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— PART 1 —

FISHERIES

FI301*

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 3) 2014

Made by the Administrator in Executive Council.

1. Citation

These regulations are the *Fish Resources Management Amendment Regulations (No. 3) 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 *Fish Resources Management Regulations 1995*.

4. Regulation 131 amended

- (1) In regulation 131 delete “The CEO may,” and insert:

(1) The CEO may,

- (2) In regulation 131(i) delete “plan.” and insert:

plan; or

- (3) After regulation 131(i) insert:

(j) a conviction has been recorded in respect of the authorisation under section 224(1) of the Act.

- (4) At the end of regulation 131 insert:
- (2) For the purposes of subregulation (1)(j), a conviction is taken to have been recorded in respect of an authorisation if —
- (a) a conviction has been recorded in respect of another authorisation under section 224(1) of the Act; and
 - (b) the other authorisation ceases to have effect because the management plan in respect of which it was granted is revoked or expired; and
 - (c) the holding of the other authorisation was a fact that the CEO took into account when granting the authorisation.

N. HAGLEY, Clerk of the Executive Council.

RACING, GAMING AND LIQUOR

RA301*

Racing Bets Levy Act 2009

Racing Bets Levy Amendment Regulations 2014

Made by the Administrator in Executive Council.

1. Citation

These regulations are the *Racing Bets Levy 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 1 October 2014.

3. Regulations amended

These regulations amend the *Racing Bets Levy Regulations 2009*.

4. Regulation 3 amended

In regulation 3 insert in alphabetical order:

betting exchange bet means a bet of the type referred to in paragraph (b) of the definition of ***racing bet***;

greyhound race meeting has the meaning given in the *Racing and Wagering Western Australia Act 2003* section 3(1);

harness race meeting has the meaning given in the *Racing and Wagering Western Australia Act 2003* section 3(1);

non-exchange fixed odds bet means a fixed odds wager, as defined in the *Racing and Wagering Western Australia Act 2003* section 3(1), that is not a betting exchange bet;

pari-mutuel bet means a bet in a betting system in which all bets are placed in a pool from which the betting operator's commission is taken and the winning odds are calculated by dividing the amount remaining in the pool by the amount of the winning bets;

premium race meeting means a race meeting that includes at least one race in respect of which the total amount of the stakes paid (excluding trophies) is at least as follows —

- (a) in the case of a thoroughbred race meeting — \$100 000;
- (b) in the case of a harness race meeting — \$50 000;
- (c) in the case of a greyhound race meeting — \$30 000;

race meeting has the meaning given in the *Betting Control Act 1954* section 4(1);

standard race meeting means a race meeting that is not a premium race meeting;

thoroughbred race meeting has the meaning given in the *Racing and Wagering Western Australia Act 2003* section 3(1);

5. Regulation 4 amended

In regulation 4(4) after “1 August 2013” insert:

but before 1 October 2014

Note: The heading to amended regulation 4 is to read:

Levy amount: bets placed or accepted before 1 October 2014

6. Regulation 5 inserted

After regulation 4 insert:

5. Levy amount: bets placed or accepted on or after 1 October 2014

- (1) The amount by way of levy to be paid under the *Betting Control Act 1954* section 14A(2) by a betting operator in respect of racing bets placed or accepted on a race meeting occurring on or after 1 October 2014 is set out in this regulation.
- (2) The amount is 1% of turnover for each month beginning with October 2014 unless subregulation (3) or (4) applies.
- (3) If turnover (calculated from the beginning of the racing year) reaches \$3 000 000, the amount is as follows —
 - (a) in the case of pari-mutuel bets placed or accepted on premium race meetings — 2.5% of turnover for each month, or part of a month, after turnover reaches \$3 000 000;
 - (b) in the case of pari-mutuel bets placed or accepted on standard race meetings — 1.5% of turnover for each month, or part of a month, after turnover reaches \$3 000 000;
 - (c) in the case of betting exchange bets placed or accepted on premium race meetings — 2.5% of turnover for each month, or part of a month, after turnover reaches \$3 000 000;
 - (d) in the case of betting exchange bets placed or accepted on standard race meetings — 1.5% of turnover for each month, or part of a month, after turnover reaches \$3 000 000;
 - (e) in the case of non-exchange fixed odds bets placed or accepted on premium race meetings — 3% of turnover for each month, or part of a month, after turnover reaches \$3 000 000;
 - (f) in the case of non-exchange fixed odds bets placed or accepted on standard race meetings — 2% of turnover for each month, or part of a month, after turnover reaches \$3 000 000.
- (4) No amount is payable for any month during which turnover does not reach \$1 000.

N. HAGLEY, Clerk of the Executive Council.

TRANSPORT

TN301*

Road Traffic Act 1974

**Road Traffic Code Amendment Regulations
(No. 3) 2014**

Made by the Administrator in Executive Council.

1. Citation

These regulations are the *Road Traffic Code Amendment Regulations (No. 3) 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 26 September 2014.

3. Regulations amended

These regulations amend the *Road Traffic Code 2000*.

4. Regulation 41 amended

In regulation 41(3) delete the Modified penalty and insert:

Points: 2 Modified penalty: 4 PU

5. Regulation 44 amended

In regulation 44(4) delete the Modified penalty and insert:

Points: 2 Modified penalty: 4 PU

6. Regulation 61 amended

In regulation 61(1) delete the Modified penalty and insert:

Points: 3 Modified penalty: 6 PU

7. Regulation 62 amended

In regulation 62(1) delete the Modified penalty and insert:

Points: 3 Modified penalty: 6 PU

8. Regulation 78 amended

In regulation 78(1) delete the Modified penalty and insert:

Points: 2 Modified penalty: 4 PU

9. Various modified penalties amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 17(1) it. (a)	1.5 PU	2 PU
r. 17(1) it. (b)(i) and (ii)	3 PU	4 PU
r. 17(1) it. (c)(i) and (ii)	6 PU	8 PU
r. 17(1) it. (d)(i) and (ii)	14 PU	16 PU
r. 17(2) it. (a)	3 PU	4 PU
r. 17(2) it. (b)(i) and (ii)	5 PU	6 PU
r. 17(2) it. (c)(i) and (ii)	8 PU	10 PU
r. 39(1)	3 PU	4 PU
r. 40(1) and (2)	3 PU	6 PU
r. 41A(1) and (2)	2 PU	4 PU
r. 41(1) and (2)	2 PU	4 PU
r. 43	3 PU	6 PU
r. 44(2)	3 PU	4 PU
r. 45(1)	3 PU	6 PU
r. 45(2)	3 PU	4 PU

Provision	Delete	Insert
r. 45(3)	3 PU	6 PU
r. 46(1) and (2)	3 PU	5 PU
r. 47	3 PU	4 PU
r. 48	2 PU	4 PU
r. 50(2), (3), (4) and (5)	3 PU	6 PU
r. 51(2)	3 PU	4 PU
r. 51(3)	3 PU	6 PU
r. 52(1)	3 PU	4 PU
r. 52(2) and (3)	3 PU	6 PU
r. 53	3 PU	4 PU
r. 54(2)	3 PU	4 PU
r. 55(2)	3 PU	4 PU
r. 55(3)	3 PU	6 PU
r. 55(4)	3 PU	4 PU
r. 55(5) and (6)	3 PU	6 PU
r. 56(2), (3), (4), (5) and (6)	3 PU	4 PU
r. 57(1)	3 PU	4 PU
r. 58	3 PU	4 PU
r. 59(1)	2 PU	4 PU
r. 60(1)	3 PU	8 PU
r. 61(2)	4 PU	6 PU
r. 62(2) and (3)	4 PU	6 PU
r. 63	4 PU	8 PU
r. 65	3 PU	4 PU
r. 66	3 PU	4 PU

Provision	Delete	Insert
r. 67	3 PU	4 PU
r. 68(1)	3 PU	4 PU
r. 68(3)	3 PU	4 PU
r. 69(1) and (2)	2 PU	4 PU
r. 70(1), (2) and (3)	2 PU	4 PU
r. 71	2 PU	4 PU
r. 72(1) and (2)	2 PU	4 PU
r. 73(1)	2 PU	4 PU
r. 74(1)	2 PU	4 PU
r. 75	2 PU	4 PU
r. 76	3 PU	6 PU
r. 77	2 PU	4 PU
r. 79(1)	2 PU	6 PU
r. 80(1)	2 PU	6 PU
r. 81(1) and (2)	2 PU	4 PU
r. 82	2 PU	6 PU
r. 83(1)	2 PU	6 PU
r. 83(2)	2 PU	4 PU
r. 84	2 PU	4 PU
r. 85(1) and (2)	2 PU	4 PU
r. 86(1), (2) and (3)	2 PU	4 PU
r. 87	2 PU	4 PU
r. 88(1), (2) and (3)	2 PU	4 PU
r. 89	2 PU	4 PU
r. 90(1)	2 PU	4 PU
r. 109	2 PU	4 PU

Provision	Delete	Insert
r. 110(2)	2 PU	4 PU
r. 121	2 PU	8 PU
r. 123(1) and (2)	2 PU	4 PU
r. 124	2 PU	8 PU
r. 125(1) and (2)	2 PU	4 PU
r. 131(2) and (3)	3 PU	4 PU
r. 233(2)	10 PU	11 PU
r. 235A(2)	10 PU (each occurrence)	11 PU
r. 244(2) and (3)	2 PU	11 PU
r. 264(1)	2 PU	6 PU
r. 265(2)	5 PU	8 PU

10. Various demerit points amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 17(1) it. (d)(i)	10	12
r. 17(1) it. (d)(ii)	5	6
r. 17(2) it. (d)(i)	10	12
r. 17(2) it. (d)(ii)	5	6
r. 44(2)	Points: 3	Points: 2
r. 109	Points: 1	Points: 2
r. 110(2)	Points: 1	Points: 2
r. 121	Points: 2	Points: 4
r. 124	Points: 2	Points: 4
r. 244(2)	Points: 3	Points: 4

TN302*

Road Traffic Act 1974

Road Traffic (Infringements) Amendment Regulations 2014

Made by the Administrator in Executive Council.

1. Citation

These regulations are the *Road Traffic (Infringements) 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 26 September 2014.

3. Regulations amended

These regulations amend the *Road Traffic (Infringements) Regulations 1975*.

4. Schedule 1 amended

In Schedule 1:

- (a) in item 9 column 3 delete “5” and insert:

8

- (b) in item 9A column 3 delete “2” and insert:

6

- (c) after item 110 insert:

111A. Regulation 25(1)	Failure to fix, keep, display number plate as required	2
111B. Regulation 25AA(2), (3), (4), (5), (6), (7), (8) and (9)	Preventing effective identification of number plate	20

N. HAGLEY, Clerk of the Executive Council.

TN303*

Road Traffic Act 1974

Road Traffic (Licensing) Amendment Regulations (No. 2) 2014

Made by the Administrator in Executive Council.

1. Citation

These regulations are the *Road Traffic (Licensing) Amendment Regulations (No. 2) 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 26 September 2014.

3. Regulations amended

These regulations amend the *Road Traffic (Licensing) Regulations 1975*.

4. Regulation 3 amended

In regulation 3(1) insert in alphabetical order:

character includes letter and numeral;

5. Regulation 23 amended

In regulation 23(1) and (2) delete “or numerals or both, as the case may be,”.

6. Regulation 25 amended

In regulation 25(1):

- (a) in paragraph (c) delete “plate; and” and insert:

plate.
- (b) delete paragraph (d).

7. Regulation 25AA inserted

After regulation 25 insert:

25AA. Preventing effective identification of number plate

(1) In this regulation —

ID prevention state, in relation to a plate on a vehicle, means that —

- (a) the plate is bent in a way that prevents the whole or a part of a character on the plate from being read at any time when the vehicle is used or driven; or
- (b) the plate's angle is changed in a way that prevents the whole or a part of a character on the plate from being read at any time when the vehicle is used or driven; or
- (c) the plate or any part of the plate is covered, altered or otherwise obscured in a way that prevents the whole or part of a character on the plate from being read at any time when the vehicle is used or driven; or
- (d) a character or a part of a character on the plate is covered, altered or otherwise obscured in a way that prevents the whole or part of a character on the plate from being read at any time when the vehicle is used or driven; or
- (e) the plate is affected in a way that prevents the whole or part of a character on the plate from being read from one or more positions, even though the character can be read from one or more other positions, at any time when the vehicle is used or driven;

obscuring device means a device the use or operation of which would result in a plate on a vehicle being in an ID prevention state but does not include —

- (a) a tow ball fitted to the rear of a vehicle; or
- (b) a bicycle rack fitted to the rear of a vehicle; or
- (c) a bicycle carried on a bicycle rack fitted to the rear of a vehicle;

obscuring device action, in relation to a vehicle, means —

- (a) installing an obscuring device in or on the vehicle; or
- (b) causing an obscuring device to be installed in or on the vehicle; or
- (c) otherwise providing an obscuring device for the vehicle;

plate means a number plate or identification tablet;

read, in relation to a plate on a vehicle, means read from the vehicle's exterior.

- (2) A responsible person for a vehicle must not allow the vehicle to be used or driven unless the whole of each character on a plate on the vehicle can be read whenever the vehicle is used or driven.
- (3) A responsible person for a vehicle must not allow the vehicle to be used or driven if a plate on the vehicle is in an ID prevention state.
- (4) A responsible person for a vehicle must not take obscuring device action in relation to the vehicle.
- (5) A responsible person for a vehicle must not allow the vehicle to be used or driven if an obscuring device is installed in or on the vehicle or is otherwise provided for the vehicle.
- (6) A person in charge of a vehicle must not use or drive the vehicle unless the whole of each character on a plate on the vehicle can be read whenever the vehicle is used or driven.
- (7) A person in charge of a vehicle must not use or drive the vehicle if a plate on the vehicle is in an ID prevention state.
- (8) A person in charge of a vehicle must not use or drive the vehicle if an obscuring device is installed in or on the vehicle or is otherwise provided for the vehicle.
- (9) A person in charge of a vehicle must not use or operate an obscuring device at any time so as to prevent the whole or part of a character on the plate from being read at any time when the vehicle is used or driven.
- (10) A person does not commit an offence under subregulation (2), (3), (6) or (7) if the thing that is preventing the whole or part of a character on the plate from being read is —
 - (a) a tow ball fitted to the rear of the vehicle; or
 - (b) a bicycle rack fitted to the rear of the vehicle; or
 - (c) a bicycle carried on a bicycle rack fitted to the rear of the vehicle.
- (11) A person does not commit an offence under subregulation (3) or (7) in relation to the covering of a plate or a character if the plate or character is covered by a transparent film or cover that —
 - (a) is of a type approved by the Director General as being non-reflective; and

- (b) bears the name of its manufacturer and its serial or other identification number in a conspicuous place, but not so as to obscure the characters on the number plate; and
- (c) is kept clean, in good condition and free from discoloration, heavy scratching and any marking other than those referred to in paragraph (b).

Penalty applicable to subregulations (2), (3), (4), (5), (6), (7), (8) and (9): a fine of 24 PU.

8. Regulation 39 amended

In regulation 39(1) delete “regulations 31(1)” and insert:

regulations 25AA(2), (3), (4), (5), (6), (7), (8) and (9), 31(1)

N. HAGLEY, Clerk of the Executive Council.

— PART 2 —

EDUCATION

ED401*

MURDOCH UNIVERSITY ACT 1973**MURDOCH UNIVERSITY SENATE (APPOINTMENT OF MEMBERS)
INSTRUMENT (NO. 3) 2014**

Made by the Administrator in Executive Council under section 12(1)(f) of the *Murdoch University Act 1973*.

Citation

1. This is the *Murdoch University Senate (Appointment of Members) Instrument (No. 3) 2014*.

Appointment of members

2. Ms Andrea Hall is appointed to be a member of the Senate of the University for a first term of office commencing on the day of her appointment and expiring on the day that is three years after that date.

3. Ms Karen Maree Gadsby is appointed to be a member of the Senate of the University for a first term of office commencing on 13 December 2014 and expiring on 12 December 2017.

Dated this 2nd day of September 2014.

N. HAGLEY, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG401*

SHIRE OF VICTORIA PLAINS

APPOINTMENTS

The following officers have been appointed by Council to act in accordance with the relevant Acts hereunder effective immediately—

Dog and Cat Control Officers

- Rob Butler (Chittering);
- Matthew Johns (Chittering);
- Greg Stephens (Victoria Plains);
- Garry Stewart (Victoria Plains);
- Shayne Willcocks (Victoria Plains); and
- Harry Hawkins (Victoria Plains)

1. Dog Act 1976 and Regulations, Cat Act 2011, Control of Vehicles (Off-road Areas) Act 1978 and Regulations, Litter Act 1979 and Regulations, Local Government Laws and Local Government Act 1995 (Sections 3.30, 9.10, 9.11, 9.15).
2. Section 449 of the Local Government (Miscellaneous Provisions) Act 1960 as a Ranger and Pound Keeper.
3. Issue of Infringement Notices—Section 59 (2) (a) of the Bush Fires Act 1954.

Dog and Cat Registration Officers

1. Harry Hawkins
2. Ian Graham
3. Fiona Watson
4. Susan Mills
5. Meryl Robertson
6. Peta Shales

All previous registrations of authorised Officers of the Council are hereby revoked.

H. E. (HARRY) HAWKINS, Chief Executive Officer.

Dated: 2 September 2014.

LG501*

BUSH FIRES ACT 1954*City of Cockburn***FIRE CONTROL ORDER 2014-2015**

To all Owners and Occupiers of Land within the District of the City of Cockburn

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* you are hereby required without exception to comply with the requirements set out in this notice.

Definitions

“Act” means *Bush Fires Act 1954* (as amended).

“Authorised Officer” means an officer appointed as a City of Cockburn Fire Control Officer.

“Building Protection Zone” means the area within a distance of 20 metres from a dwelling that has a reduced bush fire fuel load, measured from the external walls within the boundaries of the lot on which the dwelling is situated.

“Bush Fire Prone Areas” means an area of the Local Government where there is a declaration made in the Town Planning Scheme to recognise the area as Bush Fire Prone or an area where there is a high chance of Bush Fire due to the local environment.

“Firebreak” means a strip or area of trafficable ground of 3 metres clear in width that is kept and maintained totally clear of all flammable material which includes the pruning or removal of any living or dead trees, scrub or any other material encroaching within the minimum height of the firebreak.

“Fire Management Plan” means a plan that has been developed and approved by the City of Cockburn to reduce and mitigate fire hazards within a particular subdivision, lot or other area of land anywhere in the district.

“Flammable Material” means any dead or dry grass, vegetable, substance, object, thing or material (except living flora including live and/ or habitat standing trees) that may or is likely to catch fire and burn or any other thing deemed by an authorised officer to be capable of combustion.

“Minimum Height” means a continuous vertical uninterrupted line at a right angle to the horizontal line of the firebreak to a minimum height of 4 metres from the ground.

“Permit” means a “*Permit to Burn the Bush*” as issued by an authorised City of Cockburn Fire Control Officer under s18 of the *Bush Fires Act 1954*.

“Prohibited Burning Times” means the time period of each year where it is unlawful to set fire to the bush at any time. This season is normally from 1 December of each year until and including 31 March of the following year. This period may be amended from time to time, subject to the prevailing seasonal conditions.

“Restricted Burning Times” means the time period of each year where it is unlawful to set fire to the bush without a valid “*Permit to Burn the Bush*” issued by an authorised Fire Control Officer. This period normally is from 1 April until and including 30 November of any year. This period may be amended from time to time, subject to the prevailing seasonal conditions.

“Trafficable” means to be able to travel from one point to another non-stop in a 4x4 vehicle on a clear surface, without any obstruction that may endanger fire fighters and their resources. A Firebreak is not to terminate (dead end).

“Zone” means the land zoning description as recorded by the City of Cockburn in its property rates register.

The works outlined in the following (as applicable) must be completed on or before the 1 November of each year and then maintained up to and including 31 May of the following year.

1. Land Area 2032m² or greater

You are required to—

1.1. Ensure that a trafficable firebreak 3 metres in width is established and maintained inside immediately along all boundaries in a continuous path without obstruction, including boundaries adjacent to roads, drains, rail reserves and any public open space reserves.

1.2. Trim back all overhanging branches, trees, limbs, etc. from over the top of the firebreak area to a minimum height of 4 metres.

1.3. Remove all flammable material surrounding all habitable buildings situated on the land except living trees, shrubs, lawns (maintained to a height of no more than 50mm) and maintained gardens under cultivation to a minimum width of 5 metres and a minimum height of 4 metres;

1.4. Remove all flammable material except living trees, shrubs, lawns (maintained to a height of no more than 50mm) and maintained gardens under cultivation to a minimum width of 5 metres and a minimum height of 4 metres immediately surrounding any place where wood, timber, mulch piles, hay stacks, tyres, vehicles, flammable liquids, chemicals and gas products are stored on the land.

Maintained and living lawns are an acceptable alternative in conjunction with or in lieu of firebreaks provided that the same minimum width and height requirements for a firebreak are maintained.

2. Land Area less than 2032m²

To reduce the fire hazard on your land you are required to—

2.1. Have all flammable materials such as long dry grass, weeds, etc. slashed, mown or trimmed down by other means to a maximum height of 50mm across the entire property for the firebreak period.

Where living gardens and lawns are established these areas are to be maintained at a height of no more than 50mm.

3. Additional Requirements

In addition to the requirements noted above, regardless of land size and location, Council or its duly authorised officer may require you to undertake additional works on your property to improve access and/or undertake further hazard removal and/or reduction works, where in the opinion of that authorised officer, the works would be conducive to preventing the outbreak and/or the spread or extension of a bush fire.

It is the landowner/occupiers responsibility to ensure all dangerous goods where stored on their land, are stored in compliance with relevant legislative requirements.

4. Fire Management Plans and Building Protection Zones

All subdivisions and/or developments within the City of Cockburn must comply with the Fire Management Plans for their subdivision/estates in entirety to the satisfaction of Council or its duly authorised officer.

5. Firebreak Variations

Please note that all firebreak variations approved prior to the 1 July 2014 will remain in place for 3 years, with an expiry date of the 30 June 2017 unless a new variation has been approved. An authorised officer of the City of Cockburn will make contact with individual property owners who have existing variations to reassess them against their individual circumstances during this period.

If it is considered to be impractical by the owner/occupier of land to clear firebreaks or establish other arrangements as required by this notice, the owner or occupier of land in the district may apply in writing for a variation to the City of Cockburn for its consideration prior to the 1 October of each year.

New firebreak variations may be approved by the City of Cockburn for up to a 3 year period, subject to the owner of the property not changing and the property remaining compliant with the approved variation conditions. Failure to comply may result in the approved variation being revoked.

Should a request to vary the firebreak requirements on your property not be approved, this notice must be complied with as outlined and as applicable in its entirety.

6. Hazard Reduction Burning

During the prohibited burning times you cannot undertake any bush or garden refuse burning activities at any time within the City of Cockburn.

During the restricted burning times, owner/occupiers of land not zoned residential, commercial or industrial within the City of Cockburn may burn the bush for fire mitigation purposes by following the conditions of a valid permit to burn issued by a City of Cockburn Fire Control Officer.

During the restricted fire season only, it is permissible for owners/occupiers of land in areas not zoned residential, commercial or industrial within the City of Cockburn to undertake the burning of garden refuse (dry leaves, small branches, off cuts, etc.) on the ground in a pile no larger than 1.0m³ during this period by complying with all the outlined requirements of s24D and s24F (3) in the *Bush Fires Act 1954*.

Any other methods of burning of garden refuse such as incineration in areas not zoned residential, commercial or industrial shall not be undertaken within the City of Cockburn.

7. Penalties

The penalty for failing to comply with this Order can be up to \$5,000. A person in default is also liable whether prosecuted or not to pay the costs of performing the work directed by its duly authorised officer if it is not carried out by the owner and/or occupier by the date required by this notice, or by the date as shown on any written additional works notice as issued by the duly authorised officer of Council.

Owner/occupier who engages a contractor to undertake works on their behalf are responsible to ensure that the works comply with the requirements of this Order.

Any notice previously published by City of Cockburn in the *Government Gazette* or in any Western Australian newsprint is hereby revoked.

By Order of Council.

MARINE/MARITIME

MA401*

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958

City of Perth

SPEED RESTRICTION AREA—5 KNOTS

Mount Pleasant Water Ski Area—Canning River

Department of Transport
 Fremantle WA, 9 September 2014.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, I hereby limit the speed of motorised vessels to five (5) knots within the following area—

MOUNT PLEASANT WATER SKI AREA: All the waters between Canning Bridge and Mount Henry Bridge Canning River, between the hours of 0900 and 1100, on Sunday 9 September 2014.

CHRISTOPHER MATHER, Director of Waterways Safety Management,
 Marine Safety, Department of Transport.

MINERALS AND PETROLEUM

MP401*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

INVITATION FOR APPLICATIONS FOR THE GRANT OF PETROLEUM
 EXPLORATION PERMITS

Discrete Area Release 2 of 2014

Release Date: Tuesday, 9 September 2014

Closing Date: Thursday, 23 April 2015

I, Jeffrey Huntly Haworth, Delegate of the Minister for Mines and Petroleum, hereby invite applications for the grant of Petroleum Exploration Permits over the following discrete areas **within Western Australia's Canning, Officer and Southern Carnarvon Basins** pursuant to the provisions of section 30(1) of the *Petroleum and Geothermal Energy Resources Act 1967* (PGERA67).

Applications will be received up until 4.00 pm on Thursday 23 April 2015. Applicants need to observe the closing time and date. Any applications received after the closing time and date will NOT be considered.

AREA L14-3 Canning Basin

1:1,000,000 BROOME Map Sheet [SE51]

Block No.	Block No.	Block No.	Block No.	Block No.
8288	8289	8290	8360	8361
8362	8363	8433	8434	8435
8436				

Subtotal Blocks: 11

1:1,000,000 OAKOVER RIVER Map Sheet [SF51]

Block No.	Block No.	Block No.	Block No.	Block No.
5050	5051	5052	5053	5124
5125	5126	5197	5198	5269
5270				

Subtotal Blocks: 11

Contains 22 whole blocks

AREA L14-4 Canning Basin

1:1,000,000 OAKOVER RIVER Map Sheet [SF51]

Block No.	Block No.	Block No.	Block No.	Block No.
5271	5272	5273	5274	5339
5340	5341	5342	5343	5344
5345	5346	5411	5412	5413
5414	5415	5416	5417	5418

Block No.	Block No.	Block No.	Block No.	Block No.
5484	5485	5486	5487	5488
5489	5490	5560	5561	5562

Contains 30 whole blocks

AREA L14-5 Canning Basin

1:1,000,000 OAKOVER RIVER Map Sheet [SF51]

Block No.	Block No.	Block No.	Block No.	Block No.
5275	5276	5277	5347	5348
5349	5350	5351	5419	5420
5421	5422	5423	5424	5491
5492	5493	5494	5495	5496
5497	5563	5564	5565	5566
5567	5568	5569	5570	

Contains 29 whole blocks

AREA L14-6 Canning Basin

1:1,000,000 LAKE MACKAY Map Sheet [SF52]

Block No.	Block No.	Block No.	Block No.	Block No.
6081	6082	6083	6084	6085
6086	6087	6088	6089	6090
6157	6158	6159	6160	6161
6162	6232	6233	6234	6304
6305	6306	6377	6378	6450

Contains 25 whole blocks

AREA L14-7 Officer Basin

1:1,000,000 PETERMANN RANGES Map Sheet [SG52]

Block No.	Block No.	Block No.	Block No.	Block No.
7102	7103	7104	7105	7106
7107	7108	7109	7110	7111
7112	7174	7175	7176	7177
7178	7179	7180	7181	7182
7183	7184	7246	7247	7248
7249	7250	7251	7252	7253
7254	7255	7256	7318	7319
7320	7321	7322	7323	7324
7325	7326	7327	7328	7390
7391	7392	7393	7394	7395
7396	7397	7398	7399	7400
7462	7463	7464	7465	7466
7467	7468	7469	7470	7471
7472	7534	7535	7536	7537
7538	7539	7540	7541	7542
7543	7544	7606	7607	7608
7609	7610	7611	7612	7613
7614	7615	7616	7678	7679
7680	7681	7682	7683	7684
7685	7686	7687	7688	7750
7751	7752	7753	7754	7755
7756	7757	7758	7759	7760
7822	7823	7824	7825	7826
7827	7828	7829	7830	7831
7832	7894	7895	7896	7897
7898	7899	7900	7901	7902
7903	7904	7966	7967	7968
7969	7970	7971	7972	7973
7974	7975	7976		

Contains 143 whole blocks

AREA L14-8 Officer Basin

1:1,000,000 PETERMANN RANGES Map Sheet [SG52]

Block No.	Block No.	Block No.	Block No.	Block No.
7113	7114	7115	7116	7117
7118	7119	7120	7121	7122
7123	7124	7185	7186	7187
7188	7189	7190	7191	7192
7193	7194	7195	7196	7257
7258	7259	7260	7261	7262
7263	7264	7265	7266	7267
7268	7329	7330	7331	7332
7333	7334	7335	7336	7337
7338	7339	7340	7401	7402
7403	7404	7405	7406	7407
7408	7409	7410	7411	7412
7473	7474	7475	7476	7477
7478	7479	7480	7481	7482
7483	7484	7545	7546	7547
7548	7549	7550	7551	7552
7553	7554	7555	7556	7617
7618	7619	7620	7621	7622
7623	7624	7625	7626	7627
7628	7689	7690	7691	7692
7693	7694	7695	7696	7697
7698	7699	7700	7761	7762
7763	7764	7765	7766	7767
7768	7769	7770	7771	7772
7833	7834	7835	7836	7837
7838	7839	7840	7841	7842
7843	7844	7905	7906	7907
7908	7909	7910	7911	7912
7913	7914	7915	7916	7977
7978	7979	7980	7981	7982
7983	7984	7985	7986	7987
7988				

Contains 156 whole blocks**AREA L14-9 Officer Basin**

1:1,000,000 PETERMANN RANGES Map Sheet [SG52]

Block No.	Block No.	Block No.	Block No.	Block No.
8043	8044	8045	8046	8047
8048	8114	8115	8116	8117
8118	8119	8120	8185	8186
8187	8188	8189	8190	8191
8192	8257	8258	8259	8260
8261	8262	8263	8264	8328
8329	8330	8331	8332	8333
8334	8335	8336	8399	8400
8401	8402	8403	8404	8405
8406	8407	8408		

Subtotal Blocks: 48

1:1,000,000 NULLARBOR PLAIN Map Sheet [SH52]

Block No.	Block No.	Block No.	Block No.	Block No.
5015	5016	5017	5018	5019
5020	5021	5022	5023	5024
5087	5088	5089	5090	5091
5092	5093	5094	5095	5096
5159	5160	5161	5162	5163

Block No.	Block No.	Block No.	Block No.	Block No.
5164	5165	5166	5167	5168
5231	5232	5233	5234	5235
5236	5237	5238	5239	5240
5303	5304	5305	5306	5307
5308	5309	5310	5311	5312
5375	5376	5377	5378	5379
5380	5381	5382	5383	5384
5447	5448	5449	5450	5451
5452	5453	5454	5455	5456
5519	5520	5521	5522	5523
5524	5525	5526	5527	5528
5591	5592	5593	5594	5595
5596	5597	5598	5599	5600
5663	5664	5665	5666	5667
5668	5669	5670	5671	5672
5735	5736	5737	5738	5739
5740	5741	5742	5743	5744

Subtotal Blocks: 110

Contains 158 whole blocks

AREA L14-10 Officer Basin

1:1,000,000 PETERMANN RANGES Map Sheet [SG52]

Block No.	Block No.	Block No.	Block No.	Block No.
8049	8050	8051	8052	8053
8054	8055	8056	8057	8058
8059	8060	8121	8122	8123
8124	8125	8126	8127	8128
8129	8130	8131	8132	8193
8194	8195	8196	8197	8198
8199	8200	8201	8202	8203
8204	8265	8266	8267	8268
8269	8270	8271	8272	8273
8274	8275	8276	8337	8338
8339	8340	8341	8342	8343
8344	8345	8346	8347	8348
8409	8410	8411	8412	8413
8414	8415	8416	8417	8418
8419	8420			

Subtotal Blocks: 72

1:1,000,000 NULLARBOR PLAIN Map Sheet [SH52]

Block No.	Block No.	Block No.	Block No.	Block No.
5025	5026	5027	5028	5029
5030	5031	5032	5033	5034
5035	5036	5097	5098	5099
5100	5101	5102	5103	5104
5105	5106	5107	5108	5169
5170	5171	5172	5173	5174
5175	5176	5177	5178	5179
5180	5241	5242	5243	5244
5245	5246	5247	5248	5249
5250	5251	5252	5313	5314
5315	5316	5317	5318	5319
5320	5321	5322	5323	5324
5385	5386	5387	5388	5389
5390	5391	5392	5393	5394
5395	5396	5457	5458	5459
5460	5461	5462	5463	5464

Block No.	Block No.	Block No.	Block No.	Block No.
5465	5466	5467	5468	5529
5530	5531	5532	5533	5534
5535	5536	5537	5538	5539
5540	5601	5602	5603	5604
5605	5606	5607	5608	5609
5610	5611	5612	5673	5674
5675	5676	5677	5678	5679
5680	5681	5682	5683	5684
5745	5746	5747	5748	5749
5750	5751	5752	5753	5754
5755	5756			

Subtotal Blocks: 132

Contains 204 whole blocks

AREA L13-2 Southern Carnarvon Basin

1:1,000,000 CLOATES Map Sheet [SF49]

Block No.	Block No.	Block No.	Block No.	Block No.
7519	7520	7591	7592	

Subtotal Blocks: 4

1:1,000,000 HAMERSLEY RANGE Map Sheet [SF50]

Block No.	Block No.	Block No.	Block No.	Block No.
7234	7306	7307	7377	7378
7379	7449	7450	7451	7521
7522	7523			

Subtotal Blocks: 12

Contains 16 whole blocks

APPLICATION DETAILS

Central to any application made is the program of work proposed for each year of the six year term. Applications are to be made in accordance with Section 31 of the PGERA67. Consideration of an application for the grant of a petroleum exploration permit shall take into account the adequacy of the work program relative to the whole of the discrete area, the applicant's demonstrated technical and financial ability to undertake the work, and the past performance of the applicant parties in relation to native title negotiations and compliance with title conditions. Permits are awarded on the understanding that the first two year's work commitment will be fulfilled without variation.

Where there is more than one applicant to the application, the percentage participating interest of each party to the application is to be supplied including evidence that a satisfactory settlement has been, or can be reached on a Joint Operating Agreement (copy of Heads of Agreement dealing will generally suffice). All applicant parties must provide supportable evidence of adequate financial capabilities to undertake the work bid and/or proven ability to raise funds for exploration purposes.

It is essential that the guideline, The Criteria for Assessment of Applications for the Award of Petroleum Exploration Permits and Petroleum Drilling Reservations (the Criteria Guidelines), published on the Department's website be read in concert with this invitation.

Insofar as Reserved Land is concerned, entry for exploration purposes is subject to approval by the Minister. In this regard, it should be noted that Government policy is that petroleum extraction from within National Parks, Nature Reserves and access to Conservation Estates should not be presumed.

Successful applications over onshore areas administered under the PGERA67 will be subject to the provisions of the *Native Title Act 1993* (Cth) (NTA93) and applicants should be prepared to negotiate with Native Title parties pursuant to the right to negotiate provisions of the NTA93. Plans showing these claim boundaries are available from the Department's website as part of the information package supporting this release.

SPECIAL NOTICES

Canning Basin

Area L14-6 contains a declared Protected Area which is an Aboriginal heritage site of outstanding importance in accordance with section 19 of the *Aboriginal Heritage Act 1972* (WA). The Protected Area consists comprises 3.9% of the discrete area. Additional information can be obtained from the Department of Aboriginal Affairs (DAA) (www.daa.wa.gov.au).

Officer Basin

Of the four discrete areas in the Officer Basin, three, L14-7, L14-9 and L14-10, are partially within a gazetted Environmentally Sensitive Area (ESA) and L14-8 is entirely located within an ESA. As such, any activity proposed within 500m of an ESA will require referral to the Environmental Protection Authority (EPA). Any activities within the ESA, in addition to referral to the relevant Minister, will require a clearing permit.

Each of the four areas contain Crown Reserve 17614 for the Use and Benefit of Aboriginal Inhabitants vested in in accordance with Part III of the *Aboriginal Affairs Planning Authority Act 1972* (WA). Accordingly a Mining Access Permit will need to be secured prior to entry for any purpose onto the reserve. Additional information can be obtained from DAA.

Southern Carnarvon Basin

Three of the eastern blocks of re-release area L13-2 overlap the Girilia former leasehold area (proposed for conservation IUCN II) and activities within this area would require consultation with the Department of Parks and Wildlife. Watercourses located in the south of the release area may be significant or support significant biodiversity and approvals from the Department of Water may be required. Clearing permits will be required for any activities proposed within Schedule 1 Areas and Environment Plans will need to be submitted a minimum of 6 months prior to any activity proposed within or adjacent to these areas to allow for referral to and/or approval from other State and Commonwealth agencies including under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth).

Area L13-2 comprises pastoral leased lands (86.2%) within the meaning of the Land Administration Act 1997 (WA) (LAA97). Further information can be obtained from the Department of Lands (www.dol.wa.gov.au) and sections 21 to 24 of the PGERA67 must also be considered by applicants.

Applicants are required to make themselves aware of the existence of any other areas not noted above that have the potential to restrict exploration activities and any associated obligations to acquire approvals under other legislation to obtain access to or conduct activities in proximity to these areas. These may include National Parks, Nature Reserves, Water Reserves, World Heritage Areas, Conservation Reserves, Defence Areas and Mining Titles where additional environmental assessment is likely to be required and applicants are advised to take this into consideration. In all instances applicants will need to consider their obligations under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) administered by The Department of the Environment (formerly SEWPaC) when planning activities. Environment maps are available as part of the release package through the Department of Mines and Petroleum's website.

Applicants should note that Environment Plans for approval under the *Petroleum and Geothermal Energy Resources (Environment) Regulations 2012* will need to be submitted a minimum of 6 months prior to any activity proposed within or adjacent to ESA areas and reserves to allow for referral to and/or approval from other agencies. It should be noted that failing to consider the timing requirements for consultations and submission of required documentation or of advance planning for operational activities, e.g. in respect to understood weather windows or securing an appropriate rig for well activities, will not qualify for consideration under *force majeure* provisions of the Permit Conditions and Permit Administration Guidelines that form part of the release package.

An information package on the release areas detailing the criteria for assessment of applications, form for applying in the approved manner, native title and environment maps, in addition to geological and geotechnical information is available on CD. Copies of the CD can be obtained from the Petroleum Division, Department of Mines and Petroleum by contacting the Petroleum Applications Receiving Officer on (08) 9222 3106.

LODGEMENT OF APPLICATIONS

Electronic lodgement of bids via the Department's secure online system, Petroleum and Geothermal Register (PGR), is now available. Bids for multiple discrete areas may be submitted and the application fees paid online by accessing the PGR system at www.dmp.wa.gov.au/3976.aspx.

The following special instructions should be observed when submitting by hand or post—

- The prescribed fee, stated in the Schedule of Fees available at http://www.dmp.wa.gov.au/documents/Petroleum_Form_PD-PTLA-ALS-100D.pdf is to be made **payable to the Department of Mines and Petroleum** through an Australian Bank or by Australian bank cheque and must be submitted with each application. Fees are non-refundable and subject to variation (including Consumer Price Index adjustments) and the current Schedule of Fees must be consulted prior to payment.
- The application should be sealed and clearly marked '**Application for Petroleum Exploration Permit—Commercial-in-Confidence**'.
- Unless delivered by hand to the Petroleum Applications Receiving Officer, the sealed application (as described above) should be enclosed in a plain covering envelope or package and forwarded to the following address—

Executive Director
Petroleum Division
Department of Mines and Petroleum
11th Floor, Mineral House
100 Plain Street
EAST PERTH WA 6004

Attention: Petroleum Applications Receiving Officer

Confirmation of receipt of applications (delivered and received by hand) will be issued by the Petroleum Applications Receiving Officer.

Applicants need to observe the closing time and date as published in the release package. Applications received after the closing time and date will NOT be considered.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Canning
Town Planning Scheme No. 40—Amendment No. 177

Ref: TPS/1115

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 Canning local planning scheme amendment on 11 August 2014 for the purpose of rezoning Lot 500 Karri Way, Ferndale from Local Authority Reserve for “Public Purposes” to “Residential R17.5/R30”, “Private Clubs and Institutions” and Local Authority Reserve for “Local Park and Recreation”.

L. REYNOLDS, Commissioner.
A. SHARPE, Acting Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Canning
Town Planning Scheme No. 40—Amendment No. 200

Ref: TPS/1263

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 Canning local planning scheme amendment on 9 July 2014 for the purpose of recoding 6,8 and 10 Riley Road and 3 and 5 Rivermoor Loop (Lots 1, 50, 1, 1002, and 1003), Riverton from R17.5 to R17.5/R25 and to modify the Scheme Map of Town Planning Scheme No. 40, as shown on the Scheme Amendment Map.

L. REYNOLDS, Commissioner.
L. RUSSELL, Chief Executive Officer.

PL403*

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

Ref: TPS/0966

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 Wanneroo local planning scheme amendment on 19 August 2014 for the purpose of—

1. Inserting in Part 5 of District Planning Scheme No. 2 a new clause 5.5 as follows—

5.5 SPECIAL CONTROL AREAS

5.5.1 Operation of Special Control Areas

5.5.1.1 The following special control areas are shown on the Scheme Map—

- (a) Development Contribution Areas shown on the Scheme Map as DCA with a number and included in Schedule 18.

5.5.1.2 In respect of a special control area shown on a Scheme Map, the provisions applying to a special control area apply in addition to the provisions applying to any underlying zone or reserve and any general provisions of the Scheme.

2. Inserting new Schedule 17 “**Development Contribution Areas**”, as follows—

1.0 Interpretation

In Schedule 17, unless the context otherwise requires—

‘**Administrative costs**’ means such costs as are reasonably incurred for the preparation and (with respect to standard infrastructure items) implementation of the development contribution plan.

‘**Administrative items**’ means the administrative matters required to be carried out by or on behalf of the local government in order to prepare and (with respect to

standard infrastructure items) implement the development contribution plan, including legal, accounting, planning, engineering, and other professional advice.

‘Cost apportionment schedule’ means a schedule prepared and distributed in accordance with Clause 10.0.

‘Cost contribution’ means the contribution to the cost of infrastructure and administrative costs.

‘Development contribution area’ means the area shown on the scheme map as DCA and included in Schedule 18.

‘Development contribution plan’ means a development contribution plan prepared in accordance with the provisions of State Planning Policy 3.6 Development Contributions for Infrastructure and the provisions of this Schedule 18 of the scheme.

‘Development contribution plan report’ means a report prepared and distributed in accordance with clause 10.0.

‘Infrastructure’ means the standard infrastructure items (services and facilities set out in Appendix 1 of State Planning Policy 3.6 Development Contributions for Infrastructure) and community infrastructure, including recreational facilities; community centres; child care and after school centres; libraries and cultural facilities and such other services and facilities for which development contributions may reasonably be requested having regard to the objectives, scope and provisions of State Planning Policy 3.6 Development Contributions for Infrastructure.

‘Infrastructure costs’ means such costs as are reasonably incurred for the acquisition and construction of infrastructure.

‘Local government’ means the local government or local governments in which the development contribution area is located or through which the services and facilities are provided.

‘Owner’ means an owner of land that is located within a development contribution area.

2.0 Purpose

The purpose of having development contribution areas is to—

- (a) provide for the equitable sharing of the costs of infrastructure and administrative costs between owners;
- (b) ensure that cost contributions are reasonably required as a result of the subdivision and development of land in the development contribution area; and
- (c) coordinate the timely provision of Infrastructure.

3.0 Development contribution plan required

A development contribution plan is required to be prepared for each development contribution area.

4.0 Development contribution plan part of scheme

The development contribution plans are incorporated in Schedule 18 as part of this scheme.

5.0 Subdivision, strata subdivision and development

The local government shall not withhold its support for subdivision, strata subdivision or refuse to approve a development solely for the reason that a development contribution plan is not in effect, there is no approval to advertise a development contribution plan, or that there is no other arrangement with respect to an owner’s contribution towards the provision of community infrastructure.

6.0 Guiding principles for development contribution plans

The development contribution plan for any development contribution area is to be prepared in accordance with the following principles—

- (a) Need and the nexus

The need for the infrastructure included in the plan must be clearly demonstrated (need) and the connection between the development and the demand created should be clearly established (nexus).

- (b) Transparency

Both the method for calculating the development contribution and the manner in which it is applied should be clear, transparent and simple to understand and administer.

- (c) Equity

Development contributions should be levied from all developments within a development contribution area, based on their relative contribution to need.

- (d) Certainty

All development contributions should be clearly identified and methods of accounting for cost adjustments determined at the commencement of a development.

- (e) Efficiency
Development contributions should be justified on a whole of life capital cost basis consistent with maintaining financial discipline on service providers by precluding over recovery of costs.
- (f) Consistency
Development contributions should be applied uniformly across a development contribution area and the methodology for applying contributions should be consistent.
- (g) Right of consultation and review
Owners have the right to be consulted on the manner in which development contributions are determined. They also have the opportunity to seek a review by an independent third party if they believe the calculation of the costs of the contributions is not reasonable.
- (h) Accountable
There must be accountability in the manner in which development contributions are determined and expended.

7.0 Recommended content of development contribution plans

7.1 The development contribution plan is to specify—

- (a) the development contribution area to which the development contribution plan applies;
- (b) the infrastructure and administrative items to be funded through the development contribution plan;
- (c) the method of determining the cost contribution of each owner; and
- (d) the priority and timing for the provision of infrastructure.

8.0 Period of development contribution plan

A development contribution plan shall specify the period during which it is to operate.

9.0 Land excluded

In calculating both the area of an owner's land and the total area of land in a development contribution area, the area of land provided in that development contribution area for—

- (a) roads designated under the Metropolitan Region Scheme as primary regional roads and other regional roads;
- (b) existing public open space;
- (c) existing government primary and secondary schools; and
- (d) such other land as is set out in the development contribution plan;

is to be excluded.

10.0 Development contribution plan report and cost apportionment schedule

10.1 Within 90 days of the development contribution plan coming into effect, the local government is to adopt and make available a development contribution plan report and cost apportionment schedule to all owners in the development contribution area.

10.2 The development contribution plan report and the cost apportionment schedule shall set out in detail the calculation of the cost contribution for each owner in the development contribution area, based on the methodology provided in the development contribution plan, and shall take into account any proposed staging of the development.

10.3 The development contribution plan report and the cost apportionment schedule do not form part of the scheme, but once adopted by the local government they are subject to review as provided under clause 11.0.

11.0 Cost contributions based on estimates

11.1 The determination of Infrastructure costs and administrative costs is to be based on amounts expended, but when expenditure has not occurred, it is to be based on the best and latest estimated costs available to the local government and adjusted accordingly, if necessary.

11.2 Where a cost apportionment schedule contains estimated costs, such estimated costs are to be reviewed at least annually by the local government—

- (a) in the case of land to be acquired, in accordance with clause 12.0; and
- (b) in all other cases, in accordance with the best and latest information available to the local government, until the expenditure on the relevant item of infrastructure or administrative costs has occurred.

11.3 The local government is to have such estimated costs independently certified by appropriate qualified persons and must provide such independent certification to an owner when requested to do so.

11.4 The local government's review of estimated costs, carried out in accordance with clause 11.2, shall recommend that the estimated costs are to be—

- (a) maintained;
- (b) reduced; or
- (c) increased.

11.5 Where the review of estimated costs recommends those costs be maintained or reduced, pursuant to clauses 11.4(a) or (b), then the local government shall decide to either maintain or reduce the estimated costs and shall notify owners of its decision.

11.6 Where the review of estimated costs recommends those costs be increased pursuant to clause 11.4(c), then the local government shall in writing invite comment on the proposal from owners for a period of not less than 28 days, prior to making any decision to increase the estimated costs.

11.7 The local government shall consider all submissions received and within ninety (90) days of the date of the latest date specified in the notice given under clause 11.6, decide that the estimated costs are to be—

- (a) maintained; or
- (b) increased and if so the degree of that increase.

The local government shall notify affected persons of its decision.

11.8 If an owner objects to the amount of a cost contribution, the owner may give notice to the local government requesting a review of the amount of the cost contribution by an appropriate qualified person ('independent expert') agreed by the local government and the owner at the owner's expense, within 28 days after being informed of the cost contribution.

11.9 If the independent expert does not change the cost contribution to a figure acceptable to the owner, the cost contribution is to be determined—

- (a) by any method agreed between the local government and the owner; or
- (b) if the local government and the owner cannot agree on a method pursuant to (a) or on an independent expert, by arbitration in accordance with the *Commercial Arbitration Act 1985*, with the costs to be shared equally between the local government and owner.

12.0 Valuation

12.1 Clause 12.0 applies in order to determine the value of land to be acquired for the purpose of providing Infrastructure.

12.2 In clause 12.0—

'Value' means the fair market value of land, at a specified date, which is defined as the capital sum that would be negotiated in an arm's length transaction in an open and unrestricted market, assuming the highest and best use of the land with all its potential and limitations (other than the limitation arising from the transaction for which the land is being valued), wherein the parties act knowledgeably, prudently and without compulsion to buy or sell.

'Valuer' means a licensed valuer agreed by the local government and the owner, or, where the local government and the owner are unable to reach agreement, by a valuer appointed by the President of the Western Australian Division of the Australian Property Institute.

12.3 If an owner objects to a valuation made by the valuer, the owner may give notice to the local government requesting a review of the amount of the value, at the owner's expense, within 28 days after being informed of the value.

12.4 If, following a review, the valuer's determination of the value of the land is still not a figure acceptable to the owner, the value is to be determined—

- (a) by any method agreed between the local government and the owner; or
- (b) if the local government and the owner cannot agree, the owner may apply to the State Administrative Tribunal for a review of the matter under part 14 of the *Planning and Development Act 2005*.

13.0 Liability for cost contributions

13.1 An owner must make a cost contribution in accordance with the applicable development contribution plan and the provisions of Schedule 17.

13.2 An owner's liability to pay the owner's cost contribution to the local government arises on the earlier of—

- (a) the Western Australian Planning Commission endorsing its approval on the deposited plan or survey strata plan of the subdivision of the owner's land within the development contribution area;
- (b) the commencement of any development on the owner's land within the development contribution area with the exception of clearing and earthworks commenced under a Development Approval in the case of land subdivisions;
- (c) the approval of any strata plan by the local government or Western Australian Planning Commission on the owner's land within the development contribution area; or

- (d) the approval of a change or extension of use by the local government on the owner's land within the development contribution area.

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

13.3 Notwithstanding clause 13.2, an owner's liability to pay the owner's cost contribution does not arise if the owner commences development of the first single house or outbuildings associated with that first single house on an existing lot which has not been subdivided or strata subdivided since the coming into effect of the development contribution plan.

13.4 Where a development contribution plan expires in accordance with clause 8.0, an owner's liability to pay the owner's cost contribution under that development contribution plan shall be deemed to continue in effect and be carried over into any subsequent development contribution plan which includes the owner's land, subject to such liability.

14.0 Payment of cost contribution

14.1 The owner, with the agreement of the local government, is to pay the owner's cost contribution by—

- (a) cheque or cash;
- (b) transferring to the local government or a public authority land in satisfaction of the cost contribution;
- (c) the provision of physical infrastructure;
- (d) some other method acceptable to the local government; or
- (e) any combination of these methods.

14.2 The owner, with the agreement of the local government, may pay the owner's cost contribution in a lump sum, by instalments or in such other manner acceptable to the local government.

14.3 Payment by an owner of the cost contribution, including a cost contribution based upon estimated costs in a manner acceptable to the local government, constitutes full and final discharge of the owner's liability under the development contribution plan and the local government shall provide certification in writing to the owner of such discharge if requested by the owner.

15.0 Charge on land

15.1 The amount of any cost contribution for which an owner is liable under clause 13.0, but has not paid, is a charge on the owner's land to which the cost contribution relates, and the local government may lodge a caveat, at the owner's expense, against the owner's certificate of title to that land.

15.2 The local government, at the owner's expense and subject to other conditions as the local government thinks fit, can withdraw a caveat lodged under clause 15.1 to permit a dealing and may then re-lodge the caveat to prevent further dealings.

15.3 If the cost contribution is paid in full, the local government, if requested to do so by the owner and at the expense of the owner, is to withdraw any caveat lodged under Clause 15.0.

16.0 Administration of funds

16.1 The local government is to establish and maintain a reserve account in accordance with the *Local Government Act 1995* for each development contribution area into which cost contributions for that development contribution area will be credited and from which all payments for the infrastructure costs and administrative costs within that development contribution area will be paid.

The purpose of such a reserve account or the use of money in such a reserve account is limited to the application of funds for that development contribution area.

16.2 Interest earned on cost contributions credited to a reserve account in accordance with clause 16.1 is to be applied in the development contribution area to which the reserve account relates.

16.3 The local government is to publish an audited annual statement of accounts for that development contribution area as soon as practicable after the audited annual statement of accounts becomes available.

17.0 Shortfall or excess in cost contributions

17.1 If there is a shortfall in the total of cost contributions when all cost contributions have been made or accounted for in a particular development contribution area, the local government may—

- (a) make good the shortfall;
- (b) enter into agreements with owners to fund the shortfall; or
- (c) raise loans or borrow from a financial institution, but nothing in subclause 17.1(a) restricts the right or power of the local government to impose a differential rate to a specified development contribution area in that regard.

17.2 If there is an excess in funds available to the development contribution area when all cost contributions have been made or accounted for in a particular development contribution area, the local government is to refund the excess funds to contributing

owners for that development contribution area. To the extent, if any, that it is not reasonably practicable to identify owners and/or their entitled amount of refund, any excess in funds shall be applied to the provision of additional facilities or improvements in that development contribution area.

18.0 Powers of the local government

The local government in implementing the development contribution plan has the power to—

- (a) acquire any land or buildings within the scheme area under the provisions of the *Planning and Development Act 2005*; and
- (b) deal with or dispose of any land which it has acquired under the provisions of the *Planning and Development Act 2005* in accordance with the law and for such purpose may make such agreements with other owners as it considers fit.

19.0 Arbitration

Subject to clauses 12.3 and 12.4, any dispute between an owner and the local government in connection with the cost contribution required to be made by an owner is to be resolved by arbitration in accordance with the *Commercial Arbitration Act 1985*.”

3. Inserting a new Schedule 18 “Development Contribution Plan” as follows—

Reference No.	Alkimos Eglinton Development Contributions Plan—Community Facilities.
Area Name:	Alkimos Eglinton Development Contribution Area; identified as DCA (1) on the Scheme Map.
Relationship to other planning instruments:	The development contribution plan generally conforms to the Alkimos Eglinton District Structure Plan, the Northern Coastal Growth Corridor Community Facilities Plan and the City of Wanneroo Long Term Financial Plan 2013/14—2022/23.
Infrastructure and administrative items to be funded:	<p><u>District Facilities</u></p> <p>Surf Life Saving Club, Alkimos South Coastal Village—facility to support surf lifesaving operations and associated activities, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Site, servicing and construction costs. <p>Public Open Space (Active), Alkimos Regional Parks and Recreation Reserve—playing fields and associated infrastructure to support sporting and recreational uses, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Site, servicing and construction costs. <p>Multipurpose Hard Courts, Alkimos Regional Parks and Recreation Reserve—fenced hard courts facilities and associated amenity to support a variety of court sports, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Site, servicing and construction costs. <p>Library, Alkimos Secondary Centre—facility to support the storage and community access to printed and electronic media and associated community meetings and activities, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Land acquisition costs; • Site, servicing and construction costs. <p>Community Centre, Alkimos Secondary Centre—facility to support community meetings, gatherings and associated activities, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Land acquisition costs; • Site, servicing and construction costs. <p>Indoor Recreation Centre, Alkimos Secondary Centre—facility to support indoor recreation and sporting activities, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Land acquisition costs; • Site, servicing and construction costs. <p>Public Open Space (Active), Eglinton District Centre—playing fields and associated infrastructure to support sporting and recreational uses, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Site, servicing and construction costs.

	<p>Multipurpose Hard Courts, Eglinton District Centre—Fenced hard courts facilities and associated amenity to support a variety of court sports, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Site, servicing and construction costs. <p>Indoor Recreation Centre, Eglinton District Centre—Facility to support indoor recreation and sporting activities, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Land acquisition costs; • Site, servicing and construction costs. <p>Community Centre, Eglinton District Centre—facility to support community meetings, gatherings and associated activities, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Land acquisition costs; • Site, servicing and construction costs. <p>Library, Eglinton District Centre—facility to support the storage and community access to printed and electronic media and associated community meetings and activities, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Land acquisition costs; • Site, servicing and construction costs. <p>Contributions shall be payable for the initial district facility only. No contributions shall be payable for any future upgrade of a district facility to regional standard.</p> <p><u>Administrative Costs</u></p> <ul style="list-style-type: none"> • Costs to prepare and administer the plan during the period of operation; • Costs to prepare and review estimates; • Costs to prepare the cost apportionment schedule; • Valuation costs; and • Costs to service loans established by Council to fund early provision of facilities.
Method for calculating contributions:	<p>The Council's Northern Coastal Growth Corridor Community Facilities Plan Report identifies the needs that impact on the Development Contribution Plan. The contributions outlined in the Development Contribution Plan Report have been based on the need for facilities generated by additional development in the development contribution area. This calculation excludes the—</p> <ul style="list-style-type: none"> • demand for a facility that is generated by the current population; • demand created by external usage—the proportion of use drawn from outside of the main catchment area; and • future usage—the proportion of usage that will be generated by future development outside of the development contribution plan timeframe. <p>The methodology for determining contributions is in accordance with the following formula—</p> <ul style="list-style-type: none"> • $CPH = TC / NCA$ • $CC = CPH \times GSA$ <p>Where—</p> <p>CPH = Cost per hectare (\$/ha) TC = Total cost of delivering community facilities (\$) NCA = Net contributing area (ha) CC = Cost Contribution Amount (\$) GSA = Gross area of proposed subdivision (ha)</p>
Period of operation:	25 years from the date of gazettal.
Priority and timing:	In accordance with the Development Contribution Plan Report and the Northern Coastal Growth Corridor Community Facilities Plan.
Review process:	The Development Contribution Plan will be reviewed when considered appropriate, but at a time that is no longer than 5 years after the date of gazettal of this amendment, having regard to the rate of subsequent development in the area since the last review and the degree of development potential still existing.

	The estimated infrastructure costs shown in the cost apportionment schedule will be reviewed at least annually in accordance with clause 11 of Schedule 17 of DPS No. 2.
Reference No.	Yanchep Two Rocks Development Contributions Plan—Community Facilities
Area Name:	Yanchep Two Rocks Development Contribution Area; identified as DCA (2) on the Scheme (Amendment) Map.
Relationship to other planning instruments:	The development contribution plan generally conforms to the Yanchep Two Rocks District Structure Plan, the Northern Coastal Growth Corridor Community Facilities Plan and the City of Wanneroo Long Term Financial Plan 2013/14—2022/23.
Infrastructure and administrative items to be funded:	<p><u>District Facilities</u></p> <p>Surf Life Saving Club, Yanchep Lagoon—facility to support surf lifesaving operation and associated activities, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Site, servicing and construction costs. <p>Coastal Node Facilities, Capricorn Coastal Node—facilities and amenity to support community use and enjoyment of coastal node areas, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Site, servicing and construction costs. <p>Public Open Space (Active), Yanchep Metropolitan Centre—playing fields and associated infrastructure to support sporting and recreational uses, including—</p> <ul style="list-style-type: none"> • Planning, design and project management costs; • Land acquisition costs, on the basis that the land shall not form part of the minimum 10% public open space contribution for Lot 602 Yanchep Beach Road; • Site, servicing and construction costs. <p>Contributions shall be payable for the initial district facility only. No contributions shall be payable for any future upgrade of a district facility to regional standard.”</p> <p><u>Administrative Costs</u></p> <ul style="list-style-type: none"> • Costs to prepare and administer the plan during the period of operation; • Costs to prepare and review estimates; • Costs to prepare the cost apportionment schedule; • Valuation costs; and • Costs to service loans established by Council to fund early provision of facilities.
Method for calculating contributions:	<p>The Council’s Northern Coastal Growth Corridor Community Facilities Plan identifies the needs that impact on the Development Contribution Plan. The contributions outlined in the Development Contribution Plan have been based on the need for facilities generated by additional development in the development contribution area. This calculation excludes the—</p> <ul style="list-style-type: none"> • demand for a facility that is generated by the current population; • demand created by external usage—the proportion of use drawn from outside of the main catchment area; and • future usage—the proportion of usage that will be generated by future development outside of the development contribution plan timeframe. <p>The methodology for determining contributions is in accordance with the following formula—</p> $CC = TC \times NDU / TDU$ <p>Where—</p> <p>CC = Landowner’s Cost Contribution Amount (\$)</p> <p>TC = Total cost of delivering community facilities + Total Administrative Costs (\$)</p> <p>NDU = Number of additional lots proposed to be created as part of a proposed subdivision; and the number of dwellings proposed to be created as part of an application for planning approval, other than the first dwelling.</p> <p>TDU = Total number of dwellings expected within the DCA.</p>

Period of operation:	10 years from the date of gazettal.
Priority and timing:	In accordance with the Development Contribution Plan Report and the Northern Coastal Growth Corridor Community Facilities Plan.
Review process:	The Development Contribution Plan will be reviewed when considered appropriate, but at a time that is no longer than 5 years after the date of gazettal of this amendment, having regard to the rate of subsequent development in the area since the last review and the degree of development potential still existing. The estimated infrastructure costs shown in the cost apportionment schedule will be reviewed at least annually in accordance with clause 11 of Schedule 17 of DPS No. 2.

4. Amending the Scheme Map to apply the Development Contribution Areas 1 and 2.

T. ROBERTS, JP, Mayor.
D. SIMMS, Chief Executive Officer.

PL404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Cockburn
Town Planning Scheme No. 3—Amendment No. 100

Ref: TPS/1151

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Cockburn local planning scheme amendment on 27 August 2014 for the purpose of—

1. Rezoning various properties within parts of Hamilton Hill to 'Residential R30', 'Residential R30/40', 'Residential R40', 'Residential R30/40/60' and 'Residential R80' in accordance with figure 3.
2. Reclassifying Lot 33 Davilak Avenue, Hamilton Hill, from 'Local Reserve—Lakes and Drainage' and zone 'Residential R30/40/60'.
3. Rezoning Lot 70 Rockingham Road, Hamilton Hill, from 'Residential' with a density code of R20 to 'Local Centre'.
4. Rezoning Lots 9 and 10 Davilak Avenue, Hamilton Hill from 'Residential' with a density code of R20 to 'Local Centre'.
5. Rezoning Lot 52 Rockingham Road, Lot 51 Healy Road, 22 Rockingham Road, 24 Rockingham Road, 26 Rockingham Road, 14 Hardey Street, and 19 Cardigan Street, Hamilton Hill from 'Residential' with a density code of R20 to 'Development'.
6. Introducing a new 'Development Area' (No. 39) over Lot 52 Rockingham Road, Lot 51 Healy Road, 22 Rockingham Road, 24 Rockingham Road, 26 Rockingham Road, 14 Hardey Street, and 19 Cardigan Street, Hamilton Hill and including provisions under Schedule 11 Development Areas of the Scheme as follows—

Ref No.	Area	Provisions
DA39	Rockingham Road	Structure Plan(s) will be required to satisfy to the following objectives— (a) Provide for medium to high density residential development; and (b) Ensure the layout and urban form provides an appropriate interface to adjacent roads, the Primary Regional Road Reservation, existing public open space, and any proposed areas of public open space.

7. Rezoning Lot 1 Southwell Crescent, Hamilton Hill from 'Residential' with a density code of R20 to 'Development'.
8. Introducing 'Development Area' (No. 40) over Lot 1 Southwell Crescent, Hamilton Hill, and including provisions under Schedule 11 Development Areas of the Scheme as follows—

Ref No.	Area	Provisions
DA40	Blackwood Avenue	Structure Plan(s) will be required to satisfy to the following objectives— (a) Provide for medium density residential development; and (b) Ensure the layout and urban form provides an appropriate interface to adjacent roads and the Primary Regional Road Reservation.

9. Amending Sections 5.4.4 (b) and (c) of the Scheme by removing reference to the 'R30/40 split coded areas', and replacing with reference to 'split coded areas'.
10. Amending Section 5.4.4 (c) of the Scheme by removing reference to 'R40' and replacing with 'the split code'.
11. Rezoning Lot 133 Arthur Street, Hamilton Hill, from 'Local Reserve—Lakes and Drainage' to 'Residential R30/40'.
12. Reclassifying Reserve No. 37398 Tolley Court, Hamilton Hill, from 'Local Reserve—Parks and Recreation' to 'Residential R30/40/60'.
13. Amending the Scheme Map accordingly.

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

SALARIES AND ALLOWANCES TRIBUNAL

SA401*

SALARIES AND ALLOWANCES ACT 1975

DETERMINATION OF THE SALARIES AND ALLOWANCES TRIBUNAL, PURSUANT TO SECTION 5A OF THE *SALARIES AND ALLOWANCES ACT 1975*

Remuneration of the Governor

Section 5A (1) of the *Salaries and Allowances Act 1975* (the Act) requires that, "The Premier shall, before an appointment is made to the office of Governor, request the Tribunal to inquire into, and determine, the remuneration to be paid to the Governor."

The Premier made a request, dated 17 July 2014, in accordance with Section 5A (1).

Section 5A (3) of the Act states that the "Tribunal may, in complying with a request made under subsection (1), in its determination specify a method of altering from time to time the remuneration payable to the Governor during the subsistence of the appointment referred to in that subsection."

In making this determination the Tribunal considered a range of factors including the remuneration paid to Vice-Regal office holders at the Commonwealth and State levels and a range of economic indices.

Consistent with previous remuneration provided to Governors, this determination includes provision for a motor vehicle to be provided for the Governor's business and personal use, an expense of office allowance and retirement benefits to be paid to the Governor upon leaving the office for costs, such as travel and administrative needs, related to their service as Governor.

DETERMINATION

Pursuant to Section 5A of the *Salaries and Allowances Act 1975*, the Salaries and Allowances Tribunal determines the remuneration to be paid to the Governor of Western Australia as hereunder follows with effect on and from the date on which the Governor is appointed.

PART 1—SALARY

1.1 The Tribunal, having conducted its inquiries, determines that the remuneration for the office of Governor shall be \$446,000 per annum, inclusive of personal leave.

1.2 This rate shall be adjusted annually on each anniversary of the Governor's appointment at the same percentage as adjustments made to judicial salaries during the preceding 12 months, as recommended in the Tribunal's reports issued pursuant to section 7 of the *Salaries and Allowances Act 1975*.

PART 2—EXPENSE OF OFFICE ALLOWANCE

2.1 In consideration of the obligations of a Governor to effectively undertake Vice Regal duties, an expense of office allowance shall be provided to be utilised at the Governor's discretion.

2.2 The expense of office allowance shall be paid at the rate of 10% per annum of the salary of the Governor and shall be adjusted according to the method set out in Part 1 of this determination.

2.3 The terms and conditions relevant to this Part of the determination are set out in section 1 of Schedule 1 below.

PART 3—MOTOR VEHICLE

3.1 The Governor is entitled to a motor vehicle for personal use provided through State Fleet leasing arrangements.

3.2 The notional value of the vehicle lease per annum shall be the value recommended from time to time by the Tribunal for the lease of a motor vehicle accessible by the Chief Justice of Western Australia.

3.3 The terms and conditions relevant to this Part of the determination are set out in sections 2 and 3 of Schedule 1 below.

PART 4—POST-TERM EXPENSE ALLOWANCE

4.1 In consideration of the cost of meeting obligations arising from the Governor's term of office, a post-term expense allowance shall be provided to the Governor upon the conclusion of his/her term of office.

4.2 The post-term expense allowance shall be provided a sum equal to 10% of the Governor's salary at the date of retirement from office.

Dated at Perth on 12 August 2014.

W. S. COLEMAN AM,
Chairman.

C. A. BROADBENT,
Member.

B. J. MOORE,
Member.

Salaries and Allowances Tribunal.

SCHEDULE 1

Pursuant to Section 5A of the *Salaries and Allowances Act 1975*, the Salaries and Allowances Tribunal determines the terms and conditions applicable to Part 2 and 3 of this determination for the remuneration to be paid to the Governor of Western Australia.

Section 1—Terms and Conditions for the Expense of Office Allowance

1.1 The Governor may elect to have the expense of office allowance paid with salary fortnightly or monthly as the case may be, or to have the expense of office allowance held in trust by the Governor's Establishment to be used on a draw-down basis. Any unexpended balance of the expense of office allowance at the end of each year of the Governor's service shall be paid to the Governor.

1.2 If the Governor retires prior to an anniversary date of appointment, the expense of office allowance will be paid on a pro-rata basis.

Section 2—Terms and Conditions for a Leased Vehicle

2.1 The vehicle (being part of the Government-owned State Fleet) should be managed in accordance with the policies and conditions established and amended from time to time by the Department of Finance (the effective owner of the State Fleet). Applicable terms and conditions are currently set out in the document "State Fleet—Agency General Agreement".

2.2 Although the cost of the vehicle is centrally funded, as a consequence of it being a benefit determined under the *Salaries and Allowances Act 1975*, arrangements for the provision of the vehicle remain an administrative responsibility of the Governor's Establishment to manage in a cost effective manner based on individual usage patterns.

2.3 The motor vehicle leased for the Governor shall not be changed prior to the expiration of the lease.

2.4 Where the total cost of leasing the chosen vehicle and accessories exceeds the maximum cost of the motor vehicle benefit determined in Part 3 above, the additional cost must be borne by the Governor. This includes the purchase cost of any accessories and the installation cost and removal costs if required, before disposal of the vehicle.

2.5 Where the total cost of leasing the chosen vehicle and accessories is less than the maximum cost of the motor vehicle benefit determined in Part 3 above, the difference in cost to Government is to be paid fortnightly or monthly as part of the Governor's remuneration.

2.6 The method of determining whether an additional contribution must be made by the Governor or the surplus paid as part of salary, shall be based on the actual cost to Government of the vehicle sought (using the formula detailed below), compared with the value determined for the benefit in Part 3 of this determination. The cost at the time of entering into the lease is applicable.

2.7 The notional lease value must include the lease cost, Fringe Benefits Tax (FBT) and all other operating costs based on the relevant figure of nominated kilometres to be travelled annually. The formula to be adopted in valuing the motor vehicle is—

$L + R + aD + \text{FBT} + I + \text{LCT}$, where—

L	=	Lease payments
R	=	Registration costs
a	=	Running cost per kilometre
D	=	nominated annual kilometres
FBT	=	Fringe Benefits Tax
I	=	Insurance
LCT	=	Luxury car tax

2.8 FBT is costed at applicable Australian Taxation Office rates. FBT is costed at purchase price (including GST) x Statutory fraction x Gross up (2.0802) x FBT rate (0.470).

Section 3—Purchase of a Leased Vehicle

3.1 At the end of the Governor's term of office, a Governor may elect to purchase the vehicle leased under the provisions of Part 3, at a cost determined by State Fleet, Department of Finance.

Dated at Perth on 12 August 2014.

W. S. COLEMAN AM,
Chairman.

C. A. BROADBENT,
Member.

B. J. MOORE,
Member.

Salaries and Allowances Tribunal.

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Notice to debtors and creditors in the Estate of Adrian Peter Flanagan, also known as Aron Peter Coombe, late of 19 Hicks Way, Hillarys, Western Australia, who died on 10 February 2013, are required to send their claims to the Administrator Bronwyn Tierney, PO Box 2149, Warwick 6024 within 30 days, after which the Administrator may convey or distribute the assets having regard only to the claims of which notice has been given.

B. TIERNEY.

ZX402

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

William Wallace Walker, late of 37a Yougenup Road, Gnowangerup, 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 between 31 October 2013 and 1 November 2013, are required by the trustee of the late William Wallace Walker of care of Philip Wyatt Lawyer, PO Box 1026, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 1st day of September 2014.

PHILIP WYATT LAWYER.

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Within WA.....	377.00
Interstate	420.00
Overseas	488.00
Half Calf Bound Statutes	1,041.00

Loose Statutes

Statutes are posted weekly as they become available.

	\$
Within WA.....	405.00
Interstate.....	420.00

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Bills are posted weekly as they become available.

	\$
Within WA	557.00
Interstate	586.00

CLAIMS FOR MISSING SUBSCRIPTION ITEMS

For a claim to be recognised as valid, written notification must be lodged at State Law Publisher, 10 William Street, Perth 6000 within 28 days of publication of the missing item.

Claims lodged after this period will not be recognised and will attract payment in full.

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Government of **Western Australia**
Department of the **Premier and Cabinet**
State Law Publisher



CLOSURE OF **COUNTER SALES**

As of **Monday 6th January 2014**, counter sales at State Law Publisher were closed.

Orders for publications will need to be lodged and pre-paid by telephone, email, post/mail or online at www.slp.wa.gov.au

Pre-paid orders can still be picked up personally or by courier from the basement at 10 William Street, Perth, if required.

Government Gazette notices can still be lodged in person at the basement.

All telephone and facsimile contact details have remained the same.

Sales and General Inquiries: 6552 6000

Government Gazette Publishing Inquiries: 6552 6012

Facsimile Number

Sales and *Government Gazette* copy: 9321 7536

Email

Sales: sales@dpc.wa.gov.au

Government Gazette: slp@dpc.wa.gov.au

Website: www.slp.wa.gov.au
