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— PART 1 —

AGRICULTURE AND FOOD

AG301*

Biosecurity and Agriculture Management Act 2007

Biosecurity and Agriculture Management (Fees and Charges) Determination 2013

Made by the Director General under the *Biosecurity and Agriculture Management Regulations 2013* regulation 125.

1. Citation

This determination is the *Biosecurity and Agriculture Management (Fees and Charges) Determination 2013*.

2. Commencement

This determination comes into operation as follows —

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

3. Unit includes part of unit

In this determination a reference to a unit of a specified number of minutes includes a reference to part of that unit.

4. Determination of fees and charges

The fees and charges set out in in the Tables are determined by the Director General under the *Biosecurity and Agriculture Management Regulations 2013* regulation 125.

5. Import and export fees and charges: Table 1

- (1) In this clause —

normal hours means 6 a.m. to 6 p.m. on a week day;

nursery stock means any plant or part of a plant, but does not include the following —

- (a) fruit;
- (b) vegetables for direct consumption;

- (c) cut flowers and foliage;
 - (d) seed;
 - (e) tissue culture;
 - (f) aquatic plants.
- (2) The fees and charges set out in Table 1 are determined for the following —
- (a) the inspection and treatment of organisms and potential carriers that are being imported or exported;
 - (b) the assessment and verification, or issue, of documents required in relation to the import or export of organisms and potential carriers;
 - (c) laboratory analysis of organisms and potential carriers that are being imported or exported;
 - (d) supply of products for the control of declared pests in relation to organisms and potential carriers that are being imported or exported.
- (3) The fees and charges set out in Table 1 are payable by the importer, exporter or owner of the organism or potential carrier.
- (4) No fees or charges set out in Table 1 are payable for the following —
- (a) the inspection of vehicles and agricultural products at road checkpoints;
 - (b) the inspection of passengers and agricultural products at airport terminals;
 - (c) the assessment of freight declarations;
 - (d) the inspection before 1 July 2013 of items (excluding used vehicles) consigned privately for purposes other than commercial purposes.

Table 1

IMPORT AND EXPORT FEES AND CHARGES		
Item	Description	Fee (\$)
1	Inspection of plant or potential carrier other than animal Inside normal hours or shift hours <i>At inspection point (per 15 minute unit)</i>	
	plant other than nursery stock	45.75
	nursery stock	47.00
	potential carrier other than animal	45.75

IMPORT AND EXPORT FEES AND CHARGES		
Item	Description	Fee (\$)
2	Inspection of plant Inside normal hours or shift hours <i>Away from inspection point</i> plant other than nursery stock (per 15 minute unit within 2 hours from the commencement of the inspection)	58.00
	nursery stock (per 15 minute unit within 2 hours from the commencement of the inspection)	59.00
	plus for each additional contiguous 15 minute unit beyond 2 hours for the rest of the working period	45.75
	plus travel charge when the inspection is more than 50 km away from an inspection point	141.00
3	Inspection of plant or potential carrier other than animal Contiguous with normal hours or shift hours <i>At inspection point</i> per 15 minute unit	59.50
4	Inspection of plant Contiguous with normal hours or shift hours <i>Away from inspection point</i> per 15 minute unit for first 2 hours	78.50
	plus for each additional contiguous 15 minute unit beyond 2 hours	59.50
	plus travel charge when the inspection is more than 50 km away from an inspection point	177.00

IMPORT AND EXPORT FEES AND CHARGES		
Item	Description	Fee (\$)
5	Inspection of plant or potential carrier other than animal Outside of, and not contiguous with, normal hours or shift hours (including Saturday, Sunday and public holiday) <i>At inspection point</i> For any part of first 2 hours (minimum fee) per 15 minute unit after first 2 hours	 442.00 69.00
6	Inspection of plant Outside of, and not contiguous with, normal hours or shift hours (including Saturday, Sunday and public holiday) <i>Away from inspection point</i> per 15 minute unit for first 2 hours plus for each additional contiguous 15 minute unit beyond 2 hours plus travel charge when the inspection is more than 50 km away from an inspection point	 600.00 (minimum fee) 88.50 177.00
7	Inspection of animal Inside normal hours <i>At headquarters</i> per 15 minute unit	 45.75
8	Inspection of animal Inside normal hours <i>Away from headquarters</i> per 15 minute unit plus travel charge in respect of each 25 km or part of 25 km travelled from headquarters	 45.75 45.75

IMPORT AND EXPORT FEES AND CHARGES		
Item	Description	Fee (\$)
9	Inspection of animal Outside of normal hours and not on Saturday, Sunday or public holiday <i>At headquarters</i> per 15 minute unit	58.00
10	Inspection of animal Outside of normal hours and not on Saturday, Sunday or public holiday <i>Away from headquarters</i> per 15 minute unit plus travel charge in respect of each 25 km or part of 25 km travelled from headquarters	58.00 58.00
11	Inspection of animal On Saturday, Sunday or public holiday <i>At headquarters</i> per 15 minute unit with minimum charge	69.00 600.00
12	Inspection of animal On Saturday, Sunday or public holiday <i>Away from headquarters</i> per 15 minute unit plus travel charge in respect of each 25 km or part of 25 km travelled from headquarters with minimum charge	69.00 69.00 600.00
13	Inspection, assessment and issue of import documentation	28.25
14	Verification of export health certificate (animal)	45.75
15	Verification of surveillance quarantine release notice (not associated with property visit) per 15 minute unit	45.75

IMPORT AND EXPORT FEES AND CHARGES		
Item	Description	Fee (\$)
16	Laboratory analysis of plant	78.50
17	Dip or spray for cattle tick (for unregulated movements) Minimum fee per session (regardless of number of animals) Or per animal treated (where sum is greater than minimum fee)	25.00 2.75
18	Supply of triclabendazole as a drench to control liver fluke in cattle on import into State Minimum fee per session (regardless of number of animals) Or per kilo of body weight (where sum is greater than the minimum fee) (a) up to 35 kg (b) 36 — 100 kg (c) 101 — 300 kg (d) 301 — 600 kg (e) more than 600 kg	27.00 0.75 2.25 5.00 10.10 12.90
19	Vehicle washdown Kununurra inspection point (a) small trailers and vehicles (b) trucks (per deck) (c) machinery (per 30 minute unit) Other inspection points (a) small trailers and vehicles (b) trucks (per deck) (c) machinery (per 30 minute unit)	 27.25 38.25 43.50 37.25 60.00 87.00

6. Quarantine facility fees and charges: Table 2

- (1) In this clause —
approved quarantine facility has the meaning given in the *Biosecurity and Agriculture Management Regulations 2013* regulation 3.
- (2) The fees and charges set out in Table 2 are determined in relation to quarantine facilities.

Table 2

QUARANTINE FACILITY FEES AND CHARGES		
Item	Description	Fee (\$)
1	Application for approval of, or renewal of approval of, a place as a quarantine facility: <i>Biosecurity and Agriculture Management Regulations 2013</i> r. 107(3)	241.00
2	Inspection of approved quarantine facility: per 15 minute unit	60.00

7. Keeping fees: Table 3

- (1) In this clause —
declared pest animal means an animal that is a declared pest.
- (2) The fees and charges set out in Table 3 are determined in relation to the keeping of declared pest animals.

Table 3

KEEPING FEES		
Item	Description	Fee (\$)
1	Inspection of premises where it is proposed declared pest animal will be kept (inclusive of travel time and expenses)	158.00
2	Application for permit to keep declared pest animal: <i>Biosecurity and Agriculture Management Regulations 2013</i> r. 91(2)(d)	92.50

8. Stock and apiaries fees: Table 4

The fees set out in Table 4 are determined for the purposes of the *Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013* (the **BAM (IMSA) Regulations**).

Table 4

STOCK AND APIARIES FEES			
Item	Description	BAM (IMSA) Regulations	Fee (\$)
1	Application for registration as owner of stock	r. 7(3)	68.00
2	Application for registration as beekeeper	r. 13(6)	68.00

STOCK AND APIARIES FEES			
Item	Description	BAM (IMSA) Regulations	Fee (\$)
3	Application for renewal of registration as owner of stock	r. 23(2)	68.00
4	Application for renewal of registration as beekeeper	r. 23(2)	
	(a) one year		34.00
	(b) 2 years		52.00
	(c) 3 years		68.00
5	Application for transfer of identifier	r. 27(3)(a)	68.00

Dated: 1/5/2013.

JOHN RUPRECHT, A/Director General.

CONSERVATION

CO301*

Conservation and Land Management Act 1984

Public Firewood Areas Order 2013

Made by the CEO under the *Forest Management Regulations 1993* regulation 98.

1. Citation

This order is the *Public Firewood Areas Order 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. Public firewood areas

- (1) The areas of State forest named in Schedule 1 column 1 and described in Schedule 1 column 3 are —
- (a) set aside for the purposes of the collection of firewood by members of the public; and
 - (b) designated as being areas to which the *Forest Management Regulations 1993* regulation 100 applies.
- (2) The locations of the areas referred to in subclause (1) are shown on the relevant DECMAPs referred to in Schedule 1 column 2.

Note: Copies of the DECMAPs referred to in Schedule 1 column 2 are available for inspection by the public during normal office hours at the Department of Environment and Conservation's offices as follows —

Swan Region firewood collection areas: Swan Region office, 7 Turner Avenue, Technology Park, Bentley

Donnelly and Frankland District firewood collection areas: Warren Region office, Brain St, Manjimup.

Schedule 1 — Public firewood collection areas

[cl. 3]

Area	DECMAP	Description
Cobiac	COGS 1:50000: 2133-23	<p>That part of Cobiac Forest Block extending —</p> <p>from the intersection of Jarrahdale Road and Frollett Road at 419126.5mE and 6423001.4mN (point A),</p> <p>then south of the Jarrahdale Road alignment from start point A heading east to point B at 421721.6mE and 6424064.0mN, being the intersection of Jarrahdale Road and Cobiac Road,</p> <p>then west of the Cobiac Road alignment from point B heading south to point C at 422555.5mE and 6421816.1mN, being the intersection of Cobiac Road and Sheoak Road,</p> <p>then north-west of Sheoak Road alignment from point C to point D at 421306.8mE and 6420906.0mN, being the intersection of Sheoak Road and Frollett Road,</p> <p>then north-east of Frollett Road alignment from point D to start point A.</p>

Area	DECMAP	Description
Holyoake	COGS 1:50000: 2132-14	<p>That part of Holyoake Forest Block extending —</p> <p>from the intersection of Wilde Road and unnamed forest track at 415078.9mE and 6382593.6mN (point A),</p> <p>then south of the Wilde Road alignment from start point A heading east to point B at 415929.9mE and 6382551.2mN, being the intersection of Wilde Road and Lake Banksiadale Reservoir Protection Zone boundary,</p> <p>then west of the Lake Banksiadale Reservoir Protection Zone boundary from point B heading south to point C at 415620.7mE and 6381897.1mN, being the intersection of Lake Banksiadale Reservoir Protection Zone boundary and unnamed forest track,</p> <p>then south-west of unnamed forest track alignment from point C to point D at 415921.4mE and 6381564.8mN, being the intersection of unnamed forest tracks at FD reference tree CT 65 2,</p> <p>then south-west of a line from point D bearing 127.2° to point E at 416937.4mE and 6380836.7mN on hill top,</p> <p>then west of a line from point E bearing 197.9° to point F at 416531.0mE and 6379448.1mN,</p> <p>then north of a line from point F bearing 259.4° to point G at 416255.9mE and 6379388.9mN,</p> <p>then north of a line from point G bearing 271.6° to point H at 415862.1mE and 6379388.9mN,</p> <p>then north-east of a line bearing 313.3° from point H to</p>

Area	DECMAP	Description
		<p>point I at 414930.8mE and 6380218.6mN being intersection of unnamed forest tracks,</p> <p>then east of a line bearing 354.4° from point I to point J at 414786.8mE and 6381361.7mN on hill top,</p> <p>then east of a line bearing 15.6° from point J to point K at 414964.7mE to 6382072.9mN being intersection of unnamed forest tracks,</p> <p>then east of unnamed forest track alignment from point D to start point A.</p>
Glenlynn, Yornup (Donnelly North Central)	Wilgarrup, Bridgetown	<p>That part of State forest number 9 bounded by a line commencing on the north-west corner of the road surface at the junction of Mokerdillup Road and Grange Road and extending —</p> <p>2 000 metres on 357°,</p> <p>then 404 metres on 29°,</p> <p>then 2 600 metres on 89°,</p> <p>then 2 900 metres on 180°,</p> <p>then 13 400 metres on 164°,</p> <p>then 8 400 metres on 270</p> <p>then 13 600 metres on 9°.</p>
Graphite Lewin, Gordon, Andrew, Barlee, Iffley (Donnelly North West 2)	Carlotta Brook, Charnwood, Lake Jasper	<p>That part of State forest number 57 bounded by a line commencing on the north-east corner of the road surface at the junction of Wishart Road and Pullock Road and extending —</p> <p>978 metres on 356°,</p> <p>then 4 500 metres on 89°,</p> <p>then 1 900 metres on 40°,</p> <p>then 1 500 metres on 118°,</p> <p>then 625 metres on 180°,</p> <p>then 4 600 metres on 91°.</p>

Area	DECMAP	Description
		then 6 400 metres on 178°, then 2 800 metres on 89°,
		then 3 200 metres on 158°, then 4 400 metres on 171°, then 175 metres on 203°, then 4 300 metres on 275°, then 3 700 metres on 254°, then 1 800 metres on 273°, then 1 800 metres on 35°, then 6 200 metres on 0°, then 5 200 metres on 315°, then 1 600 metres on 334°, then 3 300 metres on 270°, then 416 metres on 357°.
Barlee, Easter, Iffley, Gray, Strickland, Graphite (Donnelly North West 3)	Carlotta Brook, Charwood	That part of State forest number 35 bounded by a line commencing on the north-east corner of the road surface at the junction of Wishart Road and Pullock Road and extending — 446 metres on 172°, then 3 300 metres on 90°, then 1 600 metres on 154°, then 5 100 metres on 135°, then 6 200 metres on 180°, then 1 900 metres on 215°, then 1 900 metres on 93°,
		then 3 600 metres on 74°, then 2 100 metres on 114°, then 6 100 metres on 176°, then 9 600 metres on 249°, then 6 400 metres on 264°, then 3 100 metres on 345°, then 1 700 metres on 326°, then 2 400 metres on 355°, then 3 500 metres on 13°, then 1 900 metres on 329°,

Area	DECMAP	Description
		then 1 600 metres on 19°, then 9 500 metres on 3°, then 1 000 metres on 13°, then 647 metres on 34°, then 1 500 metres on 119°, then 293 metres on 140°.
Cleave, Flybrook, Big Brook, Channybearup, Solai, Lindsay, Diamond 1 (Donnelly West Central)	Charwood, Pemberton, Carlotta Brook, Wilgarrup	That part of State forest number 36 and State forest number 10 bounded by a line commencing on the south-east corner of the road surface at the junction of Spencer Road and Vasse Highway and extending — 6 500 metres on 85°, then 9 300 metres on 68°, then 6 000 metres on 356°, then 1 900 metres on 295°, then 4 300 metres on 95°, then 375 metres on 25°, then 7 000 metres on 76°, then 18 800 metres on 142°, then 10 100 metres on 223°, then 10 400 metres on 297°, then 4 100 metres on 197°, then 5 700 metres on 261°, then 12 600 metres on 216°, then 16 300 metres on 328°, then 2 700 metres on 358°, then 4 600 metres on 43°.
Warren, Dombakup, Crowea, Collins, Nairn, Quinninup, Diamond 2, Poole, Northcliffe (Donnelly South Central)	Meerup, Northcliffe, Pemberton	That part of State forest number 39 bounded by a line commencing on the south-east corner of the road surface at the junction of Petticoat Lane and Ritter Road and extending — 8 200 metres on 97°, then 13 000 metres on 31°, then 3 300 metres on 115°.

Area	DECMAP	Description
		then 10 100 metres on 43°, then 7 800 metres on 121°, then 15 600 metres on 161°, then 9 500 metres on 173°, then 21 500 metres on 260°, then 13 600 metres on 285°, then 12 100 metres on 345°.
Muirillup, Northcliffe (Donnelly South)	Northcliffe, Shannon	That part of State forest number 40 and State forest number 41 bounded by a line commencing on the south-east corner of the road surface at the junction of Boorara Road and Old Mill Road and extending — 2 100 metres on 23°, then 14 500 metres on 91°, then 12 600 metres on 354°, then 6 500 metres on 110°, then 17 100 metres on 195°, then 7 000 metres on 279°, then 7 600 metres on 259°, then 2 700 metres on 286°, then 2 800 metres on 350°, then 2 400 metres on 53°.
Sutton, Tone, Kin Kin, Meribup, Topanup, Weinup, Yeticup, Cardac, Dingup, Yardup, Mersea, Glenlynn, Dudijup, Kingston, Warrup, Coonan (Donnelly East Central)	Shannon, Deeside, Yerraminnup, Lake Muir, Wilgarrup	That part of State forest number 37, State forest number 38 and State forest number 55 bounded by a line commencing on the north-west corner of the road surface at the junction of South Western Highway and Adam Road and extending — 1 600 metres on 319°, then 6 400 metres on 289°, then 15 500 metres on 341°, then 7 900 metres on 302°, then 11 900 metres on 322°, then 12 200 metres on 66°, then 25 400 metres on 345°.

Area	DECMAP	Description
		<p>then 1 900 metres on 39°, then 11 900 metres on 117°, then 14 800 metres on 102°, then 12 700 metres on 145°, then 12 200 metres on 189°, then 15 900 metres on 119°, then 22 200 metres on 173°, then 14 600 metres on 275°, then 12 500 metres on 254°.</p>
<p>Bolbelup (Donnelly East)</p>	<p>Quindinup</p>	<p>That part of Timber reserve number 203/25 bounded by a line commencing on the 6 figure reference GZ11400 and extending — 944 metres on 16°, then 1 100 metres on 60°, then 173 metres on 73°, then 4 300 metres on 90°, then 1 500 metres on 181°, then 5 500 metres on 270°.</p>
<p>Carter, Thornton, Yornup, Netic, Wheatley, Yanmah, Alco (Donnelly North West 1)</p>	<p>Wilgarrup, Carlotta Brook</p>	<p>That part of State forest number 34 bounded by a line commencing on the south-west corner of the road surface at the junction of Boundary Road and Austin Road and extending — 556 metres on 335°, then 2 400 metres on 43°, then 1 300 metres on 83°, then 1 400 metres on 110°, then 3 200 metres on 70°, then 2 400 metres on 26°, then 3 400 metres on 97°, then 4 000 metres on 113°, then 5 000 metres on 354°, then 4 500 metres on 80°, then 12 400 metres on 189°, then 8 300 metres on 90°.</p>

Area	DECMAP	Description
		<p>then 12 000 metres on 165°, then 11 900 metres on 246°, then 6 900 metres on 320°, then 7 000 metres on 256°, then 4 400 metres on 351°, then 3 200 metres on 338°, then 2 800 metres on 270°, then 6 400 metres on 358°, then 4 700 metres on 271°, then 971 metres on 357°, then 3 000 metres on 65°.</p>
Frankland North West	Shannon, Mount Johnson, Deep River, Wainbup	<p>That part of State forest number 41 and State forest number 59 bounded by a line commencing on the north-west corner of the road surface at the junction of Preston Road and Aircraft Road and extending —</p> <p>3 800 metres on 40°, then 2 900 metres on 310°, then 2 700 on 252°, then 15 000 metres on 330°, then 1 100 metres on 283°, then 1 300 metres on 236°, then 4 500 metres on 198°, then 2 300 metres on 189°, then 1 900 metres on 239°, then 1 700 metres on 219°, then 6 300 metres on 133°, then 10 100 metres on 120°, then 3 700 metres on 63°.</p>
Frankland North	Deep River, Mount Frankland	<p>That part of State forest number 43, State forest number 46, State forest number 47, State forest number 48, State forest number 59 and Timber reserve number 193/25 bounded by a line commencing on the south-west corner of the road</p>

Area	DECMAP	Description
		<p>surface at the junction of Kangaroo Road and Trent Road and extending —</p> <p>14 600 metres on 292°, then 6 100 metres on 263°, then 18 400 metres on 169°, then 10 800 metres on 74°, then 12 400 metres on 88°, then 2 300 metres on 359°, then 6 800 metres on 290°, then 6 400 metres on 22°, then 2 700 metres on 253°.</p>
Frankland East 1	Owingup	<p>That part of Timber reserve number 179/25 bounded by a line commencing on the north-west corner of the road surface at the junction of South Coast Highway and Ken River Siding Road and extending —</p> <p>2 000 metres on 113°, then 3 800 metres on 7°, then 2 700 metres on 270°, then 3 000 metres on 174°, then 110 metres on 90°.</p>
Frankland East 2	Owingup, Denmark	<p>That part of State forest number 64 and Timber reserve number 202/25 bounded by a line commencing on the south-west corner of the road surface at the junction of Break Road and Watershed Road and extending —</p> <p>847 metres on 285°, then 6 500 metres on 181°, then 9 100 metres on 95°, then 2 000 metres on 133°, then 14 100 metres on 96°, then 2 200 metres on 24°, then 1 100 metres on 357°, then 1 700 metres on 28°, then 2 900 metres on 314°.</p>

Area	DECMAP	Description
		then 22 400 metres on 281°, then 1 300 metres on 231°.
Frankland North East	Kwornicup	That part of State forest number 64 and Timber reserve number 216/25 bounded by a line commencing on the north-west corner of the road surface at the junction of Belfield Road and Amarillup Road and extending — 2 900 metres on 6°, then 5 200 metres on 89°, then 5 300 metres on 4°, then 10 900 metres on 268°, then 8 300 metres on 171°, then 3 800 metres on 85°.

Dated: 22nd of April 2013.

JIM SHARP, Chief Executive Officer.

JUSTICE

JU301*

Supreme Court Act 1935

Supreme Court Amendment Rules (No. 4) 2013

Made by the judges of the Supreme Court.

1. Citation

These rules are the *Supreme Court Amendment Rules (No. 4) 2013*.

2. Commencement

These rules come into operation as follows —

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on the 14th day after that day.

3. Rules amended

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

4. Order 75A rule 4 amended

In Order 75A rule 4 delete “[name] of [address],” and insert:

[name],

Dated: 30 April 2013.

Judges’ signatures:

Chief Justice MARTIN

Justice McKECHNIE

Justice CHANEY

Justice McLURE

Justice MARTIN

Justice PULLIN

Justice MURPHY

Justice HEENAN

Justice HALL

Justice Le MIERE

Justice MAZZA

Justice JENKINS

Justice CORBOY

Justice SIMMONDS

Justice PRITCHARD

Justice BUSS

Justice ALLANSON

Justice BEECH

Justice EDELMAN

Justice NEWNES

— PART 2 —

ENERGY

EN401*

ELECTRICITY INDUSTRY ACT 2004

AMENDED LICENCES

Notice is given that the following Electricity Licences have been amended—

Licensee: Bluewaters Power 1 Pty Ltd
 ABN 93 106 03 4879
 ACN 106 034 879

Issue Date: 9 March 2006

Address of Licensee: PO Box 5796
 Perth WA 6831

Classification: Electricity Generation (EGL4)

Term of Licence: Up to and including 8 March 2036

Area Covered: Licence Area is the area as set out in **Plan No. ERA-EL-069(B)** in the State of Western Australia

Amendment: Change of Licensee's name from Griffin Power Pty Ltd to Bluewaters Power 1 Pty Ltd

Licensee: Bluewaters Power 1 Pty Ltd
 ABN 93 106 03 4879
 ACN 106 034 879

Issue Date: 14 August 2006

Address of Licensee: 15th Floor
 28 The Esplanade
 Perth WA 6000

Classification: Electricity Retail (ERL12)

Term of Licence: Up to and including 13 August 2021

Area Covered: Licence Area is the area as set out in **Plan No. ERA-EL-103(C)** in the State of Western Australia

Amendment: Change of Licensee's name from Griffin Power Pty Ltd to Bluewaters Power 1 Pty Ltd

Licensee: Bluewaters Power 2 Pty Ltd
 ABN 57 122 896 968

Issue Date: 20 June 2007

Address of Licensee: 15th Floor
 28 The Esplanade
 Perth WA 6000

Classification: Electricity Generation (EGL17)

Term of Licence: Up to and including 19 June 2037

Area Covered: Licence Area is the area as set out in **Plan No. ERA-EL-090(A)** in the State of Western Australia

Amendment: Change of Licensee's name from Griffin Power 2 Pty Ltd to Bluewaters Power 2 Pty Ltd

Inspection of Licence: Economic Regulation Authority
 4th Floor
 Albert Facey House
 469 Wellington Street
 Perth WA 6000

LYNDON G. ROWE, Chairman,
 Economic Regulation Authority.

EN402***ELECTRICITY INDUSTRY ACT 2004**
AMENDED LICENCES

Notice is given that the following electricity licence has been amended—

Licensee: Regional Power Corporation (t/a Horizon Power)
ABN 57 955 011 697

Issue Date: 30 March 2006

Address of Licensee: Stovehill Road
KARRATHA WA 6714

Classification: Electricity Integrated Regional Licence (EIRL2)

Term of Licence: Up to and including 29 March 2036

Area Covered: Licence Area is the area as set out in **Plan No.** ERA-EL-007(B); ERA-EL-008(B); ERA-EL-009; ERA-EL-010; ERA-EL-011(A); ERA-EL-012(D); ERA-EL-013; ERA-EL-014(B); ERA-EL-015(B); ERA-EL-016; ERA-EL-017(E); ERA-EL-018(A); ERA-EL-019(A); ERA-EL-020(A); ERA-EL-021; ERA-EL-022(A); ERA-EL-023(B); ERA-EL-024; ERA-EL-025(A); ERA-EL-026; ERA-EL-027(A); ERA-EL-028(A); ERA-EL-029; ERA-EL-030(A); ERA-EL-031(B); ERA-EL-032(A); ERA-EL-033(A); ERA-EL-034(A); ERA-EL-035(B); ERA-EL-036; ERA-EL-037(B); ERA-EL-038(B); ERA-EL-039(B); ERA-EL-040(A); ERA-EL-050(D); ERA-EL-051; ERA-EL-052(A); ERA-EL-053(C); ERA-EL-120 and ERA-EL-121 in the State of Western Australia

Amendment: Minor amendments of licence area: ERA-EL-032(A) Roebourne and ERA-EL-050(D) Karratha.

Inspection of Licence: Economic Regulation Authority
4th Floor
Albert Facey House
469 Wellington Street
Perth WA 6000

LYNDON G. ROWE, Chairman,
Economic Regulation Authority.

EN403***ENERGY COORDINATION ACT 1994**
AMENDED LICENCES

Notice is given that the following Gas Trading Licence has been amended—

Licensee: Alinta Sales Pty Ltd (t/a Alinta Energy)
ABN 92 089 531 984

Issue Date: 1 July 2010

Address of Licensee: 12-14 The Esplanade
PERTH WA 6000

Classification: Gas Trading (GTL9)

Term of Licence: Up to and including 30 June 2020

Area Covered: Coastal, Great Southern and Goldfields-Esperance gas supply areas as shown in Plan No. ERA-GAS-007(A) in the State of Western Australia

Amendment: To align record keeping and reporting with maximum billing cycle.

Inspection of Licence: Economic Regulation Authority
4th Floor
Albert Facey House
469 Wellington Street
Perth WA 6000

LYNDON G. ROWE, Chairman,
Economic Regulation Authority.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994**WEST COAST ESTUARINE FISHERY (INTERIM) MANAGEMENT PLAN AMENDMENT 2013**

FD 351/04 [1129]

Made by the Minister under section 54.

1. CitationThis instrument is the *West Coast Estuarine Fishery (Interim) Management Plan Amendment 2013*.**2. Management plan amended**The amendments in this instrument are to the *West Coast Estuarine Fishery (Interim) Management Plan 2003*.**3. Clause 3 amended**

In clause 3 delete “ 6 May 2013 ” and insert—

30 June 2014

4. Clause 22 replaced

Delete clause 22 and insert—

Fishing by means of crab pots – general restrictions**22.** (1) A nominated operator must not fish for crabs in Area 2 by means of a crab pot unless the relevant permit authorises the use of crab pots in Area 2.

(2) A nominated operator must not fish for crabs in Area 2 by any means other than a crab pot.

(3) A nominated operator must not at any time during the period 1 September to 31 October in any year—

- (a) set or pull a crab pot; or
- (b) allow a crab pot to remain,

in Area 2.

(4) A nominated operator must not fish with a number of crab pots in excess of the current entitlement specified on the relevant permit.

(5) A nominated operator must not carry on board a boat a number of crab pots more than two crab pots in excess of the current entitlement specified on the relevant permit.

(6) A nominated operator must not use or carry on board a boat a crab pot that does not conform with the specifications set out in Schedule 5.

(7) A nominated operator must not pull a crab pot in Area 2 unless that person set that crab pot.

(8) A nominated operator must not—

- (a) set a crab pot; or
- (b) allow a crab pot to remain,

in Area 2—

- (i) during the period commencing 1 November and ending on 31 March in the following year, at any time between 0900 hours on any Saturday and 0330 hours on the following Monday; or

- (ii) during the period commencing 1 April and ending on 31 August in any calendar year, at any time between 1000 hours on any Saturday and 0330 hours on the following Monday.

(9) A nominated operator must not pull a crab pot in Area 2—

- (a) during the period commencing 1 November and ending on 31 March in the following year, at any time before 0330 or after 0900 hours; or
- (b) during the period commencing 1 April and ending on 31 August in any calendar year, at any time before 0330 or after 1000 hours.

(10) A nominated operator must not fish for crabs in Area 2 by means of a crab pot unless that crab pot has attached to it a surface float which—

- (a) has a diameter of not less than 150 millimetres; and
- (b) is marked with legible characters not less than 60 millimetres high and not less than 10 millimetres wide showing the licensed fishing boat number of the boat that is used to set or pull the pot.

(11) Notwithstanding subclause (10), a nominated operator may set a maximum of 10 crab pots that are attached to each other by negatively buoyant rope, provided that at least one crab pot is attached to a surface float as described in subclause (10).

Dated: 29 April 2013.

T. BUSWELL, Minister for Fisheries.

FI402***PEARLING ACT 1990****DECISION TO GRANT AN APPLICATION FOR THE RENEWAL OF A PEARL OYSTER FARM LEASE
FD 998/01**

I, Lindsay Joll, Director Aquatic Management, as delegate for the Chief Executive Officer (CEO) of the Department of Fisheries, Western Australia, pursuant to Section 23(1) of the *Pearling Act 1990* have made the decision to grant an application submitted by Maxima Pearling Company Pty Ltd to renew two pearl oyster farm leases in respect of an area of water located at Cone Bay (Cone Bay Site 1 and Cone Bay Site 2).

The coordinates and expiry dates of the leases being issued are as follows—

Cone Bay Site 1

For a period to expire: 28 April 2034

Boundary Corner Co-ordinates: Datum GDA94

Pnt	Longitude	Latitude
A	123° 31.3380'	-16° 27.7822'
B	123° 31.7090'	-16° 26.8391'
C	123° 33.7012'	-16° 27.5356'
D	123° 33.6322'	-16° 27.7396'
E	123° 34.1806'	-16° 27.9248'
F	123° 33.9136'	-16° 28.6580'

Cone Bay Site 2

For a period to expire: 28 April 2034

Boundary Corner Co-ordinates Datum: GDA 94

Pnt	Longitude	Latitude
A	123° 29.2938'	-16° 27.0895'
B	123° 30.0695'	-16° 25.4922'
C	123° 31.6391'	-16° 26.0747'
D	123° 31.4097'	-16° 26.7216'
E	123° 31.7090'	-16° 26.8391'
F	123° 31.3380'	-16° 27.7822'

Under section 33(1) of the *Pearling Act 1990* a person aggrieved by my decision may apply to the State Administrative Tribunal (SAT) for a review of the decision. Application forms can be obtained from the SAT located at Level 4, 12 St Georges Terrace, Perth WA or from the SAT's website at www.sat.justice.wa.gov.au. The application together with any supporting documents should be lodged with the SAT within 28 days of publication of this Notice. When an application is accepted by the Chief Executive Officer of the SAT, the applicant is to give a copy of the application to the Chief Executive Officer, Department of Fisheries, Level 3, 168 St Georges Terrace, Perth WA.

Dated this 16th day of April 2013.

LINDSAY JOLL, Director Aquatic Management,
as delegate for the Chief Executive Officer.

HEALTH

HE401***POISONS ACT 1964****POISONS ACT (SECTION 52A) NOTICE 2013A**

Made by the Minister under section 52A.

1. Citation

This notice may be cited as the *Poisons Act (Section 52A) Notice 2013A*.

2. Revocation of authorisation

The *Poisons Act (Section 52A) Notice 2013* is revoked.

3. Authorised officers

The persons specified in the table to the notice are declared to be authorised officers for the purposes of the Act.

TABLE

Neil Keen	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Jane Carpenter	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Rosemary Arrigo	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.

Anna Gelavis	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Joy Knight	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Susana Gay	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
John McEncroe	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Susan Gontaszewski	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Alpa Dodhia	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Michael Cao	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Paula Munt	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Lindsay Ferguson	Pharmaceutical Services Branch, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Jillian Murphy	Regulatory Support and Training Unit, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Mark Walding	Regulatory Support and Training Unit, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Ivan Zaknich	Regulatory Support and Training Unit, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Carrie Gould	Regulatory Support and Training Unit, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Katie Rutledge	Regulatory Support and Training Unit, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Shane Ukich	Regulatory Support and Training Unit, Disaster Management, Regulation and Planning Directorate, Public Health Division, Department of Health.
Lisa Stewart	Inspector, Australian Pesticides and Veterinary Medicines Authority.

Dated this 29th day of April 2013.

Dr KIM HAMES, Minister for Health.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954

APPOINTMENTS

In accordance with the *Bush Fire Act 1954* the Shire of Moora has appointed the following officers to the respective positions for the 2013-2014 fire seasons—

Chief Bush Fire Control Officer	Brendan Pratt
Deputy Chief Bush Fire Control Officer	Derek Stewart
Community Emergency Services Manager	Vicki Booth
Fire Weather Officer	Hugh Bryan
Deputy Fire Weather Officers	Brendan Pratt Derek Stewart
Fire Control Officers	Toby Ellis (Bindi Bindi) Les Crane (Bindi Bindi) Brad Tonkin (Coomberdale) David McLean (Coomberdale) Jaden Cocking (Koojan) Glen Vanzetti (Koojan) Terry Murray (Koojan) Tom Sayers (Miling) Mark Harrington (Miling) Brad Millstead (Watheroo) Len Mitchell (Watheroo) Neil Martin (VFRS)
Fire Permits Only	Shire of Moora Ranger

All previous appointments are hereby cancelled.

ALAN LEESON, Chief Executive Officer, Shire of Moora.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

DELEGATION

The Joint Authority in respect of the offshore area of the State of Western Australia hereby revokes all existing delegations made pursuant to section 66 of the Act and delegates all its functions and powers under the Act (other than the power to delegate), or under an Act that incorporates the Act, to the following two persons together—

- the person from time to time performing the duties of General Manager, Offshore Resources Branch, Resources Division, Commonwealth Department of Resources, Energy and Tourism, as the person representing the Commonwealth Minister; and
- the person from time to time holding, occupying, or performing the duties of the office of Executive Director, Petroleum Division, Department of Mines and Petroleum of the State of Western Australia, as the person representing the State Minister.

Dated this 10th day of April 2013.

GARY GRAY, Minister for Resources and Energy.

Dated this 23rd day of April 2013.

BILL MARMION, Minister for Mines and Petroleum.

MP402*

MINING ACT 1978

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Norseman WA 6443.

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.

A. MAUGHAN, Warden.

To be heard by the Warden at Norseman on 18 June 2013.

DUNDAS MINERAL FIELD

Prospecting Licences

P 63/1685	Powter, David John
P 63/1686	Centipede Minerals Pty Ltd
P 63/1687	Powter, David John Auro Pty Ltd
P 63/1688	Powter, David John Auro Pty Ltd
P 63/1831	Powter, David John Brooks, Alan George
P 63/1832	Paxton Enterprises Pty Ltd

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
AMENDMENT 033/57 TO THE PEEL REGION SCHEME
 (MINOR AMENDMENT)

Modification of the Regional Roads Reservation
 Pinjarra and Old Mandurah Roads
 Call for Public Submissions

The Western Australian Planning Commission proposes to amend the Peel Region Scheme, in respect of land in Ravenswood and is seeking public comment.

The purpose of the amendment is to transfer approximately 1.3 hectares of land in Ravenswood from the Primary Regional Roads reservation to the Urban zone in the Peel Region Scheme.

The Western Australian Planning Commission hereby certifies that, in its opinion, the amendment does not constitute a substantial alteration to the Peel Region Scheme.

The plan showing the proposed amendment and the amendment report, which explains the proposal, will be available for public inspection from 3 May 2013 to 2 July 2013 at the following locations—

- the offices of the Western Australian Planning Commission (140 William Street, Perth);
- the Department of Planning's Peel region office (11-13 Pinjarra Road, Mandurah);
- the Shire of Murray's municipal offices (1915 Pinjarra Road, Pinjarra); and
- the J. S. Battye Library (Level 3 Alexander Library Building, Perth Cultural Centre).

Documents are also available from the Planning WA website: www.planning.wa.gov.au.

Any person who wishes to make a submission either supporting, objecting or providing comment in respect of the proposed amendment should do so on a submission form (Form 57). These submission forms are available from the display locations, the amendment report and the internet.

Submissions must be lodged with—

The Secretary
 Western Australian Planning Commission
 Unit 2B, 11-13 Pinjarra Road
 Mandurah WA 6210

on, or before 5.00pm **Tuesday 2 July 2013**.

Late submissions will not be considered.

NEIL THOMSON, Secretary,
 Western Australian Planning Commission.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Albany

Town Planning Scheme No. 3—Amendment No. 293

Ref: TPS/0617

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

1. Replacing "Plan of Subdivision No. 5" as it relates to Special Rural Zone No. 5 with the revised Subdivision Guide Plan.
2. Replacing Provision 1.0 of Special Rural Zone Area No. 5 with the following—
 - 1.0 Subdivision of Special Rural Zone Area No. 5 shall be in accordance with the Subdivision Guide Plan endorsed by the Chief Executive Officer. Council may recommend that the Western Australian Planning Commission approve minor variations to the Subdivision Guide Plan, however, the further breakdown of lots is prohibited.
3. Replacing Provision 2.1 of Special Rural Zone Area No. 5 with the following—
 - 2.1 Minimum lot size shall be 1 hectare.
4. Inserting Provision 2.3 into Special Rural Zone Area No. 5 as follows—
 - 2.3 Notwithstanding provision 2.2, Council may approve a side setback variation where it will facilitate the sharing of a building protection zone and/or hazard separation zone, in order to reduce the amount of vegetation clearing required for fire risk mitigation.

5. Inserting Provision 4.3 into Special Rural Zone Area No. 5 as follows—
 - 4.3 The keeping of cats shall not be permitted.
6. Modifying Provisions 5.1, 5.2, 7.1, 12.1 and 12.2 to replace reference to “Plan of Subdivision” with “Subdivision Guide Plan”.
7. Modifying Provision 5.2a to remove “and Urban Development”.
8. Inserting provision 5.3 into Special Rural Zone Area No. 5 as follows—
 - 5.3 Buildings shall be centrally located within designated Building Envelopes.
9. Replacing provision 6.1 of Special Rural Zone Area No. 5 with the following—
 - 6.1 Dwellings and outbuildings shall be designed and constructed of materials which allow them to blend into the landscape of the site. Council will be supportive of walls and roofs with natural tonings in keeping with the amenity of the area. Council shall refuse to approve walls and roofs constructed of reflective materials such as unpainted zincalume and off-white colours.
10. Inserting Provisions 6.3 and 6.4 to Special Rural Zone Area No. 5 as follows—
 - 6.3 No boundary fencing shall be constructed of fibre cement, metal sheeting or wooden picket. If fencing is utilised, it shall be of rural construction such as post and strand to the satisfaction of Council.
 - 6.4 Any water tanks shall be painted or coloured an appropriate shade of brown or green or suitably screened with vegetation to the satisfaction of Council.
11. Replacing Provision 7.3 of Special Rural Zone Area No. 5 with the following—
 - 7.3 Notwithstanding 7.1 and 7.2, all vegetation within the connective vegetation corridors between Lots 5-6 and 7-8 as shown on the Subdivision Guide Plan shall be retained.
12. Inserting Provision 7.4 of Special Rural Zone Area No. 5 as follows—
 - 7.4 Clearing of native vegetation for the erection of a dwelling with Council approval shall not exceed the minimum level required to achieve the minimum Building Attack Level (BAL) standard of construction applicable to the lot.
13. Replacing Provision 9.0 of Special Rural Zone Area No. 5 with the following—
 - 9.0 Effluent Disposal

The disposal of liquid and/or solid wastes shall be carried out with an effluent disposal system approved by Council and the Health Department of WA. Systems shall be designed and located to minimise nutrient export and/or release into any waterway or ground water.

Council shall require the use of approved high performance effluent disposal systems.

No more than one effluent disposal system shall be permitted per lot.
14. Removing Provision 11.0 Fences and renumbering the following provisions “12.0 Fire Control” and “13.0 Notification of Prospective Owners”, to “11.0 Fire Control” and “12.0 Notification of Prospective Owners”.
15. Deleting renumbered Provisions 11.3, 11.4 and 11.5 and replacing them with the following—
 - 11.3 Council shall request a condition at the time of subdivision for the implementation of the Fire Management Plan (“Developer’s Responsibility”). Thereafter the “Proposed Owner’s Responsibilities” shall be implemented and maintained by individual landowners.
 - 11.4 Council shall request the Commission to apply a condition, at the time of subdivision, for the preparation of Building Protection Zones and Hazard Separation Zones. Thereafter these low fuel areas will be maintained by landowners.
 - 11.5 The Subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers are aware of the Fire Management Plan, the fire management guidelines of the Homeowners Bushfire Survival Manual and the Australian Standard 3959 “Construction of Buildings in Bushfire Prone Areas”.
16. Inserting provision 11.6 into Special Rural Zone Area No. 5 as follows—
 - 11.6 All new buildings shall be built in accordance with AS 3959 (construction of Buildings in Bushfire Prone Areas) and will comply in all aspects to a minimum Building Attack Level (BAL) 19 standard of construction unless the outcomes of a BAL assessment prepared and submitted to Council by individual lot owners at the Building Application stage requires a higher standard to be applied.
17. Inserting Provisions 11.7 into Special Rural Zone Area No. 5 as follows—
 - 11.7 Notwithstanding provision 11.6, all new buildings on Lots 5, 6, 7 and 8 as shown on the Subdivision Guide Plan will comply in all aspects to a minimum Building Attack Level (BAL) 29 standard of construction unless the outcomes of a BAL assessment prepared and submitted to Council by individual lot owners at the Buildings Application stage required a higher standard to be applied.

18. Deleting provision 13.0 Part Construction of Austin Road.
19. Inserting within Special Rural Zone Area No. 5 Special Provisions a new section 12.0 "Notification of Prospective Owners", including Provisions 12.1 and 12.2, as follows—
 - 12.0 Notification of prospective Owners
 - 12.1 Provision shall be made to Council's satisfaction to ensure prospective purchasers of land with Special Rural Zone Area No. 12 are given a copy of these Special Provisions and a copy of the Fire Management Plan prior to entering into an agreement to acquire any property.
 - 12.2 Council may request a condition at the time of subdivision for the placement of a Notification on the title of lots created advising of the Special Provisions of the Scheme and the Fire Management Plan.

D. WELLINGTON, Mayor.
G. FOSTER, Acting Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Joondalup
 District Planning Scheme No. 2—Amendment No. 66

Ref: TPS/0970

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 Joondalup local planning scheme amendment on 17 April 2013 for the purpose of—

1. Deleting clause 3.7.2 and inserting new clause 3.7.2 as follows—
 - 3.7.2 Notwithstanding clause 3.7.1, subject to clause 9.11, any major development on land in the Commercial Zone which is wholly or partly within one of the following activity centres shall not be approved unless an activity centre structure plan has been prepared and adopted in accordance with the requirements of State Planning Policy 4.2—Activity Centres for Perth and Peel and Part 9 of this Scheme—
 - (a) Warwick
 - (b) Whitford
 - (c) Currambine
 - (d) Greenwood
 - (e) Woodvale
2. Deleting clauses 3.7.3, 3.11.4 and 3.11.5.
3. Inserting new clause 3.11.4—
 - 3.11.4 Subject to Clause 9.11, any major development on land in the Centre Zone which is wholly or partly within an activity centre shall not be approved unless an activity centre structure plan has been prepared and adopted in accordance with the requirements of State Planning Policy 4.2: Activity Centres for Perth and Peel and Part 9 of this Scheme.
4. Amending clause 4.5.1 by deleting the words 'and the requirements set out in Clauses 3.7.3 and 3.11.5';
5. Inserting new clause 9.1.3 as follows—
 - 9.1.3 Where this Scheme requires an activity centre structure plan to be adopted before approval is granted for major development—
 - (a) a proponent may prepare and submit an activity centre structure plan to Council; and
 - (b) the activity centre structure plan shall be in accordance with the provisions of—
 - (i) State Planning Policy 4.2—Activity Centres for Perth and Peel; and
 - (ii) Part 9 of the Scheme and shall be regarded as a Structure Plan for the purpose of the provisions of Part 9.
6. Amending clause 9.2 to refer to clause 9.1.1 instead of clause 9.1.
7. Inserting new clause 9.7A as follows—
 - 9.7A Commission Approval Not Required for Certain Structure Plans

Notwithstanding the provisions of clauses 9.4.1, 9.6.1, 9.6.3, 9.6.6, 9.7 and 9.8.1, the Commission's consideration or adoption of a Structure Plan is not required in the case of an activity centre structure plan for a District Centre if the floorspace is 20,000m² or less shop-retail net lettable area.

8. Amending clause 9.8.1 by deleting '9.6.1' and substituting '9.6.3'.
9. Amending clause 9.11 to insert the following—
 - (d) in the case of major development in an activity centre requiring an activity centre structure plan under clauses 3.7.2 and 3.11.4, the provisions of State Planning Policy 4.2—Activity Centres for Perth and Peel.
10. Amending clause 9.8.3(b) to read as follows—

'the standards and requirements applicable to zones and R Codings under the Scheme shall apply with the necessary changes or alterations to the areas having corresponding designations under the Agreed Structure Plan. However, notwithstanding the provisions of paragraph (f), an Agreed Structure Plan may by a clear statement of intent to do so, make provision for any standard or requirement applicable to zones or R Codings to be varied, and the standard or requirement varied in that way shall apply within the area of the Agreed Structure Plan, or any stipulated part of that area, as if it was a variation incorporated in this Scheme; and'
11. Amending clause 9.8.3 (f) to read as follows—

'any other provision, standard or requirement in the Structure Plan shall be given the same force and effect as if it was a provision standard or requirement of this Scheme, but subject to the provision of subclause 9.8.3(b) allowing for a specific variation to a Scheme standard or requirement by a Structure Plan, if there is any other inconsistency or conflict not addressed as an intended variation by the Agreed Structure Plan, the provision requirement or standard of the Scheme shall prevail;'
12. Inserting the following after clause 9.11—

9.12 Local Development Plan

- 9.12.1 Where it is considered desirable to enhance, elaborate or expand the details or provisions contained in a structure plan for a particular lot or lots, a local development plan may be prepared by—
 - (a) the local government; or
 - (b) an owner.
- 9.12.2 A local development plan may include details as to—
 - (a) building envelopes;
 - (b) distribution of land uses within a lot;
 - (c) private open space;
 - (d) services;
 - (e) vehicular access, parking, loading and unloading areas, storage yards and rubbish collection closures;
 - (f) the location, orientation and design of buildings and the space between buildings;
 - (g) advertising signs, lighting and fencing;
 - (h) landscaping, finished site levels and drainage;
 - (i) protection of sites of heritage, conservation or environmental significance;
 - (j) special development controls and guidelines; and
 - (k) such other information considered relevant by the local government.
- 9.12.3 When a proposed local development plan is prepared under clause 9.12.1, the local government is to—
 - (a) advertise, or require the owner who submitted the proposed local development plan to advertise, the proposed local development plan for public inspection by one or more of the following ways—
 - (i) notice of the proposed local development plan published in a newspaper circulating in the Scheme area;
 - (ii) a sign or signs displaying notice of the proposed local development plan to be erected in a conspicuous place or places in the Development Area, or part of the Development Area, to which the proposed local development plan applies; and
 - (b) give notice or require the owner who submitted the proposed local development plan to give notice, in writing to—
 - (i) all owners whose land is included in the proposed local development plan;
 - (ii) all owners and occupiers who, in the opinion of the local government, are likely to be affected by the adoption of the proposed local development plan;
 - (iii) such public authorities and other persons as the local government nominates.
- 9.12.4 The advertisement and notice are to—
 - (a) explain the scope and purpose of the proposed local development plan;
 - (b) specify when and where the proposed detailed plan may be inspected; and

- (c) invite submissions to the local government by a specified date being not less than 21 days after the giving or erection of the notice or publication of the advertisement, as the case requires.
- 9.12.5 The local government is to consider all submissions received and—
- (a) approve the local development plan with or without conditions; or
 - (b) refuse to approve the local development plan and, where the proposed local development plan was submitted by an owner, give reasons for this to the owner.
- 9.12.6 If within 60 days of receiving a local development plan prepared under clause 9.12.1(b), or such longer period as may be agreed in writing between the owner and the local government, the local government has not made one of the determinations referred to in clause 9.12.5, the local government is deemed to have refused to approve the local development plan.
- 9.12.7 Once approved by the local government, the local development plan constitutes a variation of the structure plan.
- 9.12.8 The local government may vary a local development plan in accordance with the procedures set out in clause 9.12 onwards provided such variations do not prejudice the intention of any related structure plan.
13. Renumbering clause 9.12 to 9.13 and renumbering clause 9.13 to 9.15.
14. Amending clause 9.13.3 (previously clause 9.12.3) to insert 'or local development plan' after 'Structure Plan' in both instances where it appears in the clause.
15. Amending clause 9.13.5 (previously clause 9.12.5) to delete the numbers '9.12.1' and replace with the numbers '9.13.1'.
16. Inserting new clause 9.14 as follows—
- 9.14 If under this Scheme an activity centre structure plan is required to be adopted before approval is granted for major development in an activity centre—
- (a) the activity centre structure plan shall not be required as a precursor to major development where an Agreed Structure Plan already applies to the site of the proposed major development under—
 - (i) a previous town planning scheme; or
 - (ii) this Scheme.
17. Amending clauses 9.15.1 (previously clause 9.13.1) and 9.15.2 (previously clause 9.13.2) by adding the following words at the commencement of each clause—
'Subject to clause 9.14,'
18. Amending clause 9.15.3 (previously clause 9.13.3) to delete the numbers '9.13.1' and replace with the numbers '9.15.1', and delete the numbers '9.13.2' and replace with the numbers '9.15.2'.
19. Amending Schedule 1, as follows—
- (a) 'activity centre' means an activity centre identified in the activity centres hierarchy of State Planning Policy 4.2: Activity Centres for Perth and Peel and which is located (wholly or partly) within the Scheme area.
 - (b) amend the definition of 'Agreed Structure Plan' to add the following words at the end of the existing definition—
'and includes an activity centre structure plan prepared in accordance with State Planning Policy 4.2: Activity Centres for Perth and Peel and adopted under Part 9 of the Scheme'.
 - (c) 'major development' in relation to an activity centre has the same meaning as given to it by State Planning Policy 4.2: Activity Centres for Perth and Peel.
 - (d) in the definition of 'net lettable area' insert 'or NLA' after 'net lettable area' so it reads 'net lettable area or NLA means ...'.
 - (e) 'State Planning Policy 4.2: Activity Centres for Perth and Peel' means the policy by that name published in the *Government Gazette* on 31 August 2010 and includes any amendments to the policy.
 - (f) amend the definition of 'structure plan' by deleting the word 'policy'.
 - (g) 'activity centre structure plan' means a structure plan for an activity centre prepared in accordance with State Planning Policy 4.2—Activity Centres for Perth and Peel and Part 9 of this Scheme and which provides a framework for such future subdivision and development'
20. Amending clause 3.11.1 by deleting the words 'small neighbourhood centres to large multi-purpose regional centres' and replace with the words 'local centres to strategic metropolitan centres'.
21. Amending clause 9.3 to insert the words '(including an activity centre structure plan)' after the first reference to 'Structure Plan'.
22. Deleting Schedule 3—Commercial and Centre Zones.

PL404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Nannup

Local Planning Scheme No. 3—Amendment No. 12

Ref: TPS/0577

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 Nannup local planning scheme amendment on 3 April 2013 for the purpose of inserting a new Part in the Scheme as follows—

**PART 13—DESIGNATED BUSHFIRE PRONE AREAS AND
BUSH FIRE MANAGEMENT**

- 13.1 Bushfire Prone Areas are those areas designated as such, by the Bushfire Prone Area Maps as endorsed by Council, which form part of the Scheme for the purposes of Part 13.
- 13.2 Construction and/or additions to habitable buildings throughout the municipality in areas classified as Bush Fire Prone, will be subject to the relevant requirements pursuant to the Building Code of Australia, Australian Standard 3959—2009 (or any updates).
- 13.3 The Bushfire Prone Area Maps may be amended from time to time and are to be held at the local government office.
- 13.4 If an owner disputes their land's identification within a designated Bushfire Prone Area that owner may request in writing that the local government reconsider that identification. Supporting documentation is to be provided from a suitably qualified and/or experienced practitioner to address the requirements of the Planning for Bush Fire Protection Guidelines (Edition 2) or any updates.
- 13.5 On receiving a request made under sub-clause 13.4, the local government may determine that the land is not within a designated Bushfire Prone Area; or determine that the land's identification within a designated Bushfire Prone Area is correct.
- 13.6 Applications for the construction and/or addition to habitable buildings within Bushfire Prone Areas are to be accompanied by a report from a suitably qualified and/or experienced practitioner, which is to identify the Bushfire Attack Level (BAL) in accordance with the requirements of the Planning for Bush Fire Protection Guidelines (Edition 2) or any updates. The BAL level will inform the application of AS3959.
- 13.7 The landowner will be responsible for permanent hazard reduction measures to maintain the identified BAL.
- 13.8 In considering proposals (including applications for planning approval, subdivision applications and structure plans) where there are bush fire risks, the local government is to have regard to—
 - (a) State Planning Policy 3.4 Natural Hazards and Disasters;
 - (b) Planning for Bush Fire Protection Guidelines (Edition 2) or any updates;
 - (c) any advice obtained from the Department of Fire and Emergency Services; and
 - (d) any other planning consideration the local government considers relevant.
- 13.9 The local government may impose conditions to reduce bush fire risk to people and/or property including—
 - (a) the provision of a fire fighting water supply;
 - (b) the provision of fire services access;
 - (c) the preparation of a Fire Management Plan in accordance with the Planning for Bush Fire Protection Guidelines (Edition 2), or any updates, and implementation of specific fire protection measures set out in the plan; and
 - (d) the implementation of measures to ensure that prospective purchasers are aware of the relevant scheme provisions, Fire Management Plan and publications addressing fire safety.
- 13.10 Where a Fire Management Plan has been endorsed by the local government and/or the Department of Fire and Emergency Services, the affected land owners will be responsible for the ongoing implementation of the 'land owners responsibilities' as specified in that Fire Management Plan.

T. DEAN, Shire President.
R. JENNINGS, Chief Executive Officer.

PREMIER AND CABINET

PR401*

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

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

Hon J. H. D. Day MLA to act temporarily in the office of Minister for Environment; Heritage in the absence of the Hon A. P. Jacob MLA for the period 1 to 14 July 2013 (both dates inclusive).

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

TRANSPORT

TN401*

ROAD TRAFFIC ACT 1974 ROAD TRAFFIC (VEHICLE STANDARDS) REGULATIONS 2002 EXEMPTION

To allow higher axle group loading limits for certain complying buses
(RTVSR—2013—00843)

1. Definition

In this notice—

tag axle means a trailing non-drive axle following a drive axle in an axle group, fitted with single wheels, one on either side.

1. Exemption

I, Reece Waldo, Director General of the Department of Transport, acting pursuant to regulation 41 of the *Road Traffic (Vehicle Standards) Regulations 2002* (“the Regulations”), **hereby exempt** the vehicles to which this Notice applies from the following provisions of the Regulations, subject to compliance with the conditions set out in this Notice—

- (a) Schedule 1, Division 1, Clause 2(3) of the Regulations regarding the mass limit on the rear axle group; and
- (b) Schedule 1, Division 1, Clause 2(6)(a)(ii) of the Regulations regarding the sum of the mass limits on axle groups and single axles.

A vehicle to which this Notice applies must comply with all other applicable requirements of the Regulations.

2. Vehicles to which this Notice applies

This Notice applies only to a heavy motor vehicle that—

- (a) is a complying bus, as defined in the Regulations; and
- (b) has a rear axle group consisting of a drive axle fitted with dual tyres followed by a non-driven, steerable tag axle fitted with single tyres having a section width of not less than 375mm; and
- (c) has a spacing of at least 6.0 metres between the centre of the steer axle and the centre of the drive axle; and
- (d) has a spacing of at least 1.3 metres between the centre of the drive axle and the centre of the tag axle; and
- (e) is operating within Western Australia.

3. Conditions

A vehicle to which this Notice applies is exempt from the provisions set out in clause 1 of this Notice provided that it complies with the following conditions—

- (a) The vehicle, when loaded to the mass limits specified in sub-clauses 3(b) and 3(c), shall continue to comply with all relevant provisions of the Regulations and the *Road Traffic (Vehicle Standards) Rules 2002*; and
- (b) The mass on the drive axle shall not exceed 9.3 tonnes; and
- (c) The mass on the tag axle shall not exceed 6.2 tonnes.

4. Commencement

This exemption has effect from the day after the day of publication of this Notice in the *Government Gazette*.

This instrument is to be known as RTVSR-2013-00843.

Dated this 26th day of April 2013.

REECE WALDO, Director General.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Christopher Heales, late of 6 Lindley Road, Halls Head 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 either 21 January 2013 or 22 January 2013, are required by the personal representative to send particulars of their claims to him/her care of Clement & Co, Lawyers, Unit 2, 12 Sutton Street, Mandurah by the 11th day of June 2013 (six weeks), after which date the personal representative may convey or distribute the assets having regard only to the claims of which he/she then has notice.

CLEMENT & CO, as solicitors for the personal representative.

ZX402*

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 3 June 2013 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Benjamin, Edward Francis, late of Unit 4 57 First Avenue, Mount Lawley, formerly of 106 Clifton Street, Kelmscott, died 13.11.2012 (DE19933298 EM214)

Brown, James, late of Shoalwater Aged Care Facility, 72 Fourth Avenue, Shoalwater, died 30.03.2013 (DE19982711 EM26)

Burns, Mavis Ruth, late of Hamersley Nursing Home, 441 Rokeby Road, Shenton Park, died 27.02.2013 (DE19601289 EM22)

Martin, Alan James, late of 2 Dick Street, Northam, died 25.03.2013 (DE19940273 EM13)

McAllister, Sheila, late of 121b Fitzroy Road, Rivervale, died 18.04.2013 (DE19972751 EM15)

McCann, Leslie Thomas, late of 28 Hurley Way, Hillarys, died 24.03.2013 (DE19843380 EM32)

Morris, Jessica Enid, late of 15 Renton Street, Melville, died 17.11.2012 (DE31054008 EM110)

Williams, Doreen Mary, late of Joseph Cooke House, Room 23 2 Houtmans Street, Shelley, died 17.03.2013 (DE19662616 EM36)

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

PUBLIC NOTICES

ZZ401*

DISPOSAL OF UNCOLLECTED GOODS ACT 1970**INTENTION TO APPLY TO COURT FOR AN ORDER TO SELL OR OTHERWISE
DISPOSE OF GOODS VALUED IN EXCESS OF \$300**

To: Mr Stuart Hardy of 5 Christchurch Place, Bunbury WA 6230, bailor.

You were given notice on 10 April 2013 that the Vessel True Blue, situated at Casuarina Boat Harbour, Bunbury was ready for redelivery.

Unless not more than one month after the date of the giving of this notice you either take redelivery of the vessel or give directions for the redelivery, the Director General of the Department of Transport or his delegate, of 140 William Street, Perth WA 6000, bailee, intends making an application to the Court for an order to sell or otherwise dispose of the vessel in accordance with the Act.

Date: 3 May 2013.

STATE LAW PUBLISHER SUBSCRIPTION RATES FOR 2013

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