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# — PART 1 —

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## FISHERIES

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FI301\*

Fish Resources Management Act 1994

### **Fish Resources Management Amendment Regulations 2011**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Fish Resources Management 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 *Fish Resources Management Regulations 1995*.

**4. Regulation 64 amended**

Delete regulation 64(5A).

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

FI302\*

Fish Resources Management Act 1994

## Fish Resources Management Amendment Regulations (No. 2) 2011

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Fish Resources Management Amendment Regulations (No. 2) 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 *Fish Resources Management Regulations 1995*.

### 4. Regulation 16E amended

Delete regulation 16E(3a), (3b), (3c) and (3d) and insert:

- (3A) For the purposes of section 51(1) of the Act, the maximum quantity of fish of the species referred to in this subregulation that a person on a boat may be in possession of, whether the fish is on or attached to the boat or any tender or other vessel operating with or attached to the boat, is —
- (a) if there is only one person on the boat —
    - (i) one day's bag limit of blue manna crabs; and
    - (ii) one day's bag limit of brown mud and green mud crabs (combined); and
    - (iii) one day's bag limit of cuttlefish, octopus and squid (combined); and
    - (iv) one day's bag limit of rock lobster; and
    - (v) one day's bag limit of brownlip and greenlip abalone (combined);

or

- (b) if there are 2 or more persons on the boat —
  - (i) 2 days' bag limit of blue manna crabs; and
  - (ii) 2 days' bag limit of brown mud and green mud crabs (combined); and
  - (iii) 2 days' bag limit of cuttlefish, octopus and squid (combined); and
  - (iv) 2 days' bag limit of rock lobster; and
  - (v) 2 days' bag limit of brownlip and greenlip abalone (combined).
  
- (3B) For the purposes of section 51(1) of the Act, the maximum quantity of fish of the species referred to in this subregulation that the master of a boat may be in possession of on the boat, whether the fish is on or attached to the boat or any tender or other vessel operating with or attached to the boat, is —
  - (a) if there is only one person on the boat —
    - (i) one day's bag limit of blue manna crabs; and
    - (ii) one day's bag limit of brown mud and green mud crabs (combined); and
    - (iii) one day's bag limit of cuttlefish, octopus and squid (combined); and
    - (iv) one day's bag limit of rock lobster; and
    - (v) one day's bag limit of brownlip and greenlip abalone (combined);
  - or
  - (b) if there are 2 or more persons on the boat —
    - (i) 2 days' bag limit of blue manna crabs; and
    - (ii) 2 days' bag limit of brown mud and green mud crabs (combined); and
    - (iii) 2 days' bag limit of cuttlefish, octopus and squid (combined); and
    - (iv) 2 days' bag limit of rock lobster; and
    - (v) 2 days' bag limit of brownlip and greenlip abalone (combined).
  
- (3C) Despite subregulations (3A) and (3B), the master of a boat that is not a fishing boat must ensure that the quantity of fish of the species referred to in this subregulation that is on or attached to the boat and any tender or other vessel operating with or attached to the boat is not more than —
  - (a) if there is only one person on the boat —
    - (i) one day's bag limit of blue manna crabs; and

- (ii) one day's bag limit of brown mud and green mud crabs (combined); and
- (iii) one day's bag limit of cuttlefish, octopus and squid (combined); and
- (iv) one day's bag limit of rock lobster; and
- (v) one day's bag limit of brownlip and greenlip abalone (combined);

or

- (b) if there are 2 or more persons on the boat —
  - (i) 2 days' bag limit of blue manna crabs; and
  - (ii) 2 days' bag limit of brown mud and green mud crabs (combined); and
  - (iii) 2 days' bag limit of cuttlefish, octopus and squid (combined); and
  - (iv) 2 days' bag limit of rock lobster; and
  - (v) 2 days' bag limit of brownlip and greenlip abalone (combined).

Penalty: a fine of \$10 000 and the penalty provided in section 222 of the Act.

- (3D) Subregulations (3A)(a)(ii) and (b)(ii), (3B)(a)(ii) and (b)(ii) and (3C)(a)(ii) and (b)(ii) are subject to regulation 17A.

**5. Regulation 16FA amended**

In regulation 16FA delete “regulation 16E(3a)(c), (3b)(c) and (3c)(c),” and insert:

regulation 16E(3A)(a)(iv) and (b)(iv), (3B)(a)(iv) and (b)(iv) and (3C)(a)(iv) and (b)(iv),

**6. Regulation 16F amended**

In regulation 16F delete “twice the bag limit” and insert:

2 days' bag limit

**7. Regulation 17A amended**

- (1) Delete regulation 17A(1) and insert:

- (1) For the purposes of section 51(1) of the Act, the maximum quantity of brown mud and green mud crabs (combined) that a person on a boat in the King Sound

may be in possession of, whether the crabs are on or attached to the boat or any tender or other vessel operating with or attached to the boat, is —

- (a) if there is only one person on the boat — one day's bag limit of those crabs; or
  - (b) if there are 2 or more persons on the boat — 4 days' bag limit of those crabs.
- (2A) For the purposes of section 51(1) of the Act, the maximum quantity of brown mud and green mud crabs (combined) that the master of a boat in the King Sound may be in possession of on the boat, whether the crabs are on or attached to the boat or any tender or other vessel operating with or attached to the boat, is —
- (a) if there is only one person on the boat — one day's bag limit of those crabs; or
  - (b) if there are 2 or more persons on the boat — 4 days' bag limit of those crabs.

(2) Delete regulation 17A(3) and insert:

- (3) Despite subregulations (1) and (2A), the master of a boat in the King Sound that is not a fishing boat must ensure that the quantity of brown mud and green mud crabs (combined) that is on or attached to the boat and any tender or other vessel operating with or attached to the boat is not more than —
- (a) if there is only one person on the boat — one day's bag limit of those crabs; or
  - (b) if there are 2 or more persons on the boat — 4 days' bag limit of those crabs.

Penalty: a fine of \$5 000 and the penalty provided in section 222 of the Act.

## 8. Regulation 64OAA amended

In regulation 64OAA(2) delete “a managed fishery licence” and insert:

an interim managed fishery permit

## 9. Regulation 64W amended

In regulation 64W(c) delete “regulation 16E(3a) or (3b)” and insert:

regulation 16E(3A) or (3B)

**10. Regulation 128A amended**

In regulation 128A(1) delete “hold” and insert:

be authorised to do so under

**11. Regulation 128I amended**

In regulation 128I delete “hold” and insert:

be authorised to do so under

**12. Regulation 128N deleted**

Delete regulation 128N.

**13. Regulation 128Q deleted**

Delete regulation 128Q.

**14. Regulation 156 amended**

In regulation 156 in the Table delete “16E(3c),” and insert:

16E(3C),

**15. Schedule 3 amended**

- (1) In Schedule 3 Part 1 Division 4 delete “Brown Mud or Green Mud (combined)” and insert:

Brown Mud and Green Mud (combined)

- (2) In Schedule 3 Part 2 Division 4 delete “Brown Mud or Green Mud (combined)” and insert:

Brown Mud and Green Mud (combined)

- (3) In Schedule 3 Part 3 Division 4 delete “Brown Mud or Green Mud (combined)” and insert:

Brown Mud and Green Mud (combined)

**16. Schedule 12 amended**

In Schedule 12 Part 2:

- (a) in item 1 delete “108, 128N” and insert:

- (b) in item 3 delete “128Q,”;
- (c) in item 4 delete “16E(3c),” and insert:  
  
16E(3C),

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

FI303\*

Fish Resources Management Act 1994

## **Fish Resources Management Amendment Regulations (No. 3) 2011**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Fish Resources Management Amendment Regulations (No. 3) 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 *Fish Resources Management Regulations 1995*.

### **4. Regulation 38 amended**

- (1) In regulation 38(1) delete the definition of *sea lion protection zone*.

- (2) In regulation 38(1) insert in alphabetical order:

**Central West Zone** means the waters off the west coast bounded by a line commencing at the high water mark at  $30^{\circ} 51.06'$  south latitude (south of Wedge Island) and extending —  
west along the parallel to the intersection with  $115^{\circ} 10.32'$  east longitude;  
then north-north-westerly along the geodesic to the point  $30^{\circ} 30.54'$  south latitude and  $115^{\circ} 0.06'$  east longitude;  
then northerly along the geodesic to the point  $30^{\circ} 25.02'$  south latitude and  $114^{\circ} 58.5'$  east longitude;  
then northerly along the geodesic to the point  $30^{\circ} 12.42'$  south latitude and  $114^{\circ} 57'$  east longitude;  
then northerly along the geodesic to the point  $30^{\circ} 4.2'$  south latitude and  $114^{\circ} 54.42'$  east longitude;  
then northerly along the geodesic to the point  $29^{\circ} 54.96'$  south latitude and  $114^{\circ} 53.52'$  east longitude;  
then north-north-westerly along the geodesic to the point  $29^{\circ} 47.82'$  south latitude and  $114^{\circ} 50.64'$  east longitude;  
then north-easterly along the geodesic to the point  $29^{\circ} 44.28'$  south latitude and  $114^{\circ} 52.2'$  east longitude;  
then northerly along the geodesic to the point  $29^{\circ} 35.16'$  south latitude and  $114^{\circ} 53.58'$  east longitude;  
then east along the parallel to its intersection with the high water mark (north of Freshwater Point);  
then generally southerly along the high water mark to the commencement point;

**Easter Group Zone** means the waters of the Easter Group bounded by a line commencing at the point  $28^{\circ} 38.128'$  south latitude and  $113^{\circ} 38.951'$  east longitude and extending —  
generally easterly along the geodesic to the point  $28^{\circ} 36.66'$  south latitude and  $113^{\circ} 54.402'$  east longitude;  
then generally southerly along the geodesic to the point  $28^{\circ} 44.415'$  south latitude and  $113^{\circ} 53.496'$  east longitude;  
then south-westerly along the geodesic to the point  $28^{\circ} 48.924'$  south latitude and  $113^{\circ} 45.5'$  east longitude;  
then generally westerly along the geodesic to the point  $28^{\circ} 48.71'$  south latitude and  $113^{\circ} 43.602'$  east longitude;  
then generally north-westerly along the geodesic to the commencement point;

***Pelsaert Group Zone*** means the waters of the Pelsaert Group bounded by a line commencing at the point 28° 51.579' south latitude and 113° 47.171' east longitude and extending —  
north-westerly along the geodesic to the point 28° 50.308' south latitude and 113° 49.270' east longitude;  
then westerly along the geodesic to the point 28° 50.158' south latitude and 114° 2.323' east longitude;  
then south along the geodesic to the point 28° 53.456' south latitude and 114° 2.133' east longitude;  
then south-westerly along the geodesic to the point 28° 59.577' south latitude and 113° 58.218' east longitude;  
then westerly along the geodesic to the point 28° 59.506' south latitude and 113° 55.205' east longitude;  
then north-westerly along the geodesic to the point 28° 56.93' south latitude and 113° 51.251' east longitude;  
then generally north-westerly along the geodesic to the commencement point;

***Sea Lion Protection Zone*** means the Central West Zone, Easter Group Zone or Pelsaert Group Zone.

- (3) In regulation 38(3) delete “the sea lion protection zone” and insert:

a Sea Lion Protection Zone

**5. Regulation 123 amended**

In regulation 123(1) delete “Subject to subregulation (3), a person” and insert:

A person

**6. Schedule 9 amended**

In Schedule 9 column 1 delete “Grunty, Sooty” and insert:

Grunter, Sooty

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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**HEALTH**

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HE301\*

Tobacco Products Control Act 2006

**Tobacco Products Control Amendment  
Regulations 2011**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Tobacco Products Control 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 *Tobacco Products Control Regulations 2006*.

**4. Regulation 16 amended**

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

- (1) For

- (2) At the end of regulation 16 insert:

- (2) For the purposes of section 71(2), the amount specified in Column 2 of the Table opposite a financial year specified in Column 1 of the Table is the prescribed amount for that financial year.

**Table**

<b>Column 1 Financial year</b>	<b>Column 2 \$</b>
1 July 2010 — 30 June 2011	20 087 000
1 July 2011 — 30 June 2012	20 649 000

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## **LOCAL GOVERNMENT**

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LG301\*

Local Government Act 1995

### **Local Government (Corrigin - Councillor Numbers) Order 2011**

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government.

**1. Citation**

This order is the *Local Government (Corrigin - Councillor Numbers) 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 the order — on the day after that day.

**3. Terms used**

In this order —

*commencement day* means the day on which the rest of the order comes into operation under clause 2(b);

*next election* means the first ordinary election for the Shire of Corrigin held after commencement day;

*next election day* means the day fixed for the holding of the poll for the next election.

**4. Change in number of councillors (s. 2.18(3)(a) of the Act)**

On and from next election day, the number of offices of councillor on the council of the Shire of Corrigin is 7.

**5. Consequential directions (s. 9.62 of the Act)**

In order to give effect to clause 4 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 4 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

LG302\*

Local Government Act 1995

## **Local Government (Esperance - Councillor Numbers) Order 2011**

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government.

**1. Citation**

This order is the *Local Government (Esperance - Councillor Numbers) 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 the order — on the day after that day.

**3. Terms used**

In this order —

*commencement day* means the day on which the rest of the order comes into operation under clause 2(b);

*next election* means the first ordinary election for the Shire of Esperance held after commencement day;

*next election day* means the day fixed for the holding of the poll for the next election.

**4. Change in number of councillors (s. 2.18(3)(a) of the Act)**

On and from next election day, the number of offices of councillor on the council of the Shire of Esperance is 9.

**5. Change in number of councillors for Rural Ward and Town Ward (s. 2.18(3)(b) of the Act)**

On and from next election day, the number of offices of councillor for Rural Ward is 3 and for Town Ward is 6.

**6. Consequential directions (s. 2.35 and 9.62 of the Act)**

In order to give effect to clauses 4 and 5 —

- (a) the office of each councillor whose term of office does not end under section 2.28 of the Act on next election day becomes vacant on that day; and
- (b) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clauses 4 and 5 take effect on commencement day; and
- (c) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraphs (a) and (b).

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

LG303\*

Local Government Act 1995

**Local Government (Laverton - Discontinuance  
of Ward System and Councillor Numbers)  
Order 2011**

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government.

**1. Citation**

This order is the *Local Government (Laverton - Discontinuance of Ward System and Councillor Numbers) 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 the order — on the day after that day.

**3. Terms used**

In this order —

***commencement day*** means the day on which the rest of the order comes into operation under clause 2(b);

***district*** means the district of Laverton;

***next election*** means the first ordinary election for the Shire of Laverton held after commencement day;

***next election day*** means the day fixed for the holding of the poll for the next election.

**4. Abolition of wards (s. 2.2(1)(d) of the Act)**

All the wards in the district are abolished immediately before next election day.

**5. Consequential directions (s. 9.62 of the Act)**

In order to give effect to clause 4 —

- (a) on and from next election day, each councillor on the council of the Shire of Laverton whose term does not expire at the next election day is to be taken to have been elected as if the district had not been divided into wards when the councillor was elected; and
- (b) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 4 take effect on commencement day; and
- (c) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (b).

**6. Change in number of councillors (s. 2.18(3)(a) of the Act)**

On and from next election day, the number of offices of councillor on the council of the Shire of Laverton is 7.

**7. Consequential directions (s. 9.62 of the Act)**

In order to give effect to clause 6 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 6 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

LG304\*

Local Government Act 1995

## Local Government (Quairading - Councillor Numbers) Order 2011

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government.

### 1. Citation

This order is the *Local Government (Quairading - Councillor Numbers) 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 the order — on the day after that day.

### 3. Change in number of councillors (s. 2.18(3)(a) of the Act)

The number of offices of councillor on the council of the Shire of Quairading is 8.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

LG305\*

Local Government Act 1995

## Local Government (Dalwallinu - Discontinuance of Ward System and Councillor Numbers) Order 2011

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government.

### 1. Citation

This order is the *Local Government (Dalwallinu - Discontinuance of Ward System and Councillor Numbers) 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 the order — on the day after that day.

**3. Terms used**

In this order —

*commencement day* means the day on which the rest of the order comes into operation under clause 2(b);

*district* means the district of Dalwallinu;

*next election* means the first ordinary election for the Shire of Dalwallinu held after commencement day;

*next election day* means the day fixed for the holding of the poll for the next election.

**4. Abolition of wards (s. 2.2(1)(d) of the Act)**

All the wards in the district are abolished immediately before next election day.

**5. Consequential directions (s. 9.62 of the Act)**

In order to give effect to clause 4 —

- (a) on and from next election day, each councillor on the council of the Shire of Dalwallinu whose term does not expire at the next election day is to be taken to have been elected as if the district had not been divided into wards when the councillor was elected; and
- (b) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 4 take effect on commencement day; and
- (c) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (b).

**6. Change in number of councillors (s. 2.18(3)(a) of the Act)**

On and from next election day, the number of offices of councillor on the council of the Shire of Dalwallinu is 9.

**7. Consequential directions (s. 9.62 of the Act)**

In order to give effect to clause 6 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 6 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

LG306\*

Local Government Act 1995

## Local Government (Broomehill-Tambellup - Discontinuance of Ward System and Councillor Numbers) Order 2011

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government.

### 1. Citation

This order is the *Local Government (Broomehill-Tambellup - Discontinuance of Ward System and Councillor Numbers) 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 the order — on the day after that day.

### 3. Terms used

In this order —

***commencement day*** means the day on which the rest of the order comes into operation under clause 2(b);

***district*** means the district of Broomehill-Tambellup;

***next election*** means the first ordinary election for the Shire of Broomehill-Tambellup held after commencement day;

***next election day*** means the day fixed for the holding of the poll for the next election.

### 4. Abolition of wards (s. 2.2(1)(d) of the Act)

All the wards in the district are abolished immediately before next election day.

### 5. Consequential directions (s. 9.62 of the Act)

In order to give effect to clause 4 —

- (a) on and from next election day, each councillor on the council of the Shire of Broomehill-Tambellup whose term does not expire at the next election day is to be taken to have been elected as if the district had not been divided into wards when the councillor was elected; and
- (b) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 4 take effect on commencement day; and

- (c) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (b).

**6. Change in number of councillors (s. 2.18(3)(a) of the Act)**

On and from next election day, the number of offices of councillor on the council of the Shire of Broomehill-Tambellup is 7.

**7. Consequential directions (s. 9.62 of the Act)**

In order to give effect to clause 6 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 6 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## MINERALS AND PETROLEUM

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MP301\*

Mining Act 1978

### Mining Amendment Regulations (No. 2) 2011

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Mining Amendment Regulations (No. 2) 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. Regulation 86F deleted**

Delete regulation 86F.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## — PART 2 —

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### CONSUMER PROTECTION

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#### CP401\*

Commonwealth of Australia

#### COMPETITION AND CONSUMER ACT 2010

#### CONSUMER PROTECTION NOTICE NO. 11 OF 2011

Permanent Ban on Children's Products containing more than 1% Diethylhexyl Phthalate (Dehp)

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

#### Particulars of Goods

- (a) Toys;
- (b) childcare articles including, but not limited to, dummies, pacifiers, teething rings, teething rails, rattles, bibs, gum soothers, and comforting objects; and
- (c) eating vessels and utensils including, but not limited to, feeding bottles, sip/sucking cups, bowls, plates, and cutlery

that—

- (d) are intended for use by children up to and including 36 months of age;
- (e) contain, or that have a component which contains, more than 1% by weight of the chemical identified by the unique Chemical Abstract Service (CAS) Number 117-81-7 (also known as Diethylhexyl phthalate (DEHP), Di(2-ethylhexyl)phthalate and Bis(2-ethylhexyl)phthalate); and
- (f) are, or have a component containing more than 1% by weight of the chemical identified by the unique Chemical Abstract Service (CAS) Number 117-81-7 that is, readily able to be sucked and/or chewed by children up to and including 36 months of age;

but excluding—

- (g) clothing and footwear;
- (h) sporting goods;
- (i) floatation aids and aquatic toys for the specific purpose of assisting a supervised child to float or swim in water; and
- (j) second hand goods.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

#### CP402\*

Commonwealth of Australia

#### COMPETITION AND CONSUMER ACT 2010

#### CONSUMER PROTECTION NOTICE NO. 12 OF 2011

#### Permanent Ban on Combustible Candle Holders

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

#### Particulars of Goods

Objects that are designed to hold or decorate a candle, which when subjected to flame or heat emanating from a candle being so held or decorated, ignite and continue to flame for a period of five seconds or more after ignition.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

**CP403\***

Commonwealth of Australia  
**COMPETITION AND CONSUMER ACT 2010**  
 CONSUMER PROTECTION NOTICE NO. 13 OF 2011

Permanent Ban on Inflatable Toys, Novelties and Furniture containing Beads

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

**Particulars of Goods**

Inflatable toys, novelties or furniture which—

- (a) may be inflated by the mouth; and
- (b) contain small beads or pellets of materials, such as polystyrene, that may be inhaled during inflation or deflation.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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**CP404\***

Commonwealth of Australia  
**COMPETITION AND CONSUMER ACT 2010**  
 CONSUMER PROTECTION NOTICE NO. 14 OF 2011

Permanent Ban on Miniature Motorbikes (Monkey Bikes) with unsafe Design Features

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

**Particulars of Goods**

Goods that are miniature motorbikes, known as Mini Bikes, Pocket Bikes or Monkey Bikes, not certified under the Road Vehicle Certification System, operated by the Australian Government Department of Infrastructure and Transport and Local Government, unless they comply with the following requirements—

1. Throttle
  - (a) The motorbike must have a self-closing, hand operated throttle that returns in a clockwise direction to allow the motorbike's motor to idle when a person riding the motorbike releases his or her grip on the throttle; and
  - (b) The throttle must be mounted on the right handlebar of the motorbike.
2. Braking system
  - (a) A motorbike must have a braking system capable of acting on the front and rear wheels;
  - (b) Unless the motorbike is fitted with a drum-type braking system, the braking system must incorporate a floating or sliding type brake calliper that compensates for any increased movement of its components arising from wear; and
  - (c) The braking system must automatically distribute the braking effort applied by a person riding the motorbike to the braking system's control lever equally onto each brake lining without the need for an adjuster at the brake calliper.
3. Foot pegs
  - (a) A motorbike must have 2 foot pegs, each capable of holding a static load of—
    - i. the maximum carrying capacity recommended by the motorbike's manufacturer; or
    - ii. if the manufacturer does not state a maximum carrying capacity—70kg.
4. Steering
  - (a) The steering head system for a motorbike must not exhibit free play; and
  - (b) When the front wheel of the motorbike is raised off the ground, the steering head system must move freely under its own weight from right lock to left lock.
5. Supplemental engine stop
  - (a) A motorbike must have a functioning, thumb operated, device on the right or left handlebar that is capable of stopping the motor; and
  - (b) The device must be clearly visible to a person riding the motorbike.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

**CP405\***

Commonwealth of Australia  
**COMPETITION AND CONSUMER ACT 2010**  
CONSUMER PROTECTION NOTICE NO. 15 OF 2011  
Permanent Ban on Novelty Cigarettes

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

**Particulars of Goods**

Imitation cigarettes that contain a fine powder such as talc (hydrated magnesium silicate) or similar substances, and that allow users to blow into, or inhale from, the imitation cigarette to produce a cloud of fine dust. These may be known as 'Puff Cigarettes' or by other names.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

**CP406\***

Commonwealth of Australia  
**COMPETITION AND CONSUMER ACT 2010**  
CONSUMER PROTECTION NOTICE NO. 16 OF 2011  
Permanent Ban on Pools and Spas with Unsafe Design Features

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

**Particulars of Goods**

1. Potty skimmers designed for installation in domestic swimming pools or spas.
2. Pool or spa outlets which are not designed to reduce or minimise the likelihood of entrapment of any part of a person's body or hair by the outlet when in use.

Note: In this clause, 'outlets' does not include outlets which comply with the relevant provisions of an Australian or ASME / ANSI / ASTM Standard having the purpose of reducing or minimising the likelihood of entrapment of any part of a person's body or hair by the outlet when in use.

3. Transportable swimming pools or spas which contain integrally moulded potty skimmers or outlets that are not designed to reduce or minimise the likelihood of entrapment of any part of a person's body or hair by the outlet when in use.

Note: In this clause, 'outlets' does not include outlets which comply with the relevant provisions of an Australian or ASME / ANSI / ASTM Standard having the purpose of reducing or minimising the likelihood of entrapment of any part of a person's body or hair by the outlet when in use.

**Interpretation—**

"ANSI" means American National Standards Institute.

"ASME" means American Society of Mechanical Engineers.

"ASTM" means American Society for Testing and Materials.

"Australian or ASME / ANSI / ASTM Standard having the purpose of reducing or minimising the likelihood of entrapment" includes AS1926.3; AS2610.2 and ANSI A112.

"Potty skimmer" means a pool or spa outlet at water level used as a suction point for the water reticulation system which (a) resembles a child's chamber-pot or other toilet device and which (b) has no protective device fixed to the skimmer box outlet which would prevent a person becoming lodged or caught in the skimmer box outlet through the operation and effect of suction within or through the water reticulation system.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall. This includes goods which subsequently become fixtures [by virtue of subsection 122(3) of Schedule 2 to the Act].

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

**CP407\***

Commonwealth of Australia  
**COMPETITION AND CONSUMER ACT 2010**  
CONSUMER PROTECTION NOTICE NO. 17 OF 2011  
Permanent Ban on Sky Lanterns

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

**Particulars of Goods**

'Sky Lanterns'. A Sky Lantern is essentially a miniature, unmanned hot air balloon that relies on an open flame as a heat source to heat the air inside the lantern with the intention of causing it to lift into the atmosphere.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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**CP408\***

Commonwealth of Australia  
**COMPETITION AND CONSUMER ACT 2010**  
CONSUMER PROTECTION NOTICE NO. 18 OF 2011  
Permanent Ban on Toy-Like Novelty Cigarette Lighters

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

**Particulars of Goods**

Toy-like novelty cigarette lighters, being devices which are intended to produce a flame to set alight cigarettes, or other combustible material and are likely to be appealing to children under 5 years of age by appearing to be a toy taking into account the totality of the design which may depict stylised animals, cartoon characters or be of colour(s), or of a scale typical of toys.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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**CP409\***

Commonwealth of Australia  
**COMPETITION AND CONSUMER ACT 2010**  
CONSUMER PROTECTION NOTICE NO. 19 OF 2011

Permanent Ban on Undeclared Knives or Cutters in Art, Craft and Stationery Sets

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

**Particulars of Goods**

Art, craft and stationery sets for use by a child containing an undeclared knife or cutter with a metal blade.

**Interpretation—**

The declaration that the art, craft or stationery set includes a knife or cutter must be easily legible and prominently displayed on the outside packaging and the lettering must not be less than 3mm high.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

## CP410\*

Commonwealth of Australia  
**COMPETITION AND CONSUMER ACT 2010**  
 CONSUMER PROTECTION NOTICE NO. 20 OF 2011  
 Permanent Ban on Yo-Yo Water Balls

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, impose a permanent ban on the goods specified below.

**Particulars of Goods**

Goods known as “yo-yo water balls” and similar products. These are toys intended to be thrown and returned to the hand, consisting of an elastic cord extendable to at least 500 mm in length, usually with a loop on one end to wear around the finger, and a soft synthetic object on the other. The object may be filled with liquid or air, and/or contain a novelty.

This ban excludes outdoor and sporting toys, such as a practice tennis ball retained on an elastic tension cord intended to be anchored, a bat with a ball attached by an elastic cord and goods known as the “Yo-Be Sling Disc”.

Note: Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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## CORRECTIVE SERVICES

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## CS401\*

**COURT SECURITY AND CUSTODIAL SERVICES ACT 1999**  
 PERMIT DETAILS

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

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Fitzgibbon	Carole Ann	CS11-677	23/02/2011	11/02/2011	30/07/2011
Mills	Deborah	CS11-681	23/02/2011	11/02/2011	30/07/2011
Rodriguez	Janice	CS11-683	23/02/2011	11/02/2011	30/07/2011

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

COLIN BRANDIS, Manager,  
 Court Security and Custodial Services Contract.

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## ENERGY

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## EN401\*

**ELECTRICITY INDUSTRY ACT 2004**  
 AMENDED LICENCE

Notice is given that the following Integrated Regional licence has been amended—

Licensee:	Horizon Power
Approval Date:	21 February 2011
Address of Licensee:	Stovehill Road Karratha WA 6714
Classification:	Integrated Regional Licence (EIRL 2)
Term of Licence:	Up to and including 29 March 2036
Amendment:	Minor amendment to the definition of Asset Management System. The words “distribution system” were replaced with the words “licensee’s assets”.

- Area Covered: 40 Licence areas, including the North West Interconnected System, situated outside of the South West Interconnected System from the Kimberley in the North to Esperance in the South.
- Inspection of Licence: Economic Regulation Authority  
6th Floor  
197 St Georges Terrace  
Perth WA 6000  
<http://www.erawa.com.au>

LYNDON G. ROWE, Chairman,  
Economic Regulation Authority.

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## HEALTH

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### HE401\*

#### HEALTH PRACTITIONER REGULATION NATIONAL LAW (WA) ACT 2010 MEDICAL (AREA OF NEED) DETERMINATION (No. 4) 2011

Made by the Minister for Health pursuant to section 67(5) of the *Health Practitioner Regulation National Law (WA) Act 2010*.

#### Citation

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 4) 2011*.

#### Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

#### Unmet area of need

3. The area of need specified in the Schedule is determined to be an area of need for the purposes of section 67 of the Act.

#### Expiry of determination

4. This determination expires five years after its commencement.

#### SCHEDULE

CONSULTANT ANAESTHETIST AT THE ALBANY REGIONAL HOSPITAL IN THE CITY OF ALBANY

Dated this 21st day of February 2011.

Dr KIM HAMES MLA, Deputy Premier,  
Minister for Health.

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### HE402\*

#### HEALTH PRACTITIONER REGULATION NATIONAL LAW (WA) ACT 2010 MEDICAL (AREA OF NEED) DETERMINATION (No. 5) 2011

Made by the Minister for Health pursuant to section 67(5) of the *Health Practitioner Regulation National Law (WA) Act 2010*.

#### Citation

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 5) 2011*.

#### Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

#### Unmet area of need

3. The area of need specified in the Schedule is determined to be an area of need for the purposes of section 67 of the Act.

#### Expiry of determination

4. This determination expires five years after its commencement.

#### SCHEDULE

GENERAL MEDICAL SERVICES FOR AFTER HOURS AT THE RUDLOC ROAD MEDICAL AND DENTAL CENTRE IN THE SUBURB OF MORLEY IN THE CITY OF BAYSWATER

Dated this 21st day of February 2011.

Dr KIM HAMES MLA, Deputy Premier,  
Minister for Health.

**HE403\*****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WA) ACT 2010  
MEDICAL (AREA OF NEED) DETERMINATION (NO. 2) 2011**

Made by the Minister for Health pursuant to section 67(5) of the *Health Practitioner Regulation National Law (WA) Act 2010*.

**Citation**

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 2) 2011*.

**Commencement**

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

**Unmet area of need**

3. The area of need specified in the Schedule is determined to be an area of need for the purposes of section 67 of the Act.

**Expiry of determination**

4. This determination expires five years after its commencement.

## SCHEDULE

## GENERAL MEDICAL SERVICES IN THE CITY OF MANDURAH

Dated this 20th day of February 2011.

Dr KIM HAMES MLA, Deputy Premier,  
Minister for Health.

**HE404\*****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WA) ACT 2010  
MEDICAL (AREA OF NEED) DETERMINATION (NO. 3) 2011**

Made by the Minister for Health pursuant to section 67(5) of the *Health Practitioner Regulation National Law (WA) Act 2010*.

**Citation**

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 3) 2011*.

**Commencement**

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

**Unmet area of need**

3. The area of need specified in the Schedule is determined to be an area of need for the purposes of section 67 of the Act.

**Expiry of determination**

4. This determination expires five years after its commencement.

## SCHEDULE

## GENERAL MEDICAL SERVICES IN THE SHIRE OF MANJIMUP

Dated this 20th day of February 2011.

Dr KIM HAMES MLA, Deputy Premier,  
Minister for Health.

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**MARINE/MARITIME**


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**MA401\*****WESTERN AUSTRALIAN MARINE ACT 1982  
NAVIGABLE WATERS REGULATIONS 1958**

## PROHIBITED SWIMMING AREA

Point Walter, Swan River

Department of Transport,  
Fremantle WA, 1 March 2011.

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 8.00pm and 9.00pm on Sunday 6 March 2011—

**POINT WALTER:** All the waters within a 100 metre radius around the firing point; located approximately 90 meters North West on the Point Walter Sandbar, Swan River at approximately 32° 00'37.93S, 115° 47'09.56E.

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.

## RACING, GAMING AND LIQUOR

RA401\*

### LIQUOR CONTROL ACT 1988 LIQUOR APPLICATIONS

The following is a summary of applications received under the *Liquor Control Act 1988 (the Act)* and required to be advertised.

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
13929	Be Fruitful (WA) Pty Ltd	Application for the grant of a Restaurant Licence in respect of premises situated in Northbridge and known as What The Pho Noodle Bar	24/03/2011
13895	Marlin Southern River Pty Ltd	Application for the grant of a Tavern Licence in respect of premises situated in Southern River and known as The Ranford	03/04/2011
13913	Inkorporated Pty Ltd	Application for the grant of a Small Bar Licence in respect of premises situated in North Fremantle and known as Ink Bar Leighton Beach	03/04/2011
13944	International Maritime Services Pty Ltd	Application for the grant of a Special Facility—Packet/Transport Licence in respect of premises based in Nedlands and known as Ocean Magic Charters	28/03/2011
13931	Playlovers Inc	Application for the grant of a Special Facility—Theatre Licence in respect of premises situated in Wembley and known as Playlovers Inc	31/03/2011
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
38120	Pamela Fay Meers	Application for the grant of an extended trading permit—ongoing hours, in respect of premises situated in Wongan Hills and known as Wongan Liquor	07/03/2011

This notice is published under section 67(5) of the Act.

Dated: 25 February 2011.

B. A. SARGEANT, Director of Liquor Licensing.

## WATER/SEWERAGE

WA401\*

### WATER SERVICES LICENSING ACT 1995 AMENDMENT OF LICENCE

Notice is given that the following water services operating licence has been amended—

Licensee:	City of Kalgoorlie Boulder
Approval Date:	28 February 2011
Address of Licensee:	PO Box 2042 Kalgoorlie WA 6432
Classification:	Non-Potable Water Supply and Sewerage Services
Term of Licence:	Up to and including 29 April 2021
Amendment:	Minor amendment to remove references to potable water supply and drainage services from Schedule 2 of the Licence

Inspection of Licence: Economic Regulation Authority  
Level 6, 197 St Georges Terrace  
Perth WA 6000  
<http://www.erawa.com.au>

LYNDON G. ROWE, Chairman,  
Economic Regulation Authority.

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## DECEASED ESTATES

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ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Giuseppe Panetta, late of Hocart Lodge, Knowles Street, Harvey in the State of Western Australia, Retired Business Proprietor, deceased.

Creditors and other persons having claims (to which section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Giuseppe Panetta deceased, who died on the 21st day of February 2004 at Harvey in the said State, are required by the personal representatives Vincenzo Anthony Panetta of 175 Uduc Road, Harvey and Rosa Albina Eaton of 14 Wellington Street, Albany to send particulars of their claims to Joe Scurria & Associates of PO Box 1998, Bunbury, WA, 6231 by the 31st of March 2011, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZX402\*

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

In the Estate of William Ronald Stokes, late of Unit 43, 10 Court Street, Busselton in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relate) in respect of the Estate of the Deceased who died on 26 January 2010 are required by his legal personal representative Shirley Isobell Parker of care of Shaddicks Lawyers, PO Box 515, Busselton WA 6280 to send particulars of their claim to her by the date one month following the publication of this notice, after which date the legal personal representative may convey or distribute the assets, having regard only to claims of which he then has notice.

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## PUBLIC NOTICES

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ZZ401

### DISPOSAL OF UNCOLLECTED GOODS ACT 1970

#### INTENTION TO APPLY TO COURT FOR AN ORDER TO SELL OR OTHERWISE DISPOSE OF GOODS VALUED IN EXCESS OF \$300

To: Max Sylvester of (last known address) 4 Farrington Street, Warnbro WA 6169, bailor.

You were given notice on 24 of August, 2010 that the unregistered 1989 Nissan Exa, situated at 31 Morgan Street, Rockingham, 6168 was ready for redelivery.

Unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for the redelivery, Ridadu Pty Ltd, trading as Rockingham Fleet Services of 31 Morgan Street, Rockingham WA 6168, bailee, intends making an application to the Court for an order to sell or otherwise dispose of the vehicle in accordance with the Act.

Dated: 24 February 2011.

ALF RICCI,  
Proprietor,  
Rockingham Fleet Services.  
Ph: (08) 9592 6886  
Mobile: 0419 247 852

ZZ402

**DISPOSAL OF UNCOLLECTED GOODS ACT 1970**  
**DISPOSAL OF UNCOLLECTED GOODS**

Regarding disposal of uncollected goods being Holden Commodore VP SS 02/92 in the name of Mick and Sonia. Be advised that unless the owner or any party who may have an interest in the above vehicle contact Tony at B & M Ricciardello Motors at 480 William Street, Perth on 08 9328 5066 within 30 days the vehicle will be disposed of to recover cost of repairs carried out in June 2009 and also the storage since June 2009.

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WESTERN AUSTRALIA

**LOCAL GOVERNMENT ACT 1995**

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(Including Index)**

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WESTERN AUSTRALIA

**FAIR TRADING (RETIREMENT VILLAGES  
CODE) REGULATIONS 2009**

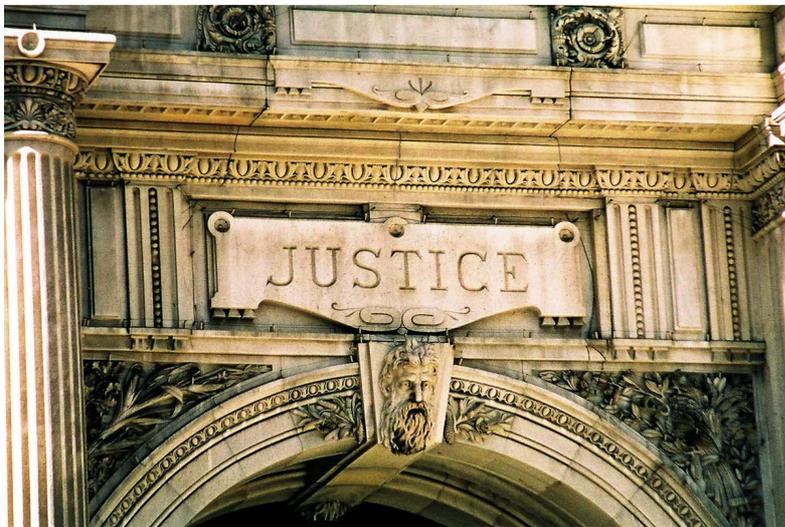
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WESTERN AUSTRALIA

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