance at the facility, as may be directed by a notice erected on the site.

2.10. Removal of Waste from Premises or Receptacle

- (1) A person shall not remove any waste from premises unless that person is—
 - (a) the owner or occupier of the premises;
 - (b) authorised to do so by the owner or occupier of the premises; or
 - (c) authorised in writing to do so by the local government.
- (2) A person shall not, without the approval of the local government or the owner of a receptacle, remove any waste from the receptacle or other container provided for the use of the general public in a public place.
- (3) Where the local government provides—
 - (a) a collection service for recyclable material, the occupier of premises shall comply with and observe the directions given by the local government in relation to that collection;
 - (b) a collection for bulk material, the occupier of premises shall comply with and observe the directions given by the local government in relation to that collection.
- (4) Where additional collection services are provided upon request by the occupier of premises, fees as set by the local government from time to time under sections 6.16 and 6.19 of the *Local Government Act 1995* shall be paid.

2.11. Burning Waste

- (1) A person shall not—
 - (a) without the approval of the local government; and
 - (b) except in accordance with the terms and conditions to which the approval is subject, set fire to, or cause to be set on fire, any waste either—
 - (i) in any incinerator; or
 - (ii) on the ground.

(2) Subject to subclause (3), an approval of the local government is issued subject to the following conditions—

- (a) the material to be burnt—
 - (i) does not include any plastic, rubber, food scraps, green garden cuttings and other material which may become offensive when burnt; and
 - (ii) is of such quantity, or of such a nature, as to be unsuitable for removal by the local government's waste collection service;
- (b) there is no other appropriate means of disposal;
- (c) an incinerator must have a minimum of 205 litre capacity fitted with a caste iron top with a reverse vortex cone and connected to a 1.8 metre air adjustable flue terminating with a mesh spark arrestor; and
- (d) an incinerator unit used for fire must be located—
 - (i) at least 3 metres from a fence, building or inflammable matter; and
 - (ii) in such a position so as not to create a nuisance or be offensive to other persons.

(3) Subject to the provisions of the *Bush Fires Act 1954*, it is prohibited to clear by burning any fire breaks, vacant lots or other land of grass, straw, hay, undergrowth, herbage and other vegetation whether or dead and standing or not standing, without written approval of the local government.

2.12. Waste Removal Vehicles

A vehicle used by the local government, its contractor or any person for the collection and transport of waste shall—

- (a) be provided with a compartment in which all waste shall be deposited for removal, and of which the interior is constructed from or surfaced with impermeable material; and
- (b) have a cover over the compartment at all times when the vehicle is engaged in the transport of waste.

2.13. Method of Removal of Waste

A person engaged in the removal of waste from premises shall—

- (a) convey all waste from the receptacles of the occupier of the premises and deposit the waste in the portion of the collection vehicle intended to hold the waste; and
- (b) replace the receptacle at the point designated by the local government and in accordance with contractual obligations.

2.14. Removal from Waste Facility

(1) A person shall not remove any waste from a waste facility without the written approval of the local government.

(2) A person who obtains approval from the local government shall comply with any conditions imposed by the local government and set out in the approval.

PART 3—OFFENCES AND PENALTIES

3.1. Offences and penalties

(1) Any person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.

(2) Any person who commits an offence under this local law is liable, upon conviction, to a penalty not exceeding \$5,000, and if the offence is of a continuing nature, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.

Dated the 31st day of May 2010.

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

JOHN HERBERT BIRD, President.
CORNELIS CLEMENT JOHN KERP, Chief Executive Officer.

KEIRAN McNAMARA, Chief Executive Officer,
Department of Environment and Conservation.

RACING, GAMING AND LIQUOR

RG301*

Liquor Control Act 1988

**Liquor Control (Bayulu Restricted Area)
Regulations 2010**

Made by the Governor in Executive Council on the recommendation of the Minister under section 175(1a) of the Act.

1. Citation

These regulations are the *Liquor Control (Bayulu Restricted Area) Regulations 2010*.

2. Commencement

These regulations come into operation as follows —

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

3. Term used: Bayulu Aboriginal Community

In these regulations —

Bayulu Aboriginal Community means the area of land described as —

- (a) Lot 12 on Deposited Plan 182544 being the whole of the land in Record of Qualified Certificate of Crown Land Title Volume LR3123 Folio 495; and
- (b) Lot 14 on Deposited Plan 183081 being the whole of the land in Record of Qualified Certificate of Crown Land Title Volume LR3123 Folio 496.

4. Note is not part of regulation

The note after regulation 9 does not form part of these regulations.

5. Declaration of restricted area

The Bayulu Aboriginal Community is declared to be a restricted area for the purposes of section 175(1a) of the Act.

6. Notice of restricted area

- (1) The Director of Liquor Licensing must take all reasonable steps to cause to be posted, and while the Bayulu Aboriginal

Community continues to be a restricted area by operation of regulation 5 to be kept posted, at each place where a customary access route enters the Bayulu Aboriginal Community a notice —

- (a) describing the offences set out in regulation 7; and
- (b) specifying the penalties for those offences.

- (2) A failure to comply with subregulation (1) does not invalidate the declaration in regulation 5.

7. Prohibitions as to liquor in the Bayulu Aboriginal Community

- (1) A person who —
 - (a) brings liquor into, or causes liquor to be brought into, the Bayulu Aboriginal Community; or
 - (b) has liquor in his or her possession in the Bayulu Aboriginal Community,

commits an offence.

Penalty:

- (a) if subregulation (2) applies — a fine of \$5 000;
- (b) in any other case — a fine of \$2 000.

- (2) This subregulation applies to an offence under subregulation (1) committed by a licensee, a manager of licensed premises or a director of a body corporate that holds a licence.

8. Seizure and disposal of containers of liquor

Despite section 155(4) and (5) of the Act, a member of the Police Force may seize and, as soon as is practicable, dispose of any opened or unopened container of liquor suspected on reasonable grounds to be the subject of an offence under regulation 7.

9. Period during which these regulations have effect

Unless sooner repealed, these regulations have effect for the period that ends on the day 3 years after the day referred to in regulation 2(b).

Note: Under the *Liquor Control Act 1988* section 175(1d), these regulations expire at the end of the period referred to in regulation 9.

Recommended by the Minister,

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

RG302*

Liquor Control Act 1988

Liquor Control Amendment Regulations (No. 3) 2010

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Liquor Control Amendment Regulations (No. 3) 2010*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Liquor Control Regulations 1989*.

4. Regulation 27 amended

In regulation 27(4) in the Table insert in alphabetical order:

<i>Liquor Control (Bayulu Restricted Area) Regulations 2010</i> regulation 7(1)

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

— PART 2 —

CORRECTIVE SERVICES

CS401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 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
Arbidans	Mellisa Jane	CS9-419	02/06/2010
Barndon	Bruce Richard	CS10-491	02/06/2010
Curkoski	Alen	CS9-195	02/06/2010
Davidson	Dean Raymond	CS9-106	02/06/2010
Dickie	Liam	CS9-109	02/06/2010
Grey	Jeremy Martin	CS9-117	02/06/2010
McGeachy	Kristy Pamela	CS10-560	02/06/2010
Mellidis	Troy Michael	CS9-140	02/06/2010
Woods	Deborah Anne	CS8-039	02/06/2010

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

BRIAN LAWRENCE, CSCS Contract Manager.

ENVIRONMENT

EV401

ENVIRONMENTAL PROTECTION ACT 1986

ENVIRONMENTAL PROTECTION AUTHORITY (APPOINTMENT OF MEMBER) INSTRUMENT 2010

Made by His Excellency the Governor in Executive Council.

Citation

1. This instrument may be cited as the *Environmental Protection Authority (appointment of Member) Instrument 2010*.

Definitions

2. In this instrument—

“the Act” means the *Environmental Protection Act 1986*;

“the Authority” means the Environmental Protection Authority;

“the Minister” means the Minister for the Environment.

3. Under Section 7 of the Act, and on the recommendation of the Minister—

(1) Mr Denis Patrick Glennon is appointed as member of the Authority to hold office between 1 July 2010 and 30 June 2013 (inclusive).

By Order of the Governor,

PETER CONRAN, Clerk of the Executive Council.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

JOINT AUTHORITY SOUTHERN DEMERSAL GILLNET AND DEMERSAL LONGLINE MANAGED FISHERY MANAGEMENT PLAN 1992

APPROVED DIRECTIONS

Notice No. 1 of 2010

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries Western Australia, pursuant to clause 15A(1)(b) of the *Joint Authority Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan 1992*, do hereby—

1. revoke the Notice of Approved Directions dated 17 August 2009; and
2. approve the document listed in Schedule 1 as approved directions for the installation, use and testing of approved automatic location communicators for the purposes of the *Joint Authority Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan 1992*.

Schedule 1

Approved Directions

Document Name	Dated
Joint Authority Southern Demersal Gillnet and Demersal Longline Managed Fishery Automatic Location Communicator Approved Directions	01/06/2010

S. J. SMITH, Chief Executive Officer.

Dated this 1st day of June 2010.

FI402*

FISH RESOURCES MANAGEMENT REGULATIONS 1995

APPROVED DIRECTIONS

I, Lindsay Joll, Acting Deputy Director Integrated Fisheries Management as delegate for the Chief Executive Officer of the Department of Fisheries, pursuant to Regulation 55AA(3) of the *Fish Resources Management Regulations 1995*, do hereby—

1. cancel the Notice of Approved Directions dated 20 May 2009; and
2. approve the documents listed in Schedule 1 as approved directions for the installation, use and testing of approved automatic location communicators for the purposes of the *Fish Resources Management Regulations 1995*.

Schedule 1

Approved Directions

Document Name	Dated
Abrolhos Islands and Mid West Trawl Managed Fishery Automatic Location Communicator Approved Directions for Use	26/03/2001
Broome Prawn Managed Fishery Automatic Location Communicator Approved Directions	04/07/2007
Exmouth Gulf Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	11/04/2002
Kimberley Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	02/05/2002
Mackerel (Interim) Managed Fishery Automatic Location Communicator Approved Directions for Use	28/03/2006
Nickol Bay Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	06/03/2002
Northern Demersal Scalefish Managed Fishery Automatic Location Communicator Approved Directions	02/12/2008
Onslow Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	14/02/2003
Pilbara Fish Trawl (Interim) Managed Fishery Automatic Location Communicator Approved Directions for Use	14/03/2002

Document Name	Dated
Pilbara Trap Managed Fishery Automatic Location Communicator Approved Directions for Use	28/06/2006
Shark Bay Prawn Managed Fishery Automatic Location Communicator Approved Directions for Use	20/02/2003
Shark Bay Scallop Managed Fishery Automatic Location Communicator Approved Directions for Use	20/02/2003
Shark Bay Snapper Managed Fishery Automatic Location Communicator Approved Directions	18/12/2008
South West Trawl Managed Fishery Automatic Location Communicator Approved Directions	09/04/2009
West Coast Demersal Gillnet and Demersal Longline (Interim) Managed Fishery Automatic Location Communicator Approved Directions	01/06/2010
West Coast Demersal Scalefish (Interim) Managed Fishery Automatic Location Communicator Approved Directions	23/12/2008
Western Australia North Coast Shark Fishery Automatic Location Communicator Approved Directions	12/11/2008
Wetline Fishing Boat Licence Holder Automatic Location Communicator (ALC) Approved Directions	11/04/2007

LINDSAY JOLL, Acting Deputy Director
Integrated Fisheries Management.
as delegate for the Chief Executive Officer.

Dated this 1st day of June 2010.

HEALTH

HE401*

MEDICAL PRACTITIONERS ACT 2008

MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 13) 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. 13) 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 two years after its commencement.

Schedule

GENERAL MEDICAL SERVICES IN THE SUBURB OF MIRRABOOKA IN THE CITY OF STIRLING.

Dated this 1st day of June 2010.

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

HE402***HEALTH SERVICES (QUALITY IMPROVEMENT) ACT 1994**

HEALTH SERVICES (QUALITY IMPROVEMENT) (APPROVED COMMITTEE) ORDER (NO. 3) 2010
 Made by the Director, Office of Safety and Quality (as delegate of the Minister for Health) pursuant to section 7(1) of the *Health Services (Quality Improvement) Act 1994*.

Citation

1. This order may be cited as the *Health Services (Quality Improvement) (Approved Committee) Order (No. 3) 2010*.

Commencement

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

Committee

3. Clinical Quality Review Committee established by the St John Ambulance Council is an approved quality improvement committee for the purposes of the Act.

Expiry of order

4. This order expires three years after its commencement.

Dated this 2nd day of June 2010.

LYN DAVID, A/Director,
 Office of Safety and Quality in Healthcare,
 Performance Activity and Quality Division.

HE403***HEALTH SERVICES (QUALITY IMPROVEMENT) ACT 1994**

HEALTH SERVICES (QUALITY IMPROVEMENT) (APPROVED COMMITTEE) ORDER (NO. 4) 2010
 Made by the Director, Office of Safety and Quality (as delegate of the Minister for Health) pursuant to section 7(1) of the *Health Services (Quality Improvement) Act 1994*.

Citation

1. This order may be cited as the *Health Services (Quality Improvement) (Approved Committee) Order (No. 4) 2010*.

Commencement

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

Committee

3. Clinical Quality Review Committee established by St John of God Health Care Board is an approved quality improvement committee for the purposes of the Act.

Expiry of order

4. This order expires three years after its commencement.

Dated this 2nd day of June 2010.

LYN DAVID, A/Director,
 Office of Safety and Quality in Healthcare,
 Performance Activity and Quality Division.

LANDS

LA401***DAMPIER TO BUNBURY PIPELINE ACT 1997**

DESIGNATED LAND

I, Brendon John Grylls, MLA, DBNGP Land Access Minister, give notice in accordance with section 33(1) of the *Dampier to Bunbury Pipeline Act 1997* that the land the subject of the Land Description described below is designated, at the beginning of the day this notice is published in the *Government Gazette*, as additional land in the DBNGP corridor.

LAND DESCRIPTION

1. Portion of Lot 3 on Diagram 62293 shown as DBNGP corridor marked Y on Deposited Plan 38980 being part of the land comprised in Certificate of Title Volume 1624 Folio 617.

The Plans may be inspected at Landgate, Midland Square, Midland.

Hon BRENDON GRYLLES MLA, DBNGP Land Access Minister.

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT*Shire of Donnybrook-Balingup*

Town Planning Scheme No. 4—Amendment No. 87

Ref: TPS/0255

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 20 May 2010 for the purpose of—

1. Rezoning portion of Lot 3 Bentley Street, Donnybrook from “Civil and Cultural Areas” to “Residential R30”.
2. Recording Lot 4 Egan Street, Donnybrook from “Residential R10” to “Residential R 30”.
3. Amending the Scheme Maps accordingly.

S. B. DILLEY, Shire President.
J. R. ATTWOOD, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT*City of Mandurah*

Town Planning Scheme No. 3—Amendment No. 111

It is hereby notified for public information, in accordance with Section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Mandurah local planning scheme amendment on 18 May 2010 for the purpose of—

1. Rezoning Lot 9508 Newport Drive from ‘Residential R12.5/20’, ‘Residential R17.5’ and ‘Local Recreation’ to ‘Urban Development’.
2. Reclassifying a portion of Reserve 49425 Sharpenton Meander from ‘Residential R17.5’ to ‘Local Recreation’.
3. Amending the Scheme Map accordingly.

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

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 D. E. M. Faragher MLC to act temporarily in the office of Minister for Water; Mental Health in the absence of the Hon Dr G. G. Jacobs MLA for the period 4 to 10 June 2010 (both dates inclusive).

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

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd, Level 12, 123 Pitt Street, Sydney, NSW, to send particulars of such claims to the Company, by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following estates expire one month after the date of publication hereof.

Estate Late Harry Butchart

Late of 3 Quinlan Street, Coolbellup WA, Carpenter
Died: 3 April 2010

Estate Late Florence Myrtle Stonehouse

Late of Roebuck Drive, Salter Point WA, Housewife
Died: 3 April 2010

Estate Late May Hughes

Late of 45 Alexander Drive, Mount Lawley WA, Stenographer
Died: 25 April 2010

Estate Late Joan Sarah Davis AKA Sarah Joan Davis

Late of Henley Street, Como WA, Home Duties
Died: 29 April 2010

Estate Late Robert Norman Russell AKA Bob Russell

Late of 16 Leven Rise, Kinross WA, Butcher
Died: 4 April 2010

Estate Late Beryl Edith McKay

Late of 30 Regents Park Road, Joondalup WA
Died: 12 May 2010

ZX402

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

In the estate of Stanley Grant Cumming, late of 16 Deerness Way, Armadale in the State of Western Australia, died on 27 July 2007.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the said deceased person are required by the Executor of the deceased's estate being Lorna Wares Gibson, care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming, Western Australia, to send particulars of their claims to her by 30 June 2010, after which date the Executor may convey or distribute the assets having regard only to the claims of which she then has notice.

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