



**WESTERN  
AUSTRALIAN  
GOVERNMENT  
Gazette**

ISSN 1448-949X

PRINT POST APPROVED PP665002/00041

1397



**PERTH, FRIDAY, 15 APRIL 2011 No. 64**

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

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The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher  
Ground Floor,  
10 William St. Perth, 6000  
Telephone: 9426 0000 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*



## 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**Gazettes will not be published on Friday, 22 April or  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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## AGRICULTURE AND FOOD

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AG301\*

Stock Diseases (Regulations) Act 1968

### Enzootic Diseases Amendment Regulations 2011

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Enzootic Diseases 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 *Enzootic Diseases Regulations 1970*.

**4. Regulation 4 amended**

In regulation 4(1) insert in alphabetical order:

*NLIS database* means the electronic database maintained under regulation 4B;

*NLIS device* has the meaning given in regulation 77;

*update the NLIS database*, in relation to an NLIS device, means to update information on the database in relation to that device in accordance with regulation 4B(5);

**5. Regulation 4B inserted**

After regulation 4A insert:

**4B. Electronic database**

- (1) The Chief Inspector is to ensure that an electronic database is maintained in accordance with this regulation by an approved person.
- (2) The database is to contain the following —
  - (a) information prescribed under subregulation (3) in respect of each NLIS device;
  - (b) information required by these regulations in respect of the movement of animals to which an NLIS device is applied;
  - (c) information required by these regulations in respect of the movement of animals to which an NLIS device is not applied.
- (3) The information on the database in respect of an NLIS device is to include the following —
  - (a) the identification numbers of the device;
  - (b) if the device is not applied to an animal — the relevant PIC of the property in relation to which the device was issued;
  - (c) if the device is applied to an animal —
    - (i) the relevant PIC of the property on which the animal is kept for the time being by its owner; and
    - (ii) any slaughter or death in other circumstances of the animal, or export of the animal;
  - (d) any other approved information.
- (4) The information recorded in the database is to be made accessible on a website to —
  - (a) persons who are required by these regulations to update the database; and
  - (b) persons who are required by these regulations to record information in the database; and
  - (c) inspectors for the purposes of administering the Act; and
  - (d) persons whose access to the database is approved by the Chief Inspector.
- (5) A person may update the database by —
  - (a) accessing the website; or
  - (b) sending the updated information to an approved person electronically or in another approved manner.

- (6) A person must not enter false or misleading information into the database.  
Penalty: a fine of \$5 000.
- (7) A copy or print-out of an entry in the database is evidence of the facts stated in the copy or print-out and, in the absence of evidence to the contrary, is proof of those facts.
- (8) The Chief Inspector or an approved person may update the database to correct any errors.

**6. Regulation 76 amended**

In regulation 76 delete the definitions of:

*NLIS database*

*NLIS device*

*update the NLIS database*

**7. Regulation 77 amended**

In regulation 77(1) delete “Part” and insert:

Act

**8. Part 8A Division 3 deleted**

Delete Part 8A Division 3.

**9. Regulation 84B amended**

In regulation 84B(2)(a) after “moved” insert:

directly

**10. Regulation 84I replaced**

Delete regulation 84I and insert:

**84I. Responsibilities of holding yard operators**

- (1) If animals are moved to a holding yard from a particular property and are to be kept there for more than 48 hours, the holding yard operator must, within 48 hours after the animals are moved to the holding yard, record in the NLIS database the following —
  - (a) the number of animals moved;
  - (b) the date the animals arrived at the holding yard;
  - (c) the relevant PIC of the property from which the animals were moved to the holding yard;

- (d) the relevant PIC of the holding yard;
- (e) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animals to the holding yard.

Penalty: a fine of \$5 000.

- (2) If animals are moved to a holding yard from a particular property and are kept there for more than 48 hours, the holding yard operator must, within 48 hours after the animals are moved from the holding yard, record in the NLIS database the following —
  - (a) the number of animals moved;
  - (b) the date the animals were moved;
  - (c) the relevant PIC of the destination to which the animals are moved from the holding yard;
  - (d) the relevant PIC of the holding yard;
  - (e) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animals from the holding yard.

Penalty: a fine of \$5 000.

#### 11. Regulation 84P amended

- (1) Delete regulation 84P(1)(a) and (b) and insert:
  - (a) apply to the animal an NLIS post breeder device; and
  - (b) update the NLIS database in relation to the device by recording —
    - (i) the relevant PIC of the property from which the animal was moved to the abattoir; and
    - (ii) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animal to the abattoir; and
    - (iii) the date the animal was moved.
- (2) At the end of regulation 84P insert:
  - (4) If an inspector approves the slaughter at an abattoir of animals to which neither an NLIS device nor approved

identification is applied, the abattoir operator must record in the NLIS database —

- (a) the number of animals slaughtered; and
- (b) the relevant PIC of the property from which the animals were moved to the abattoir; and
- (c) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animals to the abattoir; and
- (d) the relevant PIC of the abattoir; and
- (e) the date the animals were slaughtered.

Penalty: a fine of \$5 000.

- (5) The abattoir operator must comply with the requirements of subregulation (4) within 7 days after the animals are slaughtered.

## 12. Regulation 84S amended

Delete regulation 84S(1) and (2) and insert:

- (1) If animals to which approved identification is applied are moved to an abattoir and are slaughtered, the abattoir operator must record in the NLIS database —
  - (a) the number of animals moved; and
  - (b) the relevant PIC of the property from which the animals were moved to the abattoir; and
  - (c) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animals to the abattoir; and
  - (d) the relevant PIC of the abattoir; and
  - (e) the date the animals were slaughtered.

Penalty: a fine of \$5 000.

- (2) The abattoir operator must comply with the requirements of subregulation (1) within 7 days after the animals are slaughtered.

## 13. Regulation 84V amended

Delete regulation 84V(1)(a) and (b) and insert:

- (a) apply to the animal an NLIS post breeder device; and

- (b) update the NLIS database in relation to the device by recording —
  - (i) the relevant PIC of the property from which the animal was moved to the export depot; and
  - (ii) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animal to the export depot; and
  - (iii) the date the animal was moved.

**14. Regulation 84Y amended**

In regulation 84Y(3) delete “7 days” and insert:

48 hours

**15. Regulation 84Z replaced**

Delete regulation 84Z and insert:

**84Z. Responsibilities of export depot operators if approved identification is applied**

- (1) If animals to which approved identification is applied are moved to an export depot, the export depot operator must, within 48 hours after the animals are moved to the export depot, record in the NLIS database the following —
  - (a) the number of animals moved;
  - (b) the date the animals arrived at the export depot;
  - (c) the relevant PIC of the property from which the animals were moved to the export depot;
  - (d) the relevant PIC of the export depot;
  - (e) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animals to the export depot.

Penalty: a fine of \$5 000.

- (2) If animals to which approved identification is applied are moved from an export depot, the export depot operator must, within 48 hours after the animals are moved, record in the NLIS database the following —
  - (a) the number of animals moved;
  - (b) the date the animals were moved;

- (c) the relevant PIC of the destination to which the animals are moved from the export depot;
- (d) the relevant PIC of the export depot;
- (e) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animals from the export depot.

Penalty: a fine of \$5 000.

**16. Regulation 85H amended**

- (1) Delete regulation 85H(2).
- (2) Delete regulation 85H(3)(a).

**17. Regulation 85I amended**

Delete regulation 85I(2)(a) and (b) and insert:

- (a) the relevant PIC of the holding yard; and
- (b) the relevant PIC of the property to which the animals are to be taken from the holding yard.

**18. Regulation 85J replaced**

Delete regulation 85J and insert:

**85J. Responsibilities of purchasers at saleyard**

- (1) A purchaser of an animal at a saleyard must, when requested by the saleyard operator, provide details of the relevant PIC in respect of the property on which the animal is to be kept or slaughtered, or from which the animal is to be exported, by the purchaser.

Penalty: a fine of \$5 000.

- (2) A purchaser of animals at a saleyard must not take possession of the animals unless they are moved in accordance with this Part.

Penalty: a fine of \$5 000.

**19. Regulation 85KA inserted**

At the end of Part 9 Division 5 insert:

**85KA. Responsibilities of purchasers at property**

- (1) A purchaser of an animal at a property must, when requested by the operator of the property, provide

details of the relevant PIC of the property on which the animal is to be kept or slaughtered, or from which the animal is to be exported, by the purchaser.

Penalty: a fine of \$5 000.

- (2) A purchaser of animals at a property must not take possession of the animals unless they are moved in accordance with this Part.

Penalty: a fine of \$5 000.

**20. Regulation 85KB inserted**

At the beginning of Part 9 Division 6 Subdivision 1 insert:

**85KB. Responsibilities before animals are sold at property**

A person must not sell an animal, or permit the animal to be sold, at a property unless the person has obtained from the proposed purchaser the relevant PIC of the property on which the animal is to be kept or slaughtered, or from which the animal is to be exported, by the purchaser.

Penalty: a fine of \$5 000.

**21. Regulation 85K amended**

In regulation 85K delete “to which an NLIS tag has been applied”.

**22. Regulation 85LA inserted**

At the end of Part 9 Division 6 Subdivision 1 insert:

**85LA. Responsibilities of property operators after animals moved to certain properties**

- (1) If animals are moved to a property the operator of the property must, within 48 hours after the movement, record in the NLIS database the movement of the animals to the property including the following —
- (a) the number and species of animals moved;
  - (b) the relevant PIC of the property from which the animals were moved;
  - (c) the relevant PIC of the property to which the animals were moved;
  - (d) the date the animals were moved to the property;
  - (e) the serial number of the waybill or other document prescribed under the *Stock*

*(Identification and Movement) Act 1970*

section 46 relating the movement of the animals;

- (f) the brand recorded on the movement document relating to the movement of the animals, or if no brand is recorded on the movement document, details of every NLIS tag on the animals.

Penalty: a fine of \$5 000.

- (2) Subregulation (1) does not apply in respect of the movement of animals to or from a property that is a saleyard, an abattoir or an export depot.

### 23. Regulation 85L replaced

Delete regulation 85L and insert:

#### 85L. Responsibilities of holding yard operators

- (1) If animals are moved to a holding yard and are to be kept there for more than 48 hours, the holding yard operator must, within 48 hours after the animals are moved to the holding yard, record in the NLIS database the following —
  - (a) the number of animals moved;
  - (b) the date the animals arrived at the holding yard;
  - (c) the relevant PIC of the property from which the animals were moved to the holding yard;
  - (d) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animals to the holding yard;
  - (e) the relevant PIC of the holding yard;
  - (f) the brand recorded on the movement document relating to the movement of the animals to the holding yard, or if no brand is recorded on the movement document, details of every NLIS tag on the animals.

Penalty: a fine of \$5 000.

- (2) If animals are moved to a holding yard and are kept there for more than 48 hours, the holding yard operator must, within 48 hours after the animals are moved from the holding yard, record in the NLIS database the following —
  - (a) the number of animals moved;
  - (b) the date the animals were moved;

- (c) the relevant PIC of the destination to which the animals are moved from the holding yard;
- (d) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating to the movement of the animals from the holding yard;
- (e) the relevant PIC of the holding yard;
- (f) the brand recorded on the movement document relating to the movement of the animals to the holding yard, or if no brand is recorded on the movement document, details of every NLIS tag on the animals.

Penalty: a fine of \$5 000.

**24. Regulation 85P amended**

After regulation 85P(2) insert:

- (3) If an animal is moved to a saleyard, a person must not sell the animal, or permit the animal to be sold, at the saleyard unless the person has obtained from the proposed purchaser the relevant PIC of the property on which the animal is to be kept or slaughtered, or from which the animal is to be exported, by the purchaser.

Penalty: a fine of \$5 000.

**25. Regulation 85Q replaced**

Delete regulation 85Q and insert:

**85Q. Other responsibilities of saleyard operators**

The operator of a saleyard must record in the NLIS database the movement of animals to the saleyard and any subsequent sale or other movement of the animals from the saleyard including the following —

- (a) the number and species of animals moved to the saleyard;
- (b) the PIC and the serial number recorded on any NLIS tag applied at the saleyard;
- (c) the relevant PIC of the property from which the animals were moved to the saleyard;
- (d) the relevant PIC of the saleyard;
- (e) the relevant PIC of the property to which the animals were moved from the saleyard;
- (f) the date the animals were moved from the saleyard;

- (g) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating the movement of the animals to the saleyard;
- (h) the brand recorded on the movement document relating to the movement of the animals to the saleyard, or if no brand is recorded on the movement document, details of every NLIS tag on the animals.

Penalty: a fine of \$5 000.

- (2) The operator of the saleyard must comply with the requirements of subregulation (1) within 48 hours after the animal has been moved from the saleyard.

## 26. Regulation 85S amended

- (1) In regulation 85S(2):
  - (a) delete “regulation 85H(3)(a)” and insert:  
  
regulation 85H(3)(b)
  - (b) delete the passage that begins with “subregulation (3)” and ends with “hours.” and insert:  
  
subregulation (3), apply to the animal an NLIS post breeder tag.
- (2) In regulation 85S(4) delete “regulation 85H(3)(a)” and insert:  
  
regulation 85H(3)(b)
- (3) In regulation 85S(5) delete “regulation 85H(3)(a)” and insert:  
  
regulation 85H(3)(b)

## 27. Regulation 85V amended

Delete regulation 85V(2) and (3) and insert:

- (2) If animals are moved to an abattoir, the abattoir operator must, within 48 hours after the movement, record in the NLIS database the following —
  - (a) the number and species of animals moved to the abattoir;

- (b) the date the animals arrived at the abattoir;
- (c) the PIC and the serial number recorded on any NLIS tag applied at the abattoir;
- (d) the relevant PIC of each previous property;
- (e) the relevant PIC of the abattoir;
- (f) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating the movement of the animals;
- (g) the brand recorded on the movement document relating to the movement of the animals to the abattoir, or if no brand is recorded on the movement document, details of every NLIS tag on the animals.

Penalty: a fine of \$5 000.

- (3) If animals are slaughtered at an abattoir, the abattoir operator must, within 7 days after the slaughter, record in the NLIS database the following —
- (a) the number and species of animals slaughtered;
  - (b) the date the animals were slaughtered;
  - (c) the PIC and the serial number recorded on any NLIS tag applied at the abattoir;
  - (d) the relevant PIC of each previous property;
  - (e) the relevant PIC of the abattoir.

Penalty: a fine of \$5 000.

- (4A) If animals moved to an abattoir are not slaughtered but are moved to another property, the abattoir operator must, within 48 hours after the movement, record in the NLIS database the following —
- (a) the number and species of animals moved from the abattoir;
  - (b) the date the animals were moved from the abattoir;
  - (c) the PIC and the serial number recorded on any NLIS tag applied at the abattoir;
  - (d) the relevant PIC of the property to which the animals were moved;
  - (e) the relevant PIC of the abattoir;
  - (f) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating the movement of the animals;

- (g) the brand recorded on the movement document relating to the movement of the animals from the abattoir, or if no brand is recorded on the movement document, details of every NLIS tag on the animals.

Penalty: a fine of \$5 000.

Note: The heading to amended regulation 85V is to read:

**Responsibilities of abattoir operators if animals moved to abattoir**

**28. Regulation 85Z amended**

Delete regulation 85Z(2) and (3) and insert:

- (2) If animals are moved to an export depot, the export depot operator must, within 48 hours after the animals are moved to the export depot, record in the NLIS database the following —
  - (a) the number and species of animals moved to the export depot;
  - (b) the date the animals arrived at the export depot;
  - (c) the PIC and serial number recorded on any NLIS tag applied at the export depot;
  - (d) the relevant PIC of each previous property;
  - (e) the relevant PIC of the export depot;
  - (f) the serial number of the waybill or other document prescribed under the *Stock (Identification and Movement) Act 1970* section 46 relating the movement of the animals to the export depot;
  - (g) the brand recorded on the movement document relating to the movement of the animals to the export depot, or if no brand is recorded on the movement document, details of every NLIS tag on the animals.

Penalty: a fine of \$5 000.

- (3) If animals are exported from an export depot, the export depot operator must, within 48 hours after the animals are exported, record in the NLIS database the following —
  - (a) the number of animals moved;
  - (b) the date the animals were moved;
  - (c) the relevant PIC of the destination to which the animals are moved from the export depot;
  - (d) the relevant PIC of the export depot;
  - (e) the serial number of the waybill or other document prescribed under the *Stock*

*(Identification and Movement) Act 1970*  
section 46 relating to the movement of the  
animals from the export depot.

Penalty: a fine of \$5 000.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

AG302\*

Stock (Identification and Movement) Act 1970

## **Stock (Identification and Movement) Amendment Regulations 2011**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Stock (Identification and Movement) 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 *Stock (Identification and Movement) Regulations 1972*.

### **4. Regulation 2 inserted**

After regulation 1 insert:

### **2. Terms used**

In these regulations —

***property*** means a parcel, or a group of parcels, of land that is operated as a farming unit;

*property identification code* means a code issued by the Registrar to the owner of a brand and specified in the register to identify a property on which the brand may be used.

## 5. Regulation 20 amended

In regulation 20(1a):

(a) in paragraph (a) after “name” insert:

or trading name

(b) delete paragraph (g) and insert:

(g) the property identification code of —

(i) the property from which the stock is being removed; or

(ii) if the stock is being removed from a saleyard, the property from which the stock was moved to the saleyard;

and

(c) after paragraph (m) insert:

(na) the property identification code (if any) for the property that is the destination of the stock; and

## 6. Schedule 1 amended

Delete Schedule 1 Part A and insert:

### Part A

#### General brands and earmarks register

Reg. no. / Pig tattoo	Brand	Earmark	Date of registration	Expiry of registration	Brand owner's name and/or trading name	Postal address of brand owner	Name of run or farm / Property address	Property identification code for brand

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## CONSUMER PROTECTION

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CP301\*

**RETAIL TRADING HOURS ACT 1987**  
**RETAIL TRADING HOURS (SHIRE OF KATANNING) VARIATION**  
**ORDER 2011**

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

**1. Citation**

This order is the *Retail Trading Hours (Shire of Katanning) Variation 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. Variation of retail trading hours: April 2011**

General retail shops within the Shire of Katanning are authorised to be open at times when the shops would otherwise be required to be closed—

- (a) on a day specified in the Table; and
- (b) during the hours specified for that day in the Table.

**Table**

Day	Hours
26 April 2011	From 10.00am to 4.00pm

S. O'BRIEN, Minister for Commerce.

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CP302\*

**RETAIL TRADING HOURS ACT 1987**  
**RETAIL TRADING HOURS (SHIRE OF COLLIE) VARIATION ORDER 2011**

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

**1. Citation**

This order is the *Retail Trading Hours (Shire of Collie) Variation 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. Variation of retail trading hours: April 2011**

General retail shops within the Shire of Collie are authorised to be open at times when the shops would otherwise be required to be closed—

- (a) on a day specified in the Table; and
- (b) during the hours specified for that day in the Table.

**Table**

Day	Hours
Tuesday 26 April 2011	From 8.00am until 5.00pm

S. O'BRIEN, Minister for Commerce.

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CP303\*

**RETAIL TRADING HOURS ACT 1987**  
**RETAIL TRADING HOURS (CITY OF ALBANY) VARIATION ORDER 2011**

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

**1. Citation**

This order is the *Retail Trading Hours (City of Albany) Variation 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. Variation of retail trading hours: April 2011**

General retail shops within the City of Albany are authorised to be open at times when the shops would otherwise be required to be closed—

- (a) on a day specified in the Table; and
- (b) during the hours specified for that day in the Table.

**Table**

Day	Hours
Tuesday 26 April 2011	From 8.00am until 5.00pm

S. O'BRIEN, Minister for Commerce.

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**FISHERIES**


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FI301\*

Pearling Act 1990

## Pearling (General) Amendment Regulations 2011

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Pearling (General) 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 1 July 2011.

**3. Regulations amended**

These regulations amend the *Pearling (General) Regulations 1991*.

**4. Regulation 3 amended**

In regulation 3(1) in the definition of *approved form* delete “Executive Director;” and insert:

CEO;

**5. Regulation 6 amended**

(1) Delete regulation 6(1) and insert:

- (1) An application under section 22 of the Act for the issue or renewal of a lease, licence or permit referred to in the Table is to be accompanied by the application fee set out opposite the lease, licence or permit, unless payment of the fee is waived by the CEO.

**Table**

<b>Lease, licence or permit</b>	<b>Application fee (\$)</b>
Farm lease	2 283
Pearling licence or permit	395
Hatchery licence or permit	395

(2) In regulation 6(2) delete "\$1 600." and insert:

\$1 683.

**6. Regulation 8 replaced**

Delete regulation 8 and insert:

**8. Annual fees for certain licences**

For the purposes of section 27(1)(b) of the Act, the annual fee for a licence referred to in the Table is the fee set out opposite the licence.

**Table**

<b>Licence</b>	<b>Fee (\$)</b>
Pearl diver's licence	80
Pearl boat licence	80
Pearl boat master's licence	80

**7. Regulation 9 amended**

(1) In regulation 9(1):

- (a) delete "Executive Director" and insert:

CEO

(b) in the Table delete “680” and insert:

716

(c) in the Table delete “76” (each occurrence) and insert:

80

(d) in the Table delete “420” and insert:

442

(2) In regulation 9(3) delete “Executive Director” and insert:

CEO

**8. Regulation 10 amended**

In regulation 10 delete “Executive Director” and insert:

CEO

**9. Regulation 47 amended**

In regulation 47 delete “Executive Director.” and insert:

CEO.

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

DOG ACT 1976

DIVIDING FENCES ACT 1961

HEALTH ACT 1911

*City of Stirling*

REPEAL AND AMENDMENT LOCAL LAW 2011

Under the powers conferred by the *Local Government Act 1995, Dog Act 1976, Dividing Fences Act 1961 and the Health Act 1911* and under all other powers enabling it, the Council of the City of Stirling resolved on 8 February 2011 to make the *City of Stirling Repeal and Amendment Local Law 2011* as follows—

(1) This local law may be cited as the *City of Stirling Repeal and Amendment Local Law 2011*.

- (2) This local law commences on the 14th day after its publication in the *Government Gazette*.
- (3) The following City of Stirling by-laws and local laws are repealed—
- (i) ‘Control of Tenement Houses’ as published in the *Government Gazette* on 17 July 1936, including all amendments;
  - (ii) ‘Building By-laws’ as published in the *Government Gazette* on 2 September 1938, including all amendments;
  - (iii) ‘Building By-laws’ as published in the *Government Gazette* on 16 August 1940, including all amendments;
  - (iv) ‘Building By-laws’ as published in the *Government Gazette* on 25 June 1954, including all amendments;
  - (v) ‘Constitution , By-laws and Regulations’ as published in the *Government Gazette* on 29 June 1960, including all amendments;
  - (vi) ‘Consolidation of Health By-laws’ as published in the *Government Gazette* on 30 May 1961, including all amendments;
  - (vii) ‘General By-laws’ as published in the *Government Gazette* on 12 May 1971, including all amendments, excluding by-laws 543-579 relating to ‘Signs, Hoardings and Billposting’ and the First Schedule relating to ‘New Street Alignments’, including all amendments;
- (4) The *City of Stirling Dogs Local Law 2008* published in the *Government Gazette* on 12 December 2008 is amended as follows—
- (i) In clause 5.1, after ‘Act’, add ‘and s66J of the *Equal Opportunity Act 1984*’.
  - (ii) In clause 5.2(2)(b), delete ‘0’ and replace it with ‘5.1(1)(h)’.
  - (iii) In clause 6.1(2), delete ‘\$200’ and replace it with ‘\$2000’.
  - (iv) In Schedule 3, in the column for ‘Dangerous or Restricted Breed Dog Modified Penalty’, add—
    - (a) ‘\$400’ for an offence under clause 2.4(b);
    - (b) ‘\$200’ for an offence under clause 5.1(1)(i); and
    - (c) ‘\$200’ for an offence under clause 6.1(2).
- (5) The *City of Stirling Fencing Local Law 2008* published in the *Government Gazette* on 12 March 2009 is amended by the deletion of clause 1.7 and its heading.
- (6) The *City of Stirling Health Local Law 2009*, published in the *Government Gazette* on 26 March 2010 is amended by the insertion of ‘cow,’ after ‘sheep,’ in the definition of ‘large animal’ in clause 5.7.
- (7) The *City of Stirling Local Government Property Local Law 2009* published in the *Government Gazette* on 5 June 2009 is amended as follows—
- (i) Deletion of the words ‘or is likely to behave’ in clause 4.7(1).
  - (ii) Delete clause 1.3 and insert—
 

“This local law applies—

    - (a) throughout the district; and
    - (b) in the water area for a distance of 200 metres seawards, from the western boundary, along the shoreline into the Indian Ocean, as approved by the Governor under section 3.6 of the *Local Government Act 1995* as published in the *Government Gazette* on 31 March 2009, No. 50, page 1029.”.
  - (iii) In clause 1.5 delete the “district” definition, and in alphabetical order insert—
 

“decency” means wearing of proper and adequate clothing for the occasion, so as to prevent indecent exposure;

“district” means the district of the City, as amended and notated in the Municipality Index and in the Municipality Boundary Amendments Register published in the *Government Gazette* on 29 October 2007, No. 225;

“glass container” means a glass bottle or vessel for drinking from, excluding glass containers for the storage of consumable food;

“indecent exposure” means the revealing to view of those parts of the body, especially the genitals, which by law and convention should be covered by clothing under the given circumstances;”.
  - (iv) Renumber clause 4.8 to 4.9, delete Item 2.6(5) in Schedule 2, Part 2 and add the following new clause 4.8—
 

**“4.8 Glass containers**

Unless authorised by a permit or by an authorised person, a person must not take a glass container—

    - (a) on to Reserve 12992 (beach and coastal reserve);

- (b) within 5m of the edge of a swimming pool on local government property;
  - (c) into an area set aside by a wall, fence, sandpit or other softfall surface as a children's playground; or
  - (d) within any area of local government property where a sign prohibits glass containers.”.
- (v) Delete Items 2.6(5) and 2.8 in Schedule 2, Part 2 and insert the following as clause 4.9—

**“4.9 Umbrellas and temporary shade structures**

A person may erect an umbrella or temporary shade structure on local government property that is not enclosed, only if it—

- (a) is erected for protection from the sun or other elements;
  - (b) has an area of 6m<sup>2</sup> or less;
  - (c) has a height of 2.5m or less;
  - (d) is removed by that person immediately on leaving the local government property;
  - (e) is for private use; and
  - (f) is not erected for advertising or promotional purposes unless in accordance with a permit or other prior authorisation given by the City.”.
- (vi) Make the following amendments to Schedule 1—Prescribed Offences as follows—

- (a) Add in the appropriate places—

Clause	Description	Modified Penalty \$
4.8	Taking glass container into prohibited area	125
4.9	Erecting unauthorised umbrella or shade structure on local government property	125

- (b) Change ‘4.8(2)’ to ‘4.10(2)’.

- (8) The *City of Stirling Meeting Procedures Local Law 2009* published in the *Government Gazette* on 16 April 2009 is amended as follows—

- (i) Delete the words ‘and their deputies’ in clause 3.4.
- (ii) Amend clause 4.2 by renumbering sub clauses 4.2(2) and 4.2(3) as sub clauses 4.2(3) and 4.2(4) respectively and inserting a new subclause (2) as follows—

“(2) Unless otherwise decided by the committee, the order of business at any ordinary meeting of a committee is to be as follows—

1. Official opening.
2. Record of attendance, apologies and leave of absence.
3. Memorandum of outstanding business.
4. Disclosure of interest.
5. Confirmation of minutes.
6. Announcements by the presiding member.
7. Reports (subject to clause 5.9(8)).
8. Matters behind closed doors.
9. Closure.”.

- (iii) In clause 4.2(4) replace ‘and (2)’ with ‘, (2) and (3)’.
- (iv) Replace ‘4’ with ‘7’ in subclause 4.5(2).
- (v) Delete clause 4.5(6) and replace it with the following—

“(6) If a notice of motion is excluded under subclause (4), the Mayor is to advise the CEO who is to provide the reason for its exclusion to all members as soon as practicable.”.

- (vi) In the title of clause 4.8, after the word “Council” add “or committee”.
- (vii) In clause 4.8 after all instances of the word “Council” add “or a committee”.
- (viii) Insert new clauses 5.9(7) and 5.9(8) as follows—

“(7) Where a deputation is to be received by the committee, the person or group comprising of the deputation is to address the meeting at the relevant part in the order of business as detailed in clause 4.2(2).

- (8) Any item of business to be discussed at a committee meeting that is subject of a received deputation, is to be brought forward in the order of business for the meeting as the next item of business after the deputation has been received.”.
- (ix) Delete clause 9.3(2) and replace it with the following—  
“(2) If no member opposes the motion, the presiding member may put the motion to the vote without debate.”.
- (x) In clause 4.7(3)(b), replace ‘an’ with ‘a financial or proximity’.
- (xi) In clause 4.7(3)(c), delete ‘or deputation’.
- (xii) In clause 7.9, replace ‘10’ with ‘5’.
- (9) The *City of Stirling Thoroughfares and Public Places Local Law 2009* published in the *Government Gazette* on 9 April 2009 is amended by—
- (i) In clause 1.5 amend the definition of “garden” by adding “but does not include the planting of a tree” after the word “plants”.
- (ii) In clause 2.1—
- (a) delete the sixth instance of the word “or” at the end of subclause (e);
- (b) replace “.” with “; or” in subclause (f);
- (c) add a new subclause (g) as follows—  
“(g) install a tree on the verge unless approved in writing by the City.”.
- (iii) The deletion of the words ‘or other verge treatment as determined by the City under a policy’ in clause 2.7(2)(c).
- (iv) The deletion of the words ‘or other verge treatment’ in clause 2.7(2)(d).
- (10) The *City of Stirling Parking Local Law 2008* published in the *Government Gazette* on 20 March 2009 is amended as follows—
- (i) Deletion of clause 4.12(d).
- (ii) Insert “or” after “;” in clause 4.12(b).
- (iii) Replace “;” with “.” in clause 4.12(c).
- (iv) In clause 7.9(1)(b), after ‘motor vehicle’, insertion of the words ‘or a vehicle or combination of vehicles that is 7.5 metres or more in length or exceeds a GVM of 3 tonnes’.
- (v) Deletion of the word ‘adjacent’ in clause 7.9(1)(c).
- (vi) Changing the modified penalty provision listed for items 65 and 77 of Schedule 2 from ‘60’ to ‘80’.
- (vii) Add ‘and includes a clearway as defined in the Code’ to the definition of ‘no stopping area’ in clause 1.5.

Pursuant to section 342(1)(b) of the *Health Act 1911*, consented to clause 6 of the *City of Stirling Repeal and Amendment Local Law 2011*.

TARUN WEERAMANTHRI, Executive Director, Public Health,  
Department of Health.

Dated: 3 March 2011.

Dated: 3 March 2011.

The Common Seal of the City of Stirling was affixed by authority of a resolution of the Council in the presence of—

DAVID BOOTHMAN, Mayor.  
STUART JARDINE, Chief Executive Officer.

LG302\*

**LOCAL GOVERNMENT ACT 1995**

*Shire of Roebourne*

**PARKING AND PARKING FACILITIES AMENDMENT LOCAL LAW 2011**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling the local government, the Council of the Shire of Roebourne resolved on 21 March 2011 to adopt the following local law.

**1. Citation**

This local law is cited as *the Shire of Roebourne Parking and Parking Facilities 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 Roebourne Parking and Parking Facilities Local Law 2010* published in the *Government Gazette* on 30 July 2010 is referred to as the principal local law. The principal local law is amended.

## 4. Clause 1.5 amended

4.1 In clause 1.5(1) delete the definitions “*attended parking station*”, “*currency*”, “*keep clear marking*”, “*loading zone*”, “*parents with prams*”, “*seniors parking sign*”, “*sign*” and “*thoroughfare*” and insert the following definitions in alphabetical order—

“*attended parking station*” means a parking station attended by a person appointed by the local government and in respect of which fees for the parking of a vehicle are payable immediately prior to the removal of the vehicle from the station;

“*currency*” means any notes and coins which are legal tender pursuant to the *Currency Act 1965 (Commonwealth)*;

“*disability parking bay*” means a portion of the carriageway or parking area set aside for the use of persons with disabilities and identified by and in accordance with *Local Government (Parking for Disabled Persons) Regulations 1988*;

“*keep clear marking*” means the words “keep clear” marked across all or part of a carriageway, with or without continuous lines marked across all or part of the carriageway;

“*loading zone*” means a length of carriageway, parking stall or parking area to which a “loading zone” sign applies;

“*parents with prams*” means a parking facility set aside for the use of people accompanied by a young child or children using a pram at the time to transport the child or children and identified in accordance with a permit issued by the local government;

“*path*” includes bicycle path, footpath, separated footpath and shared path;

“*residential street*” means a thoroughfare where the majority of properties abutting the thoroughfare are used for residential purposes;

“*seniors parking*” means a parking facility set aside for use by a senior person and identified in accordance with a permit issued by the local government;

“*senior person*” means a person aged 60 years or more;

“*sign*” includes a traffic sign, inscription, road marking, mark, structure or device approved by the local government on which may be shown words, numbers, expressions or symbols, and which is placed on or near a thoroughfare or within a parking station or reserve for the purpose of prohibiting, regulating, guiding, directing or restricting the parking, using or stopping of vehicles;

“*thoroughfare*” means a road or other thoroughfare and includes structures or other things appurtenant to the thoroughfare that are within its limits, and nothing is prevented from being a thoroughfare only because it is not open at each end;

“*verge*” means the portion of a thoroughfare which lies between the boundary of a carriageway and the adjacent property line but does not include a footpath; and

“*yellow edge line*” has the same meaning as given to it by the Code.

4.2 In clause 1.5(5), delete paragraph (b) and insert—

(b) it is defined in the Road Traffic Act or in the Code, it shall have the meaning given to it in the Road Traffic Act or the Code.

## 5. Clause 3.3 amended

In clause 3.3, after subclause (2), insert new subclause (3)—

(3) A person shall not stop or park a vehicle, other than a vehicle displaying a current ACROD sticker, on any land which has been set aside within a parking region as a parking bay marked for the use of people with disabilities.

## 6. Clause 4.1 amended

6.1 In clause 4.1, delete subclause (2) and re-number subclauses “(3)”, “(4)”, “(5)” and “(6)” to “(2)”, “(3)”, “(4)” and “(5)” respectively.

6.2 In clause 4.1(1), delete “Subject to subclause (2), a person” and insert “A person”.

## 7. Clause 4.5 amended

In clause 4.5(3), delete paragraph (f) and insert—

(f) on, over or across any footpath or pedestrian crossing or where there is no constructive footpath;

**8. Clause 4.8 amended**

In clause 4.8 delete paragraph (b) and insert—

- (b) if that vehicle is not licensed under the Road Traffic Act;

**9. Clause 4.10 amended**

In clause 4.10, delete “upon” and insert “upon, across”.

**10. Clause 4.12 amended**

In clause 4.12, after subclause (2), insert new subclause (3)—

- (3) Where permission is granted under subclause (1), the local government, the CEO or authorised person may withdraw permission at any time and that person and the vehicle to which permission was given to, must leave the thoroughfare or parking facility without delay.

**11. Clause 4.13 amended**

Delete clause 4.13 and its heading and insert—

**4.13 Parking for persons with disabilities**

(1) In this clause—

“*AS1428.1-2001*” means the standard called “Signs indicating access for people with disabilities” published by the Standards Association of Australia;

“*disability parking area*” is a length or area of a road—

- (a) set aside for the use of people with disabilities under the Local Government (Parking for Disabled Persons) Regulations 1988;
- (b) indicated by the words “Disabled Parking Only” clearly written on the ground or marked with a symbol indicating it is solely for use of persons with disabilities, and an elevated parking sign bearing the “international symbol for access for the disabled”.

“*disability vehicle*” means—

- (a) a vehicle displaying a current ACROD sticker; and
- (b) the ACROD sticker relates to the “driver” of that vehicle.

“*driver*” means—

- (a) the driver of a “disability vehicle” or the passenger in that vehicle; and
- (b) displays a current ACROD sticker; and
- (c) who must disembark from that parked vehicle;

“*international symbol for access for the disabled*” means the symbol described in AS1428.1-2001.

(2) A driver shall not stop and park in a parking facility, parking area or parking bay that is marked for the sole use of people with disabilities unless he or she is using a disability vehicle.

(3) A driver of a disability vehicle may park that vehicle in a parking bay, parking facility or parking area other than in a parking stall marked solely for the use of people with disabilities, for twice the period of time permitted by the sign referable to that facility or area or bay.

**12. Clause 4.16 amended**

In clause 4.16, delete “shoeing” and insert “showing”.

**13. Clause 4.17 amended**

Delete “Division 3—Special events parking” and the entire clause 4.17.

**14. Clause 5.13 amended**

Delete clause 5.13 and its heading, and insert—

**5.13 Stopping or driving on a path, median strip, or traffic island**

The driver of a vehicle (other than a bicycle or an animal) shall not drive along or stop a vehicle so that any portion of the vehicle is on, over or across a path, traffic island or median strip, unless the driver stops in an area, to which a parking control sign applies and the driver is permitted to stop at that place by the sign.

**15. Clause 5.16 amended**

In clause 5.16, delete paragraphs (a) and (b) and insert—

- (a) on a carriageway or thoroughfare in a built-up area for any period exceeding 1 hour, unless engaged in the picking up or setting down of goods; or
- (b) on a carriageway or thoroughfare outside a built-up area, except on the shoulder of the carriageway, thoroughfare or in a truck bay or other area set aside for the parking of such vehicles.

**16. Part 9 amended**

16.1 Delete Part 9 heading and replace with—

**PART 10—PENALTIES**

16.2 Re-number clauses “9.1” and “9.2” to “10.1” and “10.2” respectively.

16.3 After Part 8 insert new Part 9—

**PART 9—RESIDENTIAL PARKING PERMITS****9.1 Definitions**

In this Part, unless the context otherwise requires—

**“dwelling unit”** means premises lawfully used for self-contained living quarters;

**“eligible person”** where used in relation to an application for a—

- (a) residential parking permit means a single house occupier, a unit occupier or a unit owner;
- (b) visitor’s parking permit means—
  - (i) a single house occupier;
  - (ii) a strata company;
  - (iii) a unit owner of a residential unit which is not a strata lot;

**“residential parking permit”** means a permit issued to a resident by the local government pursuant to clause 9.3(1);

**“residential unit”** means a dwelling unit which is part of a building adjacent to a part of a thoroughfare on which thoroughfare the stopping or parking of vehicles is prohibited for more than a specified period and which building contains—

- (a) two or more dwelling units with or without any non-residential units;
- (b) one dwelling unit with one or more non-residential units;

**“single house”** means a dwelling unit constructed on its own lot and used for self-contained living quarters and which is adjacent to a part of a road on which the stopping or parking of vehicles is prohibited for more than a specified period;

**“single house occupier”** means an occupier of a single house;

**“strata company”** has the meaning given to it in the Strata Titles Act 1985;

**“unit occupier”** means a person who is an occupier of a residential unit but does not include a unit owner;

**“unit owner”** means a person who is an owner of a residential unit; and

**“visitor’s parking permit”** means a permit issued by the local government pursuant to clause 9.3(2).

**9.2 Exemption for permit holders**

(1) Where on any part of a thoroughfare the stopping or parking of vehicles is prohibited by a sign for more than a specified period or where any part of a thoroughfare is a metered space, the holder of a valid permit is exempted from such prohibition.

(2) The local government may also issue a permit which exempts the holder from compliance with the requirements of clauses 9.3(1) and 9.3(2).

(3) The exemption conferred by subclause (1) shall apply only—

- (a) to that part of a thoroughfare specified in the permit;
- (b) where the time restriction applicable to that part of the thoroughfare is for a period exceeding 30 minutes;
- (c) where the permit displayed is a residential parking permit to the vehicle specified in the residential parking permit;
- (d) if the permit is displayed in the vehicle or affixed to the windscreen of the vehicle so as to be clearly visible and able to be read by an authorised person from outside the vehicle; and
- (e) if the permit is valid.

(4) The exemption conferred by subclause (1) shall not, unless specifically noted on the permit, apply during any period in which the stopping or parking of vehicles is prohibited in the thoroughfare or the part of the thoroughfare specified in the permit.

**9.3 Issue of permits**

(1) The local government may upon a written application of an eligible person issue a residential parking permit.

(2) The local government may upon a written application of an eligible person issue for the occasional use of visitors, a visitor's parking permit.

(3) The local government's power to issue, replace and revoke permits under this Part may be exercised by an authorised officer.

(4) Notwithstanding any other provisions in this local law, the local government may approve the issue of a number of residential or visitor's parking permits to any owner or occupier on such terms and conditions as the local government sees fit.

#### **9.4 Discretionary authority**

Notwithstanding any other provisions in this local law which restrict the number of residential or visitors' parking permits that may be issued, the local government may approve the issue of one additional residential parking permit or one additional visitor's parking permit to any occupier on such terms and conditions as the local government sees fit.

#### **9.5 Validity of permit**

(1) Every residential parking permit or visitor's parking permit as the case may be shall cease to be valid upon—

- (a) the expiry of a period of 12 months from and including the date on which it is issued;
- (b) the holder of the permit ceasing to be an eligible person;
- (c) the revocation of the permit by the local government pursuant to clause 9.6;
- (d) the replacement of any permit by a new permit issued by the local government pursuant to clause 9.3.

#### **9.6 Revocation of a permit**

(1) The local government may at any time give an eligible person to whom a permit was issued pursuant to the provisions of this local law notice requiring that person to notify the local government of any reason why that permit should not be revoked.

(2) The local government shall give notice referred to in subclause (1) by serving a notice on the eligible person to whom the permit was issued.

(3) If within 7 days after the date of receipt of the notice referred to in subclause (2) the eligible person to whom the permit was issued—

- (a) fails to give the local government notice in writing of any reason why the permit should not be revoked;
- (b) gives the local government notice in writing of any reasons why the permit should not be revoked; then the local government may in its absolute discretion revoke that permit.

(4) For the purpose of subclause (3) the date of receipt of the notice shall be the date the notice was served.

(5) The local government shall give notice of the revocation by serving a notice on the eligible person to whom the permit was issued.

#### **9.7 Removal of a permit from a vehicle**

The holder of a residential parking permit shall forthwith upon that permit being revoked or ceasing to be valid remove the permit from the vehicle in which it is displayed or to which it is affixed.

#### **9.8 Replacement of permit**

(1) The local government may upon a written application of an eligible person and upon payment of the fee referred to in subclause (2), if any, issue a permit to replace a residential parking permit or visitor's parking permit which is lost, destroyed or stolen.

(2) The local government may determine and impose a fee for the issue of a replacement permit pursuant to this clause.

(3) Notwithstanding subclause (2), no fee shall be payable for the issue of a replacement permit if evidence is produced in writing to the satisfaction of the local government—

- (a) that the vehicle in which the permit is displayed has been disposed of;
- (b) that the vehicle's windscreen in which the permit is displayed has been replaced; or
- (c) which the local government considers warrants the waiving of the fee.

#### **9.9 Display of residential or visitor's parking permits**

A person shall not stop or park a vehicle in an area set aside for persons or vehicles of a particular class during any permitted period unless a valid permit is displayed inside the vehicle and is clearly visible to and able to be read by an authorised person from outside the vehicle at all times while the vehicle remains stopped or parked in the zone.

**17. Schedule 2 amended**

17.1 In the table in Schedule 2, delete items 17, 37, 55 and 62 (under the same column heading) and replace with—

Item No.	Clause No.	Description of Offence	Modified Penalty \$
17	4.2(1)(e)	Causing obstruction on carriageway	100
37	4.10	Driving or parking on reserve	250
55	5.23	Stopping in parents with prams parking area	120
62	7.10	Leaving vehicle so as to obstruct a public place	200

17.2 Re-number items “65” and “66” to “66” and “67” respectively.

17.3 After item 64 (under the same column heading) insert—

Item No.	Clause No.	Description of Offence	Modified Penalty \$
65	9.9	Failure to display a valid permit	100

Dated: 4 April 2011.

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

NICOLE LOCKWOOD, President.  
COLLENE LONGMORE, Chief Executive Officer.

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## **POLICE**

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PO301\*

Misuse of Drugs Act 1981

### **Misuse of Drugs (Numbers of Cannabis Plants) Order 2010**

Made by the Governor in Executive Council under section 42 of the Act.

**1. Citation**

This order is the *Misuse of Drugs (Numbers of Cannabis Plants) Order 2010*.

**2. Commencement**

This order comes into operation as follows —

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

**3. Act amended**

This order amends the *Misuse of Drugs Act 1981*.

**4. Schedule IV amended**

In Schedule IV item 3 delete “100” and insert:

20

**5. Schedule VIII amended**

In Schedule VIII item 1 delete “250.0” and insert:

20

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\*

**BEEKEEPERS ACT 1963**  
**STOCK (IDENTIFICATION AND MOVEMENT) ACT 1972**  
**STOCK DISEASES (REGULATIONS) ACT 1968**  
**REVOCATION**

Department of Agriculture and Food,  
South Perth WA 6151.

The Governor hereby revokes the appointment of the following persons—

Section 5 of the *Beekeepers Act 1963*

Lara Marie Martin	Peter Allan Smith
Christine Lightowler	Ian Trevor Spicer
Brett Scourse	

Section 37 of the *Stock (Identification and Movement) Act 1970*

Barry Selwyn Davies	Stephen Jon Lucas
Gary Farrelly	Kevin Stanley Shanhun
Lara Marie Martin	Peter Allan Smith
Maree Ann Glasby	Ian Trevor Spicer
Lynton Edgar Gurney	

Section 8 (1) of the *Stock Diseases (Regulations) Act 1968*

Barry Selwyn Davies	Stephen Jon Lucas
Gary Farrelly	Kevin Stanley Shanhun
Lara Marie Martin	Peter Allan Smith
Maree Ann Glasby	Ian Trevor Spicer
Lynton Edgar Gurney	

TERRY REDMAN MLA, Minister for Agriculture and Food.

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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
Ardyanto	Cho	Hnin	CS11-689	29/03/2011	01/04/2011	30/07/2011
Casley	Edward	Clarence	CS11-690	29/03/2011	01/04/2011	30/07/2011
Hart	David	Richard	CS11-692	29/03/2011	01/04/2011	30/07/2011
Horrigan	Lisa	Danielle	CS11-693	29/03/2011	01/04/2011	30/07/2011
Le Roux	Benjamin		CS11-694	29/03/2011	01/04/2011	30/07/2011
Long	Martin	Richard	CS11-695	29/03/2011	01/04/2011	30/07/2011
Lukunga	Christian		CS11-696	29/03/2011	01/04/2011	30/07/2011
Maisey	Stephen	James	CS11-697	29/03/2011	01/04/2011	30/07/2011

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Manuel	Darcina-Rose Katrina	CS11-698	29/03/2011	01/04/2011	30/07/2011
Nixon	Patrick Henry	CS11-699	29/03/2011	01/04/2011	30/07/2011
Reid	Kevin Hans	CS11-700	29/03/2011	01/04/2011	30/07/2011
di Russo	Geneene	CS11-691	29/03/2011	01/04/2011	30/07/2011
Sellers	Marcus Scott	CS11-701	29/03/2011	01/04/2011	30/07/2011
Tilley	Kenneth Warwick	CS11-702	29/03/2011	01/04/2011	30/07/2011
Ugle	Mark	CS11-703	11/04/2011	01/04/2011	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.

#### CS402\*

### COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

#### PERMIT DETAILS

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

Surname	First Name(s)	Permit Number	Date Permit Revoked
Ashwin	Stephen James	CS9-002	19/08/2011
McLean	Gena Margaret	CS10-549	28/03/2011
Sims	Mark Elias	CS10-578	28/03/2011

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.

## EDUCATION

#### ED401

### COUNTRY HIGH SCHOOL HOSTELS AUTHORITY ACT 1960

#### APPOINTMENT

In accordance with sections 4 and 5 the following person is appointed as a Member of the Country High School Hostels Authority, for a term of three years from the date of Executive Council approval.

Mr Richard Simonaitis of 1 Avon Crescent, Atwell WA 6164.

Dr ELIZABETH CONSTABLE, Minister for Education.  
PETER CONRAN, Clerk of the Executive Council.

## ENERGY

#### EN401\*

### ENERGY ARBITRATION AND REVIEW ACT 1998

#### APPOINTMENT

Mr Laurie Edmond James has been appointed as the Acting Western Australian Energy Disputes Arbitrator under the *Energy Arbitration and Review Act 1998* section 71(1) on and from 15 April 2011 while the office of the Western Australian Energy Disputes Arbitrator is temporarily vacant.

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## ENVIRONMENT

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EV101

*PRINTERS CORRECTION*  
**ENVIRONMENTAL PROTECTION ACT 1986**  
 DELEGATION NO. 94

An error occurred in the notice published under the above heading on page 1294 of *Government Gazette* No. 59 dated 8 April 2011 and is corrected as follows.

Delete the following text—

“Under section 59(1)(e) of the *Interpretation Act 1984*, the *Environmental Protection Act 1986* Delegation Notice No. 84 gazetted 2 January 2009 is hereby revoked as of 2011.”

and insert—

“ Under section 59(1)(e) of the *Interpretation Act 1984*, the *Environmental Protection Act 1986* Delegation Notice No. 84 gazetted 2 January 2009 is hereby revoked as of 7 April 2011. ”

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## FIRE AND EMERGENCY SERVICES

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FE401\*

**EMERGENCY MANAGEMENT ACT 2005**  
 EXTENSION OF EMERGENCY SITUATION DECLARATION

I, Karl O'Callaghan, APM, the State Emergency Coordinator hereby extend the emergency situation declaration made on 14 March 2011 at 1500hrs by the Fire and Emergency Services Authority of Western Australia.

The emergency situation declaration is extended for a period of 7 days.

The powers that may be exercised during the period by which the emergency situation declaration is extended are limited as follows—

**No Limitations**

Time when declaration made: 1230hrs

Date on which declaration made: 17 March 2011

This declaration has effect from 1500hrs 17 March 2011 and remains in force until—

(a) 1500hrs on 24 March 2011; or

(b) it is revoked under section 53 of the *Emergency Management Act 2005*;

This declaration of an extension of an emergency situation declaration is made under section 52 of the *Emergency Management Act 2005*.

KARL O'CALLAGHAN, State Emergency Co-ordinator.

Date: 17 March 2011.

FE402\*

**BUSH FIRES ACT 1954**  
 PROHIBITED BURNING PERIOD

Fire and Emergency Services Authority,  
Perth.

Correspondence No. 00111.

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Fire and Emergency Services Authority of Western Australia, hereby declare under Section 17(1) of that Act that it shall be unlawful to set fire to the bush in the Local Government district of the City of Rockingham during the period indicated in the schedule below. The declaration made under Section 17(1) of that Act, as published in the *Government Gazette* of 23 November 1999, is hereby revoked.

*Schedule*

Local Government	Zone	Prohibited Burning Period	Special Comm. Date
City of Rockingham	—	1 December—31 March	Nil

JO HARRISON-WARD, FESA Chief Executive Officer.

FE403\*

**BUSH FIRES ACT 1954**  
**TOTAL FIRE BAN DECLARATION**

Correspondence No. 12080.

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Fire and Emergency Services Authority of Western Australia, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 6 April 2011, for the local government districts of—

Albany, Beverley, Boddington, Brookton, Broomehill-Tambellup, Bruce Rock, Carnamah, Chapman Valley, Coorow, Corrigin, Cranbrook, Cuballing, Cunderdin, Dalwallinu, Dandaragan, Denmark, Dowerin, Dumbleyung, Esperance, Gnowangerup, Goomalling, Jerramungup, Katanning, Kellerberrin, Kent, Kojonup, Kondinin, Koorda, Kulin, Lake Grace, Merredin, Mingenew, Moora, Morawa, Mount Marshall, Mukinbudin, Mullewa, Narembreen, Town of Narrogin, Shire of Narrogin, Northam, Northampton, Nungarin, Perenjori, Pingelly, Plantagenet, Quairading, Ravensthorpe, Tammin, Three Springs, Trayning, Victoria Plains, Wagin, Wandering, West Arthur, Westonia, Wickiepin, Williams, Wongan-Ballidu, Woodanilling, Wyalkatchem, Yilgarn, York.

JO HARRISON-WARD, Chief Executive Officer,  
Fire and Emergency Services Authority.

## JUSTICE

JU401\*

**JUSTICES OF THE PEACE ACT 2004**  
**TERMINATIONS**

It is hereby notified for public information that the appointment of the following persons from the Office of Justice of the Peace for the State of Western Australia has been terminated pursuant to section 14 of the *Justices of the Peace Act 2004 (WA)*—

Robert John Allan formerly of Mole Creek, Tasmania  
 Jarl Andersson formerly of Jervis Bay, New South Wales  
 Elena Margarita Azmitia formerly of Kardinya  
 Gregory James Black formerly of New Ireland Province, Papua New Guinea  
 Alfred Cassidy formerly of Carine  
 Ann Lenore Cooper formerly of Orange, New South Wales  
 Miles Gerard Cooper formerly of Winthrop  
 John Francis Duncan formerly of Darlington  
 Peter George Foote formerly of Paraburdoo  
 Trudi Jane Gallo formerly of Norseman  
 Kevin Phillip Gillan formerly of Broome  
 Robert John Hanson formerly of Guilderton  
 Robert John Higson formerly of Woodvale  
 Lamis Ibrahim formerly of Dianella  
 Paula Kansky formerly of Charnwood, ACT  
 Yvonne Francis Kidd formerly of Port Hedland  
 Immanuel Stanislav Mensik formerly of Woollahra, New South Wales  
 Allan John Murdoch formerly of Thornlie  
 Gordon Henry Page formerly of Mount Claremont  
 Bradley Gerard Regts formerly of Kinross  
 Georgia Rosemary Smith formerly of Toodyay  
 Robert James Tailor formerly of Gladstone, Queensland  
 Ian Thomson formerly of Surrey, United Kingdom  
 William Edward Webber formerly of Balgo Hills, Halls Creek  
 Dascia Louise Weckert formerly of Grass Patch

RAY WARNES, Executive Director,  
Court and Tribunal Services.

JU402\*

**JUSTICES OF THE PEACE ACT 2004**  
**RESIGNATIONS**

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

John Luckhurst Bradford of Ascot  
 Dugald George Ferguson of Applecross  
 Diana James of Beresford

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

RAY WARNES, Executive Director,  
Court and Tribunal Services.

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## LOCAL GOVERNMENT

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LG401\*

**DOG ACT 1976**  
*Shire of Kellerberrin*  
APPOINTMENT

It is hereby notified for public information that the following persons have been appointed Poundkeeper under the *Dog Act 1976*—

- Mr Mark Silver

D. A. FRIEND, Chief Executive Officer.

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## MINERALS AND PETROLEUM

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MP401\*

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,  
Leonora WA 6438.

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

G. BENN, Warden.

To be heard by the Warden at Leonora on 10 June 2011.

**MT MARGARET MINERAL FIELD**  
PROSPECTING LICENCES

P 37/7494	Hawthorn Resources Limited
P 37/7495	Hawthorn Resources Limited
P 39/4521	Jackson, John Ronald
P 39/4912	Dixon; Trevor John

**NORTH COOLGARDIE MINERAL FIELD**  
PROSPECTING LICENCES

P 40/1147	Campbell, Roger David
	Hass, Neil William

MP402\*

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,  
Leonora WA 6438.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable for forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for non payment of rent.

G. BENN, Warden.

To be heard by the Warden at Leonora on 10 June 2011.

**MT MARGARET MINERAL FIELD**  
PROSPECTING LICENCES

P 37/7751	Australasian Gold Pty Ltd
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MP403\*

**MINING ACT 1978**  
**EXEMPTION OF LAND**  
 Extension of Period

The Minister for Mines and Petroleum, pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby extends the exemption granted on 9 April 2001 and published in the *Government Gazette* dated 20 April 2001 of all areas of land as described in the schedule hereunder (not being private land or land that is the subject of a mining tenement or an application therefore) from Divisions 1 to 5 of Part IV of the *Mining Act 1978*.

SCHEDULE

Location: Gnangara-South West Mineral Field

Area 1 (formerly Application for Mining Lease 70/773) 15.4 ha.

Area 2 (formerly Application for Mining Lease 70/774) 75.0 ha.

Area 3 (formerly Application for Mining Lease 70/775) 475.0 ha.

Area 4 (formerly Application for Mining Lease 70/778) 240.0 ha.

Area 5 (formerly Application for Mining Lease 70/779) 13.5 ha.

(Attached Schedule "A" is the Description for the above area and is shown designated S19/156 in the TENGRAPH electronic plan of the Department of Mines and Petroleum.)

Period of Extension: 9 April 2011 to 8 April 2013.

Dated at Perth this 8th day of April 2011.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

*Schedule 'A'*

AREA 1			AREA 2		
GDA 94 GRID COORDINATES			GDA 94 GRID COORDINATES		
ZONE	NORTHING(M)	EASTING (M)	ZONE	NORTHING(M)	EASTING (M)
50	6482508.612	400645.320	50	6483462.821	400256.084
50	6482509.874	400824.347	50	6483281.595	400008.879
50	6482189.967	400826.502	50	6483103.959	399780.557
50	6482186.730	400346.641	50	6483095.261	399645.803
50	6482506.634	400344.472	50	6482678.948	398848.150
50	6482508.612	400645.320	50	6483086.624	398635.346
			50	6483831.808	400063.156
			50	6483462.821	400256.084

AREA 3					
GDA 94 GRID COORDINATES					
ZONE	NORTHING(M)	EASTING (M)	ZONE	NORTHING(M)	EASTING (M)
50	6484677.375	400553.448	50	6485159.460	400053.098
50	6484448.824	400648.399	50	6484860.872	400090.651
50	6484383.702	399190.244	50	6484766.429	400125.883
50	6483453.998	399199.350	50	6484656.702	400127.357
50	6483427.027	398996.187	50	6484677.926	400371.940
50	6483551.348	398600.360	50	6484845.053	400367.024
50	6483548.694	398331.482	50	6485166.649	400393.470
50	6484297.460	398324.084	50	6485230.598	400309.468
50	6486396.794	398303.348	50	6485671.249	400273.869
50	6486411.880	398422.364	50	6485994.933	400258.204
50	6486421.624	399132.412	50	6486001.259	400553.765
50	6486432.457	399921.803	50	6485913.942	400601.641
50	6485313.136	400087.328	50	6485686.666	400592.784
			50	6484677.375	400553.448

AREA 4			AREA 5		
GDA 94 GRID COORDINATES			GDA 94 GRID COORDINATES		
ZONE	NORTHING(M)	EASTING (M)	ZONE	NORTHING(M)	EASTING (M)
50	6482593.409	397769.948	50	6482224.997	399640.749
50	6482052.352	397180.954	50	6481995.645	399295.019
50	6484260.879	395151.682	50	6482270.551	399112.633
50	6484802.062	395740.579	50	6482552.437	399537.543
50	6482593.409	397769.948	50	6482307.506	399506.703
			50	6482224.997	399640.749

## TRAINING

### TA401

#### VOCATIONAL EDUCATION AND TRAINING ACT 1996

CLASSIFICATION OF PRESCRIBED VOCATIONAL EDUCATION AND TRAINING QUALIFICATIONS  
Amendment to Western Australian *Government Gazette* 2009/225.

Under the *Vocational Education and Training Act 1996* section 60C, I, the Minister for Training and Workforce Development, classify the following—

#### Class B qualifications

No.	Qualification	Conditions	Training contract requirements				
			Title of apprentice under training contract	Nominal period (months) full time	Part time	School based	Other requirements
302.1	Certificate II in Hospitality SIT20207		Trainee	9	Y	SBT	Nominal term for school based traineeship is 18 months
307.1	Certificate II in Hospitality (Kitchen Operations) SIT20307		Trainee	9	Y	SBT	Nominal term for school based traineeship is 18 months

PETER COLLIER MLC, Minister for Training and Workforce Development.

Dated: 8 April 2011.

## TRANSPORT

### TN401\*

#### ROAD TRAFFIC ACT 1974

#### ROAD TRAFFIC (SPEED MEASURING EQUIPMENT) NOTICE 2011

Made by the Minister for Transport under section 98A.

#### 1. Citation

This notice may be cited as the Road Traffic (Speed Measuring Equipment) Notice 2011.

#### 2. Previous Approval Revoked

Under subsections 98A(2) and 98A(2a) of the *Road Traffic Act 1974* I revoke the previous approval in relation to the apparatuses mentioned at 3 below, which approval is gazetted on page 2287 of the *Government Gazette* dated 25 May 2010.

#### 3. Approval of laser apparatus for ascertaining speed

Under subsection 98A(2) of the *Road Traffic Act 1974* I approve as types of laser apparatus for ascertaining the speed at which a vehicle is moving—

- apparatuses that bear the name LTI 20/20 TruCAM; and
- apparatuses that bear the name LTI 20/20 TruSpeed.

TROY BUSWELL, Minister for Transport.

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## DECEASED ESTATES

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**ZX401****TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

George David William Fisher, late of 12A Weston Street, Maddington in the State of Western Australia, Storeman, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the deceased who died on 13 November 2010 are required by the Executor Robert John Butcher, to send particulars of their claim to them, care of Butcher Paull & Calder, 8th Floor, 231 Adelaide Terrace, Perth WA 6000 (Ref: TWH/20100809) within one (1) month, of the date of publication hereof after which date the Executors may convey or distribute the assets having regard to the claims of which they then have notice.

Dated 8 April 2011.

BUTCHER PAULL & CALDER, as solicitors for the Executors.

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**ZX402****TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Reginald Richard Reynolds, late of House 2, Whaling Station Road, Frenchman Bay, Western Australia.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 22 June 2010, are required by the trustee of the late Reginald Richard Reynolds of C/- Haynes Robinson Solicitors of PO Box 485, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

HAYNES ROBINSON.

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**ZX403\*****TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me, on or before 15 May 2011 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Cleal, Russell Francis late of 25 Vermont Street, Nollamara 6061 died 5 April 2009 (DE 19933086 EM13)

Deeley, Leslie Joseph late of 1/44 Mottlecah Way, Mirrabooka 6061 died 11 February 2011 (DE 19922944 EM37)

MacIntyre, Judith Anne late of 3 Sheriff Place, Armadale 6112 died 15 March 2011 (DE 19671472 EM13)

Steckis, Richard Anthony late of 108 Lymburner Drive, Hillarys 6025 died 18 January 2011 (DE 19991881 EM17)

Threadingham, Audrey Patricia late of Amberley Nursing Home, 30 Mell Road, Spearwood 6163 died 5 March 2011 (DE 32002740 EM32)

Wegner, Eileen late of Graceford Hostel, Turner Road, Byford 6122 died 8 March 2011 (DE 19712062 EM17)

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

ZX404\*

**PUBLIC TRUSTEE ACT 1941**  
ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the Public Trustee Act 1941 and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 15 April 2011.

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

<b>Name of Deceased</b>	<b>Address</b>	<b>Date of Death</b>	<b>Date Election Filed</b>
Irene Joy Stannard (DE19712748 EM16)	11 Harewood Place Marangaroo Western Australia	2 March 2011	11 April 2011
Phyllis Irene Wise (DE 19780136 EM26)	4 George Street Bridgetown Western Australia	16 February 2011	11 April 2011
Kevin Barnes (DE 19821679 EM26)	29/277 South Terrace South Fremantle Western Australia	22 September 2010	11 April 2011
Colin Gemmell (DE 19920051 EM36)	35 Boorthanna Crescent Newman Western Australia	3 May 2010	7 April 2011

WESTERN AUSTRALIA  
**LOCAL GOVERNMENT ACT 1995**

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