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— PART 1 —

AGRICULTURE AND FOOD

AG301*

Perth Market Act 1926

Perth Market Amendment By-laws 2010

Made by the Perth Market Authority and approved and confirmed by the Governor in Executive Council.

1. Citation

These by-laws are the *Perth Market Amendment By-laws 2010*.

2. Commencement

These by-laws come into operation as follows —

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

3. By-laws amended

These by-laws amend the *Perth Market By-laws 1990*.

4. By-law 13A amended

Delete by-law 13A(1) and (2) and insert:

- (1) A person must wear high visibility clothing that conforms with Australian/New Zealand Standard 4602-1999 “High Visibility Safety Garments” published by Standards Australia and Standards New Zealand in the public market —
 - (a) in an area of the market where; and
 - (b) in a period during which,

a vehicle is, in accordance with traffic signs erected by the Authority, permitted to be driven, or a forklift is permitted to be operated.

Penalty: a fine of \$400.

5. By-law 13 amended

In by-law 13 in the Penalty delete "\$200." and insert:

a fine of \$500.

6. By-law 19 amended

In by-law 19(1) in the Penalty delete "\$200." and insert:

a fine of \$250.

7. By-law 24 amended

In by-law 24(1) and (2) in the Penalty delete "\$200." and insert:

a fine of \$250.

8. By-law 25 amended

In by-law 25(1) and (2) in the Penalty delete "\$400." and insert:

a fine of \$500.

9. By-law 35 amended

In by-law 35(2) in the Penalty delete "\$200." and insert:

a fine of \$250.

10. By-law 36A amended

(1) Delete by-law 36A(2) and insert:

(2) A person must not drive a vehicle in the public market without being the holder of a current valid driver's licence, granted under the *Road Traffic Act 1974*, appropriate to the class of vehicle.

(2) Delete by-law 36A(3) and (4) and insert:

(3) A person who contravenes sub-by-law (1) or (2) commits an offence.

Penalty: a fine of \$800.

11. By-law 36B amended

In by-law 36B(2) in the Penalty delete “\$1 000.” and insert:

a fine of \$800.

12. By-law 36 amended

In by-law 36(2) and (3) in the Penalty delete “\$200.” and insert:

a fine of \$250.

13. By-law 37 amended

In by-law 37 in the Penalty delete “\$100.” and insert:

a fine of \$250.

14. By-law 38 amended

(1) In by-law 38(3) in the Penalty delete “\$200.” and insert:

a fine of \$250.

(2) In by-law 38(5) in the Penalty delete “\$100.” and insert:

a fine of \$250.

15. By-law 42B amended

In by-law 42B(3) in the Penalty delete “\$200.” and insert:

a fine of \$250.

16. Various penalties amended

In the provisions listed in the Table after “Penalty:” (each occurrence) insert:

a fine of

Table

bl. 9	bl. 10B(1) and (4)
bl. 10	bl. 11

bl. 12	bl. 13A(3)
bl. 14	bl. 15
bl. 16	bl. 17
bl. 18(1) and (2)	bl. 20
bl. 21	bl. 22(4)
bl. 23	bl. 26
bl. 26A(2)	bl. 39(2)
bl. 40(2)	bl. 41
bl. 44(2)	bl. 45(2)
bl. 46(2)	

17. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Prescribed offences and modified penalties

[bl. 13B]

Brief description of offence		Modified penalty
Section of Act		
s. 11A	Contravention of a notice referred to in section 11A of the Act	\$200
Provision of By-laws		
9	Entering or remaining in the public market except for or in connection with a lawful purpose connected with the public market	\$50
10B(1)	Entering or remaining in the public market without an access card or the prior consent of the Authority	\$50
10B(4)	Failing to produce an access card for inspection at the request of an inspector.....	\$50
11	Littering	\$50
12	Conducting, organising or taking part in an assembly or meeting in the public market without permission	\$50
13A(2)	Failing to wear high visibility clothing in areas of the public market when vehicles are permitted to be driven or forklifts operated	\$50
13	Smoking in a non-smoking area	\$100

	Brief description of offence	Modified penalty
16	Bill posting or writing on a building etc. without permission	\$40
17(a)	Bringing, keeping or consuming any alcoholic beverage in the public market without the prior written consent of the Authority	\$50
18	Obstructing roads or footways	\$50
19(1)	Bringing an animal into the public market (unless the animal is confined in a motor vehicle)	\$40
20	Interfering with or damaging Authority's property in the public market	\$200
21	Interfering, damaging or using without permission fire service or related equipment	\$200
22	Littering common areas adjacent to premises, failing to put receptacles out for collection at the place appointed by the Authority, placing liquid refuse in receptacle	\$50
23	Expectorating, urinating or defecating in the public market, other than in a toilet facility	\$200
24(1)	Soliciting business in the common area without the prior written consent of the Authority	\$50
24(2)	Soliciting business or causing or permitting business to be solicited for any purpose in or upon the premises of an occupier	\$50
25(1)	Selling of general produce by a non-occupier or agent	\$100
25(2)	Buying general produce when not on the premises of an occupier	\$100
35(2)	Delivery to, or collection from, the public market of general produce by vehicle outside of the periods permitted by the Authority for that purpose	\$50
36A(2)	Driving a vehicle in the public market without a valid driver's licence	\$50
36B	Failure by person driving a vehicle in the public market to produce driver's licence at the request of an inspector	\$50
36(2)	Causing or permitting a vehicle to enter, or depart from the public market other than at a place appointed for that use by the Authority	\$50
36(3)	Driving a vehicle in the public market contrary to a sign, line, notice or symbol of the Authority	\$50
37	Driving a vehicle in the public market at a speed in excess of that indicated by a sign erected by the Authority	\$50
38(3)	Parking or standing a vehicle contrary to regulation 38(3)	\$50
39(2)	Driver of a vehicle failing to comply with direction of inspector as to positioning of vehicle	\$50
40(2)	Driver of a vehicle failing to comply with direction of inspector as to parking, standing, etc. of vehicle	\$50

	Brief description of offence	Modified penalty
41	Removal of infringement notice from vehicle by a person, other than the driver of the vehicle	\$50
42B(3)	Offences related to the driving or operating of forklifts	\$50

Made by the Perth Market Authority by resolution adopted on 12 March 2010.

DAVID L. THOMAS, Chairperson.

MICHAEL F. DONNELLY, Manager.

Approved and confirmed by the Governor,

PETER CONRAN, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG101*

CORRECTION

LOCAL GOVERNMENT ACT 1995

City of Gosnells

LOCAL GOVERNMENT PROPERTY AMENDMENT LOCAL LAW 2011

We advise that the notices published in the *Government Gazette* No. 74 on Friday 6 May 2011, pp 1612-1613 and in No. 87 on Friday 27 May 2011, pp 1928-1929 created grammatical and punctuation errors in the principal local law.

The notice is now published to correct these errors in the form below, which does not change the context or content of the amendment local law as adopted by the City of Gosnells Council on 19 April 2011.

This notice was ratified by the Council on 24 May 2011.

D. HARRIS, Acting Chief Executive Officer.

LOCAL GOVERNMENT ACT 1995

City of Gosnells

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 *City of Gosnells* resolved on 19 April 2011 to make the following local law.

1. Citation

This local law is the *City of Gosnells 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 *City of Gosnells Local Government Property Local Law 2009* as published in the *Government Gazette* on 24 February 2009, is referred to as the principal local law. The principal local law is amended.

Clause 1.3 amended

In clause 1.3—

- (a) delete the definition “decency”;
- (b) in alphabetical order of the terms being defined, insert the definition—
“**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.

Clause 2.2 amended

In clause 2.2 insert a new subclause after subclause (7) to read—

- (8) A decision under subclauses (3) or (4) is not to be delegated by the Council.

Clause 2.8 amended

In clause 2.8, subclause (2)—

- (a) in paragraph (j) after the word “purpose,” insert the word “and”;
- (b) in paragraph (k) after the word “fishing” delete “; and” and insert “.”; and
- (c) delete paragraph “(l)”.

Clause 3.12 amended

In clause 3.12, subclause (1)—

- (a) in paragraph (a) after the word “permit,” insert the word “or”;
- (b) in paragraph (b) after the word “permit,” delete “; or” and insert “.”; and
- (c) delete paragraph “c”.

Clause 3.16 amended

In clause 3.16 delete paragraph (a) and substitute it with—

- (a) take reasonable steps to maintain law and order by all in attendance at any function for which the local government property has been hired;

Clause 4.6 amended

In clause 4.6—

- (a) delete the title and insert “Appropriate behaviour and adequate clothing”
- (b) in subclause (2) delete the words “secure decency” where they appear in the second line and insert the words “prevent indecent exposure”.

Clause 5.3 amended

Delete clause 5.3 and insert the following—

- 5.3 A Person, club, organisation or association conducting a function at an aquatic centre shall take reasonable steps to—
- (a) prevent overcrowding;
 - (b) ensure that no damage is done to the buildings or fencing or any other portion of an aquatic centre; and
 - (c) ensure that these local laws are observed by all competitors, officials and spectators attending the function.

Clause 5.5 amended

In clause 5.5 after the word “centre” where it appears on the second line, insert the words “to record or transmit an image”.

Clause 8.3 amended

- (a) delete “(1)” in reference to the first paragraph; and
- (b) in clause 8.3 delete subclause (2).

Clause 8.5 deleted

Delete clause 8.5.

Clause 8.6 amended

Delete the number “8.6” and insert “8.5” in the heading.

Schedule 1 amended

In Schedule 1—

- (a) delete reference to clause 4.6(1)(a);
- (b) insert 5.3 and include the text “Failure to meet responsibilities for conduct at a function” with a modified penalty of \$100;

— PART 2 —

AGRICULTURE AND FOOD

AG401*

PLANT DISEASES ACT 1914

APPOINTMENTS

Department of Agriculture and Food,
South Perth WA 6151.

I, the undersigned Minister for Agriculture and Food, being the Minister responsible for the administration of the *Plant Diseases Act 1914* hereby appoint the following officers as authorised inspectors under section 7A of the *Plant Diseases Act 1914* to carry out all the functions that may be performed by an inspector under that Act—

Julia May Carson

Elizabeth Jane Avann Venter

TERRY REDMAN MLA, Minister for Agriculture and Food.

CORRECTIVE SERVICES

CS401*

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
Bennett	Ronald James Dale	CS9-372	23/05/2011
Blair	Tracy Ann	CS11-674	23/05/2011
Cheeseman	Clayton Raymond	CS8-004	23/05/2011
Palelei	William	CS10-604	23/05/2011
Rudd	Christopher John	CS9-065	23/05/2011
Shilcock	Paul Harold	CS10-608	23/05/2011

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.

HEALTH

HE401***HEALTH SERVICES (QUALITY IMPROVEMENT) ACT 1994**
HEALTH SERVICES (QUALITY IMPROVEMENT) (APPROVED COMMITTEE)
ORDER (NO. 2) 2011

Made by the Director, Office of Safety & Quality (as delegate of the Minister for Health) pursuant to section 7(1) of the *Health Services (Quality Improvement) Act 1994*.

Citation

1. This order may be cited as the *Health Services (Quality Improvement) (Approved Committee) Order (No. 2) 2011*.

Commencement

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

Committee

3. The BreastScreen WA—Quality Improvement Committee established by the Commissioner for Health is an approved quality improvement committee for the purposes of the Act.

Expiry of order

4. This order expires three years after its commencement.

Dated this 26th day of May 2011.

Ms LYN DAVID, A/Director,
Office of Safety and Quality in Healthcare,
Performance Activity & Quality Division.

LANDS

LA401***TRANSFER OF LAND ACT 1893**
APPLICATION K743190

Take notice that Kevin Arthur Gill of Forest Hill, Mount Barker, has made application to be registered under the Act as proprietor of an estate in fee simple in possession in the land situated at Forest Hill in the Shire of Plantagenet, being—

Portion of Hay Location 11 on Deposited Plan 230404 containing 9396 m²,

Hay Location 17 on Deposited Plan 230403 containing 16.1874 ha,

Hay Location 22 on Deposited Plan 230403 containing 16.1874 ha,

Portion of Plantagenet Location 55 on Deposited Plan 230432 containing 2.8328 ha, and

Plantagenet Location 71 on Deposited Plan 230409 containing 8.0937 ha, together being the whole of the Land comprised in Memorial Book XXIX No.32

All persons other than the applicant claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge in the offices of Landgate on or before 21 June 2011 a caveat forbidding the land being brought under the operation of the Act.

BRUCE ROBERTS, Registrar of Titles.

LA402***TRANSFER OF LAND ACT 1893**
APPLICATION L447939

Take notice that Kerry William Gill and Timothy Samuel Gill both of 44 Elderfield Road, Waterford, have made application to be registered under the Act as proprietor of an estate in fee simple in possession in the land situated at Forest Hill in the Shire of Plantagenet, being—

Plantagenet Location 60 on Deposited Plan 230432 containing 7.6615 ha, and

Plantagenet Location 63 on Deposited Plan 230409 containing 12.1406 ha, together being the whole of the Land comprised in Memorial Book XXX No.181

All persons other than the applicants claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge in the offices of Landgate on or before 21 June 2011 a caveat forbidding the land being brought under the operation of the Act.

BRUCE ROBERTS, Registrar of Titles.

LOCAL GOVERNMENT

LG401*

TOWN OF KWINANA

APPOINTMENT OF RANGER—AUTHORISED PERSON/OFFICER

It is hereby notified for public information that effective from 30 May 2011 Tammy Westhousen is appointed as Ranger and authorised person/authorised officer of the Town of Kwinana, to exercise powers under—

Part XX of the Local Government (Miscellaneous Provisions) Act 1960; Section 449 of the Local Government Act (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger;

Part 9, Division 2 of the Local Government Act 1995;

Section 3.39 of the Local Government Act 1995 as an Authorised Person;

Section 9.13, 9.15 and 9.16 of the Local Government Act 1995 as an Authorised Person, and as Authorised Persons/Officers pursuant to the following—

Dog Act 1976 (as amended) and Regulations;

Control of Vehicles (Off Road Areas) Act 1978-1985 (as amended) and Regulations;

Litter Act 1979-1981 (as amended) and Regulations;

Bush Fires Act 1954 (as amended) and Regulations, as a Fire Control Officer;

Caravan Parks and Camping Grounds Act 1995 (as amended) and Regulations 1997;

All Town of Kwinana Local Laws.

The appointment provides the authority to make, lay and swear Prosecution Notices under the *Criminal Procedure Act 2004* on behalf of the Town of Kwinana under the abovementioned Acts, Regulations and Local Laws.

The previous appointment of David Vickery-Howe is cancelled.

NEIL HARTLEY, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

PETROLEUM ACT 1936

PARTIAL SURRENDER

On 19 April 2011 the Governor of the State of Western Australia consented to the partial surrender of the said part (as to area and depth) of Barrow Island Petroleum Lease 1H (as renewed) as described below.

Description of Surrendered Parts

Plan ID	Description	Area (sqm)	Depth (metres)	Block Number (pt)
1	Gorgon Permanent Operations Facility (<i>Land Administration Act 1997 Lease No. 33</i>)	35,520	200m below natural surface	5666(A)

Endorsed in the register on 20 May 2011.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA ROYAL ASSENT TO BILLS

It is hereby notified for public information that the Deputy Lieutenant Governor and Administrator has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Acts passed by the Legislative Council and the Legislative Assembly during the First Session of the Thirty-Eighth Parliament.

Title of Act	Date of Assent	Act No.
Road Traffic Amendment (Alcohol and Drug Related Offences) Act 2011	25 May 2011	14 of 2011
Criminal Investigation (Identifying People) Amendment Act 2011	25 May 2011	15 of 2011
Building Services (Complaint Resolution and Administration) Act 2011	25 May 2011	16 of 2011
Building Services Levy Act 2011	25 May 2011	17 of 2011

MALCOLM PEACOCK, Clerk of the Parliaments.

Date: 25 May 2011.

PLANNING

PL402*

PLANNING AND DEVELOPMENT ACT 2005 ADVERTISEMENT OF RESOLUTION TO PREPARE A LOCAL PLANNING SCHEME Shire of Broomehill-Tambellup Town Planning Scheme No. 3

Notice is hereby given that the local government of Broomehill-Tambellup on the 16th December 2010 passed the following Resolution—

Resolved that the local government in pursuance of part 5 of the Planning and Development Act 2005 (as amended) prepare the above Local Planning Scheme with reference to an area situated wholly within the Shire of Broomehill-Tambellup and enclosed within the inner edge of the blue border on a plan now produced to the Council of the Shire of Broomehill-Tambellup and marked and certified by the Chief Executive Officer under her hand as 'Scheme Area Map'.

Dated this 27th day of May 2011.

JOANNE TREZONA, Chief Executive Officer.

PL401*

PLANNING AND DEVELOPMENT ACT 2005 AMENDMENT TO INSTRUMENT OF DELEGATION DEL 2010/02 Powers of Officers

Notice of amendment to the instrument of delegation to officers of certain powers and functions of the Western Australian Planning Commission, as gazetted on 31 August 2010.

Preamble

Under section 16 of the *Planning and Development Act 2005* (the Act), the Western Australian Planning Commission (WAPC) may, by resolution published in the *Government Gazette*, delegate any function to a member, committee or officer of the WAPC or to a public authority or to a member or officer of a public authority.

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

Resolution under section 16 of the Act (delegation)

On 24 May 2011, pursuant to section 16 of the Act, the WAPC resolved—

- A. To increase expenditure limits applying to the exercise of delegated functions by officers identified in Column 2 of the table contained in the Schedule to this instrument to the

amounts shown in column 3 of that table in relation to the functions identified in Column 1 of that table;

- B. To amend the Instrument of Delegation DEL 2010/02 published in the *Government Gazette* on 31 August 2010 at pages 4197—4216 to give effect to that increase, as set out in the attached Schedule.

TONY EVANS, Secretary,
Western Australian Planning Commission.

Planning and Development Act 2005

INSTRUMENT OF DELEGATION

Schedule

Instrument of delegation amended

Schedule 6 to the instrument of delegation DEL 2010/02 Powers of Officers is amended by omitting item 6.4 and inserting instead—

Column 1	Column 2	Column 3
6.4 The calling of tenders, the awarding of contracts, and the appointment of consultants pursuant to section 15 of the Act, for activities to which a budget has been approved and allocated by the WAPC and subject to compliance in each case with State Supply Commission procedures.	<ul style="list-style-type: none"> Chairman of the WAPC Director General 15135.1 	<ul style="list-style-type: none"> Subject to a limitation of \$1,000,000. Function to be exercised having due regard to published WAPC policy
	<ul style="list-style-type: none"> Secretary of the WAPC WAPC Services Director 15255.1 Assistant Director General 15132.2 	<ul style="list-style-type: none"> Subject to a limitation of \$500,000. Function to be exercised having due regard to published WAPC policy

RACING, GAMING AND LIQUOR

RA401*

LIQUOR CONTROL ACT 1988

LIQUOR APPLICATIONS

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

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

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
14033	Zimzi Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Karawara and known as Burger Edge Waterford Plaza	29/05/2011
14040	The Sword Corporation Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Carabooda and known as The Leopard Lodge	27/06/2011
APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
374598	Cinbee Pty Ltd	Application to add, vary or cancel a condition of the Liquor Store licence in respect of premises situated in Myaree and known as Hanaro Mart Liquor & Grocery	05/07/2011

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

Dated: 27 May 2011.

B. A. SARGEANT, Director of Liquor Licensing.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims in respect of the estate of the late Murray Philip Williams who died on 5 January 2011 at 215 Sangley Loop, West Kalayaan, Subic Bay Freeport Zone, Philippines are requested to send particulars of their claims to the Executors, care of 24 Hampton Street, Kewdale, Western Australia within one month from the date of this notice after which date the executors may distribute the assets having regard only to the claims of which they have then had notice and the said Executors shall not be liable to any person of whose claim they have had no notice at any time of administration or distribution.

WESTERN AUSTRALIA

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