



**WESTERN
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GOVERNMENT**
Gazette

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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR EASTER 2013

**Gazettes will not be published on Friday, 29 March or
Tuesday, 2 April 2013.**

A Gazette will be published on Thursday, 28 March at noon.
Copy closes at noon on Tuesday, 26 March.

The next Gazette published will be on Friday, 5 April at noon.
Copy closes at noon on Wednesday, 3 April.



GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR ANZAC DAY 2013

Due to the public holiday on Thursday, 25 April 2013,
Copy will close at **noon on Tuesday, 23 April** for the
Gazette published on **Friday, 26 April**.

— PART 2 —

CONSUMER PROTECTION

CP401*

CHARITABLE COLLECTIONS ACT 1946

REVOCATION OF LICENCE

I, Anne Driscoll, being the officer delegated by the Minister administering the *Charitable Collections Act 1946*, and acting in the exercise of the powers conferred by subsection (3) of section 12 of that Act, hereby give notice that I have revoked the licence of the organisation listed below—

- Strike A Chord Inc

Dated this 8th day of March 2013.

ANNE DRISCOLL, Commissioner for Consumer Protection.

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 revoked the following Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Revocation Date
Manuel	Martha Jacqueline	AP0342	18 March 2013
Roberts	Samuel Laws	AP0614	18 March 2013
Sardelic	Dennis Michael	AP0521	18 March 2013
Turna	Michael	AP0156	18 March 2013
Tuitupou	Sione	AP0706	18 March 2013

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

TILLIE PROWSE, Manager, Acacia Prison Contract.

Date: 19 March 2013.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

SHARK BAY SCALLOP MANAGEMENT PLAN 1994

Clause 9 closures of areas within the Fishery

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries Western Australia, in accordance with the *Shark Bay Scallop Managed Fishery Management Plan 1994*, hereby give notice that I have cancelled *Determination No. 1 of 2012* which set out the dates, times and areas that fishing is prohibited in the Shark Bay Scallop Managed Fishery.

I hereby give notice that a new determination (*Determination No. 1 of 2013*) has been made in accordance with clause 9 of the *Shark Bay Scallop Managed Fishery Management Plan 1994*, which

sets out the dates, times and areas that fishing is prohibited in the Shark Bay Scallop Managed Fishery during the period commencing from the date of gazettal of this notice and ending on 1 June 2014.

A copy of this determination which is signed by me may be obtained from, or inspected at the Head Office of the Department of Fisheries located at 168 St Georges Terrace Perth or the offices of the Department of Fisheries located at 83 Olivia Terrace, Carnarvon and Knight Terrace, Denham or can be viewed online at www.fish.wa.gov.au

STUART SMITH, Chief Executive Officer.

Dated this 18th day of March 2013.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994

SHARK BAY PRAWN MANAGEMENT PLAN 1993

Clause 10 closures of areas within the Fishery

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries Western Australia, in accordance with the *Shark Bay Prawn Managed Fishery Management Plan 1993*, hereby give notice that I have cancelled *Determination No. 1 of 2013* which set out the dates, times and areas that fishing is prohibited in the Shark Bay Prawn Managed Fishery.

I hereby give notice that a new determination (*Determination No. 2 of 2013*) has been made in accordance with clause 10 of the *Shark Bay Prawn Managed Fishery Management Plan 1993*, which sets out the dates, times and areas that fishing is prohibited in the Shark Bay Prawn Managed Fishery during the period commencing from the date of gazettal of this notice and ending on 1 June 2014.

A copy of this determination which is signed by me may be obtained from, or inspected at the Head Office of the Department of Fisheries located at 168 St Georges Terrace Perth or the offices of the Department of Fisheries located at 83 Olivia Terrace, Carnarvon and Knight Terrace, Denham or can be viewed online at www.fish.wa.gov.au

STUART SMITH, Chief Executive Officer.

Dated this 18th day of March 2013.

FI403*

FISH RESOURCES MANAGEMENT ACT 1994

KIMBERLEY PRAWN MANAGED FISHERY MANAGEMENT PLAN 1993

Areas Closed to Fishing for Prawns

Notice No. 1 of 2013

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries, in accordance with clause 17 of the *Kimberley Prawn Managed Fishery Management Plan 1993* (the Plan) and being of the opinion that the prohibition is required in the better interests of the Kimberley Prawn Managed Fishery, do hereby—

1. Cancel *Notice No. 2 of 2012*, dated 18 July 2012;
2. Prohibit fishing for prawns in those parts of the Kimberley Prawn Managed Fishery (the Fishery), between the times and dates provided for in items (a) to (c) below—
 - (a) Fishing for prawns is prohibited in the waters described in Schedule 1 of the Plan from the date of the gazettal of *Notice No. 1 of 2013*, until 0600 hours WST on 1 April 2013;
 - (b) Fishing for prawns is prohibited in the waters described in (i) to (vi) below from the date of the gazettal of this Notice until 1630 hours WST on 27 May 2013—

(i) **Collier Bay Prawn Size Management Fish Ground**

Waters bounded by a line commencing at the intersection of 16°15.34' south latitude and 124°00.00' east longitude; thence due north along the geodesic to the intersection of 15°50.00' south latitude and 124°00.00' east longitude; thence due east along the parallel to the intersection of 15°50.00' south latitude and 124°24.50' east longitude; thence in a south westerly direction following HWM on the mainland to and along the Collier Bay closure to the commencement point;

(ii) **Collier Bay Inshore Closure**

Waters inshore of a line commencing at the intersection of 15°52.09' south latitude and 124°26.2' east longitude; thence generally south to 16° 04.2' south latitude and 124°26.3' east longitude; thence generally south west to 16°17.00' south latitude and 124°18.1' east longitude; thence generally east to 16°17.195' south latitude and 124°07.861' east longitude;

(iii) **Brunswick Bay-York Sound Inshore Closure**

Waters inshore of a line commencing at the intersection of 15°15.40' south latitude and 124°40.57' east longitude; thence generally north east to 15°09.50' south latitude and 124°50' east longitude; thence generally north east to 15°00.45' south latitude and 124°54.20' east longitude; thence generally east to 14°57.90' south latitude and 125°01.20' east longitude; thence generally north east to 14°45.30' south latitude and 125°08.10' east longitude; thence generally north east to 14°43.95' south latitude and 125°09.45' east longitude (Cape Pond);

(iv) **Admiralty Gulf Inshore Closure**

Waters inshore a line commencing at the intersection of 14°19.50' south latitude and 125°43.50' east longitude; thence generally south east to 14°25.18' south latitude and 125°48.00' east longitude; thence due east to 14°25.18' south latitude and 125°55.00' east longitude; thence generally north east to 14°19.40' south latitude and 125°57.60' east longitude; thence due east to 14°19.40' south latitude and 126°05.31' east longitude;

(v) **Napier Broome Bay Prawn Size Management Fish Ground**

Waters inshore a line commencing at the intersection of 13°56.84' south latitude and 126°33.88' east longitude; thence generally easterly to 13°56.26' south latitude and 126°41.12' east longitude; thence due east to 13°55.75' south latitude and 126°48.38' east longitude;

(vi) **Napier Broome Bay Inshore Closure**

Waters inshore of a line commencing at the intersection 14°02.63' south latitude and 126°29.57' east longitude; thence generally south east to 14°05.2' south latitude and 126°31.3' east longitude; thence generally south east to 14°06.35' south latitude and 126°35.51'; thence generally north east to 13°58.3' south latitude and 126°42.2' east longitude; thence generally north east to 13°55.75' south latitude and 126°48.38' east longitude.

- (c) Fishing for prawns is prohibited in the waters described in Schedule 1 of the Plan during the period commencing at 1630 hours WST on 27 May 2013 and ending at 0600 hours WST on 1 May 2013.

(WST—Western Standard Time)

STUART SMITH, Chief Executive Officer.

Dated this 21st day of March 2013.

LOCAL GOVERNMENT

LG401*

SHIRE OF DARDANUP

AUTHORISED PERSONS

It is hereby notified for public information that the following amendments have been made to the Shire of Dardanup's Authorised Persons—

- **Murray Halden** is authorised to exercise powers as an Authorised Person of the Shire of Dardanup pursuant to the following—
 - o *Local Government (Miscellaneous Provisions) Act 1960*;
 - o *Local Government Act 1995*;
 - o *Dog Act 1976*;
 - o *Cat Act 2011*;
 - o *Control of Vehicles (Off Road Area) Act 1978*;
 - o *Litter Act 1979*;
 - o *Bush Fires Act 1954*;
 - o *Caravan Parks and Camping Grounds Act 1995*;

and may act on the Local Government's behalf relating to all Local Laws and other legislation it is empowered to enforce.

This appointment remains valid until revoked or until the person appointed is no longer an employee of the Shire of Dardanup.

MARK L. CHESTER, Chief Executive Officer.

LG402*

LOCAL GOVERNMENT ACT 1995*Shire of Waroona*

(BASIS OF RATES)

Department of Local Government.

DLG: WR5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Executive Director Governance and Legislation of the Department of Local Government under delegation from the Hon Tony Simpson MLA, Minister for Local Government being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 1 July 2013.

BRAD JOLLY, Executive Director Governance and Legislation.

SCHEDULE

ADDITIONS TO GROSS RENTAL VALUE AREA

SHIRE OF WAROONA

All those portions of land comprised in the schedules below—

SCHEDULE “A”

All that portion of land being Lot 11 as shown on Deposited Plan 24541; Lot 41 as shown on Deposited Plan 36544; Lot 13 as shown on Deposited Plan 59272 and Lot 40 as shown on Deposited Plan 223194.

SCHEDULE “B”

All that portion of land being Lot 1 as shown on Diagram 54319.

MARINE/MARITIME

MA401*

WESTERN AUSTRALIAN MARINE ACT 1982**NAVIGABLE WATERS REGULATIONS 1958***Shire of Waroona*

WATER SKI AREA

Waroona Dam

Department of Transport,
Fremantle WA, 26 March 2013.

Acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, I hereby revoke Notice MA404 as published in the *Government Gazette* on 6 March 2012 and hereby set aside the following area of water for the purpose of water skiing—

Waroona Dam: All navigable waters of Waroona Dam south of a line through 32°50.733'S, 115°59.273'E and 32°50.658'S, 115°59.081'E (across its northern branch) and west of a line through 32°51.045'S, 115°59.373'E and 32°50.931'S, 115°59.529'E (across its eastern branch), and north of a line approximately 200 metres from the dam wall through 32°50.728'S, 115°59.036'E and 32°50.906'S, 115°59.218'E. All coordinates based on GDA 94.

Providing however that water skiing is not permitted within 45 metres of the shoreline. The direction of all water skiing in Waroona Dam shall be in an anti-clockwise direction. Skiing is only permitted within the hours of sunrise and sunset and only whilst the Waroona Dam official water level is equal to or higher than 196 metres above Australian Height Datum, as taken from the Water Corporation state-wide dam storage levels.

RAY BUCHHOLZ, Marine Safety Operations Director,
Department of Transport.

MA402*

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958
RESTRICTED SPEED AREAS—ALL VESSELS
 Burswood Waters, Swan River

Department of Transport,
 Fremantle WA, 26 March 2013.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, the department by this notice limits the speed of motor vessels to five (5) knots between 8:00 am and 6:00 pm on the 26th and 27th April 2013, within the following area—

Burswood Waters, Swan River: All waters from the Port and Starboard Markers at the northern end of Heirisson Island, proceeding upstream to the Windan and Goongoongup Bridges. Excluding the waters within the Speed Boat Area as controlled by the WA Council of the Australian Power Boat Association.

RAY BUCHHOLZ, Marine Safety Operations Director,
 Department of Transport.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
 APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Northampton
 Town Planning Scheme No. 9—Amendment No. 10

Ref: TPS/0756

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 Northampton local planning scheme amendment on 6 March 2013 for the purpose of—

1. Amending the Scheme Text by inserting a new zone 'Mixed Residential' in Clause 3.1.1.
2. Amending the Scheme Text by inserting a new Clause 3.1.2.9 as follows—
 "MIXED RESIDENTIAL R50/60 ZONE
 To enable the provision of medium density accommodation for either permanent or short stay occupation in a managed, mixed residential environment within close proximity of the Town Centre and River Foreshore so as to maintain the compactness and walkability of Kalbarri Townsite."
3. Amending the Scheme Text by inserting a new zone 'Mixed Residential' into Table 1—Zoning Table as follows—

Zone	Mixed Residential
Abattoir	
Aged or Dependent Persons' Dwelling	SA
Amenity Building	
Amusement Parlour	
Aquaculture	
Art Gallery	
Bed and Breakfast	AA
Betting Agency	
Builder's Storage Yard	
Camping Area	
Caravan Park	
Caretaker's Dwelling	SA
Car Park	AA

Use Class	Zone	Mixed Residential
Cattery		
Chalet Park		
Child Care Premises		SA
Cinema/Theatre		
Civic Building		SA
Club Premises		
Community Services Depot		
Consulting Rooms		SA
Convenience Store		
Drive-In Theatre		
Dry Cleaning Premises		
Educational Establishment		SA
Equestrian Centre		
Factory Unit Building		
Fast Food Outlet		
Fish Shop		
Fuel Depot		
Funeral Parlour		
Garden Centre		
Grouped Dwelling		P
Health Centre		
Health Studio		
Hire Service		
Holiday Accommodation		SA
Home Business		SA
Home Business—Hire		AA
Home Occupation		SA
Home Office		P
Hotel		AA
Industry—Cottage		AA
Industry—Extractive		
Industry—General		
Industry—Hazardous		
Industry—Light		
Industry—Rural		
Industry—Service		
Kennels		
Kindergarten		AA
Kiosk		
Laundromat		
Limited Rural Use		
Liquor Store		
Lunch Bar		
Marine Collectors Yard		
Marine Filling Station		
Market		
Medical Centre		
Milk Depot		
Motel		AA

Zone Use Class	Mixed Residential
Motor Vehicle & Marine Sales	
Motor Vehicle Hire	
Motor Vehicle Repairs	
Motor Vehicle Wash	
Motor Vehicle Wrecking	
Multiple Dwelling	P
Museum	
Night Club	
Nursing Home	
Office	AA
Park Home Park	
Petrol Filling Station	
Piggery	
Plant Nursery	
Poultry Farming	
Private Recreation	
Produce Store	
Public Amusement	
Public Utility	P
Public Worship	
Radio & TV Installation	
Reception Centre	
Residential Building	P
Resort Development	
Restaurant	
Rural Pursuit	
Salvage Yard	
Service Station	
Shop	
Showroom	
Single House	P
Stable	
Tavern	
Temporary Accommodation	AA
Trade Display	
Transport Depot	
Veterinary Consulting Rooms	
Veterinary Hospital	
Warehouse	
Wayside Stall	
Zoological Gardens	

4. Amending the Scheme Text by inserting a new Clause '3.4—Additional Uses' as follows—

“Despite anything contained in the Zoning Table, the land specified in Appendix 12 may be used for the specific use or uses that are listed and subject to the conditions set out in Appendix 12 with respect to that land.

Note: An additional use is a land use that is permitted on a specific portion of land in addition to the uses already permissible in that zone that applies to the land.”
5. Amending the Scheme Text by renaming Clause 5.6 to 'Commercial/Residential Developments'.

6. Amending the Scheme Text by inserting a new Clause 5.34 as follows—
 “REQUIREMENTS FOR MIXED RESIDENTIAL R50/60 ZONE
 (a) Residential development for permanent occupation is limited to a maximum of R50;
 (b) Two storey height limit;
 (c) Minimum overall site area of 2,000m² shall apply for Mixed Residential Development;
 (d) Allowance of R60 coding for short stay developments if site has minimum on site facilities of swimming pool and covered BBQ area; and
 (e) To encourage the provision for an onsite manager, density calculations for short stay developments will exclude the manager’s residence.”
7. Amending the Scheme Text to insert an “Appendix 12—Additional Uses” as follows—

No.	Description of land	Additional use	Conditions
1	Lot 22 Grey Street, Kalbarri	<ul style="list-style-type: none"> • Amusement Parlour • Art Gallery • Fast Food Outlet • Kiosk • Laundromat • Lunch Bar • Museum • Private Recreation • Public Amusement • Restaurant • Shop 	(a) Plot ratio concessions shall apply through exclusion of tourist commercial floor space from short stay residential plot ratio. (b) All short stay units must have parking on site. (c) Cash-in-lieu contributions shall apply for construction/upgrading of public car parks in the vicinity in lieu of provision of onsite parking for commercial uses. (d) Minimum site area 2,000m.

8. Rezoning Lot 22 Grey Street, Kalbarri from ‘Special Use Zone 3’ to ‘Mixed Residential R50/60’ and ‘Additional Use—Tourist Commercial’.
9. Rezoning Lot 27 Hackney Street, Kalbarri from ‘Residential R50’ to ‘Mixed Residential R50/60’.
10. Amending the Scheme to include ‘Short Stay Accommodation’ definition to Appendix 1—Interpretation—
 “Short Stay Accommodation means a building, or group of building forming a complex, designed for the accommodation of short-stay guests and which provides on-site facilities for the convenience of guests and for management of the development, where occupation by any person is limited to a maximum of 3 months in any 12-month period and excludes those uses more specifically defined elsewhere.”
11. Amending the Scheme Map and Legend accordingly.
12. Deleting ‘Special Use Zone 3’ from Appendix 7 of the Scheme.

G. D. WILSON, Shire President.
 G. L. KEEFFE, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
 APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Rockingham
 Town Planning Scheme No. 2—Amendment No. 114

Ref: TPS/0575/2

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 Rockingham local planning scheme amendment on 6 March 2013 for the purpose of—

1. Amending clause 1.4(b) by deleting “(Sheets 1-21)” and inserting instead “(Sheets 1-22)”.
2. Amending clause 5.6.2 by deleting the definitions of “Administrative Costs”, “Administrative Items”, “Infrastructure” and “Infrastructure Costs” and inserting instead—
 “Administrative Costs” means the costs and estimated costs of the City in carrying out the Administrative Items and includes any of those costs incurred prior to the Operative Date;
 “Administrative Items” has the meaning given to it in the Development Contribution Plan;

“Infrastructure” has the meaning given to it in the Development Contribution Plan;

“Infrastructure Costs” means—

- (a) the costs and estimated costs of the City in carrying out the Infrastructure; and
- (b) the costs and estimated costs of the City in reimbursing owners who have, with agreement of the City, carried out any Infrastructure,

and includes costs and estimated costs described in the Development Contribution Plan.

3. Amending clause 5.6.7 by—

Inserting “(1)” before the opening paragraph.

Inserting a new paragraph (2) as follows—

“(2) Development Contribution Plan No. 2 is taken to satisfy the guiding principles specified in Clause 5.6.7 of the Scheme.”

4. Amending clause 5.6.8 by—

- (a) deleting “; and” in paragraph (c) and inserting a full stop;
- (b) inserting “and” after the semi-colon in paragraph (b).

5. Amending clause 5.6.14.2 by—

- (a) deleting “Owner’s liability to” and inserting “Owner must pay”, and deleting “arises on” and inserting “immediately prior to”;
- (b) inserting a new paragraph (a) as follows—

“(a) the Local Government giving advice to the Commission that conditions of subdivision approval of the Owner’s land within the Contribution Area, which conditions are cleared by the Local Government, have been complied with;”;

- (c) renumbering paragraphs (a), (b), (c) and (d) to (b), (c), (d) and (e) respectively; and
- (d) deleting the following—

“The liability arises only once upon the earliest of the above listed events.”

6. Deleting clause 5.6.15.3.

7. Deleting Schedule No. 12 and inserting the following new Schedule—

“SCHEDULE NO. 12

DEVELOPMENT CONTRIBUTION PLAN NO. 2

1. Title

This Development Contribution Plan is Development Contribution Plan No. 2.

2. Application and Relationship to other Planning Instruments

- (1) This Development Contribution Plan No. 2 applies to Development Contribution Area No. 2.
- (2) Development Contribution Plan No. 2 generally conforms, to the Plan for the Future, the 10 year Financial Management Plan and the Community Infrastructure Plan.

3. Definitions

- (1) In this Plan—

“Administrative Items” means—

- (a) preparation, administration and review of this Plan;
- (b) preparation and review of the Development Contribution Plan Report and the Costs Apportionment Schedule;
- (c) any arbitration and valuation with respect to this Plan; and
- (d) advice and representation with respect to this Plan including legal, accounting, planning, engineering and other professional advice and representation:

“Catchment Area” means a Catchment Area described in column 2 of the Table to Clause 7 of DCP No. 2;

“Catchment Area Yield”, in relation to a Catchment Area, means the City’s estimate, from time to time, of the number of dwellings that are likely to be developed within the Catchment Area during the operation of this Plan;

“Development Contribution Area No. 2” is that part of the Scheme Area shown and described as Development Contribution Area No. 2 on the Development Contribution Area No. 2 Map which forms part of the Scheme maps;

“Development Area Yield” means the City’s estimate, from time to time, of the number of dwellings that are likely to be developed within the Development Area during the operation of this Plan;

“Infrastructure” means an item of infrastructure referred to in column 1 of the Table to Clause 7 of DCP No. 2 and includes items referred to in clause 9 of this Plan;

“Operative Date” means the date on which Amendment No. 114 is gazetted;

“Owner’s Land” means the Owner’s land referred to in clause 5.6.13 of the Scheme;

“Owner’s Proposed Yield” means the number determined in accordance with clause 10 of this Plan;

“Sub-Area” means a Sub-Area referred to in Clause 6 of DCP No. 2;

“subdivision approval” includes a strata scheme or a survey-strata plan as those terms are defined in the *Strata Titles Act 1985* and a freehold (green title) subdivision;

“Total Catchment Area Dwellings”, in relation to a Catchment Area, means the sum of the City’s estimate, from time to time, of—

- (a) the number of dwellings likely to be developed within the Catchment Area during the operation of this Plan; plus
- (b) the number of dwellings existing within the Catchment Area immediately prior to this Plan coming into operation.

- (2) Subject to sub-clause (1), words and expressions defined in clause 5.6.2 of the Scheme have the same meaning where appearing in this Plan.

4. Meaning of Dwelling Unit

- (1) In this Plan—

“Dwelling Unit”

- (a) in the case of a proposed subdivision, means a lot, as defined by the Act, or a lot in relation to a strata scheme or a lot in relation to a survey-strata plan, as those terms are defined in the *Strata Titles Act 1985*, and which lot is the subject of the proposed subdivision;
- (b) in the case of the proposed development, means a dwelling which is the subject of the proposed development.

but excludes—

- (i) any lot in relation to a strata scheme or a lot in relation to a survey-strata plan, as those terms are defined in the *Strata Titles Act 1985*, and which is used or approved for use in accordance with a development approval, for any purpose other than a dwelling;
- (ii) any lot referred to in paragraph (a) which is shown on an approved plan of the subdivision for any of the purposes specified in section 152(1) of the Act; or
- (iii) any common property as that term is defined in the *Strata Titles Act 1985*.

- (2) Paragraph (a) of the definition of “Dwelling Unit” in subclause (1) only applies where the proposed subdivision is of land within—

- (a) the Primary Centre City Centre Zone;
- (b) the Waterfront Village Zone;
- (c) the District Town Centre Zone;
- (d) the Residential Zone;
- (e) the Rural Zone;
- (f) the Special Rural Zone;
- (g) the Special Residential Zone; or
- (h) the Development Zone.

5. Description of items of Infrastructure

- (1) For the purpose of Clause 7 of DCP No. 2 and the Table to that clause—

“Aqua Jetty Stage 2” means the development of group fitness rooms, basketball courts, offices, consulting rooms, spectator seating, first aid room, change rooms, creche, outdoor cafe, play area and swimming club room at the Aqua Jetty in the Warnbro Sub-Area;

“Baldvis Library and Community Centre” means the development of a library and community centre to be located in the Baldvis North Sub-Area;

“Baldvis South Active POS Development” means the development of sporting reserves to be located in the Baldvis South Sub-Area;

“Baldvis South HS Outdoor Sport and Recreation Hardcourts” means the development of sport and recreation hardcourts to be located in the Baldvis South Sub-Area;

“Baldvis South Multipurpose Community Centre” means the development of a multipurpose community centre in the Baldvis South Sub-Area;

“Baldvis South Youth Recreation Space” means the development of a recreation space for youth to be located in the Baldvis South Sub-Area;

“Baldvis Youth Recreation Space” means the development of a recreation space for youth in the Baldvis North Sub-Area or the Baldvis South Sub-Area;

“Baldvis District Sporting Complex” means the development of a district sporting complex to be located in the Baldvis North Sub-Area;

“Baldvis Indoor Recreation Centre” means the development of the indoor recreation centre to be located in the Baldvis North Sub-Area;

“Baldivis Primary School Shared Use Reserve” means the development of a playing field and car parking to be adjoining the Baldivis Primary School located in the Baldivis North Sub-Area.

“Kent Street Community Art Centre” means the development of a community art centre to be located in the Rockingham Sub-Area;

“Lark Hill Sportsplex Stage 2” means the development of playing fields, clubroom, indoor sports court facility, outdoor sports courts, flood lighting and carparking to be located at the Lark Hill Sportsplex in the Port Kennedy Sub-Area;

“Lawrie Stanford Reserve Active POS Masterplan” means the redevelopment of the Lawrie Stanford Reserve located in the Singleton Sub-Area;

“Lot 1507 Active POS Development” means the development of a subdistrict sporting reserve to be located in the Baldivis South Sub-Area;

“Port Kennedy Outdoor Sport and Recreation Hardcourts” means the development of sports and recreation hardcourts to be located in the Port Kennedy Sub-Area;

“Rhonda Scarrott Reserve Active POS Masterplan” means the redevelopment of Rhonda Scarrott Reserve in the Golden Bay Sub-Area;

“Rockingham Aquatic Centre Redevelopment/Relocation” means the redevelopment of the Rockingham Aquatic Centre located in the Rockingham Sub-Area or the development of a new aquatic centre to be located in the Rockingham Sub-Area;

“Rockingham Youth Recreation Space Redevelopment” means the redevelopment of the Rockingham Youth Recreation Space Premises in the Rockingham Sub-Area;

“Rockingham Youth Venue” means the development of a facility for youth to be located in the Rockingham Sub-Area;

“Secret Harbour Community Library” means the development of a community library to be located in the Secret Harbour Sub-Area;

“Secret Harbour Surf Club Redevelopment” means the redevelopment of the Secret Harbour Surf Life Saving Club premises in the Secret Harbour Sub-Area;

“Stan Twight Reserve Active POS Clubroom Redevelopment” means the redevelopment of the Stan Twight Reserve clubrooms in the Rockingham Sub-Area;

“Waikiki/Warnbro Youth Recreation Space” means the development of a recreation space for youth to be located in the Waikiki Sub-Area or the Warnbro Sub-Area.

- (2) For the purpose of clause 7 of DCP No. 2 the following facilities associated with infrastructure items to be funded by developer contributions are non-commercial in nature—
- (a) Facilities associated with consulting rooms and café proposed as part of the Aqua Jetty Stage 2;
 - (b) Facilities associated with café or commercial kitchen of the following items—
 - (i) Baldivis District Sporting Complex;
 - (ii) Lawrie Standford Active POS Masterplan;
 - (iii) Rockingham Aquatic Centre Redevelopment/ Relocation;
 - (iv) Rockingham Youth Venue; and
 - (v) Secret Harbour Surf Life Saving Club Redevelopment.

6. Sub-Areas and Catchment Areas

- (1) For the purpose of this Plan—
 - (a) Development Contribution Area No. 2 is divided into Sub-Areas; and
 - (b) Catchment Areas are comprised of one or more Sub-Areas and are described in column 2 of the Table to clause 7 of this Plan.
- (2) The Sub-Areas are shown and described on the Development Contribution Area No. 2 Map which forms part of the Scheme maps.
- (3) The Sub-Areas are referred to in this Plan as follows—
 - (a) the Baldivis North Sub-Area;
 - (b) the Baldivis South Sub-Area;
 - (c) the Coo loongup Sub-Area;
 - (d) the Golden Bay Sub-Area;
 - (e) the Hillman Sub-Area;
 - (f) the Karnup Sub-Area;
 - (g) the Port Kennedy Sub-Area;
 - (h) the Rockingham Sub-Area;
 - (i) the Safety Bay Sub-Area;
 - (j) the Secret Harbour Sub-Area;
 - (k) the Shoalwater Sub-Area;
 - (l) the Singleton Sub-Area;
 - (m) the Waikiki Sub-Area; and
 - (n) the Warnbro Sub-Area.

7. Items of Infrastructure applicable to Catchment Areas

An item of Infrastructure shown in column 1 of the following Table is applicable to the Catchment Area or Catchment Areas shown opposite that item in column 2 of the Table.

Table

Column 1	Column 2
Items of Infrastructure	Catchment Area to which the item applies
REGIONAL	
(1) Lark Hill Sportsplex Stage 2	All of the Sub-Areas
DISTRICT	
(2) Secret Harbour Surf Club Redevelopment	All of the Sub-Areas
(3) Rockingham Youth Recreation Space Redevelopment	All of the Sub-Areas
(4) Baldivis District Sporting Complex	All of the Sub-Areas
(5) Kent Street Community Arts Centre	All of the Sub-Areas
(6) Rockingham Youth Venue	All of the Sub-Areas
(7) Baldivis Indoor Recreation Centre	All of the Sub-Areas
(8) Rockingham Aquatic Centre Redevelopment/Relocation	All of the Sub-Areas
(9) Aqua Jetty Stage 2	All of the Sub-Areas
SUB DISTRICT	
(10) Baldivis Library and Community Centre	Baldivis North Sub-Area and Baldivis South Sub-Area
(11) Secret Harbour Community Library	Secret Harbour Sub-Area, Golden Bay Sub-Area and Singleton Sub-Area
(12) Baldivis Youth Recreation Space	Baldivis North Sub-Area and Baldivis South Sub-Area
(13) Stan Twight Reserve Active POS Clubroom Redevelopment	Rockingham Sub-Area, Hillman Sub-Area, Cooloongup Sub-Area, Safety Bay Sub-Area and Shoalwater Sub-Area
(14) Lawrie Stanford Reserve Active POS Master Plan	Secret Harbour Sub-Area, Golden Bay Sub-Area and Singleton Sub-Area
(15) Lot 1507 Active POS Development	Baldivis North Sub-Area and Baldivis South Sub-Area
NEIGHBOURHOOD	
(16) Baldivis South Youth Recreation Space	Baldivis South Sub-Area
(17) Waikiki/Warnbro Youth Recreation Space	Waikiki Sub-Area and Warnbro Sub-Area
(18) Port Kennedy Outdoor Sport and Recreation Hardcourts	Port Kennedy Sub-Area
(19) Rhonda Scarrott Reserve Active POS Masterplan	Golden Bay Sub-Area and Singleton Sub-Area
(20) Baldivis South Active POS Development	Baldivis South Sub-Area
(21) Baldivis South Multipurpose Community Centre	Baldivis South Sub-Area
(22) Baldivis South HS Outdoor Sport and Recreation Hardcourts	Baldivis South Sub-Area
(23) Baldivis Primary School Shared Use Reserve	Baldivis North Sub-Area

In this Table the headings "REGIONAL", "DISTRICT", "SUB DISTRICT" and "NEIGHBOURHOOD" are for ease of reference only and are not to be taken into account for the purpose of construing it.

8. Calculation of Cost Contribution

- (1) The Cost Contribution for which an owner of land is liable under clause 5.6.13 of the Scheme is to be calculated in accordance with the following formula—

$$\text{OACC} + \text{OICC}$$

Where—

OACC is the Owner's Administrative Cost Contribution calculated in accordance with subclause (2);

OICC is the Owner's Infrastructure Cost Contribution is the total amount referred to in subclause (4).

- (2) An Owner's Administrative Cost Contribution is to be calculated in accordance with the following formula—

$$AC \times OPY/DAY$$

Where—

AC is the Administrative Costs;

OPY is the Owner's Proposed Yield;

DAY is the Development Area Yield.

- (3) An Owner's Infrastructure Cost Contribution is to be calculated—

(a) separately for each item of Infrastructure which is applicable to a Catchment Area in which the Owner's Land is located; and

(b) in accordance with the following formula—

$$ICI \times OPY/TCAD$$

Where—

ICI is the Infrastructure Costs for that item of Infrastructure;

OPY is the Owner's Proposed Yield;

TCAD is the Total Catchment Area Dwellings for that Catchment Area.

- (4) An Owner's Infrastructure Cost Contribution is the total of the Owner's Infrastructure Cost Contributions calculated in accordance with subclause (3).

9. Reduction to certain items of Infrastructure

For the purpose of calculating an Owner's Infrastructure Cost Contribution under clause 8, where an item of Infrastructure is shown in Column 1 of the following Table, the Infrastructure Costs for that item of Infrastructure are to be reduced by the percentage Shown opposite that item in Column 2 of the Table.

Table

Column 1	Column 2
Items of Infrastructure	Percentage by which Infrastructure Costs are to be reduced
(1) Lark Hill Sportsplex Stage 2	17.59%

10. Calculation of Owner's Proposed Yield

- (1) The Owner's Proposed Yield is to be calculated in accordance with the following formula—

$$PDU - EDU$$

Where—

PDU is the number of Dwelling Units proposed to be developed or subdivided by the Owner on the Owner's land in accordance with the relevant development approval or subdivision approval;

EDU is the number of dwellings or vacant lots which existed on the Owner's Land prior to the issue of the relevant development approval or subdivision approval.

- (2) For the purpose of determining EDU under subclause (1), where a dwelling is developed after the Operative Date, that dwelling is only to be included in the number of dwellings where an Owner's Cost Contribution has been paid in respect of that dwelling.

11. When a cost contribution is not payable

Clause 5.6.13 of the Scheme does not apply where—

- (a) the only development approved and commenced is the development of a single house;
- (b) the subdivisional approval relates only to the creation of a lot or lots for the purpose a road, public open space, drainage or common property; or
- (c) the subdivisional approval or the development approval, as the case may be, will not create an additional number of Dwelling Units than existed prior to the approval.

12. Matters included in Infrastructure

For the purpose of this Plan, Infrastructure is taken to include—

- (a) land acquisition and purchase;
- (b) earthworks;
- (c) provision of services;

- (d) parking; and
- (e) landscaping,

considered necessary or desirable by the City for the development of the Infrastructure.

13. Matters included in Infrastructure Costs

For the purpose of this Plan, Infrastructure Costs are taken to include costs and estimated costs of the City with respect to—

- (a) planning and design;
- (b) invitation and determination of tenders;
- (c) implementation and administration of contracts;
- (d) provision for contingencies; and
- (e) any borrowing by the City including interest and fees,

for the development of the Infrastructure.

14. Matters included in Administrative Costs

For the purpose of this Plan, Administrative Costs are taken to include costs and estimated costs of the City—

- (a) in the carrying out of the Administrative Items; and
- (b) with respect to the preparation and review from time to time of the Development Contribution Plan Report and the Costs Apportionment Schedule.

15. Period of operation

This Plan is to be in operation until the expiry of a period of 20 years commencing on the Operative Date.

16. Priority and timing for the commencement of works

- (1) Contemporaneously with its adoption and subsequent review, from time to time of a Development Contribution Plan Report under clauses 5.6.11 and 5.6.12 of the Scheme, the City is to consider and determine the City's desired timing and priority for the provision of the items of Infrastructure.
- (2) The City is to make available its determination under subclause (1) whenever it makes available a Development Contribution Plan Report.

17. Review of this Plan

- (1) The Council is to carry out a review of the operation of this Plan as soon as is practicable after the expiration of every 5 years from the Operative Date, and in the course of that review the Council is to consider and have regard to—
 - (a) the extent to which development has occurred in Development Contribution Area No. 2 since the Operative Date or the date of the last review under this clause, whichever is the later;
 - (b) the potential for further development in Development Contribution Area No. 2; and
 - (c) any other matters that appear to the Council to be relevant to the operation of this Plan.
- (2) The Infrastructure costs and estimates in the Cost Apportionment Schedule must be reviewed annually.

8. Amending the Scheme Map by including new Sheet 22—Development Contribution Area No. 2 Map.

B. W. SAMMELS, Mayor.
A. HAMMOND, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Rockingham
Town Planning Scheme No. 2—Amendment No. 122

Ref: TPS/0920

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 Rockingham local planning scheme amendment on 6 March 2013 for the purpose of—

1. Rezoning Lots 104, 105, 541, 543, 544 and 1000 Baldvis Road, Baldvis from 'Rural' and 'Special Rural' to 'Development' and the unconstructed, unnamed road reserve bounded by Lots 1000, 105 and 541 Baldvis Road, Baldvis from 'Local Road Reserve' to 'Development' on the Scheme Map.
2. Amending the Scheme Map to contain Lots 104, 105, 541, 543, 544 and 1000 Baldvis Road, Baldvis within Development Area No. 40 and reference this on the Scheme Map as 'DA40'.

3. Amending 'Schedule No. 9—Development Areas' to include new Development Area DA40 as set out below—

Reference No.	Area	Provisions
DA40	Lots 104, 105, 541, 543, 544 and 1000 Baldvis Road, Baldvis	An approved Local Structure Plan together with all approved amendments and detailed area plans, where applicable, shall apply to the land in order to guide subdivision and development. 1. Proposed Local Structure Plan 1-1 The following matters must be addressed as part of the preparation of the Proposed Local Structure Plan in addition to those set out in Clause 4.2.5— <ol style="list-style-type: none"> 1. A Bushfire Hazard Assessment; and 2. An Acoustic Consultant Report prepared by a suitably qualified acoustic consultant to demonstrate how sensitive land uses will not be adversely impacted by noise generated by the Kwinana Freeway.

4. Amending 'Schedule No. 4—Special Rural Zones—Portions of Planning Unit 5 of the Rural Land Strategy' to exclude Lots 104, 105, 541, 543, 544 and 100 Baldvis Road, Baldvis from the Special Rural Zone 5(i) area, and updating the lot references for all retained lots as per current Deposited Plans and amending the Location Table contained within 'Schedule No. 4—Special Rural Zones—Portions of Planning Unit 5 of the Rural Land Strategy' 'Schedule No. 4—Special Rural Zones' as follows—

Plan Reference	Description of the Location
5(i)	Lots 101-105 and 129 Zig Zag and Papparone Roads, Baldvis

5. Modifying 'Plan No. 4—Special Rural Zones (North)' to exclude Lots 104, 105, 541, 543, 544 and 1000 Baldvis Road, Baldvis from this Plan.

B. W. SAMMELS, Mayor.
A. HAMMOND, Chief Executive Officer.

PL501*

PLANNING AND DEVELOPMENT ACT 2005 METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1242/41

Lot 911 Midland Road, Hazelmere

Call for Public Submissions

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

The amendment seeks to rezone approximately 234.59 ha of land from the Public Purposes (Commonwealth Government) and Parks and Recreation reservation to the urban and urban deferred zones in the MRS. The amendment also rationalises and expands the Parks and Recreation reservation and adjusts Bush Forever site 213 to align with the new Parks and Recreation reservation.

Display locations

The plans showing the proposed change and the WAPC's amendment report which explains the proposal, will be available for public inspection, free of charge from Tuesday 26 March 2013 to Friday 28 June 2013 at—

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

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

Submissions

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

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001; on or before 5 pm **Friday 28 June 2013**.

Late submissions will not be considered.

NEIL THOMSON, Secretary,
Western Australian Planning Commission.

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 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			
14549	M & J Enterprise Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in East Perth and known as The Silvermoon Chinese Restaurant	18/04/2013
14600	Mt Lawley Inglewood Cricket Club Inc	Application for the grant of a Club Restricted licence in respect of premises situated in Mt Lawley and known as Mt Lawley Inglewood Cricket Club Inc	11/04/2013
14626	Crested Crane Investments Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Currabine and known as Sushi Master Misake Currabine	21/04/2013
14651	Tall Timbers Manjimup Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in Manjimup and known as Tall Timbers Manjimup Pty Ltd	26/04/2013
14655	Samudra Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Dunsborough and known as Samudra	26/04/2013
14658	Joondalup United Football Club Inc	Application for the grant of a Club Restricted licence in respect of premises situated in Mullaloo and known as Joondalup United Football Club Inc	8/04/2013
14659	Oscar William Tao Boyne	Application for the grant of a Small Bar licence in respect of premises situated in North Perth and known as Our Mutual Friend	23/04/2013
14666	Rocky Patrick D'Costa and Deborah Ann D'Costa	Application for the grant of a Liquor Store licence in respect of premises situated in Cannington and known as Cannington Supa IGA Liquor	28/04/2013
14664	Jesster Worldwide Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in North Fremantle and known as Bib and Tucker—Leighton Beach	10/04/2013

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
40126	Comp-U-Cutt Pty Ltd	Application for the grant of an extended trading permit ongoing hours in respect of premises situated in Barragup and known as Mandurah Cellars	8/04/2013

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

B. A. SARGEANT, Director of Liquor Licensing.

22 March 2013.

ROTTNEST ISLAND AUTHORITY

RX401*

ROTTNEST ISLAND REGULATIONS 1988

TEMPORARY NOTICE TO MARINERS

CLOSURE OF WATERS TO BOATING

Parakeet Bay, Rottnest Island

Special Event 2013

Acting pursuant to the powers conferred by regulation 38B of the *Rottnest Island Regulations 1988*, the Rottnest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised vessels, between 6:00am on Tuesday 2 April 2013 and 7:00pm on Friday 5 April 2013.

Parakeet Bay

All the waters bound by the shoreline to points—

-31 59' 15.457" south and 115 30' 51.702" east

-31 59' 18.558" south and 115 31' 07.817" east

-31 59' 22.768" south and 115 31' 05.533" east

-31.59' 21.750" south and 115.30' 56.383" east

This has been introduced to assist the Rottnest Island Authority in achieving public safety while conducting a special event.

Mariners are advised to navigate with caution and maintain a safe clearance when transiting this area.

PAOLO AMARANTI, Chief Executive Officer,
Rottnest Island Authority.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of Innocenzo Iacobellis who died on 21 July 2012, of Belrose Care Facility, Maddington Road, Orange Grove, 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 said deceased person are required by the Executor of the deceased's estate being Peter Angus Tibbits, care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming, Western Australia, to send particulars of their claims to him by 19 April 2013, 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

Kenneth Alfred Lance, late of 71 Thelma Street, Como, 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 the 25th day of September 2012, are required by the personal representative, Rodney William Lance of care of Gibson & Gibson Lawyers, PO Box 7492, Cloisters Square WA 6850 to send particulars of their claims to him by the 23rd day of April 2013, after which date the personal representative 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

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, and amendments thereto relate) in respect of the estates of the undermentioned deceased persons are required by the personal representatives care of Messrs Jackson McDonald, 25th Floor, 140 St Georges Terrace, Perth, Western Australia 6000 (GPO Box M971, Perth Western Australia 6843) to send particulars of their claims to them within one month from the date of publication of this notice at the expiration of which time the personal representatives may convey or distribute the assets having regard only to the claims of which they have then had notice—

Iris Yvonne Cook deceased, late of Alfred Carson Lodge, Bay Road, Claremont, Western Australia, who died on 14 October 2012.

Graham Randall Davies deceased, late of 42E 25 Cockburn Road, South Fremantle, Western Australia, who died on 19 May 2011.

Constance May Granger deceased, late of St Ives Residential Care, 20 Windelya Road, Murdoch, Western Australia, who died on 29 November 2012.

John McKibbin deceased, late of 23 Chiraz Street, Greenmount, Western Australia, who died on 6 November 2012.

Kathleen Eleanor Pearse deceased, late of Nazareth House, Bluff Point, Western Australia, who died on 12 November 2012.

Dated this 19th day of March 2013.

JACKSON McDONALD.

ZX404**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 Estate of the late Roko Dobra of 3 Bent Street, Safety Bay, Western Australia, who died on 10 November 1981, are required by the Trustees, Dominic James Dobra and George Dobra of 7 Champion Drive, Armadale WA 6112 to send particulars of such claims to them within 30 days of this notice. After such date the Trustees may convey or distribute the assets of the Estate, having regard only to the claims of which the Trustees have notice.