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— PART 1 —

PROCLAMATIONS

AA101*

WORKERS' COMPENSATION AND INJURY MANAGEMENT AMENDMENT ACT 2011

No. 31 of 2011

PROCLAMATION

Western Australia

*By His Excellency
Malcolm James McCusker,
Officer of the Order of Australia,
Queen's Counsel,
Governor of the State of Western Australia*

[L.S.]

M. J. McCUSKER
Governor

I, the Governor, acting under the *Workers' Compensation and Injury Management Amendment Act 2011* section 2(b) and with the advice and consent of the Executive Council, fix 1 December 2011 as the day on which Part 2 of that Act comes into operation.

Given under my hand and the Public Seal of the State on 1 November 2011.

By Command of the Governor,

SIMON O'BRIEN, Minister for Commerce.

JUSTICE

JU301*

Criminal Procedure Act 2004

Criminal Procedure Amendment Rules (No. 3) 2011

Made by the Judges of the Supreme Court.

1. Citation

These rules are the *Criminal Procedure Amendment Rules (No. 3) 2011*.

2. Commencement

These rules come into operation as follows —

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

3. Rules amended

These rules amend the *Criminal Procedure Rules 2005*.

4. Rule 25A inserted

At the end of Part 7 Division 1 insert:

25A. Consenting to orders and directions

- (1) This rule does not apply to an appeal, or an application for leave to appeal, made under the *Criminal Appeals Act 2004*.
- (2) The parties to a case may consent to the making of an order or direction in the case by lodging one or more documents that —
 - (a) set out the order or direction sought; and
 - (b) evidence each party's consent to the making of the order or direction.
- (3) A party may lodge a document under subrule (2) by fax or electronically in accordance with any practice direction made for the purposes of this rule.
- (4) A document lodged by fax or electronically is to be taken to have been lodged —
 - (a) if the whole document is received before 4.00 p.m. on a day when the court's registry is open for business, on that day;
 - (b) otherwise, on the next day when the court's registry is open for business.
- (5) If one or more documents are lodged under subrule (2), a judge or registrar, if satisfied that it is appropriate to make the order or direction, may make the order or direction —
 - (a) in the absence of an application for the order or direction; and
 - (b) without hearing the parties.
- (6) A registrar cannot make an order or direction under subrule (5) that would finally determine a prosecution.

Dated: 21 October 2011.

Judges' signatures:

Chief Justice MARTIN	Justice BEECH
Justice MURRAY	Justice NEWNES
Justice McKECHNIE	Justice MARTIN
Justice McLURE	Justice MURPHY
Justice PULLIN	Justice HALL
Justice HEENAN	Justice MAZZA
Justice Le MIERE	Justice CORBOY
Justice JENKINS	Justice ALLANSON
Justice SIMMONDS	Justice EDELMAN
Justice BUSS	

RACING, GAMING AND LIQUOR

RA301*

Liquor Control Act 1988

Liquor Control (Noonkanbah Restricted Area) Amendment Regulations (No. 2) 2011

Made by the Governor in Executive Council on the recommendation of the Minister for Racing and Gaming under section 175(1a) of the Act.

1. Citation

These regulations are the *Liquor Control (Noonkanbah Restricted Area) Amendment Regulations (No. 2) 2011*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Liquor Control (Noonkanbah Restricted Area) Regulations 2009*.

4. Regulation 3 amended

In regulation 3 in the definition of *Noonkanbah Aboriginal Community* delete paragraph (c) and insert:

- (c) Crown Lease 3114/576 (Lot 255),
and the portion of Crown Reserve 23226 bounded to
the north and south by Crown Lease 3114/576
(Lot 255).

Recommended by the Minister for Racing and Gaming

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

TREASURY AND FINANCE

TR301*

State Trading Concerns Act 1916

**State Trading Concerns (Authorisation)
Amendment Regulations (No. 2) 2011**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *State Trading Concerns (Authorisation) Amendment Regulations (No. 2) 2011*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *State Trading Concerns (Authorisation) Regulations 1998*.

4. Schedule 2 amended

- (1) In Schedule 2 Part 1 after the item relating to Boards of public hospitals insert:

Botanic Gardens and Parks Authority

- (2) In Schedule 2 Part 2 after the item relating to Boards of public hospitals insert:

Botanic Gardens and Parks Authority

The provision by the Botanic Gardens and Parks Authority of scientific, technical, educational, training, management or advisory services relating to the functions of the Botanic Gardens and Parks Authority.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

— PART 2 —

HEALTH

HE401*

HEALTH SERVICES (QUALITY IMPROVEMENT) ACT 1994
HEALTH SERVICES (QUALITY IMPROVEMENT) (APPROVED COMMITTEE)
ORDER (NO. 6) 2011

Made by the Director, Office of Safety and 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. 6) 2011*.

Commencement

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

Committee

3. The Clinical Review Committee established by the Perth Clinic Board of Directors 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 1st day of November 2011.

STUART DIGGINS, A/Director,
Office of Safety and Quality in Healthcare,
Performance Activity & Quality Division.

HE402

MENTAL HEALTH ACT 1996
MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS)
ORDER (NO. 4) 2011

Made by the Chief Psychiatrist under section 20 of the *Mental Health Act 1996*.

1. Citation

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Order (No. 4) 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) clause 3—on the day after that day.

3. Authorised mental health practitioner

The mental health practitioners specified in Schedule 1 to this order are designated as Authorised Mental Health Practitioners.

Schedule 1

Name	Profession
Ayrton, Rhys	Registered Mental Health Nurse
Dinsdale, Mathew	Registered Mental Health Nurse
Edmunds, Mark	Registered Mental Health Nurse
Gregory, Jean	Registered Mental Health Nurse
Hawke, Jennifer	Registered Mental Health Nurse
James, Lorinda	Registered Mental Health Nurse
Jewsbury, Cheryl	Registered Mental Health Nurse
Kelly, Jennifer	Social Worker
King, Suzanne	Registered Mental Health Nurse
Latchman, Krishna	Registered Mental Health Nurse
Lord, Lisa	Registered Mental Health Nurse
O'Brien, Belinda	Social Worker
Platje, Michelle	Registered Mental Health Nurse
Rassau, Anoushka	Registered Clinical Psychologist
Reid, Millicent	Registered Mental Health Nurse
Rolfe, Timothy	Registered Mental Health Nurse
Sandy, Jennifer Louise	Registered Mental Health Nurse
Steele, Rhiannon	Registered Mental Health Nurse
Walters, Calla	Registered Mental Health Nurse
Wildsmith, David	Occupational Therapist

Date: 3 November 2011.

Dr ROWAN DAVIDSON, Chief Psychiatrist,
Clinical Associate Professor (UWA).

MARINE/MARITIME

MA401*

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958
PROHIBITED SWIMMING AREA

Jurien Bay
Shire of Dandaragan

Department of Transport,
Fremantle WA,
8 November 2011.

Acting pursuant to the powers conferred by Regulation 10A.(b) of the *Navigable Waters Regulations 1958*, I hereby declare the following area to be a swimming prohibited area—

JURIEN BAY

All of those waters within a 100 metre radius of a central point at the end of the Public Jetty, located on the foreshore at the prolongation of Roberts Street, Jurien Bay are closed to swimming between 7.15pm and 8:15pm on Saturday 12th November 2011.

This area is set aside for safety measures during the set up and display of pyrotechnics associated with the Jurien Bay 2011 Blessing of the Fleet Festival.

RAYMOND BUCHHOLZ, Acting Marine Safety Operations Director,
Marine Safety,
Department of Transport.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Harvey

Town Planning Scheme No. 1—Amendment No. 92

TPS/0187

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Harvey local planning scheme amendment on 20 October 2011 for the purpose of—

1. Rezoning portion of Lot 20 and Lot 22, both forming part of Reserve 42582, Young Street and Rath Road, Harvey from Recreation reserve to Restricted Uses and no zone.
2. Reserving the balance of Lot 22 of Reserve 42582 Rath Road, Harvey from no zone to Recreation.
3. Introducing into Schedule No 8—Restricted Uses the following restricted land use designation being applied to the amendment area—

Reference	Street Locality	Particulars of Land	Only Use Permitted
R22	Young Street & Rath Road, Harvey	Portion of Lot 20 and portion of Lot 22	<u>Aged Persons Dwellings</u> 1. The subdivision / amalgamation of portion of Lot 20 and portion of Lot 22 and the development thereof shall generally be in accordance with a local structure plan, adopted by the Shire of Harvey and endorsed by the Western Australian Planning Commission.

P. F. MONAGLE, Shire President.
M. A. PARKER, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1219/41
SOUTH BULLSBROOK INDUSTRIAL PRECINCT

Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local government of Swan and is seeking public comment.

The amendment seeks to transfer approximately 428.97 ha of Rural zoned land to the Industrial zone in the MRS. The amendment also seeks to reserve and widen Stock Road as Other Regional Roads (ORR), and the adjustment of the associated Bush Forever (Site 296) Notification in the MRS.

The proposed Industrial zoning will allow for the staged primarily light industrial development of the land following a local scheme amendment, detailed structure planning and subdivision approval.

Display locations

The plans showing the proposed change and the WAPC's amendment report which explains the proposal, will be available for public inspection, free of charge from Tuesday 8 November 2011 to Friday 10 February 2012 at—

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Perth
- City of Fremantle
- City of Swan
- City of Wanneroo

Documents are also available from the PlanningWA website www.planning.wa.gov.au.

Submissions

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 41. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001; on or before 5 pm **Friday 10 February 2012**.
Late submissions will not be considered.

TONY EVANS, Secretary,
Western Australian Planning Commission.

PL501*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1218/41
KERALUP STAGE 1

Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local government of Rockingham and is seeking public comment.

The purpose of the amendment is to transfer approximately 109 ha of Lot 551 Vines Road, Keralup from the rural zone to the urban deferred zone and transfer approximately 5.7 ha of Lot 551 from the rural zone to the other regional roads reservation in the MRS.

Display locations

The plans showing the proposed change and the WAPC's amendment report which explains the proposal, will be available for public inspection, free of charge from Tuesday 4 October 2011 to Friday 20 January 2012 at—

- Western Australian Planning Commission, 140 William Street, Perth
- Department of Planning (Peel Region Office), 11-13 Pinjarra Road, Mandurah
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Rockingham
- City of Perth
- City of Fremantle

Documents are also available from the PlanningWA website www.planning.wa.gov.au.

Submissions

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 41. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001; on or before 5 pm **Friday 20 January 2012**.

Late submissions will not be considered.

TONY EVANS, Secretary,
Western Australian Planning Commission.

PL502*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1215/41
CARDUP INDUSTRIAL PRECINCT

Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local government of Serpentine-Jarrahdale and is seeking public comment.

The amendment seeks to transfer approximately 169 ha of Rural zoned land to the Industrial zone, generally bounded by the South Western Highway, rail reservation, Norman Road and Cardup Siding Road.

Display locations

The plans showing the proposed change and the WAPC's amendment report which explains the proposal, will be available for public inspection, free of charge from Tuesday 4 October 2011 to Friday 20 January 2012 at—

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Perth
- City of Fremantle
- Shire of Serpentine-Jarrahdale
- City of Armadale

Documents are also available from the PlanningWA website www.planning.wa.gov.au.

Submissions

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 41. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001; on or before 5 pm **Friday 20 January 2012**.

Late submissions will not be considered.

TONY EVANS, Secretary,
Western Australian Planning Commission.

RACING, GAMING AND LIQUOR

RA401***LIQUOR CONTROL ACT 1988****LIQUOR APPLICATIONS**

The following are applications received under the *Liquor Control Act 1988 (the Act)* that are 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			
14184	Apartment 60 Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Newman and known as Outback Travel Centre—Newman	29/11/2011
14172	The Tailor Made Spirits Company Pty Ltd	Application for the grant of a Wholesalers licence in respect of premises situated in Nedlands and known as The Tailor Made Spirits Company	21/11/2011
14181	The Bodega Group Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Perth and known as Dome Westralia Square	01/12/2011
14191	Conquest Corporate Pty Ltd	Application for the grant of a Tavern Restricted licence in respect of premises situated in Perth and known as CABO	30/11/2011
14199	Barrio Enoteca Pty Ltd	Application for the grant of a Small Bar licence in respect of premises situated in East Victoria Park and known as The Precinct Bar and Restaurant	24/11/2011
APPLICATIONS FOR THE REMOVAL OF A LICENCE			
376540	Apartment 60 Pty Ltd	Application for the grant of a Removal of a Tavern licence in respect of premises known as Capricorn Tavern currently situated on Great Northern Hwy Capricorn to new premises situated on the same Lot in Capricorn	29/11/2011
APPLICATIONS FOR EXTENDED TRADING PERMITS—LIQUOR WITHOUT A MEAL			
38820	Abroad Pty Ltd	Application for the grant of an ETP Liquor Without a Meal permit in respect of premises situated in Baskerville and known as Abroad	24/11/2011

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

Dated: 4 November 2011.

B. A. SARGEANT, Director of Liquor Licensing.

WORKCOVER

WC401*

WORKERS' COMPENSATION AND INJURY MANAGEMENT ACT 1981
WORKCOVER WA GOVERNING BODY APPOINTMENT INSTRUMENT (No. 1) 2011

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

1. Citation

This instrument may be cited as the *WorkCover WA Governing Body Appointment Instrument (No. 1) 2011*.

2. Nominee member of WorkCover WA's governing body appointed

Under section 95(1)(c)(ii) of the Act, Ms Linda Monica Morich is reappointed as a nominee member of the WorkCover WA's governing body for a period commencing on 30 December 2011 and expiring on 29 December 2014.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the Estate of Isobel Jean Hardman, late of Craigmont Nursing Home, Third Avenue East, Maylands, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of the abovenamed deceased, who died on the 20th day of March 2010, are required by the personal representative, Louis Robert Hardman, care of Corser & Corser, Lawyers, Level 4, 16 Irwin Street, Perth WA 6000 to send particulars of their claims to it by the 13th day of December 2011, after which date the personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.

Dated the 8th day of November 2011.

CORSER & CORSER, Lawyers.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Stephanie Clare Kennedy, late of 28 Barrett Street, Wembley in the State of Western Australia, Primary School Teacher, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 3 August 2011, are required by the Executor of care of Talbot Olivier, Level 8, Wesfarmers House, 40 The Esplanade, Perth in the said State to send particulars of their claims to Talbot Olivier by 30 December 2011, after which date the Executor may convey or distribute the assets, having regard only to the claims of which they then have notice.

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