



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X

PRINT POST APPROVED PP665002/00041



PERTH, FRIDAY, 8 FEBRUARY 2013 No. 27

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: 6552 6000 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 6552 6010.
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Deceased Estate notices, (per estate)—\$28.75

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— PART 1 —

PROCLAMATIONS

AA101*

LOCAL GOVERNMENT AMENDMENT ACT 2012

No. 2 of 2012

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 Local Government Amendment Act 2012 section 2(b) and with the advice and consent of the Executive Council, fix—

- (a) the day after the day on which this proclamation is published in the Government Gazette as the day on which the following provisions of that Act come into operation—
- (i) sections 39 and 40(b);
 - (ii) section 41, to the extent that it inserts section 10(4)(c)(ii);
- (b) 1 July 2013, as the day on which sections 14 to 18 of that Act come into operation.

Given under my hand and the Public Seal of the State on 5 February 2013.

By Command of the Governor,

G. CASTRILLI, Minister for Local Government.

AGRICULTURE AND FOOD

AG301*

Western Australian Meat Industry Authority Act 1976

Western Australian Meat Industry Authority Amendment Regulations (No. 2) 2013

Made by the Governor in Executive Council after consultation with the Western Australian Meat Industry Authority.

1. Citation

These regulations are the *Western Australian Meat Industry Authority Amendment Regulations (No. 2) 2013*.

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 *Western Australian Meat Industry Authority Regulations 1985*.

4. Schedule 6 Part 1 amended

- (1) In Schedule 6 Part 1 item 1(b) after “accredited by” insert:

Aus-Meat

- (2) In Schedule 6 Part 1 item 2(a) delete “\$794.00” and insert:

\$780.50

- (3) In Schedule 6 Part 1 item 2(b) delete “\$1 058.00” and insert:

\$1 012.00

- (4) In Schedule 6 Part 1 item 4 delete “\$317.00” and insert:

\$300.00

5. Schedule 6 Part 4 amended

In Schedule 6 Part 4 in the definition *throughput fee* delete “1 cent” and insert:

\$0.0095

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

CONSUMER PROTECTION

CP301*

RETAIL TRADING HOURS ACT 1987
**RETAIL TRADING HOURS (CITY OF ALBANY)
 VARIATION ORDER (NO. 4) 2013**

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

1. Citation

This order is the *Retail Trading Hours (City of Albany) Variation Order (No. 4) 2013*.

2. Commencement

This order comes into operation as follows—

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

3. Variation of retail trading hours

General retail shops in the Albany local government district are authorised to be open at times when the shops would otherwise be required to be closed—

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

Table

Day	Hours
Sunday 31 March 2013	From 10.00am until 5.00pm
Monday 1 April 2013	From 10.00am until 5.00pm

SIMON O'BRIEN, Minister for Commerce.

HEALTH

HE301*

Cremation Act 1929

Cremation Amendment Regulations 2013

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Cremation Amendment Regulations 2013*.

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 *Cremation Regulations 1954*.

4. Appendix “A” Form 6 amended

- (1) In Appendix “A” Form 6 in the item “**Applicant’s relationship to deceased**” delete:

If you are not the Administrator, why are you making the application instead of the Administrator? _____

- (2) In Appendix “A” Form 6 delete the item “**Statutory declaration**” and insert:

Signature of applicant	Signature
	Date / /20
Statutory declaration <i>(This section not to be completed by administrator)</i>	<p>I, <i>[name, address and occupation of person making the declaration]</i></p> <p>sincerely declare as follows —</p> <p>That I make this application instead of an administrator because <i>[give reasons]</i></p> <p>This declaration is true and I know that it is an offence to make a declaration knowing that it is false in a material particular.</p> <p>This declaration is made under the <i>Oaths, Affidavits and Statutory Declarations Act 2005</i> at <i>[place]</i> on <i>[date]</i> by <i>[Signature of person making the declaration]</i></p> <p>in the presence of</p> <p><i>[Signature of witness authorised under the Oaths, Affidavits and Statutory Declarations Act 2005]</i></p> <p><i>[Name of authorised witness and qualification as such a witness]</i></p>

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG301*

Local Government Act 1995

**Local Government (Audit) Amendment
Regulations 2013**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Local Government (Audit) Amendment Regulations 2013*.

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 *Local Government (Audit) Regulations 1996*.

4. Regulation 16 amended

In regulation 16:

- (a) in paragraph (b)(iv) delete “management.” and insert:

management;

- (b) after paragraph (b) insert:

and

- (c) is to review a report given to it by the CEO under regulation 17(3) (the *CEO’s report*) and is to —
 - (i) report to the council the results of that review; and
 - (ii) give a copy of the CEO’s report to the council.

5. Regulation 17 inserted

After regulation 16 insert:

17. CEO to review certain systems and procedures

- (1) The CEO is to review the appropriateness and effectiveness of a local government's systems and procedures in relation to —
 - (a) risk management; and
 - (b) internal control; and
 - (c) legislative compliance.
- (2) The review may relate to any or all of the matters referred to in subregulation (1)(a), (b) and (c), but each of those matters is to be the subject of a review at least once every 2 calendar years.
- (3) The CEO is to report to the audit committee the results of that review.

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

TRANSPORT

TN301*

Motor Vehicle Drivers Instructors Act 1963

**Motor Vehicle Drivers Instructors Amendment
Regulations 2013**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Motor Vehicle Drivers Instructors Amendment Regulations 2013*.

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 *Motor Vehicle Drivers Instructors Regulations 1964*.

4. Schedule 2 amended

In Schedule 2 after item 18 insert:

19. R F Maling and S M Maling trading as ACT Training

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

TN302*

Perth Parking Management Act 1999

Perth Parking Management Amendment Regulations 2013

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Perth Parking Management Amendment Regulations 2013*.

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 *Perth Parking Management Regulations 1999*.

4. Schedule 2 amended

Delete Schedule 2 item 11(v) and insert:

	(v) for each other bay	633.60
--	------------------------	--------

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

TN303*

Road Traffic Act 1974

Road Traffic (Charges and Fees) Amendment Regulations (No. 2) 2013

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Road Traffic (Charges and Fees) Amendment Regulations (No. 2) 2013*.

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 *Road Traffic (Charges and Fees) Regulations 2006*.

4. Regulation 42A inserted

After regulation 41 insert:

42A. Exemption from fee for taking or resitting theory test

- (1) A person is not required to pay the fee, set out in Schedule 2 items 1A and 1B, to take or resit a theory

test if the person or body administering the test is specified in a notice published under subregulation (2).

- (2) The Director General may, by notice published in the *Gazette* —
 - (a) specify a person or body for the purposes of subregulation (1); and
 - (b) amend or revoke a notice under this subregulation.
- (3) A person or body may be specified in a notice under subregulation (2) only if the person or body administers theory tests on behalf of the Director General under an agreement made under section 6B of the Act.

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

— PART 2 —

CONSUMER PROTECTION

CP401*

SUNDAY ENTERTAINMENTS ACT 1979

GOOD FRIDAY ENTERTAINMENT

I, Simon O'Brien, Minister for Commerce, acting pursuant to Section 3(2)(b) of the *Sunday Entertainments Act 1979*, do hereby permit Mr Jim Side, Managing Director, Pot Black Family Pool and Snooker Centres, to open the Pot Black Family Pool and Snooker Centres specified in the Schedule, from 12.00 noon to 12.00 midnight on Good Friday, 29 March 2013.

SCHEDULE

- 106 James Street, Northbridge
- 5 Mallard Way, Cannington
- 464 Fitzgerald Street, North Perth

SIMON O'BRIEN MLC, Minister for Commerce.

ENVIRONMENT

EV401*

ENVIRONMENTAL PROTECTION ACT 1986

DELEGATION NO. 30

The Environmental Protection Authority ("the Authority"), acting pursuant to section 19 of the *Environmental Protection Act 1986* ("the Act") has resolved to hereby delegate all its powers and duties to—

- (a) Decide whether a proposal referred under section 38 of the Act should be assessed and the level of assessment under Part IV of the Act pursuant to section 39A(1) of the Act; and
- (b) Give written notice to the proponent, any person who referred the proposal and any relevant decision-making authority whether a proposal referred under section 38 of the Act will be assessed under Part IV of the Act pursuant to section 39A (3) and (4) of the Act.
- (c) Report to the Minister on an appeal under section 107(1) of the Act if respect of a request made under section 106(1)(a) of the Act;

Persons to whom this delegation applies—

- (a) The Chairman of the Authority appointed under section 7(4a) of the Act.
- (b) The Deputy Chairman of the Authority, appointed under section 7(4a) of the Act, on the conditions that following—
 - i. In the absence of the Chairman on business or leave, through illness or due to a conflict of interest; and
 - ii. The Minister is to be informed of the periods when the Deputy Chairman is exercising this delegation.

Under section 59(1)(e) of the *Interpretation Act 1984* the delegation numbered 19 gazetted 14 December 2007 is hereby revoked.

Dated this 24th day of January 2013.

Dr PAUL VOGEL, Chairman,
Environmental Protection Authority.

Approved by—

Hon BILL MARMION BE MBA MLA, Minister for Environment;
Water.

EV402*

ENVIRONMENTAL PROTECTION ACT 1986

DELEGATION NO. 31

The Environmental Protection Authority (“the Authority”), acting pursuant to section 19 of the *Environmental Protection Act 1986* (“the Act”) has resolved to hereby delegate to the holder for the time being of the office of Director, Business Operations, Office of the Environmental Protection Authority (“the Delegate”), all its powers and duties under regulations 2B(3) and 2B (5A) of the *Environmental Protection Regulations 1987*.

This delegation is subject to the following conditions—

- (a) The Delegate must attend FOI Training;
- (b) With respect to a minute containing personal information relating to a member of the Authority, before exercising this delegation, the Delegate must consult with that member.

In this instrument of delegation “FOI Training” means the courses and presentations conducted by the Office of the Information Commissioner which explain the *Freedom of Information Act 1992* and its processes.

Dated this 24th day of January 2013.

Dr PAUL VOGEL, Chairman,
Environmental Protection Authority.

Approved by—

Hon BILL MARMION BE MBA MLA, Minister for Environment;
Water.

FIRE AND EMERGENCY SERVICES

FE401

FIRE AND EMERGENCY SERVICES SUPERANNUATION ACT 1985

APPOINTMENT

The following person has been appointed to the Fire and Emergency Services Superannuation Board—

Member

Mrs T. E. Longman (Elected) 23/1/2013 – 18/8/2013

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

ABALONE MANAGEMENT PLAN AMENDMENT 2013

FD 686/01 [1126]

Made by the Minister under section 54.

1. Citation

This instrument is the *Abalone Management Plan Amendment 2013*.

2. Management plan amended

The amendment in this instrument is to the *Abalone Management Plan 1992*.

3. Clause 2 amended

- (a) In subclause (1), insert in the appropriate alphabetical position—

“**consignment number**” means the consignment number generated by Fish Eye in respect of each consignment of abalone reported by a nominated operator;

“**Fish Eye**” means the electronic data management system managed by the Department for recording information related to operating in the Fishery;

“**receipt number**” means the number generated by Fish Eye to confirm that the information submitted by the nominated operator or approved fish processor has been received by Fish Eye;

- (b) In subclause (1), delete “Executive Director” in each place where it appears and insert—
CEO

4. Clause 7 amended

Delete “Executive Director” in each place where it appears and insert—
CEO

5. Clause 10 amended

In subclause (5), delete “Executive Director” and insert—
CEO

6. Clause 11 amended

Delete “Executive Director” in each place where it appears and insert—
CEO

7. Clause 14A amended

Delete “Executive Director” and insert—
CEO

8. Clause 14C amended

Delete “Executive Director” and insert—
CEO

9. Clause 14D amended

Delete “Executive Director” and insert—
CEO

10. Clause 16 amended

In subclause (1), delete “Executive Director” in each place where it appears and insert—
CEO

11. Clause 17 amended

Delete subclauses (1) and (2) and insert—

A nominated operator must not fish for abalone or permit, authorise or allow any fishing for abalone to be carried out under the authority of the relevant licence unless the nominated operator—

- (a) has first established and secured, at the place where any abalone taken are to be landed, a means of accurately determining the weight of any abalone that may be landed ashore; and
- (b) is in possession of a Catch and Disposal Record Book or an electronic device that has been enabled to use Fish Eye.

12. Clause 17B amended

In paragraph (a), delete “Executive Director” in each place where it appears and insert—
CEO

13. Clause 18 amended

Delete “Executive Director” in each place where it appears and insert—
CEO

14. Clause 19 amended

- (a) Delete subclauses (3) to (5).
- (b) In subclause (6), delete “(6)” and insert—
(3)
- (c) In subclause (7), delete “(7)” and insert—
(4)

15. Clause 19A amended

Delete subclause (2) and insert—

(2) A nominated operator who chooses to use Fish Eye under clause 20A to record and submit information in respect of each consignment of abalone must provide the person receiving the abalone with the relevant consignment number.

(3) A person who receives any abalone from a nominated operator must immediately upon taking possession of the abalone accurately determine the weight of the abalone and make and maintain a record of the measured weight.

(4) An approved fish processor who receives abalone may choose to use Fish Eye to make a record of the measured weight determined under subclause (3).

(5) An approved fish processor who has chosen to use Fish Eye must—

- (a) submit the measured weight determined under subclause (3) using Fish Eye; and
- (b) record the receipt number issued in respect of the information provided in paragraph (a).

(6) Where the abalone received under this clause have been accompanied by a consignment note from a Catch and Disposal Record Book, an approved fish processor who has chosen to use Fish Eye must—

- (a) submit the consignment note number using Fish Eye; and
- (b) record the receipt number issued in respect of the information submitted in paragraph (a) on the consignment note; and
- (c) forward the consignment note to the office of the Department as specified on the consignment note or as otherwise specified in writing by the CEO.

(7) An approved fish processor who has chosen to use Fish Eye must not submit any information in Fish Eye that the person knows to be false or misleading.

(8) An approved fish processor who has chosen to use Fish Eye must—

- (a) keep records of the information submitted to and received from Fish Eye for a period of 5 years; and
- (b) immediately report to a fisheries officer—
 - (i) the loss of any records required to be kept under this plan; and
 - (ii) the loss of, or damage to, any device used to store records required to be kept under this plan.

16. Clause 20 amended

- (a) In subclause (1)(a), delete paragraph (viii).
- (b) In subclause (2), delete “the senior fisheries officer of the Department at Esperance, Albany or Fremantle” and insert—

the office of the Department as specified on the consignment note or as otherwise specified in writing by the CEO
- (c) After subclause (3) insert—
 - (4) A nominated operator who chooses to record and submit information by Fish Eye under clause 20A is not required to record and submit information in a consignment note in a Catch and Disposal Record Book under this clause.

17. Clause 20A inserted

After clause 20, insert—

Returns made by Fish Eye

20A. (1) A nominated operator may choose to record and submit information by Fish Eye.

(2) Within 90 minutes of landing the abalone or before removing or permitting the abalone to be removed from the place of landing, whichever is the earlier, a nominated operator who has chosen to use Fish Eye must—

- (a) submit the details of each consignment of abalone using Fish Eye;
- (b) record the relevant consignment number in respect of each consignment of abalone; and
- (c) record the relevant consignment number on an approved label and securely attach the label to the container containing the abalone in respect of that consignment.

(3) A nominated operator who has submitted information under subclause (2)(a) when out of signal range must not allow another person to transport any abalone consigned by the nominated operator from the place of landing.

(4) When a nominated operator who has submitted information under subclause (2)(a) when out of signal range is transporting abalone from the place of landing, the nominated operator must—

- (a) have the electronic device used to submit information under subclause (2)(a) in their actual possession; and
- (b) present the electronic device to a fisheries officer on demand, and show the fisheries officer the record on that electronic device of the information submitted under subclause (2)(a).

(5) A nominated operator who has submitted information under subclause (2)(a) when out of signal range must record the receipt number in respect of that information immediately after that receipt number is received from Fish Eye.

(6) A nominated operator who has chosen to use Fish Eye must not submit any information in Fish Eye that the person knows to be false or misleading.

(7) A nominated operator who has chosen to use Fish Eye must—

- (a) keep records of the information submitted to and received from Fish Eye for a period of 5 years; and
- (b) immediately report to a fisheries officer—
 - (i) the loss of any records required to be kept under this plan; or
 - (ii) the loss of, or damage to, any device used to store records required to be kept under this plan.

18. Clause 22A amended

- (a) In subclause (1), after “recorded in accordance with clause 20” insert—

or clause 20A

- (b) In subclause (1), delete “in the relevant consignment note” and insert—
in accordance with clause 19A

19. Clause 23A amended

Delete clause 23A and insert—

- 23A.** A person who contravenes a provision of clause 4, 5, 10(2), 10(6), 10(7), 10(8), 15, 16, 16A, 17, 17A, 18, 19, 19A, 19B, 20, 20A, 21 or 23(4) commits an offence.

Dated this 29th day of January 2013.

NORMAN MOORE, Minister for Fisheries.

JUSTICE

JU401

PROFESSIONAL STANDARDS ACT 1997
THE CPA AUSTRALIA LTD (WA) SCHEME

Pursuant to section 44(2) of the *Professional Standards Act 1997* WA, I Michael Mischin MLC, Attorney General, authorise the extension of the CPA Australia Ltd (WA) Scheme to 31 March 2014.

Hon MICHAEL MISCHIN MLC, Attorney General.

JU402*

JUSTICES OF THE PEACE ACT 2004
RESIGNATION

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

Mr Matthew James Cameron-Lyon of Kirwan

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

RAY WARNES, Executive Director,
Court and Tribunal Services.

MINERALS AND PETROLEUM

MP401*

PETROLEUM PIPELINES ACT 1969

APPLICATION NO. STP-PLV-0025 TO VARY PETROLEUM PIPELINE LICENCE PL 29

Notice is hereby given that, pursuant to section 15 of the *Petroleum Pipeline Act 1969*, an application has been received from—

Apache Oil Australia Pty Ltd;
Apache East Spar Pty Ltd;
Apache Kersail Pty Ltd; and
Santos (BOL) Pty Ltd

to vary Petroleum Pipeline Licence No. PL 29 to construct and operate pipeline and process connections to new compression facilities to maximise the recovery from the offshore John Brookes gas field by increasing compression at the inlet to the existing East Spar/John Brookes gas processing trains as part of the proposed Varanus Island compression project (VICP) within the PL 12 and PL 29 licence areas.

The Minister will receive matters in writing in connection with this application for a period of 30 days from publication of this notice. A map showing details of the proposed variation is available from the Petroleum Division of the Department of Mines and Petroleum, 100 Plain Street, East Perth WA 6004.

Dated: 5 February 2013.

BEVERLEY BOWER, A/Executive Director Petroleum Division
Delegate of the Minister for Mines and Petroleum.

MP402***PETROLEUM (SUBMERGED LANDS) ACT 1982**

APPLICATION NO. TTP-PLV-0002 TO VARY PETROLEUM PIPELINE LICENCE TPL/1

Notice is hereby given that, pursuant to section 71 of the *Petroleum (Submerged Lands) Act 1982*, an application has been received from—

Apache Northwest Pty Ltd
Harriet (Onyx) Pty Ltd
Kufpec Australia Pty Ltd

to vary Petroleum Pipeline Licence No. TPL/1 to be extended by connecting Harriet Bravo to Harriet A oil flowline with a spool at base of Harriet Alpha platform.

The Minister will receive matters in writing in connection with this application for a period of 30 days from publication of this notice. A map showing details of the proposed variation is available from the Petroleum Division of the Department of Mines and Petroleum, 100 Plain Street, East Perth WA 6004.

Dated: 5 February 2013.

BEVERLEY BOWER, A/Executive Director Petroleum Division
Delegate of the Minister for Mines and Petroleum.

MP403***PETROLEUM (SUBMERGED LANDS) ACT 1982**

APPLICATION NO. TTP-PLV-0003 TO VARY PETROLEUM PIPELINE LICENCE TPL/5

Notice is hereby given that, pursuant to section 71 of the *Petroleum (Submerged Lands) Act 1982*, an application has been received from—

Apache Northwest Pty Ltd
Harriet (Onyx) Pty Ltd
Kufpec Australia Pty Ltd

to vary Petroleum Pipeline Licence No. TPL/5 to be extended by connecting Harriet Bravo to Harriet A gas flowline with a spool at base of Harriet Alpha platform.

The Minister will receive matters in writing in connection with this application for a period of 30 days from publication of this notice. A map showing details of the proposed variation is available from the Petroleum Division of the Department of Mines and Petroleum, 100 Plain Street, East Perth WA 6004.

Dated: 5 February 2013.

BEVERLEY BOWER, A/Executive Director Petroleum Division
Delegate of the Minister for Mines and Petroleum.

MP404***MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
KARRATHA WA 6741.

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

DEEN POTTER M, Warden.

To be heard by the Warden at KARRATHA on 27 March 2013.

ASHBURTON MINERAL FIELD

PROSPECTING LICENCES

P 08/558 Mentech Resources Pty Ltd
P 08/596 Mineralogy Pty Ltd
P 08/598 Mineralogy Pty Ltd

GASCOYNE MINERAL FIELD

PROSPECTING LICENCES

P 09/450 Drage, Rodney Thomas
P 09/451 Drage, Rodney Thomas

**KIMBERLEY MINERAL FIELD
PROSPECTING LICENCES**

P 80/1757 Ngoonjuwah Council Aboriginal Corporation

MP405*

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

Department of Mines and Petroleum,
LEONORA WA 6438.

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

F. ZEMPILAS, Warden.

To be heard by the Warden at LEONORA on 7 March 2013.

**MT MARGARET MINERAL FIELD
PROSPECTING LICENCES**

P 37/7090	Snaith, Harvey David Jeremy
P 37/7414	Williams, Norman Andrew
P 37/7415	Williams, Norman Andrew
P 37/7416	Williams, Norman Andrew
P 39/5095-S	Beck, Colin John

MP406*

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

Department of Mines and Petroleum,
LEONORA WA 6438.

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

F. ZEMPILAS, Warden.

To be heard by the Warden at LEONORA on 7 March 2013.

**MT MARGARET MINERAL FIELD
PROSPECTING LICENCES**

P 37/7993	McDonald, David Wayne
P 39/5033	Ling, Monte Justin

PLANNING

PL404*

**PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT**

Shire of Wyndham-East Kimberley

Town Planning Scheme No. 7—Amendment No. 40

Ref: TPS/0849

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 Wyndham-East

Kimberley local planning scheme amendment on 30 January 2013 for the purpose of rezoning minor portions of Lot 372, Lot 373 and Lot 394, consisting of various zones and reserves including, Rural Agriculture 1 Zone, No Zone, Conservation/Environmental Protection Reserve and Waterway Reserve, as shown on the Scheme Amendment Map.

J. MOULDEN, Shire President.
G. GAFFNEY, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Gosnells
Town Planning Scheme No. 6—Amendment No. 130

Ref: TPS/0745

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 Gosnells local planning scheme amendment on 24 January 2013 for the purpose of—

1. Creating a new “Development” zone by—
 - (a) Inserting the following text in Clause 4.2 “Objectives of the Zones”—

“* Development Zone

To provide for the progressive and planned development of land for a variety of uses including, residential, commercial, industrial, recreational and community generally in accordance with an Outline Development Plan adopted pursuant to clause 7.4.”

- (b) Adding a new column to Table 1: Zoning Table with the notation as follows—

ZONES	
USE CLASS	Development
	See Note 1

- (c) Adding “Development” zone to the Scheme map legend.
2. Inserting the word “Development,” after—
 - (i) the word “zoned” in line one of clause 7.1 (a);
 - (ii) the word “zoned” in line two of clause 7.2.1; and
 - (iii) the word “than” in line one of clause 7.2.2.
3. Deleting the definition of “Proposed Outline Development Plan” in “Part 1 General Definitions” of “Schedule 1—Dictionary of Defined Words and Expressions”, and inserting the following—

“Proposed Outline Development Plan” means an Outline Development Plan, which applies to land zoned Development, Residential Development or Business Development, that has been prepared in accordance with Part 7;”
4. Reclassifying all the zoned land between Verna Street, Corfield Street, Tonkin Highway and the Wungong River Metropolitan Region Scheme Parks and Recreation Reserve, Gosnells, excluding Lot 500 Corfield Street and Lot 5040 Tonkin Highway, from “Residential” to “Development” zone as shown on the Scheme Amendment Map.
5. Rezoning Lot O off Seaforth Avenue, portion of Lot 9001 Corfield Street, Lot 1061 Eileen Street and Lots 60, 134 and 9001 Seaforth Avenue, Gosnells, from “Residential” to “Development” zone as shown on the Scheme Amendment Map.

6. Deleting the Residential density code of R17.5 from the subject land.
7. Rezoning Lot 5040 Tonkin Highway and portion of Lot 5040 Seaforth Avenue from "Residential" to Local Scheme Reserve "Public Purposes—Gas Pipeline" as shown on the Scheme Amendment Map; and adding "Public Purposes—Gas Pipeline" to the Scheme Map legend under the heading Local Scheme Reserves.
8. Amending the Scheme Map accordingly.

D. GRIFFITHS, Mayor.
I. COWIE, Chief Executive Officer.

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Gosnells
Town Planning Scheme No. 6—Amendment No. 133

Ref: TPS/0769

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 Gosnells local planning scheme amendment on 8 January 2013 for the purpose of—

1. Amending the Scheme by deleting the text from Schedule 3—Restricted Uses as shown below—

No.	Description of Land	Restricted use	Conditions
1.	Lot 100 Holmes Street (corner Warton Road) Southern River	Uses permissible in the Local Centre zone excluding Service Station and Convenience Store.	<ol style="list-style-type: none"> 1. Tavern limited to a maximum 1000m² floor area. 2. Retail limited to a 750m² net lettable area.

2. Amending the Scheme by deleting the Restricted Use annotation (shown as 'R') from the Scheme Map.

D. GRIFFITHS, Mayor.
I. COWIE, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Stirling
Local Planning Scheme No. 3—Amendment No. 18

Ref: TPS/0793

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 Stirling local planning scheme amendment on 15 January 2013 for the purpose of—

1. Removing the following Additional Uses from Schedule 2—Additional Uses of the Scheme Text—

No	Description of Land	Additional Uses	Conditions
A17	Portion of Perthshire Location At and being Lot 51 on Diagram 39118, 782 North Beach Road, Gwelup.	Hardware Showroom.	Nil.

2. Amending the Scheme Map by—
 - (a) Removing an Additional use symbol for Lot 51, House Number 782, North Beach Road, Gwelup.
 - (b) Rezoning Lot 302, House Number 780b, North Beach Road, Gwelup to Local Centre.
 - (c) Rezoning Lot 51, House Number 782, North Beach Road, Gwelup to Local Centre.

D. BOOTHMAN, Mayor.
S. JARDINE, Chief Executive Officer.

PL405*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Jerramungup
 Local Planning Scheme No. 2—Amendment No. 6

Ref: TPS/0044

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 Jerramungup local planning scheme amendment on 24 January 2013 for the purpose of—

1. Creating a new 'Farmlet' zone by—
 - (a) Adding a notation to the scheme map legend;
 - (b) Adding a new dot point to Clause 4.2 (Objectives of the zones) of the Scheme text as follows—

Farmlet Zone

 - To allow for the creation of small farms 4ha to 40ha in size (with specific lot size in this range dependant on land capability) in areas identified strategically and close to existing townsites where land uses and development associated with them will not adversely affect the environment, local amenities or ongoing broad scale agriculture, or result in the removal of high quality agricultural land from production.
 - To provide opportunity for a residential use in association with a rural pursuit in a manner that will not adversely impact on the environment.
 - To make provision for the retention of the rural landscape and amenity in a manner consistent with the orderly and proper planning of such uses.
 - To provide for rural lifestyle themes including conservation lots, bush lots and small farms in a rural environment.
2. Amending Table 1—Zoning Table by adding a new column and annotations as follows—

USES	FARMLET	
1	aged or dependent persons dwelling	X
2	agriculture-extensive	D
3	agriculture-intensive	A
4	agroforestry	D
5	ancillary accommodation	D
6	animal establishment	X
7	animal husbandry—intensive	X
8	aquaculture	A
9	bed and breakfast	D
10	caretaker's dwelling	X
11	civic use	X
12	club premises	X
13	educational establishment	X
14	fast food outlet	X
15	fuel depot	X
16	grouped dwelling	X
17	home business	D
18	home occupation	D
19	hotel	X
20	industry—cottage	A
21	industry—extractive	X
22	industry—general	X
23	industry—light	X
24	industry—rural	A
25	industry—service	X
26	motel	X
27	motor vehicle repair	X
28	multiple dwelling	X
29	office	X

USES		FARMLET
30	place of worship	X
31	plantation	A
32	plant nursery	A
33	recreation—private	X
34	residential building	X
35	restaurant	X
36	rural home business	A
37	rural pursuit	A
38	service station	X
39	shop	X
40	single house	P
41	tavern	X
42	tourist accommodation	A
43	transport depot	X
44	veterinary centre	X
45	warehouse	X

3. Adding a new Clause as follows—

5.27 FARMLET ZONE

5.27.1 Site Requirements

Unless otherwise provided on a Subdivision Guide Plan, the minimum building setbacks are to be—

Front : 30.0m
Rear : 20.0m
Side : 20.0m

5.27.2 General Requirements

- (a) Before making provision for a Farmllet zone the local government is to require the owner(s) of the land to prepare a submission supporting the creation of the Farmllet zone and such submission is to include—
- (i) a statement as to the purpose or intent for which the zone is being created and the reasons for selecting the particular area the subject of the proposed zone;
 - (ii) a plan or plans showing contours at such intervals as to adequately depict the landform of the area and physical features such as existing buildings, rock outcrops, trees or groups of trees, creeks, wells and significant improvements;
 - (iii) information regarding the method whereby it is proposed to provide a potable water supply to each lot;
 - (iv) a detailed report on the land capability of the site and its suitability for the proposed lot sizes; and
 - (v) a detailed report on the vegetation characteristics of the area outlining the type and general health of vegetation and any measures undertaken to identify rare or endangered species.
- (b) A Subdivision Guide Plan is to be prepared for a specific area showing, amongst other things—
- (i) the proposed ultimate subdivision including approximate lot sizes;
 - (ii) those physical features it is intended to conserve and the methods to be put in place by the applicant to ensure those areas will be appropriately managed.
 - (iii) retention of vegetation and creation of revegetation using local native species, of wildlife corridors linking with areas of native vegetation on adjoining land.
- (c) In addition to the Subdivision Guide Plan the provisions for making recommendations on subdivision and development in specific Farmllet zones shall be in accordance with Schedule 12.
- (d) Development in a Farmllet zone is to be subject to—
- (i) planning approval is required for all development including a dwelling and the keeping of any hoofed animal or beast of burden. Such application is to be made in accordance with the provisions of the Scheme;
 - (ii) not more than 1 dwelling per lot is to be erected;
 - (iii) the retention of all trees and features of natural beauty in order to conserve the rural environment, unless their removal is authorised by the local government;

- (iv) the planting of such trees and/or groups of trees and species as specified by the local government in order to enhance the rural amenity of the land in areas the local government considers deficient in tree cover;
 - (v) the appropriate measures to prevent noise, odour, or dust pollution or soil erosion, to the satisfaction of the local government, by a person who keeps an animal or animals or who uses any land for the exercise or training of an animal or animals;
 - (vi) the prevention of overstocking, erosion and any other practice detrimental to the amenity of a Farmlot zone. The local government may take any action which in the opinion of the local government is necessary to reduce or eliminate adverse effects on the environment caused wholly or partly by the stocking of animals; and
 - (vii) any costs incurred by the local government in taking action under clause 5.27.2 (vi) are to be recoverable by the local government from the landowner.
- (e) In considering an application for planning approval for a proposed development (including additions and alterations to existing development) the local government is to have regard to the following—
- (i) the colour and texture of external buildings materials;
 - (ii) building size, height, bulk, roof pitch;
 - (iii) setback and location of the building on its lot;
 - (iv) architectural style and design details of the building;
 - (v) relationship to surrounding development;
 - (vi) provision to be made for Bush Fire Control in accordance with any relevant policy of the WAPC.
 - (vii) landuse compatibility and any relevant landuse buffers.
 - (viii) the relevant specific provisions of Schedule 12.
- (f) Subdivision and development is to generally be in accordance with the Subdivision Guide Plan adopted by the local government for the land.
- (g) Despite any other provision of the Scheme the local government may grant planning approval to clear vegetation around buildings as required for Hazard Separation Zones and Building Separation Zones referred to in Commission policy; where vegetation is felled or removed, the surface soil is to be retained to prevent erosion.
- (h) Strategic Fire Breaks are to be constructed and maintained in accordance with a Fire Management Plan approved by the Shire of Jerramungup and any associated approved Subdivision Guide Plan and/or Subdivision Plan.
- (i) The clearing of firebreaks along boundary lines other than for strategic fire breaks is not permitted unless to comply with requirements of the local government or Bush Fires Service.
4. Adding a new 'Schedule 12—Farmlot Zone' with the following new Farmlot area as follows—

'SCHEDULE 12—FARMLOT ZONE

No	PARTICULARS OF LAND	REQUIREMENTS

5. Updating the Table of Contents accordingly.

R. LESTER, Shire President.
W. PARKER, Chief Executive Officer.

PL406*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Greater Geraldton

Town Planning Scheme No. 1a (Greenough)—Amendment No. 6

Ref: TPS/0906

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 Greater Geraldton local planning scheme amendment on 30 January 2013 for the purpose of rezoning portions of Lot 200 Greenough River Road, Cape Burney from 'Resort Development—Restricted Uses', 'Residential R20' and Parks and Recreation' Local Scheme Reserve to Resort Development' and 'Parks and Recreation' Local Scheme Reserve.

I. W. CARPENTER, Mayor.
A. BRUN, Chief Executive Officer.

PL407*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Greater Geraldton

Local Planning Scheme No. 5 (Greenough)—Amendment No. 8

Ref: TPS/0939

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 Greater Geraldton local planning scheme amendment on 30 January 2013 for the purpose of—

1. Including the use 'Child Care Premises' as an 'A' use in Schedule 4 for SU2 as follows—

Special Use

The following uses are listed as "A" uses—

- Child Care Premises

2. Changing the Description of Land in Schedule 4 for SU2 as follows—

Description of Land

Lot 55 Chapman Road, Glenfield
 shown on Scheme Map 2/12 and 3/12 as SU2

I. W. CARPENTER, Mayor.
 A. BRUN, Chief Executive Officer.

PL408*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME
 Notice of Resolution—Clause 27
 Portion of Lots 17, 18, 19 & 50 Vincent Road, Sinagra
 City of Wanneroo

Amendment 1246/27

File No.: 812-2-30-79

Notice is hereby given that in accordance with Clause 27 of the Metropolitan Region Scheme, the Western Australian Planning Commission resolved on 22 January 2013 to transfer land from the urban deferred zone to the urban zone, as shown on plan number 4.1587/1.

This amendment is effective from the date of publication of this notice in the *Government Gazette*.

The plan may be viewed at the offices of—

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

NEIL THOMSON, Secretary,
 Western Australian Planning Commission.

PREMIER AND CABINET

PR401*

APPOINTMENT OF DEPUTY OF THE GOVERNOR

It is hereby notified for public information that the Governor, under clause XVI of the *Letters Patent relating to the Office of Governor of the State of Western Australia*, dated 14 February 1986, has appointed the Lieutenant-Governor, the Honourable Wayne Stewart Martin AC, to be the deputy of the Governor and in that capacity to perform and exercise all the powers and functions of the Governor for the period 8 to 14 February 2013, both dates inclusive.

G. MOORE, Clerk of the Executive Council.

WATER/SEWERAGE

WA401*

WATER SERVICES LICENSING ACT 1995

GRANT OF LICENCE

Notice is given that the following Operating Licence has been granted—

Licensee: Aquasol Pty Ltd
ABN 75 157 831 411

Issue Date: 5 February 2013

Address of Licensee: 82-86 Beringarra Avenue
MALAGA WA 6090

Classification: Operating Licence (OL42); Potable Water Supply and Irrigation Services

Term of Licence: Up to and including 4 February 2038

Area Covered: Area within the boundaries set out in Lancelin South Development
Operating Area plan **OWR-OA-304** within the State of Western Australia

Inspection of Licence: Economic Regulation Authority
4th Floor
Albert Facey House
469 Wellington Street
Perth WA 6000
<http://www.erawa.com.au>

LYNDON G. ROWE, Chairman,
Economic Regulation Authority.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Jennifer Gay Toy, late of 1/181 Hillsborough Drive, Nollamara, Western Australia, Retired, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustee Act 1962*, relates) in respect of the estate of the deceased who died on 6 May 2012 at Hillsborough Drive, Nollamara in Western Australia are required by the personal representatives, being Michael John Toy, Judith Marie Graham and Barbara Dorothy Hill to send particulars of their claims to care of Brook Legal and Settlement Services, PO Box 93, Wembley in Western Australia 6913 within 30 days of publication of this notice after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated: 31 January 2013.

BROOK LEGAL AND SETTLEMENT SERVICES.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Samuel George Pink, late of 15 Conway Loop, Waikiki, Western Australia, Retired Boilermaker, 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 15 November 2012 are required by the Trustee ANZ Trustees Limited ACN 006 132 332 of Level 42, 55 Collins Street, Melbourne, VIC 3000 to send particulars of their claim to them by 22 March 2013 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX403**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Elizabeth Francis Pearl Smith, late of Bethanie Waters, 18 Olivenza Crescent, Port Kennedy, Western Australia, Primary School Teacher/Swimming Instructor, 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 10 August 2012 at Olivenza Crescent, Port Kennedy in Western Australia are required by the personal representatives, being Beryl Pearl Snell and Catherine Elizabeth Parker to send particulars of their claims to care of Brook Legal and Settlement Services, PO Box 93, Wembley in Western Australia 6913 within 30 days of publication of this notice after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated: 4 February 2013.

BROOK LEGAL AND SETTLEMENT SERVICES.

ZX404**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Audrey Joan King (also known as Audrey Joan Morton), late of Tuia Lodge, 30 Allnut Street, Donnybrook, Western Australia, Home Duties, ("the deceased").

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect to the estate of the deceased who died on 5 June 2012 are required by the executor Helen Anne Christensen of care of Kroon Legal, PO Box 1722, Bunbury WA 6231 to send particulars of their claims to them by not later than 8 March 2013 after which the Executor may distribute the assets having regard to only the claims on hand.

ZX405***TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Signorino Orifici, late of 325 Scarborough Beach Road, Woodlands and 29 Scarborough Beach Road, North Perth in the State of 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 deceased, who died on 27 August 2010 are required by the executors and trustees, David Malcolm Fuller of 96 Coyle Road, Oldbury in the State of Western Australia, and Ross Scarfone of 4 Narran Place, Greenmount in the State of Western Australia to send particulars of their claims to them by the eleventh day of March 2013 after which date the trustees and executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZX406***TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me, on or before 8 March 2013 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Berry, Rita Catherine, late of 36/99 Burslem Drive, Maddington, died 27.10.2012 (DE19530333 EM26)

Edwards, Lila Jean, late of Annesley House, 147 Hillview Terrace, Bentley, died 25.11.2012 (DE19833382 EM213)

Foyster, Grace, late of Mandurah Nursing Home, 1 Hungerford Avenue, Mandurah, died 25.12.2012 (DE19903753 EM37)

Green, Maxine June, late of Unit 61/2 Plantation Street, Menora, formerly of 62A Collingwood Street, Dianella, died 5.01.2013 (DE19840295 EM110)

Longstaff, Heidi Rosa, late of 10/98 Ellersdale Avenue, Warwick, died 1.01.2013 (DE19760712 EM32)

Manning, Dorothy May, late of Hilltop Lodge, 165 Hill View Terrace, Bentley, formerly of 85 Armadale Road, Rivervale, died 1.01.2013 (DE19916441 EM17)

Manning, Neil McLaren, late of Hilltop Lodge, 165 Hill View Terrace, Bentley, formerly of 85 Armadale Road, Rivervale, died 4.01.2013 (DE19916442 EM17)

Matthewman, Therese Marie, late of 6 High View Road, Greenmount, died 1.01.2013 (DE33092224 EM36)

Ralphs, Dorothy Joy, late of c/- Shoalwater Nursing Home, 72 Fourth Avenue, Shoalwater, died 4.01.2013 (DE19915956 EM16)

Ranford, Ruby Molly, late of 41 Talus Drive, Mount Richon, died 1.01.2013 (DE19890383 EM22)

Reid, Helen Rose, also known as Helen Rose Bonney, late of 35b Melliodora Circle, Mirrabooka, died 7.12.2012 (DE33103650 EM16)

Sloan, John Alan, late of Vivian Bullwinkel Lodge, 85 Hester Avenue, Merriwa, died 18.01.2013 (DE33058570 EM17)

BRIAN ROCHE, Public Trustee,
553 Hay Street,
Perth WA 6000.
Telephone: 1300 746 212

WESTERN AUSTRALIA

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(Reprint No. 6 as at 3 August 2012)

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