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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2013 AND NEW YEAR HOLIDAY PERIOD 2014

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Friday, 3 January 2014 at 12 noon	Monday, 30 December 2013 at 12 noon



— PART 1 —

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

City of Cockburn

(LOCAL GOVERNMENT ACT) AMENDMENT NO. 2 LOCAL LAW 2013

Under the powers conferred by the *Local Government Act 1995* and all other powers enabling it, the City of Cockburn resolved on 12 December 2013 to adopt the following local law.

1. Citation

This local law may be cited as the *City of Cockburn (Local Government Act) Amendment No. 2 Local Law 2013*.

2. Commencement

This local law comes into operation 14 days after the day of its publication in the *Government Gazette*.

3. Principal Local Laws

The *City of Cockburn (Local Government Act) Local Laws 2000* as published in the *Government Gazette* on 9 October 2000 and as published and amended in the *Government Gazette* on 13 November 2001, 15 November 2002, 26 September 2003, 25 November 2003, 27 July 2004, 17 May 2005, 11 January 2008, 10 December 2010, 16 December 2011, and 22 June 2012, is referred to as the Principal Local Law. The Principal Local Law is amended.

4. Part VI amended

After clause 6.18 insert the following—

Division 4—Street Entertainers

6.19 Interpretation

In this Division, unless the context otherwise requires—

6.20 Permit required to perform

- (1) A person shall not perform in a public place without a permit.
- (2) An exemption to s 6.20 (1) may be granted if the City has requested a person to perform at events run by the City.

6.21 Variation of permitted area and permitted time

- (1) An authorised person may by notice in writing to a permit holder vary—

- (a) the permitted area;
- (b) the permitted time; or
- (c) both the permitted area and the permitted time,

shown on a permit.

- (2) An authorised person may direct a permit holder to move from one permitted area to another permitted area, if more than one area is specified in a permit.

6.22 Obligations of permit holder

Authorised officers may ask a person performing to cease performing immediately if they—

- (a) are not properly dressed in clothing which covers the body to prevent indecent exposure;
- (b) act in an offensive manner;
- (c) place, install, erect, play or use any musical instrument or any device which emits music, including a loud speaker or an amplifier—
 - (i) other than in the permitted area; and
 - (ii) unless the musical instrument or device is specified in the permit;

- (d) sell or offer for sale any articles, commodity or services with the exception of the performer's own original CDs and DVDs;
- (e) use dangerous implements or materials as part of the performance without a local government permission;
- (f) use foul or abusive language;
- (f) use animals in their act;
- (g) are intoxicated or under the influence of drugs;
- (h) cause a nuisance or obstruct pedestrian or vehicle traffic and entrances to shops or buildings;
- (i) interfere with an approved entertainment or activity;
- (j) do not keep their site safe and clean while working' and
- (k) solicit donations in appreciation of their performance.

Division 5— Permits

Subdivision 1—Applying for a permit

6.23 Application for permit

- (1) Where a person is required to obtain a permit under this local law, that person may apply for the permit in accordance with subclause (2).
- (2) An application for a permit under this local law shall—
 - (a) be in the form determined by the local government;
 - (b) be signed by the applicant;
 - (c) provide the information required by the form; and
 - (d) be forwarded to the CEO together with any fee imposed and determined by the local government under and in accordance with sections 6.16 to 6.19 of the Act.
- (3) The local government or an authorised person may require an applicant to provide additional information reasonably related to an application before determining an application for a permit.
- (4) The local government or an authorised person may require an applicant to give local public notice of the application for a permit.
- (5) The local government or an authorised person may refuse to consider an application for a permit which is not in accordance with subclause (2).

6.24 Decision on application for permit

- (1) The local government or an authorised person may—
 - (a) approve an application for a permit unconditionally or subject to any conditions; or
 - (b) refuse to approve an application for a permit.
- (2) If the local government or an authorised person approves an application for a permit, it is to issue to the applicant a permit in the form determined by the local government.
- (3) If the local government or an authorised person refuses to approve an application for a permit, it is to give written notice of that refusal to the applicant.
- (4) Where a clause of this local law refers to conditions which may be imposed on a permit or which are to be taken to be imposed on a permit, the clause does not limit the power of the local government or an authorised person to impose other conditions on the permit under subclause (1)(a).
- (5) Where a clause of this local law refers to the grounds on which an application for a permit may be or is to be refused, the clause does not limit the power of the local government or an authorised person to refuse the application for a permit on other grounds under subclause (1)(b).

Subdivision 2—Conditions

6.25 Conditions which may be imposed on a permit

The local government or an authorised person may approve an application for a permit subject to conditions relating to—

- (a) the payment of a fee;
- (b) the duration and commencement of the permit;
- (c) the commencement of the permit being contingent on the happening of an event;
- (d) the rectification, remedying or restoration of a situation or circumstance reasonably related to the application;
- (e) the approval of another application for a permit which may be required by the local government under any written law;

- (f) the area of the district to which the permit applies;
- (g) the payment of a deposit or bond against possible damage;
- (h) the obtaining of public risk insurance in an amount and on terms reasonably required by the local government; and
- (i) the provision of an indemnity from the permit holder indemnifying the local government in respect of any injury to any person or any damage to any property which may occur in connection with the use of the public place by the permit holder.

6.26 Imposing conditions under a policy

(1) In this clause—

policy means a policy of the local government adopted by the Council containing conditions subject to which an application for a permit may be approved under clause 6.24(1)(a).

- (2) Under clause 6.24(1)(a) the local government or an authorised person may approve an application subject to conditions by reference to a policy.
- (3) The local government is to give a copy of the policy, or the part of the policy which is relevant to the application for a permit, with the form of permit referred to in clause 6.24(2).
- (4) An application for a permit is to be taken not to have been approved subject to the conditions contained in a policy until the local government gives the permit holder a copy of the policy or the part of the policy which is relevant to the application.
- (5) Sections 5.94 and 5.95 of the Act shall apply to a policy and for that purpose a policy is to be taken to be information within section 5.94(u)(i) of the Act.

6.27 Compliance and variation of conditions

- (1) Where an application for a permit has been approved subject to conditions, or where a permit is to be taken to be subject to conditions under this local law, the permit holder shall comply with each of those conditions.
- (2) The local government or an authorised person may vary the conditions of a permit, and the permit holder shall comply with those conditions as varied.

Subdivision 3—General

6.28 Duration of permit

A permit is valid for one year from the date on which it is issued, unless it is—

- (a) otherwise stated in this local law or in the permit; or
- (b) cancelled under clause 6.32.

6.29 Renewal of permit

- (1) A permit holder may apply to the local government in writing prior to expiry of a permit for the renewal of the permit.
- (2) The provisions of—
 - (a) this Part; and
 - (b) any other provision of this local law relevant to the permit which is to be renewed,

shall apply to an application for the renewal of a permit with appropriate modifications.

6.30 Transfer of permit

- (1) An application for the transfer of a valid permit is to—
 - (a) be made in writing;
 - (b) be signed by the permit holder and the proposed transferee of the permit;
 - (c) provide such information as the local government or an authorised person may require to enable the application to be determined; and
 - (d) be forwarded to the CEO together with any fee imposed and determined by the local government under and in accordance with sections 6.16 to 6.19 of the Act.
- (2) The local government or an authorised person may approve an application for the transfer of a permit, refuse to approve it or approve it subject to any conditions.
- (3) Where the local government or an authorised person approves an application for the transfer of a permit, the transfer may be effected by—
 - (a) an endorsement on the permit signed by the CEO; or
 - (b) issuing to the transferee a permit in the form determined by the local government.

(4) Where the local government or an authorised person approves an application for the transfer of a permit, it is not required to refund any part of any fee paid by the former permit holder.

6.31 Production of permit

A permit holder is to produce to an authorised person the permit issued by the local government immediately upon being required to do so by that authorised person.

6.32 Cancellation of permit

(1) Subject to clause 6.33, a permit may be cancelled by the local government or an authorised person if—

- (a) the permit holder has not complied with a—
 - (i) condition of the permit; or
 - (ii) provision of any written law which may relate to the activity regulated by the permit; or
- (b) it is relevant to the activity regulated by the permit that—
 - (i) the permit holder has become bankrupt, or gone into liquidation;
 - (ii) the permit holder has entered into any composition or arrangement with creditors; or
 - (iii) a manager, an administrator, a trustee, a receiver, or a receiver and manager is appointed in relation to any part of the permit holder's undertakings or property.

(2) On the cancellation of a permit the permit holder is to be taken to have forfeited any fees paid in respect of the permit.

(3) An authorised person may cancel a permit if, in the opinion of the authorised person, the volume of sound caused by the permit holder in connection with the performance adversely affects the enjoyment, convenience or comfort of other persons in a public place, or the performance otherwise constitutes a nuisance.

6.33 Application of Part 9 Division 1 of Act

When the local government or an authorised person makes a decision—

- (a) under clause 6.23(1); or
- (b) as to whether it will renew, vary, or cancel a permit,

the provisions of Division 1 of Part 9 of the Act and regulation 33 of the Regulations apply to that decision.

Dated: 13 December 2013.

The Common Seal of the City of Cockburn was affixed under the authority of a resolution of Council in the presence of—

LOGAN K. HOWLETT, Mayor.
STEPHEN CAIN, Chief Executive Officer.

— PART 2 —

AGRICULTURE AND FOOD

AG401

MARKETING OF POTATOES ACT 1946

POTATO MARKETING POOLS

Pool 3, 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 3, Season 2013/14**

Pool period: The pool commences on 30th December 2013 and closes on 30th March 2014.

The quantity of ware potatoes required to be accepted: 13.986 tonnes.

Additional specifications: Nil

EDUCATION

ED401*

UNIVERSITY OF WESTERN AUSTRALIA ACT 1911UNIVERSITY OF WESTERN AUSTRALIA SENATE (APPOINTMENT OF MEMBER)
INSTRUMENT 2013Made by the Governor in Executive Council under section 8(1)(a) of the *University of Western Australia Act 1911*.**Citation**1. This is the *University of Western Australia Senate (Appointment of Member) Instrument 2013*.**Appointment of member**

2. Dr Susan Jennifer Delyse Boyd is appointed to be a member of the Senate of the University for a third term of office from 3 March 2014 to 2 March 2018.

Dated this 10th day of December 2013.

G. MOORE, Clerk of the Executive Council.

ED402*

SCHOOL EDUCATION ACT 1999

NON GOVERNMENT SCHOOLS FUNDING ORDER 2013

Made by the Minister for Education under Division 5 of Part 4 of the *School Education Act 1999*.**1. Citation**This order may be cited as the *Non Government Schools Funding Order 2013* (“the Order”).**2. Application**

This Order applies for the year commencing on 1 January 2014.

3. Interpretation

(1) In this Order unless the contrary intention appears—

“education level” means kindergarten, pre-primary and primary school (year 1 to year 7) or secondary school (year 8 to year 12);

“funding category” means a funding category determined by the Minister under clause 5.1;

“government school” means a school established under section 55 of the Act;

“Schedule” means the Schedule to the Order;

“school” means a school registered under Part 4 of the Act;

“the Act” means the *School Education Act 1999*.

(2) A student is an eligible student for the purposes of the Order if the student is—

- (a) a permanent resident of Western Australia and has a parent or guardian resident in this State; or
- (b) a student under International Secondary Student Exchange; or
- (c) a student under an approved Commonwealth Government Scholarship; or
- (d) a temporary resident under an approved Visa,

but if a student attains the age of 19 years in a school year the student is to be regarded as an eligible student for the purposes of this definition only until the end of that year.

4. Purposes for which moneys will be applied

(1) Moneys allocated by the Minister under the Order—

- (a) will be made only to a governing body of a school or school system that is incorporated under the *Associations Incorporation Act 1987* or under a law, or provision of a law, of a State or Territory or the Commonwealth that in the opinion of the Minister corresponds to that Act; and
- (b) must be applied by the governing body for the purposes of meeting the costs of operating a school in relation to the delivery of an educational programme that conforms to the *Curriculum Council Act 1997*.

(2) Moneys not applied for the purposes, specified in sub-clause (1)(b) may, with the approval of the Minister, be applied to any other purpose approved by the Minister and subject to such conditions, limitations and restrictions as the Minister shall determine.

(3) Funding under the Order is subject to the conditions, limitations or restrictions (if any) that the Minister considers appropriate in relation to a particular school or class of schools.

5. Grants

(1) Schools are classified into the funding categories specified in column 1 of Part 1 of the Schedule according to an assessment determined by the Minister which takes into account the financial and other resources available to the school.

(2) Except to the extent that funding is provided under subclause (3), a school in a funding category specified in column 1 of Part 1 of the Schedule is to be paid in relation to an eligible student—

- (a) a Per Capita Grant specified in Part 1 of the Schedule opposite and corresponding to the funding category of school and according to the education level specified in columns 2, 3 and 4 of that Part; and
- (b) a Special Education Supplementary Per Capita Grant if an eligible student attending the school is assessed as having a mild disability, a moderate disability or a severe disability, as the case may be, as follows—
 - (i) Mild disability—110 per cent
 - (ii) Moderate disability—210 per cent
 - (iii) Severe disability—360 per cent

of the amount payable under paragraph (a); and

(3) A school in any funding category is to be paid in relation to an eligible student assessed as having high support needs who is attending the school a High Support Needs Per Capita Grant specified in Part 2 of the Schedule.

(4) A payment under subclause (2) or (3) is made only in relation to an eligible student who is enrolled and attends at the school on a full time basis and to the extent that an eligible student attends at the school on a part time basis which includes participating in another option under the *School Education Act 1999* Part 2 Division 1 Subdivision 1A (which relates to participation in alternative programmes in year 11 and year 12) the payment will be reduced proportionately.

(5) In addition to the grants under subclause (2) and (3) other payments may be made in relation to a school or a school system at the discretion of the Minister.

6. Payments to governing body

Payment of moneys under the Order is to be made to the governing body of—

- (a) a school; or
- (b) a school system

unless otherwise determined by the Minister.

7. Guidelines to be issued

The Minister is to issue guidelines from time to time expressing the principles upon which allocations of funding will be provided under the Order.

8. Applications to be made

(1) The governing body of a school or a school system that desires to receive funding is to apply to the Minister at the time specified by the Minister and is to provide such information as the Minister requires.

(2) The Minister may require a governing body to provide such further information as the Minister specifies in writing.

9. Time for payments to be made

(1) Funding under clause 5(2)(a) is to be made to the governing body of a school or school system in four payments as follows—

- (a) a February payment that is equal to twenty-five per cent of the amount payable in relation to an eligible student under this Order multiplied by the number of eligible students provided in the school's 2013 August enrolment census;
- (b) a May payment that is equal to fifty per cent of the amount payable in relation to an eligible student under this Order multiplied by the number of eligible students provided in the school's 2014 February enrolment census minus the February payment;
- (c) an August payment that is equal to twenty-five per cent of the amount payable in relation to an eligible student under this Order multiplied by the number of eligible students provided in the school's 2014 February enrolment census;
- (d) an October payment that is equal to fifty per cent of the

amount payable in relation to an eligible student under this Order multiplied by the number of eligible students provided in the school's 2014 August enrolment census minus the August payment.

(2) Payments under clause 5(2)(b) (the Special Education Supplementary Per Capita Grant) and 5(3) (the High Support Needs Per Capita Grant) are to be paid in relation to an eligible student under this Order in two instalments in June and October.

SCHEDULE**Part 1**

2014 Per Capita Grant

State Funding Category	Kindergarten (based on 4 sessions/week) \$	Pre-primary FTE/ Primary \$	Secondary \$
A	2,406	1,604	2,435
B	2,772	1,847	2,994
C	2,784	1,856	3,068
D	2,871	1,914	3,158
E	3,012	2,008	3,296
F	3,141	2,093	3,404
G	3,240	2,160	3,528
H		3,813	6,393
H*		3,218	5,251
I	6,422	4,282	6,893

*To apply from 1 July 2014.

Part 2

2014 High Support Needs Per Capita Grant

Funding Category	Kindergarten \$	Pre-primary and Primary (year 1 to year 7) \$	Secondary (year 8 to year 12) \$
A-I	13,881	34,703	34,703

Dated this 13th day of December 2013.

Hon PETER COLLIER MLC, Minister for Education.

ENVIRONMENT

EV401*

ENVIRONMENTAL PROTECTION ACT 1986

DELEGATION NO. 111

I, Jason Banks, in my capacity as Acting Chief Executive Officer of the Department of Environment Regulation responsible for the administration of the *Environmental Protection Act 1986* ("the Act"), and pursuant to section 20 of the Act, hereby delegate to—

- (a) the holder for the time being of the offices of—
 - (i) Chief Executive Officer under the *Local Government Act 1995*;
 - (ii) Director, Environmental Regulation Division, Department of Environment Regulation;
 - (iii) Manager, Noise Regulation Branch, Environmental Regulation Division, Department of Environment Regulation; and
 - (iv) Principal Environmental Officer, Noise Regulation Branch, Environmental Regulation Division, Department of Environment Regulation; and
- (b) to any employee of a local government under the *Local Government Act 1995* who is appointed as an Authorised Person under section 87 of the Act,

all my powers and duties in relation to noise management plans under regulation 13 of the Environmental Protection (Noise) Regulations 1997 other than this power of delegation.

Under section 59(1)(e) of the *Interpretation Act 1984*, Delegation No. 79, gazetted 9 May 2008 is hereby revoked.

Dated the 12th day of December 2013.

JASON BANKS, Acting Chief Executive Officer.

Approved by—

JOHN DAY, Acting Minister for Environment; Heritage.

EV402*

ENVIRONMENTAL PROTECTION ACT 1986

DELEGATION NO. 112

I, Jason Banks, in my capacity as Acting Chief Executive Officer of the Department of Environment Regulation responsible for the administration of the *Environmental Protection Act 1986* ("the Act"), and pursuant to section 20 of the Act, hereby delegate to any person for the time being holding or acting in the office of a Chief Executive Officer under the *Local Government Act 1995*, my powers and duties under the *Environmental Protection (Noise) Regulations 1997*, other than this power of delegation, in relation to—

- (a) waste collection and other works—noise management plans relating to specified works under regulation 14A or 14B;
- (b) bellringing or amplified calls to worship—the keeping of a log of bellringing or amplified calls to worship requested under regulation 15(3)(c)(vi);
- (c) community activities—noise control notices in respect of community noise under regulation 16;
- (d) motor sport venues—noise management plans in relation to motor sport venues under Part 2 Division 3;
- (e) shooting venues—noise management plans in relation to shooting venues under Part 2 Division 4;
- (f) calibration results—requesting, under regulation 23(b), details of calibration results undertaken and obtained under Schedule 4;
- (g) sporting, cultural and entertainment events—approval of events or venues for sporting, cultural and entertainment purposes under Part 2 Division 7, subject to the following limitation—
 - (i) Subregulation 18(13)(b) is not delegated.

Under section 59(1)(e) of the *Interpretation Act 1984*, Delegation No. 68, gazetted 22 June 2007 is hereby revoked.

Dated the 12th day of December 2013.

JASON BANKS, Acting Chief Executive Officer.

Approved by—

JOHN DAY, Acting Minister for Environment; Heritage.

FIRE AND EMERGENCY SERVICES

FE401***BUSH FIRES ACT 1954**

TOTAL FIRE BAN DECLARATION

Correspondence No. 12080

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 15th December 2013 for the local government districts of—

Armadale, Gosnells, Swan, Chittering, Gingin, Kalamunda, Mundaring, Serpentine-Jarrahdale and Toodyay

GRAHAM SWIFT, Assistant Commissioner of the Department of Fire and Emergency Services, as a sub-delegate of the Minister under section 16 of the *Fire and Emergency Services Act 1998*.

FE402***BUSH FIRES ACT 1954**

TOTAL FIRE BAN DECLARATION

Correspondence No. 12080

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 16th December 2013 for the local government districts of—

Beverley, Cunderdin, Dowerin, Goomalling, Northam, Quairading, Tammin, Wyalkatchem, York, Mount Marshall, Mukinbudin, Bruce Rock, Kellerberrin, Merredin, Narembeen, Nungarin, Trayning, Westonia, Yilgarn, Toodyay, Dumbleyung, Kent, Lake Grace, Ravensthorpe, Corrigin, Kondinin, Kulin, Greater Geraldton, Chapman Valley, Mingenew, Morawa, Northampton, Carnamah, Coorow, Dandaragan, Moora, Perenjori, Three Springs, Victoria Plains, Dalwallinu, Wongan-Ballidu, Koorda

GRAHAM SWIFT, Assistant Commissioner of the Department of Fire and Emergency Services, as a sub-delegate of the Minister under section 16 of the *Fire and Emergency Services Act 1998*.

FE403***BUSH FIRES ACT 1954**

TOTAL FIRE BAN DECLARATION

Correspondence No. 12080

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 17th December 2013 for the local government districts of—

Mount Marshall, Mukinbudin, Westonia, Yilgarn, Kellerberrin, Merredin, Narembeen, Nungarin, Trayning, Dumbleyung, Kent, Lake Grace, Ravensthorpe, Corrigin, Kondinin, Kulin, Bruce Rock and Esperance.

GRAHAM SWIFT, Assistant Commissioner of the Department of Fire and Emergency Services, as a sub-delegate of the Minister under section 16 of the *Fire and Emergency Services Act 1998*.

FISHERIES

FI401*

PEARLING ACT 1990

GRANT OF APPLICATION FOR THE ISSUE OF A PEARL OYSTER FARM LEASE

Natural Pearls Pty Ltd

FD 390/10

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* ("the *Pearling Act*") have made the decision to grant an application submitted by Natural Pearls Pty Ltd to issue a pearl oyster farm lease in respect of an area of water located at Exmouth Gulf—Snapper Shoal.

The coordinates of the lease are as follows—

Boundary Corner Co-ordinates: Datum GDA94

Pnt	Longitude	Latitude
A	114°17.780'	22°12.049'
B	114°18.470'	22°12.382'
C	114°18.440'	22°12.762'
D	114°17.770'	22°12.522'

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 17th day of December 2013.

LINDSAY JOLL, Director, Aquatic Management
as delegate for the CEO.

FI402*

PEARLING ACT 1990

GRANT OF APPLICATION FOR THE ISSUE OF A PEARL OYSTER FARM LEASE

S. J. and J. D. Arrow

FD 390/10

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* ("the *Pearling Act*") have made the decision to grant an application submitted by SJ & JD Arrow to issue a pearl oyster farm lease in respect of an area of water located at Beagle Bay Site 1.

The coordinates of the lease are as follows—

Boundary Corner Co-ordinates: Datum GDA94

Pnt	Longitude	Latitude
A	16°53.406'	122°30.227'
B	16°50.916'	122°30.277'
C	16°50.216'	122°31.327'
D	16°51.846'	122°32.117'

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 17th day of December 2013.

LINDSAY JOLL, Director Aquatic Management,
as delegate for the CEO

FI403*

PEARLING ACT 1990**GRANT OF APPLICATION FOR THE ISSUE OF A PEARL OYSTER FARM LEASE**

S. J. and J. D. Arrow

FD 390/10

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* ("the *Pearling Act*") have made the decision to grant an application submitted by SJ and JD Arrow to issue a pearl oyster farm lease in respect of an area of water located at Beagle Bay Site 2.

The coordinates of the lease are as follows—

Boundary Corner Co-ordinates: Datum GDA94

Pnt	Longitude	Latitude
A	16°53.406'	122°30.227'
B	16°50.846'	122°32.117'
C	16°52.966'	122°32.627'
D	16°54.428'	122°30.905'

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 17th day of December 2013.

LINDSAY JOLL, Director, Aquatic Management
as delegate for the CEO.

HEALTH

HE401*

HEALTH ACT 1911**PERINATAL AND INFANT MORTALITY COMMITTEE (APPOINTMENT OF INVESTIGATOR)
INSTRUMENT 2013 (No. 2)**

Made by the Minister under section 340AJ of the Act.

1. Citation

This instrument may be cited as the *Perinatal and Infant Mortality Committee (Appointment of Investigator) Instrument 2013 (No. 2)*.

2. Appointment of Member/s

The appointment of Dr Ronald Hagan as an Investigator to the Perinatal and Infant Mortality Committee, pursuant to section 340AJ of the *Health Act 1911* is approved for a term of three years commencing on the date of appointment.

Date: 18 November 2013.

Dr KIM HAMES MLA, Deputy Premier, Minister for Health.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004**RESIGNATIONS**

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

Mrs Margaret Isabel Moseley of Rockingham
Mr Glen Robert Palmer of Mount Richon
Mrs Rosemary Lillias Stevenson of North Beach

Mrs Gladys Elizabeth Brooks of Merriwa

Mr Paul Charles Dench of Willetton

Mr Gary Lionel Dickinson of Forrestfield

Mr Arthur Swift of Mount Hawthorn

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*

SHIRE OF WOODANILLING

APPOINTMENTS

Notice is hereby given that the following appointments have been made by the Shire of Woodanilling Council in accordance with the above legislation—

Keith Schurmann, Sharyn Marie Lofthouse, Julia Eileen-Marie Schurmann, Amy Sarah Kippin, Kahlia Elizabeth Stephens, Wendy Ellen Bessell-Browne and Belinda Kaye Knight are hereby appointed as Registration Officers for the Shire of Woodanilling with all authority conveyed upon the position of 'Registration Officer' under the *Dog Act 1976*.

Keith Schurmann is hereby appointed as Authorised Officer for the Shire of Woodanilling with all the authority conveyed upon the position of 'Authorised Officer' under the *Dog Act 1976*, and revoke all other appointments to that position.

Keith Schurmann is hereby appointed as Authorised Officer for the Shire of Woodanilling with all the authority conveyed upon the position of 'Authorised Officer' under the *Control of Vehicles (off road areas) Act 1978*, *Litter Act 1979*, *Bush Fires Act 1954*, *Caravan Parks and Camping Grounds Act 1995* and *Cat Act 2011*.

Keith Schurmann is hereby appointed as Ranger/Poundkeeper in accordance with Section 449 of the *Local Government (Miscellaneous Provisions) Act 1960* with all the authority conveyed by the Act upon that position.

BELINDA KNIGHT, Chief Executive Officer.

MARINE/MARITIME

MA401*

WESTERN AUSTRALIAN MARINE ACT 1982

NAVIGABLE WATERS REGULATIONS 1958

PERSONAL WATERCRAFT (PWC)

PWC Freestyle Driving

Leschenault Estuary, Collie River and Preston River

City of Bunbury

Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, I hereby cancel notice MX402 as published in the *Government Gazette* on 5 April 2005 and notice MX406 as published in the *Government Gazette* on 8 July 2005 regarding the use of PWC in the

Leschenault Inlet (MX402) and the Leschenault Estuary and the Collie River (MX406) and substitute the following—

Acting pursuant to the powers conferred by Section 50A of the Navigable Waters Regulations 1958, I hereby prohibit the practices of PWC's freestyle driving, wave jumping and surfing in all the waters of Leschenault Estuary including waters of the Cut east of the seaward ends of the breakwaters, the Collie River and the Preston River.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA402*

WESTERN AUSTRALIAN MARINE ACT 1982
SPEED RESTRICTION AREAS—8 KNOTS

Bunbury
City of Bunbury

Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, I hereby cancel Special Notice as published in the *Government Gazette* on 4 March 2011 and notice TR405 as published in the *Government Gazette* on 15 December 2011 and limit the speed of motorised vessels to eight (8) knots within the following areas—

Bunbury—

- (1) North of The Cut: Those waters of Koombana Bay north of The Cut within 200 metres of the shore and bounded in the north by a line through 33°17.173'S, 115°40.813'E and 33°17.151'S, 115°40.647'E (approximately 2 kilometres north of The Cut) and in the south by a line through 33°18.060'S, 115°40.408'E and 33°18.002'S, 115°40.266'E (approximately 300 metres north of The Cut).
- (2) South of The Cut: Those waters of Koombana Bay bounded by the shore and a line commencing at a point 33°18.394'S, 115°40.275'E (on the foreshore approximately 210 metres south of The Cut); thence to 33°18.318'S, 115°40.110'E (approximately 290 metres north-westerly); thence to 33°18.225'S, 115°40.183'E (at the end of the southern side of The Cut entrance groyne approximately 205 metres north-easterly); thence along the groyne generally south-easterly to the foreshore.
- (3) Koombana Bay: Those waters of Koombana Bay bounded by the shoreline and lines commencing at 33°19.119'S, 115°38.528'E (at the end of the eastern Koombana Channel entrance groyne); thence to 33°19.120'S, 115°38.486'E (at the end of the western Koombana Channel entrance groyne); thence to the Leschenault Inlet Approach Starboard Marker No 5 at approximately 33°19.022'S, 115°38.513'E; thence to the Leschenault Inlet Approach Starboard Marker No 1 at approximately 33°18.868'S, 115°38.699'E; thence to 33°18.883'S, 115°38.719'E (approximately 40 metres south-easterly); thence to 33°18.952'S, 115°38.742'E (approximately 130 metres south-south-easterly and in line with the groyne adjacent the Koombana Bay Sailing Club); thence to 33°19.027'S, 115°38.713'E (approximately 154 metres south-south-westerly and 200 metres from the foreshore); thence to 33°19.091'S, 115°38.850'E (approximately 245 metres south-easterly); thence to 33°19.110'S, 115°38.990'E (approximately 220 metres easterly); thence to 33°18.963'S, 115°39.505'E (approximately 845 metres east-north-easterly); thence to 33°18.886'S, 115°39.536'E (on the Power House Groyne approximately 150 metres north-easterly); thence along the groyne generally north-westerly, north-easterly and south-westerly to the foreshore; but excluding the waters of the Bunbury Inner Harbour south of a line between Point Hamillia and Point Busaco which are closed to recreational boating.
- (4) Bunbury Outer Harbour: Those waters of the Bunbury Outer Harbour bounded by lines commencing at 33°18.601'S, 115°38.484'E (corresponding to the south-eastern corner of the Pilot Boat Jetty); thence to 33°18.471'S, 115°38.549'E (approximately 260 metres north-easterly); thence to 33°18.358'S, 115°38.780'E (approximately 415 metres east-north-easterly); thence to the Old Bunbury Jetty Foul Ground North Cardinal beacon at approximately 33°18.439'S, 115°38.747'E (150 metres south-south-westerly); thence to 33°18.454'S, 115°38.755'E (approximately 30 metres south-south-easterly); thence to 33°18.513'S, 115°38.669'E (approximately 170 metres south-westerly); thence to the north-eastern tip of the Casuarina Boat Harbour breakwater at approximately 33°18.686'S, 115°38.578'E and along it to the tip of the breakwater spur groyne at approximately 33°18.645'S, 115°38.528'E thence approximately 100 metres north-westerly to the point of commencement. All coordinates based on GDA 94.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA403*

WESTERN AUSTRALIAN MARINE ACT 1982

SPEED RESTRICTION AREAS—8 KNOTS

Collie River

*City of Bunbury*Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, I hereby cancel section (d) (18) (ii) of notice MH401 as published in the *Government Gazette* on 25 October 1991 and limit the speed of motorised vessels to eight (8) knots within the following area—

Collie River: All the waters of the Collie River and including the marked entrance channel from Leschenault Estuary commencing at 33°18.146'S, 115°41.172'E being the outermost starboard marker and 33°18.106'S, 115°41.183'E being the outermost Port marker of the entrance channel; and upstream of a line through 33°18.078'S, 115°41.489'E (on the foreshore of Bar Island) and 33°18.085'S, 115°41.603'E (on the foreshore approximately 177 metres easterly); but excluding all those waters known as the Grand Canals.

All coordinates based on GDA94.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA404*

WESTERN AUSTRALIAN MARINE ACT 1982

CLOSURE OF NAVIGABLE WATERS—ALL VESSELS

Koombana Bay

*City of Bunbury*Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, I hereby cancel notice MA405 as published in the *Government Gazette* on 23 December 2011 and close the following area of navigable water to all vessels until further notice—

Koombana Beach: Those waters of Koombana Bay within 45 metres of the shore and bounded in the east by a line through 33°19.221'S, 115°38.851'E and 33°19.172'S, 115°38.851'E and bounded in the west by the groyne adjacent to the Koombana Bay Sailing Club.

All coordinates based on GDA94.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA405*

WESTERN AUSTRALIAN MARINE ACT 1982

CLOSURE OF NAVIGABLE WATERS—MOTORISED VESSELS

Koombana Bay

*City of Bunbury*Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, I hereby close the following areas of navigable water to motorised vessels until further notice—

Bunbury—

- (1) North of The Cut—Those waters of the Indian Ocean bounded by the shore and a line commencing on the foreshore and passing through 33°18.060'S, 115°40.408'E (approximately 260 metres north of The Cut) to 33°18.002'S, 115°40.266'E (approximately 240 metres west-north-west); thence to the end of the northern entrance groyne on the ocean side of The Cut at approximately 33°18.164'S, 115°40.222'E (approximately 310 metres southerly); thence along the groyne to the foreshore.
- (2) Marlston Beach—Those waters of Koombana Bay bounded by the shore and a line commencing at a point 33°19.101'S, 115°38.394'E (on the foreshore approximately 10 metres south of the southern side of the Marlston Jetty); thence to 33°19.100'S, 115°38.402'E (approximately 13 metres easterly); thence to 33°19.175'S, 115°38.404'E (on the foreshore approximately 29 metres east of Mantra Bunbury tennis court).

All coordinates based on GDA94.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA406*

NAVIGABLE WATERS REGULATIONS 1958

SWIMMING PROHIBITED

Marlston Jetty

*City of Bunbury*Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Regulation 10A of the *Navigable Waters Regulations 1958*, I hereby prohibit swimming within the following area—

Marlston Jetty: Those waters of Koombana Bay bounded by the shore and a line commencing at a point 33°19.065'S, 115°38.392'E (on the foreshore approximately 10 metres north of the northern side of the Marlston Jetty); thence to 33°19.065'S, 115°38.401'E (approximately 13 metres easterly); thence to 33°19.100'S, 115°38.402'E (approximately 65 metres southerly); thence to 33°19.101'S, 115°38.394'E (on the foreshore approximately 10 metres south of the southern side of the Marlston Jetty).

All coordinates based on GDA94.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA407*

WESTERN AUSTRALIAN MARINE ACT 1982

CLOSURE OF NAVIGABLE WATERS

Closed Waters—Aerial Freestyle Device

Mangles Bay—Rockingham

*City of Rockingham*Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, I hereby close all navigable waters to the operation of Personal Watercraft (PWC) fitted with an aerial freestyle device, with the exception of all waters within 300m of an approved Aerial Freestyle area as described at Schedule A of this notice, provided they are operated in accordance to the conditions set out in Schedule B of this notice.

SCHEDULE A: All those waters of Mangles Bay bounded by lines commencing at position 32°16.271'S, 115°43.884'E (approximately 230 metres north-west of the Bell Park foreshore at Rockingham Beach); thence to 32°16.201'S, 115°43.981'E (200 metres north-easterly); thence to 32°16.234'S, 115°44.014'E (80 metres south-easterly); thence to 32°16.308'S, 115°43.911'E (approximately 211 metres south-westerly); thence to the point of commencement (approximately 81 metres north-westerly). All coordinates based on GDA 94.

SCHEDULE B: Operating Conditions

1. Only one person is to use the Aerial Freestyle device at any one time;
2. Propulsion thrust to the Aerial Freestyle device must be controlled by the PWC operator at all times;
3. When the Aerial Freestyle device is being operated connected to a PWC, the PWC operator and the Aerial Freestyle device user must wear an approved personal flotation device as described in regulation 50B of the *Navigable Waters Regulations 1958*;
4. The PWC operator must hold a Recreational Skippers Ticket as per regulation 47 of the *Navigable Waters Regulations 1958*;
5. Whilst in operation, the PWC operator must have a PWC kill switch safety lanyard attached to them at all times;
6. Whilst in operation, the Aerial Freestyle device user must wear a helmet suitable for water sports at all times
7. The PWC must be appropriately registered for operation in Western Australia as per regulation 45B of the *Navigable Waters Regulations 1958* or as a Domestic Commercial Vessel in accordance with the *Marine Safety (Domestic Commercial Vessels) National Law Act 2012*;
8. The Aerial Freestyle device user must not engage in aerial freestyle outside of a designated aerial freestyle area;
9. The Aerial Freestyle device user must not engage in aerial freestyle within 15 metres of any other person or any other vessel;
10. The Aerial Freestyle device user must not engage in aerial freestyle in water depth less than 2.5 metres;
11. The Aerial Freestyle device user must not engage in deliberate porpoising in water depths less than 4 metres;

12. The Aerial Freestyle device can only be operated during sunrise to sunset;
13. General safety obligations, collision regulations and any other legislative requirements that apply to either a recreational or commercial personal water craft under the *Navigable Waters Regulations 1958* and *Western Australian Marine Act 1982* must be complied with at all times.
14. In addition to above, Commercial Aerial Freestyle operations must operate in accordance with the *Marine Safety (Domestic Commercial Vessels) National Law Act 2012* Certificate of Survey and Certificate of Operation.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA408*

NAVIGABLE WATERS REGULATIONS 1958

WATER SKI AREA

Marlston Waterfront—Koombana Bay

City of Bunbury

Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, I hereby define and set aside the following area for water skiing—

Koombana Bay: Those waters of Koombana Bay bounded by the shoreline and lines commencing at 33°19.175'S, 115°38.404'E (on the Koombana Bay foreshore approximately 110 metres west of the Koombana Channel); thence to 33°19.065'S, 115°38.401'E (northerly approximately 200 metres); thence to 33°19.065'S, 115°38.389'E (westerly approximately 13 metres to the Marlston Waterfront); thence along the shoreline approximately 230 metres generally northerly, westerly and northerly to 33°18.969'S, 115°38.414'E; thence to the Point MacLeod East Cardinal Marker at approximately 33°18.861'S, 115°38.538'E; thence to 33°18.686'S, 115°38.578'E (on the north-east tip of the breakwater approximately 330 metres north-north-easterly); thence to 33°18.513'S, 115°38.669'E (approximately 350 metres north-easterly); thence to 33°18.454'S, 115°38.755'E (approximately 190 metres north-easterly); thence to 33°18.715'S, 115°38.884'E (approximately 520 metres south-easterly); thence to the Leschenault Inlet Approach Starboard Marker No 1 at approximately 33°18.868'S, 115°38.699'E; thence to the Leschenault Inlet Approach Starboard Marker No 5 at approximately 33°19.022'S, 115°38.513'E; thence to 33°19.120'S, 115°38.486'E (at the end of the Koombana Channel entrance groyne); thence along the groyne to the foreshore. All coordinates based on GDA 94.

Providing however that all water skiing activities are conducted in an anti-clockwise direction and only occur between the hours of sunrise and sunset.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA409*

NAVIGABLE WATERS REGULATIONS 1958

WATER SKI AREA

North of Cut—Koombana Bay

City of Bunbury

Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, I hereby define and set aside the following area for water skiing—

Koombana Bay: Those waters of Koombana Bay bounded by the shore and a line commencing at a point 33°17.718'S, 115°40.610'E (on the foreshore of Leschenault Peninsula Conservation Park approximately 990 metres north of The Cut); thence to 33°17.566'S, 115°40.211'E (approximately 680 metres west-north-westerly); thence to 33°17.107'S, 115°40.329'E (approximately 870 metres north-north-easterly); thence to 33°17.173'S, 115°40.813'E (on the foreshore of Leschenault Peninsula Conservation Park, approximately 760 metres easterly); but excluding all other waters within 200 metres of the shore.

All coordinates based on GDA94.

Providing however that all water skiing activities are conducted in an anti-clockwise direction and only occur between the hours of sunrise and sunset.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MA410*

NAVIGABLE WATERS REGULATIONS 1958**WATER SKI AREA**

South of Cut—Koombana Bay

*City of Bunbury*Department of Transport,
Fremantle WA, 20 December 2013.

Acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, I hereby define and set aside the following area for water skiing—

Koombana Bay: Those waters of Koombana Bay bounded by the shore and a line commencing at a point 33°18.874'S, 115°39.676'E (on the foreshore adjacent to the power station groyne); thence to 33°18.615'S, 115°39.511'E (approximately 540 metres north-north-westerly); thence to 33°18.253'S, 115°39.969'E (approximately 975 metres north-easterly); thence to 33°18.394'S, 115°40.275'E (on the foreshore approximately 210 metres south of The Cut).

All coordinates based on GDA94.

Providing however that all water skiing activities are conducted in an anti-clockwise direction and only occur between the hours of sunrise and sunset.

RAY BUCHHOLZ, Director, Waterways Management,
Department of Transport.

MINERALS AND PETROLEUM

MP401*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967**PARTIAL SURRENDER OF PETROLEUM EXPLORATION PERMIT EP 474**

The partial surrender of Petroleum Exploration Permit EP 474 in respect to Lake Mackay SF 25 Map Sheet Blocks 6081, 6082, 6083, 6084, 6085, 6086, 6087, 6088, 6089, 6090, 6157, 6158, 6159, 6160, 6161, 6162, 6232, 6233, 6234, 6304, 6305, 6306, 6377, 6378 and 6450 has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

R. M. GABRIELSON, Acting Executive Director, Petroleum Division.

MP402*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967**PARTIAL SURRENDER OF PETROLEUM EXPLORATION PERMIT EP 477**

The partial surrender of Petroleum Exploration Permit EP 477 in respect to Broome SE51 Map Sheet Blocks 8288, 8289, 8290, 8360, 8361, 8362, 8363, 8433, 8434, 8435 and 8436; and Oakover River SF51 Map Sheet Blocks 5050, 5051, 5052, 5053, 5124, 5125, 5126, 5197, 5198, 5269, 5270, 5271, 5272, 5273, 5274, 5275, 5276, 5277, 5339, 5340, 5341, 5342, 5343, 5344, 5345, 5346, 5347, 5348, 5349, 5350, 5351, 5411, 5412, 5413, 5414, 5415, 5416, 5417, 5418, 5419, 5420, 5421, 5422, 5423, 5424, 5484, 5485, 5486, 5487, 5488, 5489, 5490, 5491, 5492, 5493, 5494, 5495, 5496, 5497, 5560, 5561, 5562, 5563, 5564, 5565, 5566, 5567, 5568, 5569 and 5570 has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

R. M. GABRIELSON, Acting Executive Director, Petroleum Division.

MP403*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967**RENEWAL OF PETROLEUM EXPLORATION PERMIT EP 359**

Renewal of Petroleum Exploration Permit EP 359 has been granted to LANSVALE OIL & GAS PTY LTD, ROUGH RANGE OIL PTY LTD, BOUNTY OIL & GAS NL, PHOENIX RESOURCES PLC and PACE PETROLEUM PTY LTD to have effect for a period of five (5) years from and including 13 December 2013.

R. M. GABRIELSON, Acting Executive Director,
Petroleum Division
Delegate of the Minister for Mines and Petroleum
Pursuant to the Instrument of Delegation dated 14 April 2013.

MP404*

MINING REHABILITATION FUND ACT 2012
MINING REHABILITATION FUND REGULATIONS 2013

APPOINTMENTS TO MINING REHABILITATION FUND ADVISORY PANEL

For the purpose of the *Mining Rehabilitation Fund Regulations 2013*, regulation 10(6), I give notice that the following members have been appointed to the Mining Rehabilitation Advisory Panel established under the Mining Rehabilitation Fund Act 2012 section 33—

Name	Term	Commencement date	
Mr Michael Slight	2 years	20 December 2013	Chairperson
Ms Julie Hill	2 years	20 December 2013	Deputy Chair
Ms Charmian Barton	2 years	20 December 2013	Member
Mr John Gardner	2 years	20 December 2013	Member
Mr Phil Scott	2 years	20 December 2013	Member

RICHARD SELLERS, Director General,
Department of Mines and Petroleum.

Dated: 17 December 2013.

MP405*

MINING ACT 1978
FORFEITURE

Department of Mines and Petroleum,
East Perth WA 6004.

I hereby declare in accordance with the provisions of Section 96A of the *Mining Act 1978* that the undermentioned exploration licence is forfeited for breach of covenant being failure to comply with the prescribed expenditure condition.

Hon BILL MARMION MLA, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
	Exploration Licence	
15/1151	Bardoc Resources Pty Ltd	Coolgardie

MP406*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Karratha WA 6741.

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

DEEN POTTER, Warden.

To be heard by the Warden at Karratha on 23 January 2014.

ASHBURTON MINERAL FIELD
Prospecting Licences

P 08/616 Stammers, Peter Richard

MP407*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Karratha WA 6741.

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

DEEN POTTER, Warden.

To be heard by the Warden at Karratha on 23 January 2014.

WEST PILBARA MINERAL FIELD

Prospecting Licences

P 47/1541 Leslie, Robert Keith

MP408*

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.

F. ZEMPILAS, Warden.

To be heard by the Warden at Kalgoorlie on 17 January 2014.

BROAD ARROW MINERAL FIELD

Prospecting Licences

P 24/4610 Brown, Hugh O'Donnell
Brown, Abbie Lee
Williams, Frank

EAST COOLGARDIE MINERAL FIELD

Prospecting Licences

P 26/3825 Orrex Resources Ltd
P 26/3826 Orrex Resources Ltd

NORTH COOLGARDIE MINERAL FIELD

Prospecting Licences

P 31/1816 Wild Acre Metals Limited
P 31/1817 Wild Acre Metals Limited
P 31/1818 Wild Acre Metals Limited
P 31/1819 Wild Acre Metals Limited
P 31/1820 Wild Acre Metals Limited
P 31/1821 Wild Acre Metals Limited
P 31/1828 Wild Acre Metals Limited
P 31/1829 Wild Acre Metals Limited
P 31/1831 Wild Acre Metals Limited
P 31/1927 Legacy Iron Ore Ltd
P 31/1928 Legacy Iron Ore Ltd
P 31/1929 Legacy Iron Ore Ltd

MP409***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.

F. ZEMPILAS, Warden.

To be heard by the Warden at Kalgoorlie on 17 January 2014.

EAST COOLGARDIE MINERAL FIELD

Prospecting Licences

P 26/3860 Hard Rock Resources Pty Ltd

NORTH COOLGARDIE MINERAL FIELD

Prospecting Licences

P 29/2192 Maddison Resources Pty Ltd

P 29/2193 Maddison Resources Pty Ltd

MP410***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.

F. ZEMPILAS, Warden.

To be heard by the Warden at Kalgoorlie on 17 January 2014.

NORTH COOLGARDIE MINERAL FIELD

Prospecting Licences

P 29/1942 International Petroleum Ltd

P 29/1943 International Petroleum Ltd

P 29/1944 International Petroleum Ltd

P 29/1945 International Petroleum Ltd

P 29/1946 International Petroleum Ltd

P 29/1947 International Petroleum Ltd

P 29/1948 International Petroleum Ltd

P 29/1949 International Petroleum Ltd

P 29/1950 International Petroleum Ltd

P 30/1051 Carnegie Gold Pty Ltd

P 30/1054 Carnegie Gold Pty Ltd

P 30/1055 Carnegie Gold Pty Ltd

MP411*

MINING ACT 1978
INTENTION TO FORFEIT

Department of Mines and Petroleum,
Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Regulations 1981*, notice is hereby given that unless the rent due on the under mentioned mining tenements are paid on or before 16 January 2014 it is the intention of the Minister for Mines and Petroleum under the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* to forfeit such for breach of covenant, being non-payment of rent.

Director General.

Number	Holder	Exploration Licence	Mineral Field
E 04/2013	Tetra Resources Pty Ltd		West Kimberley
E 08/2073-I	Reedy Lagoon Corporation Limited		Ashburton
E 09/1823	Coventry Enterprises Pty Ltd		Gascoyne
E 09/1842	Lighthouse Ridge Pty Ltd		Gascoyne
E 37/1128	Baker, Robert Albert Lawrence		Mt Margaret
E 38/2170	Creasy, Mark Gareth		Mt Margaret
E 38/2171	Creasy, Mark Gareth		Mt Margaret
	Sirius Resources NL		
E 38/2397	Duketon Mining Ltd		Mt Margaret
E 53/1493	Gryzly Resources Pty Ltd		East Murchison
E 69/2174	Strzelecki Metals Limited		Warburton
E 69/2175	Strzelecki Metals Limited		Warburton
E 69/2176	Strzelecki Metals Limited		Warburton
E 69/2177	Strzelecki Metals Limited		Warburton
E 69/2178	Strzelecki Metals Limited		Warburton
E 69/2179	Strzelecki Metals Limited		Warburton
E 69/2180	Strzelecki Metals Limited		Warburton
E 69/2181	Strzelecki Metals Limited		Warburton
E 70/4116	Southern Mineral Resources Pty Ltd		South West
E 70/4376	BHI Resources Pty Ltd		South West
E 70/4377	BHI Resources Pty Ltd		South West
E 74/425	Askins, Paul Winston		Phillips River
	Stewart, James Ian		
E 74/460	Ucabs Pty Ltd		Phillips River
E 74/495	Regency Mines Australasia Pty Ltd		Phillips River
E 80/4543	Slaty Creek Pty Ltd		Kimberley
E 80/4544	Slaty Creek Pty Ltd		Kimberley
E 80/4673-I	Massive Resources Pty Ltd		Kimberley
Mining Lease			
M 26/286	Golden Ridge North Kambalda Pty Ltd		East Coolgardie
M 27/255	Kanowna Mines Ltd (ACN 053 530 037)		N. E. Coolgardie
M 58/237	Canavan, Terence John		Murchison
	Eastland, Francis Joseph		
M 80/532	Merlin Diamonds Ltd		Kimberley

MP412*

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 9 January

2014 or a written submission is made by that date to the Minister for Mines and Petroleum for the Minister to consider, 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 for failure to comply with the royalty provisions in accordance with Regulation 86A.

Director General.

Number	Holder	Mineral Field
	Mining Lease	
M15/793	Scorpion Mining Pty Ltd	Coolgardie
M38/498	Regis Resources Limited	Murchison
M38/499	Regis Resources Limited	Mt. Margaret
M38/1249	Regis Resources Limited	Mt. Margaret
M39/347	Anglogold Ashanti Australia Limited	Mt. Margaret
M39/348	Anglogold Ashanti Australia Limited	Mt. Margaret
M39/446	Murrin Murrin Holdings Pty Ltd	Mt. Margaret
M45/1174	Dumpna Pty Ltd	West Pilbara
M46/47	Simba Holdings Pty Ltd	Pilbara
M46/129	Simba Holdings Pty Ltd	Pilbara
M46/186	Millennium Minerals Ltd	Pilbara
M46/300	Millennium Minerals Ltd	Pilbara
M63/148	Whitfield Minerals Pty Ltd	Dundas
M70/13	Limestone Building Blocks Co. Pty Ltd	South West
M70/339	Limestone Building Blocks Co. Pty Ltd	South West

MP413*

MINING ACT 1978
INTENTION TO FORFEIT

Department Mines and Petroleum,
East Perth WA 6004.

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 January 2014 or a written submission is made by that date to the Minister for Mines and Petroleum for the Minister to consider, 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 for failure to comply with the royalty provisions in accordance with Regulation 86A.

Director General.

Number	Holder	Mineral Field
	Mining Lease	
M46/515	BC Iron Limited	Pilbara
M63/11	Central Norseman Gold Corporation Ltd	Dundas
M63/13	Central Norseman Gold Corporation Ltd	Dundas
M63/14	Central Norseman Gold Corporation Ltd	Dundas
M63/15	Central Norseman Gold Corporation Ltd	Dundas
M63/42	Central Norseman Gold Corporation Ltd	Dundas
M63/43	Central Norseman Gold Corporation Ltd	Dundas
M63/48	Central Norseman Gold Corporation Ltd	Dundas
M63/120	Central Norseman Gold Corporation Ltd	Dundas

Number	Holder	Mineral Field
M63/156	Central Norseman Gold Corporation Ltd	Dundas
M63/173	Central Norseman Gold Corporation Ltd	Dundas
M63/275	Central Norseman Gold Corporation Ltd	Dundas
M08/45	Hanson Construction Materials Pty Ltd	Ashburton
M08/117	Hanson Construction Materials Pty Ltd	Ashburton
M47/55	Hanson Construction Materials Pty Ltd	West Pilbara
M47/56	Hanson Construction Materials Pty Ltd	West Pilbara
M47/81	Hanson Construction Materials Pty Ltd	West Pilbara
M04/69	Supajet Pty Ltd	West Kimberley
M80/599	Kimberley Metals Group Pty Ltd	Kimberley
M80/600	Kimberley Metals Group Pty Ltd	Kimberley
M04/218	McCorry Brown Earthmoving Pty Ltd	West Kimberley
M04/220	McCorry Brown Earthmoving Pty Ltd	West Kimberley
M04/291	McCorry Brown Earthmoving Pty Ltd	West Kimberley
M04/307	McCorry Brown Earthmoving Pty Ltd	West Kimberley
M04/322	McCorry Brown Earthmoving Pty Ltd	West Kimberley
M04/328	McCorry Brown Earthmoving Pty Ltd	West Kimberley
M04/329	McCorry Brown Earthmoving Pty Ltd	West Kimberley
M04/333	McCorry Brown Earthmoving Pty Ltd	West Kimberley
M15/83	Mincor Resources NL	Coolgardie
M15/543	Mincor Resources NL	Coolgardie
M15/609	Mincor Resources NL	Coolgardie
M15/1466	MLG Oz Pty Ltd	Coolgardie
M24/905	MLG Oz Pty Ltd	Broad Arrow
M36/657	MLG Oz Pty Ltd	East Murchison
M37/90	St Barbara Limited	Mt. Margaret
M70/1013	Sinosteel Midwest Corporation Limited	South West
M24/488	Scorpion Mining Pty Ltd	Broad Arrow
M24/493	Scorpion Mining Pty Ltd	Broad Arrow
M15/85	St. Ives Gold Mining Company Pty Ltd	Coolgardie

PLANNING

PL401*

METROPOLITAN REDEVELOPMENT AUTHORITY ACT 2011

SUBIACO REDEVELOPMENT SCHEME

Amendment No. 10

Metropolitan Redevelopment Authority

It is hereby notified for public information that the Minister for Planning has granted final approval to gazette Scheme Amendment No. 10 to the Metropolitan Redevelopment Authority's Subiaco Redevelopment Scheme.

Amendment No. 10 creates the Carter Lane Precinct (Precinct 11) and forms the statutory planning framework that will guide redevelopment in the area. The Amendment also updates the Scheme text provisions to ensure they relate to the Metropolitan Redevelopment Authority and current legislation.

The Amendment comes into effect on 21 December 2013 and can be viewed at the MRA's office, 12 Lindsay Street, Perth between the hours of 8:30am and 5:00pm Monday to Friday or on the MRA website at www.mra.wa.gov.au.

RACING, GAMING AND LIQUOR

RA401*

LIQUOR CONTROL ACT 1988 LIQUOR APPLICATIONS

The following applications received under the *Liquor Control Act 1988 (the Act)* are required to be advertised.

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
14910	Sea Dragon Marine Pty Ltd	Application for the grant of a Wholesalers licence in respect of premises situated in Yangebup and known as Sea Dragon Marine	30/12/2013
14915	Unique Group Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Kwinana Town Centre and known as Spicy Pan Indian Restaurant	13/01/2014
14921	Shaana Cafe Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Kwinana Town Centre and known as Spicy Pan Indian Restaurant	16/01/2014
APPLICATION FOR THE REMOVAL OF A LICENCE			
382772	Liquorland (Australia) Pty Ltd	Application for the removal of a liquor store licence in respect of premises situated in Ellenbrook to premises also in Ellenbrook and known as Liquorland Ellenbrook	12/01/2014
APPLICATION FOR APPROVAL TO ALTER/REDEFINE THE LICENSED PREMISES			
382715	Australian Leisure and Hospitality Group Pty Ltd	Application for approval to alter/redefine the Tavern in respect of premises situated in Duncraig and known as Carine Glades Tavern	08/01/2014

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

Dated: 18 December 2013.

B. A. SARGEANT, Director of Liquor Licensing.

ROTTNEST ISLAND AUTHORITY

RX401*

ROTTNEST ISLAND REGULATIONS 1988 CLOSURE OF WATERS TO BOATING

Thomson Bay Rottnest Island—New Year's Eve 2013/14

Acting pursuant to the powers conferred by Regulation 38B of the *Rottnest Island Regulations 1988*, the Rottnest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised vessels, between 6:00am on Tuesday 31 December 2013 and 12:00 midday on Wednesday 1 January 2014.

Thomson Bay

All the waters within 40 metres of the shoreline, from a point on the foreshore 400 metres south-east of the Hotel Jetty and extending in a north-westerly direction to the Rottnest Main Jetty, and the waters from a point on the foreshore 260 metres north-west of the Rottnest Main Jetty and extending in a north-easterly direction to the end of Thomson Bay at Bathurst Point.

Tenders (max vessel length 3.75m) are permitted to access the beach from the Rottnest Main Jetty south to the northern side of the Hotel jetty, excluding designated swimming areas, and including 35m on the northern side of the Stark Jetty.

This has been introduced to assist in achieving public safety and appropriate signage will be placed on site.

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

PAOLO AMARANTI, Chief Executive Officer,
Rottneest Island Authority.

WATER/SEWERAGE

WA401

WATER SERVICES ACT 2012

EXEMPTION

Class exemption for some types of irrigation and water supply services

In accordance with section 7 of the *Water Services Act 2012* Hon Terry Redman MLA, Minister for Water, has granted a class exemption from section 5 (1) of the Act in respect of the following provision of water services—

- ‘irrigation services’ where the—
 - o water does not contain treated or untreated ‘wastewater’ (i.e. sewage); and the
 - o service is not in the Gascoyne, Ord, Harvey, Waroona, Collie and Preston Valley irrigation districts proclaimed under the *Rights in Water and Irrigation Act 1914*.
- ‘water supply services’ where the—
 - o water does not contain any treated or untreated ‘wastewater’ (i.e. sewage); and
 - o water is to be used only for industrial processing or manufacturing, mining or mineral processing, cleaning, thermal cooling, dust suppression or the construction, maintenance and cleaning of uninhabited buildings and infrastructure.

The class exemption does not apply in any circumstances where the water will be used in ‘aquatic facilities’, domestic dwellings or to workplaces for domestic purposes, including but not limited to use for drinking, preparing food, washing clothes, personal hygiene, bathing or toilets. The *Health (Aquatic Facilities) Regulations 2007* define the term ‘aquatic facilities’.

The exemption is to come into effect on the day it is published in the *Government Gazette*.

Summary of reasons for the decision

Granting the exemption will reduce regulatory burden and avoid the costs of licensing these types of irrigation and water supply services. These include—

- Administrative costs to the service provider including costs of licence fees, annual regulatory reporting costs and the costs of operational audits and asset management reviews every two to three years; and
- Costs to Government for enforcing and administering water service licences for all of these types of irrigation and water supply services.

Granting of this exemption is not contrary to the public interest.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Sheila Hilary Keeley, late of 51 Allum Way, Serpentine 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 2 August 2013, are required by the personal representative to send particulars of their claims to her care of Clement & Co, Lawyers, Unit 2, 12 Sutton Street, Mandurah by the 22 January 2013, after which date the personal representative may convey or distribute the assets having regard 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

Any creditors having claims on the estate of the late Soheil Taheri of 16 Harcourt Street, Toodyay, deceased 26 July 2013, are required to send particulars of their claims to Kevin David Croft, Administrator, c/- Lynn & Brown Lawyers, PO Box 1114, Morley WA 6943 by 21 January 2014, after which date the administrator may distribute the assets having regard only to the claims of which they then have notice.

ZX403**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of Charles William Wyndham Quin, late of 31 Quarry Street, Fremantle, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) of the above known deceased, who died on 14 August 2012, are required by the personal representative, Joseph Bernard White of c/- Clairs Keeley, Level 3, 79 Stirling Street, Perth, Western Australia to send particulars of all their claims to the personal representative at the office of Clairs Keeley, GPO Box 8527, Perth BC Western Australia 6849 by 31 January 2014, after which date the personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX404***TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me, on or before 20 January 2014, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bunmar, Kitty, late of Karlarra House, 200 Forrest Circle, South Hedland, died 24.07.2009 (DE33099676 EM17)

Carter, Gladys May, late of Mandurah Care Facility, 1 Hungerford Avenue, Halls Head, died 15.10.2013 (DE19821121 EM37)

Casey, Dorothy May, late of Ben Ritcher Lodge, 480-482 Guildford Road, Bayswater, died 30.09.2013 (DE19761241 EM16)

Colliss, Joan Millicent, late of Shoalwater Nursing Home, 66-74 Fourth Avenue, Shoalwater, died 31.08.2013 (DE19783803 EM26)

Gibson, Evelyn Maisie, late of Lathlain Care Facility, 63 Archer Street, Carlisle, formerly of 51 Somerset Street, East Victoria Park, died 16.10.2013 (DE19733651 EM22)

Hamence, Robin Margaret, late of Brightwater Redcliffe Care Facility, 21-23 Johnson Street, Redcliffe, died 21.10.2013 (DE19600467 EM26)

Jackson, Dorothy Gertrude, late of c/ Tuart Nursing Home, RAAFA Estate 19 Hughie Edwards Drive, Merriwa, died 15.10.2013 (DE20002514 EM26)

Lapham, Janet May, late of 11a Pola Street, Dianella, died 18.11.2013 (DE19872683 EM22)

Marshall, Douglas, late of Coolibah Aged Care, 30 Third Avenue, Mandurah, died 1.11.2013 (DE33089969 EM110)

May, Kenneth Geoffrey, late of 125/ 32 Dumond Street, Bentley, died 17.06.2013 (DE32001426 EM23)

Williams, Pauline Grace, late of 11 Altair Street, Southern Cross, died 21.10.2013 (DE19880186 EM26)

Wylie, David, late of Hamersley Nursing Home, 441 Rokeby Road, Shenton Park, died 17.10.2013 (DE33081087 EM36)

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

ZX405*

PUBLIC TRUSTEE ACT 1941
ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estate of the undermentioned deceased person.

Dated at Perth the 20th day of December 2013.

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

Name of Deceased	Address	Date of Death	Date Election Filed
Irene Althea Penistan DE19832114EM32	75 Ardross Street, Applecross	4 September 2013	12 December 2013

PUBLIC NOTICES

ZZ401

PARTNERSHIP ACT 1895
DISCONTINUANCE OF PARTNERSHIP

Take notice that as from 1 March 2013 the partnership of Dennis Sheldrick and Rennie Sheldrick in the State of Western Australia who traded as Carpet Court Merredin was dissolved.

Rennie Sheldrick has retired from the partnership. Dennis Sheldrick will continue to operate the business under the name of Carpet Court Merredin and shall be responsible for all the debts and liabilities thereof.

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