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— PART 1 —

CORRECTIVE SERVICES

CS301*

Sentence Administration Act 2003

Sentence Administration (Community Corrections Centres) Amendment Notice 2011

Made by the Minister under section 84 of the Act.

1. Citation

This notice is the *Sentence Administration (Community Corrections Centres) Amendment Notice 2011*.

2. Commencement

This notice comes into operation as follows —

- (a) clauses 1 and 2 — on the day on which this notice is published in the *Gazette*;
- (b) the rest of the clauses — on the day after that day.

3. Notice amended

This notice amends the *Sentence Administration (Community Corrections Centres) Notice 2008*.

4. Clause 2 amended

- (1) In clause 2 Table 1 after the item commencing “Belmont” insert:

Clarkson

Units 4 & 5, 19 Caloundra Road

- (2) In clause 2 Table 2 after the item commencing “Broome” insert:

Broome

Kimberley Regional Offices, Cnr
Frederick and Weld Streets

- (3) In clause 2 Table 2 after the item commencing “Esperance” insert:

Fitzroy Crossing Shop 5, 246 Forest Road

TERRY REDMAN, Minister for Corrective Services.

MINERALS AND PETROLEUM

MP301*

Mining Act 1978

Mining Amendment Regulations 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Mining Amendment Regulations 2011*.

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 *Mining Regulations 1981*.

4. Schedule 4 amended

- (1) In Schedule 4 clause 2 delete the Table and insert:

Table — Hourly and daily rates

Fee earner		Maximum allowable hourly rates
Senior Lawyer	hourly rate	\$330
Junior Lawyer	hourly rate	\$231
Clerk/Paralegal	hourly rate	\$110

Fee earner		Maximum allowable hourly rates	
Counsel fees charged as a disbursement to lawyers or charged by in-house Counsel:			
Counsel	(C)	hourly rate	\$253
		daily rate	\$2 530
Senior Counsel	(SC)	hourly rate	\$429
		daily rate	\$4 290

(2) In Schedule 4 clause 3 in the Table:

(a) delete items 1 to 14 and insert:

1.	Commencing proceedings — (a) Application or objection, including instructions For each additional respondent (b) Particulars (including preparation and lodgment)	8 hour	SL	330 44 2 640
2.	Response — (a) Lodging a response (b) Particulars (including preparation and lodgment)	8 hours	SL	165 2 640
3.	Disclosure — Giving additional disclosure where ordered by the warden	3 hours	JL	693
4.	Inspection — Inspection and giving inspection	per hour	JL	231
5.	Interlocutory applications — Proceedings and/or responses to applications (including all documentation and preparation for hearing) <i>Note: In relation to the above, if the proceedings do not commence and settle or adjourn on the day of the hearing then the Assessing Officer shall allow such amount as is reasonable in the circumstances.</i>	1 day preparation ½ day hearing	C	3 795
6.	Applications and attendances before the warden	1 hour	SL	330
7.	Offers of settlement, notices, practice directions, applications, declarations, memoranda, affidavits — (a) Offers of settlement (b) Acceptance of offer of settlement (c) Other notices referred to or required by regulations or practice directions not otherwise specified in this scale (d) Preparation lodging and service of affidavits and statutory declarations not otherwise provided for	2 hours 2 hours per hour	SL SL SL	660 660 110 330

	(e) Drawing and serving of interlocutory orders (where ordered or required)	2 hours	JL	462
8.	Getting up — Preparation for hearing (includes work reasonably and necessarily undertaken prior to commencement of proceedings)	50 hours	SL	16 500
9.	Hearing — (a) Fee on brief for Counsel i.e. first day of hearing and preparation (b) Fee on brief for Senior Counsel i.e. first day of hearing and preparation (where 2 or more Counsel are certified for) (c) Counsel fee for the second and each successive day of hearing (d) Counsel fee for Senior Counsel for second and each successive day of hearing (where 2 or more Counsel are certified for) (e) Instructing lawyer attending hearing, where certified for (f) Clerk attending hearing <i>Note: In relation to paragraphs (a) — (f) if —</i> <i>(1) The hearing lasts less than 2 hours; or</i> <i>(2) The hearing does not commence and settles or adjourns on the day of the hearing,</i> <i>then the Assessing Officer shall allow such amount as is reasonable in the circumstances.</i> (g) Attending on reserved determination	2 days preparation 1st day of trial 2 days preparation 1st day of trial per hour per hour	C SC C SC JL SL	7 590 12 870 2 530 4 290 231 330
10.	Mention hearings	per hour	SL	330
11.	Determinations — (a) Settling and extracting determination (i) with appointment (ii) without appointment (b) Issue of certified copy of determination	1 hour 0.5 hours	JL PL	231 165 110
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14.	Assessment of costs including drawing bill — (a) Lodgment of bill of costs			44

(b) Drawing bill of costs, copies and service))	SL	Such amounts as are reasonable in the circumstances
(c) Making an objection to a bill))		
(d) Assessment of costs (including the time spent in preparing for the assessment)))		

(b) delete item 18 and insert:

18.	Other work —			
	(a) Time reasonably spent by a lawyer on work requiring the skill of a lawyer (of the standing indicated) but not covered by any other item	per hour	SC SL C JL PL	429 330 253 231 110
	or			
	(b) Time reasonably spent by a lawyer, or by a clerk or paralegal of a lawyer, on work not covered by any other item or by paragraph (a)			

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

MP302*

Mining Act 1978

Mining (Reversion Licence Application Scheme) Amendment Order 2011

Made by the Governor in Executive Council.

1. Citation

This order is the *Mining (Reversion Licence Application Scheme) Amendment Order 2011*.

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 this order — on the day after that day.

3. Order amended

This order amends the *Mining (Reversion Licence Application Scheme) Order 2006*.

4. Clause 2 amended

In clause 2(2) delete “5” and insert:

7

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

POLICE

PO301*

Firearms Act 1973

Firearms Amendment Regulations 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Firearms Amendment Regulations 2011*.

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 *Firearms Regulations 1974*.

4. Regulation 11A amended

In regulation 11A(10) delete “*Explosives and Dangerous Goods Act 1961*.” and insert:

Dangerous Goods Safety Act 2004.

5. Regulation 25 amended

- (1) In regulation 25 in the Table delete item 2 and insert:

2.	Firearm described in Schedule 2	Issue a Firearm Licence without conditions Refuse to grant a permit (as referred to in item 1) or issue a licence	Any officer employed in the Department to carry out licensing functions in respect of firearms
----	---------------------------------	--	--

- (2) In regulation 25 in the Table item 3 delete “rank of” and insert:

rank of, or performing the functions of,

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

— PART 2 —

CONSUMER PROTECTION

CP401*

ASSOCIATIONS INCORPORATION ACT 1987

ASSOCIATION REINSTATED

Scarborough Junior Basketball Club (Inc.)

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: 28 January 2011.

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

JUSTICE

JU401

JUSTICES OF THE PEACE ACT 2004

APPOINTMENT

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—

Mark d'Alton of Bejoording

RAY WARNES, Executive Director, Court and Tribunal Services.

LANDS

LA401*

DAMPIER TO BUNBURY PIPELINE ACT 1997

DESIGNATED LAND

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

Land Description

1. Portion of Lot 5 on Diagram 15094 shown as DBNGP corridor marked Y on Deposited Plan 38966 being part of the land comprised in Certificate of Title Volume 1123 Folio 822.

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

Hon. BRENDON GRYLLES, MLA, DBNGP Land Access Minister.

LOCAL GOVERNMENT

LG401***DOG ACT 1976**
Shire of Coolgardie
APPOINTMENTS

The following persons are appointed as authorised officers under the provisions of the *Dog Act 1976*.

William Scott
Paul Webb
Samantha Appleton
Brian Howson
Kevin Caldwell
David Green
Angela Mussen
Sharleen O'Loughlin
Brian Dodds
Peter Miller
Anthony Aves
Thomas Sandford
Merryn Blenchynden
Alana Lind
Alan Mitchell
William Corcoran

The following persons are appointed as registration officers under the provisions of the *Dog Act 1976*.

Elly McKay
Rosezina Mitchell
Heather Pennington
Ramyendranath Golla
Chelsea Butler
Arianne Thornton
Amelia Swanson
Annette Copley
Susan Wormington
Leanne Cullen
Deepa Akula

All previous appointments of authorised and registration offices are hereby cancelled.

LG402***LITTER ACT 1979**
Shire of Coolgardie
APPOINTMENTS

The following persons are appointed as authorised officers under the provisions of the *Litter Act 1979* (Amended 2004).

William Scott
Paul Webb
Samantha Appleton
Brian Howson
Kevin Caldwell
David Green
Angela Mussen
Sharleen O'Loughlin
Brian Dodds
Peter Miller
Anthony Aves
Thomas Sandford
Merryn Blenchynden
Alana Lind
Alan Mitchell
William Corcoran

All previous appointments are hereby cancelled

LG403*

BUSH FIRES ACT 1954
BUSH FIRES REGULATIONS 1954

Shire of Coolgardie

APPOINTMENTS

The following persons are appointed as authorised officers under the provisions of the *Bushfire Act 1954* (and Regulations).

William Scott
Paul Webb
Samantha Appleton
Brian Howson
Kevin Caldwell
David Green
Angela Mussen
Sharleen O'Loughlin
Brian Dodds
Peter Miller
Anthony Aves
Thomas Sandford
Merryn Blenchynden
Alana Lind
Alan Mitchell
William Corcoran

All previous appointments are hereby cancelled.

LG404*

LOCAL GOVERNMENT ACT 1995

Shire of Coolgardie

APPOINTMENTS

The following persons are appointed to act as authorised officers under the provisions of the *Local Government Act 1995* with regard to the Shire of Coolgardie's Local Laws.

William Scott
Paul Webb
Samantha Appleton
Brian Howson
Kevin Caldwell
David Green
Angela Mussen
Sharleen O'Loughlin

All previous appointments are hereby cancelled.

LG405*

LOCAL GOVERNMENT ACT 1995

Shire of Narrogin

(BASIS OF RATES)

Department of Local Government.

DLG: NO5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the A/Executive Director Governance and Legislation of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 25 January 2011.

JENNI LAW, A/Executive Director Governance and Legislation.

SCHEDULE

Additions to Gross Rental Value Area

Shire of Narrogin

All those portions of land being Lot 50 as shown on Diagram 8207; Lots 1 to 4 inclusive as shown on Diagram 68553; Lot 5 and Lot 6 as shown on Diagram 69626 and Lots 7 to 9 inclusive as shown on Diagram 82900.

MARINE/MARITIME

MA401*

**WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958**

PROHIBITED SWIMMING AREA

Shire of Busselton

Busselton Jetty

Department of Transport
Fremantle WA, 4 February 2011.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, the department hereby temporarily revokes notice MA 408 as published in the *Government Gazette* on 21st January 2011 between the hours of Sunrise and 1300 on Sunday 6th February 2011.

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

MINERALS AND PETROLEUM

MP401*

PETROLEUM PIPELINES ACT 1969

APPLICATION FOR A PIPELINE LICENCE

I, William Lee Tinapple, the delegate of the Minister for Mines and Petroleum for the State of Western Australia, GIVE NOTICE pursuant to Section 8(4) of the *Petroleum Pipelines Act 1969*, that an application has been received from—

Crosslands Resources Ltd

for a licence to construct and operate a 225.0 km pipeline from Start Point (GDA94) Zone 50, Easting: 322436.45 mN Northing: 7113280.18 mE to End Point (GDA94) Zone 50, Easting: 522874.79 mN Northing: 7120828.82. mE for the conveyance of Natural gas from the Dampier Bunbury Natural Gas Pipeline to the Jack Hills Expansion Project power station.

A map showing the position of the proposed pipeline and gas treatment plant may be examined during public office hours from 01 February 2011 to 02 March 2011 at the Department of Mines and Petroleum, 1st floor Mineral House, 100 Plain Street, East Perth, WA and also at the office of the Mining Registrar Karratha, WA.

WILLIAM L. TINAPPLE, Executive Director,
Petroleum Division, Department of Mines and Petroleum.

Dated this 28 January 2011.

MP402*

MINING ACT 1978

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Karratha.

In accordance with Regulation 49 of the *Mining Act 1978* notice is hereby given that the licences are liable to forfeiture under the provision of Section 96(2)(ba) and 96(2)(b) for breach of covenant, viz. failure to comply with the prescribed expenditure conditions.

PAUL ROTH M, Warden.

To be heard in the Warden's Court Karratha on Friday 25 March, 2011.

ASHBURTON MINERAL FIELD

Prospecting Licence

P08/505 Cullen Exploration Pty Ltd

WEST PILBARA MINERAL FIELD

Prospecting Licence

P47/1270-I FMG Pilbara Pty Ltd
 P47/1398-I FMG Pilbara Pty Ltd
 P47/1399-I FMG Pilbara Pty Ltd
 P47/1400-I FMG Pilbara Pty Ltd
 P47/1401-I FMG Pilbara Pty Ltd
 P47/1402-I FMG Pilbara Pty Ltd
 P47/1403-I FMG Pilbara Pty Ltd

KIMBERLEY MINERAL FIELD

Prospecting Licence

P80/1219A Ynema, Marten Hendrick

MP403*

MINING ACT 1978

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
 Marble Bar WA 6760.

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

PAUL ROTH M, Warden.

To be heard by the Warden at Marble Bar on 8 April 2011.

PILBARA MINERAL FIELD

Prospecting Licences

P 45/2373 Kapitany, Tamas
 Pas, Johan Pieter

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Beverley

Town Planning Scheme No. 2—Amendment No. 17

Ref: TPS/0237

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 Beverley local planning scheme amendment on 25 January 2011 for the purpose of—

1. Modifying the minimum setback requirements for the Farming zone contained in Table 2 to read—

Zone	Street	Rear	Side
Farming within a declared townsite.	15.0m	10.0m	10.0m
Farming outside a declared townsite.	35.0m	15.0m	15.0m

2. Rezoning Lot 30 Wright Street, Beverley, from Residential R10 to Recreation and Open Space and rezoning Lots 12 and 19 Bartram Street, Beverley, from Town Centre to Recreation and Open Space.
3. Amending the Scheme Map accordingly.

D. J. RIDGWAY, Shire President.
 K. L. BYERS, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Busselton
 Town Planning Scheme No. 20—Amendment No. 152

Ref: TPS/0354

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 Busselton local planning scheme amendment on 18 January 2011 for the purpose of—

1. Applying an 'Additional Use' right provision for Lot 7 Bussell Highway, Busselton on the Scheme Map and allocating the number 71 accordingly.
2. Inserting the following particulars into Schedule 4 of the Scheme Text—

No.	Particulars of Land	Land Use Permitted/Specified	Conditions
71	Lot 7 Bussell Highway, Busselton	Medical Centre	The additional use specified shall be deemed to be an 'AA' use for the purpose of the Scheme.

I. W. STUBBS, Shire President.
 A. MacNISH, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Cockburn
 Town Planning Scheme No. 3—Amendment No. 74

Ref: TPS/0127

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 25 January 2011 for the purpose of—

1. Rezoning Lots 513, 514 and 515 Cockburn Road, Coogee from 'no zone' to 'Residential R20' as shown on the Scheme Amendment map.
2. Rezoning Lot 512 Cockburn Road, Coogee from 'no zone' and 'Residential R20' to 'Development Zone' as shown on the Scheme Amendment map.
3. Rezoning unzoned portions of Kiesey Street and Beach Road, Coogee to 'Local Road'.
4. Amending the Scheme map to designate Lot 512 Cockburn Road, Coogee as 'DA 32'.
5. Amending 'Schedule 11—Development Areas' by including 'DA 32—Cockburn Road, Coogee' as follows—

SCHEDULE 11—DEVELOPMENT AREAS

Ref No.	Area	Provisions
DA 32	Cockburn Road (Development Zone)	<ol style="list-style-type: none"> 1. An adopted Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development. 2. The Structure Plan is to provide for residential development and may include the sympathetic adaptation of the Heritage Places for commercial and tourist related uses that are compatible with residential amenity and consistent with the Conservation Plan. 3. The Structure Plan is to facilitate the conservation and protection of the cultural heritage significance of the Heritage Places and their setting, consistent with the Conservation Plan. 4. Land Uses classified on the Structure Plan apply in accordance with clause 6.2.6.3. 5. No subdivision or development will be supported within the Development Area until the Structure Plan has been adopted by Council, and when required by clause 6.2.10.1, endorsed by the Western Australian Planning Commission (WAPC). 6. The maximum building height of any development shall be in accordance with the City of Cockburn's Local Planning Policy APD53—Coogee Residential Height Requirements.

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

PL404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Dardanup

Town Planning Scheme No. 3—Amendment No. 164

Ref: 853/6/9/6 Pt 164

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 Dardanup local planning scheme amendment on 25 January 2011 for the purpose of—

1. Rezoning Lots 76, 201 and 4 Clearys Road, Lot 600 and Pt Lot 601 Fees Road, Pt Lot 1 Tank Road and Lot 1 Charlotte Street, Dardanup from “General Farming” to “Development” zone.
2. Amending the Scheme Maps accordingly.

B. G. DAY, Shire President.
M. L. CHESTER, Chief Executive Officer.

PL405*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Plantagenet

Town Planning Scheme No. 3—Amendment No. 53

Ref: TPS/0221

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 Plantagenet local planning scheme amendment on 25 January 2011 for the purpose of—

1. Rezoning various lots in Rocky Gully from Rural and Residential Zones and Public Purpose Reserve to Enterprise Zone with an R5 density code on the Scheme Maps.
2. Rezoning Lot 500 Arbour Street and Bateman Street from Public Purpose Reserve to Recreation Reserve on the Scheme Maps.
3. Amending Clause 5.3.6 of the Scheme Text to delete ‘the Kendenup village’ and insert ‘Kendenup and Rocky Gully’.

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

PL406*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Serpentine-Jarrahdale

Town Planning Scheme No. 2—Amendment No. 160

Ref: TPS/0005

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 Serpentine-Jarrahdale local planning scheme amendment on 25 January 2011 for the purpose of—

1. Inserting in Appendix 4C Farmlet Zone the following—
 - (a) Rezoning Lot 5 Karnup Road, Serpentine from ‘Rural’ to ‘Farmlet’.
 - (b) Amending the Scheme Map by delineating Lot 5 Karnup Road, Serpentine within the Farmlet Zone and identifying it as F13.
 - (c) Including Lot 5 Karnup Road, Serpentine in Appendix 4C—Farmlet Zone and including the appropriate details in Appendix 4C of the Scheme as follows—

	(a) Specified Area of Locality	(b) Special Provisions to Refer to (a)
13.	Lot 5 Karnup Road, Serpentine	1. Within the Farmlet Zone the following land uses are permitted, or are permitted at the discretion of the Council— Use Classes permitted (P)— Single House Public Recreation Public Utility

	(a) Specified Area of Locality	(b) Special Provisions to Refer to (a)
		<p>Discretionary Uses (AA)—</p> <ul style="list-style-type: none"> Ancillary Accommodation Holiday Accommodation Home Occupation Restaurant (existing heritage cottage adjacent to Karnup Road only) Rural Use Stables <p>All other uses are prohibited.</p> <p>2. In exercising its discretion in respect to AA uses, the Council having regard to the Planning Guidelines for Nutrient Management shall only permit such uses when it is satisfied following consultation with government agencies that the land use does not involve excessive nutrient application or clearing of land.</p> <p>3. No dwelling shall be approved by the Council unless it is connected to an alternative domestic waste water treatment system as approved by the Department of Health with an adequate phosphorous retention capacity, as determined by the Department of Environment, and with the base of the system or the modified irrigation area being the required distance above the highest known water table.</p> <p>4. No indigenous vegetation or trees shall be destroyed or cleared except, but subject to the subdivider or landowner obtaining the prior written consent of the Council, where such vegetation is identified as structurally unsound by an accredited arboriculturalist or where the clearing is required for the purpose of a firebreak, dwelling, outbuilding, fence, drainage systems and/or driveways, or to accommodate an approved use.</p> <p>5. Prior to the clearance of the subdivision, the subdivider shall prepare and implement a Fire Management Plan that identifies the need for and the construction requirements relative to strategic firebreaks, water supplies and equipment and any other fire management requirements that may be deemed necessary to the specification and satisfaction of the local authority and the Fire and Emergency Service Authority.</p> <p>6. The keeping of horses, sheep, goats, cattle or other grazing animals, where permitted shall be subject to the prior, written approval of Council. Approval to keep animals shall not exceed the stocking rates recommended by Agriculture WA for the applicable pasture types.</p> <p>7. At the time of submitting a building application for each lot, a plan of the site shall be submitted by the applicant to the satisfaction and specifications of the Council which shows site contours, existing trees and stands of vegetation, those trees and vegetation to be removed and retained and proposals for tree planting and maintenance</p> <p>8. Notwithstanding the controls specified by provision 1, development and use of the land is subject to the provisions of the Water Corporation By-Laws applying to underground water supply and pollution control.</p> <p>9. All building and effluent disposal systems to be located within the building envelopes defined on the Subdivision Guide Plan unless otherwise approved in writing by the Council.</p> <p>10. The subdivider shall prepare and implement a Landscape and Vegetation Management Plan to the satisfaction of Council.</p> <p>11. The existing heritage cottages adjacent to the Karnup Road frontage are to be retained and protected from damage at all times.</p>

S. J. Y. TWINE, Shire President.
J. ABBISS, Chief Executive Officer.

PL407*

PLANNING AND DEVELOPMENT ACT 2005
DECLARATION OF PLANNING CONTROL AREA 96

City of Swan

Lloyd Street Southern Extension

File: 835/2/21/17

General description

The Minister for Planning has granted approval to the declaration of a planning control area over the proposed Lloyd Street southern extension alignment, as shown on Western Australian Planning Commission (WAPC) plan numbers 1.7122 and 1.7123.

Purpose

The purpose of the planning control area is to protect the proposed alignment for the future Lloyd Street southern extension. The WAPC considers that the planning control area is required to ensure that no development occurs on this land which might prejudice this purpose until it may be reserved for Other Regional Road Reservation in the Metropolitan Region Scheme.

Duration and effects

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the WAPC with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development in a planning control area without the prior approval of the WAPC. The penalty for failure to comply with this requirement is \$50,000 and, in the case of a continuing offence, a further fine of \$5,000 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the WAPC in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

Display locations

- Western Australian Planning Commission, 469 Wellington Street, Perth
- State Reference Library, Northbridge
- City of Swan

TONY EVANS, Secretary, Western Australian Planning Commission.

PL408*

PLANNING AND DEVELOPMENT ACT 2005
INSTRUMENT OF DELEGATION

DEL 2011/01 Powers of Local Governments (Hope Valley-Wattleup
Redevelopment Act 2000 and Master Plan)

Notice of delegation to local governments of certain powers and functions of the Western Australian Planning Commission relating to the *Hope Valley-Wattleup Redevelopment Act 2000* and the Hope Valley-Wattleup Master Plan

Preamble

Under section 16 of the *Planning and Development Act 2005* (the Act) the Western Australian Planning Commission (the WAPC) may, by resolution published in the *Government Gazette*, delegate any function to a local government, a committee established under the *Local Government Act 1995* or an employee of a local government.

In accordance with section 16(4) of the Act, a reference in this instrument to a function or a power of the WAPC includes and extends to, without limitation or restriction, any of the powers, privileges, authorities, discretions, duties and responsibilities vested in or conferred upon the WAPC by the Act or any other written law as the case requires.

Resolution under section 16 of the Act (delegation)

On 25 January 2011, pursuant to section 16 of the Act, the WAPC RESOLVED—

- A TO DELEGATE to certain local governments, to officers of those local governments, to the Statutory Planning Committee and the Chairman of the WAPC, and to officers of the Department of Planning (DoP) from time to time holding or acting in those offices, as set out in column 2 of the attached Schedule, its powers and functions under the *Hope Valley-Wattleup Redevelopment Act 2000* and in respect of the Hope Valley-Wattleup Master Plan as specified in column 1 of the attached Schedule, within their respective districts as specified in column 3 of the attached Schedule.

TONY EVANS, Secretary, Western Australian Planning Commission.

PLANNING AND DEVELOPMENT ACT 2005

Instrument of Delegation

Schedule 1

Column 1 (Powers and functions delegated)	Column 2 (Local Government and officers, WAPC committee and Chairman, and DoP officers)	Column 3 (Conditions)
<p>1.1. Power to determine applications for development approval as set out in Part 4 of the <i>Hope Valley-Wattleup Redevelopment Act 2000</i> and Part 10 and Part 11 of the <i>Hope Valley-Wattleup Master Plan</i> except where—</p> <p>(a) the land is reserved for a public purpose in the <i>Hope Valley-Wattleup Master Plan</i>; or</p> <p>(b) the decision to refuse or approve with or without conditions would be contrary to the recommendation of the Western Australian Land Authority in its submission on the application made pursuant to clause 11.1 of the <i>Hope Valley-Wattleup Master Plan</i>; or</p> <p>(c) the WAPC has advised the local government in writing that the application is to be determined by the WAPC; or</p> <p>(d) the local government decides to forward the application to the WAPC for the WAPC's determination.</p>	<ul style="list-style-type: none"> • Council of the City of Cockburn • Chief Executive Officer, City of Cockburn • Director of Planning and Development, City of Cockburn • Manager of Statutory Planning, City of Cockburn 	<p>Confined to land within the City of Cockburn</p>
<p>1.2. Power to amend or revoke a planning approval previously granted by the local government under delegated power, as set out in clause 9.2 of the <i>Hope Valley-Wattleup Master Plan</i>.</p> <p>1.3. Power to grant approval to unauthorised existing development or use as set out in clause 9.3 of the <i>Hope Valley-Wattleup Master Plan</i>.</p> <p>1.4. Power to authorise any of the local government's employees to enter a building or land for the observance of the Master Plan as set out in clause 12.1.2 of the <i>Hope Valley-Wattleup Master Plan</i>.</p> <p>1.5. Power to issue a written notice under clause 12.2 of the <i>Hope Valley-Wattleup Master Plan</i>.</p> <p>1.6. Power to defend and otherwise deal with reviews lodged with the State Administrative Tribunal under section 29 of the <i>Hope Valley-Wattleup Redevelopment Act 2000</i> and to appeal, defend, respond and otherwise deal with any legal proceedings as it relates to this notice of delegation affecting the Hope Valley-Wattleup Redevelopment Area.</p> <p>1.7. Power to issue a written notice under section 31(1) of the <i>Hope Valley-Wattleup Redevelopment Act 2000</i>.</p> <p>1.8. Power under section 31(6) of the <i>Hope Valley-Wattleup Redevelopment Act 2000</i> to take steps to remove, pull down, take up or alter any unlawful development, and recover the costs incurred in so doing.</p> <p>1.9. Power to commence and undertake a prosecution for an offence committed under section 25 or section 31 of the <i>Hope Valley-Wattleup Redevelopment Act 2000</i>.</p>	<ul style="list-style-type: none"> • Council of the Town of Kwinana • Chief Executive Officer, Town of Kwinana • Director of Operational and Technical Services, Town of Kwinana • Manager of Planning and Development, Town of Kwinana 	<p>Confined to land within the Town of Kwinana</p>
<p>1.10. Power to advise a local government in writing in the circumstance of 1.1(c) of this delegation that an application is to be determined by the WAPC.</p>	<ul style="list-style-type: none"> • Statutory Planning Committee of the WAPC • Chairman of the WAPC 	<p>City of Cockburn and Town of Kwinana</p>

Column 1 (Powers and functions delegated)	Column 2 (Local Government and officers, WAPC committee and Chairman, and DoP officers)	Column 3 (Conditions)
	<ul style="list-style-type: none"> • Director General, DoP 15135.1 • Executive Director, Peel, Perth and South West Planning and Strategy, DoP 15196.1 	

PL409*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Three Springs

Town Planning Scheme No. 1—Amendment No. 4

Ref: 853/3/16/1 Pt 4

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 Three Springs local planning scheme amendment on 25 January 2011 for the purpose of—

1. Rezoning Lot 236 and Lot 237 Thomas and Carter Street from 'Residential' zone to 'Commercial' zone.
2. Reclassifying Lot 1 on the corner of Maley and Carter Streets from 'Civic and Cultural' scheme reserve to 'Parks and Recreation' scheme reserve.
3. Reclassifying Lot 2 in Maley Street from 'Civic and Cultural' scheme reserve to 'Commercial' Zone.
4. Reclassifying Lot 11383 (CR11383) Franklin Street from 'Parks and Recreation' scheme reserve to 'Public Purposes—Shire Depot' scheme reserve.
5. Reclassifying Lots 1 and 3 Franklin Street (Shire Depot) from 'Fuel Depot' zone to 'Public Purposes—Shire Depot' scheme reserve. The 'Fuel Depot' zone to be deleted from the zoning table.
6. Reclassifying portion of railway reserve Midland Road from 'Railway' scheme reserve to 'Parks and Recreation' local reserve.
7. Rezoning Lot 72 Carter Street from 'Residential' zone to 'Commercial' zone.
8. Reclassifying Lot 201 corner Touche and Glyde Street from 'Residential' zone to 'Parks and Recreation' scheme reserve.
9. Reclassifying portion of Crown Reserve 12336 Lot 141 corner Hall Street and Midlands Road (Shire Office Park) from 'Civic and Cultural' scheme reserve to 'Parks and Recreation' scheme reserve.
10. Adding definition for 'Short-Stay Accommodation' into Schedule 7 of the scheme text after 'Shop' as follows—

Short-Stay Accommodation and Tourism Development—mean a building, or group of buildings forming a complex, designed for the accommodation of short-stay guests and which provides on-site facilities for the convenience of guests and for the management of the development, where occupation by any person is limited to a maximum of three months in any 12-month period and excludes those uses more specifically defined elsewhere.
11. Adding a new zone 'Special Use' to the Scheme Map legend with the notations as follows for each of the unique special uses. Insert new section after 'Special Rural Zone' and schedule 8 after Schedule 7 into the Scheme text as below—

3.5 Special use zones

- 3.5.1 Special use zones are set out in Schedule 8 and are in addition to the zones in the Zoning Table.
- 3.5.2 A person must not use any land, or any structure or buildings on land, in a special use zone except for the purpose set out against that land in Schedule 8 and subject to compliance with any conditions set out in Schedule 8 with respect to that land.

Note: Special use zones apply to special categories of land use which do not comfortably sit within any other zone in the Scheme.

Schedule 8— Special Use Zones

No.	Description of Land	Special Use	Conditions
1.	Lot 224 Carter Street	Short-Stay Accommodation	Nil
2.	Lot 245 Christie Street	Short-Stay Accommodation	Nil
3.	Lot 246 Williamson Street	Short-Stay Accommodation	Nil
4.	Lots 100 and 101 Touche Street	Place of Worship	Nil
5.	Lots 79 and 80 Carter Street	Place of Worship	Nil

12. Reclassifying Lot 224 Carter Street from 'Public Purposes—Home for the Aged' scheme reserve to 'Special Use—Short-Stay Accommodation' zone with a notation of 'SSA' added to the Scheme Map and legend.
13. Rezoning Lot 245 Christie Street from 'Residential' zone to 'Special Use—Short-Stay Accommodation' zone with a notation of 'SSA' added to the Scheme Map.
14. Rezoning Lot 246 Williamson Street from 'Residential' zone to 'Special Use—Short-Stay Accommodation' zone with a notation of 'SSA' added to the Scheme Map.
15. Rezoning Lots 100 and 101 Touche Street from 'Residential' zone to 'Special Use—Worship' zone with a notation of 'W' added to the Scheme Map and legend.
16. Rezoning Lots 79 and 80 Carter Street from 'Residential' zone to 'Special Use—Worship' zone with a notation of 'W' added to the Scheme Map.
17. Adding a new Additional Use—Consulting Rooms notation 'A3' on Lot 16 corner Touche and Northern Streets and amending Schedule 4 of the Scheme Text as follows—

No	Land Particulars	Permitted Use	Development Standards/Conditions
3	Lot 16 Corner of Touche Street and Northern Road.	Dentist consulting Rooms	

18. Reclassifying reserve 43557 Lot 238 corner of Glyde and Walster Street from 'Parks and Recreation' scheme reserve to 'Public Purposes—Caravan Park' scheme reserve.
19. Scheme Maps are to be amended accordingly.

A. A. TRELOAR, Shire President.
I. FITZGERALD, Chief Executive Officer.

PL410*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Exmouth
Town Planning Scheme No. 3—Amendment No. 24

Ref: 853/10/7/3 Pt 24

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 Exmouth local planning scheme amendment on 27 January 2011 for the purpose of—

1. Reclassifying Lots 322, 323 and Lot 324 (Access Easement) from 'Recreation and Open Space' to Special Use Zone—Concrete Batching Plant and Limestone Block Plant.
2. Inserting into Schedule 3—

	No.	Particulars of Land	Special Use	Conditions
SU6	6	Lots 322, 323 and 324	Concrete Batching Plant and Limestone Block Plant (AA Use) Caretaker's Dwelling (IP Use)	1. Prior to commencement of operations, a Management Plan is to be prepared by the applicant and approved by the Local Government to address matters including— <ul style="list-style-type: none"> • Level, extent and control of emissions likely to be generated by the proposed use; • On-site effluent and trade waste disposal; • Drainage and stormwater management; • Visual amenity/landscaping/clearing of vegetation;

No.	Particulars of Land	Special Use	Conditions
			<ul style="list-style-type: none"> • Hours of operation; • Buffers and relevant buffer requirements; and • Fire management. <p>2. The provisions of the Scheme regarding the Industrial Zone are to apply to all development except where otherwise prescribed in this Schedule.</p> <p>3. A Concrete Batching Plant is defined as a 'Noxious Industry' in the Scheme.</p>

3. Amending the Scheme Maps accordingly.

V. M. FLEAY, Shire President.
P. J. ANASTASAKIS, Chief Executive Officer.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Katharine Anne Skinner, late of 28 Hillway, Nedlands in Western Australia, Business Person.

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 4 May 2010 at Hollywood Private Hospital, Nedlands in Western Australia, are required by the personal representative, being Colin William Beck to send particulars of their claims to c/- McDonald Pynt Lawyers, PO Box 697, Fremantle WA 6959 within 30 days of publication of this notice after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Eunice Ethel Pascho Franklin, late of Clarence Estate, 55 Hardie Road, Albany in the State of Western Australia, Widow, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Eunice Ethel Pascho Franklin, deceased who died on the 11th day of November 2010 at Albany, in the said State are required by the personal representative Myra Elizabeth Golding of 41 Anchorage Vista, Bayonet Head, Western Australia and Peter Ronald Franklin of 41 Range Court Crescent, Bayonet Head to send particulars of their claims to David Moss & Co of PO Box 5744, Albany W.A. 6332 by the date one month following the publication of this notice after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.

ZX403

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estates of the undermentioned deceased persons, are required to send particulars of their claim to Plan B Trustees Limited of Level 28, 152-158 St George's Terrace, Perth, on or before the expiration of one month from the date of publication of this notice after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice.

Jeffery, Lawrence Hamilton of Principal Bunbury Gardens, 39 Hayes Street Bunbury, formerly of 9 Oliver Street, East Bunbury, Retired Forestry Officer died on 24 September 2010.

Moore, Linda Susan of 7 Grace Street, Ferndale, Environmental Consultant died on 17 November 2010.

Dengate, Peter William of 8/21 Brampton Way, Lynwood, Electrical Engineer died on 6 January 2011. Dated 28 January 2011.

MICHAEL SATIE, Manager Estate and Trust Administration.

ZX404

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Teresa Mary Graham, late of Freeman Nursing Home, 31 Webb Street, Rossmoyne, Western Australia.

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 September 2010 at Rossmoyne aforesaid are required by the Executor and Trustee of care of Messrs Dwyer Durack Lawyers of 8th Floor, 40 St George's Terrace, Perth to send particulars of their claims to him by 7 March 2011 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has 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 the 4/3/2011 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Ballingall, Gwendoline Joyce, late of Hale Hostel, Unit 105-31 Waverly Road, Coolbellup, died 24.12.2010 (DE19682082 EM16)

Cooper, Patricia Winifred, late of 94 Riverview Avenue, Guildford, died 16.3.2010 (DE19972514 EM13)

Curtis, Mervyn Henry, late of Unit 110 39 McNabb Loop Como, died 14.01.2011 (DE19841762 EM36)

Harrison, Julie Hilton, late of 34 Yorna Road, Kalamunda, died 8.01.2011 (DE33069364 EM15)

Hogarth, Gladys Edna, late of 66 Eric Street, Cottesloe, formerly of Mosman Park Aged Care 57 Palmerston Street, Mosman Park, died 21.12.2010 (DE19611575 EM24)

Marsh, Molly, late of Dale Cottages 8 Verrill Way, Armadale, died 15.1.2011 (DE19530818 EM23)

Rochford, Mary Ann, late of 3 Adamson Close, Kingsley, died 26.11.2010 (DE19901967 EM22)

Smith, Arthur William, late of 8 Hutt Street, Mount Lawley, died 1.1.2011 (DE19720975 EM22)

Tanner, Eleanor Margaret, late of 7B Nollamara Avenue, Nollamara, died 28.11.2010 (DE33030682 EM17)

Thompson, Ross William, late of Unit 4/8 Greensell Street, Bunbury, formerly of 15 Nalbarra Drive, Bunbury, died 13.12.2010 (DE19842339 EM26)

Van Graan, Cornelius Johannes, late of Unit 1/ 38 Preston Street, Como, died 6.1.2011 (DE33079938 EM38)

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 4 February 2011.

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

Name of Deceased	Address	Date of Death	Date Election Filed
Kathleen Martha Kent DE19971957 EM17	173 Lesmurdie Road Lesmurdie	28 November 2010	25/1/2011
Francis John Youens DE19591186 EM36	36/20 Plantation St Menora	28 August 2010	25/1/2011

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