



WESTERN  
AUSTRALIAN  
GOVERNMENT  
**Gazette**

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## **GOVERNMENT GAZETTE**

### **PUBLISHING DETAILS FOR EASTER AND ANZAC DAY 2014**

A gazette will be published at noon on **Thursday 17th April**  
closing time for copy is Tuesday 15th at noon.

A gazette will be published at noon on **Thursday 24th April**  
closing time for copy is Tuesday 22nd at noon.

A gazette will be published at noon on **Tuesday 29th April**  
closing time for copy is Thursday 24th at noon.

**Gazettes will not be published on—**

Friday 18th April;  
Tuesday 22nd April; or  
Friday 25th April.

# — PART 1 —

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## COMMERCE

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CM301\*

Building Services (Complaint Resolution and Administration) Act 2011

### **Building Services (Complaint Resolution and Administration) Amendment Regulations 2014**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Building Services (Complaint Resolution and Administration) Amendment Regulations 2014*.

**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 *Building Services (Complaint Resolution and Administration) Regulations 2011*.

**4. Regulation 5A replaced**

Delete regulation 5A and insert:

**5A. Regulated building service: prescribed work**

(1) In this regulation —

*repealed Act builder* means —

- (a) a person who was registered under the *Builders' Registration Act 1939* section 9A, 10 or 10A; or
- (b) a person who has constructed a dwelling under a building licence issued to that person in accordance with the *Builders' Registration Act 1939* section 4A(1)(c);

*unauthorised work* has the meaning given in the *Building Act 2011* section 51(1).

- (2) The following work is prescribed for the purposes of the definition of *regulated building service* in section 3 of the Act —
- (a) unauthorised work;
  - (b) the construction, alteration or demolition of a building by a person who was a repealed Act builder at the time the work was carried out.

**5. Regulation 12 amended**

In regulation 12(5)(a) delete “\$91.00” and insert:

\$81.00

N. HAGLEY, Clerk of the Executive Council.

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## CONSUMER PROTECTION

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CP301\*

Fair Trading Act 2010

### Fair Trading (Permitted Calling Hours) Regulations 2014

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Fair Trading (Permitted Calling Hours) Regulations 2014*.

**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. Permitted calling hours for negotiating unsolicited consumer agreement**

The *Australian Consumer Law (WA)* sections 73(1) and 170(1) (as modified by the *Fair Trading Act 2010* section 36) operate as if amended as set out in regulations 4 and 5.

**4. Operation of section 73(1) altered**

Delete section 73(1)(c)(ii) and insert:

- (ii) between 6 pm and midnight.

**5. Operation of section 170(1) altered**

Delete section 170(1)(c)(ii) and insert:

- (ii) between 6 pm and midnight.

N. HAGLEY, Clerk of the Executive Council.

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**JUSTICE**

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JU301\*

Oaths, Affidavits and Statutory Declarations Act 2005

**Oaths, Affidavits and Statutory Declarations  
(Act Amendment) Regulations 2014**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Oaths, Affidavits and Statutory Declarations (Act Amendment) Regulations 2014*.

**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. Act amended**

These regulations amend the *Oaths, Affidavits and Statutory Declarations Act 2005*.



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## — PART 2 —

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### FIRE AND EMERGENCY SERVICES

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FE401\*

**FIRE AND EMERGENCY SERVICES ACT 1998**  
CANCELLATION OF SES UNIT

Correspondence No: 02856

Department of Fire and Emergency Services

**FIRE AND EMERGENCY SERVICES ACT 1998—CANCELLATION OF SES UNIT**

Pursuant to section 18C(2) of the *Fire and Emergency Services Act 1998*, the approval of the following SES Unit is hereby cancelled—

Koorda SES Unit

WAYNE GREGSON APM, FES Commissioner.

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### FISHERIES

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FI401\*

**FISH RESOURCES MANAGEMENT ACT 1994**

**WEST COAST DEMERSAL GILLNET AND DEMERSAL LONGLINE INTERIM MANAGED FISHERY  
MANAGEMENT PLAN AMENDMENT 2014**

FD 435/02 [1178]

Made by the Minister under section 54.

**1. Citation**

This instrument is the *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2014*.

**2. Management plan amended**

The amendment in this instrument is to the *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan 1997*.

**3. Clause 3 amended**

In clause 3 delete “2014” and insert—

2016

Dated: 3rd of April 2014.

K. C. BASTON, Minister for Fisheries.

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### HEALTH

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HE101

*PRINTERS CORRECTION*  
**MENTAL HEALTH ACT 1996**

**MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS)  
ORDER (NO. 3) 2014**

An error occurred in the notice published under the above heading on page 888 of *Government Gazette* No. 49 dated 4 April 2014 and is corrected as follows.

In Schedule 1 delete—

“Rushe, Garry”

and insert—

“ Rushe, Gerry ”.

**HE401\*****HEALTH PRACTITIONER REGULATION NATIONAL LAW  
(WESTERN AUSTRALIA) ACT 2010****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)****MEDICAL (AREA OF NEED) DETERMINATION (NO. 5) 2014**

Made by the Chief Medical Officer, pursuant to section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (Western Australia)*.

**Citation**

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 5) 2014*.

**Commencement**

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

**Area of need**

3. The area of need specified in the Schedule is determined to be an area of need for the purposes of section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (Western Australia)*.

**Expiry of determination**

4. This determination expires two years after its commencement.

**SCHEDULE**

GENERAL MEDICAL SERVICES (AFTER-HOURS ONLY) IN THE SUBURB OF WILLETTON IN THE CITY OF CANNING

Dated this 8th day of April 2014.

Professor GARY GEELHOED, Chief Medical Officer,  
Department of Health  
as delegate of the Minister for Health.

**HE402\*****HEALTH PRACTITIONER REGULATION NATIONAL LAW  
(WESTERN AUSTRALIA) ACT 2010****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)****MEDICAL (AREA OF NEED) DETERMINATION (NO. 6) 2014**

Made by the Chief Medical Officer, pursuant to section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (Western Australia)*.

**Citation**

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 6) 2014*.

**Commencement**

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

**Area of need**

3. The area of need specified in the Schedule is determined to be an area of need for the purposes of section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (Western Australia)*.

**Expiry of determination**

4. This determination expires two years after its commencement.

**SCHEDULE**

OPHTHALMOLOGY SERVICES LOCATED IN THE MIDWEST AND GASCOYNE REGIONS OF WESTERN AUSTRALIA

Dated this 8th day of April 2014.

Professor GARY GEELHOED, Chief Medical Officer,  
Department of Health  
as delegate of the Minister for Health.

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**JUSTICE**

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JU401\*

**PROFESSIONAL STANDARDS ACT 1997**

## THE WESTERN AUSTRALIAN BAR ASSOCIATION SCHEME

I, Michael Mischin MLC, Attorney General, pursuant to section 26 of the *Professional Standards Act 1997* WA (the Act), authorise the publication of the Western Australian Bar Association Scheme (the Scheme) submitted to me by the Professional Standards Council of Western Australia pursuant to the provisions of the Act. The Scheme is published with this authorisation and commences on 1 July 2014. The Scheme remains in force for a period of five year from its commencement unless the Scheme is revoked, extended, or its operation ceases as specified in the Act.

Dated: 9 April 2014.

Hon MICHAEL MISCHIN MLC, Attorney General.

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**PROFESSIONAL STANDARDS ACT 1997**

## The Western Australian Bar Association Scheme

**PREAMBLE****Occupational Association**

A. The Western Australian Bar Association (**Association**) is an occupational association, constituted as an incorporated body under the *Associations Incorporation Act 1987* (WA).

B. The Association represents independent barristers practising in Western Australia, who are members of the Association.

C. The Western Australian Bar Association Scheme (**the Scheme**) is a scheme under the *Professional Standards Act 1997* (WA) (**the Act**) prepared by the Association whose business address is: 16th Floor, Allendale Square, 77 St George's Terrace, Perth WA 6000.

D. The Scheme limits the occupational liability of Scheme Participants who provide services to the public.

E. The approximate number of members eligible to be Scheme Participants is presently 195.

F. The objectives of the Association are expressed in clause 2 of its Constitution and include—

- (a) To promote the worthy traditions of the Western Australian Bar.
- (b) To uphold the honour and promote the interests of the Bar.
- (c) To promote fair and honourable practice by and amongst barristers.
- (d) To confer and collaborate with and in matters relating to the practice of the law generally to act through the Law Society of Western Australia Incorporated (Law Society), and to that end, to enter into arrangements with that Law Society whereby Members of the Association can be provided with the benefits of membership of the Law Society.
- (e) To join or affiliate with the Australian Bar Association (ABA) and the Law Council of Australia (LCA).
- (f) To further legal education and study including by providing or arranging a Bar Readers' Course for barristers or persons aspiring to join the Bar and to provide continuing legal education to its Members or to other legal professionals.
- (g) To encourage friendly relations and social and sporting activities among Members.
- (h) To assist needy Members and ex-Members and dependents of Members, ex-Members and deceased Members.
- (i) To provide funds and facilities for and to do all such things as are conducive or incidental to the attainment of the above objects or any of them.

**Nature of the Scheme**

G. The Scheme operates for the purpose of improving the occupational standards of professionals and others, and to protect the consumers of their services. It also limits the civil liability of persons to whom the Scheme applies.

H. The liability limited by the Scheme includes, to the extent permitted by the Act, civil liability arising (in tort, contract or otherwise) directly or vicariously from anything done or omitted by a Scheme Participant in acting in the performance of his or her occupation. However the Scheme does not apply to liability for damages arising from any matter to which the Act does not apply.

I. The Scheme does not affect damages which are below the monetary ceiling specified in the Scheme for each Scheme Participant. The Scheme limits liability for damages to the monetary ceiling specified for that Scheme Participant provided that the person has insurance as required by s 34 of the Act.

**Risk Management**

J. The Association has adopted strategies which cover requirements for admission as a member and continuing professional development in the areas of ethics and regulation of the profession; management; substantive law, practice and procedure, and evidence, advocacy, mediation and other barristers' skills.

K. The complaints and disciplinary system operates pursuant to the requirements of the *Legal Profession Act 2008* (WA).

L. The Association will report annually on the implementation and monitoring of its risk management strategies, the effect of those strategies and any changes made or proposed to be made to them.

### **Standards of Insurance**

M. Scheme Participants are required to maintain current professional indemnity insurance policies that comply with the standards determined by the Association and to comply with regulations relating to professional indemnity insurance.

N. The *Legal Profession Act 2008* (WA) and associated rules and regulations require (relevantly) that barristers have compulsory professional indemnity insurance. The Association reviews and determines such policies for the required standards for professional indemnity insurance cover.

### **Complaints and Discipline**

O. Scheme Participants are subject to a complaints and discipline system operating under the *Legal Profession Act 2008* (WA). All Scheme Participants must comply with the provisions of that Act, the Constitution and rules and regulations of the Association.

### **Scheme Administration**

P. The Scheme will be administered by the Association's Bar Council, the Professional Responsibility Committee, and the Association's staff.

Responsibility for administration of the Scheme and ensuring that it complies with the requirements of the Act and of the Professional Standards Council rests with the Association.

### **Duration of the Scheme**

Q. Subject to clause 44A of the Act, the Scheme commences on 1 July 2014 and will remain in force for five (5) years from its commencement.

## **THE WESTERN AUSTRALIAN BAR ASSOCIATION SCHEME**

### **1. Occupational Association**

1.1 The Association is an occupational association, constituted as an incorporated body under the *Associations Incorporation Act 1987* (WA).

1.2 The Association represents independent barristers practising in Western Australia, who are members of the Association.

1.3 The Western Australian Bar Association Scheme (**the Scheme**) is a scheme under the Professional Standards Act 1997 (WA) (**the Act**) prepared by the Western Australian Bar Association (**Association**) whose business address is: 16th Floor, Allendale Square, 77 St George's Terrace, Perth WA 6000.

1.4 Relevant definitions for the purposes of this Scheme (including the Preamble) are as follows—

- (a) "court" has the same meaning as it has in the Act,
- (b) "damages" has the same meaning as it has in the Act,
- (c) "occupational liability" has the same meaning as it has in the Act,
- (d) "Interstate Member" has the same meaning as in the Association's constitution, as amended from time to time,
- (e) "relevant time" refers to the time of the act or omission that gave rise to the cause of action for occupational liability, and
- (f) "Scheme Participant" means those persons specified in clause 2.1.

### **2. Persons to Whom the Scheme Applies**

2.1 The Scheme applies to all persons who, at the relevant time—

- 2.1.1 are members of the Association;
- 2.1.2 are not exempted from participating in the Scheme under clause 2.2 or, if exempted, have had his/her exemption revoked in accordance with clause 2.3;
- 2.1.3 have professional indemnity insurance in respect of a liability potentially limited by the Scheme of a kind which complies with the standards determined by the Association; and,
- 2.1.4 by virtue of sections 31, 32, 33 and 33A of the Act, are covered by the Scheme, but does not apply to Interstate Members of the Association.

2.2 The Association may, upon application by a member, exempt a member from participation in the Scheme with effect from a date specified by the Association on or after the date on which the exemption is granted.

2.3 The Association may, upon application by a member, revoke an exemption of that person from participation in the Scheme with effect from a date specified by it.

### **3. Limitation of liability**

3.1 This Scheme only affects the liability for damages arising from a single cause of action to the extent to which the liability results in damages exceeding \$500,000.

3.2 If a person, who was at the time of the act or omission giving rise to occupational liability, a person to whom the Scheme applied, against whom a proceeding relating to occupational liability is brought, is able to satisfy the court that such person has the benefit of an insurance policy—

- (a) of a kind which complies with the standards determined by the Association,
- (b) insuring such person against that occupational liability, and
- (c) under which the amount payable in respect of that occupational liability is not less than the monetary ceiling specified in clause 3.3 of this Scheme,

that person is not liable in damages in relation to that cause of action above the monetary ceiling specified in clause 3.3 of this Scheme.

3.3 The monetary ceiling (maximum amount of liability) is \$2 million.

3.4 The monetary ceiling referred to in clause 3.3 above may be higher for a particular Scheme Participant if the Association has, on application by a Scheme Participant, approved a higher maximum amount of liability.

3.5 Clause 3.2 does not limit the amount of damages to which a person to whom the Scheme applies is liable if the amount is less than the amount specified in clause 3.3 in relation to a person to whom the Scheme applies.

3.6 The Scheme limits the occupational liability in respect of a cause of action founded on an act or omission occurring during the period when the Scheme was in force of any person to whom the Scheme applied at the time the act or omission occurred.

#### 4. Discretionary authority

The Association will have a discretionary authority, on application by a Scheme Participant, to approve a higher maximum amount of liability than would otherwise apply under the Scheme in relation to that Scheme Participant.

#### 5. Commencement and Duration of the Scheme

5.1 Subject to—

- 5.1.1 section 27 of the Act, the Scheme commences in Western Australia on 1 July 2014; and
- 5.1.2 the corresponding law of a State or Territory, being a State or Territory referred to in clause 6, the Scheme commences in that State or Territory on 1 July 2014.

5.2 Subject to—

- 5.2.1 section 44A of the Act, the Scheme will remain in force in Western Australia for a period of 5 years from its commencement; and
- 5.2.2 the corresponding law of a State or Territory, being a State or Territory referred to in clause 6, the Scheme will remain in force in that State or Territory for a period of 5 years from its commencement.

#### 6. Territorial application of the Scheme

The Scheme is intended to operate as a scheme of Western Australia, New South Wales, Queensland, South Australia, Victoria, the Australian Capital Territory and the Northern Territory.

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## LOCAL GOVERNMENT

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LG501\*

### BUSH FIRES ACT 1954

*Shire of Denmark*

#### AMENDMENT TO RESTRICTED BURNING PERIOD AND VARIATION TO FIRE REGULATIONS NOTICE

The Shire of Denmark hereby advises all owners and occupiers of land within the Shire of Denmark that as of the 26 April 2014 the following amendment has been made to the Restricted Burning Period, in pursuance to Section 18(2) of the *Bush Fires Act 1954*.

**Restricted Burning Period** shall now be extended from the 26 April 2014 to the 10 May 2014. During these periods a permit to burn will be required.

DALE STEWART, Chief Executive Officer.

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**MINERALS AND PETROLEUM**


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MP401\*

**MINING ACT 1978**  
INTENTION TO FORFEIT

Department 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 licences and leases is paid on or before 16 May 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 covenant, being non-payment of rent.

Director General.

Number	Holder	Mineral Field
EXPLORATION LICENCE		
E08/2042	Twelve Mile Pty Ltd	Ashburton
E08/2238	Geological Resources Pty Ltd	Ashburton
E15/1134	Regency Mines Australasia Pty Ltd	Coolgardie
E31/797	Heron Resources Limited	North Coolgardie
E45/3478	Atriplex Pty Limited	Pilbara
E45/3597	Ming Gold Pty Ltd	Pilbara
E45/3598	Ming Gold Pty Ltd	Pilbara
E45/3657	Atriplex Pty Limited	Pilbara
E45/3729	Ming Gold Pty Ltd	Pilbara
E45/3802	Ming Gold Pty Ltd	Pilbara
E45/3803	Ming Gold Pty Ltd	Pilbara
E45/3804	Ming Gold Pty Ltd	Pilbara
E51/1433	Abbotts Exploration Pty Ltd	Murchison
E52/2518	Fyfehill Pty Ltd	Peak Hill
E57/704	Southern Cross Goldfields Ltd	East Murchison
E70/3407	Onemet Minerals Ltd	South West
E70/3741	Fyfehill Pty Ltd	South West
E77/2051	Parry, Brenton Anthony	North Coolgardie
MINING LEASE		
M15/739	Duke, Colin Michael Head, John William	Coolgardie
M15/1755	Australian Gold Resources Pty Ltd	Coolgardie
M15/1756	Australian Gold Resources Pty Ltd	Coolgardie
M24/912	Heron Resources Limited	Broad Arrow

MP402\*

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

Department of Mines and Petroleum  
Leonora WA 6438.

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

ANDREW MAUGHAN, Warden.

To be heard by the Warden at Leonora on 3 June 2014.

EAST MURCHISON MINERAL FIELD

Prospecting Licences

P 36/1695 Braemore Nickel Pty Ltd  
P 36/1696 Braemore Nickel Pty Ltd

MT MARGARET MINERAL FIELD

Prospecting Licences

P 37/8225 Kazoo Nominees Pty Ltd  
P 37/8226 Kazoo Nominees Pty Ltd  
P 37/8240 Crew, Ross Frederick  
McKnight, Russell Geoffrey  
P 37/8241 Crew, Ross Frederick  
McKnight, Russell Geoffrey  
P 37/8242 Crew, Ross Frederick  
McKnight, Russell Geoffrey  
P 37/8243 Crew, Ross Frederick  
McKnight, Russell Geoffrey  
P 38/4006-S Hill, Patrick John  
Landgren, Roger Norman  
P 39/4569 Money, John Robert Venn  
P 39/4835 Majstrovich, Robert Anthony  
P 39/4836 Majstrovich, Robert Anthony  
P 39/4837 Majstrovich, Robert Anthony

NORTH COOLGARDIE MINERAL FIELD

Prospecting Licences

P 40/1240 Nex Metals Explorations Ltd

**MP403\***

**MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum  
Leonora WA 6438.

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

ANDREW MAUGHAN, Warden.

To be heard by the Warden at Leonora on 3 June 2014.

MT MARGARET MINERAL FIELD

Prospecting Licences

P 37/8230 Zelt Resources Pty Ltd  
P 37/8231 Zelt Resources Pty Ltd  
P 37/8232 Zelt Resources Pty Ltd  
P 37/8233 Zelt Resources Pty Ltd  
P 37/8234 Zelt Resources Pty Ltd  
P 37/8235 Zelt Resources Pty Ltd  
P 37/8240 Crew, Ross Frederick  
McKnight, Russell Geoffrey  
P 37/8241 Crew, Ross Frederick  
McKnight, Russell Geoffrey  
P 37/8242 Crew, Ross Frederick  
McKnight, Russell Geoffrey  
P 37/8243 Crew, Ross Frederick  
McKnight, Russell Geoffrey  
P 38/3930 Baker, Glenn William

P 38/3931	Baker, Glenn William
P 39/5300	Zelt Resources Pty Ltd
P 39/5301	Zelt Resources Pty Ltd
P 39/5302	Zelt Resources Pty Ltd
P 39/5303	Zelt Resources Pty Ltd

## NORTH COOLGARDIE MINERAL FIELD

## Prospecting Licences

P 40/1306-S	Cash, John Robert
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**PLANNING**


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PL401\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of South Perth*  
 Town Planning Scheme No. 6—Amendment No. 35

Ref: TPS/1158

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 South Perth local planning scheme amendment on 7 April 2014 for the purpose of—

1. Insertion of the following new Clause 4.12—
  - 4.12 Home Occupation
    - (1) An application for planning approval for a Home Occupation shall not be approved unless the Council is satisfied that all of the requirements and restrictions contained in the definition of Home Occupation in Schedule 1 will be met.
    - (2) Subject to subclause (3), an application for planning approval for a Home Occupation shall not be approved where the Home Occupation would involve—
      - (a) more than the three (3) client visits to the premises per day and fifteen (15) client visits per week;
      - (b) the storage, preparation or sale of foodstuffs;
      - (c) the breeding, keeping or selling of any animal; and
      - (d) the storage of goods, merchandise, materials, equipment or supplies other than within a building.
    - (3) The Council may permit a variation from the provisions of subclause (2) where the applicant provides documentation which demonstrates to the Council's satisfaction that the proposed Home Occupation will not adversely affect the amenity of the locality and will meet requirements relating to health.
    - (4) Unless otherwise approved by the Council, on any site used for the purpose of a Home Occupation, in addition to parking bays provided for the occupiers of the dwelling as required by the Residential Design Codes, at least one (1) car parking bay shall be provided for clients' use.
2. Insertion of the following new Clause 4.13—
  - 4.13 Home Office
 

A Home Office shall operate in compliance with the requirements and restrictions contained in the definition of Home Office in Schedule 1.
3. Modification of the 'Home Occupation' definition within Schedule 1 to read as follows—
 

**'Home Occupation'**: means an occupation carried out in a dwelling or on land around a dwelling by an occupier of the dwelling which—

  - (a) does not employ more than one person not a member of the occupier's household;
  - (b) will not cause injury to or adversely affect the amenity of the neighbourhood;
  - (c) does not occupy an area greater than 30 square metres;
  - (d) does not display a sign exceeding 0.2 square metres;
  - (e) does not involve the retail sale, display or hire of goods of any nature on the development site other than infrequently;
  - (f) in relation to vehicles and parking, does not result in the requirement for a greater number of parking facilities than normally required for a Single House or an increase in traffic volume in the neighbourhood, does not involve the presence, use or calling of a vehicle more than 2 tonnes tare weight, and does not include provision for the fuelling, repair or maintenance of motor vehicles; and
  - (g) does not involve the use of an essential service of greater capacity than normally required in the zone.

4. Modification of the 'Home Office' definition within Schedule 1 to read as follows—  
 'Home Office': means a Home Occupation limited to a business carried out solely within a dwelling by a resident of the dwelling but which does not—
- entail clients or customers travelling to and from the dwelling;
  - involve any advertising signs on the premises;
  - require any external change to the appearance of the dwelling;
  - involve the storage, preparation or sale of foodstuffs; or
  - involve the breeding, keeping or selling of any animal.

S. DOHERTY, Mayor.  
 A. C. FREWING, Chief Executive Officer.

PL402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
 APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Joondalup*  
 District Planning Scheme No. 2—Amendment No. 70

Ref: TPS/1200

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Joondalup local planning scheme amendment on 7 April 2014 for the purpose of—

1. Amending the use class 'Ancillary Accommodation' in Table 1—Zoning Table by replacing the word 'Accommodation' with 'Dwelling' as follows—

Zones	Residential	Mixed Use	Business	Commercial	Civic & Cultural	Private Clubs/Recreation	Service Industrial	Special Residential	Rural
Ancillary Dwelling	D	X	X	X	X	X	X	X	X

2. Amending the definition of 'Ancillary Accommodation' in Schedule 1—Interpretations by replacing the word 'accommodation' with 'dwelling' and the word 'Planning' with 'Design' as follows—

**Ancillary Dwelling:** has the same meaning as is given to it in the Residential Design Codes.

T. PICKARD, Mayor.  
 G. HUNT, Chief Executive Officer.

PL403\*

**PLANNING AND DEVELOPMENT ACT 2005**  
 RESOLUTION DECIDING TO PREPARE A TOWN PLANNING SCHEME  
 Lands Wholly within the District of the Local Government  
 Preparing the Scheme  
*Shire of Shark Bay*  
 Local Planning Scheme No 4

Resolved that the local government, in pursuance of Part 5 of the *Planning and Development Act 2005*, prepare the above Town Planning Scheme with reference to an area situated wholly within the Shire of Shark Bay and enclosed within the inner edge of the red border on a plan now produced to the Council of the local government and marked and certified by Paul Anderson (Chief Executive Officer) under his hand dated the 18 December 2013 as "Scheme Area Map".

Dated this 11th day of April 2014.

PAUL ANDERSON, Chief Executive Officer.

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## ROTTNEST ISLAND AUTHORITY

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RX401\*

**ROTTNEST ISLAND REGULATIONS 1988**

## TEMPORARY NOTICE TO MARINERS

Closure of Waters to Boating

Thomson Bay Rottnest Island

Special Event—27 April 2014

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 8:00 am on Sunday 27 April 2014 and 8.00 am Monday 28 April 2014—

**Thomson Bay**

All the waters within 25 metres of the shoreline from the Fuel Jetty to 66 metres south of the Hotel Jetty. Together with waters encompassing the Hotel Jetty from a point 44 metres north of the Hotel Jetty and 25 metres from the shoreline to the northern-most tip of the Hotel Jetty; along the eastern face of the jetty then to a point in the water 25 metres from the shore line in the water 66 metres south of the Hotel Jetty

Tenders (max vessel length 3.75m) are permitted to access the beach starting from the Fuel Jetty to a point 140 metres south towards the Hotel 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,  
Rottnest Island Authority.

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## DECEASED ESTATES

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ZX401\*

**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 claim 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—

Tuckey	Christina Maree (also known as Maree Tuckey) of McDougall Park Aged Care, 18 Ley Street, Como, Widow died on 20 February 2014.
Belt	Doris Evelyn of Room 32 St Davids, 17-19 Lawley Crescent, Mount Lawley, Retired Shop Assistant died on 20 February 2014.
Shadforth	Donald George of 1/8 Peel Street, Pinjarra, Retired Fitter and Turner died on 25 February 2014.
Wallace	Kathleen Ellen of 32 Todd Avenue, Como, Widow died on 22 March 2014.

Dated: 14 April 2014.

MICHAEL SATIE, Manager Estate and Trust Administration.

ZX402\*

**TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Donna Linda Taylor, deceased late of 122A Watkins Street, White Gum Valley, Western Australia are required by the Executrix of her Estate namely Sandra Margaret Taylor-

Bowman of care of her Solicitors, Pye & Quartermaine, Level 1, 89 St George's Terrace, Perth, Western Australia to send particulars of their claims to her by the 21st May 2014 after which date the Executrix may convey or distribute the assets having regard only to the claims of which she then has notice.

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

## Notice to Creditors and Claimants

In the matter of the Estate of Elizabeth Mary Higginson, late of Unit 12, 143 Onslow Road, Shenton Park in Western Australia, Housewife, 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 14 October 2013 are required by the Executor of care of FTL Estate Services Pty Ltd, PO Box 1194, West Perth in the said State to send the particulars of their claims to FTL Estate Services Pty Ltd by 4 June 2014, after which date the Executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

## Notice to Creditors and Claimants

In the matter of the Estate of Derek Vaughan Evans, late of Myvista Aged Care, 11 Nugent Street, Balcatta in Western Australia, Geophysicist, 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 21 March 2014, are required by the Executor of care of Rockwell Olivier, Level 8, Wesfarmers House, 40 The Esplanade, Perth in the said State to send the particulars of their claims to Rockwell Olivier by 5 June 2014, after which date the Executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

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**ZX405\*****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Michael Chernoff, late of 120 Kalamunda Road, Kalamunda, 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 28 October 2013, are required by the personal representative, Damon Mark Chernoff of c/- Lemonis/Tantiprasut Lawyers, 16 Thelma Street, West Perth, WA 6005 to send particulars of their claims to him by the 30th day of May 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.

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**ZX406****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Persons having claims (to which Section 63 of the *Trustees Act 1962*, relates), in respect of the Estate of Mark Richardson-Kantorowski (also known as Mark Richardson) who died on 29 November 2013, are required by the Executor, Sandra Richardson, to send to her solicitors, Templar Legal Pty Ltd of PO Box 8243, Subiaco WA 6008, particulars of such claims within 30 days of this notice. After such date, the Executor may convey or distribute the assets of the above mentioned Estate, having regard only to the claims of which the Trustee then has notice.

**ZX407\*****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 17/5/2014 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Betts, Charles Ernest, late of Shawford Lodge, 8 Twyford Place, Innaloo, died 14.03.2014 (DE19520712 EM113)

Brinkworth, Allan Courtney, late of 19 Ida Street, Bassendean, died 16.01.2014 (DE19671163 EM16)

Crouch, Colin, late of Bethanie Joondanna, Unit 304 130 Edinboro Street, Joondanna, died 13.12.2013 (DE33112465 EM35)

Fitzpatrick, Gerald Sewell, late of St Ives Murdoch, Unit 22 22 Windelya Road, Murdoch, formerly of 57 Coomora Road, Booragoon, died 8.03.2014 (DE19731499 EM16)

Grant, Bruce, Also Known As Ernest Bruce Grant, late of 24a Hewitt Way, Booragoon, died 1.03.2014 (DE19691757 EM35)

Jackson, Leonard Raymond, late of 21 Embleton Avenue, Embleton, died 18.03.2014 (DE33109356 EM16)

Kammerman, Eimert, late of 60 Leichhardt Street, Bull Creek, died 26.02.2014 (DE33075049 EM24)

Spencer, Ian Edward, late of Shoalwater Aged Care Facility, 72 Fourth Avenue, Shoalwater, formerly of 7 Success Drive, Rockingham, died 31.12.2013 (DE19701752 EM15)

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

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**ZX408****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Michael John Leahy, late of Parkland Villas, 510 Marmion Street, Booragoon, 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 20 April 2012, are required by the Executor, Teresa Keesing, to send particulars of their claims to Richard Rowick, Commercial Lawyer of Unit 1, 26 Saunders Street, East Perth, Western Australian within one (1) month from the date of publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which she then has had notice.

Dated the 15th day of April 2014.

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