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## **GOVERNMENT GAZETTE**

## **PUBLISHING DETAILS FOR EASTER 2011**

**Gazettes will not be published on Friday, 22 April or  
Tuesday, 26 April 2011.**



A Gazette will be published on Thursday, 21 April at 3.30 pm.  
Copy closes at noon on Tuesday, 19 April.



The next Gazette published will be on Friday, 29 April at 3.30 pm.  
Copy closes at noon on Wednesday, 27 April.



# — PART 1 —

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## HEALTH

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HE301\*

Hospitals and Health Services Act 1927

### Hospitals (Services Charges) Amendment Regulations (No. 3) 2011

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Hospitals (Services Charges) 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 *Hospitals (Services Charges) Regulations 1984*.

**4. Schedule 1 amended**

In Schedule 1 Division 1:

- (a) in item 1(c) delete “\$48.35” and insert:

\$49.20

- (b) in item 1(d) delete “\$151” and insert:

\$151.85

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

HE302\*

Hospitals and Health Services Act 1927

## Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Amendment Regulations (No. 2) 2011

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Hospitals (Licensing and Conduct of Private Psychiatric Hostels) 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 *Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Regulations 1997*.

### 4. Regulation 13 amended

In regulation 13:

- (a) delete paragraph (a);
- (b) in paragraph (c) delete “death; and” and insert:

death.

- (c) delete paragraph (d);
- (d) after paragraph (b) insert:

and

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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**JUSTICE**


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JU301\*

Legal Profession Act 2008

## Legal Profession Amendment Rules 2011

Made by the Legal Practice Board.

### 1. Citation

These rules are the *Legal Profession Amendment Rules 2011*.

### 2. Commencement

These rules come into operation as follows —

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

### 3. Rules amended

These rules amend the *Legal Profession Rules 2009*.

### 4. Schedule 1 clause 1 amended

In Schedule 1 clause 1 insert in alphabetical order:

*after the overdue period* means the period commencing on the 1 August after the expiry of a local practising certificate, and ending 6 months after the expiry of the local practising certificate;

### 5. Schedule 1 clause 2 amended

In Schedule 1 clause 2 delete the Table and insert:

**Table**

<b>Rule</b>	<b>Subject matter</b>	<b>Fee</b>
r. 4	Grant of local practising certificate —	
	(a) applicant is entitled to a discount under rule 4(2) —	
	(i) application made through website for practising certificate for period ending 30 June 2011 ....	45% of standard fee

<b>Rule</b>	<b>Subject matter</b>	<b>Fee</b>
	(ii) application made through website for practising certificate for period commencing on or after 1 July 2011 .....	50% of standard fee
	(iii) written application .....	50% of standard fee
	(b) applicant not entitled to discount under rule 4(2) —	
	(i) application made through website for practising certificate for period ending 30 June 2011 ...	95% of standard fee
	(ii) application made through website for practising certificate for period commencing on or after 1 July 2011 .....	standard fee
	(iii) written application .....	standard fee
r. 4	Renewal of local practising certificate —	
	(a) application made during standard renewal period .....	standard fee
	(b) application made during late fee period.....	125% of standard fee
	(c) application made under section 44(4) of the Act during the overdue period...	150% of standard fee
	(d) application made under section 44(4) of the Act after the overdue period.....	200% of standard fee
r. 25	Grant of registration as a foreign lawyer .....	standard fee
r. 25	Renewal of registration as a foreign lawyer —	
	(a) application made before 1 June in the year in which the registration is due to expire .....	standard fee

Rule	Subject matter	Fee
(b)	application made on or after 1 June in the year in which the registration is due to expire .....	125% of standard fee

Made by the Legal Practice Board under section 575 of the Act.

Dated: 7 April 2011.

ANNA LISCIA, Member.

GRANT DONALDSON SC, Member.

JOHN LEY, Member.

BRUNO FIANNACA SC, Member.

JU302\*

Sentence Administration Act 2003

## Sentence Administration (Community Corrections Centres) Amendment Notice (No. 2) 2011

Made by the Minister under section 84 of the Act.

### 1. Citation

This notice is the *Sentence Administration (Community Corrections Centres) Amendment Notice (No. 2) 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*.





**7. Clause 6.3 amended**

Delete clause 6.3(3)

**8. Clause 6.8 amended**In clause 6.8(1)(d) delete “*Weights and Measures Act 1915*” and insert “*Trade Measurement Administration Act 2006*”.**9. Clause 6.17 amended**(a) In clause 6.17(b) delete “*Health Act 1911*” and insert “*Food Act 2008*”.(b) In clause 6.17(c) delete “any local law made under section 172 of the *Health Act 1911*” and insert “the requirements of the *Food Act 2008*”.**10. Clause 6.18 amended**In clause 6.18(1)(a) delete “any local law made under section 172 of the *Health Act 1911*” and insert “the *Food Act 2008*”.**11. Clause 7.7 amended**In clause 7.7(2)(b) delete “*mutatis mutandis*” and insert “with appropriate modifications”.**12. Clause 8.1 amended**

In clause 8.1 delete “regulations 33 and 34” and insert “regulation 33”.

**13. Schedule 1 amended**

Delete Schedule 1 and insert—

***Schedule 1—Prescribed Offences***

[cl 10.4(1)]

Shire of Derby/West Kimberley Activities on Thoroughfares and Trading in  
Thoroughfares and Public Places Local Law.**MODIFIED OFFENCES AND PENALTIES**

Clause	Description	Modified Penalty \$
2.1(a)	Plant of 0.75m in height on thoroughfare within 6m of intersection	150
2.1(b)	Damaging lawn or garden	150
2.1(c)	Plant (except grass) on thoroughfare within 2m of carriageway	150
2.1(d)	Placing hazardous substance on footpath	150
2.1(e)	Damaging or interfering with signpost or structure on thoroughfare	350
2.1(f)	Playing games so as to impede vehicles or persons on thoroughfare	150
2.1(g)	Riding of skateboard or similar device on mall or verandah of shopping centre	150
2.2(1)(a)	Digging a trench through a kerb or footpath without a permit	150
2.2(1)(b)	Throwing or placing anything on a verge without a permit	150
2.2(1)(c)	Causing obstruction to vehicle or person on thoroughfare without a permit	150
2.2(1)(d)	Causing obstruction to water channel on thoroughfare without a permit	250
2.2(1)(e)	Placing or draining offensive fluid on thoroughfare without a permit	250
2.2(1)(g)	Lighting a fire on a thoroughfare without a permit	350
2.2(1)(h)	Felling tree onto thoroughfare without a permit	150
2.2(1)(i)	Installing pipes or stone on thoroughfare without a permit	150
2.2(1)(j)	Installing a hoist or other thing on a structure or land for use over a thoroughfare without a permit	350
2.2(1)(k)	Creating a nuisance on a thoroughfare without a permit	150
2.2(1)(l)	Placing a bulk rubbish container on a thoroughfare without a permit	150
2.2(1)(m)	Interfering with anything on a thoroughfare without a permit	150

Clause	Description	Modified Penalty \$
2.3(1)	Consumption or possession of liquor on thoroughfare	150
2.4(1)	Failure to obtain permit for temporary crossing	250
2.5(2)	Failure to comply with notice to remove crossing and reinstate kerb	350
2.9(1)	Installation of verge treatment other than permissible verge treatment	250
2.10	Failure to maintain permissible verge treatment or placement of obstruction on verge	150
2.11	Failure to comply with notice to rectify default	150
2.17(2)	Failure to comply with sign on public place	150
2.19(1)	Driving or taking a vehicle on a closed thoroughfare	350
3.2(1)	Placing advertising sign or affixing any advertisement on a thoroughfare without a permit	150
3.2(3)	Erecting or placing of advertising sign in a prohibited area	150
4.1(1)	Animal or vehicle obstructing a public place or local government property	150
4.2(2)(a)	Animal on thoroughfare when not led, ridden or driven	150
4.2(2)(b)	Animal on public place with infectious disease	150
4.2(2)(c)	Training or racing animal on thoroughfare in built-up area	150
4.2(3)	Horse led, ridden or driven on thoroughfare in built-up area	150
4.6	Person leaving shopping trolley in public place other than trolley bay	150
4.7(2)	Failure to remove shopping trolley upon being advised of location	150
6.2(1)	Conducting of stall in public place without a permit	350
6.3(1)	Trading without a permit	350
6.8(1)(a)	Failure of stallholder or trader to display or carry permit	150
6.8(1)(b)	Stallholder or trader not displaying valid permit	150
6.8(1)(c)	Stallholder or trader not carrying certified scales when selling goods by weight	150
6.8(2)(a)	Attempting to sell goods or services within 300m of any open permanent shop or place of business selling goods or services of that kind	350
6.8(2)(b), (c), (d) & (e)	Stallholder or trader engaged in prohibited conduct	150
6.16	Establishment or conduct of outdoor eating facility without a permit	350
6.18	Failure of permit holder of outdoor eating facility to comply with obligations	150
6.20(1)	Use of equipment of outdoor eating facility without purchase of food or drink from facility	75
6.20(2)	Failure to leave outdoor eating facility when requested to do so by permit holder	75
7.5	Failure to comply with a condition of a permit	150
7.9	Failure to produce permit on request of authorised person	150
10.1	Failure to comply with notice given under local law	150

Dated: 31st March, 2011.

The Common Seal of the Shire of Derby/West Kimberley was affixed under the authority of a resolution of Council in the presence of—

E. M. ARCHER, Shire President.  
S. BURGE, Chief Executive Officer.

LG302\*

**BUSH FIRES ACT 1954**  
**LOCAL GOVERNMENT ACT 1995**

*Shire of Derby/West Kimberley*

**BUSH FIRE BRIGADES AMENDMENT LOCAL LAW 2011**

Under the powers conferred by the *Bush Fires Act 1954*, the *Local Government Act 1995*, and under all other powers enabling it, the Council of the Shire of Derby/West Kimberley resolved on 16th December, 2010 to make the following local law.

**1. Citation**

This local law is the *Shire of Derby/West Kimberley Bush Fire Brigades Amendment Local Law 2011*.

**2. Commencement**

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

**3. Principal local law amended**

The *Shire of Derby/West Kimberley Bush Fire Brigades Local Law* as published in the *Government Gazette* on 28 August 2001 is referred to as the principal local law. The principal local law is amended.

**4. Clause 1.2 amended**

In clause 1.2(1) delete “as varied from time to time under clause 2.5” in the definition of “Rules”.

**5. Clause 2.5 deleted**

Delete clause 2.5

**6. Clause in Part 2 to be redesignated**

Redesignate clauses “2.6”, “2.7” and “2.8” as clauses “2.5”, “2.6” and “2.7” respectively.

**7. Clause 3.6 amended**

In clause 3.6, delete “March” and insert “December”.

—————  
Dated: 31st March, 2011.

The Common Seal of the Shire of Derby/West Kimberley was affixed under the authority of a resolution of Council in the presence of—

E. M. ARCHER, Shire President.  
S. BURGE, Chief Executive Officer.

LG303\*

**CEMETERIES ACT 1986**  
**LOCAL GOVERNMENT ACT 1995**

*Shire of Derby/West Kimberley*

**CEMETERIES AMENDMENT LOCAL LAW 2011**

Under the powers conferred by the *Cemeteries Act 1986* and the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Derby/West Kimberley resolved on 16th December, 2010 to make the following local law

**1. Citation**

This local law is the *Shire of Derby/West Kimberley Cemeteries Amendment Local Law 2011*.

**2. Commencement**

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

**3. Principal local law**

In this local law, the *Shire of Derby/West Kimberley Local Law relating to the Derby and Fitzroy Crossing Public Cemeteries* published in the *Government Gazette* on 3 July 2001, is referred to as the principal local law. The principal local law is amended.

**4. Clause 1.2 amended**

In clause 1.2—

- (a) in alphabetical order of the terms being defined, insert the definition—  
“Act” means the *Cemeteries Act 1986*;
- (b) in the definition “Board” delete “[insert name of local government]” and insert “Shire of Derby/West Kimberley”.

**5. Redesignation in Part 3**

Redesignate clauses “3.3”, “3.4” and “3.5” as clauses “3.2”, “3.3” and “3.4” respectively.

**6. Clause 3.2 amended**

In clause 3.2—

- (a) delete “clauses 3.1 and 3.2” and insert “clause 3.1”.
- (b) delete “under clause 3.4” and insert “under clause 3.3”.

**7. Clause 7.8 amended**

Delete clause 7.8 and insert—

**7.8 Use of Wood**

- (1) No wooden fence, railing or other wooden erection shall be allowed on or around any grave, other than as a temporary marker and with the prior written approval of the Board.
- (2) A wooden cross may be erected as a memorial with the prior written approval of the Board.

**8. Redesignations in Part 7**

In Part 7—

- (a) redesignate Division “4” as Division “2”.
- (b) redesignate clauses “7.16” to “7.20” as clauses “7.13” to “7.17” respectively.

**9. Clause 7.14 amended**

In clause 7.14(a) delete “clause 7.20” and insert “clause 7.17”.

**10. Clause 7.15 amended**

In clause 7.15(a) delete “clause 7.16” and insert “clause 7.13”.

**11. Clause 7.17 amended**

In clause 7.17 delete sub-clause (3).

Dated: 31st March, 2011.

The Common Seal of the Shire of Derby/West Kimberley was affixed under the authority of a resolution of Council in the presence of—

E. M. ARCHER, Shire President.  
S. BURGE, Chief Executive Officer.

**LG304\***

**DOG ACT 1976****LOCAL GOVERNMENT ACT 1995**

*Shire of Derby/West Kimberley*

**DOGS AMENDMENT LOCAL LAW 2011**

Under the powers conferred by the *Dog Act 1976*, the *Local Government Act 1995*, and under all other powers enabling it, the Council of the Shire of Derby/West Kimberley resolved on 16th December, 2010 to make the following local law.

**1. Citation**

This local law is the *Shire of Derby/West Kimberley Dogs Amendment Local Law 2011*.

**2. Commencement**

This local law comes into operation 14 days after its publication in the *Government Gazette*.

**3. Principal local law amended**

The *Shire of Derby/West Kimberley Dogs Local Law* as published in the *Government Gazette* on 14 December 2001 is referred to as the principal local law. The principal local law is amended.

**4. Preliminary**

- (a) Delete “authorized” wherever it is mentioned in the local law and substitute “authorised”.
- (b) Delete “town planning scheme” wherever it is mentioned in the local law and substitute “local planning scheme”.

**5. Clause 1.3 amended**

In clause 1.3—

- (a) in the definition “*authorised person*” delete “person authorised by the local government” and insert “person appointed by the local government”.
- (b) delete the definition “*town planning scheme*” and insert in the appropriate alphabetical order the following new definitions—

***dangerous dog*** means a dog which is the subject of a declaration under section 33E of the Act declaring it to be a dangerous dog;

***district*** means the district of the Shire of Derby/West Kimberley;

***local planning scheme*** means a local planning scheme of the local government made under the *Planning and Development Act 2005*.

**6. Clause 2.1 amended**

In clause 2.1, delete “sections 6.16—6.19 of the *Local Government Act 1995*” and insert “sections 6.16 to 6.19 of the *Local Government Act 1995*”.

**7. Clause 4.10 amended**

In clause 4.10(4) delete “sections 6.16—6.19 of the *Local Government Act 1995*” and insert “sections 6.16 to 6.19 of the *Local Government Act 1995*”.

**8. Clause 5.1 amended**

In clause 5.1—

- (a) in subclause (1), delete “Dogs” and insert “Subject to section 8 of the Act and section 66J of the *Equal Opportunity Act 1984*, dogs”.
- (b) in subclause(1)(c) delete “the requirements of the *Health (Food Hygiene) Regulations 1993*” and insert “the requirements of the Food Standards Code”.

**9. Schedule 1 amended**

In Schedule 1 delete “I confirm that I have read and agree to comply with the Code of Practice known as ....., in the keeping of dogs at the proposed kennel establishment”.

**10. Schedule 3 amended**

In Schedule 3 delete “2.4(b) & (c)” in the first column of the second row of offences and insert “2.4(b)”.

Dated: 31st March, 2011.

The Common Seal of the Shire of Derby/West Kimberley was affixed under the authority of a resolution of Council in the presence of—

E. M. ARCHER, Shire President.  
S. BURGE, Chief Executive Officer.

LG305\*

**LOCAL GOVERNMENT ACT 1995**

*Shire of Derby/West Kimberley*

**LOCAL GOVERNMENT PROPERTY AMENDMENT LOCAL LAW 2011**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Derby/West Kimberley resolved on 16th December, 2010 to make the following local law.

**1. Citation**

This local law is the *Shire of Derby/West Kimberley Local Government Property Amendment Local Law 2011*.

**2. Commencement**

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

**3. Principal local law**

In this local law, the *Shire of Derby/West Kimberley Local Government Property Local Law* published in the *Government Gazette* on 5 October 2001, as amended and published in the *Government Gazette* on 6 December 2002, is referred to as the principal local law. The principal local law is amended.

**4. General correction**

Throughout the principal local law delete “authorized” where it appears and insert “authorised”.

**5. Clause 1.2 corrections**

In clause 1.2—

- (a) in the definition “**authorised person**” delete “person authorised by the local government” and insert “person appointed by the local government”.
- (b) in the definition for “**liquor**”; delete “*Liquor Licensing Act 1988*” and insert “*Liquor Control Act 1988*”.

**6. Title of statute updated**

Delete “*Licensing*” and insert “*Control*” instead in—

- (a) clause 3.4(2)(h);
- (b) clause 3.15(1)(a)
- (c) clause 3.16(d)

**7. Clause 3.13 amended**

In clause 3.13(1)(a) delete “subclause 3,” and insert “subclause (3),”.

**8. Divisions redesignated**

In Part 5, redesignate Divisions “3”, “4” and “5” as Divisions “2”, “3” and “4”.

**9. Section numbering redesignated**

In Part 5 redesignate clauses “5.5”, “5.6” and “5.7” as sections “5.2”, “5.3” and “5.4”.

**10. Clause 7.9 amended**

In clauses 7.9(a) and (b) delete “Local Government” and insert “local government”—

**11. Clause 7.10 amended**

In clause 7.10 delete “Local Government” and insert “local government”—

**12. Clause 8.1 amended**

In clause 8.1 delete “regulations 33 and 34” and insert “regulation 33”.

**14. Clause 9.4 amended**

In clause 9.4, delete subclause (2) and re-designate subclause “(3)” as subclause “(2)”.

**15. Schedule 1 amended**

Delete Schedule 1 and insert—

***Schedule 1—Prescribed Offences***

[cl 10.4(1)]

Shire of Derby/West Kimberley Local Government Property Local Law

**OFFENCES AND MODIFIED PENALTIES**

Item No.	Clause	Description of Offence	Modified Penalty \$
1	2.4	Failure to comply with determination	125
2	3.6	Failure to comply with conditions of permit	125
3	3.13(1)	Failure to obtain a permit	125
4	3.14(3)	Failure to obtain permit to camp outside a facility	125
5	3.15(1)	Failure to obtain permit for liquor	125
6	3.16	Failure of permit holder to comply with responsibilities	125
7	4.2(1)	Behaviour detrimental to property	125
8	4.4	Under influence of liquor or prohibited drug	125
9	4.6(2)	Failure to comply with sign on local government property	125
10	5.5	Unauthorised entry to fenced or closed local government property	125
11	5.6	Gender not specified using entry of toilet block or change room	125

Item No.	Clause	Description of Offence	Modified Penalty \$
12	5.7(1)	Unauthorised presence of animal on aerodrome	300
13	5.7(2)	Animal wandering at large on aerodrome—person in charge	300
14	5.7(3)	Animal wandering at large on aerodrome—owner	300
15	6.1(1)	Unauthorised entry to function on local government property	125
16	10.1	Failure to comply with notice	200

Dated: 31st March, 2011.

The Common Seal of the Shire of Derby/West Kimberley was affixed under the authority of a resolution of Council in the presence of—

E. M. ARCHER, Shire President.  
S. BURGE, Chief Executive Officer.

### LG306\*

#### LOCAL GOVERNMENT ACT 1995

*Shire of Derby/West Kimberley*

#### STANDING ORDERS AMENDMENT LOCAL LAW 2011

Under the powers conferred by the *Local Government Act 1995*, and under all other powers enabling it, the Council of the Shire of Derby/West Kimberley resolved on 16th December, 2010 to make the following local law.

#### 1. Citation

This local law is the *Shire of Derby/West Kimberley Standing Orders Amendment Local Law 2011*.

#### 2. Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

#### 3. Principal local law amended

The *Shire of Derby/West Kimberley Standing Orders Local Law 2001* as published in the *Government Gazette* on 28 August 2001 is referred to as the principal local law. The principal local law is amended.

#### 4. General amendments

Throughout the local law where it appears—

- (a) delete “[insert name of local government]” and insert “Shire of Derby/West Kimberley”.
- (b) delete “[insert “Mayor” or “President”]” and insert “President”.

#### 5. Clause 1.1 amended

In clause 1.1(1) delete “[insert date]” and insert “2001”.

#### 6. Clause 1.3 amended

In clause 1.3(1) insert the following definitions in alphabetical order of the terms being defined—

- “**councillor**” means a person who holds the office of councillor on the Council and includes the President and Deputy President;
- “**employee**” means an employee of the local government;
- “**local government**” means the Shire of Derby/West Kimberley;
- “**member**” means the President, Deputy President or a councillor and includes, in the case of a committee, a member of the committee who is not the President, Deputy President or a councillor;
- “**person presiding**” means—
  - (a) in reference to a Council meeting the person who presides at the Council meeting in accordance with section 5.6 of the Act; and
  - (b) in reference to a committee, the presiding member;

#### 7. Clause 3.1 amended

In clause 3.1(3) delete “Presiding Member” and insert “presiding member”.

**8. Clause 3.2 amended**

In clause 3.2(1)(h) delete “without discussion”.

**9. Clause 3.4 amended**

In clause 3.4—

- (a) in paragraph (g) delete “Local Government (Constitution) Regulations 1996” and insert “*Local Government (Constitution) Regulations 1998*”;
- (b) in sub-paragraph (g)(ii) delete “Local Government” and insert “local government”.

**10. Clause 3.6 amended**

In the heading of clause 3.6 delete “**without discussion**”.

**11. Clause 3.9 amended**

In clause 3.9(5) delete “policy” and insert “subject matter”.

**12. Clause 3.12 amended**

In clauses 3.12(1) and (2) delete “Presiding Member” and insert “presiding member”.

**13. Clause 4.1 amended**

In clause 4.1 delete “Regulation 14” and insert “regulation 14”.

**14. Clause 4.2 amended**

In clause 4.2—

- (a) in subclause (1) delete “Regulation 14.2” and insert “regulation 14.2”.
- (b) delete subclause (2) and insert—
  - (2) A member in receipt of confidential information is not to disclose such information except to the extent permitted by regulation 6(3) of the *Local Government (Rules of Conduct) Regulations 2007*.
- (c) delete “Penalty \$5,000”.

**15. Clause 7.1 amended**

In clause 7.1 delete “Regulation 11” and insert “regulation 11”.

**16. Clause 8.1 amended**

Delete clause 8.1 and insert—

**8.1 Official Titles to be used**

Members are to speak of each other in the Council or committee by their respective titles of President, councillor or member. Members in speaking of or addressing employees, are to designate them by their respective official titles.

**17. Clause 8.4 amended**

Delete clause 8.4 and insert—

**8.4 Adverse Reflection**

- (1) No member is to reflect adversely upon a decision of the Council or committee except on a motion that the decision be revoked or changed.
- (2) No member is to use offensive or objectionable expressions in reference to any member, employee, or any other person.
- (3) If a member specifically requests, immediately after their use, that any particular words used by a member be recorded in the minutes, the person presiding is to cause the words used to be taken down and read to the meeting for verification and to then be recorded in the minutes.

**18. Clause 9.1 amended**

Delete clause 9.1 and insert—

**9.1 Members Wishing to Speak**

Every member wishing to speak is to indicate by show of hands or other method agreed upon by Council or committee. When invited, members are to address the Council or committee through the person presiding.

**19. Clause 9.2 amended**

In clause 9.2, delete “of the Council or a committee”.

**20. Clause 9.4 amended**

In clause 9.4, delete “of the Council or a committee”.

**21. Clause 9.7 amended**

In clause 9.7, delete “of the Council or a committee”.



**22. Clause 9.8 amended**

Delete clause 9.8 and insert—

**9.8 Members Not to Interrupt**

No member is to interrupt another member whilst speaking unless—

- (a) to raise a point of order;
- (b) to call attention to the absence of a quorum;
- (c) to make a personal explanation under clause 10.16; or
- (d) to move a motion under clause 11(1)(e).

**23. Clause 9.9 amended**

In clause 9.9 delete, “of the Council or a committee”.

**24. Clause 10.1 amended**

In clause 10.1, delete “of the Council or a committee”.

**25. Clause 10.2 amended**

In clause 10.2 delete “Regulation 10” and insert “regulation 10”.

**26. Clause 10.16 amended**

Delete clause 10.16 and insert—

**10.16 Personal Explanation**

(1) No member is to speak at any meeting of the Council or a committee, except upon the matter before the Council or committee, unless it is to make a personal explanation. Any member who is permitted to speak under these circumstances is to confine the observations to a succinct statement relating to a specific part of the former speech which may have been misunderstood.

(2) When a member makes a personal explanation, no reference is to be made to matters unnecessary for that purpose.

**27. Clause 10.17 amended**

Delete clause 10.17 and insert—

**10.17 Personal Explanation—When Heard**

A member wishing to make a personal explanation of matters referred to by any member then speaking, is entitled to be heard immediately, if the member then speaking consents at the time, but if the member who is speaking declines to give way, the explanation is to be offered at the conclusion of that speech.

**28. Clause 10.18 amended**

Delete the heading of clause 10.18 and insert “**Ruling on the admissibility of a personal explanation**”.

**29. Clause 10.19 amended**

In clause 10.19(1) delete “question” and insert “motion”.

**30. Clause 10.20 amended**

In clause 10.20(d) delete “original” wherever it appears and insert “substantive”.

**31. Clause 11.2 amended**

In clause 11.2(2) delete “Clause 11.1” and insert “clause 11.1”.

**32. Clause 11.3 amended**

In clause 11.3 delete “person” and insert “member”.

**33. Clause 12.7 amended**

In clause 12.7—

- (a) delete subclause (4) and insert—

(4) A member is not to publish, or make public any of the discussion taking place on a matter discussed behind closed doors, but this prohibition does not extend to the actual decision made as a result of such discussion and other information properly recorded in the minutes.

- (b) delete “Penalty \$5,000”.

**34. Clause 13.1 amended**

In clause 13.1, delete “of the Council or committee”.

**35. Clause 15.4 amended**

In clause 15.4(c) delete “Local Government” and insert “local government”.

**36. Clause 17.3 amended**

Delete clause 17.3 and insert—

**17.3 Presentation of Committee Reports**

When the report of recommendations of a committee is placed before the Council, the adoption of the recommendations of the committee is to be moved by—

- (a) the presiding member of the committee if the presiding member is a councillor and is in attendance; or
- (b) a councillor who is a member of the committee, if the presiding member of the committee is not a councillor, or is absent; or
- (c) otherwise, by a councillor who is not a member of the committee.

**37. Clause 17.4 amended**

In clause 17.4 delete “Presiding Member” and insert “presiding member”.

**38. Clause 18.3 added**

After clause 18.2, add—

**18.3 Enforcement**

- (1) The person presiding at any Council or committee meeting is authorised to enforce the Standing Orders during the course of the meeting and to liaise with the CEO where appropriate regarding the appropriate action to be taken for any breach.
- (2) No action shall be taken by the local government to institute legal proceedings for an alleged breach of the Standing Orders unless by resolution of Council.
- (3) Council may resolve to deal with any alleged breach of the Standing Orders through the application of the procedures contained within the *Local Government (Rules of Conduct) Regulations 2007*.
- (4) Penalties under the Standing Orders are as per the Act and the Regulations.

**39. Clause 19.1 amended**

- (a) In the heading of clause 19.1 delete “Council’s” and insert “Local Government’s”.
- (b) In clauses 19.1(1), (2) and (5) delete “Local Government” and insert “local government”

Dated: 31st March, 2011.

The Common Seal of the Shire of Derby/West Kimberley was affixed under the authority of a resolution of Council in the presence of—

E. M. ARCHER, Shire President.  
S. BURGE, Chief Executive Officer.

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**RACING, GAMING AND LIQUOR**

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RA301\*

Casino Control Act 1984

**Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations 2011**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Casino Control (Burswood Island) (Licensing of Employees) 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 *Casino Control (Burswood Island) (Licensing of Employees) Regulations 1985*.

**4. Regulation 5 amended**

In regulation 5(1) delete “shall” (first occurrence) and insert:

may

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## — PART 2 —

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### AGRICULTURE AND FOOD

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AG401\*

**AGRICULTURAL PRODUCE COMMISSION ACT 1988**

**CHANGE IN FEE FOR SERVICE CHARGE FOR AVOCADOS**

The Agricultural Produce Commission hereby notifies that the Fee for Service charge on avocados is reduced, retrospectively, effective from 1 July 2010.

The Fee for Service on Avocados as of 1 July 2010 is—

\$0.00 cents per kilogram

Fee for Service above \$20 already paid by growers in the 10/11 financial year will be automatically reimbursed to growers, Fee for Service below \$20 to be reimbursed on request from the grower.

WILLIAM RYAN, Chairman,  
Agricultural Produce Commission.

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### CONSUMER PROTECTION

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CP401\*

**COMPANIES (CO-OPERATIVE) ACT 1943**

**REGISTRATION OF AUDITORS**

Notice is hereby given that the following person is registered as qualified to act as an auditor pursuant to s402 of the Act with effect from 6 April 2011—

DAVID JOHN WALL

WILL MORGAN, Manager, Associations and Charities,  
for Registrar for Consumer Protection.

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### ENERGY

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EN401\*

**ECONOMIC REGULATION AUTHORITY ACT 2003**

**ECONOMIC REGULATION AUTHORITY**

**(STATE UNDERGROUND POWER PROGRAM COST BENEFIT STUDY) NOTICE 2011**

Given by the Economic Regulation Authority under the *Economic Regulation Authority Act 2003* section 34(1).

**1. Citation**

This notice is the *Economic Regulation Authority (State Underground Power Program Cost Benefit Study) Notice 2011*.

**2. Reference amended**

(1) Under the *Economic Regulation Authority Act 2003* section 33 the Treasurer has amended the reference for the Inquiry into State Underground Power Program Cost Benefit Study.

(2) The particulars of the amendment are set out in Schedule 1.

**Schedule 1—Particulars of amendment****NOTICE FOR THE AMENDMENT TO THE TERMS OF REFERENCE FOR THE INQUIRY INTO THE STATE UNDERGROUND POWER PROGRAM COST BENEFIT STUDY**

I, Christian Porter, Treasurer, in accordance with section 33 of the *Economic Regulation Authority Act 2003*, amend the Terms of Reference for the Inquiry into the State Underground Power Program Cost Benefit Study, as set out in Economic Regulation Authority (State Underground Power Program Cost Benefit Study Reference) Notice 2010.

The amended Terms of Reference will extend the due date for the final report from 23 April 2011 to 31 July 2011.

CHRISTIAN PORTER MLA, Treasurer,  
Attorney General.

LYNDON ROWE, Chairman,  
Economic Regulation Authority.

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**JUSTICE**

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JU401\*

**LEGAL PROFESSION RULES 2009****ELECTED MEMBERS**

It is hereby notified for general information in accordance with Rule 36 of the *Legal Profession Rules 2009* that, at a duly convened meeting of the Board, the following practitioners were declared to be elected members of the Legal Practice Board for a two year term commencing Thursday 7 April 2011—

Simon Elwyn Creek  
John Gaetano Mario Fiocco  
Noelle Ann Hossen  
Elizabeth Eileen Macknay  
Sabina Marie Schlink  
Francine Beryl Walter

Dated this 8th day of April 2011.

GRAEME GELDART, Secretary to the  
Legal Practice Board, Perth.

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**LANDS**

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LA401\*

**LICENSED SURVEYORS ACT 1909****LAND SURVEYORS LICENSING BOARD****Appointments**

The Governor in Executive Council, under Section 4 of the *Licensed Surveyors Act 1909*, has appointed Colin Neil Shipp as Chairperson and Jennifer Rosemary Bryant, Alistair Cameron Millar, Murray John Dolling and Anthony John Snow as members of the Land Surveyors Licensing Board for a term of office expiring on 31 December 2011.

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

On November 19th 2010  
No. 1038 Nancarrow, Peter Laurence, Baulkam Hills, New South Wales 2153  
On December 12th 2010  
No. 1039 Pinker Stephen, Subiaco, Western Australia, 6008  
On February 17th 2011  
No. 1040 Hill, Andrew L'Estrange, Wembley, Western Australia, 6913  
No. 1041 Korompay, Andrew, Karatha, Western Australia, 6714

On March 24th 2011

No. 1042 Robertson, Andrew Ian, Salter Point, Western Australia 6152

No. 1043 Reed, Bradley John, Halls Head, Western Australia, 6210

In accordance with Section 12 of the *Licensed Surveyors Act 1909*, the register of licensed surveyors can be inspected at the Board's website—[www.lslb.wa.gov.au](http://www.lslb.wa.gov.au).

RICHARD BROWNE, Secretary,  
Land Surveyors Licensing Board.  
[www.lslb.wa.gov.au](http://www.lslb.wa.gov.au)

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## LOCAL GOVERNMENT

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LG401\*

### SHIRE OF WICKEPIN

#### APPOINTMENTS

It is hereby notified for public information that—

Gillian Spargo, Bronwyn Dew and Amanda Harvey have been appointed as Dog Registration Officer's under the Dog Act 1976 (as amended);

Alan Leeson and, Peter Vlahov have been appointed as Authorised Officers to exercise powers pursuant to the following legislations;

Local Government Act 1995 (as amended);

Local Government Act (Miscellaneous Provisions Act 1960);

Bush Fires Act 1954 (as amended);

Dog Act 1976 (as amended);

Litter Act 1979 (as amended);

The Control of Vehicles (Off Road Areas Act 1978 ( as amended));

Philip Gough has been appointed as an Authorised Officer to exercise powers pursuant to the Dog Act 1976.

All previous appointments are cancelled.

ALAN J. LEESON, Chief Executive Officer.

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## MINERALS AND PETROLEUM

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MP401\*

Commonwealth of Australia

### OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

#### GRANT OF PETROLEUM EXPLORATION PERMIT WA-323-P (R1)

Petroleum Exploration Permit No. WA-323-P (R1) has been granted to Octanex N.L and Strata Resources Pty Ltd to have effect for a period of five (5) years from and including 6 April 2011.

W. L. TINAPPLE, Executive Director Petroleum Division.

MP402\*

Commonwealth of Australia

### OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

#### GRANT OF PETROLEUM EXPLORATION PERMIT WA-330-P R1

Petroleum Exploration Permit No. WA-330-P R1 has been granted to Octanex N.L and Strata Resources Pty Ltd to have effect for a period of five (5) years from and including 06 April 2011.

W. L. TINAPPLE, Executive Director Petroleum Division.

**MP403\***

**PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967**  
**PETROLEUM (SUBMERGED LANDS) ACT 1982**  
COMBINED DISCRETE AREA RELEASE

Invitation for Applications for the Grant of Petroleum Exploration Permits

Release date: Tuesday, 12 April 2011.

Closing Date: Thursday, 6 October 2011.

**AREAS AVAILABLE**

Applications are invited for the grant of petroleum Exploration Permits over the following discrete areas within Western Australia's Canning, Northern Carnarvon, Officer and Perth Basins.

Applications will be received up until 4.00 pm on Thursday 6 October 2011. Applicants need to observe the closing time and date. Any applications received after the closing time and date will not be considered.

**AREA L11-1 contains 96 blocks**

1 000 000 Broome Map Sheet (SE51) 69 blocks and Halls Creek Map Sheet (SE52) 27 blocks—a total of 96 blocks specified on the release area plan.

**AREA L11-2 contains 25 blocks**

1 000 000 Broome Map Sheet (SE51) 25 blocks specified on the release area plan.

**AREA L11-3 contains 72 blocks**

1 000 000 Broome Map Sheet (SE51) 16 blocks, Halls Creek Map Sheet (SE52) 53 blocks, Lake Mackay Map Sheet (SF52) 3 blocks—a total of 72 blocks specified on the release area plan.

**AREA L11-4 contains 13 blocks**

1 000 000 Hamersley Range Map Sheet (SF51) 13 blocks specified on the release area plan.

**AREA L10-1 (re-release) contains 50 blocks**

1 000 000 Broome Map Sheet (SE51) 50 blocks specified on the release area plan.

**AREA L10-4 (re-release) contains 392 blocks**

1 000 000 Hamersley Range Map Sheet (SF50) 13 blocks, Oakover River Map Sheet (SF51) 279 blocks, Meekatharra Map Sheet (SG50) 12 blocks, Wiluna Map Sheet (SG51) 88 blocks—a total of 392 blocks specified on the release area plan.

**AREA L10-5 (re-release) contains 387 blocks**

1 000 000 Meekatharra Map Sheet (SG50) 21 blocks, Wiluna Map Sheet (SG51) 366 blocks—a total of 387 blocks specified on the release area plan.

**AREA T11-1 contains 5 blocks**

1 000 000 Hamersley Range Map Sheet (SF50) 5 blocks specified on the release area plan.

**AREA T11-2 contains 10 blocks**

1 000 000 Hamersley Range Map Sheet (SF50) 10 blocks specified on the release area plan.

**AREA T10-1 (re-release) contains 40 blocks**

1 000 000 Perth Map Sheet (SH50) 40 blocks specified on the release area plan.

**APPLICATION DETAILS**

Central to any application made is the program of work proposed for each year of the six year term. Applications are to be made in accordance with Section 31 of the *Petroleum and Geothermal Energy Resources Act 1967* and Section 21 of the *Petroleum (Submerged Lands) Act 1982* as appropriate. Consideration of an application for the grant of a petroleum Exploration Permit shall take into account work programs relative to the whole of the area applied for, the adequacy of the work program, and the applicant's technical and financial ability to undertake the work. Permits are awarded on the understanding that the first two years work commitment will be fulfilled without variation.

Where there is more than one applicant to the application, the percentage participating interests of each party to the application is to be supplied including evidence that a satisfactory settlement has been, or can be, reached on a Joint Operating Agreement (a copy of a Heads of Agreement dealing will generally suffice). All applicant parties must provide supportable evidence of adequate financial capabilities to undertake the work bid and/or proven ability to raise funds for exploration purposes.

Applicants' attention is drawn to the provisions of Division 3A of the *Petroleum and Geothermal Energy Resources Act 1967* which provides for Petroleum and Geothermal titles to subsist in respect to the same blocks.

Applicants should also make themselves aware of the existence of any areas of which have the potential to restrict exploration activities, e.g., National Parks, Nature Reserves, Marine Parks, World Heritage Areas, Conservation Reserves, Defence Areas and Mining Titles.

Insofar as Reserved Land is concerned, entry for exploration purposes is subject to approval by the Minister. In this regard, it should be noted that Government policy, at least, is such that petroleum

extraction from within National Parks, Nature Reserves and access to Conservation Estates should not be presumed.

Any applications over the above onshore areas are subject to the provisions of the Commonwealth *Native Title Act 1993* (NTA) and applicants should be prepared to negotiate with Native Title parties pursuant to the right to negotiate provisions of the NTA.

A special notice is included in the acreage release package alerting potential applicants to the cultural sensitivities of the area and negotiation requirements under the NTA.

An information package on the release areas detailing the criteria for assessment of applications and the conditions to apply following the award of a permit, and including a plan of the release areas and an application performa, is available on CD-ROM. Copies of the CD-ROM can be obtained from the Petroleum Division, Department of Mines and Petroleum by contacting the Petroleum Applications Receiving Officer on (08) 9222 3409.

The Department of Fisheries have requested that potential applicants for petroleum exploration permits be advised of the following—

**Area T10-I:** This lease encompasses a key area of the West Coast Rock Lobster Fishery. This fishery is fully exploited and there are serious concerns about current levels of recruitment to this Fishery due to variable level of puerulus settlement. Exploration activities, particularly seismic surveys, have the potential to have significant impacts on this Fishery. Guidelines for proponents undertaking activities in lease areas which are likely to impact on the West Coast Rock Lobster Fishery can be found in the Department of Mines and Petroleum publication, "Petroleum Guidelines-Rock Lobster Fisheries".

**Area L11-4:** This lease is situated within the Exmouth Gulf prawn and Onslow prawn fisheries. Activities associated with petroleum exploration have the potential to have a significant effect on these fisheries and proponent should undertake extensive consultation with the Western Australian Fishing Industry Council (VVAFIC).

Proponents should also be aware that the Specimen Shell and Marine Aquarium Managed Fisheries operate within coastal waters and cover the entire Western Australian coastline.

Companies awarded exploration permits should initiate contact with Western Australian Department of Fisheries and consult with the WAFIC regarding their proposed exploration activities. It is recommended that this contact be undertaken at the earliest possible stage when planning operations. Recreational fishing consultation should be undertaken with Recfishwest and local fishing clubs.

Further information on Western Australian Fisheries can be found in State of the Fisheries Reports at [www.fish.wa.gov.au](http://www.fish.wa.gov.au)

#### LODGEMENT OF APPLICATIONS

Applications, together with supporting data, should be submitted in the following manner and accompanied by fee of \$4,788.00 (non-refundable) payable to the Department of Mines and Petroleum through an Australian Bank or by Australian bank cheque.

The following special instructions should be observed—

- The application should be sealed and clearly marked "Application for Petroleum Exploration Permit—Commercial-in-Confidence".
- Unless delivered by hand to the Petroleum Applications Receiving Officer, the sealed application (as described above) should be enclosed in a plain covering envelope or package and forwarded to the following address—

Executive Director, Petroleum Division  
Department of Mines and Petroleum  
Mineral House  
100 Plain Street  
East Perth WA 6004

*Attention: Petroleum Applications Receiving Officer*

Confirmation of receipt of applications (delivered and received by hand) will be issued by the Petroleum Applications Receiving Officer.

This application needs to observe the closing time and date as published in the release package. Applications received after the closing time and date will not be considered.

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#### MP404\*

#### 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—

**Brockman Iron Pty Ltd**

for a licence to construct and operate a 173.2km pipeline from Start Point (GDA94) Zone 50, Easting: 759715.19mE Northing: 7374728.74mN to End Point (GDA94) Zone 50, Easting:



730054.12mE Northing: 7500892.43mN for the conveyance of gas from the Goldfields Gas Pipeline (PL 24) to the Marillana Iron Ore Mine Site Power Station.

A map showing the position of the proposed pipeline may be examined during public office hours from 8th April 2011 to 7th May 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 LEE TINAPPLE, Executive Director, Petroleum Division,  
Department of Mines and Petroleum.

Dated this 7th day of April 2011.

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## PLANNING

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PL402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Rockingham*  
Town Planning Scheme No. 2—Amendment No. 101

Ref: TPS/0339

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 Rockingham local planning scheme amendment on 31 March 2011 for the purpose of—

1. Amending the heading of clause 5.5 by inserting after “Development Contributions”—  
“—Anstey Park”
2. Amending Clause 5.5.2 by deleting—  
“Operation
  - (a) Development Contribution Areas are shown on the Scheme Map as DCA with a number and included in Schedule No. 10.
  - (b) In respect of a Development Contribution Area shown on the Scheme Map, the provisions applying to the Development Contribution Area apply in addition to the provisions applying to any underlying zone or reserve and general provisions of the Scheme.”

and inserting instead—  
“Operation
  - (a) This clause 5.5 applies only to the land defined as ‘Development Contribution Area No. 1’ in Schedule No. 10.
  - (b) Development Contribution Area No. 1 is shown on the Scheme Map as DCA with the number 1 and included in Schedule No. 10.
  - (c) In respect of Development Contribution Area No. 1 shown on the Scheme Map, the provisions applying to the Development Contribution Area apply in addition to the provisions applying to any underlying zone or reserve and general provisions of the Scheme.”
3. Inserting the following provisions—  
**“5.6 Development Contribution Areas**
  - 5.6.1 Operation
    - (a) This clause 5.6 applies to Development Contribution Areas as shown on the Scheme Map as DCA with a number and included in Schedule No. 12, but does not apply to Development Contribution Area No. 1.
    - (b) In respect of a Development Contribution Area shown on the Scheme Map, the provisions applying to the Development Contribution Area apply in addition to the provisions applying to any underlying zone or reserve and general provisions of the scheme.
  - 5.6.2 Interpretation  
In clause 5.6, unless the context otherwise requires—  
‘Administrative Costs’ means such costs as are reasonably incurred for the preparation and (with respect to standard infrastructure items) implementation of the Development Contribution Plan.  
‘Administrative Items’ means the administrative matters required to be carried out by or on behalf of the Local Government in order to prepare and (with respect to standard infrastructure items) implement the Development Contribution Plan, including legal, accounting, planning engineering, and other professional advice.

'Cost Apportionment Schedule' means a schedule prepared and distributed in accordance with clause 5.6.11.

'Cost Contribution' means the contribution to the cost of Infrastructure and Administrative Costs.

'Development Contribution Area' means shown on the Scheme Map as DCA with a number and included in Schedule No. 12.

'Development Contribution Plan' means a Development Contribution Plan prepared in accordance with the provisions of State Planning Policy 3.6 Development Contributions for Infrastructure and the provisions of this clause 5.6 of the Scheme (as incorporated in Schedule No. 12 to this Scheme).

'Development Contribution Plan Report' means a report prepared and distributed in accordance with clause 5.6.11.

'Infrastructure' means the standard Infrastructure items (services and facilities set out in State Planning Policy 3.6 Development Contributions for Infrastructure—Appendix 1) and community infrastructure, including recreational facilities; community centres; child care and after school centres; libraries and cultural facilities and such other services and facilities for which development contributions may reasonably be requested having regard to the objectives, scope and provisions of State Planning Policy 3.6 Development Contributions.

'Infrastructure Costs' means such costs as are reasonably incurred for the acquisition and construction of Infrastructure.

'Local Government' means the Local Government or Local Governments in which the Development Contribution Area is located or through which the services and facilities are provided.

'Owner' means an Owner of land that is located within a Development Contribution Area.

#### 5.6.3 Purpose

The purpose of having Development Contribution Areas is to—

- (a) provide for the equitable sharing of the costs of Infrastructure and Administrative Costs between Owners;
- (b) ensure that Cost Contributions are reasonably required as a result of the subdivision and development of land in the Development Contribution Area; and
- (c) coordinate the timely provision of Infrastructure.

#### 5.6.4 Development Contribution Plan Required

A Development Contribution Plan is required to be prepared for each Development Contribution Area.

#### 5.6.5 Development Contribution Plan Part of Scheme

The Development Contribution Plan is incorporated in Schedule No. 12 as part of this Scheme.

#### 5.6.6 Subdivision, Strata Subdivision and Development

The Local Government shall not withhold its support for subdivision, strata subdivision or refuse to approve a development solely for the reason that a Development Contribution Plan is not in effect, there is no approval to advertise a Development Contribution Plan, or that there is no other arrangement with respect to an Owner's contribution towards the provision of community infrastructure.

#### 5.6.7 Guiding Principles for Development Contribution Plans

The Development Contribution Plan for any Development Contribution Area is to be prepared in accordance with the following principles—

- (a) Need and the nexus

The need for the Infrastructure included in the plan must be clearly demonstrated (need) and the connection between the development and the demand created should be clearly established (nexus).

- (b) Transparency

Both the method for calculating the development contribution and the manner in which it is applied should be clear, transparent and simple to understand and administer.

- (c) Equity

Development contributions should be levied from all developments within a Development Contribution Area, based on their relative contribution to need.

- (d) Certainty

All development contributions should be clearly identified and methods of accounting for cost adjustments determined at the commencement of a development.

- (e) Efficiency  
Development contributions should be justified on a whole of life capital cost basis consistent with maintaining financial discipline on service providers by precluding over recovery of costs.
- (f) Consistency  
Development contributions should be applied uniformly across a Development Contribution Area and the methodology for applying contributions should be consistent.
- (g) Right of consultation and review  
Owners have the right to be consulted on the manner in which development contributions are determined. They also have the opportunity to seek a review by an independent third party if they believe the calculation of the costs of the contributions is not reasonable.
- (h) Accountable  
There must be accountability in the manner in which development contributions are determined and expended.

#### 5.6.8 Recommended Content of Development Contribution Plans

The Development Contribution Plan is to specify—

- (a) the Development Contribution Area to which the Development Contribution Plan applies;
- (b) the Infrastructure and Administrative Items to be funded through the Development Contribution Plan;
- (c) the method of determining the Cost Contribution of each Owner; and
- (d) the priority and timing for the provision of Infrastructure.

#### 5.6.9 Period of Development Contribution Plan

A Development Contribution Plan shall specify the period during which it is to operate.

#### 5.6.10 Land Excluded

In calculating both the area of an Owner's land and the total area of land in a Development Contribution Area, the area of land provided in that Development Contribution Area for—

- (a) roads designated under the Metropolitan Region Scheme as primary regional roads and other regional roads;
  - (b) existing public open space;
  - (c) existing government primary and secondary schools; and
  - (d) such other land as is set out in the Development Contribution Plan,
- is to be excluded.

#### 5.6.11 Development Contribution Plan Report and Cost Apportionment Schedule

- 5.6.11.1 Within 90 days of the Development Contribution Plan coming into effect, the Local Government is to adopt and make available a Development Contribution Plan Report and Cost Apportionment Schedule to all Owners in the Development Contribution Area.
- 5.6.11.2 The Development Contribution Plan Report and the Cost Apportionment Schedule shall set out in detail the calculation of the Cost Contribution for each Owner in the Development Contribution Area, based on the methodology provided in the Development Contribution Plan, and shall take into account any proposed staging of the development.
- 5.6.11.3 The Development Contribution Plan Report and the Cost Apportionment Schedule do not form part of the Scheme, but once adopted by the Local Government they are subject to review as provided under clause 5.6.12.

#### 5.6.12 Cost Contributions Based on Estimates

- 5.6.12.1 The determination of Infrastructure Costs and Administrative Costs is to be based on amounts expended, but when expenditure has not occurred, it is to be based on the best and latest estimated costs available to the Local Government and adjusted accordingly, if necessary.
- 5.6.12.2 Where a Cost Apportionment Schedule contains estimated costs, such estimated costs are to be reviewed at least annually by the Local Government—
  - (a) in the case of land to be acquired, in accordance with clause 5.6.13; and
  - (b) in all other cases, in accordance with the best and latest information available to the Local Government, until the expenditure on the relevant item of Infrastructure or Administrative Costs has occurred.
- 5.6.12.3 The Local Government is to have such estimated costs independently certified by appropriate qualified persons and must provide such independent certification to an Owner when requested to do so.

- 5.6.12.4 Where any Cost Contribution has been calculated on the basis of an estimated cost, the Local Government—
- (a) is to adjust the Cost Contribution of any Owner in accordance with the revised estimated costs; and
  - (b) may accept a Cost Contribution, based upon estimated costs, as a final Cost Contribution and enter into an agreement with the Owner accordingly.
- 5.6.12.5 Where an Owner's Cost Contribution is adjusted under clause 5.6.12.4, the Local Government, on receiving a request in writing from an Owner, is to provide the Owner with a copy of estimated costs and the calculation of adjustments.
- 5.6.12.6 If an Owner objects to the amount of a Cost Contribution, the Owner may give notice to the Local Government requesting a review of the amount of the Cost Contribution by an appropriate qualified person ('independent expert') agreed by the Local Government and the Owner at the Owner's expense, within 28 days after being informed of the Cost Contribution.
- 5.6.12.7 If the independent expert does not change the Cost Contribution to a figure acceptable to the Owner, the Cost Contribution is to be determined—
- (a) by any method agreed between the Local Government and the Owner; or
  - (b) if the Local Government and the Owner cannot agree on a method pursuant to (a) or on an independent expert, by arbitration in accordance with the Commercial Arbitration Act 1985, with the costs to be shared equally between the Local Government and Owner.

#### 5.6.13 Valuation

- 5.6.13.1 Clause 5.6.13 applies in order to determine the value of land to be acquired for the purpose of providing Infrastructure.

#### 5.6.13.2 In clause 5.6.13—

'Value' means the fair market value of land, at a specified date, which is defined as the capital sum that would be negotiated in an arms length transaction in an open and unrestricted market, assuming the highest and best use of the land with all its potential and limitations (other than the limitation arising from the transaction for which the land is being valued), wherein the parties act knowledgeably, prudently and without compulsion to buy or sell. The net land value is to be determined by a static feasibility valuation model, using the working sheet model attached to this Scheme as Schedule No. 11. As part of that feasibility an appropriate profit and risk factor is to be determined from which a 10 per cent profit factor is to be excluded from the calculation.

'Valuer' means a licensed Valuer agreed by the Local Government and the Owner, or, where the Local Government and the Owner are unable to reach agreement, by a Valuer appointed by the President of the Western Australian Division of the Australian Property Institute.

- 5.6.13.3 If an Owner objects to a valuation made by the Valuer, the Owner may give notice to the Local Government requesting a review of the amount of the Value, at the Owner's expense, within 28 days after being informed of the Value.
- 5.6.13.4 If, following a review, the Valuer's determination of the Value of the land is still not a figure acceptable to the Owner, the Value is to be determined—
- (a) by any method agreed between the Local Government and the Owner; or
  - (b) if the Local Government and the Owner cannot agree, the Owner may apply to the State Administrative Tribunal for a review of the matter under part 14 of the Planning and Development Act 2005.

#### 5.6.14 Liability for Cost Contributions

- 5.6.14.1 An Owner must make a Cost Contribution in accordance with the applicable Development Contribution Plan and the provisions of clause 5.6.
- 5.6.14.2 An Owner's liability to pay the Owner's Cost Contribution to the Local Government arises on the earlier of—
- (a) the Western Australian Planning Commission endorsing its approval on the deposited plan or survey strata plan of the subdivision of the Owner's land within the Development Contribution Area;
  - (b) the commencement of any development on the Owner's land within the Development Contribution Area;
  - (c) the approval of any strata plan by the Local Government or Western Australian Planning Commission on the Owner's land within the Development Contribution Area; or
  - (d) the approval of a change or extension of use by the Local Government on the Owner's land within the Development Contribution Area.

The liability arises only once upon the earliest of the above listed events.

- 5.6.14.3 Notwithstanding clause 5.6.14.2, an Owner's liability to pay the Owner's Cost Contribution does not arise if the Owner commences development of the first

single house or outbuildings associated with that first single house on an existing lot which has not been subdivided or strata subdivided since the coming into effect of the Development Contribution Plan.

- 5.6.14.4 Where a Development Contribution Plan expires in accordance with clause 5.6.9, an Owner's liability to pay the Owner's Cost Contribution under that Development Contribution Plan shall be deemed to continue in effect and be carried over into any subsequent Development Contribution Plan which includes the Owner's land, subject to such liability.

5.6.15 Payment of Cost Contribution

- 5.6.15.1 The Owner, with the agreement of the Local Government, is to pay the Owner's Cost Contribution by—

- (a) cheque or cash;
- (b) transferring to the Local Government or a public authority land in satisfaction of the Cost Contribution;
- (c) the provision of physical Infrastructure;
- (d) some other method acceptable to the Local Government; or
- (e) any combination of these methods.

- 5.6.15.2 The Owner, with the agreement of the Local Government, may pay the Owner's Cost Contribution in a lump sum, by instalments or in such other manner acceptable to the Local Government.

- 5.6.15.3 Payment by an Owner of the Cost Contribution, including a Cost Contribution based upon estimated costs in a manner acceptable to the Local Government, constitutes full and final discharge of the Owner's liability under the Development Contribution Plan and the Local Government shall provide certification in writing to the Owner of such discharge if requested by the Owner.

5.6.16 Charge on Land

- 5.6.16.1 The amount of any Cost Contribution for which an Owner is liable under clause 5.6.14, but has not paid, is a charge on the Owner's land to which the Cost Contribution relates, and the Local Government may lodge a caveat, at the Owner's expense, against the Owner's certificate of title to that land.

- 5.6.16.2 The Local Government, at the Owner's expense and subject to such other conditions as the Local Government thinks fit, can withdraw a caveat lodged under clause 5.6.16.1 to permit a dealing and may then re-lodge the caveat to prevent further dealings.

- 5.6.16.3 If the Cost Contribution is paid in full, the Local Government, if requested to do so by the Owner and at the expense of the Owner, is to withdraw any caveat lodged under clause 5.6.16.

5.6.17 Administration of Funds

- 5.6.17.1 The Local Government is to establish and maintain a reserve account in accordance with the Local Government Act 1995 for each Development Contribution Area into which Cost Contributions for that Development Contribution Area will be credited and from which all payments for the Infrastructure Costs and Administrative Costs within that Development Contribution Area will be paid.

The purpose of such a reserve account or the use of money in such a reserve account is limited to the application of funds for that Development Contribution Area.

- 5.6.17.2 Interest earned on Cost Contributions credited to a reserve account in accordance with clause 5.6.17.1 is to be applied in the Development Contribution Area to which the reserve account relates.

- 5.6.17.3 The Local Government is to publish an audited annual statement of accounts for that Development Contribution Area as soon as practicable after the audited annual statement of accounts becomes available.

5.6.18 Shortfall or Excess in Cost Contributions

- 5.6.18.1 If there is a shortfall in the total of Cost Contributions when all Cost Contributions have been made or accounted for in a particular Development Contribution Area, the Local Government may—

- (a) make good the shortfall;
- (b) enter into agreements with Owners to fund the shortfall; or
- (c) raise loans or borrow from a financial institution,

but nothing in paragraph 5.6.18.1(a) restricts the right or power of the Local Government to impose a differential rate to a specified Development Contribution Area in that regard.

- 5.6.18.2 If there is an excess in funds available to the Development Contribution Area when all Cost Contributions have been made or accounted for in a particular Development Contribution Area, the Local Government is to refund the excess funds to contributing Owners for that Development Contribution Area. To the

extent, if any, that it is not reasonably practicable to identify Owners and/or their entitled amount of refund, any excess in funds shall be applied, to the provision of additional facilities or improvements in that Development Contribution Area.

#### 5.6.19 Powers of the Local Government

The Local Government in implementing the Development Contribution Plan has the power to—

- (a) acquire any land or buildings within the Scheme area under the provisions of the Planning and Development Act 2005; and
- (b) deal with or dispose of any land which it has acquired under the provisions of the Planning and Development Act 2005 in accordance with the law and for such purpose may make such agreements with other Owners as it considers fit.

#### 5.6.20 Arbitration

Subject to clauses 5.6.13.3 and 5.6.13.4, any dispute between an Owner and the Local Government in connection with the Cost Contribution required to be made by an Owner is to be resolved by arbitration in accordance with the Commercial Arbitration Act 1985.”

4. Inserting Schedule No. 11 as follows—

### SCHEDULE No. 11

#### STATUTORY STATIC FEASIBILITY ASSESSMENT MODEL

<b>Gross realisation</b>			
Net lot yield @ average market value per lot			
“X” lots @ “\$Y” per lot	\$		(1)
<b>Less GST @ standard / normal rates</b>			
(1) Multiplied by GST rate/(100+GST rate)	\$		(2)
(1-2)		\$	(3)
<b>Less selling, marketing, advertising &amp; settlement fees</b>			
@ market % multiplied by (1)	\$		(4)
Add back Input Tax Credit on selling fees			
(4) Multiplied by GST rate/(100+GST rate)	\$		(5)
(4-5)		\$	(6)
Balance after selling costs etc & Input Tax Credit (3-6)		\$	(7)
<b>Less adjusted profit &amp; risk allowance as per SPP 3.6</b>			
Market determined profit & risk allowance %			(8)
Less fixed profit allowance per SPP 3.6 10%			(9)
Risk rate applied (8-9) = %			(10)
EXPLANATION: (10) to be expressed as a whole number eg 15% = 15 ie Risk = (7) multiplied by (10)/100+(10)		\$	(11)
Balance after profit & risk factor (7-11)		\$	(12)
<b>Less development costs @ “X” lots multiplied by “\$Z” per lot</b>	\$		(13)
Add back Input Tax Credit on (13)			
(13) Multiplied by GST rate/(100+GST rate)	\$		(14)
Development cost after Input Tax Credit (13-14)	\$		(15)
<b>Add interest on net development costs (15)</b>			
For 1/2 development & 1/2 selling term @ Applicable market rates			
(15) Multiplied by % rate	\$		(16)
(15+16)		\$	(17)
<b>Balance after deduction of development costs &amp; interest (12-17)</b>		\$	(18)

<b>Less interest on land value, rates &amp; taxes and stamp duty</b>			
Assessed over 1/2 development and 1/2 selling term @ Applicable market rates (18) Multiplied by (% rate/100+%rate)		\$	(19)
Balance after interest on the land (18-19)		\$	(20)
<b>Less rates &amp; taxes</b>		\$	(21)
Balance after rates & taxes (20-21)		\$	(22)
<b>Less Stamp Duty @ current statutory rates</b> (22) Multiplied by stamp duty rate/(100+stamp duty rate)		\$	(23)
Residual Land Value prior to GST considerations (22-23)		\$	(24)
<b>Add GST (24) + GST at prevailing statutory rate</b>		\$	(25)
<b>ASSESSED STATUTORY CONTRIBUTION PER SPP 3.6 (22+23)</b>	\$		

5. Inserting Schedule No. 12 as follows—

**SCHEDULE No. 12**  
**DEVELOPMENT CONTRIBUTION AREAS**

Reference No.	Area	Provisions

B. W. SAMMELS, Mayor.  
A. HAMMOND, Chief Executive Officer.

**PL401\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Gingin*  
Town Planning Scheme No. 8—Amendment No. 93

Ref: TPS/0104

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 Gingin local planning scheme amendment on 5 April 2011 for the purpose of—

1. Rezoning portion of Lots 5243, 9504 and 9505 Perth-Lancelin Road, Lancelin from 'Rural' to 'Urban Development' and 'Conservation' zone.
2. Deleting the notation 'AA' from the use class Dwelling and Grouped Dwelling in column 9 (Urban Development Zone) of Table 1—Zoning Table and inserting the following text in the entire column applying to all use classes for the Urban Development zone—  
The permissibility of uses in the Urban Development zone shall be determined in accordance with the provisions of the adopted Outline Development Plan for the land which has been prepared and adopted in accordance with the relevant provisions of the Local Planning Scheme.
3. Deleting the notation 'P' from the use class "Ancillary Accommodation" in column 9 (Urban Development Zone).
4. Inserting 'Conservation Zone' under clause 3.1.1 of the Town Planning Scheme.
5. Inserting text into clause 3.1.3—'Purpose and Intent of Zones' to read as follows—  
“(n) Conservation Zone—The purpose of the conservation zone is to adequately protect areas considered of high environmental value from urban development and environmental degradation.”
6. Inserting text at clause 5.10 and renumbering the following clauses as required. The text is to read—  
“5.10 Conservation Zone  
5.10.1 Development within the Conservation Zone is to be in accordance with the zone objectives and/or site specific environmental conditions outlined in Appendix 11 of the scheme.”
7. Modifying the Table 1—Zoning Table of the Scheme by adding a new column 13 “Environmental Conservation”.

8. Listing the following uses as 'AA' under column 13—Environmental Conservation of Table 1—
- Caretakers Dwelling
  - Dwelling
  - Residential Building
  - Restaurant
  - Bed and Breakfast

All other uses to be left blank, i.e. not permitted.

9. Inserting Appendix 11—Environmental Conditions into which reads—

Amendment No.	Gazettal Date	Environmental Conditions
Amendment 93— Portions of Lots 5243, 9504 and 9505 commonly known as 'Lancelin South', Old Ledge Point Road and Lancelin Road	TBA	<ol style="list-style-type: none"> <li>a minimum of 22.49 hectares is to be set aside for vegetation conservation purposes.</li> <li>at the time of subdivision, the subdivider is to prepare and implement an 'Environmental Management Plan' to address the use and management of the land set aside for conservation purposes. The plan is to make provision for fencing, weed control, fire response and suppression, re-vegetation, and the design and maintenance of pathways and public viewing areas (restricted access).</li> </ol>

G. A. GIFFORD, Shire President.  
D. BURT, Chief Executive Officer.

PL403\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Victoria Plains*

Town Planning Scheme No. 4—Amendment No. 5

Ref: 853/3/18/4 Pt 5

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Victoria Plains local planning scheme amendment on 5 April 2011 for the purpose of—

- Rezoning Lot 21 Bindi Bindi-Toodyay Road, Bolgart from 'Rural' to 'Rural Residential'.
- Amending the Scheme Map and Legend accordingly.
- Amending Schedule 6 to include 'Special Provisions' related to Lot 21 Bindi Bindi-Toodyay Road, Bolgart as follows—

Rural Residential Area	Land Details	Special Provisions
1	Lot 21 Bindi Bindi-Toodyay Road, Bolgart	<ol style="list-style-type: none"> <li>Subdivision shall generally be in accordance with the Subdivision Guide Plan as adopted by Council and endorsed by the Western Australian Planning Commission.</li> <li>All development in the Rural Residential Zone, including the erection of a single dwelling, requires the planning consent of Council.</li> <li>All buildings and onsite effluent disposal systems shall be limited to within defined building envelopes shown on the Subdivision Guide Plan.</li> <li>Direct vehicular access to the Bindi Bindi-Toodyay Road shall be limited to the subdivisional road as shown on the Subdivision Guide Plan.</li> <li>As a condition of subdivision, the subdivider shall prepare a Fire Management Plan, which should incorporate but not be limited to, strategic firebreaks and the provision of a water supply for fire fighting purposes within the subdivision.</li> </ol>



Rural Residential Area	Land Details	Special Provisions
		<ol style="list-style-type: none"> <li>6. Strategic firebreaks as shown on the Subdivision Guide Plan shall be constructed as a condition of subdivision and maintained to Council's standards.</li> <li>7. No natural vegetation shall be removed without prior written consent of the Council unless its removal is necessary for construction of a building, firebreak or boundary fence.</li> <li>8. In the interest of landscape protection, a 10m wide buffer adjoining the Bindi Bindi-Toodyay Road, as depicted on the Subdivision Guide Plan, shall be planted with a row of indigenous vegetation by the subdivider as a condition of subdivision approval.</li> <li>9. A vegetated buffer is to be maintained along the natural drainage line on the property.</li> <li>10. Conventional effluent disposal systems (septic and leach drain systems) are to be set back a minimum of 100m from any wetland or watercourse and Alternative Treatment Units set back 50m. No dwelling shall be approved for occupation unless it is connected to an on-site effluent disposal system to the satisfaction of the local government.</li> <li>11. No dwelling shall be approved for occupation unless it is connected to a rainwater tank with a minimum storage capacity of 120,000 litres to the satisfaction of the local government and demonstrates a minimum roof catchment area comprising dwelling and outbuildings of 330sqm per dwelling.</li> <li>12. As a condition of subdivision a notification in the form of a section 70A notification, pursuant to the Transfer of Land Act 1893 (as amended) is to be placed on the Certificates of Title of the proposed lots advising of the special provision in the Scheme relating to water supply and roof catchment requirements.</li> <li>13. Animal stocking rates are to be in accordance with the Department of Agriculture's recommended stocking rates.</li> <li>14. All fencing within the Rural Residential zone shall retain the rural character of the area. The use of concrete sheeting, metal sheeting or wooden pickets is prohibited.</li> <li>15. These conditions are to be read in conjunction with the Scheme requirements for the Rural Residential Zone. Where conflict exists, the conditions of this schedule will prevail.</li> </ol>

G. ERICKSON, Shire President.  
H. HAWKINS, Chief Executive Officer.

PL404\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Wyndham-East Kimberley*  
Town Planning Scheme No. 7—Amendment No. 37

Ref: TPS/0413

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Wyndham-East Kimberley local planning scheme amendment on 5 April 2011 for the purpose of deleting Clause 6.2 of the Scheme and replacing it with the following text—

6.2 Overall Planning Area No. 1—East Lily Creek Residential Expansion Area

6.2.1 The area shall be established for residential development providing for a range of residential densities and dwelling types in accordance with a structure plan.

- 6.2.2 In considering a structure plan for the locality, Council will only support commercial development to a level it considers consistent with the convenience shopping needs of the projected residential population within the Overall Planning Area and surrounding residential areas.
- 6.2.3 Structure planning shall have specific regard to the need for appropriate interface treatments between Victoria Highway future subdivision area, the adjacent drainage areas to the north of the Overall Planning Area and Mirima National Park.
- 6.2.4 Structure planning will be prepared in consultation with the Department of Environment and Conservation in relation to the adjoining Mirima National Park, with particular reference to wildlife corridors between the Park and adjoining areas.

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

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## RACING, GAMING AND LIQUOR

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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>			
13948	Gulfstream Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Osborne Park and known as U Brew It	5/5/2011
13985	Newmarketing Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in Secret Harbour and known as Secret Harbour Golf Links	5/5/2011
<b>APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
38440	Opal Beach Investments Pty Ltd	Application for the renewal of an ETP—Ongoing Hours in respect of premises situated in Albany and known as Little Grove General Store.	24/4/11

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

Dated: 8 April 2011

B. A. SARGEANT, Director of Liquor Licensing.

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## DECEASED ESTATES

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ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Peter Stanley Byrne, late of 391 Sydenham Street, Belmont in the State of Western Australia, Plant Manager and Operator, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died between 11 August 2008 and 13 August 2008 at

391 Sydenham Street, Belmont in the State of Western Australia, are required by the trustee, Julie Aileen Byrne, c/- Avon Legal Suite 5, 9 The Avenue, Midland in the State of Western Australia to send particulars of their claims to her by the 20th day of May 2011, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

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**ZX402****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Kalvan Kenneth Turner, late of Unit 6, 9 Bonner Lane, Armadale in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of Kalvan Kenneth Turner (deceased), who died between 8 September 2010 and 9 October 2010, are required by the Administrator, Kaye Jackman of PO Box 329, Armadale 6992 in the State of Western Australia, to send particulars of their claims to her within one month and one day from the date of publication of this notice after which date the said Administrator may convey or distribute the assets having regard only to the claims of which she has had notice and the said Administrator shall not be liable to any person of whose claim she has had no notice at the time of administration or distribution.

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

## Notice to Creditors and Claimants

Clarence Alfred Mills, late of 20 Burley Street, Mandurah in the State of Western Australia, Retired Miner, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 3 November 2006, are required by the Executrix of care of Stables Scott, 8 St George's Terrace, Perth to send particulars of their claims to her by no later than 13 May 2011, after which date the Executrix may convey or distribute the assets having regard only to the claims of which she then has notice.

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

## Notice to Creditors and Claimants

Estate of Neville George Harris, late of 3 Chintabell Way, South Hedland in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the said deceased, who died on 23 June 2010, are required by the Administrators of the estate, Evon Margaret Williams and Bruce James Harris both care of Rowe Bristol Lawyers, Level 11, BGC Centre, 28 The Esplanade, Perth to send particulars of such claims to them within 30 days of this notice. After such date the Administrators may convey or distribute the assets, having regard only to the claims of which the Administrators then have notice.

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**PUBLIC NOTICES**

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ZZ401\*

**CORPORATIONS ACT 2001**  
**NOTICE OF VOLUNTARY LIQUIDATION**  
ANZ Banking Group Staff Club (W.A.) Incorporated  
(IN LIQUIDATION)  
Organisation No. A0821210J  
ABN 29 804 307 059

Notice is hereby given that at a general meeting of the members of the above incorporated association held on 25 March 2011, it was resolved by way of special resolution that the incorporated association be wound up voluntarily and that, Simon Cathro and Simon Wallace-Smith of Deloitte Touche Tohmatsu, 550 Bourke Street, Melbourne be nominated to act as the Joint and Several Liquidators for the purpose of the winding up.

Dated: 4 April 2011.

SIMON WALLACE-SMITH, Joint and Several Liquidator,  
Deloitte Touche Tohmatsu,  
550 Bourke Street,  
MELBOURNE VIC 3000.  
Ph: (03) 9671 7000

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