



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette

ISSN 1448-949X PRINT POST APPROVED PP665002/00041

5131



PERTH, FRIDAY, 8 OCTOBER 2010 No. 187

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

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Cemeteries Act 1986—Shire of Plantagenet—Cemeteries Amendment Local Law 2010	5136
Fish Resources Management Act 1994—Fish Resources Management Amendment Regulations (No. 8) 2010	5134
Local Government Act 1995— Shire of Plantagenet—	
Activities in Thoroughfares and Public Places and Trading Amendment Local Law 2010	5135
Cemeteries Amendment Local Law 2010	5136
Proclamations—Main Roads Act 1930	5133
Racing and Wagering Western Australia Act 2003—RWWA Rules of Racing 2004	5137

PART 2

Deceased Estates	5147
Lands	5138
Local Government	5138
Minerals and Petroleum	5143
Parliament	5143
Planning	5144
Premier and Cabinet	5145
Public Notices	5146

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

PUBLISHING DETAILS

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

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

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

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

Delivery address:

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

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2010 (Prices include GST).

Deceased Estate notices, (per estate)—\$27.15

Articles in Public Notices Section—\$63.50 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$12.70

Bulk Notices—\$231.80 per page

Clients who have an account will only be invoiced for charges over \$50.

For charges under \$50, clients will need to supply credit card details at time of lodging notice (i.e. notice under 5cm would not be invoiced).

Clients without an account will need to supply credit card details or pay at time of lodging the notice.

— PART 1 —

PROCLAMATIONS

AA101*

MAIN ROADS ACT 1930

PROCLAMATION

Western Australia

By His Excellency

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

[L.S.]

KENNETH COMMINOS MICHAEL
Governor

MRWA 10/1488

WHEREAS by Section 28A of the Main Roads Act 1930 as amended, it is provided that the Governor may on the recommendation of the Commissioner, by proclamation declare that any section or part of a road is subject to Control of Access, and the places only at which it may be entered or departed from; and whereas the Commissioner has recommended that the road sections delineated on the drawing specified in Schedule 1 hereto shall be subject to Control of Access. Therefore, I the Governor, acting with the advice and consent of the Executive Council, in exercise of the powers contained in Section 28A of the Main Roads Act 1930, as amended, and pursuant to the recommendations do hereby declare the road sections delineated on the plans and as generally described in Schedule 1 shall be subject to Control of Access, and the places only at which it may be entered or departed from shall be shown on those plans.

Given under my hand and the Public Seal of the said State at Perth on 7 September 2010.

By His Excellency's Command,

S. O'BRIEN, Minister for Transport.

SCHEDULE CONTROL OF ACCESS (MRWA 10/1488)

Road Name	Route Number	Local Authority	As Delineated on Drawing No.
Roe Highway	H18	City of Melville	0360-082 0360-083
Roe Highway	H18	City of Cockburn	9125-086-1 0360-082
Roe Highway	H18	City of Canning	0460-099 0460-100 0460-101 0360-076 0360-077 0360-078 0360-079 0360-080 0360-081
Roe Highway	H18	City of Gosnells	0360-076 0360-077 0360-078 0360-079 0360-080

Road Name	Route Number	Local Authority	As Delineated on Drawing No.
Roe Highway	H18	Shire of Kalamunda	0360-081
Wimbledon - Rupert St Link	H22	City of Gosnells	0260-062 0260-063
Menang Drive	H54	City of Albany	0760-024 0760-025 0760-026 0760-027
Muir's Road	M24	Shire of Plantagenet	0860-149 0860-150

FISHERIES

FI301*

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 8) 2010

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Fish Resources Management Amendment Regulations (No. 8) 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. Regulation 38D amended

In regulation 38D(2)(a) delete “6” and insert:

5

By Command of the deputy of the Governor,

G. MOORE, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG302*

LOCAL GOVERNMENT ACT 1995

Shire of Plantagenet

**ACTIVITIES IN THOROUGHFARES AND PUBLIC PLACES AND TRADING
AMENDMENT LOCAL LAW 2010**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Plantagenet resolved on 17 August 2010 to adopt the following local law.

1. Citation

This local law may be cited as the *Shire of Plantagenet Activities in Thoroughfares and Public Places and Trading 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 *Shire of Plantagenet Activities in Thoroughfares and Public Places and Trading Local Law* as published in the *Government Gazette* on 9 November 2001 No. 223, as amended and published in the *Government Gazette* No. 178 on 17 October 2008, is referred to as the principal local law. The principal local law is amended.

4. Clause 1.2 amended

- (a) At the end of the ‘**person liable for the control of a horse**’ definition insert—
- or
- (iii) a child to the extent limited by the provisions of the *Criminal Code Act Compilation Act 1913*;
- (b) Delete the “**town planning scheme**” definition and insert—
- “**town planning scheme**” means a town planning scheme of the local government made under the former *Town Planning and Development Act 1928* or a local planning scheme of the local government made under the *Planning and Development Act 2005*;

Dated: 28th day of September 2010.

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

K. A. CLEMENTS, Shire President.
R. J. STEWART, Chief Executive Officer.

LG303*

CEMETERIES ACT 1986
LOCAL GOVERNMENT ACT 1995

Shire of Plantagenet
CEMETERIES AMENDMENT LOCAL LAW 2010

Under the powers conferred by the *Cemeteries Act 1986* and the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Plantagenet resolved on 7 September 2010 to adopt the following local law.

1. Citation

This local law may be cited as the *Shire of Plantagenet Cemeteries 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 *Shire of Plantagenet Cemeteries Local Law* as published in the *Government Gazette* on 11 April 2008, is referred to as the principal local law. The principal local law is amended.

4. Clause 3.4 amended

Delete “twenty four” and insert “forty eight”.

5. Clause 5.3 amended

In subclause (1) after “cemetery” insert “except for designated public parking areas”.

6. Clause 5.7 amended

In subclause (1) after “Scattering to the Winds” insert—

- Garden of Remembrance
- Ground Niche
- Memorial Rose, Tree or Shrub
- Family Shrub
- Memorial Gardens
- Memorial Seat
- Memorial Rock

7. Clause 7.2 amended

Delete clause 7.2 and its heading and substitute with—

7.2 Design and Placement of Memorials

- (1) The Board may from time to time determine specifications of memorials.
- (2) Every memorial shall be placed on proper and substantial foundations.

8. Clause 7.12 amended

In paragraph (b) after “plaque” insert “, lawn or natural earth burials”.

9. Part 7, Division 2 amended

Delete heading “*Division 2—Memorial Plaque Section*” and insert heading “*Division 2—Other Sections*”.

10. Clause 7.13 amended

Delete clause 7.13 and its heading and substitute with—

7.13 Setting Aside Other Sections

The Board may from time to time set aside any part of a cemetery as a lawn section, memorial plaque section or a natural earth burials section.

11. Clause 7.15 amended

In paragraph (a) delete “7.18” and insert “7.19”.

12. Clause 7.16 amended

In paragraph (a) delete “7.14” and insert “7.15”.

13. Clause 7.18 amended

Delete subclause (3) and insert—

- (3) An aggrieved person whose licence has been terminated under subclause (1) may appeal to the State Administrative Tribunal for a review of the decision of the Board.

14. Division 3 amended

Designations “7.14” through to “7.18” are re-designated “7.15” through to “7.19” respectively.

15. New clause 7.14 inserted

After clause 7.13 insert—

7.14 Requirements of Memorials

All memorials placed in the parts of a cemetery set aside under clause 7.13 shall be supplied by the Board.

Dated: 28th day of September 2010.

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

K. A. CLEMENTS, Shire President.
R. J. STEWART, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RG301

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003**RWWA RULES OF RACING 2004**

In accordance with Section 45(1)(b) of the *Racing and Wagering Western Australia Act 2003*, notice is hereby given that the Board of Racing and Wagering WA on 25 September 2010 resolved that the following Harness Rule of Racing amendment be effective from 1 November 2010—

Amendment to National Rule of Harness Racing 156(2) as follows:

A driver shall hold a rein in each hand at all times unless he or she is adjusting approved gear or driving in the final 200 metres of a race.

A copy of the above rules may be obtained during office hours from RWWA Offices at the Western Australian Turf Club, 70 Grandstand Road, Ascot WA or Racing and Wagering Western Australia website, www.rwwa.com.au.

(Sgd.) for RICHARD BURT, Chief Executive Officer.

— PART 2 —

LANDS

LA401*

LICENSED SURVEYORS ACT 1909 REGISTERED LICENSED SURVEYORS

Land Surveyors Licensing Board.

It is hereby notified for general information that the following persons have been registered as Licensed Surveyors under the provisions of the abovementioned Act.

On August 19th 2010—

No. 1034 Laing, Lloyd John, 6 Huessler Terrace, Milton, Queensland 4064

On September 23rd 2010—

No. 1035 Spinelli, Matthew Stephen, 55 Osprey Circle, Ballajura Western Australia 6066

No. 1036 Borowski, Matthew Shaun, 7 Silkpod Gardens, South Lake, Western Australia 6164

No. 1037 Lampard, Jacob Allan, 93b Coode Street, South Perth, Western Australia 6151

The register of Licensed Surveyors is available on the Board's website: www.lslb.wa.gov.au

C. N. SHIPP, Chairman.
RICHARD BROWNE, Secretary,
Land Surveyors Licensing Board,
Midland Square,
Midland WA 6056.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954

Shire of Serpentine Jarrahdale

FIRE CONTROL OFFICER APPOINTMENTS

In accordance with the *Bush Fires Act 1954* as amended, the following persons are hereby appointed as authorised fire control officers as described below for the Serpentine Jarrahdale Shire, from 1 July 2010 to 30 June in the year of termination—

Chief Fire Control Officer—

Chief Fire Control Officer—David George Gossage, continuous appointment until terminated by Council.

Deputy Chief Fire Control Officers—

Deputy Chief Fire Control Officer—Paul Walter Maddern year 2013

Deputy Chief Fire Control Officer—Kenneth George Elliott year 2011

Operational Fire Control Officers—

Donald Fredrick Montague Wright year 2012

Alex Jermolajew year 2013

Frank James Rankin year 2013

Terrence John Mallon year 2012

Leslie Hugo Harris year 2013

Alan Van Der Wal year 2012

Kenneth Charles Bunney year 2011

Mike Muller year 2012

Geoffrey Graham Fawcett year 2012

Alan Scott Hambley year 2011

Alan Lawson Cambage year 2013

Kim Michelle Maddern—continuous appointment until terminated by Council
 James David Johnson—continuous appointment until terminated by Council
 Lorraine Edna Mallon—continuous appointment until terminated by Council
 Brenda-Lee Carrall—continuous appointment until terminated by Council
 Brian Douglas Owston—continuous appointment until terminated by Council
 Sarah Kirsty Hutchins—continuous appointment until terminated by Council

Permit Issuing Fire Control Officers—

Len Hofert-Smith year 2013
 Paul Chapman year 2011
 Ray Stan Elliott year 2011

The appointment of Paul Bernard Brodie of Jarrahdale is hereby cancelled.

JOANNE ABBISS, Chief Executive Officer.

LG402*

DOG ACT 1976

Shire of Quairading

AUTHORISED PERSONS AND REGISTRATION OFFICERS

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

Authorised Persons

Graeme Ashley Fardon
 Anthony John Merillo
 Troy James Newick
 Robert James Maynard
 Brian Kevin Peacock
 Stephen Charles Thomas
 Matthew Sharpe
 Angela Plichota

Dog Registration Officers

Graeme Ashley Fardon
 Anthony John Merillo
 Janice Leeanne Clemens
 Hollie Rachelle Wishart
 Rachael Mary Johnson
 Marie Rose Hall

Pound Keepers

Robert James Maynard
 Brian Kevin Peacock

All previous authorisations are hereby revoked.

Dated: 30 September 2010.

GRAEME A. FARDON, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954

Shire of Serpentine Jarrahdale

FIREBREAK NOTICE

Action is required by all property owners/occupiers to comply with this notice by 30 November each year and to maintain compliance until 31 May following for each and every year.

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* (as amended) you are hereby required on or before the 30th day of November to remove from land owned or occupied by you

all flammable material to clear bare mineral earth, unobstructed trafficable firebreaks in accordance with the following, and thereafter to maintain the land and/or clear bare mineral earth trafficable firebreaks clear of flammable material up to and including the 31st day of May, in such positions/dimensions and specifications as required by this Notice or approved in writing by Council or its authorised officer.

DEFINITIONS

“FIREBREAK” means a strip of land that has been cleared of all trees, bushes, grasses and any other object or thing or flammable material leaving clear bare mineral earth. This includes the trimming back of all overhanging trees, bushes, shrubs and any other object or thing over the fire break area.

“FLAMMABLE” means any bush, plant, tree, grass, vegetable, substance, object, thing or material that may or is likely to catch fire and burn.

“TRAFFICABLE” means to be able travel from one point to another in a 4x4 fire vehicle on a firm and stable surface, unhindered without any obstruction that may endanger resources, no firebreak is to terminate without provision for egress to a safe place or a cleared turn around area of not less than a 19 meter radius.

“VERTICAL AXIS” means a continuous vertical uninterrupted line at a right angle to the horizontal line of the firebreak.

Land Category	Firebreak	Fuel Hazard Reduction	Dwellings Out Buildings
1. All areas of land within the Shire less than 4047m ² (one acre)	(a) Have the entire land cleared of all flammable material by mowing and slashing or other means. All grasses are to be maintained below 25mm in height and all trees, bushes, shrubs are to be trimmed back over driveways and access ways to all buildings to four (4) metres wide with a clear vertical axis over it to afford access for emergency services to all structures and points of the property or provide firebreaks as per item 2.	(b) <ul style="list-style-type: none"> • Remove fuels as per 1(a). • Maintain grasses below 25mm throughout the period 30 November to 31 May each and every year. 	(c) <ul style="list-style-type: none"> • Maintain low fuel zones adjacent to all buildings and outbuildings. • Trim back all overhanging trees from buildings.
2. All areas of land within the Shire greater than 4047m ² (one acre)	(a) Install bare mineral earth trafficable firebreaks clear of all flammable material to a minimum of three (3) metres wide immediately inside all external boundaries of the land with all overhanging branches, trees, limbs, etc to be trimmed back four (4) metres wide with a clear vertical axis over the firebreak area. Install bare mineral earth trafficable firebreaks to a minimum of three (3) metres wide immediately surrounding all buildings, sheds and haystacks or groups of buildings situated on the land, with all overhanging branches, trees, limbs etc. to be trimmed back four (4) metres wide with a clear vertical axis over the firebreak area. This includes driveways and access to all buildings on the land.	(b) <ul style="list-style-type: none"> • Manage fuel levels. • Keep grasses short. 	(c) <ul style="list-style-type: none"> • Maintain low fuel zones adjacent to all buildings and outbuildings. • Provide firebreak around all buildings as per 2(a).

Land Category	Firebreak	Fuel Hazard Reduction	Dwellings Out Buildings
3. Hazard reduction requirements	(a) In addition to the above firebreak requirements where Council or the Authorised Officer requires that additional fire prevention works be undertaken within the property to reduce the hazard, Council or the Authorised Officer, may instruct in writing the owner and/or occupier is to comply with the required works specified within the notice.	(b) <ul style="list-style-type: none"> • Maintain fuel loadings below 8 tonnes to the hectare. • Additional hazard reduction as required by Council/ authorised officer. 	(c) <ul style="list-style-type: none"> • Additional hazard reduction as required by Council/ authorised officer.
4. Plantations	(a) <ul style="list-style-type: none"> • All plantations shall comply with Councils conditions of approval and/or the approved Fire Management Plan. • Install bare mineral earth trafficable firebreaks clear of all flammable material to a minimum of twenty (20) metres wide immediately inside all external boundaries of the land with all overhanging branches, trees, limbs, etc to be trimmed back to a clear vertical axis over the firebreak area. • Install bare mineral earth trafficable firebreaks to a minimum of twenty (20) metres wide immediately surrounding all buildings, sheds and haystacks or groups of buildings situated on the land, with all overhanging branches, trees, limbs etc. to be trimmed back to a clear vertical axis over the firebreak area. This includes driveways and access to all buildings on the land. There shall be a low fuel Hazard Separation Zone of 100 metres, surrounding all these buildings, sheds and haystacks or groups of buildings maintained below 8 tonnes to the hectare and trees sparsely spaced within that zone. 	(b) <ul style="list-style-type: none"> • Maintain fuel loadings below 8 tonnes to the hectare. • Firebreaks to remain clear of all flammable material. 	(c) <ul style="list-style-type: none"> • Maintain building hazard separation zone per 4(a). • Comply with approved conditions of approval and/or Fire Management Plan. • Maintain firebreaks clear to mineral earth as per 4(a). • Maintain all vegetation away from power lines as per 4(a).

Land Category	Firebreak	Fuel Hazard Reduction	Dwellings Out Buildings
5. Application to vary firebreak	(a) If you consider you can not clear firebreaks as required by this Notice, you may apply in writing to Council on or before 31st day of October in any year, requesting permission to provide firebreaks in an alternative position or take alternative action to comply with this Firebreak Order. If the Council or its authorised officer does not grant permission for your variation, you shall comply with the requirements of this Notice in its entirety. Variations to the Firebreak Order once approved will not be required to be applied for each subsequent year after granting. To apply for a Variation please call 9526 1111 and request a Variation to Firebreak Order Kit . Compliance to the approved Variation is required annually.	(b) <ul style="list-style-type: none"> • In accordance with your approved Variation to Firebreak Order. 	(c) <ul style="list-style-type: none"> • In accordance with your approved Variation to Firebreak Order.
6. Does your property have a Fire Management or Emergency Management Plan?	(a) All properties with a fire management or emergency management plan approved as part of a Town Planning Scheme or subdivision approval or for an individual or group of properties shall comply with the plan in its entirety. PENALTY: \$5000.	(b) <ul style="list-style-type: none"> • In accordance with your Fire Management/ Emergency Management Plan and this Firebreak Notice. 	(c) <ul style="list-style-type: none"> • In accordance with your Fire Management/ Emergency Management Plan and this Firebreak Notice.
7. Fuel storage/hay stacks	(a) On all land where fuel storage/hay stacks are located and where fuel dumps, whether containing fuel or not, are stored, clear maintained firebreaks 4 metres wide with a clear vertical axis over it around any drum, ramp or stack of drums.	(b) <ul style="list-style-type: none"> • Manage fuel levels. • maintain fuel free zones. • Keep grasses short. 	(c) <ul style="list-style-type: none"> • Maintain low fuel zones around fuel storage/hay stacks.
8. Exemptions	Council does not issue exemptions.	Council does not issue exemptions.	Council does not issue exemptions.

This Order/Notice has effect from 1st October 2010. All previous firebreak notices are hereby cancelled.

By order of Council,

JOANNE ABBISS, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

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.

Number	Holder	Mineral Field
	EXPLORATION LICENCE	
08/1881	Wacker; Darren Bradley Lawson; Wayne Andrew	Ashburton
	MINING LEASE	
04/202	Serenity Stone Pty Ltd	West Kimberley

MP402*

MINING ACT 1978

INSTRUMENT OF EXEMPTION OF LAND—EXTENSION OF PERIOD

The Minister for Mines and Petroleum, pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby further extends the exemption last granted on 24 September 2008 of that area of land described in the schedule hereunder and designated S19/152 in Tengraph from Divisions 1 to 5 of Part IV of the *Mining Act 1978* for a further 2 year period expiring on 24 September 2012.

SCHEDULE

Location: Jandakot—South West Mineral Field.

Datum Peg situated at the South West corner of former surveyed tenement MC1077H;
thence from datum 299.62 metres at bearing 346°58' along boundary of late surveyed MC1077H;
thence 842.45 metres at bearing 76°58' of boundary of late surveyed MC1077H;
thence 201.17 metres at bearing 166°58' along boundary of late surveyed MC1077H;
thence 124.98 metres at bearing 234°18' along north surveyed boundary of Warton Road;
thence 304.31 metres at bearing 205°38' along north surveyed boundary of Warton Road;
thence 381.05 metres at bearing 295°38' along north surveyed boundary of Reserve 8129;
thence 195.08 metres at bearing 205°38' along west surveyed boundary of Reserve 8129;
thence 155.36 metres at bearing 298°06' along north surveyed boundary of Forrest Road back to datum.

Dated at Perth this 24th day of September 2010.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA
Royal Assent to Bills

It is hereby notified for public information that the Lieutenant-Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Acts passed by

the Legislative Council and the Legislative Assembly during the First Session of the Thirty-Eighth Parliament.

Title of Act	Date of Assent	Act No.
Retail Trading Hours Amendment Act 2010	1 October	38 of 2010
Public Sector Reform Act 2010	1 October	39 of 2010

MALCOLM PEACOCK, Clerk of the Parliaments.

5 October 2010.

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Mundaring

Town Planning Scheme No. 3—Amendment No. 49

Ref: 853/2/27/3 Pt 49

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 Mundaring local planning scheme amendment on 23 September 2010 for the purpose of rezoning Lot 3 (5400) Liberton Road, Woorlooloo from “General Rural” (uncoded) to “General Rural 1”.

H. DULLARD, Shire President.
 J. THROSSELL, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Mundaring

Town Planning Scheme No. 3—Amendment No. 45

Ref: 853/2/27/3 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 Shire of Mundaring local planning scheme amendment on 23 September 2010 for the purpose of rezoning Lot 92 (No 5105) Bunning Road, Mount Helena from “General Rural” (uncoded) to “General Rural 1”.

H. DULLARD, Shire President.
 J. THROSSELL, Chief Executive Officer.

PI403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Mundaring

Town Planning Scheme No. 3—Amendment No. 55

Ref: 853/2/27/3 Pt 55

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 Mundaring local planning scheme amendment on 23 September 2010 for the purpose of rezoning Pt Lot 27 and Lot 29 Bunning Road, Mount Helena from Rural Landscape Living (uncoded) to Rural Landscape Living 2/4.

H. DULLARD, Shire President.
 J. THROSSELL, Chief Executive Officer.

PI404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Mundaring
 Town Planning Scheme No. 3—Amendment No. 57

Ref: 853/2/27/3 Pt 57

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 Mundaring local planning scheme amendment on 23 September 2010 for the purpose of rezoning Lot 91 Trimble Road, Lots 49, 51 and 155 Bunning Road and Lot 41 Hayden Road, Mount Helena from 'General Rural' (uncoded) to 'General Rural 1' (GR1).

H. DULLARD, Shire President.
 J. THROSSELL, Chief Executive Officer.

PI405*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1082/33
BUSH FOREVER AND RELATED LANDS
 Outcome of Amendment

It is hereby notified for public information that the Bush Forever and Related Lands amendment to the Metropolitan Region Scheme (MRS) has been submitted before both Houses of Parliament in accordance with the provisions of section 56 of the *Planning and Development Act 2005*.

This amendment, as depicted on Western Australian Planning Commission (WAPC) plans numbered 1.5254, 1.5255, 1.5256/1, 1.5257/2, 1.5258/2, 1.5259/2, 1.5260/2, 1.5261, 1.5262/2, 1.5263/2, 1.5264, 1.5265/2, 1.5266/2, 1.5267/1, 1.5268, 1.5269/2, 1.5270/2, 1.5271/2, 1.5272/2, 1.5273/2, 1.5274/1, 1.5275/2, 1.5276 and 1.5277, are effective in the MRS on and from 15 September 2010.

TONY EVANS, Secretary,
 Western Australian Planning Commission.

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 following temporary appointment—

Hon C. C. Porter MLA to act temporarily in the office of Minister for Child Protection; Community Services; Seniors and Volunteering; Women's Interests in the absence of the Hon R. M. McSweeney MLC for the period 31 October to 7 November 2010 (both dates inclusive).

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

PC402*

INTERPRETATION ACT 1984
 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the 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 25 to 30 October 2010 (both dates inclusive).

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

PUBLIC NOTICES

ZZ401*

CHARITABLE TRUSTS ACT 1962*Town of Cambridge***APPLICATION TO VARY TRUST**

Notice of application by the Town of Cambridge to the Supreme Court of Western Australia for approval of a scheme for disposition of land the subject of a trust pursuant to sections 10(2) and 11 of the *Charitable Trusts Act 1962*.

Land: Lot 501 on Deposited Plan 61889, being the whole of the Land in Certificate of Title Volume 2707 Folio 389 and being the land known as "Lot 501, Jersey Street, Wembley".

The Town of Cambridge is the owner of the Land which is subject to a Declaration of Trust No. 19/1941 made on 21 October 1941 (Trust). The land (which comprises 326m²) is adjacent to a larger parcel of the land (which exceeds 5,700m²) that is subject to the Trust at which the Wembley Community Centre is situated. Rutter Park (which comprises 10,119m² and is also subject to the Trust), abuts the larger parcel of land. The Trust relevantly provides that the owner of the land holds the land on trust for the purposes of recreation. The Registrar of Titles has lodged a caveat F867367 (Caveat) against the Certificate of Title for the Land to protect the interests disclosed in the Trust.

For many years the Land has been separated from the other land the subject of the Trust (being the Community Centre and Rutter Park). The Land has been fenced off and utilised by the Wembley Pre-Primary School, which abuts the Land. The Town of Cambridge now wishes to sell the Land to the Education Department without the Land being subject to the provisions of the Trust and Caveat. The Town of Cambridge will use the proceeds from the sale of the Land to pay for the ongoing maintenance and upkeep of the adjacent Wembley Community Centre and Rutter Park.

In order to remove the Land from the application of the Trust provisions, the Town of Cambridge is required to prepare a proposed scheme and comply with the requirements of the *Charitable Trusts Act 1962* WA (Act) in relation to that scheme as follows—

1. Submit the proposed scheme for approval of the Attorney-General pursuant to section 10 of the Act. The Attorney-General's approval was obtained on 10 November 2009;
2. Submit the proposed scheme for approval of the Supreme Court of Western Australia pursuant to section 10(2) of the Act. The Town of Cambridge lodged the scheme for approval of the Court on 28 July 2010 and the matter has been set down for hearing on 12 November 2010.
3. Provide not more than 3 months and not less than 1 month's notice of the hearing before the Court and a brief summary of the proposed Scheme in the *Government Gazette* and in a daily newspaper circulating in the State.

The Scheme is as follows—

- (a) The Trust be varied such that the Land be excluded from the operation of the Trust and the Trust be removed as an encumbrance on the Land.
- (b) The Registrar of Titles be directed to remove the Registrar's Caveat from the certificate of title for the Land;
- (c) The Town of Cambridge be permitted to sell the Land unencumbered by the Trust;
- (d) The net proceeds of the sale of the Land be applied by the Town of Cambridge for the cost of maintenance and upkeep of the buildings and grounds on the land known as the Wembley Community Centre and Rutter Park situated at 183-203 Jersey Street, Wembley and being—
 - (i) Lot 503 on Deposited Plan 61889, being all of the land comprised in Volume 2707 Folio 391; and
 - (ii) Lot 50 on Diagram 6623, Lot 60 on Diagram 11148 and Lots 225, 226, 249, 251 and 252 on Plan 3083, being the whole of the land in Certificate of Title Volume 2707 Folio 386.
- (e) The Town of Cambridge's and the Attorney General's reasonable costs and expenses of and incidental to—
 - (i) preparing and advertising the Scheme; and
 - (ii) obtaining approval of the Schemebe paid out of the net proceeds of sale of the Land.

Objections

Members of the public wanting to oppose this application must, not less than 7 clear days prior to the hearing on 12 November 2010, that is by no later than 5 November 2010, provide written notice of his or her intention to oppose the application, including written reasons, to the Principal Registrar of the Supreme Court, the Town of Cambridge and the Attorney-General of Western Australia.

Address for notices

- Principal Registrar of the Supreme Court
Mr Keith Frederick Chapman
Principal Registrar
Supreme Court of Western Australia
Stirling Gardens, Barrack Street, Perth 6000

- Town of Cambridge
care of Anna Rakoczy
Corrs Chambers Westgarth
Level 15, 240 St Georges Tce
Perth, WA 6000
- Attorney-General of Western Australia
Level 29 Allendale Square
77 St Georges Terrace
Perth, WA 6000

JASON BUCKLEY, Chief Executive Officer.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Emerald Marion Harrison, late of Graceford Hostel, 18 Turner Road, Byford in the State of Western Australia, deceased.

Creditors and other persons having claims in respect of the Estate of Emerald Marion Harrison, who died on 25 May 2010, are required by the executors Carol Ann Dragicevich of Lot 1259 Settlers Road, Bedfordale in the State of Western Australia and Lindsay Reginald Harrison of 34 Allison Avenue, Condell Park in the State of New South Wales, to send particulars of their claims care of C.A. Dragicevich, PO Box 114, Armadale WA 6992 within one month and one day of the publication of this notice after which date the said executors may convey or distribute the assets having regard only to the claims of which they have had notice, and the said executors shall not be liable to any person of whose claim they have had no notice at the time of administration or distribution.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of Peter Derrick Massie, late of 3 Brabham Street, Gosnells in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 30 August 2010, are required by the personal representative Merie Bloch of Suite 3, 5 Colin Street, West Perth to send particulars of their claims to Merie Bloch at Suite 3, 5 Colin Street, West Perth by 10 November 2010 after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

ZX403

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Shirley Dawn Proud, late of Third Avenue, Mandurah, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 5 August 2010 are required by the executor of care of Nicholson Clement, Lawyers, 4 Sutton Street, Mandurah 6210, to send particulars of their claims to the executor within one (1) month from the date of publication of this notice after which date the executor may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX404**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Diana Denise Newman, late of Unit 129, 22 Windelya Road, Murdoch, Western Australia, deceased.

Take notice that any creditors and other persons having claims in respect of the estate of the late Diana Denise Newman deceased who died on the 18 April 2010, are required by the Executors to send particulars of their claims to the Executors, care of Nielsen & Co, Level 1, 33 Barrack Street, Perth WA 6000 within one (1) month of the date of publication of this notice after which date the executors may convey or distribute the assets of the estate having regard only to claims of which notice has been received and the said executors shall not be liable to any person of whose claim they have had no notice at the time of administration or distribution.

ZX405**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Mavis Archer Scaddan, late of 144 Hubert Street, East Victoria Park, 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 said deceased who died on 14 June 2010 are required by the personal representatives, Laural Grace Scaddan and Jill Enid Scaddan, c/- Carlo Primerano & Associates Barristers and Solicitors, Suite 12, 443 Albany Highway, Victoria Park 6100 to send particulars of their claims to them by Tuesday, 9 November 2010 after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

Dated this 8th day of October 2010.

CARMELO PRIMERANO, c/- Carlo Primerano & Associates,
Barristers and Solicitors,
Suite 12, 443 Albany Highway,
Victoria Park WA 6100.

ZX406**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Estate of Reece Aaron Mellican, late of 18D/45 Herdsman Parade, Wembley, 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 above deceased who died on 5 May 2010 are required by the deceased's personal representative to send particulars of their claims to her solicitor R H George, George Lawyers, PO Box 929, Balcatta WA 6914 within one month of the date of this publication after which date the personal representative may convey or distribute the assets having regard only to the claims of which she then has notice.

ZX407***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 8 November 2010 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bardi, Edward James, also known as Jim Bardi, formerly of 7/22 Foyle Road, Bayswater WA 6053 late of Riverslea Lodge, 100 Guildford Road, Mount Lawley 6050, died 16 September 2010 (DE 19901230 EM16)

Emmett, Gwendoline Theresa, late of 76 Berehaven Avenue, Thornlie 6108, died 5 September 2010 (DE 33025747 EM36)

Hayward, Susan Patricia, late of 153 Flinders Street, Mount Hawthorn 6016, died 18 August 2010 (DE 33057974 EM13)
 Jackson, Edith Joyce, late of 12/19 Lawley Crescent, Mount Lawley 6050, died 15 August 2010 (DE 19701217 EM17)
 Kippin, Albert Charles, late of 12 Haslemere Drive, Mount Nasuara 6112, died 11 June 2010 (DE 33075043 EM17)
 Phease, William Ernest, late of Leeuwin Lodge, Blackwood Avenue, Augusta 6290, died 22 May 2010 (DE 19852072 EM32)
 Ward, Joseph, late of 3 Lady Brand Retreat, Greenfields 6210, died 2 August 2010 (DE 19821992 EM17)

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

STATE LAW PUBLISHER SUBSCRIPTION RATES FOR 2011

All subscriptions are for the period from 1 January to 31 December 2011. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include GST where applicable and postage by surface mail unless stated otherwise.

GOVERNMENT GAZETTE

General *Government Gazettes* are published on Tuesday and Friday of each week, unless disrupted by public holidays or unforeseen circumstances.
 Special *Government Gazettes* are published periodically on any day.

All Gazettes	\$
Within WA	1,010.00
Interstate	1,028.00
Bound Volumes of full year	1,252.00

INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA	485.00
Interstate	578.00

HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA	958.00
Interstate	1,171.00

Bound Volumes of Hansard

Within WA	944.00
Interstate	958.00

STATUTES

Bound Statutes
 Bound volumes are posted during March of the following year.

	\$
Within WA.....	341.00
Interstate	380.00
Overseas	442.00
Half Calf Bound Statutes	942.00

Loose Statutes
 Statutes are posted weekly as they become available.

	\$
Within WA.....	367.00
Interstate	380.00

Sessional Bills
 Bills are posted weekly as they become available.

	\$
Within WA	505.00
Interstate	530.00

Order your Bound Volumes of Government Gazette 2011

An attractively presented set of
4 Bound Volumes of Government Gazette

For Government Departments and private firms who require bound copies of Government Gazettes, the State Law Publisher offers a subscription covering 4 Quarterly Volumes at a cost of \$1,252.00.

The Gazettes will be bound in black cloth with gold foil lettering on the spine and can be personalised by the addition of the client's name in gold lettering on the front cover if required.

PLEASE NOTE

On the rare occasion where extra gazettes are published in one quarter, a fifth volume may be required. In this instance the extra cost involved will be borne by the State Law Publisher and not passed on to clients.

For further information please contact:

State Law Publisher

Telephone: 9426 0000