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Gazette

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

— PART 1 —

JUSTICE

JU301*

Charitable Trusts Act 1962

Charitable Trusts Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Charitable Trusts 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. Amounts prescribed for s. 10A(1) of Act

- (1) For the purposes of section 10A(1)(a) of the Act, the amount of \$100 000 is prescribed.
- (2) For the purposes of section 10A(1)(b) of the Act, the amount of \$20 000 is prescribed.

K. H. ANDREWS, Clerk of the Executive Council.

— PART 2 —

CORRECTIVE SERVICES

CS401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 56(1) of the *Court Security and Custodial Services Act 1999*, the Commissioner of the Department of Corrective Services has revoked the following Permit to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Permit Expiry Date
Vine	Zoe	WLG15-006	30/06/2018

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

SUE HOLT, Manager Court Security and
Custodial Services Contract.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

Shire of Capel

(BASIS OF RATES)

This notice, which is for public information only, is to confirm that—

I, Brad Jolly, being delegated by the Minister of the Crown to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28 (1) of that Act, hereby, and with effect from the 26 May 2015, determined that the method of valuation to be used by the Shire of Capel as the basis for a rate in respect of the land referred to in the Schedule is to be the gross rental value of the land;

Schedule

	Designated Land
UV to GRV	All that portion of land being Lot 5001 as shown on Deposited Plan 74637.

BRAD JOLLY, Executive Director Sector Regulation and Support,
Department of Local Government and Communities.

LG402*

LOCAL GOVERNMENT ACT 1995

Shire of Serpentine Jarrahdale

(BASIS OF RATES)

This notice, which is for public information only, is to confirm that—

I, Brad Jolly, being delegated by the Minister of the Crown to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28 (1) of that Act, hereby, and with effect from the date of Gazettal, determined that the method of valuation to be used by the Shire of Serpentine Jarrahdale as the basis for a rate in respect of the land referred to in the Schedule is to be the gross rental value of the land.

Schedule

	Designated Land
UV to GRV	All those portions of land being Lots 311 to 313 inclusive as shown on Deposited Plan 77763.

BRAD JOLLY, Executive Director Sector Regulation and Support,
Department of Local Government and Communities.

LG403*

DOG ACT 1976
CAT ACT 2011
Shire of Dardanup
AUTHORISED PERSONS

It is hereby notified for public information that the following amendment has been made to the Shire of Dardanup's Authorised Persons.

The following people are authorised to exercise powers as Authorised Persons under—

- the *Dog Act 1976* and the *Cat Act 2011* as Registration Officers.

Candice	Kovacs
Rhianna	Scheffner
Jodie	Hughan

These appointments remain valid until revoked or until the person appointed is no longer an employee of the Shire of Dardanup.

MARK L. CHESTER, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

PETROLEUM (SUBMERGED LANDS) ACT 1982
RELEASE OF INFORMATION

I, Jeffrey Huntly Haworth, Executive Director, Petroleum Division of the Department of Mines and Petroleum under delegation from the Minister for Mines and Petroleum, pursuant to Section 118 of the *Petroleum (Submerged Lands) Act 1982*, do hereby advise that—

- (i) As of 31 July 2015, it is my intention to make available all interpreted data submitted prior to 31 December 2009 in accordance with the *Petroleum (Submerged Lands) Act 1982*;
- (ii) therefore invite interested persons to advise of any objection to this release of information within 45 days of publication of this notice

A person is not entitled to make an objection to information being made available or publicly known except on ground that to do so would disclose—

- (a) Any trade secret, or
- (b) Any other information the disclosure of which would, or could reasonably be expected to adversely affect the person in respect of the lawful business, commercial or financial affairs of the person.

If no objections are received in accordance with this notice, it shall be deemed that the person who furnished the document containing the information has consented to the information being made available or publicly known.

Any objections to the release of information should be addressed to—

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

J. H. HAWORTH, Executive Director, Petroleum Division,
 Department of Mines and Petroleum.

MP402*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967
RELEASE OF INFORMATION

I, Jeffrey Huntly Haworth, Executive Director, Petroleum Division of the Department of Mines and Petroleum under delegation from the Minister for Mines and Petroleum, pursuant to Section 112 of the *Petroleum and Geothermal Energy Resources Act 1967*, do hereby advise that—

- (i) As of 31 July 2015 it is my intention to make available all interpreted data submitted prior to 31 December 2009 in accordance with the *Petroleum and Geothermal Energy Resources Act 1967*;
- (ii) therefore invite interested persons to advise of any objection to this release of information within 45 days of publication of this notice

A person is not entitled to make an objection to information being made available or publicly known except on ground that to do so would disclose—

- (a) Any trade secret, or
- (b) Any other information the disclosure of which would, or could reasonably be expected to adversely affect the person in respect of the lawful business, commercial or financial affairs of the person.

If no objections are received in accordance with this notice, it shall be deemed that the person who furnished the document containing the information has consented to the information being made available or publicly known.

Any objections to the release of information should be addressed to—

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

J. H. HAWORTH, Executive Director, Petroleum Division,
Department of Mines and Petroleum.

PLANNING

PL101*

CORRECTION

PLANNING AND DEVELOPMENT ACT 2005

City of Melville

COMMUNITY PLANNING SCHEME NO. 5—AMENDMENT NO. 47

Ref: 853/2/17/12P

It is hereby notified for public information that the notice under the above Amendment No. 47 published at page 4773 of the *Government Gazette* No. 199 dated 16 December 2014, contained an error which is now corrected as follows—

For the Words—

D' use—Large Format

Read—

D' use—Large Format
Retail

R. JENNINGS, Chief Executive Officer.

PL103*

CORRECTION

PLANNING AND DEVELOPMENT ACT 2005

City of Stirling

TOWN PLANNING SCHEME NO. 3—AMENDMENT NO. 41

Ref: TPS/1329

It is hereby notified for public information that the notice under the above Amendment No. 41 published at page 1858 of the *Government Gazette* No. 78 dated 26 May 2015, contained an error which is now corrected as follows—

After Schedule 10 the following should read—

Read—

“And modify the Scheme text by deleting reference to Schedule 4—Special Use Zones sites S4 and S10 to remove the obsolete designation ‘Media Establishment’.”

S. JARDINE, Chief Executive Officer.

PL102*

CORRECTION
PLANNING AND DEVELOPMENT ACT 2005
City of Stirling
 TOWN PLANNING SCHEME NO. 3—AMENDMENT NO. 13

Ref: TPS/1081

It is hereby notified for public information that the notice under the above Amendment No. 13 published at page 1054 of the *Government Gazette* No. 43 dated 24 March 2015, contained an error which is now corrected as follows—

1.5 (c) of the amendment needs to be corrected to the following—

Read—

remove the word ‘does’ in the phrase ‘premises, but does not including’ and inserting the word ‘premises’ after the phrase ‘be on the licensed’.

And;

For the words—

Item 1.11 Deleting Clause 8.2.1.e

Read—

Item 1.11 Deleting Clause 8.2.1.c

S. JARDINE, Chief Executive Officer.

PL401*

PLANNING AND DEVELOPMENT ACT 2005
 APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Carnarvon
 Town Planning Scheme No. 10—Amendment No. 68

Ref: TPS/1382

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Carnarvon local planning scheme amendment on 4 May 2015 for the purpose of—

1. Modifying the preamble to Table 1 Zoning Table by deleting under Symbol ‘M’, the words “Clause 6.8 & Append.10” replacing it with the words “Clause 6.7 & Appendix No. IX”.
2. Modifying Table 1 Zoning Table by including for the ‘Caretaker’s Dwelling’ the following permissibility symbols for the following zones—
 - IP—Rural
 - IP—Intensive Horticulture
 - IP—Special Rural
3. Modifying Table 1 Zoning Table by including under Residential Uses, ‘Seasonal Staff/Workers Accommodation’ with a designation the following zones—
 - SA—Rural;
 - SA—Special Rural; and
 - SA—Intensive Horticulture;
 with a dashed line for the remaining zones (except ‘Special Use’ zone).
4. Introducing a new definition of ‘Seasonal Staff/Workers Accommodation’ in Appendix No. IV—‘Interpretations’ as follows—

“Seasonal Staff/Workers Accommodation”—means shared self-contained living accommodation (separate to a single dwelling) used for the accommodation of temporary workers directly employed in an approved activity carried out on the lot and does not include a Caretakers Dwelling.”
5. Modifying Clauses 1.2, 5.7, 5.10, 5.14, 6.1, 6.2, 6.3, 6.4 and Appendix No. IV—Interpretations by replacing ‘Residential Planning Codes’ with ‘Residential Design Codes’.
6. Modifying Clause 6.2.1 by deleting reference to a density Code of R13.5 and replace with a density of R12.5.
7. Removing all references in TPS No. 10 of the term ‘Council’ and replace with ‘Local Government’.

8. Introducing a new Scheme provision 6.4 (renumbering the remaining Clauses) as follows—

“6.4 SEASONAL STAFF/WORKERS ACCOMMODATION

6.4.1 All seasonal staff/workers accommodation, whether intended as permanent or temporary structures, shall be regarded as residential development and is subject to the requirements of the Residential Planning Codes and clause 6.1 of this Scheme.

6.4.2 Notwithstanding subclause 6.4.1, the requirements of the Residential Design Codes and clause 6.1 of the Scheme may be varied for seasonal staff/workers accommodation by Local Government provided adequate justification for the variation is submitted by the proponents of the accommodation and provided Local Government considers the variation appropriate.

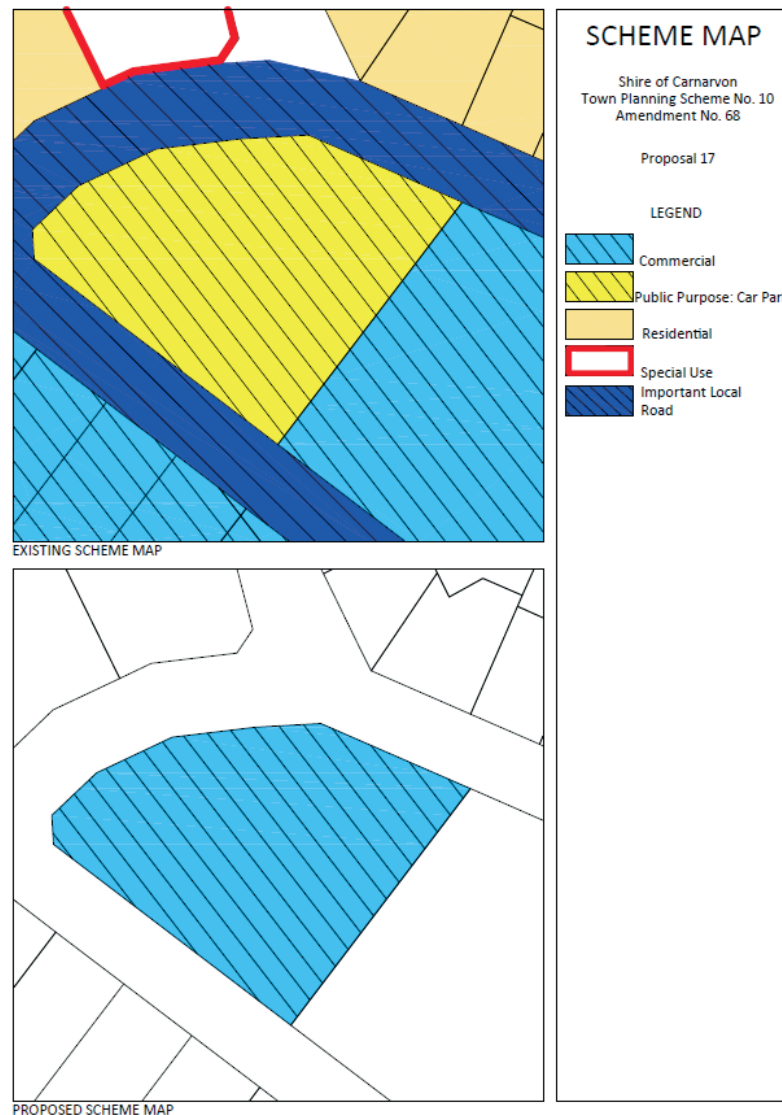
6.4.3 Planning applications for temporary structures to provide seasonal staff/workers accommodation shall, to Local Government’s satisfaction, be accompanied by information and plans indicating how and when the development will be removed and the site rehabilitated or developed for a different use intended for the site.

6.4.4 Local Government may require, by signed agreement, a commitment to the date and details of rehabilitation and conversion the subject of subclause 6.4.3.

“6.4.5 Where primary production sites require seasonal staff/workers accommodation for operational purposes, these buildings should not be considered a sensitive land use, noting that occupational health and workplace safety requirements will apply.”

9. Modifying the definition of ‘Rural Pursuit’ to remove ‘poultry farming’.
10. Clause 6.8.2 and Clause 6.8.3 to remain. Replace ‘>’ sign with a ‘.’ in clause 6.8.3.
11. Introducing a revised definition of ‘Fuel Filling Station’ in Appendix No. IV—‘Interpretations’ as follows—
- “Fuel Filling Station”—means land, buildings and equipment used for the storage and dispensing of liquid and gaseous fuels for the operation of the predominant use of the land but does not include a service station and specifically excludes the sale by retail into a vehicle for final use of such fuel from the premises.*
12. Introducing a revised definition of ‘Motel’ in Appendix No. IV –‘Interpretations’ (by adding the underlined letter) as follows—
- “Motel”—means a building, group of buildings or place used or intended to be used to accommodate patrons in a manner similar to a hotel or boarding house but in which special provision is made for the accommodation of patrons with motor vehicles.”*
13. Modifying Table 1 Zoning Table by including under Residential Uses, ‘Home Business’ with a designation under the following zones—
- SA—Residential;
 - SA—Residential Development;
 - SA—Rural;
 - SA—Special Rural; and
 - SA—Intensive Horticulture;
- with a dashed line for the remaining zones (except ‘Special Use’ zone).
14. Introducing a new definition of ‘Home Business’ in Appendix No. IV –‘Interpretations’ as follows—
- “Home Business—means a business, service or profession carried out in a dwelling or on land around a dwelling which—*
- (a) does not employ more than two people not members of the occupier’s household;*
 - (b) will not cause injury to or adversely affect the amenity of the neighbourhood;*
 - (c) does not occupy an area greater than 50m²,*
 - (d) does not entail the retail sale, display or hire of goods of any nature,*
 - (e) in relation to vehicles and parking, will not result in traffic difficulties as a result of the inadequacy of parking or an increase in traffic volumes in the neighbourhood, and does not involve the presence, use or calling of a vehicle more than 3.5 tonnes tare weight; and*
 - (f) does not involve the use of an essential service of greater capacity than normally required in the zone.”*
15. Deleting reference in Clause 6.4.4 to Uniform Building By-Laws.
16. Introducing a revised definition of ‘Kennels’ in Appendix No. IV –‘Interpretations’ as follows—
- “Kennels”—means land and buildings used for the purpose of keeping, breeding, and temporary care of dogs except that the expression shall not include the keeping of up to six dogs by a land owner for his own use and enjoyment unless a different limit is provided for in a Local Law. The maximum number of dogs which may be kept in kennels shall be determined in each case by the Local Government”.*

17. Reclassify Lot 1004 Olivia Terrace, Carnarvon from “Public Purposes Car Park (CP)” reserve to “Commercial” zone).



18. Under Clause 2.6 (e) (i) replacing the words “Acceptable Development “ with “Deemed-to-Comply”.
19. Under Clause 2.5.1 replacing the following words—

“2.5 PERIOD FOR MAKING DECISIONS

2.5.4 The Council shall convey its decision on any such Application for Planning Approval whether in principle or otherwise to the applicant in the form set out at Appendix No. 2 to this Scheme within 120 days of the date upon which it was received at the Council’s offices unless the Council shall have first obtained the applicant’s approval in writing for an extension of that period and in the event that a decision has not been made within the period or extended period, the application may be deemed to have been refused for the purpose of appeal.”

with—

“2.5 DEEMED REFUSAL

2.5.1 Subject to clause 2.5.2, an application for planning approval is deemed to have been refused if a determination in respect of that application is not conveyed to the applicant by the local government within 60 days of the receipt of the application by the local government, or within such further time as is agreed in writing between the applicant and the local government.

2.5.2 An application for planning approval which is the subject of a notice under clause 4.3 is deemed to be refused where a determination in respect of that application is not conveyed to the applicant by the local government within 90 days of the receipt of the application by the local government, or within such further time as is agreed in writing between the applicant and the local government.”

20. Replacing ‘Table No. 2—Development and Car parking Standards’ with the revised ‘Table No. 2—Development and Car parking Standards’.

TABLE 2—DEVELOPMENT & CAR PARKING STANDARDS (SEE ALSO GENERAL REQUIREMENTS)

Zone	Setbacks (m)			Site Coverage	Landscaping	Uses	Car Parking Requirements	Special Remarks (See also Parts V & VI for General & Special Provisions)
	Front	Side	Rear					
DEVELOPMENT STANDARDS								
RESIDENTIAL	FOR SPECIAL PROVISIONS RELATING TO DEVELOPMENT IN THIS ZONE PLEASE REFER TO PART 6.							
RESIDENTIAL DEVELOPMENT	FOR SPECIAL PROVISIONS RELATING TO DEVELOPMENT IN THIS ZONE PLEASE REFER TO PART 6.							
SPECIAL RESIDENTIAL	FOR SPECIAL PROVISIONS RELATING TO DEVELOPMENT IN THIS ZONE PLEASE REFER TO PART 6.							
COMMERCIAL	Nil	Nil	Nil	100	*	Shops & Banks Cafe Restaurant Eating Houses Take-Away & Fast Food Outlets	1cps/20m ² 1 cps/4 seats + 1 cps/5m ² of waiting area	Notwithstanding that setbacks and landscaping are not required and site coverage is set at 100%, nothing shall prevent the Council from requiring compliance with any such standards which it may prescribe with respect to setbacks, site coverage, landscaping and pedestrian movement areas, where, in its view the scale of development ore redevelopment and/or its location justify their imposition.
					10	Offices Consulting Rooms Medical Clinics	1 cps/50m ² gfs 4 cps/consultant or practitioner	In addition to the provision of car parking spaces, where the loading and unloading of goods is required to service a particular use, then servicing accommodation will be required within the site.
					10	Day Care Centre Kindergarten	1 cps/staff member	Additional accommodation for picking up and setting down of children will be required.
					10	Churches Public Halls etc. Offices, Professional offices, Consulting Rooms etc.	1 cps/4 seats SEE ABOVE	
HOTEL	*	*	*	75	10	Hotel/Tavern Wine shop, Liquor Store, Licensed Restaurant	1 cps/3m ² net bar space & 1 cps/4 seats dining area and 1.5 cps/per unit of accommodation as appropriate See standards for shops and restaurants etc.	Servicing accommodation will also be required within each site. Where developments in this zone adjoin residentially zoned land the following standards shall be observed: Setbacks 10m front, Side—3 m per storey, 7.5 rear. Landscaping—10% so sited as to protect the residential amenity of adjoining properties.

Notes:

cps—Car Parking Space

gfs—Gross Floor Space

*—Standard to be determined

TABLE 2—DEVELOPMENT & CAR PARKING STANDARDS (SEE ALSO GENERAL REQUIREMENTS)

Notes:
 cps—Car Parking Space
 gfs—Gross Floor Space
 *—Standard to be determined

Zone	Development Standards			Site Coverage	Landscaping	Uses	Car Parking Requirements	Special Remarks (See also Parts V & VI for General & Special Provisions)
	Setbacks (m)							
	Front	Side	Rear					
TOURIST ACCOMMODATION	10	3m per storey each side	7.5	50	10	Motel	1.5 cps per unit of accommodation	
	9	*	*	*	10	Caravan/Chalet Park Camping Grounds	1 cps/unit, bay or site & 1 cps/4 such units bays or sites for visitor parking.	
PRIVATE CLUBS AN INSTITUTIONS	9	3m	7.5	30	10 10	Private Club Places of Public Assembly & Worship Hall & Theatres	* 1 cps/4 seats in principal auditorium	Membership, frequency of use and maximum attendance at functions etc. will be used to determine parking requirements.
	10	5 one side, Nil on the other	Nil	*	10% 10 10	Light, General & Service Industry Factory Units Warehousing, Showrooms & Storage	1 cps/50m ² gfs 1 cps/40m ² gfs 1 cps/100m ² gfs	In these Zones, servicing and loading and unloading space will normally be required within each site together with vehicle turning space where practicable. (See Clause 5.3). For Factory units, the Council will specify in each case the provision to be made for service yards, storage areas and staff parking.

TABLE 2—DEVELOPMENT & CAR PARKING STANDARDS (SEE ALSO GENERAL REQUIREMENTS)

Zone	Setbacks (m)			Site Coverage	Landscaping	Uses	Car Parking Requirements	Special Remarks (See also Parts V & VI for General & Special Provisions)
	Front	Side	Rear					
LIGHT AND GENERAL INDUSTRY					10	Service Stns. Petrol Filling Stations, Roadhouses	1.5 cps per service bay + parking as above for Eating houses	For bowsters, awnings and canopies connected with these uses, the prescribed setbacks may be reduced. In all building development and land use within this zone fronting Robinson Street in particular, special attention will be paid to the quality of building design and site treatment along the frontage setback areas.
					10	Motor Vehicle Wrecking and Marine Dealers	*	Sites to be used for these purposes, shall be enclosed with a 2m high solid screen fence on all sides of the area to be used for storage and no goods, materials, vehicles or parts thereof shall be stacked or stored to exceed the height of the enclosing fence.
					10	Noxious Industry	*	
	<p>Additional Provisions: The Council may vary the requirement for side setbacks and may require the observance of a rear setback dependent upon the arrangements to be made for loading and unloading, car parking and open storage. There shall be no open storage of goods, unserviceable machinery or vehicles, or building or other materials within 10 metres of the front boundary of any lot within these zones which areas shall only be used for parking, loading and unloading, landscaping or, with Council approval, trade displays. All open storage areas shall be screened from view by solid fencing and/or landscaping and/or other means approved by Council.</p> <p>Within these zones Council may reduce the front setback to 7.5m where it is satisfied that the design, appearance and materials to be used in the construction of the front portion of the building is of a standard which, in the Council's view, will enhance the appearance of the street and locality. Such reductions will only be permitted where the front elevation and the side return elevations for a depth of 3 metres are constructed of brick, masonry or other materials producing a similar appearance. No more than one caretaker's flat or house is permitted on a lot within these zones.</p>							
INTENSIVE HORTICULTURE	15m	7.5m	7.5m	*	*	All uses within this zone	*	
RURAL	30m	*	*	*	*	Rural Uses	*	
SPECIAL RURAL								
SPECIAL USE								
FOR SPECIAL REASONS RELATING TO DEVELOPMENT IN THIS ZONE PLEASE REFER TO PART 6.6								
FOR SPECIAL REASONS RELATING TO DEVELOPMENT IN THIS ZONE PLEASE REFER TO PART 6.7								

Notes:

cps—Car Parking Space

gfs—Gross Floor Space

*—Standard to be determined

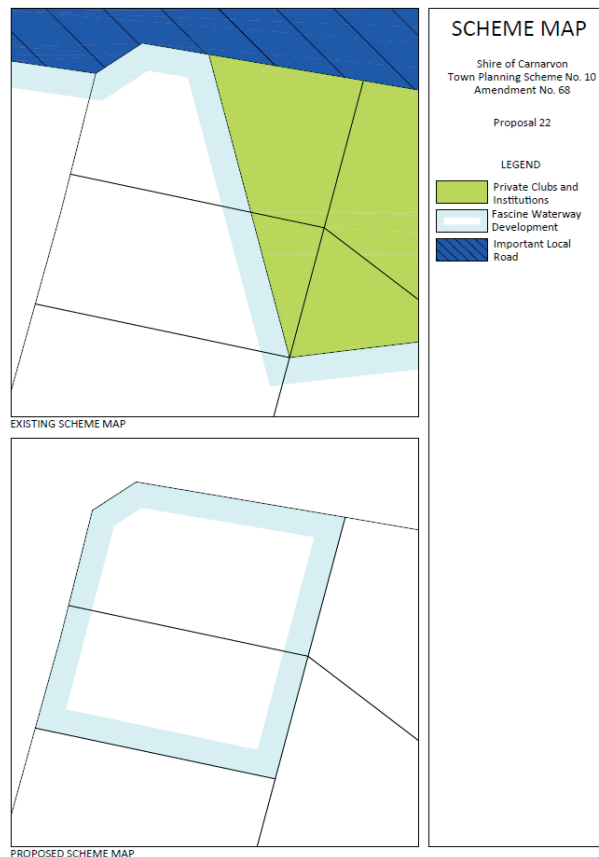
DEVELOPMENT STANDARDS

CAR PARKING REQUIREMENTS

- 21. Reclassify Reserve 36467 (Lot 1210) and portion of Lot 287 North West Coastal Highway, Carnarvon from “Residential Development” zone to “Public Purposes Rubbish Disposal (RD)” reserve).



- 22. Rezoning Lot 600 and Lot 601 Yardi Quays, Northwater from part “Private Clubs and Institutions” zone and part “Fascine Waterway Development” to wholly “Fascine Waterway Development” zone.



23. Rezoning from part “Residential” zone and part “Fascine Waterway Development” to wholly “Residential” zone with a density code as described in Table 1 of the Residential Design Codes of R20 as follows—

- Lots 615—620 (inclusive) and Lot 823 Yardi Quays, Northwater; and
- rezone Yardi Quays, Mindirra Crescent and Jaaga Cove from “Residential” zone to “Local Road”.



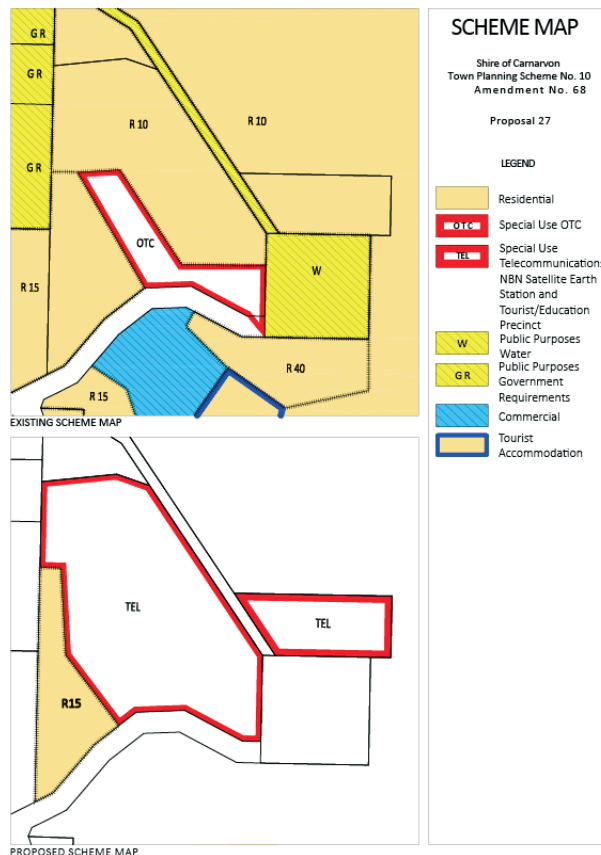
24. Reclassify Reserve 49812 and Reserve 46363 from “Fascine Waterway Development” to “Public Open Space” reserve.



25. Reclassify Part Lot 1193 and Reserve 6049 from “Private Clubs and Institutions” zone to “Public Open Space” reserve.
26. Reclassify portion Olivia Terrace road reserve from “Private Clubs and Institutions” zone to “Important Local Road” reserve.



27. Rezoning Lot 1 Mahoney Avenue, Brown Range from “Residential R10” and “Special Use—Earth Station Tourist Precinct” to “Special Use—Telecommunications, NBN Satellite Earth Station and Tourist/Education Precinct” and “Residential R15”.



28. Under Clause 2.4.3 replacing the following words—

“2.4.3 Without limiting the above, the Council may, where it deems appropriate, grant Planning Approvals which—

- (i) if not implemented within the period of time specified in each such Approval shall cease to be valid;*
- (ii) permit the use and development of land to occur for limited periods of time after the expiration of which periods, as specified in each such Approval, the use shall cease and the site shall be restored to the condition prevailing at the time when the Approval was given unless a further Approval has been sought and obtained;*

Unless otherwise specified pursuant to Clause (i) above, any Planning Approval granted by the Council under this Part shall cease to be valid if not implemented within a period of 2 years from the date of the approval concerned.”

with the following—

“2.4.3 Where the local government grants Planning Approval for the development of land—

- (i) the development approved is to be substantially commenced within 2 years, or such other period as specified in the approval, after the date of the determination; and*
- (ii) the approval lapses if the development has not substantially commenced before the expiration of that period.*

2.4.4 A written request may be made to the local government for an extension of the term of planning approval at any time prior to the expiry of the approval period in clause 2.4.3.”

Renumbering existing 2.4.4 to read “2.4.5”.

29. Introducing new Clause 2.5 ‘Amending or Revoking a Planning Approval’ as follows—

“2.5 AMENDING OR REVOKING A PLANNING APPROVAL

2.5.1 The Local Government may, on written application from the owner of land in respect of which planning approval has been granted, revoke or amend the Planning Approval prior to the commencement of the use or development subject of the Planning Approval.”

30. Replacing the following words in Policy Statement No. 1—

- (a) Where a property is in excess of 4ha and less than 10ha to a maximum of two dwelling units.*
- (b) Where property is in excess of 10ha then, there is permitted two dwelling units for the first 10ha and thereafter additional unit for each additional 10ha viable rural property.*

with the following—

Accommodation within the Intensive Horticulture Zone will comply with Table 1-Zoning Table of Scheme 10 in that a single house is a ‘permitted’ use and ancillary accommodation is ‘discretionary use’.

Under the Residential Design Codes (‘R-Codes’) a ‘single house’ is defined as follows: “A dwelling standing wholly on its own green title or survey strata lot, together with any easement over adjoining land for support of a wall or for access or services and excludes dwellings on titles with areas held in common property.”

Ancillary Accommodation is defined under the R-Codes as follows: “Self-contained dwelling on the same lot as a single house which may be attached to, integrated with or detached from the single house”.

31. Under Clause 8.8 and 8.9 replacing the following words—

8.8 POWER TO MAKE POLICIES

8.8.1 In order to achieve the objectives of the Scheme, the Council may make Town Planning Scheme Policies relating to parts or all of the Scheme Area and relating to one or more of the aspects of the control of development and land use.

8.8.2 Such Town Planning Scheme Policies shall become operative only after the following procedures have been completed—

- (a) The Council, having resolved to adopt a Town Planning Scheme Policy, shall advertise a summary of the Policy once a week for two consecutive weeks in a newspaper circulating in the area giving details of where the full Policy may be inspected and where, in what form and during what period (not being less than 21 days) representations may be made to Council.*
- (b) Council shall review its Town Planning Scheme Policy in the light of any representations made and shall then decide to rescind the Policy or to finally adopt the Policy with or without amendments or modifications.*
- (c) Following final adoption of a Town Planning Scheme Policy, details thereof shall be advertised publicly and a copy kept with the Scheme documents for inspection during normal office hours.*

8.8.3 *Following final adoption, a Town Planning Scheme Policy may only be altered or rescinded by—*

- (a) *Preparation and final adoption of a new Policy pursuant to this Clause, specifically worded to supersede an existing Policy.*
- (b) *Publication of a formal notice of rescission by the Council twice in a newspaper circulating in the area.*

8.8.4 *A Town Planning Scheme Policy shall not bind the Council in respect of any applications for Planning Approval but Council shall take into account the provision of the Policy and objectives which the Policy was designed to achieve before making its decision.*

8.9 DELEGATION OF FUNCTIONS

with the following—

8.8 LOCAL PLANNING POLICIES

8.8.1 *Local Government may adopt policy (Policy Statements), for any matter it considers relevant to land use planning and for all or any part of the Scheme area, and may amend, add to or revoke a Policy Statement.*

8.8.2 *Any Outline Development Plan or Structure Plan, prepared in accordance with the Scheme, or other plan or strategy may be adopted by Local Government as a Policy Statement.*

8.9 RELATIONSHIP OF LOCAL PLANNING POLICIES TO SCHEME

8.9.1 *If a provision of a Local Planning Policy is inconsistent with the Scheme, the Scheme prevails.*

8.9.2 *A Policy Statement is not part of the Scheme and does not bind the local government in respect of any application for planning approval but the local government is to have due regard to the provisions of the Policy and the objectives which the Policy is designed to achieve before making its determination.*

8.10 PROCEDURE FOR MAKING OR AMENDING A LOCAL PLANNING POLICY

8.10.1 *If a local government resolves to prepare a Policy Statement, the Local Government—*

- (a) *is to publish a notice of the proposed Policy once a week for 2 consecutive weeks in a newspaper circulating in the Scheme area, giving details of;*
 - (i) *where the draft Policy may be inspected;*
 - (ii) *the subject and nature of the draft Policy; and*
 - (iii) *in what form and during what period (being not less than 21 days from the day the notice is published) submissions may be made;*
- (b) *may publish a notice of the proposed Policy in such other manner and carry out such other consultation as the local government considers appropriate.*

8.10.2 *After the expiry of the period within which submissions may be made, the Local Government is to—*

- (a) *review the proposed Policy in the light of any submissions made; and*
- (b) *resolve to adopt the Policy with or without modification, or not to proceed with the Policy.*

8.10.3 *If the local government resolves to adopt the Policy, the Local Government is to;*

- (a) *publish notice of the Policy once in a newspaper circulating in the Scheme area; and*
- (b) *if, in the opinion of the Local Government, the Policy affects the interests of the Commission, forward a copy of the Policy to the Commission.*

8.10.4 *A Policy has effect on publication of a notice under clause 8.10.3(a).*

8.10.5 *A copy of each Policy Statement, as amended from time to time, is to be kept and made available for public inspection during business hours at the offices of the Local Government.*

8.10.6 *Clauses 8.10.1 to 8.10.5, with any necessary changes, apply to the amendment or revoking of a Policy Statement.*

8.11 REVOCATION OF LOCAL PLANNING POLICY

8.11.1 *A Policy Statement may be revoked by—*

- (a) *the adoption by a Local Government of a new Policy under clause 8.10 that is expressed to supersede the existing Policy Statement; or*
- (b) *publication of a notice of revocation by the Local Government once a week for 2 consecutive weeks in a newspaper circulating in the Scheme area.*

8.12 DELEGATION OF FUNCTIONS”

and renumber this section including paragraph references correctly.

32. Modifying Table 1 Zoning Table by including under Industrial Uses, 'wind, solar or tidal energy facility' with a designation under the following zones—

- AA—Rural;
- AA—Special Rural;
- AA—Intensive Horticulture;
- AA—Light Industry; and
- AA—General Industry;

with a dashed line for the remaining zones (except 'Special Use' zone).

33. Introducing new definition of 'wind, solar or tidal energy facility' in Appendix No. IV – Interpretations' as follows—

"wind, solar or tidal energy facility"—means premises used to generate electricity by wind force, solar power or tidal action and includes any turbine, panel, building or other structure used in, or in conjunction with, the generation of electricity by wind force, solar or tidal activity but does not include micro-turbines or panels used principally to supply electricity for domestic or commercial properties, rural uses of the land or anemometers".

34. Introducing new Clause 6.19 'STRUCTURE PLAN' as follows—

6.19 STRUCTURE PLAN

6.19.1 *The local government or the Western Australian Planning Commission may require the preparation of a structure plan prior to considering a subdivision or development proposal for any area or zone in the scheme.*

6.19.2 *Subdivision and development should generally be in accordance with an approved structure plan.*

6.19.3 *A departure from, or alteration to, a structure plan may be permitted if the local government and Western Australian Planning Commission considers the proposed departure or alteration to be minor in nature and it will not prejudice the future subdivision and development of the area.*

6.19.4 Structure plan form and content

6.19.4.1 *A Structure Plan is to contain such detail as, in the opinion of the local government and Western Australian Planning Commission, is required to satisfy the planning requirements for the structure plan area, and should include the following details—*

- (a) *a set of maps and a report describing the structure plan area and surrounding land uses;*
- (b) *maps are to be of a legible scale for the structure plan area;*
- (c) *key opportunities and constraints of the structure plan area including landform, topography, hydrology, landscape, vegetation, soils, conservation and heritage values, ownership, land use, roads and services;*
- (d) *conservation and environmental values including bushland, wetlands, streams and water courses, foreshore reserves and setbacks, environmental policy areas and urban water management areas;*
- (e) *sites and features of Aboriginal and European heritage value;*
- (f) *transport routes, including highways, district and neighbourhood roads, public transport routes, cycle routes and railway stations;*
- (g) *the planning context for the structure plan including the regional and neighbourhood structure, relevant strategies, Scheme provisions and policies and where appropriate, an indication of how the structure plan is to be integrated into the surrounding area;*
- (h) *proposed major land uses, in particular, residential areas, public open space, school sites, civic and community uses, commercial uses (including the location and hierarchy of commercial centres), mixed use, industrial and mixed business uses;*
- (i) *the proposed indicative lot pattern and general location of any major buildings;*
- (j) *estimates of future lots, dwellings, population, commercial and industrial floor space;*
- (k) *provision for major infrastructure, including water supply, main drainage, sewerage, and other key infrastructure services;*
- (l) *the proposed road network and hierarchy, public transport services, and bicycle and pedestrian networks;*
- (m) *the timeframe and staging of subdivision and development, and the method of implementation, including any proposals for funding by development contributions; and*
- (n) *such other information as may be required by the local government as a result of the site's characteristics.*

6.19.5 Advertising and adoption of structure plans

6.19.5.1 Upon receiving a structure plan, the local government is to either—

- (a) determine that the structure plan is satisfactory for advertising;*
- (b) determine that the structure plan is not to be advertised until further details have been provided or modifications undertaken; or*
- (c) determine that the structure plan is not satisfactory for advertising and give reasons for this to the proponent.*

6.19.5.2 When the local government has determined the structure plan to be suitable for advertising, the structure plan should be advertised for a minimum period of 21 days.

6.19.5.3 The local government shall advise affected landowners and relevant agencies in writing that the structure plan is available for public advertising.

6.19.5.4 Following advertising, the local government shall consider the public submissions made in respect of the structure plan, and either uphold or dismiss the submissions made.

6.19.5.5 The local government may require modifications to the structure plan prior to adoption.

6.19.5.6 When the local government is satisfied with the structure plan, it is to adopt the structure plan and forward the Council's resolution, the adopted structure plan, and schedule of public submissions is to be forwarded to the Western Australian Planning Commission for final approval.

6.19.5.7 The Western Australian Planning Commission shall then either approve the structure plan, approve the structure plan with modifications or refuse the structure plan.

6.19.6 Operation of Structure Plan

6.19.6.1 A structure plan commences operation when it is adopted by the local government and approved by the Western Australian Planning Commission.

6.19.6.2 If a structure plan imposes a classification on the land included in it by reference to reserves, zones, or Residential Design Codes then—

- (a) the provisions of the structure plan apply to the land as if its provisions were incorporated into the Scheme and it is binding and enforceable in the same way as corresponding provisions incorporated in the Scheme; and*
- (b) provisions in the Scheme applicable to land in those classifications under the Scheme apply to the structure plan area;*
- (c) where there is conflict between the provisions of a zone, reserve or provision in a structure plan or a scheme, the scheme shall prevail.*

6.19.6.3 If the zones or reserves proposed by a structure plan are inconsistent with the scheme, they must be incorporated into the scheme via a scheme amendment prior to the local government advertising or adopting the structure plan.

6.19.7 Right of Review

6.19.7.1 The proponent of a structure plan required by this Scheme may make application for review under Part 14 of the Planning and Development Act 2005 on the following grounds—

- (a) The failure of the local government to make a determination on the content and requirement of a structure plan (or an amendment to a structure plan) within 120 days of the structure plan being lodged;*
- (b) A decision by the local government not to endorse a structure plan (or an amendment to a structure plan); and*
- (c) Conditions of approval of the structure plan (or an amendment to a structure plan).*

6.19.7.2 In considering other procedural matters involved with structure plans, the local government and proponent will be guided by policies of the Western Australian Planning Commission."

35. Modifying 'Appendix XI—Restrictive Covenants' by inserting 'Extinguish' in the third column of the second row.
36. Modifying Table 1 Zoning Table by including under Travelling & Vacational Uses', 'Short Stay Accommodation' with a designation under the following zones—
 - SA—Residential;
 - SA—Residential Development;
37. Modifying Table 1 Zoning Table by including under 'Commercial Uses', 'Warehouse & Storage' with a designation 'SA' under the Intensive Horticulture zones.
38. Amending the Scheme Maps accordingly.

K. BRANDENBURG, Shire President.
I. D'ARCY, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Town of Victoria Park

Town Planning Scheme No. 1—Amendment No. 63

Ref: TPS/1246

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 Victoria Park local planning scheme amendment on 18 May 2015 for the purpose of—

31A. AMENDING OR REVOKING A PLANNING APPROVAL

The local government may, on written application from the owner of land in respect of which planning approval has been granted, revoke or amend the planning approval, prior to the commencement of the use of development subject of the planning approval.

T. VAUGHAN, Mayor.
A. VULETA, Chief Executive Officer.

SALARIES AND ALLOWANCES TRIBUNAL

SA401*

SALARIES AND ALLOWANCES ACT 1975
DETERMINATION VARIATION

PREAMBLE

The Salaries and Allowances Tribunal has issued a determination in respect to the salary of the Deputy Director of Public Prosecutions within the Office of the Director of Public Prosecutions.

DETERMINATION

The determination of the Salaries and Allowances Tribunal made on 24 June 2014 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975*, as amended from time to time, is hereby varied by a further determination set out below.

This variation is effective on and from 2 June 2015.

Remove from Part 1 of the Fourth Schedule the following—

- (1) The holder of the office of Deputy Director of Public Prosecutions is to be paid a salary of \$386,819 per annum.

Include in Part 1 of the Fourth Schedule the following—

- (1) The holder of the office of Deputy Director of Public Prosecutions is to be paid a salary of \$391,888 per annum.

Dated at Perth this 2nd day of June 2015.

W. S. COLEMAN AM,
Chairman.

C. A. BROADBENT,
Member.

B. J. MOORE,
Member.

Salaries and Allowances Tribunal

SA402*

SALARIES AND ALLOWANCES ACT 1975
DETERMINATION VARIATION

PREAMBLE

The Salaries and Allowances Tribunal has issued a determination in respect to Senior Legal Office positions in the State Solicitor's Office and Parliamentary Counsel's Office within the Department of the Attorney General.

DETERMINATION

The determination of the Salaries and Allowances Tribunal made on 24 June 2014 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975*, as amended from time to time, is hereby varied by a further determination set out below.

This variation is effective on and from 2 June 2015.

Remove from Table 14—Remuneration and Offices within Part 1 of the Second Schedule the following—

<i>OFFICE</i>	<i>DEPARTMENT OR AGENCY</i>	<i>BAND</i>	<i>OFFICE HOLDER</i>	<i>SALARY</i>
Senior Assistant Parliamentary Counsel	Attorney General	4	L. O'Dwyer	\$237,941
Adviser, State Solicitors Office	Attorney General	4	A. Komninos	\$225,934
Adviser, State Solicitors Office	Attorney General	4	I. Petersen	\$225,934

Include in Table 14—Remuneration and Offices within Part 1 of the Second Schedule the following—

<i>OFFICE</i>	<i>DEPARTMENT OR AGENCY</i>	<i>BAND</i>	<i>OFFICE HOLDER</i>	<i>SALARY</i>
Senior Assistant Parliamentary Counsel	Attorney General	4	L. O'Dwyer	\$247,000
Adviser, State Solicitors Office	Attorney General	4	A. Komninos	\$240,000
Adviser, State Solicitors Office	Attorney General	4	I. Petersen	\$240,000

Remove Table 15—Indicative annual Salary (inclusive of annual leave loading) range for the classification of Senior Legal Officers within Part 2 of the Second Schedule—

SENIOR LEGAL OFFICES		
Band	Salary Range	
Band 1	\$405,614	\$467,174
Band 2	\$340,474	\$405,614
Band 3	\$272,234	\$340,474
Band 4	\$225,000	\$272,234

Include Table 15—Indicative annual Salary (inclusive of annual leave loading) range for the classification of Senior Legal Officers within Part 2 of the Second Schedule—

SENIOR LEGAL OFFICES		
Band	Salary Range	
Band 1	\$405,614	\$467,174
Band 2	\$340,474	\$405,614
Band 3	\$272,234	\$340,474
Band 4	\$240,000	\$272,234

Dated at Perth this 2nd day of June 2015.

W. S. COLEMAN AM,
Chairman.

C. A. BROADBENT,
Member.

B. J. MOORE,
Member.

Salaries and Allowances Tribunal

TRAINING

TA401*

VOCATIONAL EDUCATION AND TRAINING ACT 1996
CLASSIFICATION OF PRESCRIBED VOCATIONAL EDUCATION AND
TRAINING QUALIFICATIONS

Amendment to Western Australian *Government Gazette* 2009/225Under the *Vocational Education and Training Act 1996* (the VET Act) section 60C, I, the Minister for Training and Workforce Development hereby—

- revoke the previously gazetted classification of prescribed vocational education and training qualification as listed below—

Class A qualification

No.	Qualification	Conditions	Training Contract requirements				
			Title of apprentice under training contract	Nominal period (months) full time	Part time	School based	Other requirements
179.2	UEE20711 Certificate II in Data and Voice Communications		Trainee	12	Y	N	

and

- replace with the following prescribed vocational education and training qualification(s)—

Class B qualification

No.	Qualification	Conditions	Training Contract requirements					
			Title on contract	Nominal duration (months)	Part time	School based	Other requirements	Apprenticeship Title
179.3	UEE20711 Certificate II in Data and Voice Communications		Trainee	12	Y	Y	Nominal term for school based traineeship is 18 months	Data and Voice Communications (Level 2)

Dated: 2 June 2015.

Hon LIZA HARVEY MLA, Minister for Training and Workforce Development.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Anthea Gillian Masarei, late of 31A Zenobia Street, Palmyra, Western Australia, Speech Pathologist, 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 20 September 2014, are required by the Executrix, Fiona Louise Masarei, of care of Level 6, 33 Barrack Street, Perth WA 6000 to send particulars of their claims to her within one (1) month from the date of this notice, after which date the Executrix may convey or distribute the assets having regard only to the claims of which the Executrix then has notice.

ZX402*

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased persons listed below are required to send particulars of their claims to the legal personal representatives of care of Kott Gunning, Level 8, 140 St Georges Terrace, Perth by 20 July 2015, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which they then have notice.

Brian William Smith late of Unit 47, Leederville Gardens, 37 Britannia Road, Leederville, date of death 28 April 2014

Thomas Lee late of 53 Chancery Crescent, Willetton, date of death 21 July 2014

Brian William Duke late of 22 Clieveden Street, North Perth, date of death 18 November 2014

Ricardo Robert Jansen late of 83 Fauntleroy Avenue, Ascot, date of death 7 July 2013

James Joseph Dempsey late of 1 Brockman Flats, Newman Drive, Newman, date of death 14 October 2013

Raelene Dorothea O'Connor late of 91 Carisbrooke Street, Maddington, date of death 2 May 2014

Roderick Buchanan Brown late of 120 Whatley Crescent, Maylands, date of death 11 February 2015

Edwin Humphreys late of 64/143 Adelaide Terrace, East Perth, date of death 21 August 2014

Ian Carl Bain late of 2/71 Park Street, Como, date of death 18 May 2013

Joan Patricia Lamb late of Unit 11, 22 Third Avenue, Mandurah, date of death 21 May 2014

Gerald Benjamin Ivory late of Villa Gracia Jl Camplung, Tanduk, GG, Seminyak, Kuta, Badung, Bali, Indonesia, date of death 10 October 2014

Timothy Kuchel late of 18 Coleman Street, Esperance, date of death 30 July 2014

ZX403

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Estate of the late Robert Leslie Brockman, late of 13 Moon Parade, Albany, Western Australia, Public Servant, 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 9 April 2015, are required by the Executor, Nila Subert care of Seymour Legal, PO Box 5897, Albany WA 6332 to send particulars of their claims to the address stated herein within 30 days of this notice, after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

PUBLIC NOTICES

ZZ401*

DISPOSAL OF UNCOLLECTED GOODS ACT 1970**DISPOSAL OF UNCOLLECTED GOODS**

Notice under Part VI of Intention to Apply to Court for an Order to
Sell or Otherwise Dispose of Goods Valued in Excess of \$300

To: Ken Bende, Bailor.

You were given notice on 13 November 2014 that the following vehicle—Volkswagen Polo Registration number: 1CGR100 situated at 7B Pembroke Road, Wangara that significant money was owed for payment of storage for said vehicle. Subsequent to that date you have been uncontactable.

Unless not more than one month after the date of the giving of this notice you either take redelivery of the vehicle or give directions for their redelivery, Grant Julian, Julian Car Company, 7B Pembroke Road, Wangara, Bailee, intends making an application to the Court for an order to sell or otherwise dispose of the vehicle in accordance with the Act.

4 June 2015.

GRANT JULIAN, Bailee.

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