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— PART 1 —

PROCLAMATIONS

AA101*

PUBLIC SECTOR REFORM ACT 2010

No. 39 of 2010 PROCLAMATION

Western Australia
By the Honourable
Wayne Stewart Martin,
Chief Justice of Western Australia,
Lieutenant-Governor and deputy of the
Governor of the State of Western Australia

[L.S.]

WAYNE STEWART MARTIN
Lieutenant-Governor and deputy of the Governor

- I, the Lieutenant-Governor and deputy of the Governor, acting under the *Public Sector Reform Act 2010* section 2(b) and with the advice and consent of the Executive Council—
 - (a) fix 1 December 2010 as the day on which Part 2 of that Act comes into operation; and
 - (b) fix 28 March 2011 as the day on which Part 3 of that Act comes into operation.

Given under my hand and the Public Seal of the State on 2 November 2010.

By Command of the Lieutenant-Governor and deputy of the Governor,

COLIN BARNETT, Premier.

Notes: Under the Salaries and Allowances Amendment Regulations 2010 regulation 2(b), the provisions of those regulations, other than regulations 1 and 2, come into operation on the day on which the Public Sector Reform Act 2010 section 13 comes into operation.

Under the *Public Sector Management (General) Amendment Regulations 2010* regulation 2(b) and (c), Part 2 of those regulations, comes into operation on the day on which the *Public Sector Reform Act 2010* section 13 comes into operation, and Part 3 of those regulations comes into operation on the day on which the *Public Sector Reform Act 2010* section 97 comes into operation.

Under the *Public Sector Management (Redeployment and Redundancy)* Amendment Regulations 2010 regulation 2(b) and (c), Part 2 of those regulations comes into operation on the day on which the *Public Sector Reform Act 2010* section 13 comes into operation, and Part 3 of those regulations comes into operation on the day on which the *Public Sector Reform Act 2010* section 97 comes into operation.

FIRE AND EMERGENCY SERVICES

FE301*

Bush Fires Act 1954

Bush Fires Amendment Regulations (No. 3) 2010

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Bush Fires Amendment Regulations* (*No. 3*) 2010.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the Bush Fires Regulations 1954.

4. Regulation 24A amended

(1) In regulation 24A(1) insert in alphabetical order:

necessary agricultural activity means an agricultural activity that cannot be postponed until after the total fire ban without detriment to livestock or crops;

(2) In regulation 24A(2) delete "Subject to subregulations (3) and (4), the" and insert:

The

- (3) In regulation 24A(4):
 - (a) delete paragraph (b) and insert:
 - (b) all reasonable precautions have been taken to prevent the use or operation from causing a bush fire; and

(b) in paragraph (c) delete "to which subregulation (5) applies" and insert:

applicable under subregulation (5)

- (4) After regulation 24A(4) insert:
 - (5A) Subregulation (2) does not apply to the use or operation of any engine, vehicle, plant, equipment or machinery if
 - (a) the use or operation is or is part of a necessary agricultural activity; and
 - (b) all reasonable precautions have been taken to prevent the use or operation from causing a bush fire; and
 - (c) without limiting paragraph (b), the conditions applicable under subregulation (5) are complied with,

unless —

- (d) the use or operation is inconsistent with a declaration under regulation 38C; or
- (e) a vehicle movement ban under regulation 24C is in force in the area in which the use or operation is taking place or was to take place.
- (5) In regulation 24A(5):
 - (a) delete "This subregulation applies to the conditions" and insert:

The conditions are

- (b) delete paragraph (b) and insert:
 - (b) a fire fighting vehicle is in the vicinity while the engine, vehicle, plant, equipment or machinery is being used or operated.

5. Regulation 24C inserted

At the end of Part VA insert:

24C. Vehicle movement bans for the purposes of r. 24A(5A)

(1) A bush fire control officer may impose a vehicle movement ban, for the purposes of regulation 24A(5A), in an area if satisfied that the use

- or operation of any engine, vehicle, plant, equipment or machinery in the area during the period to be specified for the vehicle movement ban would be likely to cause a bush fire or contribute to the spread of a bush fire.
- (2) A bush fire control officer must impose a vehicle movement ban, for the purposes of regulation 24A(5A), in an area if satisfied that the bush fire danger index for the area is or exceeds 35.
- (3) For the purposes of subregulation (2), the bush fire danger index must be worked out using the "Grassland Fire Danger Index CSIRO-modified McArthur Mk 4 meter".
- (4) A vehicle movement ban
 - (a) has effect for the period specified for the vehicle movement ban; and
 - (b) must be published by wireless broadcast and, if practicable, in writing; and
 - (c) may be varied or cancelled by a bush fire control officer by wireless broadcast and, if practicable, in writing.
- (5) The period specified for the vehicle movement ban must be included in the wireless broadcasts of the ban and in any written publication of the ban.

6. Regulation 38D inserted

After regulation 38C insert:

38D. Relationship of certain prohibitions to total fire bans

- (1) A notice, direction, broadcast or publication under regulation 38A or 38B does not have effect in relation to an area to the extent to which a total fire ban (as defined in section 21 of the Act) has effect in relation to the area.
- (2) A notice, direction, broadcast, publication or declaration under regulation 38A, 38B or 38C does not have effect in relation to a person to the extent to which it is inconsistent with an exemption, under section 22C of the Act, covering the person.

By Command of the Lieutenant-Governor and deputy of the Governor,

LOCAL GOVERNMENT

LG301*

CEMETERIES ACT 1986 LOCAL GOVERNMENT ACT 1995

Shire of Esperance

CEMETERIES AMENDMENT LOCAL LAW 2010

Under the powers conferred by the *Cemeteries Act 1986*, the *Local Government Act 1995* and by all other powers enabling it, the Council of the Shire of Esperance resolved on 26 October 2010 to adopt the "*Shire of Esperance Cemeteries Amendment Local Law 2010*".

In this local law, the *Shire of Esperance Cemeteries Local Law 2002* as published in the *Government Gazette* on 13 December 2002 is referred to as the principal local law. The principal local law is amended as follows—

Item	Clauses Affected	Description		
1	7.13(1)(a)	In paragraph (a) of clause 7.13(1) insert the words "or other durable material approved by the Board" after the word "stone".		
2	7.13(1)(c)(i)	In subparagraph (i) of clause 7.13(1)(c) substitute "1.05m" with "1.0m".		
3	7.13(1)(c)(iii)	In subparagraph (iii) of clause 7.13(1)(c) substitute "1.20m" with "940mm".		
4	7.13(1)(c)(iv)	In subparagraph (iv) of clause 7.13(1)(c) substitute "300mm" with "355mm".		
5	7.15(1)(b)	Substitute subparagraph (b) of clause 7.15(1) with the following— "(b) not be less than the dimensions 178mm x 102mm, nor more than 330mm x 330mm."		
6	7.20(3)	Substitute clause 7.20(3) with the following— "(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 under this clause in the manner stated in section 19(2) of the Act."		

Dated: 26 October 2010.

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

I. S. MICKEL, AM JP, Shire President. M. J. OSBORNE, Chief Executive Officer.

PUBLIC SERVICE

PS301*

Public Sector Management Act 1994

Public Sector Management (Redeployment and Redundancy) Amendment Regulations 2010

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Public Sector Management* (Redeployment and Redundancy) Amendment Regulations 2010.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 on the day on which these regulations are published in the *Gazette*;
- (b) Part 2 on the day on which the *Public Sector Reform Act 2010* section 13 comes into operation;
- (c) Part 3 on the day on which the *Public Sector Reform Act 2010* section 97 comes into operation.

3. Regulations amended

These regulations amend the *Public Sector Management* (Redeployment and Redundancy) Regulations 1994.

Part 2 — Amendments relating to *Public Sector Reform*Act 2010 Part 2

4. Regulation 26 inserted

After regulation 25 insert:

26. Transitional provision: Ministerial actions

(1) In this regulation —

commencement day means the day on which the Public Sector Management (Redeployment and Redundancy) Amendment Regulations 2010 Part 2 comes into operation.

- (2) Any approval, direction or exemption given, determination, allowance or arrangement made or agreement entered into by the Minister under a provision of these regulations as in force before the commencement day and of effect immediately before that day continues to be of effect as if it were an approval, direction or exemption given, a determination, allowance or arrangement made or an agreement entered into by the Commissioner under that provision.
- (3) Any application made or notice given to the Minister under a provision of these regulations as in force before the commencement day and of effect immediately before that day continues to be of effect as if it were made or given to the Commissioner under that provision.

5. Various references to "Commissioner" amended

In the provisions listed in the Table:

(a) delete "Minister" (each occurrence) and insert:

Commissioner

(b) delete "Minister's" and insert:

Commissioner's

Table

r. 3(1) def. of pay, def. of the employee's period of continuous service par. (a)	r. 6(1) and (5)
r. 7(1)(c) and (3)	r. 9(1)(b)(i) and (5)
r. 11(1), (2) and (3)	r. 13(2) and (3)
r. 14(2)(d) and (3)(b)	r. 15(1) and (4)
r. 16(2) and (5)	r. 17(1)(b) and (3)
r. 18(7)	r. 19(1) and (5)
r. 20(5) and (6)	r. 22(2)
r. 24(1) and (2)	

Note: The heading to amended section 24 is to read:

Employing authorities to notify Commissioner of vacancies

Part 3 — Amendments relating to *Public Sector Reform*Act 2010 Part 3

6. Regulation 10 replaced

Delete regulation 10 and insert:

10. Employees dismissed under certain sections of Act not entitled to certain payments

An employee who is dismissed under section 82A(3)(a), 88(a) or 89(1) of the Act is not entitled to any payment under regulation 9 or to a severance payment.

11A. Employees dismissed under certain continued sections of Act not entitled to certain payments

An employee who is dismissed under section 86(3)(a) or (9)(b)(i), 88(1)(b)(i) or 89(1) of the Act, as continued under Schedule 8 clause 2(1) of the Act, is not entitled to any payment under regulation 9 or to a severance payment.

By Command of the Lieutenant-Governor and deputy of the Governor,

PETER CONRAN, Clerk of	the Executive Council.

PS302*

Public Sector Management Act 1994

Public Sector Management (General) Amendment Regulations 2010

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Public Sector Management (General) Amendment Regulations 2010.*

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 on the day on which these regulations are published in the *Gazette*;
- (b) Part 2 on the day on which the *Public Sector Reform Act 2010* section 13 comes into operation;
- (c) Part 3 on the day on which the *Public Sector Reform Act 2010* section 97 comes into operation.

3. Regulations amended

These regulations amend the *Public Sector Management* (General) Regulations 1994.

Part 2 — Amendments relating to *Public Sector Reform*Act 2010 Part 2

4. Regulation 8A amended

In regulation 8A(1) delete the definition of *class* and insert:

class, in relation to a non-SAT CEO, means the classification of the officer determined under a classification system specified in a Commissioner's instruction;

5. Regulation 24 deleted

Delete regulation 24.

Part 3 — Amendments relating to *Public Sector Reform*Act 2010 Part 3

6. Regulation 15 replaced

Delete regulation 15 and insert:

15. Serious offence: section 80A of the Act

For the purposes of paragraph (d) of the definition of *serious offence* in section 80A of the Act, the following offences are prescribed —

- (a) offences which involve
 - (i) fraud or dishonesty; or
 - (ii) wilful damage to or destruction of, the property of others;
- (b) offences which are committed against the persons of others;

(c) offences which are punishable on conviction by imprisonment for 2 years or more.

7. Regulation 16 amended

In regulation 16 delete "Act," and insert:

Act, as continued under Schedule 8 clause 2(1) of the Act,

8. Regulation 17 amended

In regulation 17 delete "Act," and insert:

Act, as continued under Schedule 8 clause 2(1) of the Act.

9. Regulation 18 amended

In regulation 18 delete "Act," and insert:

Act, as continued under Schedule 8 clause 2(1) of the Act,

10. Regulation 19 amended

In regulation 19 delete "Act," and insert:

Act, as continued under Schedule 8 clause 2(1) of the Act,

11. Regulation 20 amended

In regulation 20 delete "Act," and insert:

Act, as continued under Schedule 8 clause 2(1) of the Act,

12. Regulation 21 amended

In regulation 21 delete "Act," and insert:

Act, as continued under Schedule 8 clause 2(1) of the Act,

13. Regulation 22 amended

In regulation 22 delete "Act," and insert:

Act, as continued under Schedule 8 clause 2(1) of the Act,

14. Regulation 23 amended

In regulation 23 delete "Act," and insert:

Act, as continued under Schedule 8 clause 2(1) of the Act,

By Command of the Lieutenant-Governor and deputy of the Governor,

PETER CONRAN, Clerk of the Executive Council.

RACING, GAMING AND LIQUOR

RG301*

Liquor Control Act 1988

Liquor Control (Oombulgurri Restricted Area) Amendment Regulations 2010

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

1. Citation

These regulations are the *Liquor Control (Oombulgurri Restricted Area) 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 *Liquor Control (Oombulgurri Restricted Area) Regulations 2008*.

4. Regulation 9 amended

In regulation 9 delete "2 years" and insert:

5 years

Recommended by the Minister,

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE AND FOOD

AG401*

PLANT DISEASES ACT 1914

APPOINTMENT

Department of Agriculture and Food, South Perth WA 6151.

I, the undersigned Minister for Agriculture and Food, being the Minister responsible for the administration of the *Plant Diseases Act 1914* hereby appoint the following officer as an authorised inspector under section 7A of the *Plant Diseases Act 1914* to carry out all the functions that may be performed by an inspector under that Act—

Lee Elen Pusey

TERRY REDMAN MLA, Minister for Agriculture and Food.

CONSUMER PROTECTION

CE401*

ASSOCIATIONS INCORPORATION ACT 1987

REINSTATED ASSOCIATION

Joondalup United Amateur and Social Soccer Club, Inc.—A1008340L

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: 25 October 2010.

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

CE402*

ASSOCIATIONS INCORPORATION ACT 1987

REINSTATED ASSOCIATION

National 125 Association (Western Australia Division) Inc-A0823187G

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: 25 October 2010.

CE403*

ASSOCIATIONS INCORPORATION ACT 1987

REINSTATED ASSOCIATION

The Western Australian Wyandotte Fanciers Association Incorporated—A1006765K 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: 25 October 2010.

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

CORRECTIVE SERVICES

CS401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Commissioner of the Department of Corrective Services has issued the following persons with Permits to do High-Level Security Work—

Surname	First Name(s)		Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Davies	Karen	Ann	CS11-656	29/10/2010	29/10/2010	30/07/2011

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

TERRY SHEARD, CS&CS A/Contract Manager.

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

Surname	First Name(s)		Permit Number	Date Permit Revoked
Austin	Joanne	Wendy	CS9-290	01/11/2010
Burt	Simon	David	CS8-105	01/11/2010
Campbell	Michael		CS9-357	01/11/2010
Costolloe	Colin	Robert	CS9-176	01/11/2010
Critch	Nathan	Troy	CS10-506	01/11/2010
Cross	Murray	Dean	CS9-020	01/11/2010
Fitzgerald	Pauline		CS9-212	01/11/2010
Lange	Robert	Everardos	CS9-319	01/11/2010
Masempela	George		CS9-139	01/11/2010
Mosher	Tina		CS8-100	01/11/2010
Mumba	Mumba		CS9-406	01/11/2010
Russell	Anthony	Philip	CS10-587	01/11/2010
Salkilld	John	William	CS10-590	01/11/2010
Singh	Amrit		CS10-596	01/11/2010
Smith	Everton	Leonard	CS9-204	01/11/2010
Smith	Richard	Steven	CS10-530	01/11/2010
Steenkamp	Gert	Johannes	CS10-534	01/11/2010
Tangaveloo	Murugasan		CS9-452	01/11/2010
Thorne	Donald		CS9-074	01/11/2010
Threlfall	Sandra	Myrtle	CS10-579	01/11/2010
Tucker	Robert		CS9-161	01/11/2010
Tudor	Christopher	Mark	CS9-380	01/11/2010
Turner	Jenna	Marie	CS9-163	01/11/2010
Wall	John	Charles Ray	CS9-165	01/11/2010

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

JUSTICE

JU101*

CORRECTION

JUSTICES OF THE PEACE ACT 2004

An error occurred in the notice published under the above heading on page 3202 of the *Government Gazette* dated 2 July 2010 and is corrected as follows—

Change "Katerine Joan Mair" to "Katherine Joan Mair"

RAY WARNES, Executive Director, Court and Tribunal Services.

JU401*

JUSTICES OF THE PEACE ACT 2004

RESIGNATIONS

It is hereby notified for public information that the Minister has accepted the resignation of—

Keith Graham Garland of Meadow Springs

Andrew Robert Zint of Coolbinia

from the Office of Justice of the Peace for the State of Western Australia.

RAY WARNES, Executive Director, Court and Tribunal Services.

JU402*

JUSTICES OF THE PEACE ACT 2004

APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

John Charles Layton of Kununurra Dale Rogers of Carnarvon Timothy Wedding of Useless Loop

> RAY WARNES, Executive Director, Court and Tribunal Services.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

Shire of Williams

APPOINTMENT OF AUTHORISED PERSONS

It is hereby notified for public information that the following persons have been appointed as authorised persons in accordance with the relevant Acts hereunder effective immediately.

1. Section 449 Local Government Act (Miscellaneous Provisions) 1960—(Ranger/Pound Keeper)

Jeff Cowan James Lenehan

Tony Kett

2. Dog Act 1976 and Regulations, Control of Vehicles (Off Road Areas) Act 1978 and Regulations, Litter Act 1979 and Regulations, Local Government Act 1995 (sections 3.39, 9.10, 9.11, 9.15)

Ryan Duff Ian Ball Jeff Cowan James Lenehan Tony Kett Dog Act 1976—Registration Officers only

Sharon Wilkie Manuela Lenehan Kelly Ford

3. Health Act 1911

Ryan Duff Steve Friend

4. Issue of Infringement Notices—Section 59 (2) of Bush Fires Act 1954

Ryan Duff Ian Ball

5. Caravan and Camping Grounds Act 1995

Ryan Duff Steve Friend

6. Shire of Williams Cemetery Local Law and Section 64 (1) of the Cemeteries Act 1986.

Ryan Duff Ian Ball Tony Kett

All previous appointments are hereby cancelled.

RYAN DUFF, Chief Executive Officer.

LG402*

LOCAL GOVERNMENT ACT 1995

Shire of Ravensthorpe
EXTENSION OF AREA OF APPLICATION OF A LOCAL LAW

Department of Local Government Perth, 29 October 2010.

DLG: RA7-17

It is hereby notified for public information that the Governor has approved under the provisions of section 3.6 of the *Local Government Act 1995*, the Shire of Ravensthorpe extending the area of application of its Local Government Property Local Law, for a distance of 200 metres seawards from its coastal district boundary, at the low water mark, into the Southern Ocean.

JENNIFER MATHEWS, Director General.

MARINE/MARITIME

MX401*

WESTERN AUSTRALIAN MARINE ACT 1982

RESTRICTED SPEED AREA—MOTORISED VESSELS
Claisebrook Cove
Swan River—East Perth

Department of Transport, Fremantle WA, 5 November 2010.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, the Department hereby revokes Notice TR 401 as published in the *Government Gazette* on 16 February 1996 and by this notice limits the speed of motor vessels to five (5) knots within the following area:—

CLAISEBROOK COVE: All the waters contained within Claisebrook Cove extending out from the mouth of the cove from the northern bank to Navigation Aids 1060 (31° 57.080'S, 115° 52.998'E) and thence in a southern direction to Navigation Aid 1059 (31° 57.120'S, 115° 53.003'E), thence back to the mouth of the cove on the southern bank. All coordinates based on GDA 94

MX404*

WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958

DECLARATION OF EMERGENCY VESSELS

Department of Transport Fremantle WA, 5 November 2010.

Acting pursuant to the powers conferred by Regulation 19H of the $Navigable\ Waters\ Regulations\ 1958$, I hereby declare as follows—

(1) The following vessels to be emergency vessels and exempt from the provisions of the Regulations whilst the master of the vessels are acting in the course of his/her duties and where he/she reasonably believe that it is expedient and safe to do so—

RESCUE GROUP/AUTHORITY	REG No.
Department of Fisheries	"PV Walcott"
Department of Fisheries	FD5
Department of Fisheries	FD7
Department of Fisheries	FD9
Department of Fisheries	FD12
Department of Fisheries	FD23
Department of Fisheries	FD26
Department of Fisheries	FD41
Department of Fisheries	FD50

(2) Acting pursuant to the powers conferred by Regulation 19H of the Navigable Waters Regulations, I hereby declare the following vessel to be an emergency vessel and exempt from the provisions of the Regulations whilst the master of the vessel is acting in the course of his/her duties and where the master reasonably believes that it is expedient and safe to do so and, furthermore; I declare the vessel to be an emergency vessel and are permitted to use a lamp displaying intermittent blue flashes when actually deployed on sea search and rescue operations and authorized by the Water Police Coordination Centre.

The Vessel *is not exempted* from full compliance with the *Prevention of Collisions at Sea Regulations 1983* as adopted under the *WA Marine Act 1982*.

RESCUE GROUP/AUTHORITY REG No. Whitfords Volunteer Sea Search and Rescue Group (Inc) EG421

RAYMOND BUCHHOLZ, A/General Manager, Marine Safety, Department of Transport.

MX402*

WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958

City of Wanneroo
PROHIBITED SWIMMING AREA
Harbour Waters of Mindarie Keys Marina

Department of Transport, Fremantle WA, 5 November 2010.

Acting pursuant to the powers conferred by Regulation 10A of the *Navigable Waters Regulations* 1958, the Department of Transport hereby declares the following area of water a Swimming Prohibited Area.

MINDARIE KEYS MARINA: All waters of the Indian Ocean from High Water Mark (HWM) within and bounded by lines commencing at a point on the western breakwater adjacent to Navigational Aid 653 at position 31° 41.340′ S, 115° 41.870′E. Thence, continuing in a north easterly direction to the intersection of position 31° 41.292′ S, 115 41.927′ E. Thence, continuing in a southerly direction to the intersection of a point adjacent to Navigational Aid 651 at 31° 41.382′ S, 115° 41.950′E on the eastern spur groyne. Thence, following the HWM around the end of the spur groyne to position 31° 41.392′ S, 115° 41.953′E, which is on the prolongation of the line from position 31° 41.292′S, 115 41.927′E to a position 31° 41.382′S, 115° 41.950′E. Thence in an easterly direction to position 31° 41.296′ S, 115° 41.983′ E. Thence following the curve of the marina revetment wall approximately 12 metres to seaward of the wall at HWM in an east then north westerly direction to position 31° 41.213′ S, 115° 42.042′ E. Thence, continuing in an easterly direction to position 31° 41.213′ S, 115° 42.050′ E. Thence following the curve of the revetment wall approximately 12 metres to seaward of the wall at HWM in a south easterly direction to position 31° 41.240′ S, 115° 42.110′ E and back to the revetment wall at HWM. Thence, continuing along the HWM of the revetment wall to a point adjacent to the revetment wall at position 31° 41.280′ S, 115° 42.152′ E. Continuing out to position 31° 41.280′ S, 115° 42.152′ E thence, following the curve of the revetment wall approximately 12 metres to seaward of the wall at HWM in a south easterly direction to position 31° 41.280′ S, 115° 42.152′ E. Continuing out to position 31° 41.280′ S, 115° 42.152′ E and back to

the revetment wall at HWM. Thence following the HWM of all remaining marina infrastructure to the south west and then in a north westerly direction back to the commencement at position 31° 41.340'S, 115° 41.870'E.

RAYMOND BUCHHOLZ, A/General Manager, Marine Safety, Department of Transport.

MX403*

WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958

PROHIBITED SWIMMING AREA

Mosman Bay

Swan River

Department of Transport Fremantle WA, 5 November 2010.

Acting pursuant to the powers conferred by Regulation 10A of the *Navigable Waters Regulations* 1958, the Department of Transport hereby declares the following area swimming prohibited area—

MOSMAN BAY: All the waters within a 150 metre radius of the firing barge, located at $32^{\circ}~0.514$ 'S $115^{\circ}~46.604$ 'E, approximately 500 metres in a south easterly direction from the Mosman Bay Restaurant, are closed to swimming between 8:00pm and 9:15pm on Saturday 6 November 2010.

RAYMOND BUCHHOLZ, A/General Manager, Marine Safety, Department of Transport.

MINERALS AND PETROLEUM

MP401*

MINING ACT 1978

APPROVAL OF RETENTION STATUS FOR AN EXPLORATION LICENCE

I Norman Moore, Minister for Mines and Petroleum, give notice that I have approved Retention Status for the under mentioned exploration licence pursuant to section 69B(1) of the *Mining Act 1978*, effective from the date of this publication pursuant to section 69B(3).

Number Holder/s Mineral Field

EXPLORATION LICENCE

E52/2067 Meteoric Resources NL & Peak Hill

Red Dog Prospecting Pty Ltd

Dated at Perth this 22nd day of October 2010.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Cockburn

Town Planning Scheme No. 3—Amendment No. 79

Ref: TPS/0 180

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Cockburn local planning

scheme amendment on 15 October 2010 for the purpose of amending the requirements for Restricted Use No. 13 (RU 13) in Schedule 3 of the Scheme Text by deleting the existing restriction and including the following— $\frac{1}{2}$

No.	Description of Land	Restricted Use	Conditions
RU 13	Lot 400 (previously Lot 855) Wentworth Parade, Success	1. Land use permissibility within the subject land shall be in accordance with the Regional Centre Zone as set out in Table 1—Zoning Table subject to the following requirements—	Planning approval
		(i) A 'shop' use being limited to the following subset of uses only— 'Pharmacy', 'Chemist',' Restaurant', Cafe';	
		(ii) All other 'Shop' uses are prohibited.	
		2. A 'Pharmacy' or 'Chemist' use shall be restricted to one tenancy only.	
		3. A 'Restaurant' or 'Cafe' use shall be restricted to one tenancy only.	

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

PI402*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Cockburn

Town Planning Scheme No. 3—Amendment No. 70

Ref: TPS/001 0

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Cockburn local planning scheme amendment on 15 October 2010 for the purpose of—

- 1. Rezoning land fronting Entrance Rd, Cross Rd, Ocean Rd, Hamilton Rd, Mell Rd and Rockingham Rd in the localities of Spearwood and Coogee from Rural, Special Use 5, Light and Service Industry, Public Purposes, Local Centre and Lakes and Drainage to Development Zone as shown on the Scheme Amendment Map.
- 2. Amending Schedule 4—Special Use Zones contained in the Scheme Text to delete SU 5 and related provisions.
- 3. Amending the Scheme Map to designate the area the subject of this amendment as DA 31.
- 4. Amending Schedule 11—Development Areas contained in the Scheme Text by including DA 31—Packham North as follows—

Ref. No.	Area		Provisions
DA 31	PACKHAM NORTH (DEVELOPMENT ZONE)	1.	Structure Plan adopted in accordance with Clause 6.2 of the Scheme to guide subdivision, land use and development.
		2.	To provide for residential development and compatible land uses.
		3.	The provisions of the Scheme shall apply to the land use classified under the Structure Plan in accordance with Clause 6.2.6.3.
		4.	Each subdivision and development application in the Development Area shall achieve at least 85% of the potential number of dwellings achievable under the RCode designated for the application area in the endorsed Structure Plan.

5. Amending the Scheme Map to designate the area the subject of this amendment as DCA 12.

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

PI403*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Broome

Town Planning Scheme No. 4—Amendment No. 55

Ref: TPS/0190

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 Broome local planning scheme amendment on 21 October 2010 for the purpose of—

Rezoning portion of local scheme reserve 43516 from 'Parks and Recreation' to 'Residential R30'. Recode Lot 71 (No. 10) Tamaki Mews from 'R10/20' to 'R30' and modifying the scheme Map accordingly.

G. T. CAMPBELL, Shire President. K. R. DONOHOE, Chief Executive Officer.

PI404*

ARMADALE REDEVLOPMENT ACT 2001

WUNGONG URBAN WATER REDEVELOPMENT SCHEME 2007 Amendment No. 9

In accordance with section 35(3)(d) of the Act, it is hereby notified for public information that Amendment No. 9 to the Wungong Urban Water Redevelopment Scheme 2007 has been approved by the Minister for Planning, Culture and the Arts under section 35(3)(a) of the Act.

The Armadale Redevelopment Authority advises that as a result of the Minister's approval, the amendment to the Redevelopment Scheme comes into operation on Friday 5 November 2010.

Amendment No. 9 proposes a number of textual changes to the existing Part 3 of the Scheme. The purpose of the Amendment is to confirm the Authority's ability to approve minor development associated with non-conforming uses on a discretionary basis.

A copy of Amendment No. 9 is available for inspection at the offices of the Armadale Redevelopment Authority at Unit 5, 210-220 Jull Street, Armadale, between the hours of 8.30 am and 5.00 pm Monday to Friday. The document can also be viewed at the Authority's website at www.wungongurbanwater.com.au

JOHN ELLIS, Chief Executive Officer. Armadale Redevelopment Authority.

PI405*

ARMADALE REDEVELOPMENT ACT 2001

ARMADALE REDEVELOPMENT SCHEME 2004—AMENDMENT No. 23 $_{\rm AND}$

WUNGONG URBAN WATER REDEVELOPMENT SCHEME—AMENDMENT NO. 16

Notice is hereby given that, in accordance with the consent of the Minister for Planning, Culture and the Arts to its public notification, the proposed Armadale Redevelopment Scheme 2004—Amendment No. 23 and Wungong Urban Water Redevelopment Scheme Amendment No. 16 has been prepared by the Armadale Redevelopment Authority.

The Amendments propose to revise and replace existing car parking requirement tables to provide a more appropriate and fair basis for calculating car parking requirements in relation to different land uses. The proposed minor changes to structure and formatting will improve the presentation and ease of use of the tables.

A document setting out the Amendment is available for inspection or purchase at the offices of the Armadale Redevelopment Authority, 210-220 Jull Street Mall, Armadale, between the hours of 8.30 am and 5.00 pm, Monday to Friday, from Tuesday 9 November 2010 until Wednesday 22 December. The documents can also be viewed at the Authority's website at www.ara.wa.gov.au. and the Wungong Urban Water website at www.wungongurbanwater.com.au

Written submissions on the Schemes should be addressed to-

Chief Executive Officer Armadale Redevelopment Authority PO Box 816 Armadale WA 6992

Submissions may also be hand delivered to the Authority's office and the closing date for all submissions is $5.00 \, \mathrm{pm}$, Wednesday 22 December 2010.

JOHN ELLIS, Chief Executive Officer. Armadale Redevelopment Authority.

PUBLIC SERVICE

PS401

PUBLIC SECTOR MANAGEMENT ACT 1994

ABOLITION OF DEPARTMENT

Notice is given that under the *Public Sector Management Act 1994* section 35(1)(c) the Office of the Public Sector Standards Commissioner has been abolished as from and including 1 December 2010.

M. C. WAUCHOPE, Public Sector Commissioner, Public Sector Commission.

WATER/SEWERAGE

WA401*

WATER AGENCIES (POWERS) ACT 1984

WATER CORPORATION

Shire of Collie

COLLIE RIVER SALINITY RECOVERY PROJECT PILOT EXTENSION PHASE A

Notice of Authorisation

In accordance with those provisions of the *Water Agencies (Powers) Act 1984* delegated to the Water Corporation it is authorised to construct the following works on behalf of the Department of Water—

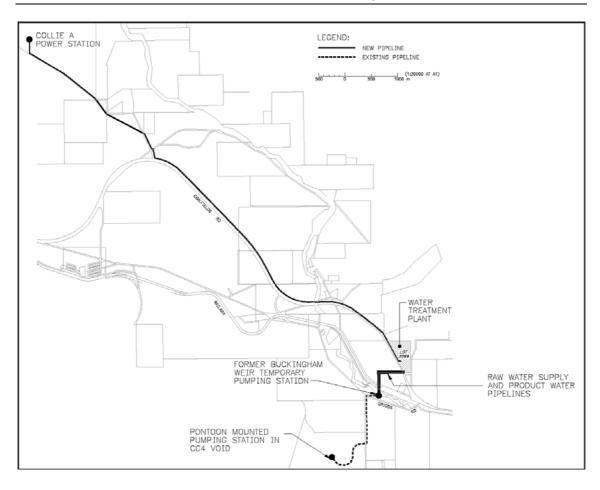
- Construct a water treatment plant on Lot 2299 located on the corner of Coalfields Highway and Cabbage Tree Road to treat water from mining void Chicken Creek Four and then water diverted from the East Collie River.
- Construct a pumping facility to pump water resident in void Chicken Creek Four to the water treatment plant.
- Lay a raw water pipeline extension from Buckingham weir to the water treatment plant. This is an extension to the existing raw water line from Chicken Creek Four void to Buckingham weir.
- Lay a product water line from the water treatment plant to a point immediately downstream of Buckingham weir .
- Lay a brine line from the treatment plant to the Collie A power station saline water receiving tanks.

The location of the proposed works is in the district of Buckingham near Collie.

When completed, the works will improve the water quality in the East Collie River that feeds into Wellington Dam.

This Authorisation shall take effect from 26 October 2010 and construction will commence after this date.

Dr GRAHAM JACOBS MLA, Minister for Water.



WA402*

WATER AGENCIES (POWERS) ACT 1984

WATER CORPORATION

Shire of Broome

BROOME 15 ML TANK LIGHT INDUSTRIAL AREA (LIA)

Authorisation Document

In accordance with the provisions of the *Water Agencies (Powers) Act 1984*, the Water Corporation is authorised to upgrade the Broome 15 ML Tank LIA project C-W00571, comprising of—

- a reinforced concrete ground level water storage tank of approximately 15,000 cubic metres capacity, 56 metres diameter and 6.5 metres wall height, with a metal sheeted roof of Colorbond finish;
- · the tank will be constructed on an earth pad approximately one metre high;
- · the enlargement of the existing overflow sump;
- 500mm nominal diameter connecting pipelines to the tank, approximately 90 metres in total length, complete with all fittings, valves and connections.

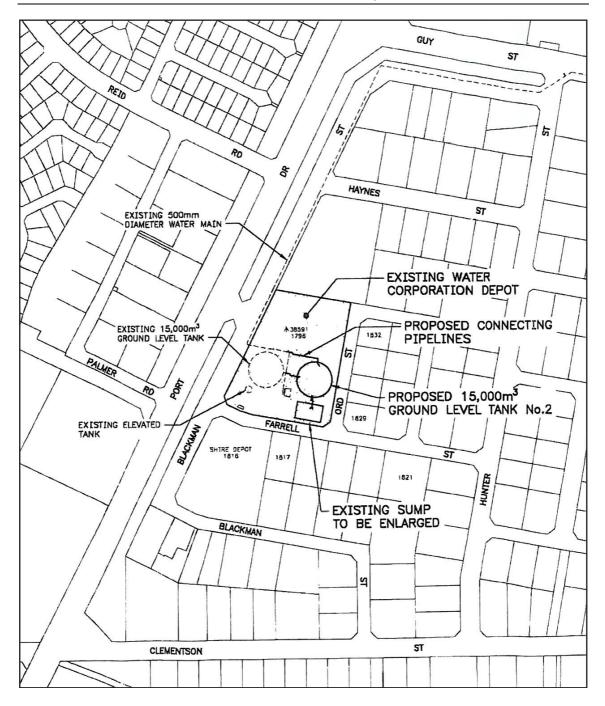
The proposed works will be constructed on the selected site for new Broome 15 ML Tank which is located on an existing Water Corporation depot tank site in the Broome LIA.

The new tank site is located on Lot H20 which is vested with the Water Corporation as shown on plan FJ65-0-3.

The Notice of Proposal to construct the works was advertised in *The Broome Advertiser* on Thursday, 12 August 2010.

When completed, the works will improve the security of the Broome Water Supply.

This Authorisation shall take effect from 21 October 2010 and construction will commence after this date.



DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Rosia Lillian Anderson, late of McNamara Lodge, RAAFA Estate, 41 Portrush Parade, Meadow Springs 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 27 May 2010, are required by the personal representative to send particulars of their claims to him/her care of Clement & Co, Lawyers, Unit 2, 12 Sutton Street, Mandurah by 7 December 2010 after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

CLEMENT & CO, as solicitors for the personal representative.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Ellen Elizabeth Bloom, late of 7 Benzie Way, Parkwood, Western Australia, Retired Dressmaker, 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 31 July 2010, are required by the Trustee, ANZ Trustees Limited ACN 006 132 332 of Level 36, 55 Collins Street, Melbourne VIC 3000 to send particulars of their claim to them by 24 December 2010 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX403*

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

David William Nicholls, late of 45 Voyager Close, Wannanup, Western Australia, deceased.

Creditors and other persons having claims (to which section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on the 20 May 2010, are required by the trustee Mr Timothy Houweling of Cornerstone Legal, Level 2 Market City, Corner Bannister Road and South Street, Canning Vale, Western Australia to send particulars of their claims to him by the 10th day of December 2010, after which date the trustee 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

Creditors and other persons having claims (to which section 63 of the *Trustees Act 1962*, and amendments thereto relate) in respect of the estates of the undermentioned deceased persons are required by the personal representatives care of Messrs Jackson McDonald, 25th Floor, 140 St Georges Terrace, Perth, Western Australia 6000 (GPO Box M971, Perth, Western Australia 6843) to send particulars of their claims to them within one month from the date of publication of this notice at the expiration of which time the personal representatives may convey or distribute the assets having regard only to the claims of which they have then had notice—

Lorna May Sherlock deceased, late of 3 Birralee Loop, Innaloo, Western Australia, who died on 23 June 2010.

Philip Andrew Aitken deceased, late of care of 10 Wyee Place, Gooseberry Hill, Western Australia, who died on 20 October 2008.

Dated this 28th day of October 2010.

JACKSON McDONALD.

ZX405*

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

Aal, Shona Anne, late of Unit 3/59 Lockhart Street, Como, died 22.10.2010 (DE19870667 EM35)

Bartle, Cheryl Dianne, late of 11 Davis Court, Morley, died 1.09.2010 (DE33062381 EM23)

Butler, Helen Petrie, late of Greenfields Aged Care, Lakes Road, Greenfields, died 30.08.2010 (DE33021205 EM16)

Collie, Raymond Milton, late of Oxford Gardens, 30 Regents Park Road, Joondalup, formerly of 76 Rosher Road, Lockridge, died 12.08.2010 (DE19740946 EM38)

Fisher, Joan Patricia, late of 3 Mabley Court, Greenwood, died 26.09.2010 (DE19741453 EM13)

Gormly, Rosalin Iris, late of 55 Refactory Road, Clackline, died 15.07.2010 (DE19963112 EM36)

Jones, Arthur George, late of 73 Macleay Drive, Padbury, died 5.10.2010 (DE19953308 EM110)

Joyce, Patricia Linda, late of 1/103 Royal Street, East Perth, formerly of 50 Surrey Road, Rivervale, died 5.09.2010 (DE19934165 EM15)

Kirkpatrick, Hermione Ruby, late of 3 Maple Place, Maddington, died 28.08.2010 (DE33084277 EM110)

Matthew, Margaret Elizabeth, late of Belmont Nursing Home, 5 Kemp Place, Rivervale, died 16.09.2010 (DE19961597 EM36)

Mellet, Malcolm, late of 20a Shalford Way, Girrawheen, died 3.10.2010 (DE19951104 EM37)

Rogers, Jennifer Anne, late of 36 Knowsley West Street, Derby, died 10.04.2009 (DE33076289 EM37)

Turner, Charles Henry, late of 3 Timewell Street, Dianella, died 6.10.2010 (DE19931801 EM17)

Wiseman, John Francis, late of 200 Rourke Street, Tambellup, died 28.09.2010 (DE19944068 EM113)

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

ZX406*

PUBLIC TRUSTEE ACT 1941

ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons. Dated at Perth the 5th day of November 2010.

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

Name of Deceased	Address	Date of Death	Date Election Filed
ALBERT CHARLES KIPPIN DE33075043 EM17	12 Haslemere Drive, Mount Nasura	11 June 2010	28 October 2010

PUBLIC NOTICES

ZZ401

PARTNERSHIP ACT 1895

RESIGNATION

Take notice that Lizette Fourie resigned as a partner in the business known as The Art of Hearing, 2/2 Ecko Road, Mt. Nasura, Western Australia 6112 on 1 November 2010.

Ravi Gupta will continue to operate the business at the above address from that date for his own account.

REQUEST FOR SUPERSEDED REPRINTS (ACTS)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Phone 9426 0010 Fax 9321 7536

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