



WESTERN AUSTRALIAN GOVERNMENT Gazette

ISSN 1448-949X

PRINT POST APPROVED PP665002/00041

2443



PERTH, TUESDAY, 12 JUNE 2012 No. 93

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 12.00 NOON

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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

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— PART 1 —

JUSTICE

JU301*

Supreme Court Act 1935

Supreme Court Amendment Rules 2012

Made by the Judges of the Supreme Court.

1. Citation

These rules are the *Supreme Court Amendment Rules 2012*.

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 14th day after that day.

3. Rules amended

These rules amend the *Rules of the Supreme Court 1971*.

4. Order 1 amended

In Order 1 rule 4C delete “registrar” and insert:

Principal Registrar

5. Order 4A amended

- (1) Delete Order 4A rule 26 and insert:

26. Consequences of case being on Inactive Cases List

- (1) If a case is on the Inactive Cases List, only these documents may be filed in the Court in relation to the case —
- (a) a summons for an order under rule 27(1);

- (b) a notice of discontinuance by the plaintiff under Order 23 rule 2;
 - (c) an application for leave made by the plaintiff or the defendant under Order 23 rule 2;
 - (d) a written consent under Order 43 rule 16 to the making of an order that would finally dispose of the case.
- (2) If the plaintiff or defendant in a case on the Inactive Cases List files an application for leave under Order 23 rule 2, the Court may grant leave under that rule even though the case has not been removed from that list.
- (3) If a written consent is filed under Order 43 rule 16 to the making of an order in a case on the Inactive Cases List that would finally dispose of the case, the Court may make the order even though the case has not been removed from that list.

(2) After Order 4A rule 28(3) insert:

- (4) Notwithstanding a case is dismissed under subrule (1) or (2) —
- (a) any party to the case may apply for an order for costs; and
 - (b) the Court may make an order as to costs.

6. Order 5 amended

(1) Delete Order 5 rule 2 and insert:

2. Writ for service outside WA, form of

A writ to be served outside the State shall be in the form of Form 3.

(2) Delete Order 5 rule 9 and insert:

9. Writ for service outside Australia, leave to issue needed

A writ for service outside Australia shall not be issued without the leave of the Court.

7. Order 7 amended

Delete Order 7 rule 3(3) and insert:

- (3) Without affecting the generality of subrule (1) —
- (a) a writ to be served within the jurisdiction may be issued as a concurrent writ with one to be served out of the jurisdiction; and
 - (b) a writ to be served out of the jurisdiction may be issued as a concurrent writ with one to be served within the jurisdiction.

8. Order 9A inserted

After Order 8 insert:

Order 9A — Interested non-parties**1. Term used: interested non-party**

In this Order —

interested non-party, in relation to a party to a case, means a person, other than a practitioner for the party, who —

- (a) provides funding or other financial assistance to the party for the purposes of conducting the case; and
- (b) exercises direct or indirect control or influence over the way in which the party conducts the case.

2. Parties to advise identity of interested non-parties

- (1) A party to a case must notify the Principal Registrar and each other party to the case of the identity of any person who is an interested non-party in relation to the party to the case.
- (2) The notice is to be given in writing as soon as is reasonably practicable after the person becomes an interested non-party in relation to the party to the case.

3. Duties of interested non-party

The duties to the Court of an interested non-party in relation to a party to a case are the following —

- (a) not to engage in conduct which is misleading or deceptive, or to aid, abet or induce such conduct, in connection with the conduct of the case;

- (b) to cooperate with the parties and the Court in connection with the conduct of the case;
- (c) to use reasonable endeavours to ensure that the goal in Order 1 rule 4A and the objects in Order 1 rule 4B are attained.

9. Order 9 amended

Delete Order 9 rule 3(2) and insert:

- (2) A writ served outside Australia in accordance with a contract shall not be deemed to have been duly served on the defendant by virtue of subrule (1) unless leave to serve the writ outside Australia has been granted under Order 10 rule 1 or 2.

10. Order 10 amended

- (1) In Order 10 rule 1A(2):
 - (a) delete “or notice of a writ”;
 - (b) delete “the Commonwealth of”.
- (2) Delete Order 10 rule 1A(3) and insert:
 - (3) Rules 9 to 11 do not apply to or in relation to the service of a writ on a person outside Australia under the convention referred to in Order 11A.
- (3) In Order 10 rule 1(1) delete “may, subject to rule 3,” and insert:

may
- (4) In Order 10 rule 2 delete “may, subject to rule 3,” and insert:

may
- (5) Delete Order 10 rule 3.
- (6) Delete Order 10 rule 4(1) and insert:
 - (1) An application for a grant of leave under rule 1 or 2 must be supported by an affidavit that states —
 - (a) that in the deponent’s belief, the plaintiff has a good cause of action; and
 - (b) where, outside Australia, the person to be served is or probably may be.

- (7) Delete Order 10 rules 5 and 6 and insert:

5. Time for appearance

- (1) An order made under this Order granting leave to serve a writ outside Australia must limit the time within which the person to be served can enter an appearance.
- (2) In fixing that limit, the Court must have regard to the place or country where the writ is to be served.
- (3) If the writ is to be served under the convention referred to in Order 11A, subrule (1) is subject to that Order.

- (8) Delete Order 10 rule 7 and insert:

7. Other documents, service of outside Australia

The Court may grant leave to serve a person outside Australia with any originating process, other than a writ, or with any summons, order or notice in any proceedings duly instituted, whether by writ of summons or otherwise, and rules 1A, 4 and 5, with any necessary changes, apply to such service.

- (9) Delete Order 10 rule 9(2), (3) and (4) and insert:

- (2) If leave is granted to serve a writ on a person in a foreign country and a convention about such service applies to the country and to Australia or this State, the notice may be served —
 - (a) through the judicial authorities of that country; or
 - (b) through a British or Australian diplomatic or consular agent in that country (subject to any provision of the convention as to the nationality of persons who may be so served).
- (3) If leave is granted to serve a writ on a person in a country and there is no such convention, the notice may be served —
 - (a) through the government of that country, if the government is willing to effect service; or
 - (b) through a British or Australian diplomatic or consular agent in that country except where service through such an authority is contrary to the law of that country.
- (4) A person who wishes to serve a writ by a method described in subrule (2) or (3) must lodge in the

Central Office a request for service of the writ by that method, together with a copy of the writ and an additional copy thereof for each person to be served.

- (10) In Order 10 rule 9(5) delete “notice” (each occurrence) and insert:

writ

- (11) In Order 10 rule 9(7) delete “for use out of the jurisdiction”.

- (12) In Order 10 rule 9(9) delete “a notice of”.

- (13) Delete Order 10 rule 10(1) and insert:

- (1) Subject to rule 9(9), to the following provisions of this rule and to any direction given by the Court as to the manner in which the writ shall be served or brought to the notice of the person, Order 9 rule 1 and Order 72 rule 4 apply in relation to the service of a writ, notwithstanding it is to be served outside Australia.

- (14) In Order 10 rule 10(3) delete “A writ or notice of a writ which is to be served out of the jurisdiction —” and insert:

A writ to be served outside Australia —

11. Order 11 amended

- (1) In Order 11 rule 2(4) delete “Court for use out of the jurisdiction.” and insert:

Court.

- (2) In Order 11 rule 3(5) delete “Court for use out of the jurisdiction.” and insert:

Court.

12. Order 12 amended

Delete Order 12 rule 7 and insert:

7. Setting aside writ etc. before appearance

A defendant to an action, at any time before entering an appearance in it, may serve notice of motion to —

- (a) set aside the writ or service of the writ on the defendant; or
- (b) discharge any order that granted leave to serve the writ on the defendant outside Australia.

13. Order 13 amended

In Order 13 rule 1(1)(a) delete “or notice of the writ”.

14. Order 18 amended

In Order 18 rule 3(4) delete “Order 10 except rule 3,” and insert:

Order 10,

15. Order 19 amended

In Order 19 rule 3(3) delete “except rule 3”.

16. Order 20 amended

In Order 20 rule 1:

- (a) delete “or notice of the writ,”;
- (b) delete “or notice” (second occurrence).

17. Order 43 amended

In Order 43 rule 2(2)(a) delete “the jurisdiction,” and insert:

Australia,

18. Order 60A amended

Delete Order 60A rule 4(2) and insert:

- (2) The appeal must be made to a master unless a judge orders otherwise.

19. Order 70 amended

In Order 70 rule 12(1) delete “Common Fund.” and insert:

Common Account established under the *Public Trustee Act 1941*.

20. Order 73 amended

- (1) Delete Order 73 rule 3.
- (2) Delete Order 73 rule 10(5) and insert:
 - (5) Order 10 rules 9, 10 and 11 apply to a citation issued pursuant to rule 8 as they apply to a writ.
- (3) In Order 73 rule 13(2) delete “or notice of the writ”.
- (4) Delete Order 73 rule 13(4) and insert:
 - (4) Before applying for leave under subrule (3), the plaintiff must file an affidavit proving due service of the writ and of the citation (if any).

21. Schedule 2 amended

- (1) In Schedule 2 Form 3 delete “*When the defendant to be served is outside the Commonwealth of Australia notice of the writ, and not the writ itself, is to be served upon him.*”.

Note: The heading to amended Form 3 is to read:

Writ of summons to be served outside WA

- (2) Delete Schedule 2 Form 4.
- (3) After Schedule 2 Form 43 insert:

44. Judgment by consent (O. 42 r. 1(2))

In the Supreme Court of Western Australia		No:
		Judgment by consent
Parties		Plaintiff Defendant
Judgment	In accordance with the consent of the parties, the Court orders — 1. 2.	
Judicial officer's signature	Judicial officer	Date:

22. References to “Commonwealth of Australia” amended

In the provisions listed in the Table delete “the Commonwealth of” (each occurrence).

Table

O. 5 r. 11(1)	O. 5 r. 11(2)
O. 5 r. 11(3)	O. 10 r. 1A(1)
O. 10 r. 1(1)	O. 10 r. 2
O. 11 r. 3(1)	O. 44A r. 4(2)

Dated:

Judges’ signatures:

Chief Justice MARTIN

Justice McKECHNIE

Justice NEWNES

Justice McLURE

Justice MARTIN

Justice PULLIN

Justice MURPHY

Justice HEENAN

Justice HALL

Justice Le MIERE

Justice MAZZA

Justice JENKINS

Justice CORBOY

Justice SIMMONDS

Justice PRITCHARD

Justice BUSS

Justice ALLANSON

Justice BEECH

Justice EDELMAN

LOCAL GOVERNMENT

LG301*

Local Government Act 1995

Local Government (Stirling - Change of Ward Boundaries) Order 2012

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

1. Citation

This order is the *Local Government (Stirling - Change of Ward Boundaries) Order 2012*.

2. Commencement

This order comes into operation as follows —

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

3. Terms used

In this order —

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

next election means the first ordinary election of the City of Stirling held after commencement day;

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

4. Change of ward boundaries — Balga Ward and Inglewood Ward in district of Stirling (s. 2.2(1)(c) of the Act)

- (1) On and from next election day, the boundaries of the Balga Ward in the district of Stirling are changed by excluding from the ward the land described in Schedule 1.
- (2) On and from next election day, the boundaries of the Inglewood Ward in the district of Stirling are changed by including in the ward the land described in Schedule 1.

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

In order to give effect to clause 4 —

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

Schedule 1 — Land to be excluded from the Balga Ward and included in the Inglewood Ward in the district of Stirling

[cl. 4]

All that portion of land bounded by lines starting from the intersection of the prolongation northerly of the northernmost eastern boundary of Lot 12580 (Reserve 35760), as shown on Diagram 56140 with the centreline of Reid Highway, a point on a present eastern boundary of the City of Stirling and extending generally westerly along that centreline to the centreline of Northwood Drive; thence generally southerly and generally southwesterly along that centreline and onwards to the centreline of Yirrigan Drive; thence generally southeasterly; generally northeasterly and generally easterly along that centreline and onwards to the centreline of Alexander Drive; thence generally northerly along that centreline to the prolongation westerly of the southern boundary of Widgee Road road widening, as shown on Diagram 55106; thence easterly to its southwestern corner, a point on a present eastern boundary of the City of Stirling and thence generally northeasterly and northerly along boundaries of that City to the starting point.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

LG302*

Local Government Act 1995

Local Government (Cuballing - Councillor Numbers) Order 2012

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

1. Citation

This order is the *Local Government (Cuballing - Councillor Numbers) Order 2012*.

2. Commencement

This order comes into operation as follows —

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

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

The number of offices of councillor on the council of the Shire of Cuballing is 6.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

MINERALS AND PETROLEUM

MP301*

Petroleum and Geothermal Energy Resources (Registration Fees)
Act 1967

Petroleum and Geothermal Energy Resources (Registration Fees) Amendment Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Petroleum and Geothermal Energy Resources (Registration Fees) Amendment Regulations 2012*.

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 2012.

3. Regulations amended

These regulations amend the *Petroleum and Geothermal Energy Resources (Registration Fees) Regulations 1990*.

4. Regulation 3 amended

In regulation 3 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 3(1)	\$987.00	\$1 125.00
r. 3(2)	\$987.00	\$1 125.00
r. 3(3)	\$4 932.00	\$5 622.00
r. 3(4)	\$987.00	\$1 125.00
r. 3(5)	\$4 932.00	\$5 622.00

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

MP302*

Petroleum Pipelines Act 1969

Petroleum Pipelines Amendment Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Petroleum Pipelines Amendment Regulations 2012*.

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 2012.

3. Regulations amended

These regulations amend the *Petroleum Pipelines Regulations 1970*.

4. Regulation 4B amended

In regulation 4B delete “\$108.00.” and insert:

\$123.00.

5. Third Schedule replaced

Delete the Third Schedule and insert:

Third Schedule — Fees

[r. 4]

Item	Purpose	Provision of Act	Fee (\$)
1.	Application for licence	s. 8(1)(j)	5 622.00
2.	Application for variation of licence	s. 15(2)(d)	1 125.00
3.	Registration of memorandum of transfer and name of transferee	s. 44(9)	112.00

Item	Purpose	Provision of Act	Fee (\$)
4.	Registration as licensee on devolution by operation of law	s. 45(2)	112.00
5.	Application by company licensee for registration of change of name	s. 45(3)	112.00
6.	Entry on memorial of registration of approval of dealing	s. 47(12)	112.00
7.	Inspection of register	s. 52(1)	23.00
8.	Copies of or extracts from the register or of or from an instrument certified by Minister	s. 53(2)	4.00
9.	Certificate by Minister as to entry, matter or things under the Act	s. 53(3)	56.00

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

MP303*

Petroleum (Submerged Lands) Registration Fees Act 1982

Petroleum (Submerged Lands) Registration Fees Amendment Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Petroleum (Submerged Lands) Registration Fees Amendment Regulations 2012*.

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 2012.

3. Regulations amended

These regulations amend the *Petroleum (Submerged Lands) Registration Fees Regulations 1990*.

4. Regulation 3 amended

In regulation 3 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 3(1)	\$987.00	\$1 125.00
r. 3(2)	\$987.00	\$1 125.00
r. 3(3)	\$4 932.00	\$5 622.00
r. 3(4)	\$987.00	\$1 125.00
r. 3(5)	\$4 932.00	\$5 622.00

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

MP304*

Petroleum (Submerged Lands) Act 1982

Petroleum (Submerged Lands) Amendment Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Petroleum (Submerged Lands) Amendment Regulations 2012*.

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 2012.

3. Regulations amended

These regulations amend the *Petroleum (Submerged Lands) Regulations 1990*.

4. Regulation 3 amended

In regulation 3 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 3(2)	\$3.50	\$4.00
r. 3(4)(a) and (b)	\$41.00	\$47.00
r. 3(5)(a) and (b)	\$41.00	\$47.00
r. 3(6)	\$1 724.00	\$1 966.00
r. 3(7)	\$82.00	\$94.00
r. 3(8)	\$9 886.00	\$11 270.00
r. 3(9)	\$13 228.00	\$15 080.00
r. 3(10)	\$13 228.00	\$15 080.00

5. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Prescribed fees

[r. 3(1)]

Column 1 Item	Column 2 Provision of Act	Column 3 Amount of prescribed fee (\$)
1.	s. 21(1)(f)	5 622.00
2.	s. 24(1)(a)	5 622.00
3.	s. 30(2)(c)	2 250.00

Column 1 Item	Column 2 Provision of Act	Column 3 Amount of prescribed fee (\$)
4.	s. 38A(2)(e)	2 250.00
5.	s. 38CA(2)(d)	2 250.00
6.	s. 38F(2)(d)	2 250.00
7.	s. 41(1)(e)	2 250.00
8.	s. 48(1)(a)	5 622.00
9.	s. 51(2)(e)	1 125.00
10.	s. 54(2)(d)	2 250.00
11.	s. 60B(2)(d)	5 622.00
12.	s. 60J(2)(d)	1 125.00
13.	s. 64(1)(f)	5 622.00
14.	s. 71(2)(e)	1 125.00
15.	s. 79(2)	112.00
16.	s. 79(3)(b)	112.00
17.	s. 86(1)	23.00
18.	s. 87(3)	56.00
19.	s. 111(2)(d)	1 125.00
20.	s. 141	123.00

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

MP305*

Petroleum and Geothermal Energy Resources Act 1967

Petroleum and Geothermal Energy Resources Amendment Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Petroleum and Geothermal Energy Resources Amendment Regulations 2012*.

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 2012.

3. Regulations amended

These regulations amend the *Petroleum and Geothermal Energy Resources Regulations 1987*.

4. Regulation 3 amended

In regulation 3 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 3(2)	\$3.50	\$4.00
r. 3(4)(a) and (b)	\$41.00	\$47.00
r. 3(5)(a) and (b)	\$41.00	\$47.00
r. 3(6)	\$82.00	\$94.00
r. 3(7)	\$9 886.00	\$11 270.00
r. 3(8)	\$13 228.00	\$15 080.00

5. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Prescribed fees

[r. 3(1)]

Column 1 Item	Column 2 Provision of Act	Column 3 Amount of prescribed fee (\$)
1.	s. 31(1)(f)	5 622.00
2.	s. 34(1)(a)	5 622.00
3.	s. 37A(2)(e)	1 125.00
4.	s. 40(2)(c)	2 250.00
5.	s. 43B(1)(f)	5 622.00
6.	s. 43F(3)(d)	2 250.00
7.	s. 48A(2)(e)	2 250.00
8.	s. 48CA(3)(d)	2 250.00
9.	s. 48F(2)(d)	2 250.00
10.	s. 51(1)(e)	2 250.00
11.	s. 58(1)(a)	5 622.00
12.	s. 61(2)(e)	1 125.00
13.	s. 64(2)(d)	2 250.00
14.	s. 73(2)	112.00
15.	s. 73(3)(b)	112.00
16.	s. 80(1)	23.00
17.	s. 81(3)	56.00
18.	s. 105(2)(d)	1 125.00
19.	s. 137(a)	1 966.00

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

— PART 2 —

CONSUMER PROTECTION

CP401*

CO-OPERATIVES ACT 2009

ISSUE OF CERTIFICATE OF REGISTRATION TO A CORPORATION

Notice is hereby given that on 21 May 2012, pursuant to section 26(a) of the Act, a certificate of registration was issued to—

LIQUOR BARONS CO-OPERATIVE LIMITED

WILL MORGAN, Deputy Registrar of Co-operatives.

HEALTH

HE401*

HEALTH SERVICES (QUALITY IMPROVEMENT) ACT 1994

HEALTH SERVICES (QUALITY IMPROVEMENT) (APPROVED COMMITTEE) ORDER (NO. 4) 2012

Made by the Director, Office of Safety and Quality in Healthcare (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. 4) 2012*.

Commencement

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

Committee

3. Medical Quality Committee established by St John of God Hospital Murdoch Governing Body 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 June 2012.

AMANDA LING, Director,
Office of Safety and Quality in Healthcare,
Performance Activity & Quality Division.

LOCAL GOVERNMENT

LG401*

DOG ACT 1976*Shire of Quairading*

APPOINTMENTS

It is hereby notified for public information that pursuant to the provisions of the *Dog Act 1976*, the following persons have been appointed—

Authorised Persons—

Graeme Ashley Fardon
Anthony John Merillo

Troy James Newick
 Robert James Maynard
 Brian Kevin Peacock
 Stephen Charles Thomas
 Matthew Sharpe
 Daniel William Birleson

Dog Registration Officers—

Graeme Ashley Fardon
 Anthony John Merillo
 Janice Leeanne Clemens
 Hollie Rachelle Smith
 Emilie Claire Tompsett

Pound Keepers—

Matthew Sharpe
 Daniel William Birleson
 Robert James Maynard
 Brian Kevin Peacock

All previous authorisations are hereby revoked.

GRAEME A. FARDON, Chief Executive Officer.

Dated: 31 May 2012.

LG402*

LOCAL GOVERNMENT ACT 1995

Shire of Waroona

APPOINTMENT OF AUTHORISED PERSONS

It is hereby notified for public information that Sarah Elizabeth Cope, Tracy Anne Warlaw, Trevor Pitcher and Grayson Robert Hindmarsh have been appointed as authorised officers in accordance with the following legislation—

Dog Act 1976 and Regulations
 Cat Act 2011
 Litter Act 1979 and Regulations
 Bush Fires Act 1954 and Regulations
 Control of Vehicles (Off-road Areas) Act 1978 and Regulations
 Local Government Act 1995
 Local Government (Miscellaneous Provisions) Act 1960
 Dog Local Laws
 Bushfire Local Laws
 Local Government Property Local Laws
 Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law
 Fencing and Tennis Court Floodlighting Local Laws

Bobbi Debrah Anne Wethall and Mark Lewin Tamblyn previous appointments are hereby cancelled.

IAN CURLEY, Chief Executive Officer.

LG403*

CITY OF KALGOORLIE-BOULDER

APPOINTMENTS

The City of Kalgoorlie-Boulder wishes to advise for public information the appointment of Tanya Lee Darnell and Jeffrey Craig Page as authorised officers to operate within the City of Kalgoorlie-Boulder to enforce the following Acts, Regulations and Local Laws effective immediately—

- Local Government Act 1995
- Local Government (Miscellaneous Provisions) Act 1960
- Dog Act 1976 and Regulations
- Litter Act 1979 and Regulations
- Bush Fires Act 1954 and Regulations—(Bush Fire Control Officer)
- Bush Fires (Infringements) Regulations 1978

- Control of Vehicles (Off-road Areas) Act 1978 and Regulations
- Caravan Parks and Camping Grounds Act 1995 and Regulations
- City of Kalgoorlie-Boulder Local Laws

The City of Kalgoorlie-Boulder also wishes to advise the cancellation of Perry Halley as an authorised officer.

D. S. BURNETT, Chief Executive Officer.

MARINE/MARITIME

MA401*

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

Swan River

Royal Perth Yacht Club

Department of Transport,
Fremantle WA, 12 June 2012.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close the following area of water to swimming between 7:15pm and 8:30pm on Sunday 17 June 2012—

Royal Perth Yacht Club, Swan River

All the waters within a 150 metre radius around the firing barge, located approximately 300 metres north of the Royal Perth Yacht Club at a position approximately 32° 58.936'S 115° 49.527'E.

PETER BEATTIE, Acting Marine Safety Operations Director,
Marine Safety,
Department of Transport.

MINERALS AND PETROLEUM

MP401*

DANGEROUS GOODS SAFETY ACT 2004

APPROVED CODES OF PRACTICE

The following codes of practice were approved by the Minister for Mines and Petroleum in accordance with section 20 of the *Dangerous Goods Safety Act 2004*.

The list is a consolidated list of all approved codes of practice that have been approved since proclamation of the Act. Those entries starting with an asterisk (*) are newly approved codes of practice.

The codes of practice are available for public inspection at the offices of the Resources Safety Division of the Department of Mines and Petroleum at 303 Sevenoaks Street, Cannington WA 6107.

The codes of practice published by the Department, the National Occupational Health and Safety Commission and the National guidance notes supporting the COAG agreement of 25 June 2004 can also be accessed via the Department's website at www.dmp.wa.gov.au/resourcessafety

Department of Mines and Petroleum, Resources Safety Division

Storage and handling of Dangerous Goods—code of practice

Safe storage of solid ammonium nitrate—code of practice

Western Australian Outdoor Fireworks—code of practice

*Western Australian Theatrical Fireworks—code of practice

National Occupational Health and Safety Commission

National Code of Practice for the Control of Major Hazard Facilities [NOHSC: 2016 (1996)]

National guidance notes supporting the COAG agreement of 25 June 2004 against terrorism use of ammonium nitrate

*Ammonium nitrate guidance note No.1—Transport

*Ammonium nitrate guidance note No.2—Storage

*Ammonium nitrate guidance note No.3—Agricultural Use

Australian Explosives Industry and Safety Group Inc.

*Code of Practice—Mobile Processing Unit

Australian Explosives Manufacturers Safety Committee (AEMSC) Code of Good Practice—Precursors For Explosives Edition 1—1999

Code of Practice—Elevated Temperature and Reactive Ground Version 1.1 March 2007

*Code of Practice—Prevention and Management of blast generated NO_x gases in surface blasting

*Code of Practice—Blast guarding in an open cut mining environment

Australian Standards

AS 1020 The control of undesirable static electricity

AS 1210 Pressure vessels

AS 1345 Identification of the contents of pipes, conduits and ducts

AS 1375 SAA industrial fuel-fired appliances code

AS 1530.4 Methods for fire tests on building materials, components and structures—Fire-resistance test of elements of construction

AS/NZS 1596 The storage and handling of LP Gas

AS/NZS 1677.2 Refrigerating systems—Part 2: Safety requirements for fixed applications

AS 1692 Steel tanks for flammable and combustible liquids

AS 1697 Installation and maintenance of steel pipe systems for gas

AS 1716 Respiratory protective devices (not new just re-ordered)

AS/NZS 1768 Lightning protection

AS/NZS 1850 Portable fire extinguishers—classification, rating and performance testing

AS/NZS 1851 Maintenance of fire protection equipment (all Parts)

AS 1894 The storage and handling of non-flammable cryogenic and refrigerated liquids

AS 1915 Electric equipment for explosive atmospheres—Battery operated vehicles

AS 1939 Degrees of protection provided by enclosures of electrical equipment (IP code)

AS 1940—(2004 edition) The storage and handling of flammable and combustible liquids (note that subsection 11.2(b) of AS 1940 does not apply as it is in conflict with Regulation 73—“Fire Protection” of the Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007)

AS/NZS 2022 Anhydrous ammonia—Storage and handling

AS/NZS 2106 Methods for the determination of the flashpoint of flammable liquids (closed cup)

AS 2118 Automatic fire sprinkler systems

AS 2337 Gas cylinder test stations (all parts)

AS 2359 Powered industrial trucks (all parts), including part 12 Hazardous areas

AS 2441 Installation of fire hose reels

AS 2507 The storage and handling of agricultural and veterinary chemicals

AS 2714 The storage and handling of hazardous chemical materials—Division 5.2 substances (organic peroxides)

AS 2832 Guide to cathodic protection of metals (all parts)

*AS 2865 Confined spaces

AS 2885 Pipelines—Gas and liquid petroleum (all parts)

AS 2896 Medical gas systems—Installation and testing of non-flammable medical gas pipeline systems

AS/NZS 2906 Fuel containers—Portable—plastic and metal

AS/NZS 2927 The storage and handling of liquefied chlorine gas

AS 3780 The storage and handling of corrosive substances

AS/NZS 3788 Pressure equipment—In-service inspection

AS/NZS 3833 The storage and handling of mixed classes of dangerous goods in packages and intermediate bulk containers

AS 3873 Pressure equipment—Operation and maintenance

AS 3961 The storage and handling of liquefied natural gas

AS 3978 Non-destructive testing—visual inspection of metal products and components

AS 4041 Pressure piping

- AS/NZS 4081 The storage and handling of liquid and liquefied polyfunctional isocyanates
- AS 4289 Oxygen and acetylene gas reticulation systems
- AS 4326 The storage and handling of oxidizing agents (note that AS 4326 is not applicable to solid ammonium nitrate. For the safe storage of solid ammonium nitrate please refer to the DMP code of practice)
- AS 4332 The storage and handling of gases in cylinders
- AS/NZS 4452 The storage and handling of toxic substances
- AS/NZS 4681 Storage and handling of Class 9 (miscellaneous) dangerous goods
- AS 4745 Code of practice for handling combustible dusts
- AS4839 The safe use of portable and mobile oxy-fuel gas systems for welding, cutting, heating and allied processes
- AS 4971 Inspection and integrity monitoring of large steel vertical petroleum storage tanks
- AS 4976 The removal and disposal of underground petroleum storage tanks
- AS 4977 Petroleum products—Pipelines, road tanker compartment and underground tank identification
- AS 4979 Flammable and combustible liquids—Precautions against electrostatic ignition during tank vehicle loading
- *AS/NZS 5026 The storage and handling of Class 4 dangerous goods
- AS 5092 CNG refuelling stations
- AS/NZS ISO 31000 Risk management—Principles and guidelines
- AS/NZS 60079.10.1 Explosive atmospheres—Classification of areas—Explosive gas atmospheres
- AS/NZS 60079 Electrical apparatus for explosive gas atmospheres (all parts)
- AS 61508 Functional safety of electrical/electronic/programmable electronic safety-related systems (all parts)
- AS IEC 61511.1 Functional safety—Safety instrumented systems for the process industry sector—Framework, definitions, systems, hardware and software requirements
- AS IEC 61511.2 Functional safety—Safety instrumented systems for the process industry sector—Guidelines for the application of AS IEC 61511.1
- AS IEC 61511.3 Functional safety—Safety instrumented systems for the process industry sector—Guidance for the determination of the required safety integrity levels

Asia Industrial Gases Association

- *AIGA 051/08 Code of Practice—Phosphine
- *AIGA 050/08 Code of Practice—Arsine
- *AIGA 020/05 Code of Practice—Nitrous oxide
- *AIGA 022/05 Code of Practice—Acetylene
- *AIGA 068/10 Carbon dioxide

American Petroleum Institute (USA)

- *API RP 521 Guide for pressure relieving and depressuring systems
- API 579-1/ASME FFS-1 Fitness-For-Service
- API RP580 Risk-based inspection
- API RP581 Risk-based inspection technology
- API 620 Design and Construction of Large, Welded, Low-Pressure Storage Tanks
- API 650 Welded Steel Tanks for Oil Storage
- API 652 Lining of Aboveground Petroleum Storage Tank Bottoms
- API 653 Tank Inspection, Repair, Alteration and Reconstruction
- API RP 752 Management of hazards associated with location of process plant permanent buildings
- *API RP 753 Management of Hazards associated with location of process plant portable buildings

Steel Tank Institute (USA)

- *SP001 Standard for the inspection of aboveground storage tanks
- *R931 Double-walled steel aboveground storage tanks for installations instructions

Underwriters Laboratories (USA)

- *UL 142 Standard for steel aboveground tanks for flammable and combustible liquids
- UL 971 Standard for Nonmetallic Underground Piping For Flammable Liquids

Petroleum Industry Contractors Association (Australia)

- RP 001 Recommended Practices for Installation of Underground Liquid Storage Systems.

SIMON L. J. RIDGE, Chief Dangerous Goods Officer,
(A/Executive Director of the Resources Safety Division
of the Department of Mines and Petroleum).

PLANNING

PL101*

*CORRECTION***PLANNING AND DEVELOPMENT ACT 2005**
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Stirling

Local Planning Scheme No. 3—Amendment No. 16

It is hereby notified for public information that the notice under the above Amendment No. 16 published at page 1777 of the *Government Gazette* No. 65 dated 27 April 2012, contained an error, which is now corrected as follows—

For the words: Rezoning Lot 1 (No. 2) Walter Road, Inglewood from ‘Service Station’ to ‘Residential R60’.

Read: Amending the Scheme Map accordingly.

S. JARDINE, Chief Executive Officer.

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Lake Grace

Local Planning Scheme No. 4—Amendment No. 1

Ref: TPS/0729

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 Lake Grace local planning scheme amendment on 16 May 2012 for the purpose of—

1. Reclassifying the unconstructed portion of the Boulton Street road reserve between the eastern boundary of Lot 166 Dewar Street and the Dewar Street road reserve, Lake Grace from ‘No Zone’ to ‘Service Commercial’ zone.
2. Amending the Scheme Map accordingly.

L. W. ARMSTRONG, Shire President.
S. K. FLETCHER, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
GREATER BUNBURY REGION SCHEME AMENDMENT 0016/57
Omnibus No. 1—Anomalies Amendment
Notice of Approved Amendment

File: RLS/0122

The Minister for Planning has approved, as advertised and as modified, the abovementioned amendment to the Greater Bunbury Region Scheme (GBRS). The amendment is shown on Western Australian Planning Commission plan numbers 1.7160, 1.7162, 1.7164 (as advertised) and 1.7161/1, 1.7163/1 (as modified) and is effective from the date of publication of this notice in the *Government Gazette*.

The purpose of the Amendment is to update various zones and reservations in the GBRS area in relation to Government and landowner proposals, rationalisation of zoning and reservation anomalies to match cadastral boundaries and generally to ensure the GBRS is kept up-to-date as the statutory region plan for Greater Bunbury.

Copies of the report on submissions on the amendment are available for public inspection from Tuesday, 12 June 2012 to Tuesday, 26 June 2012 at the following locations—

- Western Australian Planning Commission, 140 William Street, Perth
- Department of Planning, 61 Victoria Street, Bunbury
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- Municipal offices of the City of Bunbury and the Shires of Capel, Dardanup and Harvey

Documents are also available from the WAPC’s website www.planning.wa.gov.au.

NEIL THOMSON, Secretary,
Western Australian Planning Commission.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Armadale
Town Planning Scheme No. 4—Amendment No. 64

Ref: TPS/0697

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Armadale local planning scheme amendment on 31 May 2012 for the purpose of modifying Schedule 13B—Development Contribution Plans—Development Contribution Plan No. 3 as follows—

1. Delete the words “Arterial Roads” in Clause 3.6.3 Specified Works.
2. Replace Arterial Drainage and Water Management item (7)(e) in Clause 3.6.3 with the following—
 - (e) A contribution to the cost of providing pre and/or post development water quality data, monitoring and Water Management initiatives as specified in the Infrastructure Cost Schedule.
3. Insert the following under item (8) Community and Recreation Facilities in Clause 3.6.3—
 - (h) 100% of the cost of building a combined sporting pavilion / community building on the proposed open space in the area known as Structure Plan (SP) East, including, but not limited to, change rooms, ovals, toilets, storage, community meeting spaces, car parking, a playground, landscaping, irrigation, earthworks and site fill minus any probable or received grant funding, and any contribution obtained from the Department of Education for a shared oval facility as specified in the Infrastructure Cost Schedule.
4. Insert the following under item (11) in Clause 3.6.3—

Keane Road between Skeet Road and Anstey Road—

 - (a) A 33% contribution to the total cost of constructing this section of Keane Road, including any roundabouts and/or traffic management devices.
If environmental approval is not granted for the construction of Keane Road, then the City is required to refund the contributions paid by subdividers towards the construction of Keane Road (together with any interest earned), with the exception of the roundabout at Skeet Road and Keane Road.
5. Insert the following under item (12) in Clause 3.6.3—

Balannup Road between the southern boundary of Lot 5000 Reilly Road and Ranford Road—

 - (a) 100% of the total cost to acquire any road widenings for the ultimate road reserve for Balannup Road.
 - (b) 100% of the total cost of constructing the full earthworks, one carriage way and all structures, including a culvert, shared path, pedestrian crossings over Balannup Drain and a roundabout at the intersection of Reilly Road.
6. Insert the following under item (6) in Clause 3.6.3—
 - (d) A contribution towards the cost of shared paths within Lot 5000 Reilly Road and Skeet Road between Keane Road and Ranford Road as identified in the adopted Infrastructure Cost Schedule.
7. Insert the following under item (13) in Clause 3.6.3—

Reilly Road between the existing cul-de-sac of Reilly Road and Balannup Road—

 - (a) 100% of the total cost of constructing the full earthworks, one carriage way and all structures including shared path, roundabout, traffic calming devices and associated road pavement tie in.
8. Insert the following under item (14) in Clause 3.6.3—

Skeet Road—

 - (a) 100% of the cost of constructing Skeet Road, the full earthworks, one carriage way and all structures (including roundabouts) between Keane Road and the northern boundary of the proposed primary school in the area referred to as Structure Plan (SP) East, minus a 50% contribution from the Department of Education for the portion(s) of Skeet Road directly abutting the proposed primary school site and high school site.
 - (b) 100% of the cost of constructing the Skeet Road culverts, pedestrian crossings, associated road pavement tie in, and pavement reconstruction between the southern boundary of Lot 5000 Reilly Road and the existing Skeet Road pavement adjacent to Lot 515 Skeet Road.
 - (c) 100% of the cost of fencing along the Skeet Road reserve abutting Lots 171, 67 and 65 Skeet Road, Forrestdale.
 - (d) 100% of the total cost of constructing a roundabout at the intersection of Skeet Road and Reilly Road including the cost to acquire any road widenings for the ultimate road reserve.

H. A. ZELONES, Mayor.
R. S. TAME, Chief Executive Officer.

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			
14406	Jangs Kitchen and Cleaning Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Dampier and known as Thai Lanna Restaurant	12/07/2012
14442	Matunda Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Leederville and known as Amani Wine Bar	5/07/2012
14440	Silas Suresh Masih	Application for the grant of a Restaurant licence in respect of premises situated in Denmark and known as Pepper and Salt Restaurant	16/07/2012
14438	NTR Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Morley and known as Blue Myth	8/07/2012
14433	Old Valley Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Lowden and known as Preston Vale Vineyard	12/07/2012
14450	Western Experiences Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Carbanup and known as Hidden Valley Forest Retreat	10/07/2012
14445	B.A.R.S. Holdings WA Pty Ltd	Application for the grant of a Small Bar licence in respect of premises situated in Perth and known as Bar Lafayette	15/07/2012
14448	Norman Madigan & Rosa Madigan	Application for the grant of a Tavern licence in respect of premises situated in Henty and known as Ferguson Farmstay	18/07/2012
14446	Ashley Bernard Keffe and Kathryn Anne Keffe	Application for the grant of a Producer's licence in respect of premises situated in Henty and known as Green Door Vineyard & Winery	11/07/2012
14454	Woolworths Limited	Application for the grant of a Liquor Store licence in respect of premises situated in South Fremantle and known as Dan Murphy's South Fremantle	11/07/2012
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
39448	Northbridge Enterprises Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing Extended Hours in respect of premises situated in Northbridge and known as The Deen Hotel	03/07/2012

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

Dated: 8 June 2012.

B. A. SARGEANT, Director of Liquor Licensing.

TOURISM

TX401*

WESTERN AUSTRALIAN TOURISM COMMISSION ACT 1983
APPOINTMENTS

It is hereby notified for general information that the Governor in Executive Council has, in accordance with Section 5 of the *Western Australian Tourism Commission Act 1983*, approved the following reappointments and appointments to the Western Australian Tourism Commission (trading as Tourism Western Australia) Board of Commissioners—

Mr Stephen Wicks for a further term of office expiring on 30 June 2013.

Mr Howard Cearns for a further term of office expiring on 30 June 2014.

Mr Nathan Harding for a term of office commencing on 1 July 2012 and expiring on 30 June 2013.

Ms Diane Smith-Gander for a term of office commencing on 1 July 2012 and expiring on 30 June 2015.

Mr Richard Vaughan for a term of office commencing on 1 July 2012 and expiring on 30 June 2015.

Mr Peter Prendiville for a term of office as Chairman commencing on 1 July 2012 and expiring on 31 August 2013.

Dr KIM HAMES MLA, Minister for Tourism.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Rodney James Brown, late of Apartment 1402, 7 River Street, South Yarra, Victoria, Banker, 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 12 December 2011, are required by the Trustees ANZ Trustees Limited ACN 006 132 332 of Level 42, 55 Collins Street, Melbourne VIC 3000 to send particulars of their claims to them by 24 July 2012 after which date the Trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

WESTERN AUSTRALIA

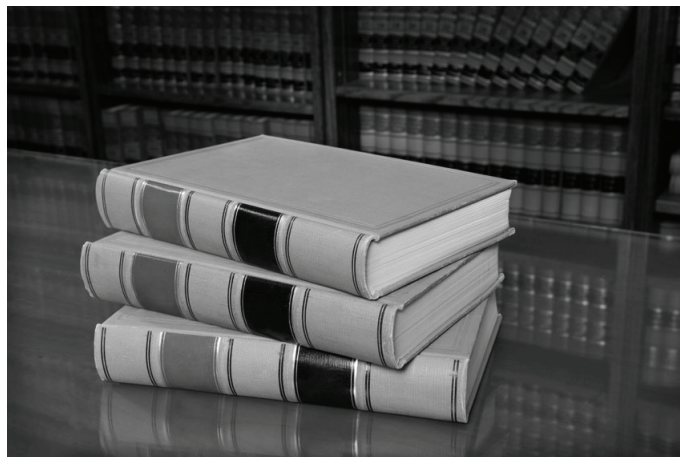
**FAIR TRADING (RETIREMENT VILLAGES
CODE) REGULATIONS 2009*****Price: \$10.70 plus postage**

* Prices subject to change on addition of amendments.



WESTERN AUSTRALIA

LAW ALMANAC 2012



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(plus postage)**

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