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## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR EASTER 2015

A gazette will be published at noon on **Thursday 2nd April**  
closing time for copy is Wednesday 1st April at noon.

A gazette will be published at noon on **Friday 10th April**  
closing time for copy is Wednesday 8th April at noon.

**The Gazette will not be published on Tuesday 7th April.**

# — PART 1 —

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## CONSERVATION

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CO301\*

Conservation and Land Management Act 1984

### Conservation and Land Management Amendment Regulations 2015

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

**1. Citation**

These regulations are the *Conservation and Land Management Amendment Regulations 2015*.

**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 *Conservation and Land Management Regulations 2002*.

**4. Regulation 2 amended**

- (1) In regulation 2 delete the definition of **mooring**.
- (2) In regulation 2 insert in alphabetical order:

**mooring** means any structure or apparatus (other than a vessel's anchor that is retrieved by the vessel when not in use) to which a floating vessel may be secured by a chain, cable, wire or rope, whether or not the structure or apparatus is itself beyond the shores of the water;

**public mooring** means a mooring designated as a public mooring under regulation 60A(1);

**temporary mooring area** means —

- (a) an area declared under regulation 6(1)(a) to be a designated area for the purposes of regulation 60B; or

- (b) an area designated by sign as a temporary mooring area;

*tender* means an auxiliary vessel that is used as a life boat or means of transportation between the parent vessel and another location or for both those purposes;

**5. Regulation 6 amended**

- (1) Delete regulation 6(1)(a) and insert:

- (a) declare an area of CALM land to be a designated area for the purposes of any regulation listed in the Table relating to an activity listed opposite that regulation; and

- (2) At the end of regulation 6(1) insert:

**Table**

Regulation	Activity
16	bringing dogs onto land
17	bringing horses onto land
21(3)	discharging sewage from vessels
33	abseiling
51	driving or using vehicles
51A	riding bicycles
60B	mooring vessels
61A	operating vessels in nature reserves
66	camping

**6. Regulation 59 amended**

- (1) Delete regulation 59(1) and (2) and insert:

- (1) A person must not, without lawful authority —
  - (a) install a mooring on CALM land; or
  - (b) allow a mooring which the person owns or apparently controls to remain on CALM land.

Penalty: a fine of \$2 000.

- (2) A person must not secure a vessel, or allow it to remain secured, to a mooring that is on CALM land without lawful authority.

Penalty: a fine of \$1 000.

- (3A) A person must not, without lawful authority, allow a moored vessel to be on CALM land.

Penalty: a fine of \$1 000.

- (2) In regulation 59(3) delete “in waters” (each occurrence).

**7. Regulations 60A and 60B inserted**

After regulation 59 insert:

**60A. Public moorings**

- (1) The CEO may designate a mooring as a public mooring by a sign attached to the mooring.
- (2) A mooring may be designated as a public mooring at all times or during a period or periods specified on the sign.
- (3) The sign that is attached to a public mooring must indicate —
- (a) the period or periods during which the mooring is a public mooring; and
  - (b) the conditions, if any, that apply to the use of the mooring.
- (4) A person has lawful authority to secure a vessel, or allow it to remain secured, to a public mooring if the person complies with the conditions specified on a sign attached to the mooring.

Penalty: a fine of \$2 000.

**60B. Temporary mooring areas**

A person has lawful authority to moor a vessel in a temporary mooring area in accordance with conditions specified on signs erected in or in the vicinity of that area for the purposes of regulation 6(3) or signs designating the area as a temporary mooring area.

**8. Regulation 60 amended**

- (1) After regulation 60(1) insert:

- (2A) A person must not anchor a vessel, or allow a vessel to remain anchored, on CALM land if the vessel lies in a

position where part of the vessel, or a tender attached to it, is closer than 50 metres to a mooring that is on CALM land.

Penalty: a fine of \$1 000.

- (2) In regulation 60(2) delete “Subregulation (1) does” and insert:

Subregulations (1) and (2A) do

**9. Regulation 61B inserted**

After regulation 61A insert:

**61B. CEO may limit speed of vessels**

- (1) In this regulation —  
*specified* means specified in a notice referred to in subregulation (2).
- (2) The CEO may, by notice published in the *Gazette*, limit the speed of any specified class or classes of vessel in any specified area of waters on CALM land.
- (3) The CEO is to ensure that signs are erected in, or in the vicinity of, each specified area indicating the speed limits that apply in the area and the class or classes of vessel to which the speed limits apply.
- (4) A person must not operate a vessel in a specified area at a speed exceeding the specified limit for a vessel of that class.

Penalty: a fine of \$2 000.

**10. Regulation 63 amended**

In regulation 63 delete “in waters”.

**11. Part 7 Divisions 4 and 5 inserted**

At the end of Part 7 insert:

**Division 4 — Rental mooring licence**

**98AA. Terms used**

In this Division —

*licence holder* means the holder of a licence granted under regulation 98AC;

*rental mooring* means a mooring designated as a rental mooring under regulation 98AB;

***rental mooring licence*** means a licence granted under regulation 98AC.

**98AB. CEO may designate rental mooring**

- (1) The CEO may, by notice published in the *Gazette*, designate a mooring (other than a public mooring) that is on CALM land as a rental mooring.
- (2) A mooring may be declared to be a rental mooring at all times or during a period or periods specified in the notice.
- (3) The CEO may, by notice published in the *Gazette*, amend or revoke any previous notice published under this regulation.
- (4) A notice published under this regulation takes effect on such day after publication as is specified in the notice.

**98AC. Rental mooring licence**

- (1) In this regulation —  
***specified*** means specified in a licence.
- (2) The CEO may grant a licence authorising the use of a specified rental mooring by a specified vessel for a specified period.

**98AD. Application for rental mooring licence**

An application for a rental mooring licence must specify —

- (a) the rental mooring to which the application relates; and
- (b) particulars of the vessel to which the application relates; and
- (c) the period for which the licence is sought.

**98AE. Duration of rental mooring licence**

Subject to this Part, a rental mooring licence remains in force for the period specified in the licence.

**98AF. Conditions**

- (1) A rental mooring licence may be granted subject to such conditions as the CEO thinks fit including conditions as to —
  - (a) the manner in which the specified vessel may be secured to the mooring; and
  - (b) the payment of any charge in respect of the use of the land on which the mooring is located.

- (2) If a rental mooring licence is granted subject to conditions, those conditions —
  - (a) are to be endorsed upon or attached to the licence when granted; and
  - (b) may be added to, cancelled, suspended and otherwise varied by the CEO from time to time during the operation of the licence.
- (3) A licence holder must not contravene a condition endorsed upon or attached to the licence.  
Penalty: a fine of \$1 000.

**98AG. Cancellation of licence at request of licence holder**

- (1) The licence holder may request the CEO to cancel a rental mooring licence.
- (2) On a request made under subregulation (1) the CEO must cancel the licence and may refund to the licence holder, in whole or in part, the charge paid in respect of the licence if the CEO considers it appropriate to do so in the circumstances.

**98AH. Damage to rental mooring**

- (1) If a rental mooring is damaged or destroyed (the *loss*) during the period specified in a rental mooring licence in respect of that rental mooring, the cost of repair or replacement is a debt due to the State by the licence holder and is recoverable in a court of competent jurisdiction unless the person can show that —
  - (a) the loss was caused by the act or omission of some other person; and
  - (b) the licence holder could not have prevented the loss by the exercise of responsible care.
- (2) For the purposes of subregulation (1), the loss is taken to have occurred during the period specified in the licence if —
  - (a) the mooring is found to be damaged or destroyed at the end of the period specified in the licence; and
  - (b) the licence holder did not report the loss to the CEO at the commencement of the period specified in the licence.

**Division 5 — Private mooring licence**

**98AI. Terms used**

- (1) In this Division —  
*current inspection report* has the meaning given in subregulation (2);



***inspection report*** means a report about the condition of a mooring prepared by a person approved by the CEO after the person has inspected the mooring;

***licence holder*** means the holder of a private mooring licence for a mooring;

***licensed mooring*** means a mooring for which a private mooring licence is in force;

***mooring licence area*** means an area declared under regulation 98AJ to be a mooring licence area;

***private mooring*** means a mooring on CALM land that is not —

- (a) a public mooring; or
- (b) a rental mooring; or
- (c) a mooring that is approved by the CEO for use in connection with a commercial operations licence;

***private mooring licence*** means a licence under this Division.

- (2) An inspection report is current for the period of 12 months commencing on the day the mooring is inspected.

#### **98AJ. Mooring licence areas**

- (1) The CEO may, by notice published in the *Gazette*, declare an area of CALM land specified in the notice to be a mooring licence area.
- (2) A notice published under this regulation takes effect on such day after publication as is specified in the notice.

#### **98AK. Private mooring licence**

The CEO may grant a licence for either or both of the following purposes —

- (a) to install a private mooring in a mooring licence area;
- (b) to own and control a private mooring located in a mooring licence area.

#### **98AL. Effect of private mooring licence**

- (1) A licensed mooring is authorised to be in a mooring licence area.
- (2) A licence holder is authorised to use a licensed mooring in accordance with a private mooring licence that is in force for the mooring.
- (3) A person who has the written consent of the licence holder is authorised to use a licensed mooring in

accordance with a private mooring licence that is in force for the mooring.

- (4) A person referred to in subregulation (3) must have in his or her possession the written consent of the licence holder at any time the person has a vessel secured to the mooring.

Penalty: a fine of \$1 000.

**98AM. Application for private mooring licence**

- (1) An application for a private mooring licence must specify —
- (a) the location of the mooring or proposed mooring in a form approved by the CEO; and
  - (b) particulars of the purposes for which the mooring or proposed mooring is to be used, including particulars of each vessel or class of vessel that may be secured to the mooring; and
  - (c) if the applicant is not a natural person, the name, address and telephone numbers of a natural person who may be contacted on behalf of the applicant in relation to the mooring.
- (2) The applicant must provide the CEO, or a person nominated by the CEO, with any assistance that the CEO or the person requires to inspect the mooring.

**98AN. Grant of private mooring licence**

The CEO may grant a private mooring licence for a mooring or a proposed mooring if the CEO is satisfied that the mooring or proposed mooring —

- (a) is suitable for each vessel or class of vessel that may be secured to the mooring; and
- (b) does not constitute a danger or interfere with the navigation of other craft or any other usage of the land on which the mooring is, or is to be, located.

**98AO. Private mooring licence not transferable**

A private mooring licence is not transferable.

**98AP. Duration of private mooring licence**

Subject to this Part, a private mooring licence remains in force for the period specified in the licence.

**98AQ. Renewal of private mooring licence**

- (1) A licence holder may apply to the CEO for renewal of a licence.

- (2) An application for renewal must be —
  - (a) in a form approved by the CEO; and
  - (b) accompanied by the appropriate fee specified in Schedule 1 Division 8 (if any); and
  - (c) accompanied by a current inspection report in respect of the mooring.
- (3) The applicant must provide the CEO, or a person nominated by the CEO, with any assistance that the CEO or the person requires to inspect the mooring.
- (4) The CEO may renew a private mooring licence if the CEO is satisfied that the mooring is in good condition and repair.

**98AR. Conditions**

- (1) A private mooring licence may be granted or renewed subject to such conditions as the CEO thinks fit including conditions as to —
  - (a) the class or description of vessel that may be secured to the mooring; and
  - (b) the manner in which a vessel may be secured to the mooring; and
  - (c) the payment of any charge in relation to the use of the land on which the mooring is located.
- (2) If a private mooring licence is granted or renewed subject to conditions, those conditions —
  - (a) are to be endorsed upon or attached to the licence when granted or renewed, as the case may be; and
  - (b) may be added to, cancelled, suspended and otherwise varied by the CEO from time to time during the operation of the licence.
- (3) A licence holder must not contravene a condition endorsed upon or attached to the licence.  
Penalty: a fine of \$1 000.

**98AS. Form of licence**

A licence for a private mooring must be in a form approved by the CEO and must contain the following information —

- (a) the location of the mooring;
- (b) the name of the licence holder;
- (c) particulars of each vessel or each class of vessel authorised to use the mooring;
- (d) the period for which the licence is granted.

**98AT. Private moorings to be maintained**

- (1) It is a condition of a licence to use a private mooring that the licence holder must maintain the mooring in good condition and repair.
- (2) The CEO may, by notice in writing, require a licence holder to provide a current inspection report for the licensed mooring.
- (3) The licence holder must comply with a notice under subregulation (2) within the time specified in the notice.

Penalty: a fine of \$1 000.

**98AU. Requirement to repair, relocate or remove private mooring**

- (1) The CEO may, by notice in writing, require a licence holder to repair the licensed mooring within a specified time if the CEO considers that the mooring has deteriorated to the extent that it is dangerous, unusable or in need of repair.
- (2) The CEO may, by notice in writing, require a licence holder, or a person who was a licence holder, to relocate or remove the licensed mooring within a specified time if —
  - (a) the CEO cancels the licence; or
  - (b) the licence holder surrenders the licence; or
  - (c) the relocation or removal is necessary to comply with any management plan for the land on which the mooring is located; or
  - (d) the CEO considers that it is in the public interest for the mooring to be relocated or removed.

- (3) A person to whom a notice is given under subregulation (1) or (2) must comply with the requirements specified in the notice within the time specified in the notice.

Penalty: a fine of \$2 000.

- (4) A mooring that is not relocated or removed within the period specified in a notice given under subregulation (2) is, on the expiry of that period, forfeited to the Crown and may be destroyed, sold or otherwise disposed of as directed by the CEO.

**98AV. Cancellation of private mooring licence**

- (1) The CEO may, by written notice given to the licence holder, cancel a private mooring licence if —
  - (a) the licence holder ceases to own, or no longer appears to control, the mooring; or
  - (b) the licence holder fails to provide an inspection report for the mooring in accordance with regulation 98AT(2); or
  - (c) the licence holder fails to comply with a requirement under regulation 98AU(1) or (2).
- (2) The powers of the CEO referred to in subregulation (1) are in addition to, and do not derogate from, the powers referred to in regulation 86(1).

**98AW. Giving notice of change of registered particulars**

A licence holder must, within 7 days, notify the CEO of any alteration in the particulars of the licensed mooring, including any change of address or telephone number of the licence holder or the natural person who may be contacted on behalf of a body corporate or partnership.

Penalty: a fine of \$1 000.

**98AX. Surrender of private mooring licence**

- (1) A licence holder may by notice in writing to the CEO surrender a licence.
- (2) A licence holder who surrenders a licence is not entitled to the refund of any fees paid in respect of a period after the date of surrender.

**12. Schedule 1 amended**

In Schedule 1 Division 8 after item 5 insert:

6. Application for private mooring licence (r. 83) 50.00

**13. Schedule 2 amended**

In Schedule 2 Division 2:

- (a) in item 47a delete “installing” and insert:  
  
having
- (b) after item 48 insert:

(c) after item 50 insert:

50A.	60A(4)	Failure to comply with conditions of use of public mooring	200
50B.	60(2A)	Anchoring vessel within 50 metres of mooring	100

(d) after item 51a insert:

51AA.	61B(4)	Operating vessel in excess of speed limit	200
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(e) after item 68 insert:

68A.	98AF(3)	Contravention of condition of rental mooring licence	100
68B.	98AL(4)	Failing to have written consent of licence holder in possession	100
68C.	98AR(3)	Contravention of condition of private mooring licence	100
68D.	98AT(3)	Failing to provide inspection report for mooring	100
68E.	98AU(3)	Failing to comply with a requirement to repair, relocate or remove a private mooring	200
68F.	98AW	Failing to notify change of particulars for private mooring licence	100

R. KENNEDY, Clerk of the Executive Council.

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## LOCAL GOVERNMENT

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LG301\*

### LOCAL GOVERNMENT ACT 1995

*City of Fremantle*

#### PLASTIC BAG REDUCTION LOCAL LAW 2015

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Fremantle resolved on 25 February 2015 to make the following local law.

#### 1. Citation

This local law may be cited as the *City of Fremantle Plastic Bag Reduction Local Law 2015*.

#### 2. Commencement

This local law comes into operation 180 days after the date of its publication in the *Government Gazette*.

#### 3. Application

This local law shall apply throughout the district.

#### 4. Definitions

In this local law unless the context otherwise requires—

**Act** means the *Local Government Act 1995*;

**alternative shopping bag** means—

- (a) a biodegradable bag;
- (b) a reusable plastic bag; or
- (c) any other shopping bag that is not a single use plastic shopping bag;

**AS** means Australian Standard as published by Standards Australia;

**authorised person** means a person authorised by the local government under section 9.10 of the Act to administer or enforce the local law;

**biodegradable bag** means a carry bag comprised of material of a type that has been assessed and tested in accordance with the relevant standard and can, in accordance with the relevant standard, be designated as compostable;

**district** means the district of the local government;

**local government** means the City of Fremantle;

**Regulations** means the *Local Government (Functions and General) Regulations 1996*;

**relevant standard** means AS 4736/2006 Biodegradable plastics—Biodegradable plastics suitable for composting and other microbial treatment as amended from time to time;

**retailer** means a person selling retail goods;

**reusable plastic bag** means a carry bag—

- (a) the body of which comprises (in whole or in part) polyethylene, polypropylene or polyethylene terephthalate with a thickness of 60 microns or more; and
- (b) that includes handles;

**Schedule** means a schedule to this local law; and

**single use plastic shopping bag** means—

- (a) a carry bag—
  - (i) the body of which comprises (in whole or in part) polyethylene, polypropylene or polyethylene terephthalate with a thickness of less than 60 microns; and
  - (ii) that includes handles;

but does not include—

- (b) a biodegradable bag;
- (c) a reusable plastic bag; or
- (d) a plastic bag that constitutes, or forms an integral part of, the packaging in which goods are sealed prior to sale.

#### 5. Retailer not to provide single use plastic shopping bag

(1) A retailer shall not provide a single use plastic shopping bag to a customer as a means of carrying goods purchased, or to be purchased, from the retailer.

(2) It is a defence to a charge under subclause (1) if the retailer proves that he or she believed on reasonable grounds that the bag was not a single use plastic shopping bag.

(3) The prohibition contained in subclause (1) applies whether or not a fee is charged to the customer for provision of a single use plastic shopping bag.

(4) Subclause (1) shall not prevent a retailer from providing an alternative shopping bag to a customer as a means of carrying goods purchased, or to be purchased, from the retailer.

#### 6. Person must not represent that supplied single use plastic shopping bag is not a single use plastic shopping bag

A person who is in the business of selling or providing plastic bags to retailers shall not sell, supply or provide a bag to a retailer knowing that it is a single use plastic shopping bag if prior to, or in the course of, selling, supplying or providing the bag, the person represents to the retailer that the bag is not a single use plastic shopping bag.

#### 7. Offences and general penalty

(1) Any person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.

(2) Any person who commits an offence under this local law is liable, upon conviction, to a penalty not exceeding \$2,500, and if the offence is of a continuing nature, to an additional penalty not exceeding \$250 for each day or part of a day during which the offence has continued.

**8. Prescribed offences**

(1) An offence against a clause specified in Schedule 1 is a prescribed offence for the purposes of section 9.16(1) of the Act.

(2) The amount of the modified penalty for a prescribed offence is that specified adjacent to the clause in Schedule 1.

(3) For the purpose of guidance only, before giving an infringement notice to a person in respect of the commission of a prescribed offence, an authorised person should be satisfied that—

- (a) commission of the prescribed offence is a relatively minor matter; and
- (b) only straightforward issues of law and fact are involved in determining whether the prescribed offence was committed, and the facts in issue are readily ascertainable.

**9. Form of notices**

For the purposes of this local law—

- (a) the form of the infringement notice given under section 9.16 of the Act is that of Form 2 in Schedule 1 of the Regulations; and
- (b) the form of the notice referred to in section 9.20 of the Act is that of Form 3 in Schedule 1 of the Regulations.

*Schedule 1***PRESCRIBED OFFENCES**

(Clause 8)

Clause	Description	Modified Penalty \$
5(1)	Provision of single use plastic shopping bag by retailer	\$150
6	Representing to retailer that supplied single use plastic shopping bag is not a single use plastic shopping bag	\$250

Dated this 5th day of March 2015.

The Common Seal of the City of Fremantle was hereunto affixed by authority of a resolution of the Council in the presence of—

B. PETTITT, Mayor.  
G. MacKENZIE, Chief Executive Officer.

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**RACING, GAMING AND LIQUOR**

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RA301\*

Liquor Control Act 1988

**Liquor Control (Yakanarra Restricted Area)  
Amendment Regulations 2015**

Made by the Lieutenant-Governor and deputy of the Governor in  
Executive Council on the recommendation of the Minister.

**1. Citation**

These regulations are the *Liquor Control (Yakanarra Restricted Area) Amendment Regulations 2015*.



**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 *Liquor Control (Yakanarra Restricted Area) Regulations 2010*.

**4. Regulation 9 amended**

In regulation 9 delete “on the day 5 years after the day referred to in regulation 2(b).” and insert:

at the close of 30 April 2018.

R. KENNEDY, Clerk of the Executive Council.

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## — PART 2 —

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### CONSUMER PROTECTION

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CP401\*

**ASSOCIATIONS INCORPORATION ACT 1987**

**REINSTATED ASSOCIATION**

WA Racing Trainers' Association Inc—A1003691H

Notice is hereby given that the incorporation of the above-named association has been re-instated pursuant to Section 35(4) of the *Associations Incorporation Act 1987*.

Dated: 19 March 2015.

DAVID HILLYARD, Director, Retail and Services for  
Commissioner of Consumer Protection.

CP402\*

**ASSOCIATIONS INCORPORATION ACT 1987**

**REINSTATED ASSOCIATION**

Alumina Quality Workshop (Inc.)—A1000459D

Notice is hereby given that the incorporation of the above-named association has been re-instated pursuant to Section 35(4) of the *Associations Incorporation Act 1987*.

Dated: 19 March 2015.

DAVID HILLYARD, Director, Retail and Services for  
Commissioner of Consumer Protection.

CP403\*

**ASSOCIATIONS INCORPORATION ACT 1987**

**REINSTATED ASSOCIATION**

The Highland Pipers' Society of Western Australia Inc.—A0821935P

Notice is hereby given that the incorporation of the above-named association has been re-instated pursuant to Section 35(4) of the *Associations Incorporation Act 1987*.

Dated: 19 March 2015.

DAVID HILLYARD, Director, Retail and Services for  
Commissioner of Consumer Protection.

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### ENERGY

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EN401\*

**GAS STANDARDS ACT 1972**

**GAS STANDARDS (GAS APPLIANCES) ORDER 2015**

Made by the Director of Energy Safety under section 13H of the Act.

**1. Citation**

This order is the *Gas Standards (Gas Appliances) Order 2015*.

**2. Commencement**

This order comes into operation on the day on which this order is published in the *Gazette*.

**3. Terms used**

In this order unless the contrary intention appears—

**portable butane canister 'lunchbox' cooker Class 1** means a portable gas appliance known as—

- (a) Auscrown (model AD90);
- (b) Campmaster (model CM 2250);
- (c) Gasmate (model PC2080);
- (d) Home Essentials (model BDZ-168);
- (e) Illusion (model U-Bute);
- (f) Oztrail (model OZ2160).

**portable butane canister 'lunchbox' cooker Class 2** means a portable gas appliance listed in the following table—

**Table**

<b>Description</b>	<b>Model</b>	<b>Description</b>	<b>Model</b>
Adventuridge	509245	Bai Hui Portable Camping Stove	Not available
Campmaster	CM2200S	Campmaster	CM2270
Companion	COMP523	Excalibur	BC1080
Five Star	MS-2000	Gasmate	Plus MS-2000
Gasmate	BC1080	Gasmate	PC1070
Gasmaster	BC1080	Home Essentials	BDZ-163S
House Brand	509245	Jackaroo	BC1080
Jackaroo	PL-121	Jumbuck	BC1080
Kookaburra	ST0990	My Collection	Not available
Primus	2240	Primus	2271
Primus	TLB-102L	Primus (Double Burner)	2282
Red Desert	509230	Red Stone	Not available
Soinifex	7027612		

**4. Class of gas appliance to which this order applies**

This order applies to portable butane canister 'lunchbox' cooker gas appliances Class 1 and 2 as described above.

**5. Gas appliance not to be sold, hired or used**

The sale, hire or use of a portable butane canister 'lunchbox' cooker Class 1 gas appliance to which this order applies is prohibited.

**6. Gas appliance not to be sold or hired**

The sale or hire of a portable butane canister 'lunchbox' cooker Class 2 gas appliance to which this order applies is prohibited.

KEN BOWRON, Director of Energy Safety.

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## JUSTICE

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JU401\*

### JUSTICES OF THE PEACE ACT 2004

#### RESIGNATIONS

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

Mr Larry Graham of Toodyay WA

Mr Leonard Clifford Keynes of Belmont WA

Mr Ian Thomas Leeson of Goomalling WA

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

RAY WARNES, Executive Director,  
Court and Tribunal Services.

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## LOCAL GOVERNMENT

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LG401\*

### *SHIRE OF AUGUSTA MARGARET RIVER* APPOINTMENTS

It is hereby notified for public information that the Shire of Augusta Margaret River has appointed the following officer—

Michael Bradley Molyneux—Ranger Coordinator

as an Authorised Person of the Shire of Augusta-Margaret River pursuant to the following—

Part XX of the Local Government (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger.

Section 3.37-3.48, 9.10, 9.16, of the Local Government Act 1995;

Dog Act 1976 (as amended) and Regulations (as amended);

Control of Vehicles (Off-road Areas) Act 1978 (as amended) and Regulations;

Litter Act 1979 (as amended) and Regulations;

Bush Fires Act 1954 (as amended) and Regulations;

Caravan Parks and Camping Grounds Act 1995 (as amended) and Regulations 1997;

Cat Act 2011 and Regulations (as amended)

All Shire of Augusta Margaret River Local Laws.

The following persons has been appointed as a Registration Officers pursuant to the Dog Act 1976 (as amended) and the Cat Act 2011 (as amended)—

Catherine Rose—Customer Service Officer

All existing appointments are in effect until such time as the Council or CEO determines to revoke any authorisation stated or upon cessation of employment of the authorised officer with the Shire of Augusta Margaret River.

GARY EVERSHED, Chief Executive Officer.

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## MARINE/MARITIME

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MA401\*

### WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958 RESTRICTED SPEED AREAS—ALL VESSELS City of Belmont River Festival 2015

Department of Transport,  
Fremantle WA, 24th March 2015.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982* the department by this notice revokes Notice MA401 as published in the *Government Gazette* on 27 March 2012 relating to the 5 knot speed restriction applicable from 400m downstream of Ron Courtney Island to 400m upstream of Ron Courtney Island, Swan River.

Also, acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, the department by this notice permits water skiing within the same designated area as stated above.

Also, acting pursuant to the powers conferred by Regulation 10A(b) of the *Navigable Waters Regulations 1958*, the department by this notice prohibits swimming within the same designated area as stated above.

These amendments are only applicable between the hours of 11:00 am and 15:30 pm on Sunday 29 March 2015 and the speed limit change is only applicable to bona fide vessels associated with the City of Belmont River Festival 2015 water ski display.

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

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**PLANNING**

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**PL101\*****CORRECTION**  
**PLANNING AND DEVELOPMENT ACT 2005***Shire of Gingin*

Local Planning Scheme No. 9

Ref: TPS/1090

It is hereby notified for public information that the notice under the above Local Planning Scheme published at page 4589 of the *Government Gazette* No. 170 dated 27 September 2012, contained an error which is now corrected as follows—

The error is corrected with the following change to Scheme Map 6—

1. Zoning Lot 101 (CT: 2122/585), Lot 102 (CT: 2122/586), Lot 103 (CT: 2122/587), Lot 104 (CT: 2122/588), Lot 105 (CT: 2122/589), Lot 106 (CT: 2122/590) and Lot 102 (CT: 2140/909) UNNAMED and Lot 107 and 108 Coongabidgee Road and Lot 109 Range Road, Coonabidgee to 'Rural Living'.
2. Zoning Lots 51, 52, 53, 54, 55 and 56 Gingin Brook Road, Lot 57 (CT: 2533/449), Lot 62 (CT: 2533/451), Lot 63 (CT: 2533/452), Lot 65 (CT: 2533/454), Lot 66 (CT: 2533/455) and Lot 67 (CT: 2533/456) UNNAMED and Lots 58, 59, 60, 61 and 68 Sandringham Road and Lot 64 Muckenburra Road, Muckenburra to 'Rural Living'.

R. JENNINGS, Chief Executive Officer.

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**PL401\*****PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT***City of Bayswater*

Town Planning Scheme No. 23—Amendment No. 9

Ref: TPS/1429

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 Bayswater local planning scheme amendment on 17 March 2015 for the purpose of—

1. amending Clause 5.6.3 (b) (i), dot-point 4 to read as follows—

'The net lettable area of the market stalls and shops shall comprise of separate leaseholders up to a maximum individual leasehold size of 350m<sup>2</sup> NLA, with the exception of no more than six (6) leaseholds with a maximum size of up to 500m<sup>2</sup> NLA and no more than two (2) leaseholds with a maximum size of 1,250m<sup>2</sup>NLA.'

S. ALBERT, Mayor.  
F. LEFANTE, Chief Executive Officer.

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**PL402\*****PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT***City of Belmont*

Town Planning Scheme No. 15—Amendment No. 4

Ref: TPS/1277

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 Belmont local planning scheme amendment on 5 March 2015 for the purpose of—

- i. Deleting clause 5.3.2(2) as follows—

The City may permit the development, or support the subdivision of an existing flexible-coded or R20-coded corner lot to a maximum density of R30 provided—

- (a) All existing improvements which in the opinion of the City is—
  - (i) of low quality or incapable of being upgraded to a standard commensurate with new development or
  - (ii) is poorly sited and fails to maximise opportunities in relation to proposed lot boundaries  
are demolished.
- (b) The lot has frontage to two constructed roads.

- (c) The created lots are not of an irregular shape or can demonstrate that a dwelling can be accommodated on any new lot.
- ii. And inserting amended Clause 5.3.2(2) as follows—
- The City may permit the development, or support the subdivision of an existing flexible-coded or R20 coded corner lot to a maximum density of R30 provided—
- (a) All existing improvements which in the opinion of the City are—
    - (i) of low quality or incapable of being upgraded to a standard commensurate with new development; or
    - (ii) poorly sited and fail to maximise opportunities in relation to proposed lot boundaries are demolished;
  - (b) The existing lot has frontage to two constructed roads; and
  - (c) In the case of proposed lots, they are not of an irregular shape or can demonstrate that a dwelling can be accommodated on any proposed lot.

Development of Multiple Dwellings at the R30 density is not permitted on R20 coded corner lots.

P. MARKS, Mayor.  
S. COLE, Chief Executive Officer.

# PL403\*

## PLANNING AND DEVELOPMENT ACT 2005 APPROVED LOCAL PLANNING SCHEME AMENDMENT

*City of South Perth*

Town Planning Scheme No. 6—Amendment No. 34

Ref: TPS/1179

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 5 March 2015 for the purpose of—

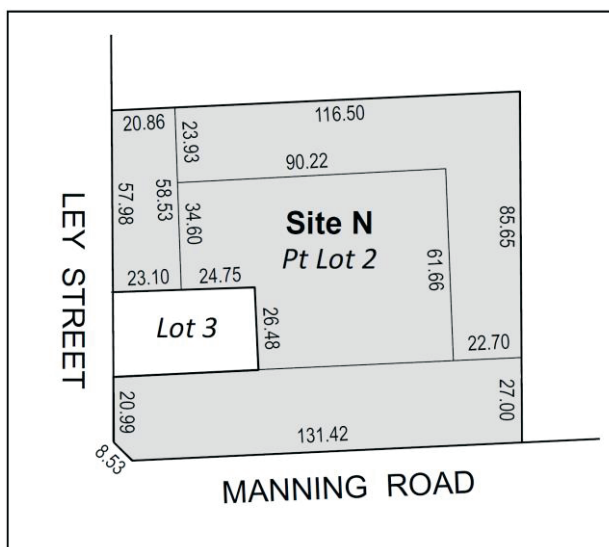
- (a) amending the Scheme Text as follows—
  - (i) in sub-clause (1) of clause 4.3, immediately following paragraph (n), inserting the following new paragraph (o)—
 

“(o) In respect of Site N as defined in sub-clause (10) of clause 5.4, the minimum setback of any dwellings from the Ley Street boundary of the site shall be as specified in sub-clause (10) of clause 5.4.”
  - (ii) in clause 5.4, immediately following sub-clause (9), inserting the following new sub-clause (10)—
 

“(10) (a) In this sub-clause, ‘Site N’ means Part Lot 2 (No. 54) Manning Road, Manning.

(b) Notwithstanding anything contained in this Scheme or the Codes, in respect of Site N, the following development requirements apply—

    - (i) The dimensions of the portions of Site N to which the 14.0 metre, 21.0 metre and 36.0 metre Building Height Limits respectively apply, as shown on the Scheme Map (Building Height Limits) for *Precinct 10 ‘McDougall Park’*, shall be as depicted below—



- (ii) Notwithstanding minimum setbacks prescribed in Table 4 of the Codes, minimum setbacks from the following boundaries of Site N shall apply—
  - (A) Ley Street, in the Residential zone— 4.0 metres;
  - (B) Ley Street, in the Highway Commercial zone—2.0 metres;
  - (C) Manning Road, in the Highway Commercial zone—2.0 metres; and
  - (D) northern and eastern boundaries adjoining land in the Parks and Recreation reserve—2.0 metres.
- (iii) Land in the Residential zone shall only be used for purposes identified in Table 1 as Residential Uses.
- (iv) The development of Shops on Site N shall be restricted as follows—
  - (A) all Shops are to be located on the ground floor of any building; and
  - (B) the plot ratio area of each Shop shall not exceed 500 square metres.
- (v) Car parking shall be provided on Site N as follows—
  - (A) car parking bays for the exclusive use of occupiers of dwellings shall be provided in undercroft garaging concealed from view from any street and from the adjoining Parks and Recreation reserve; and
  - (B) no concession to the number of bays required by Table 6 shall be granted for Residential, Office and Shop uses.
- (vi) The maximum combined plot ratio of Site N is 1.25 for all residential components of the development, irrespective of the zone in which those components are situated, and for any non-residential components situated above ground floor level. In calculating the plot ratio area of the development, non-residential floor area at ground floor level is not included.
- (vii) On the corner of Manning Road and Ley Street, the Council may permit a variation from the Building Height Limit up to a maximum height of 24.5 metres in order to accommodate an architectural feature of exceptional design quality as determined by the Council, which shall fully address the corner and may include plot ratio area.
- (viii) Footpaths and verges in the portions of Manning Road and Ley Street adjacent to Site N are to be paved and landscaped at the expense of the owner of Site N to the extent shown in a Streetscape Improvement Plan to be approved by the Council. This plan is to include tree planting along the Manning Road frontage, and may include undergrounding of power adjacent to the site, and any other streetscape improvements required by the Council.
- (b) reclassifying Part Lot 2 (No. 54) Manning Road, Manning, from the Local Scheme Reserve “Public Purposes (Telstra)” to the “Residential” and “Highway Commercial” zones as depicted on the Scheme Amendment Map (Zoning) for Precinct 10 ‘McDougall Park’, and allocating a density coding of R160 to that land;
- (c) applying a Building Height Limit of 14.0 metres for land bounded by Ley Street and Manning Road, 21.0 metres for land bounded by Davilak Crescent Reserve and 36.0 metres for the central portion of land for Part Lot 2 (No. 54) Manning Road, Manning, as depicted on the Scheme Amendment Map (Building Height Limits) for Precinct 10 ‘McDougall Park’; and
- (d) amending the Scheme Maps for Precinct 10 ‘McDougall Park’, accordingly.

S. DOHERTY, Mayor.

A. C. FREWING, Chief Executive Officer.

PL404\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Stirling*  
 Town Planning Scheme No. 3—Amendment No. 13

Ref: TPS/1081

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 Stirling local planning scheme amendment on 4 December 2014 for the purpose of—

1. Amending the Scheme Text by—

1.1 Replacing the term, ‘Note’, in Table : Zoning Table with the term, ‘Conditions’.



- 1.2 Replacing the symbol, 'P', with the symbol, 'D', for the Use Class 'Industry—Service' in the Mixed Business Zone in Table 1: Zoning Table.
- 1.3 Deleting all references to the number '4' against any of the symbols contained in Table 1: Zoning Table.
- 1.4 (a) Inserting a new Use Class for **'Display Home'** into Table 1: Zoning Table.
- (b) Inserting the following symbols for 'Display Home' into Table 1: Zoning Table, as follows—
- 'D' in Residential Zone;
  - 'D' in Business Zone;
  - 'D' in District Centre Zone;
  - 'D' in Local Centre Zone;
  - 'D' in Mixed Use;
  - 'D' in Regional Centre Zone;
  - 'D' in Special Beach development Zone; and
  - 'X' in all other Zones (except Development and Special Use Zones).
- (c) Inserting the following new definition for 'Display Home' into 'Schedule 1: Dictionary of Defined Words and Expressions'.
- "means one or more dwellings, which are intended to be open for public inspection."**
- 1.5 (a) Inserting a new Use Class for **'Small Bar'** into Table 1: Zoning Table.
- (b) Inserting the following symbols for 'Small Bar' into Table 1: Zoning Table, as follows—
- 'A' in District Centre, Local Centre and Mixed Use Zones;
  - 'D' in Mixed Business, Regional Centre and Special Beach Development Zones;
  - 'P' in Hotel Zone; and
  - 'X' in all other Zones (except Development and Special Use Zones).
- (c) Inserting the following new definition for 'Small Bar' into 'Schedule 1: Dictionary of Defined Words and Expressions'—
- "means premises licensed as a small bar under the *Liquor Control Act 1988* and used to sell liquor for consumption on the premises, but does not including the sale of packaged liquor; and with the number of persons who may be on the licensed limited to a maximum of 120."**
- 1.6 Replacing the 'Private Institutions' Zone heading with **'Private Institution'** in Table 1: Zoning Table.
- 1.7 Amending the symbol for the Use Class 'Consulting Rooms' from 'X' to 'D' in the Mixed Business Zone in Table 1: Zoning Table.
- 1.8 Inserting a new sentence at the end of Clause 5.12 as follows—
- "All Development on land the subject of an adopted Detailed Area Plan is to comply with that Detailed Area Plan."**
- 1.9 Replacing the phrase "Character Guidelines" with the phrase, **'Character Retention Guidelines'** in Clause 6.8.3b)
- 1.10 Inserting the following phrase into Clause 8.2.1.b) after the phrase 'appearance of the building'—
- "where such work to the external portion of a building does not alter the bulk or size of that building,"**
- 1.11 Deleting **Clause 8.2.1.e)** and renumbering the subsequent sub-clauses, accordingly.
- "Incidental Structures, constructed of lightweight materials and not located within the front setback area (or attached to the front facing portion of a building including the roof) of land within a Heritage Protection Area or a place listed on the Heritage List, except for the following—**
- Satellite dish;
  - Air conditioner;
  - Solar panel;
  - Shade structure or sail;
  - Screening; and
  - Clothes line."

1.13 Inserting a new definition for **'Gross Floor Area'** into Schedule 1: Dictionary of Defined Words and Expressions, as follows—

**"means the total floor area within a building measured over the enclosing walls (including the portion of any common or party wall forming part of the building) exclusive of parking facilities sited within the building."**



- 1.14 Deleting the phrase, ‘**open on at least two sides**’ from the definition of Plot Ratio in Schedule 1: Dictionary of Defined Words and Expressions.
- 1.15 Inserting a new definition for ‘**Substantially Commenced**’ into Schedule 1: Dictionary of Defined Words and Expressions, as follows—  
**“means that work or development the subject of planning approval has been begun by the performance of some substantial part of that work or development.”**
- 1.16 Inserting the following phrase into the definition of ‘Short Stay Accommodation’ in Schedule 1: Dictionary of Defined Words and Expressions, after the phrase ‘on a temporary basis’—  
**“for a maximum time period of 6 consecutive weeks”**
- 1.17 Inserting a new sub-clause into the definition of ‘Incidental Structure’ in Schedule 1: Dictionary of Defined Words and Expressions, as follows—  
**“(r) barbeque, oven or the like.”**
- 1.18 Inserting a new definition for ‘**Commercial Vehicle**’ into Schedule 1: Dictionary of Defined Words and Expressions, as follows—  
**“means any vehicle, used or intended to be used in the course of a business or trade, which has a tare weight in excess of one tonne.”**
- 1.19 Replacing the phrase, ‘Part V’ with the phrase, ‘**Part 14**’ in Schedule 7—Notice of Determination on Application for Planning Approval.
- 1.20 Inserting a new sub-clause into Schedule 8—Advertising Signs, as follows—  
**“2.5 Notwithstanding the provisions of Clause 2.1 of this Schedule, the planning approval of the Council is not required for the following advertising signs listed in the Table provided that such signs comply with the requirements specified in the Table and the signs are not located on land or a building located within a Heritage Protection Area Special Control Area or a place on the Heritage List—**

USE/ DEVELOPMENT	SIGN TYPE	CONTENTS ON SIGN	MAXIMUM NUMBER	MAXIMUM AREA
Public Worship, Meeting Halls and Public Assembly	Wall Sign	The function or activities of the institution	1	0.2m <sup>2</sup>
All Classes of Buildings	Any Sign Type within a Building which cannot be seen from outside of the building	N/A	N/A	N/A
All Classes of Buildings	Wall sign	The name, number and address of the building	1	0.2m <sup>2</sup>
All Classes of Buildings	Ground Based Sign, Window Sign or Tethered Sign (non-balloon type)	N/A	As per the relevant standards set out in Clause 3 of this Schedule	As per relevant standards set out in Clause 3 of this Schedule

ADVERTISEMENT SIGNS OF A TEMPORARY NATURE	NUMBER AND CONDITIONS (ALL NON-ILLUMINATED UNLESS OTHERWISE STATED)	MAXIMUM AREA OF SIGN
<i>Building Construction Sites</i> (advertisement signs displayed only for the duration of the construction) As follows—	One advertisement sign per street frontage containing details of the project and the contractors undertaking the construction work.	1.5m <sup>2</sup>
a) Dwellings	As above	3m <sup>2</sup>
b) Multiple Dwellings, Shops, Commercial and Industrial Projects	As above	5m <sup>2</sup>
c) Large Development or redevelopment projects involving shopping centres, office or other buildings exceeding 3 storeys in height.	As above Plus One additional advertisement sign showing the name of the project builder	

ADVERTISEMENT SIGNS OF A TEMPORARY NATURE	NUMBER AND CONDITIONS (ALL NON-ILLUMINATED UNLESS OTHERWISE STATED)	MAXIMUM AREA OF SIGN
<i>Display Homes</i> Advertisement signs displayed for the period over which homes are on display for public inspection.	One advertisement sign for each dwelling on display Plus One additional advertisement sign for each group of dwellings displayed by a single project builder giving details of the project building company and the range of dwellings on display.	2m <sup>2</sup>  3m <sup>2</sup>
<i>Real Estate Signs</i> Advertisement signs displayed for the duration of the period over which property transactions are offered and negotiated as follows—	One advertisement sign per street frontage for each property relating to the sale, leasing or impending auction of the property at or upon which the sign is or the signs are displayed.	1.5m <sup>2</sup>
a) Single Houses or Vacant land	As above	3m <sup>2</sup>
b) Grouped or Multiple Dwellings, Shops, Commercial and Industrial Properties	As above	5m <sup>2</sup>
c) Large properties comprised of shopping centres, buildings in excess of four storeys and rural properties in excess of 5ha	As above	

- 1.21 Deleting No. 'S12' and all associated information from Schedule 4—Special Use Zones and amending the Scheme Map accordingly, by rezoning House Number 12a (Lot 51) Wheatcroft Street, Scarborough from 'Special Use'—Short Stay Accommodation to '**Residential**' with an R-Code value of '**R40**' (refer Map 1.27).
- 1.22 Amending the Scheme Map by inserting the Additional Use symbol '**A14**' for House Number 567 (Lot 504) Karrinyup Road Stirling and the south-east portion of House Number 569 (Lot 103) Karrinyup Road Stirling (refer Map 1.29) and inserting a reference to 'House Number 567 Karrinyup Road' into Schedule 2—Additional Uses No. A14, accordingly.
- 1.23 Replacing the text under the 'Description of Land' for No. 'S12' in Schedule 4 Special Use Zones, with the following new text—  
**"Portion of Location being Lot 302 on D44891, House Number 22, Wheatcroft Street Scarborough"**
- 1.24 Amending the Scheme Map by inserting the Additional Use symbol '**A43**' for House Number 86 (Lot 6) Francis Avenue Karrinyup (refer Map 1.30).
- 1.25 Amending the Scheme Map by rezoning the following sites (which are under the control of the Water Corporation) to '**Public Use Reserve—Utility**'.
  - a. House Number 12 (Lot 64) Radalj Place Balcatta from Development zone (refer Map 1.31.a);
  - b. House Number 23b (Lot 1056) Cranberry Gardens Stirling from Development zone (refer Map 1.31.b-e);
  - c. House Number 85 (Lot 3002) Grindleford Drive Stirling from Local Reserves—Public Open Space and Local Authority Purposes (refer Map 1.31.b-e);
  - d. House Number 85a (Lot 3002) Grindleford Drive Stirling from Local Reserves—Public Open Space and Local Authority Purposes (refer Map 1.31.b-e);
  - e. House Number 73 (Lot 9001) Coralvine Grange Stirling from Development zone (refer Map 1.31.b-e);
  - f. House Number 77 (Lot 3) Tenth Avenue Inglewood from Residential R40 (refer Map 1.31.f);
  - g. House Number 163a (Lot 305) Railway Parade Mt. Lawley from Residential R50 (refer Map 1.31.g);
  - h. House Number 75 (Lot 1) Herdsman Parade Wembley from Residential R60 (refer Map 1.31.h);
  - i. House Number 7 (Lot 179) Hasler Road Osborne Park from Industry (refer Map 1.31.i);
  - j. House Number 2 (Lot 8966) Norman Street Wembley Downs from Local Reserves—Public Open Space and Local Authority Purposes (refer Map 1.31.k);
  - k. House Number 88 (Lot 1) Ventnor Street Scarborough from Local Reserves—Public Open Space and Local Authority Purposes (refer Map 1.31.l);

- l. House Number 4 (Lot 9797) Clifton Street Scarborough from Local Reserves—Public Open Space and Local Authority Purposes (refer Map 1.31.m-n);
- m. House Number 9 (Lot 502) Bazaar Terrace Scarborough from Local Reserves—Public Open Space and Local Authority Purposes (refer Map 1.31.m-n);
- n. House Number 90 (Lot 24) Walters Drive Osborne Park from Industry (refer Map 1.31.o).
- 1.26 Amending the Scheme Map by modifying the zoning boundary between House Number 297 (Lot 1) Wanneroo Road and House Number 299 (Lot 2) Wanneroo Road Balcatta to match the new lot boundary between these lots (refer Map 1.32).
- 1.27 Amending the classification of **'Market'** from **'X'** to **'D'** in the Civic Zone in Table 1 Zoning Table.
- 1.28 Amending the classifications of **'Industry—Light'** and **'Industry—Service'** to **'D'** in the Mixed Use, Regional Centre, District Centre and Local Centre Zones in Table 1 Zoning Table.
- 1.29 Inserting a new sub-clause into Clause 10.3.2 as follows—  
    **“o) The retention, replacement or provision of street trees including contributions for the removal of such trees.”**
- 1.30 Amending the Scheme Map by rezoning House Number 128 (Lot 757) and House Number 132 (Lot 13) Weaponess Road Wembley Downs from **'Civic'** to **'Local Reserve—Public Open Space and Local Authority Purposes'** (refer Map 1.37).
2. Amending the Scheme Maps in accordance with the following Maps—

G. ITALIANO, Mayor.  
S. JARDINE, Chief Executive Officer.

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**PL405\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Vincent*  
Town Planning Scheme No. 1—Amendment No. 38

Ref: TPS/1378

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 Vincent local planning scheme amendment on 4 March 2015 for the purpose of—

1. Amend the dates referred to in clauses 20(4)(c)(ii) and 20(4)(h)(i) of the City of Vincent Town Planning Scheme No. 1 '29 March 2015' to '29 March 2017'.

J. CAREY, Mayor.  
L. KOSOVA, Chief Executive Officer.

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**PL406\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Town of Cottesloe*  
Town Planning Scheme No. 3—Amendment No. 1

Ref: TPS/1455

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 Town of Cottesloe local planning scheme amendment on 17 March 2015 for the purpose of—

Scheme Amendment Text—

- (A) Adding new clause 5.7.5 as follows—

In the case of proposed alterations, additions or extensions to existing dwellings in the Residential, Residential Office, Town Centre, Local Centre, Foreshore Centre and Restricted Foreshore Centre zones, the local government may vary the maximum heights specified in Table 2 and clause 5.7.2, where in its opinion warranted due the circumstances and merits of the proposal, having regard to—

- (a) The existing heights of the dwelling;
- (b) Any relevant Local Planning Policy or Design Guidelines;
- (c) Any heritage considerations relating to the dwelling;
- (d) Relevant planning considerations identified in clause 10.2;

- (e) Adequate direct sun into buildings and appurtenant open spaces;
- (f) Adequate daylight to major openings into habitable rooms;
- (g) Access to views of significance;
- (h) Building design to ameliorate the visual effects of height; and
- (i) The amenity of adjoining properties, including road and public open space reserves, and the character of the streetscape;

and subject to the development—

- (a) Not exceeding the existing number of storeys;
- (b) Not exceeding the height of the existing dwelling, unless the Council is satisfied with the design and its implications having regard to the above criteria; and
- (c) In the Foreshore Centre Zone, the development not exceeding the requirements of clause 6.4.3.1 (a) and (b).

An application for planning approval requiring the exercise of the discretion under this clause is to be advertised in accordance with clause 9.4 and the notice of the application is to include such reference to the variation sought to any height standard or requirement as the local government thinks fit.

- (B) Adding to clause 6.3.6 as shown underlined—

In this special control area, the height of all development for any use shall conform to the requirements for single-storey or two-storey development as set out in clause 5.7.2, except that in the case of any development to either of the existing heritage dwellings, the local government may apply its discretion in accordance with clause 5.7.5.

- (C) In clause 7.5, Variations to Scheme provisions for a heritage place of heritage area, deleting words as shown—

7.5.1 The local government may grant, by way of planning approval, a variation to any site of development standard or requirement, ~~with the exception of any height standard or requirement~~, specified in the Scheme or the Residential Design Codes if, in the opinion of the local government, the variation is necessary in order to—

- (a) conserve a heritage place entered in the Register of Places under the *Heritage of Western Australia Act 1990* ~~or~~, listed in the Heritage List under clause 7.1.1 or classified in the municipal inventory; or
- (b) enhance or preserve heritage values in a heritage area designated under clause 7.2.1; which is the subject of the proposed development.

7.5.4 An application for planning approval requiring the exercise of the discretion under clause 7.5.1 above is to be advertised in accordance with clause 9.4 and the notice of the application is to include such reference to the variation sought to any standard or requirement as the local government thinks fit.

7.5.5 In considering an application for planning approval under this clause, the local government is to have regard to any submissions received in accordance with the advertising of the application under clause 9.4.

- (D) In Schedule 13, adding reference to clauses as shown underlined—

3. Height (clause 5.7, Table 2)

3.1 To avoid any uncertainty, the provisions of clause 5.7 are excluded from the operation of the discretion provided in clause 5.5.1.

3.2 To avoid any uncertainty, for residential development in the Residential Zone, the maximum height set out in Table 2 may only be varied in accordance with clause 5.7.4, 5.7.5 or 6.3.6, and the provisions of clause 5.7.4 are excluded from the operation of the discretion provided in clause 5.5.1.

3.3 To avoid any uncertainty, the maximum height provisions set out in Table 2 for development in the zones listed are excluded from the operation of the discretion in clause 5.5.1.

J. M. DAWKINS, Mayor.  
C. ASKEW, Chief Executive Officer.

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## WORKCOVER

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WC401\*

### WORKERS' COMPENSATION AND INJURY MANAGEMENT ACT 1981

#### APPROVED MEDICAL SPECIALISTS ORDER (NO. 2) 2015

Made by WorkCover WA under section 146F(1) of the Act.

#### 1. Citation

This order is the *Approved Medical Specialists Order (No. 2) 2015*.

**2. Approved medical specialists**

The following medical practitioners are cancelled as approved medical specialists under section 146F(1) of the Act—

Dr. Miguel Sergio Kabilio

MICHELLE REYNOLDS, Chief Executive Officer.  
WorkCover WA.

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**DECEASED ESTATES**

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ZX401

**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

In the matter of the Estate of Barbara Anne Lloyd, late of Unit 8, 818 Canning Highway, Applecross, Western Australia, Cook, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estate of the deceased, who died on the 30th day of June 2014, are required by the Administrator, Gary John Lloyd, to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth, Western Australia, by the 24th day of April 2015, after which date the said Administrator may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 18th day of March 2015.

GARRY E. SAME, Taylor Smart.

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