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GOVERNMENT GAZETTE

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— PART 1 —

CONSERVATION

CA301*

Conservation and Land Management Act 1984

Conservation and Land Management Amendment Regulations (No. 3) 2010

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

1. Citation

These regulations are the *Conservation and Land Management
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 *Conservation and Land
Management Regulations 2002*.

4. Regulation 2 amended

- (1) In regulation 2 insert in alphabetical order:

abseiling area means —

- (a) an area declared under regulation 6(1)(a) to be a designated area for the purposes of regulation 33; or
- (b) an area designated by sign as an abseiling area;

aircraft includes an ultra-light aircraft and a helicopter;

dog area means —

- (a) an area declared under regulation 6(1)(a) to be a designated area for the purposes of regulation 16; or
- (b) an area designated by sign as a dog area;

horse area means —

- (a) an area declared under regulation 6(1)(a) to be a designated area for the purposes of regulation 17; or
- (b) an area designated by sign as a horse area;

- (2) In regulation 2 in the definition of **camping area** paragraph (a) delete “designated under regulation 6” and insert:

declared under regulation 6(1)(a) to be a designated area

5. Regulation 16 amended

- (1) In regulation 16(1) delete “designated” and insert:

dog

- (2) Delete regulation 16(2) and insert:

- (2) A person must control and manage a dog in a dog area in accordance with conditions specified on signs erected in or in the vicinity of that area for the purposes of regulation 6(3) or signs designating that area as a dog area.

Penalty: a fine of \$500.

6. Regulation 17 amended

- (1) In regulation 17(1) delete “designated” and insert:

horse

- (2) Delete regulation 17(2) and insert:

- (2) A person must control and manage a horse in a horse area in accordance with conditions specified on signs erected in or in the vicinity of that area for the purposes of regulation 6(3) or signs designating that area as a horse area.

Penalty: a fine of \$500.

7. Regulation 33 replaced

Delete regulation 33 and insert:

33. Abseiling

- (1) A person must not, without lawful authority, abseil on CALM land except in an abseiling area.

Penalty: a fine of \$500.

- (2) A person abseiling in an abseiling area must comply with conditions specified on signs erected in or in the vicinity of that area for the purposes of regulation 6(3) or signs designating the area as an abseiling area.

Penalty: a fine of \$500.

8. Regulation 34 amended

Delete regulation 34(2) and insert:

- (2) In subregulation (1) —

structure —

- (a) includes any building, tramline, fence, post, pipeline, jetty, pontoon, cairn, memorial, ramp, barrier or gate;
- (b) does not include a mooring.

9. Regulation 40 replaced

Delete regulation 40 and insert:

40. Extinguishment of camp fires, barbecues and portable stoves

- (1) An authorised officer may direct any person to extinguish a camp fire, barbecue or portable stove on CALM land if the authorised officer considers that the camp fire, barbecue or stove constitutes —

- (a) a fire risk to any part of that land; or
- (b) a danger to the public.

- (2) An authorised officer may direct a person directed under subregulation (1) to extinguish a camp fire to take such other steps as the authorised officer considers reasonably necessary —

- (a) to prevent the camp fire from reigniting after it is extinguished; or
- (b) to prevent anything in or in the vicinity of the camp fire from constituting a danger to the public after it is extinguished.

- (3) A person must comply with a direction under subregulation (1) or (2).

Penalty: a fine of \$2 000.

10. Regulation 56 amended

In regulation 56(5)(b) delete “\$5.00” and insert:

\$8.00

11. Regulation 65A inserted

At the end of Part 3 Division 3 insert:

65A. Unlawful use of vessel storage facility

- (1) In subregulation (2) —

vessel storage facility means a rack or other structure erected and maintained by the CEO for the storage of vessels but does not include a mooring.

- (2) A person must not, without lawful authority, place a vessel in or on a vessel storage facility on CALM land.

Penalty: a fine of \$2 000.

12. Regulation 65 amended

- (1) In regulation 65(1) delete “aircraft, including an ultra-light aircraft, or a helicopter” and insert:

aircraft

- (2) In regulation 65(2) delete “or helicopter”.

13. Regulation 77 amended

In regulation 77(1) in the definition of *property* paragraph (a) after “caravan,” insert:

vessel, mooring, pontoon,

14. Regulation 78 amended

In regulation 78(1a) delete the Penalty and insert:

Penalty: a fine of \$2 000.

15. Regulation 80 amended

Delete regulation 80(2).

16. Regulation 96 amended

In regulation 96 delete “5” and insert:

10

17. Regulation 99 amended

(1) Delete regulation 99(3) and insert:

(3) Fees are not payable under this regulation unless the CEO has erected —

- (a) signs at or near the entrances to the area of CALM land stating that fees are payable for entry to that area; and
- (b) signs at or near the entrances to the area of CALM land, or at or near the place on CALM land at which the fees are collected, specifying —
 - (i) the fees that are payable; and
 - (ii) the manner in which the fees are to be paid.

(2) In regulation 99(5) delete “(c),” and insert:

(b)(ii),

18. Regulation 99A replaced

Delete regulation 99A and insert:

99A. Landing fees for aircraft

(1) In this regulation and Schedule 1 Division 12 —

aircraft landing area means an area declared under regulation 99B to be an aircraft landing area for the purposes of this regulation;

occupant does not include —

- (a) a person who is under 6 years of age; or
- (b) the pilot or other crew of an aircraft operating under a commercial operations licence.

(2) The fee specified in Schedule 1 Division 12 is payable daily per occupant of an aircraft that lands on an aircraft landing area.

- (3) The person liable to pay the fee is —
 - (a) if the aircraft is operating under a commercial operations licence — the holder of the licence; or
 - (b) in any other case —
 - (i) the person in charge of the aircraft; or
 - (ii) if the person in charge of the aircraft is employed or engaged by another person who is the owner or operator of the aircraft — that other person.
- (4) The person liable under subregulation (3) to pay the fee must pay the fee.
Penalty: a fine of \$1 000.

99B. Aircraft landing areas

- (1) The CEO may, by notice published in the *Gazette*, declare an area of CALM land specified in the notice to be an aircraft landing area for the purposes of regulation 99A.
- (2) An area may be declared to be an aircraft landing area at all times or during a period or periods specified in the notice.
- (3) The CEO may, by notice published in the *Gazette*, amend or revoke any previous notice published under this regulation.
- (4) A notice published under this regulation takes effect on such day after publication as is specified in the notice.

99C. Entrance fees for Monkey Mia Conservation Park

- (1) The relevant fee specified in Schedule 1 Division 10 item 1, 2, 3 or 4 is payable by a person entering the Monkey Mia Conservation Park.
- (2) The CEO is to erect signs at or near the entrance to the Monkey Mia Conservation Park —
 - (a) specifying the fees that are payable under this regulation; and
 - (b) specifying the manner in which the fees are to be paid.
- (3) A person is not liable to pay a fee under subregulation (1) for entry to the Monkey Mia Conservation Park if that person has paid the fee specified in Schedule 1 Division 10 item 5, 6, 7 or 8 for an extended pass for that person to enter the Park at the relevant time.

- (4) A person must pay, in the manner specified on a sign under subregulation (2)(b), a fee for which the person is liable under subregulation (1).

Penalty: a fine of \$200.

19. Regulation 102A amended

- (1) In regulation 102A(1):

- (a) delete “a designated” and insert:

an

- (b) delete “Wilyabrup” and insert:

Wilyabrup

- (2) Delete regulation 102A(5).

20. Schedule 1 amended

Delete the reference after the heading to Schedule 1 and insert:

[r. 49, 83, 92, 97, 98C, 99, 99A,
99C, 100, 100A, 101, 102, 102A
and 103]

21. Schedule 1 Division 1 amended

Delete Schedule 1 Division 1 item 7.

22. Schedule 1 Division 6 amended

After Schedule 1 Division 6 item 3 insert:

- | | | |
|----|---|-------|
| 4. | Fee for site in Dirk Hartog Island National Park — | |
| | each person 16 years of age or over | 18.00 |
| | each person 16 years of age or over who holds a concession card | 13.00 |
| | each person of more than 5 and less than 16 years of age | 2.00 |

23. Schedule 1 Division 10 heading amended

In the heading to Schedule 1 Division 10 delete “Fees” and insert:

Entrance fees

24. Schedule 1 Division 10 amended

In Schedule 1 Division 10 item 3 delete “15.00” and insert:

16.00

25. Schedule 1 Division 12 inserted

At the end of Schedule 1 Division 11 insert:

Division 12 — Landing fees for aircraft

- | | | |
|----|--|-------|
| 1. | Daily landing fee for each occupant of an aircraft landing on an aircraft landing area | 11.00 |
|----|--|-------|

26. Schedule 2 Division 2 amended

In Schedule 2 Division 2:

(a) delete item 31 and insert:

- | | | | |
|-----|-------|--|-----|
| 31. | 40(3) | Failing to comply with direction under regulation 40(1) or (2) | 200 |
|-----|-------|--|-----|

(b) after item 54 insert:

- | | | | |
|-------|--------|---|-----|
| 54aa. | 65A(2) | Unlawful use of vessel storage facility | 200 |
|-------|--------|---|-----|

(c) delete item 69a and insert:

- | | | | |
|------|--------|--|-----|
| 69a. | 99A(4) | Failing to pay landing fee for aircraft | 100 |
| 69b. | 99C(4) | Failing to pay entrance fee for Monkey Mia Conservation Park | 35 |

27. Various penalties amended

In the provisions listed in the Table after “Penalty:” insert:

a fine of

Table

r. 8(1)	r. 9(1)
r. 10	r. 11(1)
r. 12(1), (2), (3) and (3a)	r. 13(1)
r. 14(2)	r. 15

r. 18	r. 19
r. 21(1) and (4)	r. 22
r. 23(1) and (2)	r. 24(1)
r. 25	r. 26
r. 27(2)	r. 28
r. 29(1) and (2)	r. 30(1)
r. 31(1) and (3)	r. 32
r. 34(1) and (4)	r. 35
r. 35A(1)	r. 36
r. 37(1) and (2)	r. 38(1)
r. 39(1) and (2)	r. 41
r. 42	r. 43
r. 46(1) and (2)	r. 47(1), (2) and (3)
r. 48	r. 49(4) and (5)
r. 50	r. 51(1) and (3)
r. 51A(1) and (3)	r. 52(1)
r. 53	r. 54(1) and (2)
r. 55	r. 56(1) and (4)
r. 57	r. 58
r. 59(1), (2) and (3)	r. 60(1)
r. 61	r. 61A
r. 62(1) and (2)	r. 63
r. 64(1), (2) and (4)	r. 65(1)
r. 66(1) and (2)	r. 67(2)
r. 68	r. 69(1), (2), (3), (4) and (6)
r. 70(2)	r. 71(2a)
r. 72(2)	r. 73(1) and (2)

r. 74	r. 75(1), (2) and (4)
r. 76(1) and (3)	r. 88(2)
r. 93(5)	r. 98(3)
r. 99(5)	r. 100(4)
r. 100A(4)	r. 102
r. 102A(3)	r. 103(4)
r. 105(1)	r. 106(1) and (2)
r. 107	r. 108
r. 109	r. 110

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

PETER CONRAN, Clerk of the Executive Council.

CONSUMER PROTECTION

CE301*

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS (SHIRE OF MANJIMUP) ORDER 2010

Made by the Minister for Commerce under section 12E of the Act.

1. Citation

This order is the *Retail Trading Hours (Shire of Manjimup) Order 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) the rest of the order—on the day after that day.

3. Variation of retail trading hours—Shire of Manjimup

(1) This order varies the trading hours of general retail shops (other than motor vehicle shops) within the municipal boundaries of the Shire of Manjimup, other than within the town site of Pemberton.

(2) On the days specified in column 1 of the Table, general retail shops (other than motor vehicle shops) within the municipal boundaries of the Shire of Manjimup, other than within the town site of Pemberton, are required to be closed during the hours specified opposite those days in column 2.

Table

<i>Day</i>	<i>Hours closed</i>
Monday 6 December 2010	until 8.00am and from and after 9.00pm
Tuesday 7 December 2010	until 8.00am and from and after 9.00pm
Wednesday 8 December 2010	until 8.00am and from and after 9.00pm
Friday 10 December 2010	until 8.00am and from and after 9.00pm

<i>Day</i>	<i>Hours closed</i>
Sunday 12 December 2010	until 10.00am and from and after 5.00pm
Monday 13 December 2010	until 8.00am and from and after 9.00pm
Tuesday 14 December 2010	until 8.00am and from and after 9.00pm
Wednesday 15 December 2010	until 8.00am and from and after 9.00pm
Friday 17 December 2010	until 8.00am and from and after 9.00pm
Sunday 19 December 2010	until 10.00am and from and after 5.00pm
Monday 20 December 2010	until 8.00am and from and after 9.00pm
Tuesday 21 December 2010	until 8.00am and from and after 9.00pm
Wednesday 22 December 2010	until 8.00am and from and after 9.00pm
Monday 27 December 2010	until 8.00am and from and after 5.00pm
Tuesday 28 December 2010	until 8.00am and from and after 5.00pm
Wednesday 29 December 2010	until 8.00am and from and after 9.00pm
Saturday 1 January 2011	until 8.00am and from and after 5.00pm

BILL MARMION, Minister for Commerce.

FIRE AND EMERGENCY SERVICES

FE301*

Emergency Management Act 2005

Emergency Management Amendment Regulations (No. 2) 2010

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

1. Citation

These regulations are the *Emergency 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 the day after that day.

3. Regulations amended

These regulations amend the *Emergency Management Regulations 2006*.

4. Regulation 15 amended

In regulation 15:

- (a) in paragraph (j) delete “environment.” and insert:
environment;
- (b) after paragraph (j) insert:
 - (k) loss of or interruption to the supply of natural gas, or liquid fuel as defined in the *Liquid Fuel Emergency Act 1984* (Commonwealth) section 3(1), that is capable of causing or resulting in loss of life, prejudice to the safety, or harm to the health, of a person.

5. Regulation 23B inserted

At the end of Part 3 insert:

23B. Hazard management agency — Coordinator of Energy

The Coordinator as defined in the *Energy Coordination Act 1994* section 3(1) is the hazard management agency of the hazards set out in regulation 15(k) —

- (a) for the aspects of preparedness and response;
and
- (b) for the whole State.

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

PETER CONRAN, Clerk of the Executive Council.

FE302*

Emergency Management Act 2005

Emergency Management Amendment Regulations (No. 3) 2010

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

1. Citation

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

4. Regulation 17 amended

After regulation 17(3) insert:

- (4) FESA is the hazard management agency for the hazard of fire —
 - (a) for the emergency management aspect of response; and
 - (b) for the whole of the State.

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 (Irrungadji Restricted Area)
Regulations 2010**

Made by the Lieutenant-Governor and deputy of 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 (Irrungadji Restricted Area) Regulations 2010*.

2. Commencement

These regulations come into operation as follows —

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

3. Term used: Irrungadji Aboriginal Community

In these regulations —

Irrungadji Aboriginal Community means the area of land described as —

- (a) Lot 204 on Deposited Plan 183007 being the whole of the land in Record of Qualified Certificate of Crown Land Title Volume LR3051 Folio 972; and
- (b) Lot 206 on Deposited Plan 183007 being the whole of the land in Record of Qualified Certificate of Crown Land Title Volume LR3013 Folio 425.

4. Note is not part of regulations

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

5. Declaration of restricted area

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

6. Notice of restricted area

- (1) The Director of Liquor Licensing must take all reasonable steps to cause to be posted, and while the Irrungadji Aboriginal Community continues to be a restricted area by operation of regulation 5 to be kept posted, at each place where a customary access route enters the Irrungadji Aboriginal Community a notice —
 - (a) describing the offences set out in regulation 7; and
 - (b) specifying the penalties for those offences.
- (2) A failure to comply with subregulation (1) does not invalidate the declaration in regulation 5.

7. Prohibitions as to liquor in the Irrungadji Aboriginal Community

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

commits an offence.

Penalty:

- (a) if subregulation (2) applies, a fine of \$5 000;
 - (b) in any other case, a fine of \$2 000.
- (2) This subregulation applies to an offence under subregulation (1) committed by a licensee, a manager of licensed premises or a director of a body corporate that holds a licence.

8. Seizure and disposal of containers of liquor

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

9. Period during which these regulations have effect

Unless sooner repealed, these regulations have effect for the period that ends on the day 3 years after the day on which these regulations, other than regulations 1 and 2, come into operation under regulation 2(b).

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

Recommended by the Minister,

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

PETER CONRAN, Clerk of the Executive Council.

RG302*

Liquor Control Act 1988

Liquor Control Amendment Regulations (No. 8) 2010

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

1. Citation

These regulations are the *Liquor Control 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 *Liquor Control Regulations 1989*.

4. Regulation 27 amended

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

<p><i>Liquor Control (Irrungadji Restricted Area) Regulations 2010</i> regulation 7(1)</p>
--

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

PETER CONRAN, Clerk of the Executive Council.

RG303*

Liquor Control Act 1988

Liquor Control (Punmu Restricted Area) Regulations 2010

Made by the Lieutenant-Governor and deputy of 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 (Punmu Restricted Area) Regulations 2010*.

2. Commencement

These regulations come into operation as follows —

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

3. Terms used

In these regulations —

aerial means the telecommunications installation located at Latitude 22 degrees 2 minutes 40.36 seconds South and Longitude 123 degrees 7 minutes 22.29 seconds East;

Punmu Aboriginal Community means that part of Lot 13 on Deposited Plan 240373 (Record of Qualified Certificate of Crown Land Title Volume LR 3124 Folio 556) that is within the area bounded by the circumference of a circle with —

- (a) the aerial at the centre; and
- (b) a radius of 30 kilometres.

4. Note is not part of regulations

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

5. Declaration of restricted area

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

6. Notice of restricted area

- (1) The Director of Liquor Licensing must take all reasonable steps to cause to be posted, and while the Punmu Aboriginal Community continues to be a restricted area by operation of regulation 5 to be kept posted, at each place where a customary access route enters the Punmu Aboriginal Community a notice —
 - (a) describing the offences set out in regulation 7; and
 - (b) specifying the penalties for those offences.
- (2) A failure to comply with subregulation (1) does not invalidate the declaration in regulation 5.

7. Prohibitions as to liquor in the Punmu Aboriginal Community

- (1) In this regulation —

exempt person means the driver of or a passenger in a transiting vehicle;

transiting vehicle means a vehicle that transits the Punmu Aboriginal Community on a public road without —

 - (a) stopping; or
 - (b) discharging any person or item.
- (2) A person, other than an exempt person, who —
 - (a) brings liquor into, or causes liquor to be brought into, the Punmu Aboriginal Community; or
 - (b) has liquor in his or her possession in the Punmu Aboriginal Community,

commits an offence.

Penalty:

- (a) if subregulation (3) applies, a fine of \$5 000;
 - (b) in any other case, a fine of \$2 000.
- (3) This subregulation applies to an offence under subregulation (2) committed by a licensee, a manager of licensed premises or a director of a body corporate that holds a licence.

8. Seizure and disposal of containers of liquor

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

9. Period during which these regulations have effect

Unless sooner repealed, these regulations have effect for the period that ends on the day 3 years after the day on which these regulations, other than regulations 1 and 2, come into operation under regulation 2(b).

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

Recommended by the Minister,

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

PETER CONRAN, Clerk of the Executive Council.

RG304*

Liquor Control Act 1988

Liquor Control Amendment Regulations (No. 9) 2010

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

1. Citation

These regulations are the *Liquor Control Amendment Regulations (No. 9) 2010*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Liquor Control Regulations 1989*.

4. Regulation 27 amended

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

<p><i>Liquor Control (Punmu Restricted Area) Regulations 2010 regulation 7(2)</i></p>

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

PETER CONRAN, Clerk of the Executive Council.

— PART 2 —

EDUCATION

ED401***UNIVERSITY OF WESTERN AUSTRALIA ACT 1911****UNIVERSITY OF WESTERN AUSTRALIA SENATE (APPOINTMENT OF MEMBER)
INSTRUMENT (NO. 1) 2010**

Made by the Governor in Executive Council under section 8(1)(a) of the *University of Western Australia Act 1911*.

Citation

1. This is the *University of Western Australia Senate (Appointment of Member) Instrument (No. 1) 2010*.

Appointment of member

2. Mr Robert John Inverarity is appointed to be a member of the Senate of the University for a second term of office from 22 October 2010 to 21 October 2014.

Dated this 19th day of October 2010.

PETER CONRAN, Clerk of the Executive Council.

ED402***CURTIN UNIVERSITY OF TECHNOLOGY ACT 1966****CURTIN UNIVERSITY OF TECHNOLOGY COUNCIL (APPOINTMENT OF MEMBER)
INSTRUMENT (NO. 1) 2010**

Made by the Governor in Executive Council under section 9(1)(a) of the *Curtin University of Technology Act 1966*.

Citation

1. This is the *Curtin University of Technology Council (Appointment of Member) Instrument (No. 1) 2010*.

Appointment of member

2. Mr Colin Beckett is appointed to be a member of the Council of Curtin University of Technology for a term of office of three years commencing on the date of appointment.

Dated this 19th day of October 2010.

PETER CONRAN, Clerk of the Executive Council.

FISHERIES

FI401***FISH RESOURCES MANAGEMENT ACT 1994****WEST COAST DEMERSAL SCALEFISH FISHERY (INTERIM) MANAGEMENT PLAN
AMENDMENT 2010**

FD 297/07 [996]

Made by the Minister under section 54.

1. Citation

This instrument is the *West Coast Demersal Scalefish Fishery (Interim) Management Plan Amendment 2010*.

2. Management plan amended

The amendments in this instrument are to the *West Coast Demersal Scalefish (Interim) Management Plan 2007*.

3. Clause 15 amended

In clause 15 delete “that expired on 31 December 2009”.

4. Schedule 8 amended

In Schedule 8—

- (a) delete “- 2010”
- (b) delete “\$2.19” and insert—
\$3.52
- (c) delete “\$1.19” and insert—
\$1.94
- (d) delete “\$2.39” and insert—
\$3.90

Dated this 30th day of November 2010.

NORMAN MOORE, Minister for Fisheries.

FI402***FISH RESOURCES MANAGEMENT ACT 1994****MACKEREL FISHERY (INTERIM) MANAGEMENT PLAN AMENDMENT 2010**

FD 2242/00 [997]

Made by the Minister under section 54.

1. Citation

This instrument is the *Mackerel Fishery (Interim) Management Plan Amendment 2010*.

2. Management plan amended

The amendments in this instrument are to the *Mackerel Fishery (Interim) Management Plan 2004*.

3. Clause 15 amended

In clause 15—

- (a) subclause (1) delete “that will expire on 31 December 2010 or 31 December 2011”;
- (b) delete subclause (2).

4. Schedule 5 amended

In Schedule 5—

- (a) delete “\$8.39” and insert—
\$11.81
- (b) delete “\$7.97” and insert—
\$11.81
- (c) delete “\$7.92” and insert—
\$11.81
- (d) delete “\$1.51” and insert—
\$1.30
- (e) delete “\$0.88” and insert—
\$1.30
- (f) delete “\$0.55” and insert—
\$1.10

Dated this 30th day of November 2010.

NORMAN MOORE, Minister for Fisheries.

FI403***FISH RESOURCES MANAGEMENT ACT 1994****WEST COAST DEEP SEA CRUSTACEAN FISHERY (INTERIM) MANAGEMENT PLAN
AMENDMENT 2010**

FD 566/06 [998]

Made by the Minister under section 54.

1. Citation

This instrument is the *West Coast Deep Sea Crustacean Fishery (Interim) Management Plan Amendment 2010*.

2. Management plan amended

The amendment in this instrument is to the *West Coast Deep Sea Crustacean Fishery (Interim) Management Plan 2007*.

3. Schedule 3 amended

In Schedule 3 delete "\$11,450.00" and insert—
\$19,072.44

Dated this 30th day of November 2010.

NORMAN MOORE, Minister for Fisheries.

HEALTH

HE401*

ALCOHOL AND DRUG AUTHORITY ACT 1974**WESTERN AUSTRALIAN ALCOHOL AND DRUG AUTHORITY (APPOINTMENT OF MEMBERS)
INSTRUMENT 2010**

Made by the Lieutenant-Governor and deputy of the Governor under section 5 of the Act.

1. Citation

This instrument may be cited as the *Western Australian Alcohol and Drug Authority (Appointment of Members) Instrument 2010*.

2. Interpretation

In this instrument—

“the Act” means the *Alcohol and Drug Authority Act 1974*; and

“the Authority” means the Western Australian Alcohol and Drug Authority established under section 5 of the Act.

3. Appointment of Members

Pursuant to section 5(1) of the Act the appointment to the Authority of Professor Gary Cornelis Geelhoed, Professor Steven John Allsop, Dr Tarun Stephen Weeramanthri, and Assistant Professor Violet Dawn Bacon as members to the Authority are approved for a term of three years commencing on 1 January 2011.

4. Appointment of Chairman

The appointment of Professor Gary Cornelis Geelhoed as Chairman of the Authority pursuant to section 5(2) of the Act is approved for a term of three years commencing on 1 January 2011.

5. Appointment of Deputy Chairman

The appointment of Professor Steven John Allsop as Deputy Chairman of the Authority pursuant to section 5(2) of the Act is approved for a term of three years commencing on 1 January 2011.

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

PETER CONRAN, Clerk of the Executive Council.

HERITAGE

HR101*

CORRECTION**HERITAGE OF WESTERN AUSTRALIA ACT 1990****ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES**

In the notice published in the *Government Gazette* dated 24 March 1992, item HR402 on page 1319, two errors occurred.

Firstly, the land description for **Royal Perth Hospital Administration Building (Former Nurses Home)** in Murray Street, Perth was incorrect. The correct entry for that part of the notice should read—

Pt Lot 915 on DP 183229 being pt of the land contained in C/T 2726/337 as shown on HCWA survey drawing 2048.

Secondly, the land description for **Royal Perth Hospital (Kirkman House)** in Murray Street, Perth was incorrect. The correct entry for that part of the notice should read—

Pt Lot 915 on DP 183229 being pt of the land contained in C/T 2726/337 as shown on HCWA survey drawing 2049.

GRAEME GAMMIE, Executive Director,
Office of the Heritage Council of W.A.
108 Adelaide Terrace, East Perth WA 6004.

Dated this 3 day of December 2010.

LANDS

LA401*

TRANSFER OF LAND ACT 1893
APPLICATION L458823

Take notice that Clifford James Osgood and Geraldine Anne Osgood both of 21 Herbert Road, York have made application to be registered under the Act as proprietors of an estate in fee simple in possession in the land situated at 21 Herbert Road, York being York Suburban Lot 280 and being Lot 280 on Deposited Plan 209827 containing 2.4281 hectares being the whole of the Land comprised in Memorial Book XXIX No. 200.

All persons other than the applicants claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge in this office on or before 24 December 2010 a caveat forbidding the land being brought under the operation of the Act.

BRUCE ROBERTS, Registrar of Titles.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995
City of Swan
(BASIS OF RATES)

Department of Local Government.

DLG: SW5-4#05

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 Schedules hereunder shall be gross rental value for the purposes of rating with effect from 3 December 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA

City of Swan

All that portion of land comprised in the schedules below—

SCHEDULE "A"

All those portions of land being Lot 3 on Diagram 11693; Lot 1 on Diagram 44697 and Lot 213 on Diagram 62721.

SCHEDULE "B"

All those portions of land being Lot 90 and Lot 93 on Plan 3551; Lot 349 on Plan 4560; Lot 31 on Plan 12868 and Lot 69 on Plan 23362.

SCHEDULE "C"

All those portions of land being Lot 201 on Deposited Plan 48633; Lot 2 on Deposited Plan 49966; Lot 181 on Deposited Plan 52653; Lot 9000 on Deposited Plan 55665; Lot 9029 on Deposited Plan

61233; Lots 1 to 9 inclusive, Lots 21 to 42 inclusive, Lots 87 to 101 inclusive, Lots 104 to 108 inclusive, Lots 161 to 165 inclusive, Lots 168 to 172 inclusive, Lots 175 to 181 inclusive and Lot 8001 on Deposited Plan 66963; Lot 500 on Deposited Plan 67813 and Lots 182 to 219 inclusive, Lot 8004 and Lots 9002 to 9004 inclusive on Deposited Plan 69287.

LG402***BUSH FIRES ACT 1954***Shire of Cranbrook*

APPOINTMENTS

In accordance with the *Bush Fire Act 1954* the Shire of Cranbrook has appointed the following officers to the respective positions for the 2010/2011 fire season—

Chief Bush Fire Control Officer — David Packard

1st Deputy Chief Bush Fire Control Officer — Tom Ettridge

2nd Deputy Chief Bush Fire Control Officer — Ian Lawrence

Base Radio Operator — David Preston

Bushfire Control Officers—

East Cranbrook	PG Drage	(Fire Weather Advisory Group)
East Cranbrook	F Fiegert	
East Cranbrook	P Horrocks	
Central	I Walsh	
Central	I Lehmann	(Fire Weather Advisory Group)
Central	P Climie	
Central	K Wilson	
Cranbrook Town	D Childs	
Cranbrook Town	G Melia	
Cranbrook Town	A Standish	
Tenterden	D Packard	(Fire Weather Advisory Group)
Tenterden	G Mengler	
Tenterden	J Davis	
Tenterden	M Jefferies	
Tenterden	K Gibson	
Tunney	G Marshall	
Tunney	I Lawrence	(Fire Weather Advisory Group)
Tunney	K Hearn	
Tunney	G Lawrence	
Woolonga	B Smith	
Woolonga	M Addis	
Woolonga	F Smith	
Woolonga	A Steike	
Nunijup	AB Parsons	(Fire Weather Advisory Group)
Nunijup	RH Jackson	
Nunijup	SP Squire	
Nunijup	K Watterson	
Kybellup	R Hilder	(Fire Weather Advisory Group)
Kybellup	R Jackson	
Gordon	R Egerton-Warburton	
Gordon	A Alvarez De Toledo	
Gordon	I Pope	
Gordon	G Warburton	
Frankland	W Lange	
Frankland	M Toovey	(Fire Weather Advisory Group)
Frankland Town	A Murray	
Frankland Town	N Waterman	
Bokerup/Unicup	G Banks	
Bokerup/Unicup	T Ettridge	(Fire Weather Advisory Group)
Bokerup/Unicup	R Crosby	
Bokerup/Unicup	R Morey	
Bokerup/Unicup	J Roberts	

MARINE/MARITIME

MX401*

**WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958****PROHIBITED SWIMMING AREA**

Heirisson Island, Swan River

Department of Transport,
Fremantle WA, 3 December 2010.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close all of the following waters to swimming, between 7:15 pm and 8:15 pm on Monday 6 December 2010.

Heirisson Island: All the waters within a 200 metre radius of the firing point located on the north eastern shore of Heirisson Island opposite the Burswood Casino.

This area is set aside for safety measures during the set up and display of pyrotechnics.

DAVID HARROD FNI, General Manager,
Marine Safety, Department of Transport

MX402*

**WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958****WATER SKI AREAS**

Barefoot Water Skiing

Barkers Bridge/Lilac Hill

Department of Transport,
Fremantle WA, 3 December 2010.

Acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, the Department of Transport, by this notice defines and sets aside all that portion of the Swan River commencing at a point 175 metres upstream of Barkers Bridge and extending for 750 metres upstream, for the purpose of barefoot water skiing, providing that this area is confined to members of the Australian Barefoot Water Ski Club (Western Australian Division (Inc)) operating ski vessels compliant with the World Barefoot Rulebook and will only apply between the hours of 0800 hrs and Sunset on every Wednesday and Saturday from 1 December 2010 to 31 December 2011.

DAVID HARROD FNI, General Manager,
Marine Safety, Department of Transport.

MINERALS AND PETROLEUM

MP401*

PETROLEUM (SUBMERGED LANDS) ACT 1982**GRANT OF RENEWAL OF PIPELINE LICENCE**

The Renewal of Pipeline Licence TPL/4 (R1) was granted to Apache Oil Australia Pty Ltd, Pan Pacific Petroleum (South Australia) Pty Ltd, Santos (BOL) Pty Ltd and Tap (Shelfal) Pty Ltd to have effect for a period of 5 years from 10 November 2008.

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

MP402*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006**EXPIRY OF PETROLEUM EXPLORATION PERMIT WA-286-P**

Petroleum Exploration Permit WA-286-P held by ROC Oil (WA) Pty Limited, AWE Oil (Western Australia) Pty Ltd, CIECO Energy Australia Pty Ltd and ARC (Offshore PB) Limited expired on 30 November 2010.

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

MP403*

Commonwealth of Australia
OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006
 GRANT OF PETROLEUM EXPLORATION PERMIT WA-452-P

Petroleum Exploration Permit No. WA-452-P has been granted to Riverina Energy Limited to have effect for a period of six (6) years from and including 30 November 2010.

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

MP404*

MINING ACT 1978
 INSTRUMENT OF CANCELLATION OF EXEMPTION OF LAND

The Minister for Mines and Petroleum, pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby CANCELS the exemptions designated 'S19/188', 'S19/189', 'S19/191', 'S19/192' and 'S19/193' in Tengraph and portion of 'S19/190' described and shown bordered yellow on pages 241 and 242 of Mines File A1620/200405 all of which were granted on 9 May 2005 and gazetted on 20 May 2005. The subject land is now subject to Divisions 1 to 5 of Part IV of the *Mining Act 1978*.

Dated at Perth this 19th day of November 2010.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

MP405*

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 mining tenements are forfeited for the non-lodgement of the annual Operations Report (Form 5).

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
EXPLORATION LICENCE		
15/1085	Aust. Gen Qian Mining Pty Ltd	Coolgardie
15/1086	Aust. Gen Qian Mining Pty Ltd	Coolgardie
15/1087	Aust. Gen Qian Mining Pty Ltd	Coolgardie
15/1088	Aust. Gen Qian Mining Pty Ltd	Coolgardie
15/1089	Aust. Gen Qian Mining Pty Ltd	Coolgardie
15/1090	Aust. Gen Qian Mining Pty Ltd	Coolgardie
27/376	Brightflow Investments Pty Ltd	North East Coolgardie
45/2927	Coppin, Langtree Christopher	Pilbara

MP406*

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 the non-compliance with the expenditure condition.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
EXPLORATION LICENCE		
28/1479	Shannon Resources Ltd	North Coolgardie
28/1480	Shannon Resources Ltd	North Coolgardie
38/1433	3D Resources Ltd Platquest Resources Pty Ltd	Mt Margaret
MINING LEASE		
08/46	McDonald; Lawrence George	Ashburton

MP407*

MINING ACT 1978
FORFEITURE

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

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 breach of covenant being failure to comply with the prescribed expenditure condition.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
EXPLORATION LICENCE		
63/1162	Pangaea Metals Ltd	Dundas
63/1163	Pangaea Metals Ltd	Dundas
63/1164	Pangaea Metals Ltd	Dundas
77/1279	Pangaea Metals Ltd	Yilgarn
77/1310	Phillips; Glen	Yilgarn
77/1311	Phillips; Glen	Yilgarn

MP408*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Southern Cross WA 6426.

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.

S. WILSON, Warden.

To be heard by the Warden at Southern Cross on 11 January 2011.

YILGARN MINERAL FIELD
Prospecting Licences

P 77/3870 Plowman, Richard

MP409*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Southern Cross WA 6426.

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 non-compliance with the reporting provisions.

S. WILSON, Warden.

To be heard by the Warden at Southern Cross on 11 January 2011.

YILGARN MINERAL FIELD

Prospecting Licences

P 77/3766 Champion, Brian

MP410*

MINING ACT 1978

INSTRUMENT OF EXEMPTION OF LAND

The Minister responsible for the *Mining Act 1978*, pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby declares the land described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) exempt from Divisions 1 to 5 of Part IV of the *Mining Act 1978*.

Description of Land

Land designated S19/321 in the TENGRAPH electronic plan of the Department of Mines and Petroleum. A geospatial description is filed at pages 50 and 51 of Department of Mines and Petroleum File No. T2149/200901.

Area of Land

718.5199 hectares

Locality

Gindalbie

Dated at Perth this 19th day of November 2010.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

MP411*

MINING ACT 1978

INSTRUMENT OF EXEMPTION OF LAND

The Minister for Mines and Petroleum pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby grants that area described hereunder (not being private land or land that is the subject of a mining tenement or an application) from Divisions 1 to 5 of Part IV of the *Mining Act 1978*, for a period of two years.

Description of Land

Land designated as Exploration Licence 59/1059 (E59/1059) in the Tengraph electronic plan of the Department of Mines and Petroleum. A geospatial description of the exempted land is filed at pages 107 and 108 of Department of Mines and Petroleum File No. T1435/200801

Area of Land

5089.8630 hectares

Dated at Perth this 24th day of November 2010.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

MP412*

MINING ACT 1978

INTENDED HEARING OF APPLICATION FOR FORFEITURE OF MINING TENEMENT

In accordance with Regulation 49(2) of the *Mining Regulations 1981*, notice is hereby given that following mining tenement is liable to forfeiture pursuant to the provisions of section 96(1)(a) of the *Mining Act 1978* for non-payment of annual rent in advance.

S. WILSON, Warden.

The application for forfeiture is to be heard before the Warden in Open Court, Court Room 83, Level 8, Central Law Courts, 501 Hay Street, Perth at 9.30am on 21 January 2011

SOUTH WEST MINERAL FIELD

Prospecting Licence

70//1477 Prumm Corporation Pty Ltd

MP413*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Leonora WA 6438.

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.

TANYA WATT, Warden.

To be heard by the Warden at LEONORA on 6 January 2011.

MT MARGARET MINERAL FIELD
Prospecting Licences

P 37/7687	Legendre, Bruce Robert
P 38/3789	Ucabs Pty Ltd
P 38/3790	Ucabs Pty Ltd
P 38/3791	Ucabs Pty Ltd
P 38/3792	Ucabs Pty Ltd
P 38/3793	Ucabs Pty Ltd
P 38/3794	Ucabs Pty Ltd
P 38/3795	Ucabs Pty Ltd
P 38/3796	Ucabs Pty Ltd
P 38/3797	Ucabs Pty Ltd
P 38/3798	Ucabs Pty Ltd
P 38/3813	Argus, Stephen George

MP414*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Leonora WA 6438.

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.

TANYA WATT, Warden.

To be heard by the Warden at Leonora on 6 January 2011.

MT MARGARET MINERAL FIELD
Prospecting Licences

P37/7051	Halloran, Wayne Vincent
P 38/3656	Crescent Gold Ltd
P 38/3657	Crescent Gold Ltd
P 38/3658	Crescent Gold Ltd
P 38/3659	Crescent Gold Ltd
P 38/3660	Crescent Gold Ltd
P 38/3661	Crescent Gold Ltd
P 38/3662	Crescent Gold Ltd
P 38/3663	Crescent Gold Ltd
P 38/3664	Crescent Gold Ltd
P 38/3665	Crescent Gold Ltd
P 38/3667	Crescent Gold Ltd
P 38/3671	Crescent Gold Ltd
P 38/3674	Crescent Gold Ltd

MT MARGARET MINERAL FIELD—*continued*Prospecting Licences—*continued*

P 38/3675	Crescent Gold Ltd
P 38/3676	Crescent Gold Ltd
P 39/4317	Crew, Ross Frederick
P 39/4361	Wiltshire, Peter Andrew
P 39/4363	Wiltshire, Peter Andrew
P 39/4366	Wiltshire, Peter Andrew
P 39/4367	Wiltshire, Peter Andrew
P 39/4368	Wiltshire, Peter Andrew
P 39/4369	Wiltshire, Peter Andrew
P 39/4370	Wiltshire, Peter Andrew
P 39/4371	Wiltshire, Peter Andrew
P 39/4372	Wiltshire, Peter Andrew
P 39/4373	Wiltshire, Peter Andrew
P 39/4374	Wiltshire, Peter Andrew
P 39/4375	Wiltshire, Peter Andrew
P 39/4610	Avoca Resources Ltd
P 39/4611	Avoca Resources Ltd
P 39/4612	Avoca Resources Ltd
P 39/4613	Avoca Resources Ltd
P 39/4614	Avoca Resources Ltd
P 39/4615	Avoca Resources Ltd
P 39/4616	Avoca Resources Ltd
P 39/4622	Dixon, Trevor John
P 39/4623	Dixon, Trevor John
P 39/4624	McKnight, Russell Geoffrey
P 39/4625	McKnight, Russell Geoffrey
P 39/4626	McKnight, Russell Geoffrey
P 39/4627	McKnight, Russell Geoffrey
P 39/4628	McKnight, Russell Geoffrey
P 39/4629	McKnight, Russell Geoffrey
P 39/4630	McKnight, Russell Geoffrey
P 39/4631	McKnight, Russell Geoffrey
P 39/4632	McKnight, Russell Geoffrey
P 39/4633	McKnight, Russell Geoffrey
P 39/4634	McKnight, Russell Geoffrey
P 39/4635	McKnight, Russell Geoffrey
P 39/4636	Dixon, Trevor John
P 39/4674	Saracen Gold Mines Pty Ltd
P 39/4797	Crescent Gold Ltd

MP415***MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Norseman WA 6443.

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 non-compliance with the reporting provisions.

G. BENN, Warden.

To be heard by the Warden at Norseman on 18 January 2011.

DUNDAS MINERAL FIELD

Prospecting Licences

P 63/1647	Nolan, David Andrew
P 63/1648	Nolan, David Andrew

MP416*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Coolgardie WA 6429.

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.

G. BENN, Warden.

To be heard by the Warden at Coolgardie on 17 January 2011.

COOLGARDIE MINERAL FIELD
Prospecting Licences

P 15/5002	La Mancha Resources Australia Pty Ltd
P16/2306	Buswell; Philip Henry
P 16/2471	Heron Resources Ltd

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Albany
Town Planning Scheme No. 3—Amendment No. 283

Ref: TPS/0076

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 Albany local planning scheme amendment on 25 November 2010 for the purpose of—

- Rezoning Lots 23-24 Lancaster Road, McKail from the Place of Public Assembly zone to the Residential zone with an R30 density code.
- Changing the residential density code for Lots 26 & 27 Alfred Road and Lots 57 & 58 Albany Highway from R20 to R30.
- Rezoning Lots 29, 31 and 33 Alfred Road from the Public Purposes Reserve to the Residential zone with an R30 density code.
- Rezoning Lot 25 Lancaster Road and Lot 37 Albany Highway from the Residential zone to the Local Shopping zone.
- Rezoning Lots 35 & 59 Albany Highway from the Service Station zone to the Local Shopping zone.
- Incorporating Lot 25 Lancaster Road and Lots 60, 59, 35, 37, 58 & 57 Albany Highway within Schedule II—Additional Use Sites of the Scheme Text in the following manner—

Code No.	Land Particulars	Additional Uses	Special Conditions
12	Lot 25 Lancaster Road. Lots 60, 59, 35, 37, 58 & 57 Albany Highway	Multiple dwellings (AA) Grouped dwellings (AA) Educational Establishment (AA) Office (AA) Home Business (AA)	A preliminary Site Investigation (PSI) is to be carried out prior to any application to subdivide or develop the land. The PSI and any necessary detailed site investigations, management plans and/or remediation are to be prepared and undertaken in accordance with the requirements of the relevant environmental agency. Subdivision and development is to be in accordance with a Detailed Area Plan approved and adopted by Council. The plan is to incorporate Main Roads WA access requirements

Code No.	Land Particulars	Additional Uses	Special Conditions
			<p>and provide for any potential impact on residential or other sensitive uses from the continuation of the current use of Lot 23 Lancaster Road and traffic noise from Albany Highway.</p> <p>The R40 code and Mixed Use development requirements, as set out in the Residential Design Codes, shall apply to the development of dwellings in conjunction with commercial and/or other non-residential uses within the Additional Use site.</p> <p>A total maximum Retail Net Lettable Area (NLA) of 600m², plus a maximum floorspace of 200m² for a restaurant shall apply within the Local Shopping zone.</p> <p>A total maximum floorspace of 400m² shall apply to all permissibly non Shop/Retail commercial and professional uses within the Additional Use site.</p>

7. Replacing the final row within Table II under clause 5.26 of the Scheme titled "Touristville" with the following—

Centre Name	Description of Land	Zone	Maximum Net Lettable Area (NLA)
McKail General Store	Lot 25 Lancaster Road. Lots 60, 59, 35, 37, 58 & 57 Albany Highway, McKail.	Local Shopping Additional Use	600m ² NLA Retail 200m ² NLA Restaurant 400m ² NLA Non Shop/Retail Commercial & Professional Uses Note: Special Conditions apply under Additional Use Site No. 12.

8. Amending the Scheme Map accordingly.

M. J. EVANS, Mayor.
J. BONKER, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Boddington
Town Planning Scheme No. 2—Amendment No. 28

Ref: TPS/0211

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 25 November 2010 for the purpose of—

- Rezoning Lots 53 and 81 Ranford Retreat and River Road, Ranford, from "Rural Residential" to "Special Residential".
- Amending the Scheme Map accordingly.
- Incorporating the following provisions into Appendix 5 of Town Planning Scheme No. 2—

Description of Land Comprised in Special Residential Zone	Provisions Relating To Special Residential Zones
Lot 53 Ranford Retreat and Lot 81 River Road, Ranford.	<p>1. Prior to any subdivision, a Subdivision Guide Plan shall be prepared by the applicant and endorsed by both the Council and the Western Australian Planning Commission. Subdivision shall generally be in accordance with the endorsed Subdivision Guide Plan.</p> <p>2. Adoption and endorsement of the Subdivision Guide Plan shall be in accordance with the requirements of Clauses 7.2.8-7.2.10 inclusive of Town Planning Scheme No. 2.</p>

Description of Land Comprised in Special Residential Zone	Provisions Relating To Special Residential Zones
	<p>3. The Subdivision Guide Plan is required to appropriately address matters including—</p> <ul style="list-style-type: none"> • vehicular, pedestrian and cyclist safety and connectivity to adjoining and nearby properties; • building envelope locations and/or setbacks; • water management; and • landscaping and revegetation principles. <p>4. The minimum lot size shall be 2000m².</p> <p>5. All new lots shall be connected to a reticulated water supply.</p> <p>6. The following matters are to be addressed at subdivision stage—</p> <ul style="list-style-type: none"> • contribution to a dual use path adjoining the site on River Road and Ranford Retreat; • road widening on River Road on Lot 81 as indicated on the Subdivision Guide Plan; • provision of public open space or a cash-in-lieu payment as appropriate; • preparation and implementation of Building and Landscaping Design Guidelines; and • preparation and implementation of an Urban Water Management Plan. <p>7. No building shall be constructed of materials or colours which in the opinion of the Council are undesirable for the locality.</p> <p>8. Nutrient stripping wastewater systems will be required unless suitably justified to the satisfaction of the Council.</p>

P. R. CARROTTS, Shire President.
G. A. SHERRY, Chief Executive Officer.

PI403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Gosnells
Town Planning Scheme No. 17—Amendment No. 2

Ref: 853/2/25/18 Pt 2

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 Gosnells local planning scheme amendment on 25 November 2010 for the purpose of—

1. Inserting into Section 3.0—
 - (v) Town Planning Scheme No. 17 Map Amendment No. 2
2. Inserting into Section 13.7—

The owners of properties contained within the catchment area for the sewer pipes as shown on “Town Planning Scheme 17 Scheme Map Amendment No. 2” and signed by the Chief Executive Officer shall pay to Council prior to clearance of the Plan or Diagram of Survey by Council the sum of the amount(s) applicable to their lot(s) as shown in the table titled “TOWN PLANNING SCHEME NO. 17—SEWER COSTS 1”. These costs shall be subject to the provisions of Clause 13.3.
3. Inserting into Section 14.5—

Subject to the provision of this Scheme, the owner of each lot listed in table “TOWN PLANNING SCHEME NO. 17—SEWER COSTS 1” shall, in addition to the costs required in Clause 14.1, pay to Council or prior to clearance of the Plan or Diagram of Survey of the subdivision by Council the sum of the amount(s) applicable to his lot(s) as shown in the table.
4. Replacing—
 - 13.3(a) the actual costs of the works compounded annually at 10% as an inflationary factor

with

 - 13.3(a) the actual costs of the works reviewed on an annual basis.

5. Modifying the existing notation associated with the table titled "TOWN PLANNING SCHEME NO. 17—DRAINAGE COSTS 1" to replace—

Correct as at 15 July 1997 costs to be compounded at 10% per annum in accordance with Clause 13.3

with

Correct as at 15 July 1997. Costs to be reviewed in accordance with Clause 13.3 of the Scheme.

O. SEARLE, Mayor.

I. COWIE, Chief Executive Officer.

PI404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Joondalup
 District Planning Scheme No. 2—Amendment No. 46

Ref: TPS/0263

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 Joondalup local planning scheme amendment on 25 November 2010 for the purpose of—

1. Removing the 'Public Use' reservation from Lot 9867 (63) Mulligan Drive, Greenwood and zoning the site 'Urban Development'.
2. Changing the density code for Lot 9867 (63) Mulligan Drive, Greenwood from R20 to uncoded.

T. PICKARD, Mayor.

G. HUNT, Chief Executive Officer.

PI405*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Mandurah
 Town Planning Scheme No. 3—Amendment No. 97

Ref: 853/6/13/12 Pt 97

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Mandurah local planning scheme amendment on 25 November 2010 for the purpose of—

1. The land within Lots 5 and 950 Marsh Place zoned 'Tourist' being zoned 'Urban Development'.
2. Amending Scheme Map accordingly.

P. CREEVEY, Mayor.

M. NEWMAN, Chief Executive Officer.

PI406*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Menzies
 Town Planning Scheme No. 1—Amendment No. 5

Ref: 853/11/10/1 Pt 5

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 Menzies local planning scheme amendment on 25 November 2010 for the purpose of inserting the following after clause 8.2(b)(ii)—

- (iii) the proposal is for a transportable dwelling or relocated structure intended to be modified for use as a dwelling and is located within a Townsite as shown on the scheme maps.

G. DWYER, Shire President.

B. SEALE, Chief Executive Officer.

PI407*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Wyndham-East Kimberley
Town Planning Scheme No. 7—Amendment No. 26

Ref: 853/7/5/9 Pt 26

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 Wyndham-East Kimberley local planning scheme amendment on 25 November 2010 for the purpose of—

1. Rezoning Lot 500 Hibiscus Drive, Gardenia Drive, Victoria Highway and part undefined vacant crown land from Residential Zone (R15, R15/R50) General Rural Zone and Parks and Recreation Reserve, Public Purpose (Drain) Reserve, Local Road (No Zone) to Residential Development Zone.
2. Amending the Scheme Amendment Maps accordingly.

F. MILLS, Shire President.
G. GAFFNEY, Chief Executive Officer.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984
MINISTERIAL ACTING ARRANGEMENTS

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

Hon J. H. D. Day 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 16 to 22 December 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 appointment of the following Ministers to act temporarily in the portfolio of Minister for Agriculture and Food; Forestry; Minister Assisting the Minister for Education, during the absence of the Hon D. T. Redman MLA—

- Hon B. J. Grylls MLA for the period 8 to 11 January 2011 inclusive; and
- Hon T. K. Waldron MLA for the period 12 to 23 January 2011 inclusive.

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

RACING, GAMING AND LIQUOR

RG401

GAMING AND WAGERING COMMISSION ACT 1987
APPOINTMENTS

Gaming and Wagering Commission
of Western Australia.

Under section 12(1) of the *Gaming and Wagering Commission Act 1987*, the Minister for Racing and Gaming appointed—

1. Mr Jeffrey Phillip Carr, of 11 Clarence Street, South Perth as a member of the Gaming and Wagering Commission of Western Australia for a term commencing from 1 January 2011 and expiring on 31 December 2011.

2. Ms Helen Cogan of 176 Lake Street, Northbridge as a member of the Gaming and Wagering Commission of Western Australia for a term commencing from 1 January 2011 and expiring on 31 December 2011.

Dated this 30th day of November 2010.

BARRY A. SARGEANT, Director General,
Department of Racing, Gaming and Liquor.

SALARIES AND ALLOWANCES TRIBUNAL

SX401*

SALARIES AND ALLOWANCES ACT 1975

SALARIES AND ALLOWANCES TRIBUNAL

Determination on the Remuneration of Full-Time Senior and Ordinary Members of the State Administrative Tribunal

Section 6(1)(e) of the *Salaries and Allowances Act 1975* (“the Act”) requires the Salaries and Allowances Tribunal (“the Tribunal”), at intervals of not more than twelve months, to inquire into and determine the remuneration to be paid to a person holding any office prescribed for this section.

BACKGROUND

The Tribunal has today issued a report under Section 7 of the Act to the Minister recommending two adjustments of 3.6 per cent and 3.52 per cent effective from 1 November 2010 and 1 May 2011 in the remuneration to be paid to Judges of the Supreme and District Courts, Masters of the Supreme Court, Magistrates and the Parliamentary Inspector of the Corruption and Crime Commission.

This determination provides for the two remuneration increases of 3.6 per cent and 3.52 per cent to flow through to the full-time Senior and Ordinary non-judicial Members of the State Administrative Tribunal (“Members”).

CURRENT INQUIRY

In discharging its statutory requirements with respect to the remuneration of Members, the Tribunal’s approach has been to—

- advertise for public submissions;
- write to key office holders; and
- consider relevant labour market and economic data.

This process provides an opportunity for members of the public, the Government, Members themselves or any other interested party to make a submission. It also helps to inform the Tribunal of changes which might have taken place in the roles or responsibilities of Members over the past year and other remuneration issues for Members.

Public Submissions

Public submissions were sought by advertisement in *The West Australian* with a closing date of Friday, 24 September 2010.

Invitation to Office Holders

The Tribunal wrote to the President of the State Administrative Tribunal, inviting submissions to its enquiry.

Labour Market and Economic Data

Relevant labour market and economic data were sought from a variety of sources. For example, the Tribunal sought current data on the Wage Price Index, Average Weekly Earnings, the Consumer Price Index and Total Employment Growth. Economic forecasts at a national and state level were also considered.

SUBMISSIONS

The Tribunal received a letter from Justice John Chaney and a submission from Mr Murray Allen, Senior Member and Mr Maurice Spilane, Ordinary Member on behalf of the full-time Senior and Ordinary Members of the State Administrative Tribunal.

The submission sought an adjustment to the remuneration of Members “in line with any increase that may be granted to other judicial officers in Western Australia”.

The submission also raised the possibility of providing remuneration for part-time and sessional Members. It was noted that remuneration of sessional Members has been handled previously by the Governor in Executive Council and the last such determination was on 23 March 2010.

The submission indicated that the State Administrative Tribunal was reviewing its future needs and work values and indicated that it may look at appointing part-time Senior and Ordinary Members. The State Administrative Tribunal suggested that the Tribunal remunerate part-time Members at a pro rata rate.

CONSIDERATIONS

In exercising its statutory responsibilities, the Tribunal applies broad principles upon which levels of remuneration are determined for all categories of offices and positions coming within the scope of the Act. These principles, particularised to Members of the State Administrative Tribunal, have been applied by the Tribunal to make judgements with respect to the remuneration in this determination. These principles are—

- the value of Members to the state and our democratic system of government;
- measures of the “work value” of Members; and
- the level of remuneration of Members within the context of the environment of wage and salary rates applying generally in the community.

Part-Time and Sessional Members

The submission from the State Administrative Tribunal recommended that the Tribunal remunerate part-time Members of the State Administrative Tribunal on a pro rata basis. However, it is understood that at this stage, no such part-time Members have been appointed. The Tribunal took the view that it would need to consider all the relevant factors regarding the nature of the office and the work being undertaken in order to properly consider this issue. Accordingly, it decided to defer any decision on the matter until the relevant factors were known and the Tribunal had the opportunity to give the matter due consideration.

In relation to remuneration of sessional Members of the State Administrative Tribunal, the Tribunal noted that the Governor in Executive Council had recently issued a determination.

DETERMINATION

The Tribunal has adjusted the remuneration of Members in line with the framework of rates payable to judicial office holders and court registrars in Western Australia. The adjustment has taken into account levels of remuneration in other relevant jurisdictions and maintains existing relativities.

Motor Vehicle Entitlements

As was the case in previous determinations, the Tribunal has provided for Members to have an entitlement to a motor vehicle for private use under the conditions set out in the Schedule below.

The Tribunal determines that the remuneration paid or provided to Senior and Ordinary Members of the State Administrative Tribunal will be as set out in the attached Schedule.

SCHEDULE

PART 1—Remuneration

POSITION	REMUNERATION (effective from 1 November 2010)	REMUNERATION (effective from 1 May 2011)
Senior full-time member	\$278,532	\$288,336
Ordinary full-time member	\$208,899	\$216,252

PART 2—Motor Vehicles

Section 1—General

1.1 In addition to the remuneration determined for the officers and persons holding offices listed in Part 1 of this Schedule, the office holders have an entitlement to a motor vehicle for private use provided through State Fleet in accordance with the criteria below.

1.2 The provision of vehicles remains an administrative responsibility of the Department to manage in a cost effective manner.

1.3 An individual accessing a vehicle under this Part shall take due care of the condition and security of the vehicle. This includes responsibility for ensuring the vehicle is regularly serviced and maintained at government expense according to the manufacturer’s recommended specifications, and making arrangements for off-street parking at home, whenever practicable, with appropriate security precautions taken at all times. Any theft or damage, however slight, should be reported to the Fleet Manager with a view to repairs being effected at the earliest opportunity.

1.4 While the vehicle may be used anywhere in Western Australia at no cost to the individual, if the vehicle is driven interstate, the individual is liable for the cost of fuel and oil while interstate. Furthermore, if used outside of Western Australia, the custodian must be in the vehicle at all times that it is being used.

1.5 Should the officer choose not to use the vehicle, supplied through State Fleet, for business, but allows and authorises the vehicle to be used for private use during business hours by another family member or person, he/she is not entitled to access another government vehicle for his/her private use.

Section 2—Benchmark Vehicle

2.1 Where a Benchmark Vehicle is sought through State Fleet, the entitlement is to a Ford Falcon G6E or a Holden Calais.

Section 3—Non-Benchmark Vehicle

3.1 Where a vehicle and accessories other than a Benchmark Vehicle is sought through State Fleet, the difference in cost to Government—

- where greater, is to be paid fortnightly by the individual; or
- where lesser, is to be paid fortnightly as part of the individual's remuneration.

3.2 The method of determining whether an additional contribution must be made by the individual or the surplus paid as part of remuneration shall be based on the actual cost to Government of the vehicle sought (using the formula detailed below), compared against the more expensive of the Benchmark Vehicles mentioned above. The cost at the time of entering into the lease is applicable.

3.3 Where an individual wishes to obtain a motor vehicle that varies from the Benchmark Vehicle, the motor vehicle costs must include the lease cost, Fringe Benefits Tax and all other operating costs based on the relevant figure of nominated kilometres to be travelled annually. The formula to be adopted in valuing the motor vehicle is—

$L + R + aD + \text{FBT}$, where

L	=	Lease payments
R	=	Registration costs
A	=	Running cost per kilometre
D	=	nominated annual kilometres*
FBT	=	Fringe Benefits Tax

*Note: To the extent that in line with State Fleet policy agencies may in practice already have adopted this approach (i.e. departed from the originally specified 20,000 km per annum calculation base) this is endorsed.

3.4 FBT is costed at applicable Australian Taxation Office rates, as adjusted from time to time. Currently FBT is costed at purchase price (including GST) x Statutory fraction x Gross up (2.0647) x FBT rate (0.465).

3.5 Fringe Benefits Tax Exempt Agencies: Where an organisation is exempt from FBT in accordance with Commonwealth Government legislation, a notional amount equal to the standard FBT must be added to the cost of the benefit.

3.6 Should an officer choose other than a Benchmark Vehicle, it may have implications for the remuneration which is to be taken into account for their superannuation. Further information can be obtained from the Government Employees' Superannuation Board's Members' Services Centre.

3.7 Non-chief executive officers who wish to vary from the Benchmark Vehicle must also obtain the approval of their chief executive officer for the make and model of vehicle required.

3.8 The cost of vehicle accessories over and above those available to Senior Executive Service members as set out in the "WA Government Fleet Policy and Guidelines" should be borne by the individual.

3.9 In most instances the Fleet Manager will provide a total costing for each vehicle.

Section 4—Cash Value

4.1 Where a person elects not to be provided with a motor vehicle through State Fleet he/she is entitled to the cash value being paid fortnightly as additional remuneration. This option is not to be used as a means of changing or returning motor vehicles at times other than the expiration of a normal lease.

4.2 The cash value has been determined at \$24,000 per annum.

Dated at Perth this 26th day of November 2010.

W. S. COLEMAN AM,
Chairman.

C. A. BROADBENT,
Member.

B. J. MOORE,
Member.

Salaries and Allowances Tribunal

SX402*

SALARIES AND ALLOWANCES ACT 1975**SALARIES AND ALLOWANCES TRIBUNAL****Determination Variation on the Remuneration of Court Registrars****PREAMBLE**

The Tribunal has today issued a report under Section 7 of the *Salaries and Allowances Act 1975* to the Minister recommending two adjustments of 3.6 per cent effective from 1 November 2010 and 3.52

per cent from 1 May 2011 in the remuneration to be paid to Judges of the Supreme and District Courts, Masters of the Supreme Court, Magistrates and the Parliamentary Inspector of the Corruption and Crime Commission.

The Section 7 report is required to be laid before each House of Parliament within five sitting days of the House after its receipt by the Minister. Either House of Parliament, within 15 sitting days of that House after a copy of the report has been laid before it, may pass a resolution disapproving a recommendation made by the Tribunal.

This determination provides for the two increases of 3.6 and 3.52 per cent to flow through to the linked positions of Registrar and Deputy Registrar in both the Supreme and District Courts.

CURRENT ENQUIRY

In discharging its statutory requirements with respect to the remuneration of the Registrars and Deputy Registrars of the Courts, the Tribunal's approach has been to—

- advertise for public submissions;
- write to key office holders; and
- consider relevant labour market and economic data.

This process provides an opportunity for members of the public, the Government, the office holders themselves or any other interested party to make a submission. It also helps to inform the Tribunal of changes which might have taken place in the roles or responsibilities of the office holders over the past year and other remuneration issues.

The Registrars of the Supreme Court submitted that the 4.1 per cent increase recommended by the Commonwealth Remuneration Tribunal (CRT) should be passed on as well as an increase that results in the salary of a Registrar being 80 per cent of the salary of a Master of the Supreme Court, in effect a 7.9 per cent increase. Evidence of increased work load, complexity and jurisdiction was provided to support this claim.

A Deputy Registrar of the District Court submitted that there should not be a gap between the salary of a Registrar and a legally qualified Deputy Registrar because the work undertaken by the Perth-based Deputy Registrars is, with one exception, identical to that undertaken by Registrars.

CONSIDERATIONS

The claim for a work value increase by the Registrars of the Supreme Court was considered by the Tribunal. The Tribunal was satisfied that the work value increases to which the Registrars referred have been recognised by the two work value increases of 1.5 per cent of salary provided for in the Tribunal's 2009 report and two additional work value increases of 1.5 per cent provided for in this 2010 report. However, the Tribunal did not consider there was a case to adjust the salaries of Registrars of the Supreme Court from 76 per cent of Master's salary to 80 per cent of a Master's salary as requested by the Registrars. In making this decision, the Tribunal took into account the current framework of judicial salaries and the framework of remuneration for senior legal officers in the Special Division of the Public Service.

A submission from a Deputy Registrar of the District Court regarding the disparity between the remuneration of a Registrar and a Deputy Registrar of that Court, raised an issue that has been the subject of submissions for many years. The current disparity between the positions has a historical basis that has arguably been eroded. The Tribunal has been advised that, while in all other respects the work of Registrars and Deputy Registrars is the same, there is one remaining distinction: the taxation of bills of costs which is undertaken largely by the Deputy Registrars. Since 1995 when the Tribunal engaged former Industrial Relations Commissioner Gavin Fielding to report on the work of the Registrars, a Deputy Registrar has been paid 89.9 per cent of the salary of a Registrar of the District Court. Following consultation with the Chief Judge of the District Court and affected parties, the Tribunal has determined that the relativity between the salary of a Registrar and Deputy Registrar shall be reduced. Deputy Registrars of the District Court will now be paid at 97 per cent of the salary of a Registrar of the District Court.

The issue of retrospective payment was raised during the consultation process regarding the remuneration of Deputy Registrars. In considering this matter, the Tribunal noted that over the years there had been discussions between the Court and Attorneys General regarding structural changes which might have removed the distinction between Registrars and Deputy Registrars. The Tribunal avoided taking any action which might have influenced negotiations around structural change. These and other factors have prevailed against the Tribunal making an adjustment to the relativity between the remuneration of Registrars and Deputy Registrars of the District Court. In the current inquiry of the Tribunal, a consensus of views has emerged which was not previously the case and the Tribunal considered that the adjustment in remuneration now determined should take effect from the dates specified in the following schedule.

DETERMINATION VARIATION

The determination of the Salaries and Allowances Tribunal made on 1 April 2010 under Sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975* (as varied from time to time) is hereby varied by a further determination, to make amendments set out below.

Insert and replace, as the case requires, in the Third Schedule the following—

COURT REGISTRARS

Pursuant to section 6(1)(d) of the *Salaries and Allowances Act 1975*, the Salaries and Allowances Tribunal determines the remuneration to be paid to the holders of the offices listed below.

POSITION	REMUNERATION (effective from 1 November 2010)	REMUNERATION (effective from 1 May 2011)
Supreme Court		
Principal Registrar	\$290,009	\$300,216
Registrar	\$256,821	\$265,861
District Court		
Principal Registrar	\$270,092	\$279,599
Registrar	\$253,785	\$262,717
Deputy Registrar	\$246,171	\$254,836

The remuneration is inclusive of Annual Leave Loading.

The holders of these offices have an entitlement to a motor vehicle under the conditions set out in the first Schedule, Part 5 of the determination of 1 April 2010 for holders of offices included in the Special Division of the Public Service and Prescribed Offices.

Signed at Perth this 26th day of November 2010.

W. S. COLEMAN AM,
Chairman.

C. A. BROADBENT,
Member.

B. J. MOORE,
Member.

Salaries and Allowances Tribunal

WATER/SEWERAGE

WA401*

WATER AGENCIES (POWERS) ACT 1984

Shire of Busselton

BUSSELTON WASTEWATER TREATMENT PLANT UPGRADE

Proposal to Upgrade the Busselton Wastewater Treatment Plant

To increase the capacity of the Busselton Wastewater Treatment Plant, the Water Corporation proposes to construct the following works—

- 1000 L/s Inlet Screenings and Grit Removal Facility
- 9.0 MLD capacity (ultimate) Oxidation Ditch reactor
- 2 No. x 26m diameter Secondary Clarifiers
- 26m diameter Secondary Effluent Storage Tank
- Odour Control Facilities for plant inlet
- Sludge De-watering facility
- Miscellaneous minor Structures and Control Building extension to serve the expansion works

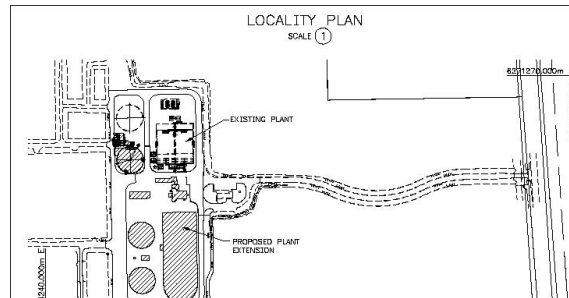
The location of the proposed works is at Busselton as shown on the plan.

The proposed works are scheduled to commence in April, 2011 and will continue for a duration of approximately 18 months.

A copy of this Notice of Proposal (referred to as JE93-0-1) is available for viewing, during office hours, at the Water Corporation's head office, John Tonkin Water Centre, 629 Newcastle Street, Leederville and the Bunbury Regional Office, 3rd Floor, Bunbury Tower, 61 Victoria Street, Bunbury, WA 6230.

Further information may also be obtained by contacting the Project Manager, George Golowyn, telephone (08) 9420 2161.

Objections to the proposed works will be considered if lodged in writing, addressed to the Project Manager, PO Box 100, Leederville 6902, Western Australia, before the close of business on the 14th January, 2011.



WA402

WATER BOARDS ACT 1904**BUSSELTION WATER BOARD**

Appointment

The Lieutenant-Governor and deputy of the Governor in Executive Council has approved the appointment of the following person as a member of the Busseton Water Board—

Mr Paul Carter

for a period expiring on 31 May 2011.

PETER CONRAN, Clerk of the Executive Council.

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Kelvin Richard Gibbon, late of 17 Heales Way, Green Head 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 2 December 2005 are required by the Administrators to send particulars of their claims to them care of PO Box 292, Kelmscott, WA 6111 by 3 January 2011 after which date the Administrators may convey or distribute the assets having regard to the claims of which they then have notice.

BRIAN RICHARD GIBBON, Administrator.

ZX402

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Warren Maitland Smith, late of 2 Ward Drive, Jurien Bay, 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 to the estate of the above deceased who died on 18 August 2010 are required by the deceased's personal representative to send particulars of their claim 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.

ZX403**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Esad Djulbic, late of 1 Queens Crescent, Mount Lawley Western Australia, deceased.

Creditors and other persons having claims (to which section 63 of the *Trustees Act 1962* (WA), relates) in respect of the estate of the said deceased who died on 28 June 2010 are required by the Personal Representative, Sabina Djulbic 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, 4 January 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.

Dated this 3rd day of December 2010.

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

ZX404**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Lerrida Adair Wilson Moyle, late of Unit 1, 60 North Street, Cottesloe, 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 31 March 2010, are required by the executors, Peter Adair Hamilton Hickson and Andrew Edward Hamilton Hickson of C/- Tolson & Co, Level 5, 12 St Georges Terrace, Perth, Western Australia, to send particulars of their claims to them within 1 month of 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 they then have notice.

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 3 January 2011 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Burgess, Kevin Gerard, late of Amana Living Wearne House, 7 Leslie Street, Mandurah, died 14.10.2010 (DE19963069 EM26)

Cream, Mary Teresa, late of 115 Walcott Street, Mount Lawley, died 21.10.2010 (DE19942076 EM22)

Davidson, Margaret, late of 14/87 Glanton Way, Dianella, died 7.09.2010 (DE19853873 EM13)

Fiorini, Mary, late of Windsor Park Nursing Home, 110 Star Street, Carlisle, died 6.11.2010 (DE30321752 EM26)

Hernan, Dulcie Myrtle, late of St, Michael's Residential Care, 53 Wasley Street, North Perth, died 11.11.2010 (DE19652725 EM26)

Hill, Karen Ann, formerly of 12 Satellite Place, Carlisle WA 6101 late of 7 Smullin Street, Hamilton Hill died 30.08.2010 (DE19901355 EM36)

Hunt, Douglas Haig, late of 9 Salvado Street, Cottesloe, died 25.10.2010 (DE19731546 EM16)

Lynam, Richard Albert, late of Unit 3/81 Bayview Terrace, Claremont, died 20.10.2010 (DE19740414 EM23)

Pearce, Lynda Nell, late of Bentley Park, 23 Talbot Place, Bentley 6102 died 14.10.2010 (DE19890403 EM37)

Steward, Mavis Joan, formerly of 29 Goderich Street, East Perth, late of 29 Gardner Street, Como 6152 died 18.11.2010 (DE19680172 EM110)

Stratton, Matthew John, late of Unit 156/7 Harman Road, Sorrento 6020, died 19.10.2010 (DE19460263 EM22)

Thobaven, Lillian Irene, late of c./Moline House, 7 Deanmore Road, Karrinyup, died 6.08.2010 (DE19520051 EM36)

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