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— PART 1 —

PROCLAMATIONS

AA101***BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007**

No. 23 of 2007

PROCLAMATION

Western Australia
By His Excellency
Malcolm James McCusker,
Companion of the Order of Australia,
Commander of the Royal Victorian Order,
Queen's Counsel,
Governor of the State of Western Australia
M. J. McCUSKER
Governor

[L.S.]

I, the Governor, acting under the *Biosecurity and Agriculture Management Act 2007* section 2(1) and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which sections 27 to 32, 36 to 39 and 43 and Part 2 Division 5 of that Act come into operation.

Given under my hand and the Public Seal of the State on 2 October 2012.

By Command of the Governor,

D. T. REDMAN, Minister for Agriculture and Food.

AA102***ABORIGINAL AFFAIRS PLANNING AUTHORITY ACT 1972**

No. 24

PROCLAMATION

Western Australia
By His Excellency
Malcolm James McCusker,
Companion of the Order of Australia,
Commander of the Royal Victorian Order,
Queen's Counsel,
Governor of the State of Western Australia
M. J. McCUSKER
Governor

[L.S.]

I, the Governor, acting under the *Aboriginal Affairs Planning Authority Act 1972* section 25(1)(c) on the recommendation of the Minister for Indigenous Affairs and with the advice and consent of the Executive Council, declare that the land described in Schedule 1 shall cease to be reserved for persons of Aboriginal descent.

Given under my hand and the Public Seal of the State on 2 October 2012.

By Command of the Governor,

P. COLLIER, Minister for Indigenous Affairs.

Schedule 1

1. Reserve no. 9656, comprising—

- (a) Lot 2 on Plan 122438, being the land described in qualified certificate of Crown land title volume 3009 folio 916; and
- (b) Lot 10 on Plan 89410, being the land described in qualified certificate of Crown land title volume 3009 folio 917; and

- (c) Lot 17 on Plan 144199, being the land described in qualified certificate of Crown land title volume 3009 folio 918; and
- (d) Lot 49 on Plan 210314, being the land described in qualified certificate of Crown land title volume 3009 folio 919; and
- (e) Lot 100 on Plan 92277, being the land described in qualified certificate of Crown land title volume 3059 folio 391; and
- (f) Lot 73 on Plan 180410, being the land described in qualified certificate of Crown land title volume 3059 folio 370, and being Reserve no. 33542.

ENVIRONMENT

EV301*

Environmental Protection Act 1986

Environmental Protection (Diesel and Petrol) Amendment Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Environmental Protection (Diesel and Petrol) 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 the day after that day.

3. Regulations amended

These regulations amend the *Environmental Protection (Diesel and Petrol) Regulations 1999*.

4. Regulation 1 amended

In regulation 1 delete “(*Diesel and Petrol*)” and insert:

(*Petrol*)

5. Regulation 3 amended

- (1) In regulation 3(1) delete the definitions of:

ASTM

AVSR additive

fuel

IP

- (2) In regulation 3(1) insert in alphabetical order:

ASTM followed by a designation refers to the standard test method of that designation, as amended from time to time, published by the standards development organisation known as ASTM International;

fuel means —

- (a) petrol; or
- (b) any substance that is used as a substitute for petrol; or
- (c) any substance that is supplied or represented as petrol or as a substance that is used as a substitute for petrol;

petrol blend means a product that consists of a petroleum or shale product mixed with ethanol;

prescribed blended petrol means petrol that contains at least 4% of ethanol by volume but no more than 10% of ethanol by volume;

summer means a period that begins at the start of 15 October in any year and ends at the end of 15 April in the following year;

- (3) In regulation 3(1) in the definition of *petrol* delete “product” and insert:

product, or petrol blend,

6. Regulation 3A amended

Delete regulation 3A(b) and insert:

- (b) diesel;

7. Regulation 3B replaced

Delete regulation 3B and insert:

3B. Exemption where state of emergency has been declared

- (1) A fuel supplier or a fuel distributor does not commit an offence under regulation 9(1) if the fuel supplier or fuel distributor supplies or uses petrol that does not conform with the specification in that regulation at a place in the State during a period when an order is in force under the *Fuel, Energy and Power Resources Act 1972* section 43 declaring that a state of emergency exists in —
 - (a) the whole State; or
 - (b) a part of the State that includes the place at which the petrol is supplied or used.
- (2) A fuel supplier does not commit an offence under any of the following (the *relevant provision*) —
 - (a) regulation 10(2);
 - (b) regulation 11(2) or (3),

if the fuel supplier supplies or uses petrol that does not conform with the specification set out in the relevant provision during a period when an order is in force under the *Fuel, Energy and Power Resources Act 1972* section 43 declaring that a state of emergency exists in the Perth area, in any part of the Perth area or in the whole State.

8. Part 2 deleted

Delete Part 2.

9. Regulations 7 and 8 deleted

Delete regulations 7 and 8.

10. Regulation 9 amended

Delete regulation 9(1) and insert:

- (1) A fuel supplier or a fuel distributor who supplies or uses petrol at a place in the State commits an offence if the methyl tertiary-butyl ether in the petrol is more than 0.10% volume by volume.

Note: The heading to amended regulation 9 is to read:

Methyl tertiary-butyl ether in petrol

11. Regulations 10 to 13 replaced

Delete regulations 10 to 13 and insert:

10. Reid Vapour Pressure of petrol supplied in Perth area during summer: until 15 April 2016

- (1) This regulation applies until the end of 15 April 2016.
- (2) A fuel supplier commits an offence if —
 - (a) during a period of 30 consecutive days that is entirely during summer, the fuel supplier supplies or uses petrol at a place in the Perth area; and
 - (b) the average Reid Vapour Pressure of the petrol over that 30-day period, calculated under subregulation (3), is —
 - (i) for petrol (other than prescribed blended petrol) — more than 67 kPa; or
 - (ii) for prescribed blended petrol — more than 74 kPa.
- (3) For the purposes of subregulation (2)(b), the average Reid Vapour Pressure of petrol supplied or used by a fuel supplier over a period of 30 consecutive days is the average of the Reid Vapour Pressure (ascertained in accordance with regulation 19) of at least 4 samples, taken on separate days at regular intervals in that 30 days, of the petrol supplied or used by the fuel supplier in that time.

11. Reid Vapour Pressure of petrol supplied in Perth area during summer: from 15 October 2016

- (1) This regulation applies on and after 15 October 2016.
- (2) A fuel supplier commits an offence if —
 - (a) the fuel supplier supplies or uses petrol at a place in the Perth area during summer; and
 - (b) the Reid Vapour Pressure of the petrol supplied or used is —
 - (i) for petrol (other than prescribed blended petrol) — more than 64 kPa; or
 - (ii) for prescribed blended petrol — more than 71 kPa.
- (3) A fuel supplier commits an offence if —
 - (a) the fuel supplier supplies or uses petrol (other than prescribed blended petrol) at a place in the Perth area during a month in summer; and

- (b) the monthly volumetric average Reid Vapour Pressure of the petrol in the month during which the petrol is supplied or used, calculated under subregulation (4), is more than 62 kPa.
- (4) For the purposes of subregulation (3)(b), the monthly volumetric average Reid Vapour Pressure of petrol in a particular month is to be calculated as follows —
- (a) a sample is to be taken from each batch of the petrol supplied or used during the month by the fuel supplier;
 - (b) the Reid Vapour Pressure of each sample taken is to be ascertained using the same standard test method prescribed by regulation 19;
 - (c) the Reid Vapour Pressure of each sample taken is to be multiplied by a fraction that is equal to the volume of petrol in the batch from which the sample was taken divided by the total volume of petrol supplied or used in the relevant month;
 - (d) the figures calculated under paragraph (c) for each sample of petrol are to be added together.
- (5) For the purposes of subregulations (3) and (4) —
- (a) if petrol is supplied or used during the period that begins at the start of 15 October and ends at the end of 31 October in any year — a reference in those subregulations to a month is taken to be a reference to that period; and
 - (b) if petrol is supplied or used during the period that begins at the start of 1 April and ends at the end of 15 April in any year — a reference in those subregulations to a month is taken to be a reference to that period.

12. Part 4 heading replaced

Delete the heading to Part 4 and insert:

Part 4 — Record keeping and testing requirements

13. Regulations 15 and 16 replaced

Delete regulations 15 and 16 and insert:

16. Duties of fuel suppliers as to petrol products

- (1) In this regulation —
- petrol product* means any product (for example, unleaded petrol or premium unleaded petrol) that consists of petrol.

- (2) A fuel supplier commits an offence if the fuel supplier does not, for each petrol product supplied or used by the fuel supplier at a place in the State —
 - (a) ensure that analyses and calculations are conducted in relation to the petrol product in accordance with this regulation; and
 - (b) keep a record of the results of those analyses and calculations in accordance with regulation 14.
- (3) An analysis of each petrol product must be conducted in respect of each batch of the petrol product entered for home consumption.
- (4) An analysis under subregulation (3) must —
 - (a) determine the amount of methyl tertiary-butyl ether in the petrol product in accordance with the standard test method prescribed by regulation 18; and
 - (b) if the petrol product is supplied or used in the Perth area during summer — determine the Reid Vapour Pressure of the petrol product in accordance with a standard test method prescribed by regulation 19.
- (5) If, before the end of 15 April 2016, a fuel supplier supplies or uses a petrol product in the Perth area during summer, the average Reid Vapour Pressure of the petrol product for each consecutive period of 30 days during summer must be calculated in accordance with regulation 10(3).
- (6) If, on or after 15 October 2016, a fuel supplier supplies or uses a petrol product (other than a petrol product consisting of prescribed blended petrol) in the Perth area during summer, the monthly volumetric average Reid Vapour Pressure of the petrol product for each month in summer must be calculated in accordance with regulation 11(4).

14. Regulations 17 to 19 replaced

Delete regulations 17 to 19 and insert:

17. Fuel warranties

- (1) A person who supplies fuel to another person must, if the other person is —
 - (a) a fuel distributor; or
 - (b) a person who supplies fuel to a fuel distributor,

give that other person a written warranty that the fuel has been supplied in accordance with these regulations.

- (2) A person who supplies fuel is not required to give such a warranty in respect of regulation 9(1), 10(2) or 11(2) or (3) if, by reason of regulation 3B, the person was not required to comply with those regulations when supplying the fuel.
- (3) A person who does not comply with subregulation (1) commits an offence.
- (4) A person who gives a warranty that fuel has been supplied in accordance with these regulations when in fact the fuel has not been so supplied commits an offence.

18. Measuring methyl tertiary-butyl ether

For the purposes of these regulations the amount of methyl tertiary-butyl ether in any petrol is the amount determined in accordance with ASTM D4815.

19. Measuring Reid Vapour Pressure

For the purposes of these regulations the Reid Vapour Pressure of petrol is to be determined in accordance with any of the following standard test methods —

- (a) ASTM D323;
- (b) ASTM D5190;
- (c) ASTM D5191.

15. Regulation 22 deleted

Delete regulation 22.

16. Schedule 1 amended

- (1) In Schedule 1 in the Table delete “Northam (shire)” and insert:

Northam

- (2) In Schedule 1 in the Table delete “Northam (town)”.

17. Schedules 2 and 3 deleted

Delete Schedules 2 and 3.

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

MARINE/MARITIME

MA301*

Western Australian Marine Act 1982

**Western Australian Marine (Infringements)
Amendment Regulations 2012**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Western Australian Marine (Infringements) 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 November 2012.

3. Regulations amended

These regulations amend the *Western Australian Marine (Infringements) Regulations 1985*.

4. Regulation 3A inserted

After regulation 2 insert:

3A. Terms used

In these regulations, unless the contrary intention appears —

Act means the *Western Australian Marine Act 1982*;

Department means the Department principally assisting the Minister in the administration of the Act.

5. Schedule 2 replaced

Delete Schedule 2 and insert:

Schedule 2 — Forms

[r. 4]

1. Infringement notice

Part 1

<i>Western Australian Marine Act 1982, s. 132(1)</i> Infringement notice		Infringement notice no.:	
		Date of service:	
TO:	<input type="checkbox"/>	Surname/ Company name and ACN	
		Other names	
		Address	
		Date of birth	Male/Female
		<input type="checkbox"/> Tick if this notice is addressed to the above person as the owner of the vessel described below.	
<i>or</i> TO:	<input type="checkbox"/>	The owner of the vessel described below (whose identity is not known and cannot immediately be ascertained).	
Vessel	Vessel name:	Reg. no.:	Reg. expiry date:
	Vessel type:	Length (metres):	No. persons onboard:
	Construction material:		Colour:
	Engine type: <input type="checkbox"/> Inboard <input type="checkbox"/> Outboard	Engine make:	Kw/Hp:
Alleged offence	Date	Time	
	Place		
	Legislation		
	Provision		
	Details of offence		
Authorised person issuing notice	Name		
	Authorised person no.		
	Signature		

Alleged offence	Date		Time	
	Place			
	Legislation			
	Provision			
	Details of offence			
Authorised person withdrawing notice	Name			
	Authorised person no.			
	Signature			
Withdrawal of infringement notice <i>[*Delete whichever is not applicable]</i>	<p>The above infringement notice issued against you for the above alleged offence has been withdrawn.</p> <p>If you have already paid the modified penalty for the alleged offence, you are entitled to a refund.</p> <p>* Your refund is enclosed.</p> <p><i>or</i></p> <p>* If you have paid the modified penalty but a refund is not enclosed, you may claim your refund by completing Part 2 of this notice and sending it to the address below.</p>			

Part 2 (detachable)

Withdrawal no: _____	
Claim for refund	<p>I claim a refund for the modified penalty paid in accordance with the infringement notice that was withdrawn by this notice of withdrawal.</p> <p>_____</p> <p><i>(Name)</i></p> <p>_____ ____/____/____</p> <p><i>(Signature)</i> <i>(Date)</i></p> <p>Detach this Part and send to: <i>[Insert details of designated officer]</i></p>

3. Notice requiring identification of person in charge of vessel

Part 1

<i>Western Australian Marine Act 1982, s. 133(2)</i>		Notice no:
Notice requiring identification of person in charge of vessel		Date:
TO:	Name	
	Address	

Vessel	Vessel name:	Reg. no.:	Reg. expiry date:
	Vessel type:	Length (metres):	No. persons onboard:
	Construction material:		Colour:
	Engine type: <input type="checkbox"/> Inboard <input type="checkbox"/> Outboard	Engine make:	Kw/Hp:
Alleged offence	Date		Time
	Place		
	Legislation		
	Provision		
	Details of offence		
TAKE NOTICE	<p>You are the registered owner of the vessel described above.</p> <p>It is alleged that the offence described above was committed while the vessel described above was in charge of a person whose identity is not known and cannot immediately be ascertained.</p> <p>You, as the registered owner, are required to identify the person who was in charge of the vessel at the time when the offence described above is alleged to have been committed.</p> <p>If, within 21 days after the date of service of this notice, you do not —</p> <ul style="list-style-type: none"> • inform the Department, by completing Part 2 of this notice, of the identity and address of the person who was in charge of the vessel described above at the time the offence described above is alleged to have been committed; or • satisfy the Department that the vessel described above had been stolen or unlawfully taken, or was being unlawfully used, at the time when the offence described above is alleged to have been committed, <p>you will, in the absence of proof to the contrary, be deemed to be the person who was in charge of the vessel at the time when the offence described above is believed to have been committed.</p>		
Authorised person issuing notice	Name		
	Authorised person no.		
	Signature		

Part 2 (detachable)

Notice no. _____					
Identity of person in charge of vessel	<p>I, _____ <i>(Name)</i></p> <p>am the registered owner of the vessel described in this notice. At the time the offence described in this notice is alleged to have been committed, the following person was in charge of the vessel.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%; padding: 2px;">Name</td> <td style="padding: 2px;">_____</td> </tr> <tr> <td style="padding: 2px;">Address</td> <td style="padding: 2px;">_____ _____</td> </tr> </table> <p>_____/____/____ <i>(Signature of registered owner)</i> <i>(Date)</i></p> <p>Detach this section and send to: <i>[Insert details]</i></p> <p style="text-align: center;">Refer to infringement notice no. _____</p>	Name	_____	Address	_____ _____
Name	_____				
Address	_____ _____				

4. Certificate as to authorised person other than inspector

<p>Certificate as to authorised person other than inspector</p> <p style="text-align: center;"><i>Western Australian Marine Act 1982, s. 134(1)</i></p> <p>TO WHOM IT MAY CONCERN</p> <p>_____</p> <p><i>(Name)</i></p> <p>not being an inspector, is an authorised person for the purposes of the <i>Western Australian Marine Act 1982</i> sections 132 and 133.</p> <p style="text-align: right;">_____ Chief Executive Officer</p> <p>_____ <i>(Signature of authorised person)</i></p> <p>Appointment no. _____</p>

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

— PART 2 —

CORRECTIVE SERVICES

CS401*

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Commissioner of the Department of Corrective Services has issued the following persons with a Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Issue Date
Clarke	Peter	AP 0605	15/09/2012

This notice is published under section 15P of the *Prisons Act 1981*.

TILLIE PROWSE, Manager,
Acacia Prison Service Agreement.

Date 25 September 2012.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

PILBARA TRAP MANAGED FISHERY MANAGEMENT PLAN 1992

Determination

Determination of the capacity of the Pilbara Trap Managed Fishery for the 2013 licensing period.

I, Stuart Smith, Director General of the Department of Fisheries, as CEO in accordance with clause 14 (1) of the *Pilbara Trap Managed Fishery Management Plan 1992*, having taken into account advice from the Director of Research and consulted with Pilbara Trap Managed Fishery licence holders, consider it appropriate to do so and do hereby determine the capacity of the Pilbara Trap Managed Fishery shall be limited to 5456 trap days for the period commencing 1 January 2013 and ending 31 December 2013.

STUART SMITH, Director General,
as Chief Executive Officer.

Dated this 2nd day of October 2012.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994

PROHIBITION ON COMMERCIAL FISHING (SHOALWATER ISLANDS MARINE PARK) AMENDMENT ORDER 2012

Order No. 5 of 2012

FD 1620/98 [1076]

Made by the Minister under section 43.

1. Citation

This order is the *Prohibition on Commercial Fishing (Shoalwater Islands Marine Park) Amendment Order 2012*.

2. Order amended

The amendments in this instrument are to the *Prohibition on Commercial Fishing (Shoalwater Islands Marine Park) Order 2010*.

3. Clause 3 replaced

Delete clause 3 and insert—

Prohibition on commercial fishing

- (1) A person must not fish for a commercial purpose by any means in the waters of the Shoalwater Islands Marine Park.
- (2) Subclause (1) does not apply in respect of the General Use Area.

4. Clause 4 replaced

Delete clause 4 and insert—

Exceptions to prohibition

- Subclause 3(1) does not apply to a person who—
- (a) holds a commercial fishing licence; and
- (b) engages in an activity specified in Schedule 6.

5. Schedule 5 replaced

Delete Schedule 5 and insert—

Schedule 5—General Use Area

All waters of the Shoalwater Islands Marine Park that are not waters described in Schedules 2, 3, or 4.

6. Schedule 6 replaced

Delete Schedule 6 and insert—

Schedule 6—Permitted Commercial Fishing Activities

1. Fishing for abalone, in the waters of the Shoalwater Bay Special Purpose Area (Wildlife Conservation), in accordance with and under the authority of the *Abalone Management Plan 1992*;
2. Fishing for coral or live rock in the Shoalwater Bay Special Purpose Area (Wildlife Conservation) in the manner specified in the *Prohibition on Fishing (Coral, 'Live Rock' and Algae) Order 2007*;
3. Fishing for crab, in the waters of the Shoalwater Bay Special Purpose Area (Wildlife Conservation), in accordance with and under the authority of the *Warnbro Sound (Crab) Management Plan 1995*;
4. Fishing for marine aquarium fish, in the waters of the Shoalwater Bay Special Purpose Area (Wildlife Conservation), in accordance with and under the authority of the *Marine Aquarium Fish Management Plan 1995*;
5. Fishing for rock lobster, in the waters of the Shoalwater Bay Special Purpose Area (Wildlife Conservation) and the Murray Reef Special Purpose Area (Scientific Reference), in accordance with an authorisation permitting commercial fishing for rock lobster;
6. Fishing for specimen shell, in the waters of the Shoalwater Bay Special Purpose Area (Wildlife Conservation), in accordance with and under the authority of the *Specimen Shell Fishery Management Plan 1995*;
7. Fishing by line, other than by troll line, longline or dropline, from a licensed fishing boat, in the waters of the Shoalwater Bay Special Purpose Area (Wildlife Conservation), in accordance with and under the authority of -
 - (a) the *Mackerel Managed Fishery Management Plan 2011*; or
 - (b) the *West Coast Demersal Scalefish (Interim) Management Plan 2007*;
8. Fishing by line for squid or cuttlefish in the waters of the Shoalwater Bay Special Purpose (Wildlife Conservation) Area in accordance with a fishing boat licence.

Dated this 2nd day of October 2012.

NORMAN MOORE, Minister for Fisheries.

HEALTH

HE401***MENTAL HEALTH ACT 1996**

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) ORDER (NO. 3) 2012
 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. 3) 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) 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
Albanis, David	Social Worker
Brosnan, Karen M	Registered Mental Health Nurse
Carmichael, Alistair	Registered Mental Health Nurse
Khaleque, Doyel	Occupational Therapist
Ludwig, Schiane	Occupational Therapist
O'Neill, Rachel	Registered Mental Health Nurse
Perera, Darshini	Registered Mental Health Nurse
Robinson, Sarah J	Registered Mental Health Nurse
Singer, Jeremy	Clinical Psychologist
Tamatoa, Shelley J	Registered Mental Health Nurse
Watson, Nathalie	Social Worker
Delaney, James	Registered Mental Health Nurse
Rankin, Karen	Registered Mental Health Nurse

Dr ROWAN DAVIDSON, Chief Psychiatrist.

Date: 4 Oct 2012.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004

APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Alan John Bedwell of 5 Saga Court, Coo loongup

RAY WARNES, Executive Director, Court and Tribunal Services.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954

Shire of Menzies

APPOINTMENTS

In accordance with Section 38 of the *Bush Fires Act 1954*, the Shire of Menzies advises that the following appointments have been made by Council—

Chief Bush Fire Control officer Mr Brian Howson

Deputy Chief Bush Fire Control Officer Mr Peter Crawford

All other previous appointments to these positions are hereby cancelled.

PETER CRAWFORD, Chief Executive Officer.

LG402**CITY OF ROCKINGHAM*

APPOINTMENTS

It is hereby notified for public information that Malcolm Michael De Niese and Marina De Niese have been appointed Rangers for the City of Rockingham and are authorized on behalf of the Council of the City of Rockingham to administer the following legislation within the district—

1. The Litter Act 1979.
2. The Dog Act 1976—as an Authorised Person and Registration Officer.
3. The Bush Fires Act 1954 and to issue Infringement Notices under section 59(A) of the Bush Fires Act 1954.
4. The Control of Vehicles (off road areas) Act 1978.
5. To exercise power under—
 - (i) Part XX of the Local Government (Miscellaneous Provisions) Act 1960.
 - (ii) Section 449 of the Local Government (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger.
 - (iii) Part 9, Division 2 of the Local Government Act 1995.
 - (iv) Section 9.13, 9.16 of the Local Government Act 1995 as Authorised Person.
 - (v) Part 3, Sub-division 4 of the Local Government Act 1995.
 - (vi) Section 3.39 of the Local Government Act 1995 as Authorised Removal and Impounding Employee.
6. The City of Rockingham Parking and Parking Facilities Local Law 2004, as amended, as an Authorised Person.
7. Local Government (Parking for Disabled Persons) Regulations 1988.
8. All City of Rockingham Local Laws.
9. Caravan Parks and Camping Grounds Regulations 1997.
10. Cat Act 2011.

The previous appointments of Dave Valcic, Amos Dolman and Peter John Oliver are hereby cancelled.

ANDREW HAMMOND, Chief Executive Officer.

LG501***BUSH FIRES ACT 1954***City of Rockingham*

FIRE BREAK NOTICE

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* you are hereby required on or before the 30th day of November 2012, to remove from land owned or occupied by you all flammable material or to clear firebreaks in accordance with the following and thereafter to maintain the land or the firebreaks clear of all flammable material up to and including the 31st day of May 2013, in such positions and to such dimensions as required by this Notice.

1. Rural Land/Special Rural

On or before the 30th day of November 2012 and thereafter up until and including the 31st day of May 2013.

- 1.1. Have firebreaks not less than three (3) metres wide immediately inside and along all boundaries of land and including that land abutting road, rail and drain reserves and all public open space reserves, with all overhanging branches, trees, limbs etc to be trimmed back clear of the firebreak area, to a height of four (4) metres.
- 1.2. Have firebreaks not less than three (3) metres wide so far as to surround all buildings, sheds and haystacks, with all overhanging branches, trees, limbs, etc to be trimmed back clear of the firebreak area, to a height of four (4) metres.

2. Urban Areas (Vacant Land)/Special Residential

On or before the 30th day of November 2012 and thereafter up until and including 31st day of May 2013.

- 2.1. Have the entire vacant land clear of all flammable material where the area of land is less than 2,000m² by slashing, mowing or other means to a height no greater than 50mm.
- 2.2. Where the area of land exceeds 2,000m² have FIREBREAKS not less three (3) metres wide immediately inside and along all boundaries of the vacant land with all overhanging tree branches, trees, limbs etc. to be trimmed back clear of the firebreak area to a height of four (4) metres.

3. Alternative Situations

If, for any reason, it is considered impractical to clear firebreaks or to remove the flammable material from the land as required by this Notice, application must be made in writing to Council's Emergency

Services Officer on or before the 3rd Monday in October, for approval to provide firebreaks in alternative positions or take alternative action to abate a fire hazard; eg slashing and mowing. If permission is not granted by the Council's Emergency Services Officer you shall comply with the requirements of this Notice in its entirety.

An Application to Vary Location and Type of Firebreaks can be downloaded from the City's website or is available from the Emergency Services Administration Officer on 9527 0732.

Please note that all variations to firebreaks previously and currently approved by Council are automatically cancelled from 1 August 2012.

4. Fire Management Plans

All properties within subdivisions/developments within the City of Rockingham shall comply with the Fire Management Plans for their estates to the satisfaction of Council or its duly authorised officer.

5. Penalty

The owner or occupier of land to whom a notice has been given under Section 33 subsection 1 of the Bush Fires Act 1954 and who fails or neglects in any respect duly to comply with the requisitions of the notice is guilty of an offence.

Penalty: \$1000

Note

1. If the requirements of this Notice are carried out by burning, such burning must be in accordance with the relevant provisions of the *Bush Fires Act 1954* and Council's Health Local Law and Council shall be notified in the form of an alternative firebreak request.

2. Owners and/or occupiers of land are hereby requested by Council for further improvement in fire control in the district to provide firebreaks of three (3) metres minimum width around all farm boundaries.

3. Drains do not constitute a firebreak.

FIREBREAK CONTRACTORS

To assist ratepayers to install firebreaks, a list of contractors is available on the City of Rockingham website, or by contacting the Emergency Services Administration Officer on 9527 0732.

Note: Pursuant to Council's Health Local Laws, burning of any refuse on the ground or incinerators is prohibited in urban areas. It is also an offence under the Health Act 1911 to create nuisance smoke. When planning your burn please be mindful of other properties that may be affected (includes: residential, special rural, commercial and industrial areas).

ANDREW HAMMOND, Chief Executive Officer.

PREMIER AND CABINET

PR401*

INTERPRETATION ACT 1984

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon D T Redman MLA to act temporarily in the office of Minister for Regional Development; Lands; Minister Assisting the Minister for State Development in the absence of the Hon B J Grylls MLA for the period 30 September to 4 October 2012 (both dates inclusive).

PETER CONRAN, Director General,
Department of the Premier and Cabinet.

RACING, GAMING AND LIQUOR

RA401*

LIQUOR CONTROL ACT 1988

LIQUOR APPLICATIONS

The following applications received under the *Liquor Control Act 1988 (the Act)* 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 & 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			
14544	Malcolm John Parsons and Glenda Yvonne Parsons	Application for the grant of a Tavern licence in respect of premises situated at 1309 Lower Denmark Road, Elleker and known as Elleker General Store	11/10/2012
APPLICATIONS FOR EXTENDED TRADING PERMITS – ONGOING EXTENDED HOURS			
39667	Corin Lamont, Katherine Anne Lamont and Fiona Jane Lamont	Application for an extended trading permit for ongoing hours of a Tavern licence in respect of premises situated at 67 Smiths Beach Road, Yallingup and known as Lamonts Smiths Beach	15/10/2012

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

Dated 5 October 2012.

B. A. SARGEANT, Director of Liquor Licensing.

REGIONAL DEVELOPMENT

RG401*

REGIONAL DEVELOPMENT COMMISSIONS ACT 1993

APPOINTMENTS

It is hereby notified for general information that the Minister for Regional Development has approved the following appointment in accordance with Part 3 of the *Regional Development Commissions Act 1993*.

SOUTH WEST DEVELOPMENT COMMISSION

Board of Management

- Cr Wayne Sanford appointed as local government representative for a three-year term expiring 30 June 2015.
- Mr Gregory Duff appointed as community representative for a three-year term expiring 30 June 2015.
- Mr William Kay appointed as ministerial representative for a two-year term expiring 30 June 2014.
- Cr Wade De Campo reappointed as local government representative for a one-year term expiring 30 June 2013.
- Mr Stuart Hicks reappointed as ministerial representative and Chairman for a three-year term expiring 30 June 2015.
- Cr Ian Stubbs reappointed as local government representative and Deputy Chairman for a two-year term expiring 30 June 2014.
- Dr Louis Evans reappointed as ministerial representative for a one-year term expiring 30 June 2013.
- Mrs Suzanne Daubney reappointed as community representative for a two-year term expiring 30 June 2014.
- Mr Brian Piesse reappointed as community representative for a one-year term expiring 20 June 2013.

Hon. BRENDON GRYLLES MLA, Minister for Regional Development.

WATER/SEWERAGE

WA401*

WATER AGENCIES (POWERS) ACT 1984

CARNARVON—CONSTRUCTION OF FLOOD MITIGATION WORKS

The Minister of Water proposes to construct regional flood mitigation works at Carnarvon to reduce the impact of Gascoyne River flooding to the Carnarvon Horticultural Area and within the Kingsford area, Carnarvon.

It is proposed to construct four levee structures and associated drainage works. The total length of the proposed levees is approximately 15 kilometres with heights varying from 1.0 metre to greater than 5.0 metres as detailed below—

- South River Road levee: length 4.5 km; height 1.5m.
- Nickol Bay levee (linked to the South River road levee): length 5.4 km; height 5.0m
- Lawson Street levee: length 4.8km; height 4.0m
- McGlades Road Deflection levee: length 1.6km; height 2.4m

Construction of the proposed works is expected to commence in November 2012 and be completed in March 2014.

The proposal for these works, together with the plans of the areas affected by the proposed works, are available for inspection, between 9.00 am to 4.30 pm, at the Department of Water head office at 168 St Georges Terrace, Perth, WA 6000 and its Mid-west regional office at 211 Robinson Street, Carnarvon 6701. Further information may also be obtained by contacting Mr. Richard Bretnall on 08 6364 6922.

Objections to the proposed works will be considered if lodged, in writing, and addressed to Richard Bretnall, (Manager, Water Resource Assessment, Department of Water, PO Box K822, Perth WA 6842) by close of business on 5 November 2012.

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of Lawrence Humphreys (also known as Lawrence Peter Humphreys) who died 8 May 2012 of Unit 53, 11 Petterson Avenue, Samson, Western Australia.

Creditors and other persons having claims (to which sec 63 of the *Trustees Act 1962*, relates) in respect of the estate of the said deceased person are required by the Executor of the deceased's estate being Malcolm Peacock 41 Lockhart Street, Como WA 6152 to send particulars of their claims to him by 14 November 2012 after which date the Executor may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX402*

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Shane Christopher Wheatley of 4/291 West Coast Highway, Scarborough, WA, 6019 and 354/39 Pratumnak Road, SOI 6, MOO12, Nongprue, Banglamung, Chonburi 20150, Thailand, Businessman, deceased.

Creditors and other persons having claims in respect of the estate mentioned below to which Section 63 of the *Trustees Act 1962*, as amended relates in respect of the estate of the deceased, who died on the 25th April 2011 are required by the Administrator, Vernon Charles Wheatley to send particulars of claims to the Administrator C/- BDO Chartered Accountants, PO Box 700, West Perth, WA, 6872 within one (1) month of the date of publication of this notice, after which date the Administrator may convey or distribute the assets having regard only to the claims of which he has notice and the Administrator shall not be liable to any person of whose claim he has had no notice at the time of distribution.

Dated this 3rd October 2012.
