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Gazette**

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Clients without an account will need to supply credit card details or pay at time of lodging the notice.

— PART 1 —

JUSTICE

JU301*

Criminal Law (Mentally Impaired Accused) Act 1996

Criminal Law (Mentally Impaired Accused) (Declared Place) Order 2013

Made by the Governor in Executive Council.

1. Citation

This order is the *Criminal Law (Mentally Impaired Accused) (Declared Place) Order 2013*.

2. Commencement

This order come 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. Term used: Planning Control Area 107

In this Order —

Planning Control Area 107 means the area declared under the *Planning and Development Act 2005* section 112(1), by notice published in the *Gazette* on 2 August 2013 at p. 3536, to be Planning Control Area 107.

4. Declared places

For the purposes of the definition of ***declared place*** in section 23 of the Act, each of the areas comprising Planning Control Area 107 is declared to be a place for the detention of mentally impaired accused.

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

TREASURY AND FINANCE

TR301*

Pay-roll Tax Assessment Act 2002

**Pay-roll Tax Assessment Amendment
Regulations (No. 2) 2013**

Made by the Governor in Executive Council under sections 41C and 45(4) of the Act.

1. Citation

These regulations are the *Pay-roll Tax Assessment Amendment Regulations (No. 2) 2013*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Pay-roll Tax Assessment Regulations 2003*.

4. Part 2 Division 4A inserted

After Part 2 Division 3 insert:

Division 4A — Disability wages subsidy**16. Disability wages subsidy prescribed (Act s. 41C)**

(1) In this regulation —

Deed means the deed entitled “Disability Employment Services Deed” issued by the Department of Education, Employment and Workplace Relations which provides for a commencement date of —

- (a) 1 July 2012; or
 - (b) the date on which the last party to the Deed signs the Deed.
- (2) For the purposes of paragraph (b) of the definition of **disability wages subsidy** in section 41C(1) of the Act, a wages subsidy provided by the Commonwealth to

employers under the Deed as amended from time to time is prescribed.

- (3) Subregulation (2) applies to wages paid or payable on or after 4 March 2013.

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE AND FOOD

AG401

MARKETING OF POTATOES ACT 1946**POTATO MARKETING POOLS**

Pool 2, Season 2013/14

Potato Marketing Corporation of Western Australia.

Public notice in accordance with Section 26 (2) of the *Marketing of Potatoes Act 1946*.

Pool period: The pool commences on 30th September 2013 and closes on 29th December 2013.

The quantity of ware potatoes required to be accepted: 14,240 tonnes.

Additional specifications: Nil

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
Lewry	Christopher Frank	AP 0066	02/10/2013

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

DAVID HUGHES, A/Manager, Acacia Prison Contract.

7 October 2013.

FIRE AND EMERGENCY SERVICES

FE401*

FIRE BRIGADES ACT 1942**CANCELLATION OF VOLUNTEER FIRE BRIGADE**

Correspondence No: 02391

Department of Fire and Emergency Services.

Pursuant to section 26(b) of the *Fire Brigades Act 1942*, the registration of the following volunteer fire brigade is cancelled as of 1 October 2013—

Guildford Volunteer Fire & Rescue Service

WAYNE GREGSON APM, FES Commissioner.

FE402*

FIRE BRIGADES ACT 1942

CANCELLATION OF VOLUNTEER FIRE BRIGADE

Correspondence No: 04000

Department of Fire and Emergency Services.

Pursuant to section 26(b) of the *Fire Brigades Act 1942*, the registration of the following volunteer fire brigade is cancelled as of 1 October 2013—

Bassendean Volunteer Fire & Rescue Service

WAYNE GREGSON APM, FES Commissioner.

FE403*

FIRE BRIGADES ACT 1942

FORMATION OF VOLUNTEER FIRE BRIGADE

Correspondence No: 18737

Department of Fire and Emergency Services.

Pursuant to section 26(a) of the *Fire Brigades Act 1942*, the following volunteer fire brigade is formed as of 1 October 2013—

Metropolitan Volunteer Fire and Rescue Service

WAYNE GREGSON APM, FES Commissioner.

HERITAGE

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

PERMANENT REGISTRATIONS

Notice is hereby given in accordance with section 51 (2) of the *Heritage of Western Australia Act 1990* that, pursuant to a direction from the Minister for Heritage, the places described below have been entered in the Register of Heritage Places on a permanent basis with effect from today.

St Mary's Anglican Church Precinct, Beverley at 64 John Street, Beverley; Pt of Lot 39 on DP 222084 being pt of the land contained in C/T V 1304 F 939 as shown on HCWA Curtilage Map 150.

Glentromie Farm Group at 12064 Great Northern Highway and 45 Glentromie-Yerecoin Road, Glentromie; Lot 56 and Pt of Lot 38 on DP 228011, Lot 193 on DP 228030 and Pt of Lot 13 on DP 228034 all being contained in pt of C/T V 2170 F 429 as shown on HCWA Curtilage Map 12874.

St Francis Xavier Church and Presbytery, Quairading at 72 Coraling Street; Lot 135 on DP 88346 being the whole of the land contained in C/T V 1813 F 871

PROPOSED PERMANENT REGISTRATIONS (PRIVATE)

Notice is hereby given in accordance with Section 49 (1) of the *Heritage of Western Australia Act 1990* that, pursuant to a direction from the Minister for Heritage, it is proposed that the places described below be entered in the Register of Heritage Places on a permanent basis. The Heritage Council invites submissions on the proposal, which must be in writing and should be forwarded to the address below not later than 22 November 2013. The places will be entered in the Register on an interim basis with effect from today in accordance with section 50(1) of the *Heritage of Western Australia Act 1990*.

Tibradden Homestead Group at 1318 Sandsprings Road, Tibradden; Ptn of Lot 4 on P 8774 being pt of the land contained in C/T V 22 F 328A as shown on HCWA Curtilage Map 4630.

Serbian Orthodox Church of St. Sava at 31 Smith Street, Highgate; Lot 74 on P 32 being the whole of the land contained in C/T V 1152 F 133.

GRAEME GAMMIE, Executive Director,
State Heritage Office, Bairds Building,
491 Wellington Street, Perth WA 6000.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004

RESIGNATION

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

Mr Robert Anthony Hutchinson of Beverley

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

RAY WARNES, Executive Director,
Court and Tribunal Services.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954*Shire of Koorda*

APPOINTMENTS

Notice is hereby given pursuant to section 38 of the *Bush Fires Act 1954*, that the following is a list of Fire Control Officers appointed for duty within the Shire of Koorda for 2012/2013. All other appointments are hereby cancelled—

Chief Fire Control Officer	R. D. G. Storer
Deputy Chief Fire Control Officer	G. Westlund
Fire Control Officers	G. Surtees
	A. Leeke
Fire Weather Officer	A. J. Leeke
Deputy Fire Weather Officer	R. D. G. Storer
Bush Advisory Committee—	
R. D. G. Storer	Chief Bush Fire Control Officer
G. Westlund	Deputy Chief Bush Fire Control Officer/Captain Kulja Brigade
G. Surtees	Captain Koorda Brigade/Fire Control Officer
J. Smith	1st Lieutenant Koorda Brigade
G. Greaves	1st Lieutenant Kulja Brigade
Cr G. V. Pauley	Council Representative

DAVID BURTON, Chief Executive Officer.

LG402*

CAT ACT 2011*Shire of Quairading*

APPOINTMENTS

It is hereby notified for public information that Matthew Sharpe, Daniel Birleson, Robert Maynard and Steven Thomas have been appointed as Authorised Officers under the *Cat Act 2011*, for the enforcement of both the *Cat Act 2011* and the *Cat Regulations 2012* for the Shire of Quairading.

GRAEME FARDON, Chief Executive Officer.

LG403

CAT ACT 2011*Shire of Kellerberrin*

APPOINTMENTS

It is hereby notified for public information that the following persons have been appointed Registration Officers under the *Cat Act 2011*—

Mr Matthew Sharpe
Mr Daniel Birleson
Mr Mark Silver
Mr Daniel Silver
Mr David Fox
Mr Trevor Galvin
Mr Ian Kent
Mr Robert Scott
Mr Michael Tomlinson

The appointment of all other officers is hereby cancelled.

RAYMOND GRIFFITHS, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954*Shire of East Pilbara*

2013/2014 FIREBREAK NOTICE

In pursuance of the powers conferred under Section 33 of the *Bush Fires Act 1954*, notice is hereby given to all owners and/or occupiers of land within the Shire of East Pilbara, that land owners and/or occupiers are required to carry out fire prevention work in accordance with this notice on land which they own, occupy or manage. All work required by this Notice shall be maintained all year round. The previous Fire Breaks Local Law is now repealed.

RESTRICTED BURNING PERIOD applies from the 1st January to 31st December each year (Permanent Restricted Period).

PERMITS TO BURN ARE REQUIRED ALL YEAR ROUND

Burning of Refuse, Rubbish or Garden waste is prohibited within all towns.

REPORTS OF FIRE

For all fire emergencies dial “000” and provide full details to the operator.

All fires must be reported in writing to the Shire of East Pilbara (Chief Fire Control Officer), it is an offence not to report a fire which has occurred on your land to the Local Government (Regulation 43).

DEFINITIONS

For the purpose of this Order the following definitions apply—

“**Firebreak**” means an area of ground, of a specified width that has all material (living or dead) removed by scarifying, cultivating, ploughing or other means to bare mineral earth, and includes the pruning and removal of any living or dead trees, scrub or other material that overhangs the cleared firebreak area to a vertical height of four (4.0) metres from the ground. A prepared fire break shall be trafficable by four wheel drive vehicle.

“**Fuel Depot**” means an area of land, a building or structure where fuel (i.e. petrol, diesel, kerosene, liquid gas or any other fossil fuel) is kept in any container or manner.

“**Flammable Material**” means material that can be ignited or burnt i.e., dead or dry grass, leaves, timber, paper, plastic and other material or thing deemed by an authorised officer to be capable of combustion. “*Flammable material*” does not include green growing trees or live plants growing in gardens.

“**Inflammable**” has the same meaning as “flammable”

“**Explosives**” has the same meaning given to it by the *Dangerous Goods Act 2004* and the regulations pursuant to it.

“**Townsite Land**” means land within the district that is within the boundaries of a townsite (and for the purposes of this definition “townsite” has the meaning given it in section 6 (1) of the *Local Government Act 1995*).

“**Urban Land**” means Residential, Rural, Commercial or Industrial Land within a townsite or within any area subdivided for any purpose. The following areas are town sites: Newman, Marble Bar and Nullagine.

FIRE PREVENTION REQUIREMENTS

1. Townsite Land and Urban Land

- (a) Where the area of land is 2024m² or less, all flammable material from the whole of the land is to be removed (to a height not exceeding 100 millimetres or the satisfaction of a Fire Control Officer).
- (b) Where the land is greater than 2024m², a firebreak of not less than three (3) metres width, immediately inside and contiguous with the external boundaries of the land. Where there are buildings on the land additional firebreaks three (3) metres wide shall be cleared immediately surrounding each building.
- (c) All gardens must be kept free of unnecessary leaves and rubbish. Trees which may be hazardous in the event of a fire should be kept lopped.

2. Land outside Town sites

- (a) Two firebreaks surrounding all buildings on land that is outside town sites. Not less than three metres wide and cleared of all flammable material. The inner firebreak is to be not more than twenty (20) metres from the perimeter of the building or group of buildings and the outer firebreak not less than twenty (20) metres and not more than one hundred (100) metres from the inner firebreak.
- (b) The fuel load must be reduced from the whole of the land between the firebreaks as required in paragraph 1(a) above.

3. Fuel Dumps and Deposits

All flammable materials must be removed from land where fuel drum ramps or dumps are located and fuel drums, whether containing fuel or not, are stored to a distance of at least ten (10) metres outside the perimeter of any drum, ramp or stack of drums. Where bulk fuel is stored this distance is to be measured from the outside of the bunding which is in place.

4. Explosives Magazines and Storage Areas

All flammable materials are to be removed to bare earth between any bunkers or storage facilities and between storage facilities and the perimeter of any such area. All flammable materials are to be removed for a distance of at least ten (10) metres from the perimeter of any such storage area

5. Railway Reserves

Firebreaks of at least three (3) metres wide immediately inside all boundaries contiguous with any Railway Reserve on which Railway traffic operates shall be the responsibility of the railway owner. Where no reserve exists or is part of a larger reserve, then a firebreak either side of the rail line, of not less than 3 metres which is as near to and contiguous with the actual rail lines as is practical shall be maintained.

6. Power lines and Power transmission lines

Aerial hazards to power and transmission lines shall be cleared or reduced as per guidelines issued by the Office of Energy Safety. For power lines conducting less than or equal to 33,000 volts; ground fuels such as grasses and ground story species shall be cleared to a minimum of 3 metres either side of a centre line created by the poles, or towers. The total cleared area shall not be less than 6 metres wide and the entire area shall be maintained to the standard of a mineral earth break.

For power transmission lines greater than 33,000 volts two mineral earth breaks are required to be at least 3 metres either side of the widest point of any arms or cross arms on the pole or tower.

All power and transmission lines are to be maintained as per Australian Standard AS7000, to assist in minimizing the risk from sparks or arcing.

VARIATIONS

If it is considered to be impractical to comply with the provisions of this Notice, you may apply for a variation by the following means—

- Apply in writing to the Shire of East Pilbara, written approval from Council or it's duly Authorised Officer must be obtained for any variations or exemptions.
- Provide a detailed plan of your land detailing the alternate positions of Firebreaks and/or other fire prevention measures. This must be evaluated and authorised in writing by the Shire of East Pilbara.
- A fire management plan for the land may be lodged with the Shire of East Pilbara, the existence of a plan shall not be proof of compliance until it has the written approval of the Shire of East Pilbara. Proof of compliance with the plan must be available to an authorised person on request.

Approval for variations will only be granted up to and before 30 October in any year. If permission is not granted by Council or it's duly Authorised Officer then the owner/or occupier shall comply with the requirements of this notice. Where required works have not been undertaken and no application for a variation has been received the land owner or manager is taken to be non-compliant.

ADDITIONAL REQUIREMENTS

SPECIAL ORDERS: *The requirements of this Order are considered the minimum standard* for fire prevention; not only to protect individual properties but the district generally. Fire Control Officers have the power to issue Special Orders pursuant to Section 33 of the *Bush Fires Act 1954* to individual landowners if hazard removal or reduction, or any additional works are considered necessary.

Permits to burn must be obtained before lighting any fire. Permits can only be obtained from Council's Ranger and Emergency Services (08 9175 8000). There is a restricted burning period all year round throughout the Shire of East Pilbara.

If the requirements of this notice are carried out by burning, such burning must comply with the relevant provisions of the Bush Fires Act and associated Regulations.

The requirements of this notice are in addition to and do not derogate or detract from any other requirement under any other written law or legislation.

Failure to comply with this notice is an offence and shall subject the offender to penalties prescribed in the *Bush Fires Act 1954* as amended. Where a person is in default of this notice, the Shire of East Pilbara may perform the required works and recover the cost of performing the work from the land owner or occupier.

All enquiries relating to fire should be directed to Council's Ranger and Emergency Services, please call 08 9175 8000. This is a 24 hour service; please follow the prompts for after-hours emergency calls.

A. R. COOPER, Chief Executive Officer.

LG502*

BUSH FIRES ACT 1954

City of Joondalup

APPOINTMENTS AND FIREBREAK NOTICE

Notification of the Requirement of Firebreaks and Fire Management Team for the 2013/2014 Fire Season. It is hereby advised that the following officers have been appointed for the City of Joondalup.

Chief Bush Fire Control Officer—

Paul Hrovatin

Deputy Chief Bush Fire Control Officer—

Tony Heinze

Bush Fire Control Officers—

Ron Randell

Ian Grantham

Ronan White

Michal Lowenhoff

Angelique Duckett

Charlotte Smithson

Paul Di Girolami

James Ninnett

Erin Kenneally

BURNING IS PROHIBITED AT ALL TIMES

Firebreaks must be cleared by 31 October 2013

Under the Bush Fires Act 1954 all owners/occupiers of land in the City must establish and maintain firebreaks to help prevent the spread of fire—

- **For land in excess of 2,000 m²**—the firebreak must be at least three metres wide, immediately inside the external boundaries of the property.
- **For land less than 2,000 m²**—the firebreak must be at least two metres wide, immediately inside the external boundaries of the property.

The following methods can be used to install firebreaks—

- Mowing/slashing—vegetation must be cut to ground level, no higher than 20 mm.
- Chemicals—the use of chemicals is subject to restrictions. Please check with Ranger Services before using this method.

Please note: Burning off to create a firebreak is not permitted in the City of Joondalup.

If an owner or occupier considers it impracticable to comply with provisions of this Notice, application may be made to the City no later than **15 October 2013** for permission to use alternative fire protection measures. If permission is not granted the requirements of this Notice must be complied with.

For further information contact the City's Ranger Services on—

9400 4960 or info@joondalup.wa.gov.au

MARINE/MARITIME

MA401*

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

Town Beach

*Geraldton*Department of Transport,
Fremantle WA, 11 October 2013.

Acting pursuant to Regulation 10A (b) of the *Navigable Waters Regulations 1958*, the department hereby prohibits swimming from 7.30 pm to 9.15 pm on Saturday 12 October 2013 within the following area—

Town Beach

Area of Closure—All the waters of Champion Bay Geraldton commencing at the northwest corner of the Eastern Breakwater, then proceeding in a line to the western edge of the Offshore Breakwater, then following along the Offshore Breakwater to the north eastern edge, then proceeding in a line to the end of the Fitzgerald Street East groyne at Town Beach.

This area is set aside for safety measures during the set up and display of pyrotechnics associated with the Geraldton-Greenough Sunshine Festival.

MARK BRIANT, A/Director,
Waterways Management, Marine Safety,
Department of Transport.

MA402*

WESTERN AUSTRALIAN MARINE ACT 1982**CLOSURE OF NAVIGABLE WATERS**

PWC Freestyle Driving Area

*Swan River*Department of Transport,
Fremantle WA, 11 October 2013.

Acting pursuant to the powers conferred by Section 66 of the Western Australian Marine Act, I hereby close the following area of navigable waters to all vessels other than Personal Watercraft (PWC), commercial parasail vessel and amphibious tour bus operations—

Narrows—Personal Watercraft (PWC) Freestyle Driving Area: All of the waters of the Swan River within a line of yellow markers delineating the limit of the Personal Watercraft Area; commencing at the head of the first groyne downstream of Mill Point; extending to “Quarry” starboard hand mark; thence to the “Rocks” spit post, for a distance of 1100 metres; thence on a bearing of 038 degrees true, for a distance of 1200 metres; thence on a bearing of 350 degrees true for a distance of 500 metres to the head of the second groyne downstream from Mill Point.

Providing that, this area is set aside for the exclusive use of personal watercraft engaged in freestyle driving, one commercial parasail vessel and one amphibious tour bus operator.

The area may only be used by personal watercraft, between the hours of Sunrise and Sunset

MARK BRIANT, A/Director,
Waterways Management,
Department of Transport.

MA403*

NAVIGABLE WATERS REGULATIONS 1958

PERSONAL WATERCRAFT (PWC)

PWC Freestyle Driving

*Swan and Canning Rivers*Department of Transport,
Fremantle WA, 11 October 2013.

Acting pursuant to the powers conferred by Section 50A of the *Navigable Waters Regulations 1958*, I hereby cancel Notice TR405 as published in the *Government Gazette* on 8 May 1998 and prohibit the

practices of personal watercraft freestyle driving, wave jumping and surfing in the Swan and Canning Rivers, with the exception of the following area—

Narrows—Personal Watercraft Freestyle Driving Area: That area of the Swan River within a line of yellow markers delineating the limit of the Personal Watercraft Area; commencing at the head of the first groyne downstream of Mill Point; extending to “Quarry” starboard hand mark; thence to the “Rocks” spit post, for a distance of 1100 metres; thence on a bearing of 038 degrees true, for a distance of 1200 metres; thence on a bearing of 350 degrees true for a distance of 500 metres to the head of the second groyne downstream from Mill Point.

The area may only be used by personal watercraft, between the hours of Sunrise and Sunset

MARK BRIANT, A/Director,
Waterways Management,
Department of Transport.

MINERALS AND PETROLEUM

MP401*

MINING ACT 1978
INTENTION TO FORFEIT

Department Mines and Petroleum,
Perth WA 6000.

In accordance with Regulation 50 of the *Mining Regulations 1981*, notice is hereby given that unless the outstanding royalty payment due on the under mentioned leases is paid on or before 13 November 2013 it is the intention of the Minister for Mines and Petroleum under the provisions of Section 97(1) of the *Mining Act, 1978* to forfeit such for breach covenant by the holder of the under mentioned leases to pay royalties.

Director General.

Number	Holder	Mining Lease	Mineral Field
04/448	Pluton Resources Limited		West Kimberley
70/57	Rule, Glenn Fredrick Rule, Kim Justin		South West

MP402*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Kalgoorlie WA 6430.

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.

T. HALL, Warden.

To be heard by the Warden at Kalgoorlie on 6 December 2013.

EAST COOLGARDIE MINERAL FIELD
Prospecting Licences

P 26/3858 Hard Rock Resources Pty Ltd

MP403*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
 Kalgoorlie WA 6430.

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

T. HALL, Warden.

To be heard by the Warden at Kalgoorlie on 6 December 2013.

BROAD ARROW MINERAL FIELD

Prospecting Licences

P 24/4572 Zephyr Mining Pty Ltd

P 24/4623 French, Donald Victor

Miscellaneous Licences

L 24/181 Richway Enterprises Pty Ltd

EAST COOLGARDIE MINERAL FIELD

Prospecting Licences

P 25/2205-S Morgan, Glyn Thomas

Mazza, Bernard Peter

Edwards, Cranston Gilbert

N. E. COOLGARDIE MINERAL FIELD

Prospecting Licences

P 28/1218 Lusitan Prospecting Pty Ltd

P 28/1219 Lusitan Prospecting Pty Ltd

P 28/1220 Lusitan Prospecting Pty Ltd

P 28/1221 Lusitan Prospecting Pty Ltd

P 28/1222 Lusitan Prospecting Pty Ltd

P 28/1223 Lusitan Prospecting Pty Ltd

Miscellaneous Licences

L 27/64 Kanowna Mines Ltd (ACN 053 530 037)

MP404*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
 Kalgoorlie WA 6430.

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.

T. HALL, Warden.

To be heard by the Warden at Kalgoorlie on 6 December 2013.

BROAD ARROW MINERAL FIELD

Prospecting Licences

P 24/4619 Loone, Andrew Kevin

Bromley, Justine Eliza

P 24/4620 Loone, Andrew Kevin

Bromley, Justine Eliza

EAST COOLGARDIE MINERAL FIELD

Prospecting Licences

P 26/3880 Zebina Minerals Pty Ltd
 P 26/3881 Zebina Minerals Pty Ltd

N. E. COOLGARDIE MINERAL FIELD

Prospecting Licences

P 28/1249 Guide Resources Pty Ltd

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

ROYAL ASSENT TO BILLS

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Acts passed by the Legislative Council and the Legislative Assembly during the First Session of the Thirty-Ninth Parliament.

Title of Act	Date of Assent	Act No.
Fair Trading Amendment Act 2013	4 October 2013	11 of 2013
Criminal Code Amendment Act 2013	4 October 2013	12 of 2013
Family Court Amendment (Family Violence and Other Measures) Act 2013	4 October 2013	13 of 2013
Restraining Orders Amendment Act 2013	4 October 2013	14 of 2013

MALCOLM PEACOCK, Clerk of the Parliaments.

7 October 2013.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Dandaragan

Local Planning Scheme No. 7—Amendment No. 20

Ref: TPS/0894

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 Dandaragan local planning scheme amendment on 16 September 2013 for the purpose of—

1. Replacing the text in Clause 5.14.1 (iv) of the Scheme with the following—

When an application is made to Council for a planning approval, a landscape plan shall be submitted identifying the existing vegetation to be retained and the location and species of trees and shrubs to be planted as part of site development. Issue of a building licence will be conditional on the implementation and maintenance of the landscape plan.

2. Replacing the text in Clause 5.14.1 (v) of the Scheme with the following—

Native vegetation shall be retained unless its removal is authorised by Council except in the cases of vegetation which is proposed to be removed to make way for approved construction, fences, access ways, fire management and for trees that are dead diseased or dangerous. Where in the Council's opinion there is a deficiency of vegetation on any particular allotment, the Council may require the planting and subsequent maintenance of an adequate area of vegetation as a condition of development approval.

3. Deleting text in Clause 5.14.1 (vi) of the Scheme and replacing with the following—

In the Rural Residential zone, a demonstrated and sustainable water supply is to be provided in accordance with Western Australian Planning Commission policy.
4. Inserting the additional following provisions to follow Clause 5.14.1 (xi)—
 - (xii) Subdivision and development of land shall generally be in accordance with an approved structure plan.
 - (xiii) A departure from, or alteration to, a structure plan may be permitted if the local government and Western Australian Planning Commission considers the proposed departure or alteration to be minor in nature and it will not prejudice the future subdivision and/or development of the area.
5. Deleting Clause 5.14.1 (iii) of the Scheme.
6. Deleting the text in Clause 5.14.2 of the Scheme and replacing with the following—

Specific additional requirements which relate to Rural Residential estates are set out in Schedule 11.
7. Renumbering Clause 5.14.1 as Clause 5.14.2 and inserting a new clause at Clause 5.14.1 as follows—

5.14.1 Council and the Western Australian Planning Commission may require the preparation of a structure plan to guide subdivision and development in the Rural Residential zone. Structure plans are to be prepared in accordance with Western Australian Planning Commission policy.
8. Renumbering Clause 5.14.2 as Clause 5.14.3 to reflect the previous modifications.
9. Inserting a new Clause 5.14.4 following new Clause 5.14.3—

5.14.4 Where there is a conflict with any other provision of the Scheme, the requirements of Schedule 11 shall prevail.
10. Inserting a new entry into Schedule 11—Additional Specific Provisions for Particular Rural Residential Zones to follow entry “3”—

4. Lots 509 and 2520 and a portion of Lot 9005 Marine Fields, Jurien Bay

The special provisions applying are—

- (a) Prior to subdivision or development, a structure plan is required in accordance with Clause 5.14.1 of the Scheme.
 - (b) In addition to the requirement in (a), the following matters need to be addressed in the structure plan—
 - (i) coastal management issues including potential for wind erosion and sand drift;
 - (ii) a north-south access road linking this land and the adjacent rural residential land;
 - (iii) minimising vegetation clearance through the provision of strategic firebreaks;
 - (iv) provision for a range of lot sizes in keeping with the zone objectives, with potential to reduce the minimum lot size where disturbance of native vegetation can be substantially reduced;
 - (v) provision for protection against poor drainage in low lying areas;
 - (vi) identification of building envelopes;
 - (vii) bush fire management in accordance with Western Australian Planning Commission policy; and
 - (viii) building envelopes to contain a 20m building protection zone.
 - (c) Provision of a 120 000 litre rainwater tank and a combined catchment area of 240 sqm.
 - (d) Where lots are adjacent to conservation reserves, fencing shall only be erected around the building envelope.
 - (e) Where the Council is of the opinion that a proposed dwelling would detract from the visual amenity of the open Molah Hill landscape, it may require the applicant to submit plans which merge buildings into the natural landscape in terms of building proportions and the colours and textures of materials.
 - (f) No building shall be permitted within 20 metres of the front of any allotment, 50 metres from the rear boundary of any allotment and 10 metres from the side boundaries of any allotment.
11. Amending the Scheme Map by rezoning Lots 509 and 2520 and a portion of Lot 9005 Marine Fields Jurien Bay from ‘Rural’ to ‘Rural Residential’ as depicted on the scheme (amendment) map.

W. GIBSON, Shire President.
T. NOTTLE, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
AMENDMENT TO THE INSTRUMENT OF DELEGATION DEL 2012/01
 Delegation to Officers of certain powers and functions of the
 Western Australian Planning Commission

Preamble

Under section 16 of the *Planning and Development Act 2005* (the Act) the Western Australian Planning Commission (the WAPC) may delegate any function to a member, committee or officer of the WAPC or to a public authority or a member or officer of a public authority. This resolution takes effect when notice of it is published in the *Government Gazette*.

In accordance with section 16(4) of the Act, a reference in this instrument to a function or a power of the WAPC includes and extends to, without limitation or restriction, any of the powers, privileges, authorities, discretions, duties and responsibilities vested in or conferred upon the WAPC by the Act or any other written law as the case requires.

Resolution under s16 of the Act (delegation)

On 24 September 2013, pursuant to section 16 of the Act, the WAPC resolved—

To amend its Delegation DEL 2012/01, “Delegation to officers of certain powers and functions of the Western Australian Planning Commission” published in the *Government Gazette* on 23 October 2012 (pages 5072—5075) and as corrected on 13 November 2012, and as subsequently amended by Notice published in the *Government Gazette* on 6 September 2013 (pages 4255—4258), to—

Add the Officer “Chairperson, WAPC” in Column 2 for the sub-clauses 6.1, 6.4, 6.5 and 6.14 of Column 1, such that the sub-clauses now read as set out in the attached schedule.

Secretary,
 Western Australian Planning Commission.

Schedule—Delegation of Powers and Functions set out in DEL 2012/01

Column 1 (Powers and Functions set out in DEL 2012/01)	Column 2 (Officers)	Column 3 (Conditions)
6.1. Power to make arrangements for the conveyance, assignment, transfer, subdivision, amalgamation and development of WAPC property.	<ul style="list-style-type: none"> • Chairperson, WAPC • Director General • Assistant Director General • Manager, Strategic Property 	<ul style="list-style-type: none"> • Function to be exercised having due regard to published WAPC policy.
6.4. The calling of tenders, the awarding of contracts, and the appointment of consultants pursuant to section 15 of the Act, for activities to which a budget has been approved and allocated by the WAPC and subject to compliance in each case with State Supply Commission procedures.	<ul style="list-style-type: none"> • Chairperson, WAPC • Director General 	<ul style="list-style-type: none"> • Subject to a limitation of \$1,000,000 • Function to be exercised having due regard to published WAPC policy.
	<ul style="list-style-type: none"> • Assistant Director General • Executive Director, Strategy, Policy and Projects • Executive Director, Perth and Peel Planning • Executive Director, Regional Planning and Strategy 	<ul style="list-style-type: none"> • Subject to a limitation of \$500,000 • Function to be exercised having due regard to published WAPC policy.
6.5. Such powers and functions of the WAPC that may be lawfully undertaken relating to the acquisition, development, maintenance and management of land under the Metropolitan Region Scheme, the Peel Region Scheme and the Greater Bunbury Region Scheme for the purpose of carrying out and giving effect to those Schemes, including— (a) the application of money from the	<ul style="list-style-type: none"> • Chairperson, WAPC • Director General 	<ul style="list-style-type: none"> • Must have due regard to published WAPC policy. • Does not apply to any matter that involves— <ol style="list-style-type: none"> 1. expenditure in excess of \$1,000,000 (one million dollars); 2. the exchange of or disposal of land owned by the WAPC; or 3. the resumption of land by the WAPC for a public purpose.

Column 1 (Powers and Functions set out in DEL 2012/01)	Column 2 (Officers)	Column 3 (Conditions)
<p>Western Australian Planning Commission and the Metropolitan Region Improvement Fund for such purposes;</p> <p>(b) the payment of capital expenditure, costs and other expenses incurred in connection with the acquisition of any property under any provisions of those Schemes;</p> <p>(c) the carrying out of works and provision of public facilities thereon as may be necessary for the use and maintenance of the land for which it may be reserved.</p>	<ul style="list-style-type: none"> • Assistant Director General • Executive Director, Strategy, Policy and Projects • Executive Director, Perth and Peel Planning • Executive Director, Regional Planning and Strategy 	<ul style="list-style-type: none"> • Must have due regard to published WAPC policy. • Does not apply to any matter that involves— <ol style="list-style-type: none"> 1. expenditure in excess of \$500,000 (five hundred thousand dollars); 2. the exchange of or disposal of land owned by the WAPC; or 3. the resumption of land by the WAPC for a public purpose.
6.14. Power to re-allocate budgeted funds.	<ul style="list-style-type: none"> • Chairperson, WAPC • Director General 	<ul style="list-style-type: none"> • That the budgeted surplus/deficit for the year is not revised.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Cockburn
 Town Planning Scheme No. 3—Amendment No. 95

Ref: TPS/1000

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 Cockburn local planning scheme amendment on 16 September 2013 for the purpose of—

1. Excluding Lots 1 and 9004 Armadale Road, Lot 9002 Jandakot Road and Lot 132 Fraser Road, Banjup from 'Resource' and including these in 'Development' zone.
2. Amending Schedule 11 of the Scheme Text to add a new 'Development Area 37', as follows—

Ref. No.	Area	Provisions
DA37	Banjup Quarry Redevelopment	<ol style="list-style-type: none"> 1. The Structure Plan is to provide for an appropriate mix of residential and non-residential land uses, in order to support the objective for a mixed use neighbourhood. Non-residential land uses may include compatible commercial and industrial (light and service industry) land uses, as a means to provide an appropriate interface and transition to the western adjoining Solomon Road Development Area 20. 2. The Structure Plan is to provide for safe and efficient pedestrian connections between DA37 and the Cockburn Central Railway Station. 3. Land uses classified on the Structure Plan apply in accordance with clause 6.2.6.3.

3. Modifying the boundaries of the 'Lakes and Drainage' Local Reserve to align with the correct cadastral boundaries of Reserve 47751 Dollier Road, Banjup.
4. Amending the Scheme Map accordingly.

L. HOWLETT JP, Mayor.
S. G. CAIN, Chief Executive Officer.

DECEASED ESTATES

ZX401**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the matter of the Estate of Pasquale Giuseppe Scala, Retired Assistant Italian Trade Commissioner, late of 4 Sutcliffe Street, Dalkeith, 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 6th day of January 2009, are required by the Executor, Leopoldo Jose Scala, to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by the 11th day of November 2013, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 3rd day of October 2013.

GARRY E. SAME, Taylor Smart.

ZX402**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Margaret Coralie Leadbitter, late of Bethanie Waters, 18 Olivenza Crescent, Port Kennedy, 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 25 August 2013, are required by the Executor, Margaret Hagdorn of 1 Glenburn Road, Glen Forrest Western Australia to send particulars of their claims to her within one month of the date of publication of this notice, after which the Executor may convey or distribute the assets having regard to only the claims of which she then has notice.

ZX403***TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the matter of the will of Cheryl Miriam Green, late of Mount Hospital, Mounts Bay Road, Perth in the State of Western Australia, deceased.

Notice is hereby given that all persons having claims or demands against the estate of the above-named deceased Cheryl Miriam Green are requested to send particulars thereof in writing to the executor, Brendon Mark Green of 7 Brown Street, Byford, Western Australia in the said State, within one month and one day from the date of publication, after which date the executor will proceed to distribute the assets of the deceased among the persons entitled thereto, having regard only to the claims and demands of which he shall then have notice.

ZX404**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Maria Concetta Caccamo, late of Italian Community Nursing Home, 33 Kent Road, Marangaroo, 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, who died on 13 December 2012, are required by the Personal Representative, Nicodemo Lombardo c/- Carlo Primerano & Associates Barristers and Solicitors, Suite 12, 443 Albany Highway, Victoria Park WA 6100 to send particulars of their claims

to him by Monday, 11 November 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.

Dated this 11th day of October 2013.

CARMELO PRIMERANO, c/o Carlo Primerano & Associates
Barristers and Solicitors,
Suite 12, 443 Albany Highway,
Victoria Park WA 6100.

ZX405

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 by Perpetual Trustees WA Ltd, Level 12, 123 Pitt Street, Sydney NSW, to send particulars of such claims to the Company by the undermentioned date, after which date the said company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following estates expire one month after the date of publication hereof.

Estate Late Judith Vivien John

Late of Applecross Nursing Home, River Way, Applecross WA, Home Duties
Died: 6 July 2013

Estate Late Helen May Leech

Late of 77 Ferguson Street, Maylands WA, Home Duties
Died: 1 August 2013

Estate Late Irene Gertrud Angela Benn

Late of Mercy Care, 18 Barrett Street, Wembley WA
Died: 7 September 2013

Estate Late Irene Lottie Secker

Late of Tuohy Nursing Home, 22 Morrison Road, Midland WA
Died: 25 April 2013

Estate Late Dorothy Valmai Rogers

Late of Bethanie Waters, 18 Olivenza Crescent, Port Kennedy WA, Home Duties
Died: 29 June 2013

ZX406*

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Myrtle June Ferry of Glenn-Craig Nursing Home, Beaufort Road, Albany, 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 17 March 2013, are required by the Executor Dennis Ferry care of 2 Sea View, Albany, Western Australia to send particulars of their claims to the address stated herein within 30 days of this notice, after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

ZX407

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Bradley James Miller, late of 19 Tower Street, Leonora, Western Australia, Jumbo Operator, 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 12th day of May 2013, are required by the Administrator, Garry Evan Same, to send particulars of their claims to Messrs Taylor Smart of

1 Regal Place, East Perth in the State of Western Australia, by the 11th day of November 2013, after which date the said Administrator may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 8th day of October 2013.

GARRY E. SAME, Taylor Smart.

ZX408*

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 Plan B Trustees Limited of Level 28, 152-158 St George's Terrace, Perth on or before the expiration of one month from the date of publication of this notice, after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice—

Tomney Nadia of Mandurah Care Facility, 1 Hungerford Avenue, Halls Head, Widow died on 2 August 2013.

Halden Ellen Mary of Carramar Village, 23A Redgum Way, Morley, Widow died on 11 September 2013.

Dated: 9 October 2013.

MICHAEL SATIE, Manager Estate and Trust Administration.

ZX409*

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

Bradman, Donald, late of Numbala Nunga Nursing Home, Sutherland Street, Derby, formerly of Imijii Community, Gibb River Road, Derby, died 7.12.2005 (DE33049549 EM26)

Cargill, Muriel Constance, late of Timberside Villas, 19/10 Timbercrest Rise, Woodvale, died 4.09.2013 (DE19961920 EM110)

Carne, Stanley George, late of 13 Paterson Street, Bayswater, died 16.09.2013 (DE19660748 EM15)

Cherry, Mary McCulloch, late of Unit 10 50 Kemble Circle, Madeley, died 11.06.2013 (DE19980944 EM37)

Davenport, Eileen, late of Woodlake Aged Care, 40 Woodlake Retreat, Kingsley, died 12.09.2013 (DE30330580 EM32)

Easton, Raymond, late of Mirrambeena Nursing Home Baptistcare, 21 Farrelly Street, Margaret River, died 26.09.2013 (DE20010521 EM17)

Ellis, Kenneth, late of Unit 5/31 Townsend Street, Albany, died 9.09.2013 (DE19861896 EM23)

Gurrin, Philip John, late of 64 MacDonald Avenue, Padbury, died 19.08.2013 (DE33034318 EM24)

Hadwiger, Ivy Ethel, late of Archbishop Goody Hostel, 29 Goderich Street, East Perth, died 20.07.2013 (DE19732387 EM110)

Jefferies, Irene Hope, late of Osboine Aged Care, 39 Newton Street, Bayswater, died 11.09.2013 (DE19892347 EM37)

Perry, Lynette Kay, late of Settlers Ridgewood Retirement, Unit 75 / 76 Ridgewood Boulevard, died 30.08.2013 (DE19771196 EM38)

Sykes, Frank, late of 68 Henry Road, York, died 1.08.2013 (DE19971559 EM313)

Williams, Rona Bessie, late of 84 Hamilton Street, Bassendean, died 27.08.2013 (DE33028230 EM32)

Wilson, William Edward, late of Hilton Park Aged Care, 19 Laidlaw Street, Hilton, died 12.09.2013 (DE19951697 EM36)

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

PUBLIC NOTICES

ZZ401*

PARTNERSHIP ACT 1895

DISCONTINUANCE OF PARTNERSHIP

Notice is hereby given that the Partnership heretofore subsisting between the Trustee for the Regan Family Trust and the Trustee for the Stevanovski Family Trust, carrying on business as SR Civil Pty Ltd at Unit 1 Pratt Street, Maddington, Western Australia 6109, has been dissolved on the 5th day of October 2013.

From the 6th day of October 2013, the Trustee for the Stevanovski Family Trust will carry on business as SR Civil Pty Ltd and shall be responsible for all the debts and liabilities thereof.

CRAIG REGAN, Managing Director.

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