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GOVERNMENT  
Gazette**

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# — PART 1 —

## PROCLAMATIONS

AA101\*

### STANDARDISATION OF FORMATTING ACT 2010

No. 19 of 2010  
PROCLAMATION

Western Australia

By His Excellency

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

[L.S.]

KENNETH COMNINOS MICHAEL  
Governor

I, the Governor, acting under the *Standardisation of Formatting Act 2010* section 2(b) and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which the provisions of that Act, other than the provisions identified in the Table, come into operation.

**Table**

sections 1 and 2
section 4(2) Table the amendment to the <i>Fish Resources Management Act 1994</i> Schedule 1
section 4(2) Table the amendments to these Acts— <ul style="list-style-type: none"> <li>• <i>Occupational Safety and Health Act 1984</i></li> <li>• <i>Security and Related Activities (Control) Act 1996</i></li> <li>• <i>Shipping and Pilotage Act 1967</i></li> </ul>
section 51(2) Table item 14 the amendments to the <i>Construction Industry Portable Paid Long Service Leave Act 1985</i>
section 51(2) Table item 31 the amendment to the <i>Housing Act 1980</i> section 55(5) to delete “or on termination” and insert “or (ii) on termination”
section 52(4) Table the amendments to these provisions of the <i>Bush Fires Act 1954</i> — <ul style="list-style-type: none"> <li>• section 21(1), (2) and (3)</li> <li>• section 39(2)</li> <li>• section 45</li> <li>• section 47</li> </ul>
section 52(4) Table the amendment to the <i>Bush Fires Act 1954</i> section 44(3) to delete “(3)(a) Where” and insert “(3) Where”
section 52(4) Table the amendment to the <i>Bush Fires Act 1954</i> section 64 to delete “section 21(2),” and insert “section 21(2A) and (2B),”

Given under my hand and the Public Seal of the State on 7 September 2010.  
By Command of the Governor,

C. PORTER, Attorney General.

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## FIRE AND EMERGENCY SERVICES

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FE301\*

Bush Fires Act 1954

### Bush Fires Amendment Regulations (No. 2) 2010

Made by the Governor in Executive Council.

#### 1. Citation

These regulations are the *Bush Fires Amendment Regulations (No. 2) 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 *Bush Fires Regulations 1954*.

#### 4. Appendix Form 4 amended

In the Appendix Form 4:

- (a) delete “(To be endorsed on Form .)” and insert:

(To be endorsed on Form 4.)

- (b) delete the passage that begins with “I, (a)” and ends with “as follows: —” and insert:

I, .....

[given name, address and occupation of person making the declaration]

sincerely declare as follows —

- (1A) I am the applicant in this application.

- (c) delete the passage that begins with “And I make this solemn declaration” and ends with “Police Force.” and insert:

This declaration is true and I know that it is an offence to make a declaration knowing that it is false in a material particular.

This declaration is made under the *Oaths, Affidavits and Statutory Declarations Act 2005* at [place] on [date] by —

[Signature of person making the declaration]

in the presence of —

[Signature of authorised witness]

[Name of authorised witness and qualification as such a witness]

For a list of people who are authorised to witness statutory declarations, see *Oaths, Affidavits and Statutory Declarations Act 2005* Schedule 2.

**5. Appendix Form 6 amended**

In the Appendix Form 6:

- (a) delete the passage that begins with “I, (a)” (second occurrence) and ends with “as follows: —” and insert:

I, .....  
[given name, address and occupation of person making the declaration]

sincerely declare as follows —

- (1A) I am the applicant in this application.

- (b) delete the passage that begins with “And I make this solemn declaration” and ends with “Police Force.” and insert:

This declaration is true and I know that it is an offence to make a declaration knowing that it is false in a material particular.

This declaration is made under the *Oaths, Affidavits and Statutory Declarations Act 2005* at [place] on [date] by —

[Signature of person making the declaration]

in the presence of —

[Signature of authorised witness]

[Name of authorised witness and qualification as such a witness]

For a list of people who are authorised to witness statutory declarations, see *Oaths, Affidavits and Statutory Declarations Act 2005* Schedule 2.

**6. Appendix Form 8 amended**

In the Appendix Form 8:

- (a) delete the passage that begins with “I, (a)” (second occurrence) and ends with “as follows: —” and insert:

I, .....  
[given name, address and occupation of person making the declaration]

sincerely declare as follows —

(1A) I am the applicant in this application.

(b) delete the passage that begins with “And I make this solemn declaration” and ends with “Police Force.” and insert:

This declaration is true and I know that it is an offence to make a declaration knowing that it is false in a material particular.

This declaration is made under the *Oaths, Affidavits and Statutory Declarations Act 2005* at [place] on [date] by —

[Signature of person making the declaration]

in the presence of —

[Signature of authorised witness]

[Name of authorised witness and qualification as such a witness]

For a list of people who are authorised to witness statutory declarations, see *Oaths, Affidavits and Statutory Declarations Act 2005* Schedule 2.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

FE302\*

Emergency Management Act 2005

## **Emergency Management Amendment Regulations 2010**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Emergency Management 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 *Emergency Management Regulations 2006*.

**4. Regulation 14 amended**

- (1) In regulation 14 insert in alphabetical order:

*ship* has the meaning given in the *Navigation Act 1912* (Commonwealth) section 6(1).

- (2) In regulation 14 in the definition of response delete “of the Act.” and insert:

of the Act;

**5. Regulation 15 amended**

In regulation 15:

- (a) in paragraph (h)(ii) delete “disease.” and insert:

disease;

- (b) after paragraph (h) insert:

- (i) actual or impending event involving a ship that is capable of causing loss of life, injury to a person or damage to the health of a person, property or the environment;
- (j) actual or impending spillage, release or escape of oil or an oily mixture that is capable of causing loss of life, injury to a person or damage to the health of a person, property or the environment.

**6. Regulation 23A inserted**

At the end of Part 3 insert:

**23A. Hazard management agency — Marine Safety, General Manager**

- (1) In this regulation —

*waters of the State* means —

- (a) all waters within the limits of the State; and

- (b) all coastal waters of the State within the meaning given in the *Coastal Waters (State Powers) Act 1980* (Commonwealth) section 3(1).
- (2) The Marine Safety, General Manager, Department of Transport is the hazard management agency of the hazard set out in regulation 15(i) —
- (a) for emergency management; and
  - (b) for the following area or areas —
    - (i) the waters of the State;
    - (ii) the area of a port as defined in the *Shipping and Pilotage Act 1967* section 3;
    - (iii) the area described in relation to a port by order made by the Governor under the *Port Authorities Act 1999* section 24.
- (3) Despite regulation 17(3), the Marine Safety, General Manager, Department of Transport is the hazard management agency of the hazard set out in regulation 15(j) —
- (a) for emergency management; and
  - (b) for the following area or areas —
    - (i) the waters of the State;
    - (ii) the area of a port as defined in the *Shipping and Pilotage Act 1967* section 3;
    - (iii) the area described in relation to a port by order made by the Governor under the *Port Authorities Act 1999* section 24.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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**FISHERIES**

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FI301\*

Fish Resources Management Act 1994

**Fish Resources Management Amendment  
Regulations (No. 7) 2010**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Fish Resources Management Amendment Regulations (No. 7) 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 *Fish Resources Management Regulations 1995*.

**4. Schedule 1 Part 3 amended**

- (1) In Schedule 1 Part 3 item 3(10) delete “2 466.00” and insert:

4 932.00

- (2) In Schedule 1 Part 3 item 3(26) delete “955.00” (each occurrence) and insert:

442.00

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## LOCAL GOVERNMENT

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LG301\*

**LOCAL GOVERNMENT ACT 1995****BUSH FIRES ACT 1954***City of Rockingham***BUSH FIRE CONTROL AND BUSH FIRE BRIGADES AMENDMENT  
LOCAL LAW 2010**

Under the powers conferred by the *Local Government Act 1995* and the *Bush Fires Act 1954* and under all other powers, the Council of the City of Rockingham resolved on 27 July 2010 to make the following local law

**1. Citation**

This local law may be cited as the *Bush Fire Control and Bush Fire Brigades Amendment Local Law 2010*.

**2. Commencement**

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

**3. Principal local law**

In this local law, the *City of Rockingham Bush Fire Control and Bush Fire Brigades Local Law 2001* published in the *Government Gazette* on 7 November 2001 is referred to as the principal local law. The principal local law is amended.

**4. Clause 1.2 amended**

4.1. In subclause (1)—

- (a) in the definition for “**brigade member**” delete “associate” and insert “auxiliary”;
- (b) delete the whole of the definition “**designated bush fire prone area**”.

4.2. In subclause (2) delete paragraphs (e) to (h) and insert—

- (e) a Secretary;
- (f) a Treasurer;
- (g) a Secretary/Treasurer combined,

**5. Clause 2.1 amended**

Delete paragraphs (a) and (b)(i) and (b)(ii) and insert—

- (a) vacant land within townsite or within any other area subdivided for residential purposes must be clear of all flammable material where the area of land is less than 2000 square metres by slashing, mowing or other means to a height no greater than 50 millimetres, up to and including the expiry date of the firebreak period in the following year;
- (b) vacant land within townsite or within any other area subdivided for residential purposes where the land is greater than 2000 square metres, rural or special rural land within the district of the City of Rockingham—
  - (i) firebreaks of a minimum width of 3 metres and a height of 4 metres are to be cleared immediately inside all external boundaries of the land;
  - (ii) firebreaks of a minimum width of 5 metres and a height of 4 metres immediately surrounding all buildings situated on the land, and a 20 metre wide area around any building that is clear of all rubbish, long dry grass, bark and other flammable materials.

**6. Clause 2.3 amended**

Delete “4 November” and insert “16 October”.

**7. Clause 2.4 to 2.6 amended**

Delete clause 2.4 and its heading, and re-designate clause numbers “2.5” and “2.6” to “2.4” and “2.5”.

**8. Clause 3.2 amended**

In subclause (1)(c), delete paragraphs (v) to (viii) and insert—

- (v) a Secretary;
- (vi) a Treasurer;
- (vii) a Secretary/Treasurer combined.

**9. Clause 4.6 amended**

Delete “March” and insert “June”.

**10. Clause 4.7 amended**

In clause heading delete “bush fire control officers” and insert “brigade members”.

**11. Clause 5.1 amended**

In paragraph (b), delete “associate” and insert “auxiliary”.

**12. Clause 5.3 amended—Associate Members**

Delete clause 5.3 and its heading and insert—

**5.3 Auxiliary members**

Auxiliary members are those persons who are willing and able to render non-operational assistance required by the bush fire brigade.

Dated: 27 July 2010.

The Common Seal of the City of Rockingham was affixed by authority of a resolution of the Council in the presence of—

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

**LG302\*****LOCAL GOVERNMENT ACT 1995****AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976**

*City of Rockingham*

**PEST PLANTS AMENDMENT LOCAL LAW 2010**

Under the powers conferred by the *Local Government Act 1995* and the *Agriculture and Related Resources Protection Act 1976* and under all other powers, the Council of the City of Rockingham resolved on 27 July 2010 to make the following local law.

**1. Citation**

This local law may be cited as the *City of Rockingham Pest Plants Amendment Local Law 2010*.

**2. Commencement**

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

**3. Principal local law**

In this local law, the *City of Rockingham Pest Plants Local Law 2000* published in the *Government Gazette* on 12 January 2001 is referred to as the principal local law. The principal local law is amended.

**4. Schedule 1 amended**

Insert the following lists, below the last items, under the respective column headings—

<b>Common Name</b>	<b>Scientific Name</b>
“Fountain Grass	<i>Pennisetum setaceum</i>
Tree of Heaven	<i>Ailanthus altissima</i>
Baboon Flower	<i>Babiana stricta</i>
Red or Yellow Soldier	<i>Lachenalia spp.</i>
Arab Eyes	<i>Ornithogalum thysoides</i> ”

Dated: 27 July 2010.

The Common Seal of the City of Rockingham was affixed by authority of a resolution of the Council in the presence of—

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

LG303\*

**LOCAL GOVERNMENT ACT 1995****DOG ACT 1976***City of Rockingham***DOGS AMENDMENT LOCAL LAW 2010**

Under the powers conferred by the *Local Government Act 1995* and the *Dog Act 1976* and under all other powers, the Council of the City of Rockingham resolved on 27 July 2010 to make the following local law.

**1. Citation**

This local law may be cited as the *City of Rockingham Dogs Amendment Local Law 2010*.

**2. Commencement**

This local law comes into operation 14 days after the date of publication in the *Government Gazette*.

**3. Principal local law**

In this local law, the *City of Rockingham Dogs Local Law 2000* published in the *Government Gazette* on 4 December 2000 is referred to as the principal local law. The principal local law is amended.

**4. Clause 5.1 amended**

In subclause (1), delete paragraphs (c), (d) and (e) and insert—

- (c) a food business as defined by section 10 of the *Food Health Act 2008* (WA) including “dining and drinking areas” as stated in Standard 3.2.2, Clause 24 of the *National Foods Standards Code*;
- (d) a public swimming pool;
- (e) any public beach as indicated by a sign or signs; and
- (f) any public reserve as indicated by a sign or signs.

Dated: 27 July 2010.

The Common Seal of the City of Rockingham was affixed by authority of a resolution of the Council in the presence of—

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

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**WATER/SEWERAGE**

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WA301\*

Water Agencies (Powers) Act 1984

**Water Agencies (Charges) Amendment By-laws  
(No. 2) 2010**

Made by the Minister under section 34 of the Act.

**1. Citation**

These by-laws are the *Water Agencies (Charges) Amendment By-laws (No. 2) 2010*.

**2. Commencement**

These by-laws come into operation as follows —

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

**3. By-laws amended**

These by-laws amend the *Water Agencies (Charges) By-laws 1987*.

**4. Schedule 1 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 it. 27(c)	141.4 cents	128.7 cents
Sch. 1 it. 30	141.4 cents	128.7 cents
Sch. 1 it. 32	141.4 cents	128.7 cents

Date: 1 September 2010.

Hon Dr GRAHAM JACOBS, Minister for Water.

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**WORKCOVER**


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WC301\*

Workers' Compensation and Injury Management Act 1981

**Workers' Compensation and Injury  
Management Amendment Regulations  
(No. 2) 2010**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Workers' Compensation and Injury Management Amendment Regulations (No. 2) 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 1 October 2010.

**3. Regulations amended**

These regulations amend the *Workers' Compensation and Injury Management Regulations 1982*.

**4. Regulation 6AA amended**

- (1) In regulation 6AA(1) delete “the prescribed form under” and insert:

prescribed for the purposes of a claim made by a worker in accordance with

- (2) Delete regulation 6AA(2).
- (3) Delete regulation 6AA(3) and insert:
  - (3) Form 2D in Appendix I is prescribed for the purposes of a claim for compensation made by dependants in the case of the death of a worker in accordance with section 178(1)(b) of the Act.

**5. Appendix I Form 2B replaced**

In Appendix I delete Form 2B and insert:

**Workers' Compensation Claim Form****Insurer please complete**

Date form received from employer:

ASCO (office use only):

Insurer name:

Claim number:

ANZSIC code:

Policy number:

WorkCover number:

Has employer contacted medical practitioner?

Estimated time off work:

- less than one day
- 1-4 work days (inclusive)

- 5-9 work days (inclusive)
- 10-20 work days (inclusive)
- more than 20 work days
- fatality

**Employer please complete**

Name of policy holder/employer:

Trading as (if different to above):

Address:

Postcode:

Contact person:

Name:

Phone number:

Email:

Address of injured worker's usual workplace or base:

Postcode:

Major activity of workplace: (e.g. sheep farming, plumbing)

Date employer received the completed claim form from the injured worker:

Date employer received first medical certificate from the injured worker:

Date employer sent the claim form and medical certificate/s to insurer:

**Worker please complete**

Surname:

Other names:

Date of birth:

Male  Female

Preferred language (if not English):

Address

Postcode

Email:

Daytime contact phone number:

Occupation (e.g. first class welder):

Main tasks/duties performed (e.g. welding of high pressure steam pipes):

At the time of the injury I was working as a:

- direct employee
- working director
- contractor

- employee of a contractor
- subcontractor
- visa worker
- other

At the time of the injury I was engaged as:

- full-time
- part-time
- permanent
- temporary
- casual

**Worker please complete — Other employment**

Do you have any other job?

If yes, please give details:

Employer name:  
Contact phone number:  
Hours of work per week:

**Worker please complete — Occurrence details**

Day of occurrence:

Date of occurrence:

Time of occurrence:

At what address did the occurrence happen?

Did you have to stop working?

If so when?

Date:

Time:

Were you:

- working — at your normal workplace
- working — away from normal workplace
- working — road traffic accident
- on work break — at normal workplace
- on work break — away from normal workplace
- other duty status
- commuting/journey

Describe the occurrence. Include:

- (i) What action was involved (i.e. fall, struck by object):  
[Mechanism]
- (ii) What object/machine/substance was involved (i.e. fumes,  
door frame): [Agency]
- (iii) The most serious injury or disease caused (i.e. fracture, burn,  
abrasion): [Nature]
- (iv) The bodily location of the injury or disease (i.e. upper arm,  
eye): [Bodily location]



**Worker please complete — Occurrence report — Describe how it happened**

Where did the occurrence happen? (i.e. store room, machinery shop):

What were you doing at the time of the occurrence?

What were the normal working hours for that day?

Starting time:

Finish time:

When did you first report the occurrence?

Date:

Time:

Who did you report the occurrence to?

Name:

Position:

Phone number:

If you didn't report the occurrence immediately, please state the reason if any:

Please provide the name and daytime contact phone number of witnesses of the occurrence:

Name:

Phone number:

Name:

Phone number:

**Worker please complete — Medical help/history — This occurrence**

When did you first seek medical attention?

Date:

Time:

If not immediately, please state the reason:

Was the part of the body affected by this occurrence healthy before this occurrence?

If not, please give details:

Is the present injury completely related to this occurrence?

If not, please give details:

Please give details of any similar injury prior to this occurrence:

Name and contact details of your usual medical practitioner and any health provider who has treated you for a similar injury:

Name:

Address:

Phone number:

**Worker please complete — Other / Previous claims**

Are you claiming compensation from any other source?

If yes, from whom?

Have you had any similar or related workers' compensation claims?

If yes, please give details:

Name of employer:

Address of employer:  
Name of insurer (if known):  
Type of injury or disease:

**Worker's declaration — worker please complete**

I solemnly and sincerely declare that each and every answer above and the particulars contained herein or annexed hereto relating to myself and the occurrence are true both in substance and in fact to the best of my knowledge and belief.

I take notice that, under the provisions of section 59(2) of the *Workers' Compensation and Injury Management Act 1981*, I am required to notify my employer in writing within 7 days if I commence work with another employer after making a claim, or while receiving weekly payments of workers' compensation.

Dated this                      day of:                      Year:

Signature of worker

Signature of witness

**Consent authority 1 (to be signed at the option of the worker)**

I authorise any doctor who treats me (whether named in this certificate or not) to discuss my medical condition, in relation to my claim for workers' compensation and return to work options, with my employer and with their insurer.

Signed:

Date:

Print your name:

Witness signature:

Witness print name:

**Consent authority 2 (to be signed at the option of the worker)**

I consent to my employer's insurer and its appointed service providers collecting personal information, inclusive of sensitive information such as medical information about me and using it for the purpose of assessing and managing my workers' compensation claim, including determining liability and whether my claim is true.

This consent extends to my employer's insurer disclosing my personal information, inclusive of sensitive information, to other insurers, medical practitioners, rehabilitation providers, investigators, legal practitioners and other experts or consultants for the purpose of assessing and managing my claim.

My personal information, inclusive of sensitive information, may also be disclosed as required or permitted by law. I also consent to my employer's insurer disclosing my personal details to WorkCover WA which is authorised to use this information to fulfil its functions and obligations under the *Workers' Compensation and Injury Management Act 1981*.

I have read all the information on this form regarding the consent authority and I consent to the Insurer dealing with my personal information in the manner described.

Signed:

Date:

Print your name:

Witness signature:

Witness print name:

**IMPORTANT: FAILURE TO PROVIDE YOUR SIGNATURE  
ON EITHER THE DECLARATION OR THE CONSENT  
AUTHORITIES MAY DELAY A DECISION BY THE  
INSURER ON YOUR CLAIM.**

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## **WORKSAFE**

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WS301\*

Occupational Safety and Health Act 1984

### **Commission for Occupational Safety and Health (Appointment of Member) Instrument 2010**

Made by the Governor in Executive Council.

**1. Citation**

This instrument is the *Commission for Occupational Safety and Health (Appointment of Member) Instrument 2010*.

**2. Appointment to Commission for Occupational Safety and Health**

George Allingame, having been nominated by the Minister for Commerce for appointment under the *Occupational Safety and Health Act 1984* section 6(2)(a) as a member and chairperson of the Commission for Occupational Safety and Health, is appointed to hold office under that provision for the term that commences on the day on which this instrument is made and ends on, and includes, 30 April 2011.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## — PART 2 —

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### CONSUMER PROTECTION

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CE401\*

**ASSOCIATIONS INCORPORATION ACT 1987****REINSTATED ASSOCIATION**

Rural Water Council of W.A.

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 2nd September 2010.

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

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CE402\*

**ASSOCIATIONS INCORPORATION ACT 1987****REINSTATED ASSOCIATION**

The National Pilot Vehicle Drivers' Association-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 2nd September 2010.

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

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### FISHERIES

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FI401\*

**FISH RESOURCES MANAGEMENT ACT 1994****WEST COAST ROCK LOBSTER MANAGEMENT PLAN AMENDMENT (NO. 10) 2010**

FD 1064/01 [979]

Made by the Minister under section 54.

**1. Citation**

This instrument is the *West Coast Rock Lobster Management Plan Amendment (No. 10) 2010*.

**2. Management plan amended**

The amendments in this instrument are to the *West Coast Rock Lobster Management Plan 1993*.

**3. Clause 4B inserted**

After clause 4A insert—

**Fishing for rock lobster in waters surrounding Rottnest Island and Quobba Point**

4B. (1) A person must not fish at any time in any of the areas described in Schedule 5.

(2) A person must not fish during the period commencing on 16 January and ending on 14 November in any year, in the area described in Schedule 6.

**4. Clause 6 replaced**

Delete clause 6 and insert—

**Rock lobster season**

6. (1) The season in zones A, B and C of the Fishery is the period commencing on 15 November in any year and ending on 31 August of the following year.

- (2) A person must not operate in a zone of the Fishery at any time other than during the season.
- (3) Subclause (2) does not apply to—
- (a) carrying, baiting or setting a pot; or
  - (b) leaving or allowing a pot to remain in the waters of the Fishery,
- in accordance with clause 8.
- (4) A person must not pull a pot in a zone of the Fishery—
- (a) on any day from the commencement of the season to 31 March of that season, at any time before 0430 hours or after 1930 hours on that day; or
  - (b) on any day from 1 April of the season to the end of that season—
    - (i) in any waters having a depth less than 36.6 metres, at any time before 0600 hours or after 1800 hours on that day; or
    - (ii) in any waters having a depth equal to or greater than 36.6 metres, at any time before 0430 hours or after 1930 hours on that day.

#### **5. Clause 8 amended**

In subclauses 8(1) and 8(2) delete “1 July” and insert—

1 September

#### **6. Clause 9 amended**

(1) Delete subclause 9(1) and insert—

(1) Subject to subclause (2) a person must not operate from a zone A boat—

- (a) within the Abrolhos Islands area during the period commencing on 15 November and ending at 1930 hours on 14 March in any season; or
- (b) outside the Abrolhos Islands area during the period commencing at 1930 hours on 14 March and ending on 31 August in any season.

(2) In subclause 9(2) delete “Subclause (1)(a) does not apply” and insert—

(2) Subclause (1)(a) does not apply, in the circumstances specified in subclause (3),

(3) After subclause (2) insert—

(3) The circumstances in which subclause (2) applies are that—

- (a) no operating of any pot is being carried out in the waters of zone B under the relevant zone A licence, other than the transporting of pots to the Abrolhos Islands area; and
- (b) no rock lobster is on board, or attached in any way, to the authorised boat; and
- (c) the total number of pots being operated does not exceed the product of the current entitlement of the licence and the zone A unit value at that time.

#### **7. Clause 9A amended**

(1) Delete subclause 9A(1)(a) and insert—

(1)(a) A person must not set or pull a pot in the waters of zone A of the Fishery on any Saturday or Sunday during the period commencing on 15 March and ending on 31 August in any year.

(2) Delete subclauses 9A(1)(c), 9A(1)(da) and 9A(1)(d).

(3) In subclauses 9A(2)(b), 9A(2)(c) and 9A(2)(d) delete “30 June” and insert—  
31 August

(4) Delete subclause 9A(4).

#### **8. Clause 9C amended**

Delete “clauses 9A(1), 9A(3) or 9A(4)” and insert—

clauses 9A(1) or 9A(3)

#### **9. Clause 9D amended**

Delete “clauses 9A(1), 9A(3) or 9A(4)” and insert—

clauses 9A(1) or 9A(3)

#### **10. Clause 9F amended**

(1) In subclause 9F(1)(a) delete “clauses 9A(1)(b), 9A(1)(c), 9A(3) and 9A(4)” and insert—  
clauses 9A(1)(b) or 9A(3)

(2) In subclause 9F(1)(c) delete “clauses 9A(1), 9A(3) or 9A(4)” and insert—  
clauses 9A(1) or 9A(3)

#### **11. Clause 9G replaced**

Delete clause 9G and insert—

9G. Subclause 9E(4) does not apply where the authorised boat is securely moored or anchored within half a nautical mile of the high water mark of the mainland or any of the Abrolhos Islands.

#### **12. Clause 9H deleted**

Delete clause 9H.

**13. Clause 13B amended**

Delete subclauses (i) and (j) and insert—

- (i) the relevant unit value;
- (j) the maximum number of pots that may be operated under the licence;
- (k) the quantity of rock lobster that applies in respect of the licence under clause 14K; and
- (l) any conditions imposed on the licence by the Chief Executive Officer.

**14. Clause 14 amended**

(1) In subclause 14(1) delete “13,359 pots.” and insert—

16,698 pots.

(2) In subclause 14(2) delete “6,657 pots.” and insert—

9,246 pots.

(3) In subclause 14(3) delete “5,962 pots.” and insert—

7,453 pots.

(4) Delete subclause 14(4) and insert—

Subject to clause 14A, the capacity of zone C of the Fishery is 17,817 pots.

**15. Clause 14D amended**

Delete subclause 14D(1) and insert—

(1) The entitlement to use rock lobster pots conferred by a licence is to be—

- (a) expressed in terms of units of entitlement of a class designating the zone of the licence; and
- (b) determined in accordance with clause 14I.

**16. Clause 14I amended**

Delete subclause 14I(1) and insert—

(1) The maximum number of pots that may be operated under the authority of a licence at any time is the product of the relevant entitlement specified in Schedule 8 and the relevant unit value specified in Schedule 8.

(1a) Subclause (1) does not apply during the period commencing on 25 February and ending on 14 March in any season in the circumstances specified in subclause 9(3).

**17. Clauses 14K, 14L and 14M inserted**

After clause 14J insert—

**14K. Restriction on extent to which rock lobster may be taken**

(1) At any time during a period to which item 1, 2, 4 or 6 of Schedule 8 applies in respect of a licence, a person must not—

- (a) fish under the authority of the licence unless the total quantity of rock lobster taken under the authority of the licence during the relevant period is less than the product of the relevant entitlement and the quantity of rock lobster specified in that item; or
- (b) have any rock lobster on board an authorised boat unless the total quantity of rock lobster taken under the authority of the licence during the relevant period is less than or equal to the product of the relevant entitlement and the quantity of rock lobster specified in that item.

(2) In this clause “relevant period” and “relevant entitlement” mean the period and entitlement specified in the item in Schedule 8 corresponding to the time of the fishing or having rock lobster on board the boat.

(3) This clause does not apply to totally protected rock lobster in respect of which the defence in section 48(a) of the Act applies.

**14L. Defence to section 74 of the Act in respect of contravening clause 14K**

It is a defence in proceedings for an offence against section 74 of the Act in respect of contravening clause 14K for the person charged to prove that—

- (a) notice of the fishing in excess of the restriction provided for in clause 14K was provided to the CEO, in a manner and in a form specified in writing by the CEO, before the rock lobster were moved from the place of landing; and
- (b) the amount of rock lobster by which the restriction was exceeded is not more than 10 kilograms; and
- (c) the licence holder, not more than 14 days after the landing of the rock lobster, paid to the Fisheries Research and Development Fund an amount of money equal to the product of the number of kilograms by which the restriction was exceeded and the prescribed value (per unit of weight) for the rock lobster, as specified in Schedule 9 to the regulations.

**14M. Reduction of entitlement conferred by a licence**

(1) Where—

(a) a person is convicted of an offence against section 74 of the Act relating to exceeding a restriction provided for in clause 14K; and

(b) the court has determined the amount by which the restriction was exceeded,

the CEO is to reduce the number of units of entitlement conferred by the relevant licence in accordance with subclause (2).

(2) For the purposes of subclause (1) the number of units of entitlement conferred by the licence is to be reduced by—

(a) the number one; or

(b) the number obtained by dividing the amount in kilograms by which the restriction provided for in clause 14K was exceeded by—

(i) in the case of a zone A licence, 87 kilograms;

(ii) in the case of a zone B licence, 81 kilograms; and

(iii) in the case of a zone C licence, 75 kilograms,

rounded to the nearest whole number,

whichever is the greater.

**18. Clause 21A amended**

(1) In subclause 21A(1)(a) after “4A,” insert—

4B,

(2) In subclause 21A(1)(a) delete “14I” and insert—

14I, 14K

**19. Schedules 5 and 6 inserted**

After Schedule 4 insert—

**SCHEDULE 5**

[clause 4B(1)]

**ROTTNEST ISLAND AND QUOBBA POINT AREAS**

All that portion of the Indian Ocean within 1600 metres of the high water mark of Rottnest Island, clockwise of a line extending 225° True from Cape Vlaming to another line extending 180° True from Parker Point.

All that portion of the Indian Ocean within 800 metres of the high water mark of Rottnest Island, clockwise of a line extending 180° True from Parker Point to another line extending 225° True from Cape Vlaming.

All that portion of the Indian Ocean bounded by a line starting from a point on the high water mark situated at the southwestern-most extremity of Quobba Point and extending south to south latitude 24° 34'; thence east to a point on the high water mark; and thence generally north-westerly along the high water mark aforesaid to the starting point.

**SCHEDULE 6**

[clause 4B(2)]

**ROTTNEST ISLAND AREA**

All that portion of the Indian Ocean beyond 800 metres, but within 1600 metres, of the high water mark of Rottnest Island, clockwise of a line extending 180° True from Parker Point to another line extending 225° True from Cape Vlaming.

**20. Schedule 8 inserted**

After Schedule 7 insert—

**SCHEDULE 8**

[clauses 14I and 14K]

**Maximum number of pots that may be operated and related quantity of rock lobster**

	Licence	Time	Relevant entitlement	Relevant unit value	Quantity of rock lobster
1.	Zone A	14 November 2010 to 14 March 2011	current entitlement of the licence at the end of 13 November 2010	Zone A unit value at the end of 13 November 2010	36 kg
2.	Zone A	15 March 2011 to 31 August 2011	current entitlement of the licence at the end of 14 March 2011	Zone A unit value at end of 14 March 2011	51 kg
3.	Zone A	any time when items 1 and 2 do not apply	current entitlement of the licence at that time	Zone A unit value at that time	
4.	Zone B	14 November 2010 to 31 August 2011	current entitlement of the licence at the end of 13 November 2010	Zone B unit value at the end of 13 November 2010	81 kg

	Licence	Time	Relevant entitlement	Relevant unit value	Quantity of rock lobster
5.	Zone B	any time when item 4 does not apply	current entitlement of the licence at that time	Zone B unit value at that time	
6.	Zone C	14 November 2010 to 31 August 2011	current entitlement of the licence at the end of 13 November 2010	Zone C unit value at the end of 13 November 2010	75 kg
7.	Zone C	any time when item 6 does not apply	current entitlement of the licence at that time	Zone B unit value at that time	

Dated this 8th day of September 2010.

Hon NORMAN MOORE MLC, Minister for Fisheries.

FI402\*

**FISH RESOURCES MANAGEMENT ACT 1994**  
**PROHIBITION ON FISHING FOR ROCK LOBSTER ORDER 2010**  
 Order No. 6 of 2010

FD 1620/98 [980]

Made by the Minister under section 43.

**1. Citation**

This order is the *Prohibition on Fishing for Rock Lobster Order 2010*.

**2. Interpretation**

In this order unless the contrary intention appears—

**regulations** means the *Fish Resources Management Regulations 1995*;

**rock lobster** means the fish of that common name described by the scientific classification opposite that name in Column 2 of Schedule 7 to the regulations;

**western rock lobster** means the fish of that common name described by the scientific classification opposite that name in Column 2 of Schedule 7 to the regulations.

**3. Prohibition on fishing for rock lobster at certain times**

A person must not fish for—

- (a) rock lobster by any means in the waters specified in Schedule 1 during the period commencing on 1 July and ending on 14 November in any year; or
- (b) rock lobster by any means in the waters specified in Schedule 2 during the period commencing on 1 July in any year and ending on 14 March of the following year; or
- (c) western rock lobster by any means in all WA waters during the period commencing on 1 July and ending on 14 November in any year.

**4. Exception**

Clause 3 does not apply to a person fishing for rock lobster in accordance with the *West Coast Rock Lobster Management Plan 1993* and under the authority of a West Coast Rock Lobster Managed Fishery Licence.

**5. Revocation**

Notice No. 389 published in the Gazette of 3 February 1989, which was made under the *Fisheries Act 1905* and was continued in force under regulation 186 of the *Fish Resources Management Regulations 1995* as if it was made under section 43 of the Act, is revoked.

**Schedule 1**

All waters of the Indian Ocean and Southern Ocean south of 21° 44' south latitude.

**Schedule 2**

The waters of the Abrolhos Islands area bounded by a line commencing at the intersection of 27° 30' south latitude and 112° 50' east longitude and extending in an easterly direction to the intersection of 27° 30' south latitude and 113° 37' east longitude; thence south easterly to the intersection of 28° 45' south latitude and 114° 9' 52.18" east longitude; thence south easterly to the intersection of 29° 30' south latitude and 114° 30' east longitude; thence west to 112° 50' east longitude; thence north to the starting point.

Dated this 8th day of September 2010.

Hon NORMAN MOORE MLC, Minister for Fisheries.



FI403\*

**FISH RESOURCES MANAGEMENT ACT 1994****SHARK BAY SCALLOP MANAGEMENT PLAN 1994**

## Closures of areas within the Fishery

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries Western Australia, in accordance with the *Shark Bay Scallop Management Plan 1994* hereby give notice that I have cancelled *Determination No. 1 of 2010* which set out the dates, times and areas that fishing is prohibited in the Shark Bay Scallop Managed Fishery.

I hereby give notice that a new Determination (*Determination No. 2 of 2010*) has been made in accordance with clause 9 of the *Shark Bay Scallop Management Plan 1994* of the dates, times and areas that fishing is prohibited in the Shark Bay Scallop Managed Fishery over the period commencing from the date of gazettal of this notice and ending on 1 June 2011.

A copy of this Determination which is signed by me may be obtained from, or inspected at the Head Office of the Department of Fisheries located at 168 St George's Terrace, Perth or the offices of Department of Fisheries located at 83 Olivia Terrace, Carnarvon and Knight Terrace, Denham or can be viewed online at [www.fish.wa.gov.au](http://www.fish.wa.gov.au)

Dated this 7th day of September 2010.

STUART SMITH, Chief Executive Officer.

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**HEALTH**

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HE401

**MENTAL HEALTH ACT 1996****MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) ORDER (NO. 5) 2010**

Made by the Chief Psychiatrist under section 20.

**1. Citation**

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Order (No. 5) 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) clause 3—on the day after that day.

**3. Authorised mental health practitioner**

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

## SCHEDULE 1

Name	Profession
Burge David	Mental Health Nurse

Dated: 31 August 2010.

Dr ROWAN DAVIDSON, Chief Psychiatrist.

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**INDUSTRIAL RELATIONS**

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IR401\*

**INDUSTRIAL RELATIONS ACT 1979****APPOINTMENT OF INDUSTRIAL MAGISTRATE**

The Governor has been pleased to appoint—

Mr Kevin Michael Tavener

as an industrial magistrate under s.81B(2) of the *Industrial Relations Act 1979* as from and including 24 August 2010.

B. MARMION, Minister for Commerce.

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## LOCAL GOVERNMENT

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LG401\*

### BUSH FIRES ACT 1954

*Shire of Beverley*

#### FIRE CONTROL OFFICER

Appointment of Authorised Persons

In accordance with the *Bush Fires Act 1976* as amended, Angela Plichota and Matthew Sharpe are hereby appointed as authorised Fire Control Officers as described for the Shire of Beverley.

Dated: 1 September 2010.

KEITH BYERS, Chief Executive Officer.

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LG402\*

### DOG ACT 1976

*Shire of Beverley*

#### AUTHORISED AND REGISTRATION OFFICERS

It is hereby notified for public information that the following persons have been appointed under the provisions of the *Dog Act 1976* as Authorised/Registration Officers for the Municipality of the Shire of Beverley—

#### Authorised Officers

Ms Angela Plichota  
 Mr Matthew Sharpe  
 Mr Stephen Gollan  
 Mr Malcolm Kehlet  
 Mr Malcolm Turner  
 Mr Chris Pepper  
 Mrs Phyllis Facey  
 Mr Stephen Vincent  
 Mr Keith Wyllie

#### Registration Officers

Ms Angela Plichota  
 Mr Matthew Sharpe  
 Mr Stephen Gollan  
 Mrs Gail Moulton  
 Mrs Valery Seeber  
 Mrs Alison Lewis  
 Miss Gaye Mather  
 Mrs Miriam Wright  
 Ms Clare Moulton

KEITH BYERS, Chief Executive Officer.

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LG403\*

### LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960

*City of Rockingham*

#### SWIMMING POOL INSPECTION FEES

Pursuant to Section 245A (10) of the *Local Government (Miscellaneous Provisions) Act 1960*, notice is hereby given that Swimming Pool Inspection Fees for 2010/11 financial year will be levied at \$13.75 per owner.

ANDREW HAMMOND, Chief Executive Officer.

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LG404

### DOG ACT 1976

*Shire of Boyup Brook*

#### AUTHORISED PERSON

It is hereby notified for public information that the following person has been appointed pursuant to the provisions of the *Dog Act 1976*—

#### Authorised Officer

Michael Mills-Borley

ALAN LAMB, Chief Executive Officer.

LG405

**DOG ACT 1976***Shire of Boyup Brook*

AUTHORISED PERSON

It is hereby notified for public information that the following person has been appointed pursuant to the provisions of the *Dog Act 1976*—

**Authorised Officer**

Frank Lennon

ALAN LAMB, Chief Executive Officer.

LG406\*

**LOCAL GOVERNMENT ACT 1995***City of Rockingham*

(BASIS OF RATES)

Department of Local Government.

DLG: RK5-4#06

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, 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 30 August 2010.

BRAD JOLLY, Executive Director,  
Governance and Legislation.

## SCHEDULE

**ADDITIONS TO GROSS RENTAL VALUE AREA**

CITY OF ROCKINGHAM

All those portions of land being Lots 250 to 301 inclusive, Lots 311 to 313 inclusive and Lots 360 to 380 inclusive as shown on Deposited Plan 66663 and Lots 1000 to 1028 inclusive as shown on Deposited Plan 67807.

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**MINERALS AND PETROLEUM**

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MP401\*

**PETROLEUM (SUBMERGED LANDS) ACT 1982**

GRANT OF RENEWAL OF PIPELINE LICENCE

The Renewal of Pipeline Licence TPL/1(R1) was granted to Apache Northwest Pty Ltd, Kufpec Australia Pty Ltd and Tap (Harriet) Pty Ltd to have effect for a period of 21 years from 30 August 2006.

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

MP402\*

**PETROLEUM (SUBMERGED LANDS) ACT 1982**

GRANT OF RENEWAL OF PIPELINE LICENCE

The Renewal of Pipeline Licence TPL/2(R1) was granted to Apache Northwest Pty Ltd, Kufpec Australia Pty Ltd and Tap (Harriet) Pty Ltd to have effect for a period of 21 years from 30 August 2006.

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

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

Department of Mines and Petroleum,  
Perth WA 6000.

I hereby declare in accordance with the provisions of section 96A(1) of the *Mining Act 1978* that the undermentioned exploration licences are forfeited for the non-lodgement of the annual Operations Report (Form 5).

NORMAN MOORE MLC, Minister for Mines and Petroleum.

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<b>Number</b>	<b>Holder</b>	<b>Mineral Field</b>
	EXPLORATION LICENCE	
09/1312	Hazelwood Resources Ltd	Gascoyne
70/3295	Noble Mineral Resources Limited	South West

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**MP404\*****MINING ACT 1978  
FORFEITURE**

Department of Mines and Petroleum,  
Perth WA 6000.

I hereby declare in accordance with the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for breach of covenant, being non payment of rent.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

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<b>Number</b>	<b>Holder</b>	<b>Mineral Field</b>
	EXPLORATION LICENCE	
04/1772	Kimberley Abrasives and Minerals Pty Ltd	West Kimberley
04/1773	Kimberley Abrasives and Minerals Pty Ltd	West Kimberley
20/586	Duketon Consolidated Pty Ltd	Murchison
80/2275	Bundarra Holdings Pty Ltd	Kimberley
	MINING LEASE	
37/1281	Dixon, Trevor John Coulson, Phillip	Mt Margaret
37/1283	Dixon, Trevor John Coulson, Phillip	Mt Margaret

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**MP405\*****MINING ACT 1978  
RESTORATION OF MINING TENEMENT**

Department of Mines and Petroleum,  
100 Plain Street,  
East Perth WA 6004.

In accordance with section 97A(8) of the *Mining Act 1978*, I hereby cancel the forfeiture of the undermentioned exploration licence previously declared forfeited for failure to comply with the annual mineral exploration reporting provision and restore the licence to the former holder.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

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<b>Number</b>	<b>Holder</b>	<b>Mineral Field</b>
	EXPLORATION LICENCE	
36/556	Braemore Nickel Pty Ltd	East Murchison

**MP406\***

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

Department of Mines and Petroleum,  
Marble Bar WA 6760.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable for forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for non payment of rent.

P. ROTH, Warden.

To be heard by the Warden at Marble Bar on 19 November 2010.

**PILBARA MINERAL FIELD**  
PROSPECTING LICENCES

P 45/2692	Morton, William John
P 45/2693	Morton, William John
P 46/1374	Zabiela, Joseph Victor

**MP407\***

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

Department of Mines and Petroleum,  
Marble Bar WA 6760.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

P. ROTH, Warden.

To be heard by the Warden at Marble Bar on 19 November 2010.

**PILBARA MINERAL FIELD**  
PROSPECTING LICENCES

P 45/2692	Morton, William John
P 45/2693	Morton, William John
P 45/2697	Ward, Robert Edward Wilson, Steven John
P 46/1374	Zabiela, Joseph Victor

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## PLANNING

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**PI401\***

**PLANNING AND DEVELOPMENT ACT 2005**  
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION  
*City of Nedlands*

Town Planning Scheme No. 2—Proposed Amendment 193

Notice is hereby given that the local government of the City of Nedlands has prepared the above mentioned scheme amendment for the purpose of—

**1. RECODING**

**(a) Dalkeith Road**

Lot 1 (21) Carrington Street from “Residential 10” to “Residential 20”  
Lot 228 (22) Dalkeith Road from “Residential 10” to “Residential 20”  
Lot 5185 (20) Dalkeith Road from “Residential 10” to “Residential 20”  
Lot 232 (14) Dalkeith Road from “Residential 10” to “Residential 20”  
Lot 233 (12) Dalkeith Road from “Residential 10” to “Residential 20”

Lot 234 (10) Dalkeith Road from "Residential 10" to "Residential 20"  
 Lot 235 (8) Dalkeith Road from "Residential 10" to "Residential 20"  
 Lot 236 (6) Dalkeith Road from "Residential 10" to "Residential 20"  
 Lot 237 (4) Dalkeith Road from "Residential 10" to "Residential 20"  
 Lot 238 (2) Dalkeith Road from "Residential 10" to "Residential 20"

**(b) Karella Street**

Lot 188 (2) Karella Street from "Residential 10" to "Residential 20"  
 Lot 1 (14) Karella Street from "Residential 10" to "Residential 20"  
 Lot 57 (2) Karella Street from "Residential 10" to "Residential 20"  
 Lot 110 (1) Portland Street from "Residential 10" to "Residential 20"  
 Lot 1 (2) Portland Street from "Residential 10" to "Residential 20"  
 Lot 2 (20) Karella Street from "Residential 10" to "Residential 20"

**2. REZONING**

**Bedbrook Place**

Portion of Lot 9770 Bedbrook Place (Cancer Council) from Unzoned to "Development Zone".  
 Portion of Lot 10754 Bedbrook Place (Cancer Council) from Unzoned to "Development Zone".

**3. INTRODUCING MINIMUM PARKING REQUIREMENTS ON LOTS ZONED "RESIDENTIAL"**

"Within the residential zone the following parking requirements apply—

- i. Covered parking behind the front setback line for a minimum of two cars must be provided and maintained for each new dwelling;
- ii. No alterations to an existing garage or carport shall be permitted unless covered parking for a minimum number of bays as determined under clause 5.5.6(i) is provided and maintained behind the front setback line;
- iii. Excluding any parking provided within a fully enclosed building, a maximum of 6 cars shall be permitted to be parked on any residential lot."

Plans and documents setting out and explaining the scheme amendment are available for inspection at the City's Administration Centre, 71 Stirling Highway, Nedlands from 8.30 am to 5.00 pm up to and including 22 October 2010. Submissions on the scheme amendment may be made in writing and lodged with the City on or before 22 October 2010.

SHERYL FROESE, Mayor.  
 GRAHAM FOSTER, Chief Executive Officer.

**PI402\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Armadale*  
 Town Planning Scheme No. 4—Amendment No. 45

Ref: 853/2/22/7 Pt 45

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 Armadale local planning scheme amendment on 30 March 2010 for the purpose of—

- (1) Rezoning a portion of Lots 201 Coventry Road, Roleystone from "Rural Living 2" to "Rural Living 1".
- (2) Including Lots 201 and 202 Coventry Road, Roleystone within the "Bushfire Protection Area" on Special Control Area Map No.1.
- (3) Including Lots 201 and 202 Coventry Road, Bedforddale within Schedule 12—"Development Area (Structure Plan)" and number in appropriate numerical order on Special Control Area Map No. 3.
- (4) Amending the Scheme maps accordingly.
- (5) Amending Schedule 12—Development Areas—to include the following new entry in appropriate numerical order—

No.	Description of land	Additional provisions applicable to subdivision and development
37	Lots 201 and 202 Coventry Road, Roleystone (as identified on Scheme Map).	37.1 Comprehensive planning for the area shall be undertaken by preparation of a Structure Plan to guide subdivision and development.  37.2 Memorials or Notifications on each lot title shall be required and advise purchasers that the lot is in a bushfire prone area and that the use and development of the lot is subject to a Fire Management Plan. The City shall recommend a condition of subdivision to that effect.

No.	Description of land	Additional provisions applicable to subdivision and development
		<p>37.3 All habitable buildings shall be built in accordance with Australian Standards 3959—Construction of Buildings in Bushfire-Prone Areas or superseded requirement in accordance with the adopted Fire Management Plan.</p> <p>37.4 A Fire Management shall be adopted as part of the Structure Plan and shall be implemented by the subdivider, prior to subdivision of the land. Landowners shall be responsible for ongoing implementation of the Fire Management Plan on their land.</p> <p>37.5 Submission and implementation of a Dieback Management Plan that includes appropriate signage, dieback treatment spraying and uniform fencing.</p> <p>37.6 Uniform fencing shall be constructed by the subdivider on the lot boundaries abutting the land reserved for Parks and Recreation in the Metropolitan Region Scheme.</p>

L. REYNOLDS, Mayor.  
R. S. TAME, Chief Executive Officer.

PI403\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Boddington*  
Local Planning Scheme No. 2—Amendment No. 21

Ref: 853/6/15/2 Pt 21

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 Boddington local planning scheme amendment on 26 August 2010 for the purpose of—

- Amending the Clause 3.2 Zoning Table within the scheme text to change ‘caretakers dwelling’ from an ‘IP’ (incidental) use to an ‘X’ (not permitted) use as follows—

	Zone	Industrial
9	Caretaker’s Dwelling	X

- Rezoning Pt Lot 708 Gold Mine Road, Boddington, from ‘Rural’ to ‘Special Use’.
- Amending Appendix 4 of the scheme text to include the following provisions—

No.	Land Particulars	Permitted Uses	Development Standards/ Conditions
3	Pt Lot 708 Gold Mine Road	<ol style="list-style-type: none"> <li>As per the Industrial Zone, with the following exceptions— Within the 500 metre Waste Water Treatment Plant buffer identified on the Shire’s endorsed Local Planning Strategy. Amusement Facility, Cinema/Theatre, Club Premises, Liquor Store, Shop, Roadhouse are an X use; and Civic Use and Take Away Food are an SA use.</li> <li>Notwithstanding the above, no development is permitted within the 100 metre chlorine buffer identified on the Shire’s endorsed Local Planning Strategy apart from drainage infrastructure, hardstand (including car-parking) or access road.</li> </ol>	As per Appendix 2— and any other relevant provisions of the Scheme.

- Amending the Scheme Map accordingly.

P. R. CARROTTS, Shire President.  
G. A. SHERRY, 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 Governor in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon D. T. Redman MLA to act temporarily in the office of Minister for Sport and Recreation; Racing and Gaming; Minister Assisting the Minister for Health in the absence of the Hon T. K. Waldron MLA for the period 20 December 2010 to 11 January 2011 (both dates inclusive).

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

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PC402\*

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

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

Hon 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 30 September to 4 October 2010 (both dates inclusive).

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

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PC403\*

**APPOINTMENT OF DEPUTY OF THE GOVERNOR**

It is hereby notified for public information that the Governor, under clause XVI of the *Letters Patent* relating to the Office of Governor of the State of Western Australia, dated 14 February 1986, has appointed the Lieutenant-Governor, the Honourable Wayne Stewart Martin, to be the deputy of the Governor and in that capacity to perform and exercise all the powers and functions of the Governor for the period 20 to 23 September 2010, both dates inclusive.

PETER CONRAN, Clerk of the Executive Council.

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**WATER/SEWERAGE**

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WA401

**WATER BOARDS ACT 1904**  
**BUSSELTON WATER BOARD**  
Appointments

The Governor in Executive Council has approved the appointment of the following persons as members of the Busselton Water Board—

Mrs Merryl Peet	for a period expiring on 31 May 2013.
Mrs Ann Gallagher	for a period expiring on 31 May 2013.

PETER CONRAN, Clerk of the Executive Council.



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**PUBLIC NOTICES**

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**ZZ401\*****DISPOSAL OF UNCOLLECTED GOODS ACT 1970**

(Pursuant to sections 19(1) and 26(5) of the Act)

**NOTICE UNDER PART VI OF INTENTION TO APPLY TO COURT  
FOR AN ORDER TO SELL OR OTHERWISE DISPOSE OF GOODS  
VALUED IN EXCESS OF \$300**

To Matthew John Farley, director of Pro-1-Stop Pty Ltd of 13 Pycombe Way, Westminster, WA, bailor.

1. You were given notice on 18 December 2009 that the following goods: a 3-person accommodation unit produced by The Matakii Group Pty Ltd, situated at 224 Railway Parade, Queens Park, WA 6107, were ready for redelivery.
2. Take notice that unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, to Steelbase Enterprises Pty Ltd at 224 Railway Parade, Queens Park, WA 6107, bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

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**ZZ402\*****DISPOSAL OF UNCOLLECTED GOODS ACT 1970**

(Pursuant to sections 19(1) and 26(5) of the Act)

**NOTICE UNDER PART VI OF INTENTION TO APPLY TO COURT  
FOR AN ORDER TO SELL OR OTHERWISE DISPOSE OF GOODS  
VALUED IN EXCESS OF \$300**

To Pro-1-Stop Pty Ltd of 987 Wellington Street, West Perth, Western Australia 6005 (registered office), bailor.

1. You were given notice on 18 December 2009 that the following goods: a 3-person accommodation unit produced by The Matakii Group Pty Ltd, situated at 224 Railway Parade, Queens Park, WA 6107, were ready for redelivery.
2. Take notice that unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, to Steelbase Enterprises Pty Ltd at 224 Railway Parade, Queens Park, WA 6107, bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

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**ZZ403\*****DISPOSAL OF UNCOLLECTED GOODS ACT 1970**

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**NOTICE UNDER PART VI OF INTENTION TO APPLY TO COURT  
FOR AN ORDER TO SELL OR OTHERWISE DISPOSE OF GOODS  
VALUED IN EXCESS OF \$300**

To Neil Grant Pendlebury, director of Pro-1-Stop Pty Ltd of 42 Hutt Road, Morley, WA 6062, bailor.

1. You were given notice on 18 December 2009 that the following goods: a 3-person accommodation unit produced by The Matakii Group Pty Ltd, situated at 224 Railway Parade, Queens Park, WA 6107, were ready for redelivery.
2. Take notice that unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, to Steelbase Enterprises Pty Ltd at 224 Railway Parade, Queens Park, WA 6107, bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

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**DECEASED ESTATES**

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**ZX401\*****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Nancy Myra Rowe, late of 10A Airlie Street, Mt Claremont, Western Australia, Nursing Sister, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the deceased who died on 4 March 2009 are required by the Executor Joshua Watson Rowe to send particulars of their claim to the Executor, care of Downings Legal, Level 11, 2 Mill Street, Perth WA 6000 (Ref: JMC20090470) within ONE (1) month of the date of publication hereof after which date the Executor may convey or distribute the assets having regard to the claims of which the Executor then has notice.

Dated: 6 September 2010.

DOWNINGS LEGAL, as solicitors for the Executor.

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**ZX402\*****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Kenneth George Mitchell, late of 89 Johnstone Road, Yarloop in the State of Western Australia, Business Proprietor, deceased.

Creditors and other persons having claim (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 13 January 2010, are required by the administrator appointed Joyce De Ruyter of c/- Gibson & Gibson Lawyers of PO Box 7492 Cloisters Square, Western Australia 6850 to send particulars of their claims to her by the date one (1) month from the date of publication of this notice, after which date the administrator may convey or distribute the assets, having regard to the Will of Mr Kenneth George Mitchell and only to the claims of which she then has notice.

Dated this 10th day of September 2010.

GIBSON & GIBSON, Lawyers.

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**ZX404\*****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 10 October 2010 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Aplin, Vera Florence, late of 87 Clydedale Street, Como 6152 died 6 August 2010 (DE 33072275 EM313)

Balasi, Jozsef, late of 11 Philmore Crescent, Kardinya 6163 died 9 August 2010 (DE 33079800 EM24)

Beall, Jean Mary, late of Servite Village, Hostel, 184 Edinboro Street, Joondanna 6060 died 10 August 2010 (DE 19701344 EM36)

Bentley, Mervyn Ryder, formerly of Villa, Maria Hostel, 73 Lesmurdie Road, Lesmurdie WA 6076, late of Bassendean Aged Care 27 Hamilton Street, Bassendean 6054 died 10 August 2010 (DE 33066029 EM36)

Bodney, Cyril James, late of c/- Windsor Park Aged Care 110 Star Street, Carlisle 6101 died 12 August 2010 (DE 33081537 EM16)

Cox, Elizabeth, also known as Elizabeth Ann Cox, late of 9 Stracke Cove, Broome 6725 died 23 February 2004 (DE 33072474 EM16)

Djardou, Mary, late of Guwardi Ngadu Frail Aged Care Hostel, Post Office Box 26, Fitzroy died 3 January 2009 (DE 33071039 EM16)

Fairfield, David, late of Kabayi Booroo Hostel, 44-54 Villiers Street, Derby 6728 died 8 July 2009 (DE 33074913 EM17)

- Fleming, Phyllis, late of Unit F/167 George Road, Geraldton 6530 died 2 April 2010 (DE 19774062 EM17)
- Garrahy, Peggy, late of Gracehaven Nursing Home, 2 Westralia Gardens, Rockingham 6168 died 20 July 2010 (DE 33066181 EM26)
- Harvey, Patricia Margaret, late of Catherine McAuley Nursing Home, 18 Barrett Street, Wembley 6014 died 9 August 2010 (DE 19570846 EM26)
- Hull, Alice Adna c/- Osboine Contemporary Care, 39 Newton Street, Bayswater 6053 died 5 July 2010 (DE 19872458 EM26)
- Jackson, Milton Herbert, late of 52 Williams Road, Narrogin 6312 died 4 November 2009 (DE 33057634 EM16)
- Kaesehagen, Fiona Jean, formerly of 45a Solomon Street, Palmyra WA 6157, late of 4/94-96 Hammad Street, Palmyra died 19 June 2010 (DE 19970494 EM23)
- Lincoln, Geoffrey Stephen, late of 1 Coulthard Crescent, Canning Vale 6155 died 29 July 2010 (DE 19933616 EM26)
- Richardson, Eveline Isabel, late of 108 Lawley Street, Tuart Hill 6060 died 17 August 2010 (DE 19784097 EM15)
- Piggott, Faye June, late of 290 Cape Street, Yokine 6060 died 15 August 2010 (DE 19991406 EM32)
- Robinson, Thelma, formerly of 81 Lord Street, Eden Hill WA 6054, late of Osboine Aged Care 39 Newton Street, Bayswater 6053 died 12 August 2010 (DE 19680668 EM22)
- Simons, Judith Wendy, also known as Judy Wendy Edwards, late of 34 Allpike Road, Darlington 6070 died 12 July 2010 (DE 19660771 EM23)
- Spirek, Gweneth, late of 34 Pangbourne Street, Wembley 6014 died 19 July 2010 (DE 33028564 EM23)
- Webber, Yvonne Marguerite, late of Parkview Aged Care, 6 Drummond Street, Redcliffe WA 6104 died 4 August 2010 (DE 19853139 EM37)

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

ZX403

**TRUSTEES ACT 1962**

**DECEASED ESTATES**

**Notice to Creditors and Claimants**

In the estate of Murray Kingsley Hortin, late of 19 Maunsell Avenue, Onslow, 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 abovenamed deceased, who died on 18 September 2009, are required by the personal representative Murray Noel Thornhill, care of HHG Legal Group, 49 Peels Place, Albany, Western Australia to send particulars of their claims to him by the 21st day of October 2010 after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

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