



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette

ISSN 1448-949X (print) ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, TUESDAY, 7 JULY 2015 No. 100

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 12.00 NOON
© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

| | Page |
|--|------|
| Lotteries Commission (Internet Entries) Amendment Rules 2014 | 2691 |

PART 2

| | |
|----------------------------|------|
| Consumer Protection | 2692 |
| Deceased Estates | 2698 |
| Health | 2692 |
| Heritage | 2693 |
| Local Government | 2693 |
| Planning | 2694 |
| Transport | 2697 |
| Treasury and Finance | 2697 |

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher
Lower Ground Floor,
10 William St. Perth, 6000
Telephone: 6552 6000 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Publications Officer on (08) 6552 6012.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2015 (Prices include GST).

Deceased Estate notices (per estate)—\$30.75

Articles in Public Notices Section—\$71.50 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices—

Per Column Centimetre—\$14.25

Bulk Notices—\$261.00 per page

Electronic copies of gazette notices sent to clients for lodgement with the Delegated Legislation Committee—\$47.00

Clients who have an account will only be invoiced for charges over \$50.

For charges under \$50, clients will need to supply credit card details at time of lodging notice (i.e. a notice under 4cm would not be invoiced).

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

— PART 1 —

LOTTERIES

LO301*

Lotteries Commission Act 1990

Lotteries Commission (Internet Entries) Amendment Rules 2014

Made by the Lotteries Commission under section 28(1) of the Act.

1. Citation

These rules are the *Lotteries Commission (Internet Entries) Amendment Rules 2014*.

2. Commencement

These rules come into operation as follows —

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on the day after that day and apply to Set for Life draws conducted on or after 24 November 2014.

3. Rules amended

These rules amend the *Lotteries Commission (Internet Entries) Rules 2010*.

4. Rule 3 amended

In rule 3 in the definition of *lotto* after paragraph (e) insert:

- (fa) Set for Life as defined in the *Lotteries Commission (Set for Life) Rules 2014* rule 3;

The Common Seal of the Lotteries)
Commission was affixed on the) L.S.
17th day of October 2014,)
by order and in the presence of —)

JOHN ATKINS, Chairperson.
ANDREA HALL, Board Member.
GARRY TRINDER, Board Member.

— PART 2 —

CONSUMER PROTECTION

CP401*

RETAIL TRADING HOURS ACT 1987**RETAIL TRADING HOURS (CITY OF ALBANY) VARIATION ORDER (NO. 4) 2015**

Made by the Minister for Commerce under section 12E of the Act.

1. Citation

This order is the *Retail Trading Hours (City of Albany) Variation Order (No. 4) 2015*.

2. Commencement

This order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) the rest of the order—on the day after that day.

3. Variation of retail trading hours

General retail shops, other than motor vehicle shops, in the Albany local government district, are authorised to be open at times when those shops would otherwise be required to be closed—

- (a) on each day specified in the Table; and
- (b) during the hours specified for that day in the Table.

Table

| Day | Hours |
|--------------------------|---------------------------|
| Sunday 27 September 2015 | from 10.00am until 5.00pm |
| Monday 28 September 2015 | from 10.00am until 5.00pm |

M. MISCHIN, Minister for Commerce.

HEALTH

HE401*

**HEALTH PRACTITIONER REGULATION NATIONAL LAW
(WESTERN AUSTRALIA) ACT 2010****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)****MEDICAL (AREA OF NEED) DETERMINATION (NO. 6) 2015**

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

Citation

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 6) 2015*.

Commencement

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

Area of need

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

Expiry of determination

4. This determination expires two years after its commencement.

SCHEDULE**RADIOLOGY SERVICES IN THE TOWN OF AUGUSTA AND MARGARET RIVER IN THE
SHIRE OF AUGUSTA-MARGARET RIVER**

Dated this 29th day of June 2015.

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

HERITAGE

HR401***HERITAGE OF WESTERN AUSTRALIA ACT 1990**
ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES
Proposed Permanent Registration (Crown and Private)

Notice is hereby given in accordance with Section 47(5) of the *Heritage of Western Australia Act 1990*, the Heritage Council hereby gives notice that it has advised the Minister for Heritage regarding registration of crown property that it has resolved that—

1. the place listed below is of cultural heritage significance, and is of value for the present community and future generations;
2. the protection afforded by the *Heritage of Western Australia Act 1990* is appropriate; and
3. the place should be entered in the Register of Heritage Places on a permanent basis.

Notice is hereby given that the place below will be entered in the Register of Heritage Places on an interim basis with effect from today in accordance with section 50(1)(b) of the *Heritage of Western Australia Act 1990*. The place listed below is wholly or partly vested in the Crown, or in a person on behalf of the Crown, in right of the State.

Notice is hereby given in accordance with Section 49(1) of the *Heritage of Western Australia Act 1990* that, pursuant to a direction from the Minister for Heritage, it is proposed that the place described below be entered in the Register of Heritage Places on a permanent basis. The Heritage Council invites submissions on the proposal, which must be in writing and should be forwarded to the address below not later than 18 August 2015.

Esperance Fish Cannery (fmr) at Lot 1018 Norseman Road, Chadwick; Pt of Res 34219, being Ptn of Lot 1018 on DP 28537, and being pt of the land contained in CLT V 3125 F 357 as shown on HCWA Curtilage Map P5056-0.

GRAEME GAMMIE, Executive Director,
Department of the State Heritage Office,
Bairds Building 491 Wellington Street Perth WA 6000.

7 July 2015.

LOCAL GOVERNMENT

LG401***LOCAL GOVERNMENT ACT 1995**
REPEAL OF SIGNS LOCAL LAW 2007
City of Nedlands

The City of Nedlands resolved, at its Ordinary Meeting of Council 23 June 2015, to repeal its Signs Local Law 2007.

The purpose of this local law is to provide for the regulation, control and management of signs within the district.

The effect of this local law is to establish the requirements with which any person seeking to erect a sign within the City of Nedlands must comply.

The City has replaced the Signs Local Law 2007 with the Local Planning Policy—Advertising Signs. This is available for viewing within the City's Local Planning Policy Manual on the City's website at www.nedlands.wa.gov.au.

GREG TREVASKIS, Chief Executive Officer.

2 July 2015.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Denmark

Town Planning Scheme No. 3—Amendment No. 138

Ref: TPS/1423

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 Denmark local planning scheme amendment on 23 June 2015 for the purpose of—

- i. Rezoning No. 10 (Lot 402) Myers Road, Shadforth, from 'Rural' to 'Special Rural SR26' and amend the Scheme Maps accordingly.
- ii. Inserting Special Rural Zone No. 26 provisions in Appendix VI—Special Rural Zone of the Scheme Text as follows—

PROVISIONS RELATING TO SPECIFIED AREAS

| PARTICULARS OF THE LAND | PROPOSED USES | SPECIAL PROVISIONS |
|-------------------------|--|--|
| 26 | No. 10 (Lot 402) Myers Road, Shadforth Rural Smallholdings Permitted Uses (P) Single House Permitted at Council's discretion (AA) * Rural Pursuit * Horticulture * Holiday Accommodation * Holiday Home (standard) * Holiday Home (Large) * Home Occupation * Home Business * Cottage Industry | (i) Subdivision and development shall generally be in accordance with the Subdivision Guide Plan 12 39-SGP(f) dated April 2015. (ii) The minimum lot size shall be 4 hectares. (iii) Building envelopes (maximum 3000m ²) should generally be as per the endorsed Subdivision Guide Plan, with all buildings and effluent disposal systems to be located within the building envelopes. (iv) Any proposals seeking to vary the location of the building envelopes needs to at least have regard to the following— (a) A minimum front boundary setback of 20 metres to Myers Road and the new road off Cussons Road. (b) A minimum setback of 100 metres to the South Coast Highway lot frontage. (c) A minimum setback of 50 metres to Cussons Road lot frontage. (d) Minimum side and rear setbacks of 15 metres, with the exception that Lots 3 and 4 are to have a side/rear boundary setback of 100 metres having regard to the extreme fire risk associated with the adjoining vegetation. (e) Minimum setback of 30 metres from the Vegetation Protection Area as identified on the Subdivision Guide Plan. (f) Visual impact/amenity from adjoining roads. (g) Other issues as identified on the Opportunities and Constraints Plan for the land as provided for in the Scheme Amendment 138 documentation. (v) Zincalume or white coloured roofs and external wall materials shall not be permitted. (vi) No boundary fencing shall be constructed of fibre cement, metal |

| PARTICULARS OF THE LAND | PROPOSED USES | SPECIAL PROVISIONS |
|-------------------------|---------------|---|
| | | <p>sheeting or wooden picket. If fencing is utilised, it should be of rural construction such as post and strand (or similar) to the satisfaction of Council.</p> <p>(viii) Vegetation Protection and Revegetation</p> <ol style="list-style-type: none"> 1. No clearing of vegetation shall occur except for— <ul style="list-style-type: none"> * Clearing to comply with requirements of the <i>Bush Fires Act 1954</i> (as amended); * Clearing within the building envelope as may be reasonable required to construct an approved building and curtilage; * Trees which are dead, dismissed and dangerous. * Clearing to gain vehicular access to an approved dwelling or any other clearing which may be approved by the Council. 2. Council may request the Commission to impose a condition at the time of subdivision for the revegetation of areas shown on the Subdivision Guide Plan. Council shall require the use of endemic native shrubs and trees and shall require that these are maintained for a period of at least three years. 3. Additional tree planting may be required as a condition of development approval. <p>(viii) With the intention of preventing erosion or practices detrimental to the amenity within the zone, 'Rural Pursuit' and 'Horticulture' land uses shall not be permitted without the consent of the Council. The Council may impose limits on stocking or any other conditions as it sees fit and may vary such conditions in the light of prevailing seasonal conditions.</p> <p>(ix) The keeping of livestock shall be restricted to fenced, pastured areas of the lot. The owner is responsible for the construction and maintenance of stock proof fencing to protect remnant vegetation.</p> <p>(x) Provision of potable water shall be the responsibility of the individual landowner at the time of development and shall involve the installation of a water storage tank of not less than 92,000 litre capacity.</p> <p>(xi) On-site effluent disposal shall be the responsibility of the individual landowner at the time of development, with the effluent disposal system to be approved by Council.</p> <p>(xii) Subdivision and development shall be in accordance with the approved Fire Management Plan for the land.</p> <p>(xiii) All single houses shall be constructed to AS 3959-2009 Construction of Buildings in Bushfire Prone Areas (as amended), with no building requiring greater construction rating than BAL-29.</p> |

| PARTICULARS OF THE LAND | PROPOSED USES | SPECIAL PROVISIONS |
|-------------------------|---------------|---|
| | | (xiv) When considering land use of 'Holiday Accommodation', support of a holiday accommodation proposal will only be forthcoming where the accommodation is limited solely within the dwelling. |

R. THORNTON, Shire President.
D. STEWART, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Manjimup
Local Planning Scheme No. 4—Amendment No. 10

Ref: TPS/1128

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 Manjimup local planning scheme amendment on 23 June 2015 for the purpose of—

1. Amending Schedule 2 'Rural Residential—Additional Requirements', as it relates to area No. 20, Nelson Location 4172 South Coast Highway, Walpole, as follows—

| Area No. 20 | Special Provisions |
|--|--|
| Lots 6-11 inclusive on Deposited Plan 24178, Kaba Grove, Walpole | <ol style="list-style-type: none"> 1. Subdivision and Development is to be generally in accordance with the Plan of Subdivision which formed part of Amendment 80 to Town Planning Scheme No. 2, or as amended in full or in part by a subsequent Structure Plan endorsed by the local government and the Commission in accordance with Part 6.4 of the Scheme. 2. The provisions of Clause 5.24 regarding supply of water shall apply. 3. In any event no building shall be constructed closer than 100 metres to the boundary of the National Park, except where modified by an endorsed Structure Plan. 4. No stock or domestic animals shall be kept on the land. 5. No boundary fences shall be constructed unless prior approval is granted by the local government in consultation with Department of Parks and Wildlife and Department of Fire and Emergency Services. 6. Owners are required to provide a 50,000 litre water tank solely for fire fighting purposes fitted with standard fire fighting couplings as per Department of Fire and Emergency Services requirements. 7. Where required by the Department of Health and/or local government, alternative treatment units will be installed to the satisfaction of the local government and/or the Department of Health. 8. All new dwellings on the land identified as Lot 10 on Deposited Plan 24178 Kaba Grove, Walpole are to be built in accordance with the provisions for BAL29, or equivalent, as outlined in Australian Standard 3959 <i>Construction of Buildings in Bushfire Prone Areas</i>. |

2. Amending Schedule 9 'Additional Uses', by deleting 'Additional Use A2'—Lot 6 Kaba Grove and removing the Additional Use 'A2' designation from the Scheme Map.

W. DECAMPO, Shire President.
A. CAMPBELL, Chief Executive Officer.

TRANSPORT

TN401*

ROAD TRAFFIC ACT 1974
ROAD TRAFFIC (VEHICLES) REGULATIONS 2014
 EXEMPTION

To Allow Certain Vehicles to have Varying Warning Sign Position
 (RTVSR—2015—200564)

1. Exemption

I, Reece Waldock, Director General of Transport, acting pursuant to regulation 462(1)(d) of the *Road Traffic (Vehicles) Regulations 2014* hereby exempt the vehicles to which this Notice applies from the following provisions of the *Road Traffic (Vehicles) Regulations 2014* subject to compliance with the conditions set out in this Notice—

Road Traffic (Vehicles) Regulations 2014, Division 6—Vehicle Marking, Regulation 277(8) regarding fitting the “road train” or “long vehicle” warning signs for certain combinations.

2. Vehicles to which this Notice applies

Road Trains and other vehicle combinations which required to display road train warning signs or long vehicle warning signs under Regulation 276 of the *Road Traffic (Vehicles) Regulations 2014*.

3. Conditions

A vehicle to which this Notice applies is exempt from the respective provision/s set out in clause 1(a) of this Notice provided that it complies with the following conditions—

- 3.1. If a “road train”, or “long vehicle” warning sign is to be displayed on the road train, or other long vehicle combination ;
 - 3.1.1. any part of the warning sign may be fitted not less than 400 mm above ground level and not higher than 1.8 m above ground level except in the circumstances to which clause 3.1.2 of this Notice apply.
 - 3.1.2. If an obstruction forming part of the rear trailer (*for example, a ladder or a tarpaulin handle*) makes it impracticable to mount the rear warning sign in a way that the sign can be seen easily from behind when mounted in accordance with 3.1.1 then—
 - a. any part of the warning sign at the rear of the combination may be fitted over 1800 mm above ground level, but must not be fitted over 2600 mm above ground level; and
 - b. if the sign is in 2 parts—the parts may be fitted one above the other, provided that both parts of the sign are on the same side of the rear of the trailer and not more than 500 mm apart from the closest horizontal edge of the other part of the sign and;
 - i. the word ‘Road’ is fitted above the word ‘Train’.
 - ii. the word ‘LONG’ is fitted above the word ‘vehicle’.

REECE WALDOCK, Director General.

TREASURY AND FINANCE

TR401*

ECONOMIC REGULATION AUTHORITY (LICENSING FUNDING) REGULATIONS 2014
 EXEMPTION

Made by the Minister under regulation 10 of the *Economic Regulation Authority (Licensing Funding) Regulations 2014*.

This exemption comes into operation on the day of publication in the *Gazette*.

The following persons are exempt for an indefinite period from liability to pay the annual licence charge, specific charge and quarterly standing charge for each water services licence—

Shire of Brookton
 Shire of Coolgardie
 Shire of Dalwallinu
 Shire of Denmark
 Shire of Dowerin
 Shire of Dumbleyung
 Shire of East Pilbara

Shire of Gnowangerup
Shire of Goomalling
Shire of Jerramungup
Shire of Kent
Shire of Koorda
Shire of Lake Grace
Shire of Moora
Shire of Morawa
Shire of Ravensthorpe
Shire of Victoria Plains
Shire of Wickpin
Shire of Yilgarn

Dr MIKE NAHAN MLA, Treasurer.

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estates of the undermentioned deceased persons are required by the Executor of this estate to send particulars of their claims to the Executor within one month from the date of publication of this notice after which date the Executor may convey or distribute the assets having regard only to the claims of which the Executor then has notice.

Trifunoska, Jordanka, late of 2 De Grey Street, Innaloo who died on the 12th December 2013.

Van Breugel, Olive Liana, late of 53 Highclere Boulevard, Marangaroo who died on the 24th September 2014.

Smith, Maisie Lilian, late of Brightwater, Oxford Gardens Care Facility, 30 Regents Park Road, Joondalup who died on the 21st April 2015.

HAYNES LEGAL, Solicitors for the Executors,
Barristers & Solicitors,
Suite 16, 56 Creaney Drive, Kingsley WA 6026.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of Suzanne Kay Baker, late of 5 Hamer Avenue, Wembley Downs.

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 12th day of August 2014, are required by the personal representatives Aiteira Naomi Baker of 9 Pindari Road, City Beach, Western Australia and Charise Nanielle Baker of 3 Palana Road, City Beach, Western Australia to send particulars of their claims to Merle Bloch Barrister & Solicitor of Suite 3, 5 Colin Street, West Perth, Western Australia by the 8th day of August 2015 after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

!! NOW AVAILABLE !!



**LAW ALMANAC
2015**



**Cost: \$23.65 (incl. GST)
(plus postage)**

*Orders can be placed online or by phoning / faxing
Visa or Master Card details to:*

STATE LAW PUBLISHER

PHONE: 6552 6000

FAX: 9321 7536

www.slp.wa.gov.au

Counter Sales are not available

STATE LAW PUBLISHER SUBSCRIPTION RATES FOR 2016

All subscriptions are for the period from 1 January to 31 December 2016. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include GST where applicable and postage by surface mail unless stated otherwise.

GOVERNMENT GAZETTE

General *Government Gazettes* are published on Tuesday and Friday of each week, unless disrupted by public holidays or unforeseen circumstances. Special *Government Gazettes* are published periodically on any day.

| | |
|---------------------|----------|
| All Gazettes | \$ |
| Within WA | 1,202.00 |
| Interstate | 1,222.00 |

Bound Volumes of full year 1,420.00

INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

| | |
|------------------|--------|
| | \$ |
| Within WA | 550.00 |
| Interstate | 654.00 |

HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

| | |
|------------------|----------|
| | \$ |
| Within WA | 1,086.00 |
| Interstate | 1,328.00 |

Bound Volumes of Hansard

| | |
|------------------|----------|
| Within WA | 1,070.00 |
| Interstate | 1,086.00 |

STATUTES

Bound Statutes

Bound volumes are posted during March of the following year.

| | |
|--------------------------------|----------|
| | \$ |
| Within WA..... | 386.00 |
| Interstate | 431.00 |
| Overseas | 500.00 |
| Half Calf Bound Statutes | 1,067.00 |

Loose Statutes

Statutes are posted weekly as they become available.

| | |
|------------------|--------|
| | \$ |
| Within WA..... | 439.00 |
| Interstate | 455.00 |

Sessional Bills

Bills are posted weekly as they become available.

| | |
|------------------|--------|
| | \$ |
| Within WA | 571.00 |
| Interstate | 601.00 |

CLAIMS FOR MISSING SUBSCRIPTION ITEMS

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

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

Please debit my: Visa Card MasterCard

Card Number:

Expiry date of card:...../.....

Name of card holder:.....