



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X (print)

ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, TUESDAY, 25 AUGUST 2015 No. 131

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 12.00 NOON

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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

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— PART 1 —

HEALTH

HE301*

Tobacco Products Control Act 2006

Tobacco Products Control Amendment Regulations (No. 4) 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Tobacco Products Control Amendment Regulations (No. 4) 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 *Tobacco Products Control Regulations 2006*.

4. Regulation 58 amended

- (1) Delete regulation 58(2)(b)(ii).
- (2) After regulation 58(2)(b) insert:
 - (ca) assisting an officer of Customs as defined in the *Customs Act 1901* (Commonwealth) section 4(1) in the performance of a function relating to the investigation and enforcement of an offence under a Commonwealth law;
- (3) Delete regulation 58(2)(c)(i), (ii) and (iii) and insert:
 - (i) a Customs Act within the meaning of the *Customs Act 1901* (Commonwealth); or

- (ii) an Excise Act within the meaning of the *Excise Act 1901* (Commonwealth); or
- (iii) a taxation law as defined in the *Taxation Administration Act 1953* (Commonwealth) section 2(1),

N. HAGLEY, Clerk of the Executive Council.

PLANNING

PL301*

Planning and Development Act 2005

Planning and Development Amendment Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Planning and Development 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 19 October 2015.

3. Regulations amended

These regulations amend the *Planning and Development Regulations 2009*.

4. Regulation 46 amended

- (1) In regulation 46 delete the definition of *structure plan*.
- (2) In regulation 46 insert in alphabetical order:

activity centre plan has the meaning given in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2 clause 30;

local development plan has the meaning given in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2 clause 46;

structure plan has the meaning given in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2 clause 14.

5. Regulation 48 amended

- (1) Delete regulation 48(1)(b) and insert:
 - (b) the adoption of a structure plan, activity centre plan or local development plan provided by the applicant; or
 - (c) an amendment to a structure plan, activity centre plan or local development plan provided by the applicant.

- (2) In regulation 48(4) delete “adopt a structure plan” and insert:

adopt or amend a structure plan, activity centre plan or local development plan

- (3) In regulation 48(7) delete “or (4)”.

- (4) After regulation 48(7) insert:
 - (8A) A local government may refuse to advertise a structure plan, activity centre plan or local development plan or an amendment to a structure plan, activity centre plan or local development plan related to a request referred to in subregulation (4) until —
 - (a) the estimated total fee specified in the estimate given in accordance with the subregulation is paid; or
 - (b) if that fee is reduced under subregulation (6), the reduced fee is paid.

- (5) In regulation 48(8):
 - (a) in paragraph (a) delete “adoption of a structure plan; or” and insert:

adoption or amendment of a structure plan, activity centre plan or local development plan; or

- (b) in paragraph (b) delete “adoption of a structure plan,” and insert:

adoption or amendment of a structure plan, activity centre plan or local development plan,

Note: The heading to amended regulation 48 is to read:

Fees for scheme amendments, structure plans, activity centre plans and local development plans

6. Regulation 51 amended

Delete regulation 51(1)(b) and insert:

- (b) adoption or amendment of a structure plan, activity centre plan or local development plan provided by the applicant,

7. Schedule 2 amended

In Schedule 2 after item 4 insert:

- 5A. Determining an application to amend \$295
or cancel development approval

8. Schedule 4 heading amended

In the heading to Schedule 4 delete “**structure plans**” and insert:

structure plans, activity centre plans and local development plans

9. Schedule 4 amended

- (1) In Schedule 4 in the Form delete “4. **Decision to adopt:**” and insert:

4. Decision to adopt or amend:

- (2) In Schedule 4 delete the passage that begins with “Notes to Form —” and ends with “items 3, 4 and 5.” and insert:

Notes to Form —

1. This form is based on the provisions for the adoption and amendment of structure plans, activity centre plans and local development plans set out in the *Planning and Development (Local Planning Scheme) Regulations 2015*. Item 5 should not

be included for local development plans as these are not referred to the Commission.

2. If readvertising of a proposed structure plan, activity centre plan or local development plan or a proposed amendment to one of those plans is required, the hours needed to arrange the readvertising and review the submissions and the direct costs incurred in readvertising the plan or the amendment are to be included in items 3, 4 and 5.

N. HAGLEY, Clerk of the Executive Council.

WATER/SEWERAGE

WA301*

Country Areas Water Supply Act 1947

Country Areas Water Supply (Water Reserve and Catchment Area Abolition) Order 2015

Made by the Governor in Executive Council under section 9(1)(d) of the Act.

1. Citation

This order is the *Country Areas Water Supply (Water Reserve and Catchment Area Abolition) Order 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. Depot Springs Water Reserve abolished

- (1) In this clause —

Depot Springs Water Reserve means the Depot Springs Water Reserve constituted by Order in Council titled “Constitution of Depot Springs Water Reserve” (published in the *Gazette* on 15 June 1973 at p. 2223).

- (2) The Depot Springs Water Reserve is abolished.

— PART 2 —

CEMETERIES

CE401*

CEMETERIES ACT 1986

Shire of Denmark

FEES AND CHARGES

In pursuance of the powers conferred upon it by section 53 of the *Cemeteries Act 1986*, the Shire of Denmark hereby records having resolved on the 27th day of July 2015 to set the following fees and charges effective 14 days after this notice. The fees and charges shall be payable upon application for services detailed hereunder.

All fees and charges are inclusive of 10% GST (except where shown exempt)

Grant of Right of Burial (for 25 years, based on surface area of burial site, per below)	\$
2.5 metres x 1.3 metres	410.00
2.5 metres x 2.5 metres	620.00
Pre-need (Reservation) Fee	62.00
Grant of Right of Burial Renewal Fee	
2.5 metres x 1.3 metres	412.00
2.5 metres x 2.5 metres	618.00
Transfer of Grant of Right of Burial	23.00
Sinking of New Graves (based on 1.8 metres deep)	
<i>Weekdays</i>	
<i>At 1.8 metres deep</i>	
For a person 7 years of age and over	670.00
For a person under 7 years of age	390.00
For a stillborn child	390.00
Over 1.8 metres deep (per each additional 0.3m, or part thereof; charged in addition to fee at 1.8 metres deep [see above])	
Dug by machine	68.00
Dug by hand	124.00
<i>Weekends and Public Holidays</i>	
<i>At 1.8 metres deep</i>	
For a person 7 years of age and over	815.00
For a person under 7 years of age	535.00
For a stillborn child	535.00
Over 1.8 metres deep (per each additional 0.3m, or part thereof; charged in addition to fee at 1.8 metres deep [see above])	
Dug by machine	
Dug by hand	
Re-opening of Existing Grave & Exhumation Fees	
Interment in Existing Grave	730.00
Exhumation of a person	1,030.00
Reburial of a person after exhumation	1,030.00
Removal and replacement of headstone, kerbing, monument, or name plate (per hour)	41.00
<i>Weekends and Public Holidays</i>	
Interment in Existing Grave	730.00
Exhumation of a person	1,030.00
Reburial of a person after exhumation	1,030.00
Removal and replacement of headstone, kerbing, monument, or name plate (per hour)	52.00

Interment of Ashes in Niche Walls		\$
Ficifolia and Jacksonii		
Single only	105.00	
Double only	205.00	
Pre-need Reservation		
Single only	26.00	
Double only	26.00	
Kingia Australis		
Single only	310.00	
Double only	515.00	
Pre-need Reservation		
Single only	77.00	
Double only	77.00	
Interment or Scattering of Ashes & Plaques		
Interment of Ashes in a Family Grave or Niche Wall		
Weekdays	57.00	
Weekends and Public Holidays	113.00	
In special location in Cemetery other than Niche Wall	57.00	
Transfer of ashes to a new location (plus any associated costs)	57.00	
Removal of ashes from Cemetery to an authorised family member	41.00	
Scattering of ashes within the Cemetery	31.00	
Interment of ashes by Shire Officer (in addition to relevant interment fees above)	41.00	
Garden Ground Niche (may not be available)	721.00	
Gazebo Plaque Position (plus plaque) (may not be available)	412.00	
Kerb Plaque (plus plaque costs) (may not be available)	258.00	
Plaque Costs (acquisition of plaque)—actual cost plus \$50.00 Admin Fee		
Memorial Tree		
Pre-need Tree Leaf Position (25 year reservation)	105.00	
Tree Leaves (per position; plus plaque costs)	310.00	
Undertakers Fees		
Annual Licence Fee	227.00	GST Exempt
Single Funeral Permit	145.00	GST Exempt
Single Funeral Permit (non Funeral Directors)	227.00	GST Exempt
Monumental Masons Fees		
Annual Licence Fee	227.00	GST Exempt
Single Permit	145.00	GST Exempt
Other Cemetery Fees		
Interment or burial without due notice (refer clause 3.4 of Local Law)	175.00	
Copy of a Burial Register	26.00	GST Exempt
Late arrival or departure (refer clause 3.4 of Local Law)	23.00	
Permission to Erect or Alter Headstone, Monument or Name Plate	62.00	GST Exempt
Memorial Facilities under development		
Memorial Rock		
Standard (up to 700mm high)	3,090.00	
Large (701mm to 1500mm high)	5,150.00	
Very Large (over 1500mm high; limited to 2 only)	15,450.00	
Memorial Seat		
10 years	4,120.00	
Permission to place a plaque on an existing seat	310.00	GST Exempt

DALE STEWART, Chief Executive Officer.

CORRECTIVE SERVICES

CS401*

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Department of Corrective Services has revoked the following Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Revocation Date
Cameron	Nicholas William	PA 0013	20/8/2015

This notice is published under section 15P of the *Prisons Act 1981*.

DAVID HUGHES, Manager,
Acacia Prison Contract.

Dated: 20 August 2015.

CS402*

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Department of Corrective Services has revoked the following Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Revocation Date
Nolan	Blake	WAN 006	20/08/2015
Dowsett	Timothy	WAN 040	20/08/2015
Simonsen	Linda	WAN 0020	20/08/2015

This notice is published under section 15P of the *Prisons Act 1981*.

DAVID HUGHES, Manager,
Acacia Prison Contract.

Dated: 20 August 2015.

EDUCATION

ED401

SCHOOL EDUCATION ACT 1999

EXEMPTION

Gascoyne Junction Remote Community School

Under the provisions of section 126(1)(a) of the *School Education Act 1999*, I, the Hon. Peter Collier MLC, Minister for Education, grant an exemption to Gascoyne Junction Remote Community School from the requirement to have a Council.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

GASCOYNE DEMERSAL SCALEFISH MANAGEMENT PLAN AMENDMENT 2015

FD 6425/15 [1245]

Made by the Minister under section 54.

1. Citation

This instrument is the *Gascoyne Demersal Scalefish Management Plan Amendment 2015*.

2. Management plan amended

The amendments in this instrument are to the *Gascoyne Demersal Scalefish Management Plan 2010*.

3. Commencement

This instrument commences on 1 September 2015.

4. Clause 1 amended

Delete clause 1 and insert—

1. Citation

This plan is the *Gascoyne Demersal Scalefish Managed Fishery Management Plan 2010*.

5. Clause 3 amended

(a) In the definition **demersal scalefish**, delete paragraph (b) and insert—

(b) pink snapper;

(b) In the definition **pink snapper** delete—

and any fillet of demersal scalefish

(c) Delete the definitions—

Marine Aquarium Fish managed fishery licence plan

Shark Bay Beach Seine and Mesh Net managed fishery licence

Shark Bay Prawn managed fishery licence

Shark Bay Scallop managed fishery licence

Shark Bay Snapper managed fishery licence

West Coast Demersal Gillnet and Demersal Longline interim managed fishery permit

and insert in the respective alphabetical place—

Marine Aquarium Fish managed fishery licence means an authorisation granted under Part 6 of the Act authorising commercial fishing in accordance with the relevant management plan in force in respect of the Marine Aquarium Managed Fishery;

plan means the *Gascoyne Demersal Scalefish Managed Fishery Management Plan 2010*;

Shark Bay Beach Seine and Mesh Net managed fishery licence means an authorisation granted under Part 6 of the Act that authorises commercial fishing in accordance with the relevant management plan in force in respect of the Shark Bay Beach Seine and Mesh Net Fishery;

Shark Bay Prawn managed fishery licence means an authorisation granted under Part 6 of the Act authorising commercial fishing in accordance with the relevant management plan in force in respect of the Shark Bay Prawn Managed Fishery;

Shark Bay Scallop managed fishery licence means an authorisation granted under Part 6 of the Act authorising commercial fishing in accordance with the relevant management plan in force in respect of the Shark Bay Scallop Managed Fishery;

Shark Bay Snapper managed fishery licence means an authorisation granted under Part 6 of the Act authorising commercial fishing in accordance with the relevant management plan in force in respect of the Shark Bay Snapper Managed Fishery;

West Coast Demersal Gillnet and Demersal Longline interim managed fishery authorisation means an authorisation granted under Part 6 of the Act authorising commercial fishing in accordance with the relevant management plan in force in respect of the West Coast Demersal Gillnet and Demersal Scalefish Managed Fishery.

6. Clause 11 amended

Delete paragraph (1)(b) and insert—

(b) the application referred to in paragraph (a) is in respect of not less than 100 Class A and 100 Class B units; and

7. Clause 13 amended

Delete paragraph (g) and insert—

(g) the current and usual entitlement of Class A and Class B units conferred by the licence; and

8. Clause 15 amended

Delete paragraphs (a) and (b) and insert—

(a) 100 Class A and Class B units; or

(b) in the case of a licence granted in accordance with clause 11(d), 40 Class A and Class B units.

9. Clause 16 amended

(a) In paragraph (a), following the numerals “100” and “40” insert—
Class A and Class B

(b) In paragraph (b), after “pink snapper” insert—
or demersal scalefish

- (c) Delete paragraph (d) and insert—
 - (d) any fee has not been paid in respect of the licence from which the units are to be transferred.
- (d) Delete paragraph (e).

10. Clause 17 amended

- (a) In paragraph (a), after “ pink snapper ” insert—
 - or demersal scalefish
- (b) Delete paragraph (b) and insert—
 - (b) the transfer is of a whole number of units.
- (c) Delete paragraph (c).

11. Clause 18A inserted

After clause 18 insert—

18A. Fee payable by instalments

- (1) For the purposes of regulation 137(2) the total fee payable with respect to the renewal of a licence may be paid by instalments as specified in Schedule 8 if—
 - (a) an election to pay by instalments is made by the holder of a licence in accordance with subclause (2); and
 - (b) no other fee, charge or levy in respect of the licence remains payable at the time the election is received at the head office of the Department.
- (2) For the purposes of subclause (1) an election must be—
 - (a) made in writing; and
 - (b) received at an office of the Department on or before the day on which the licence expires; and
 - (c) accompanied by the first instalment and the surcharge.
- (3) For the purposes of regulation 137(3) the surcharge is 3.13% of the total fee.
- (4) A person must not fish in the Fishery at any time when any—
 - (a) fee; or
 - (b) surcharge,payable in respect of the licence is outstanding.

12. Clause 19 replaced

Delete clause 19 and insert—

19. Capacity of the Fishery

The capacity of the Fishery in any year ending on 31 August is—

- (a) 277,668 kilograms pink snapper (whole weight);
- (b) 227,726 kilograms demersal scalefish (whole weight).

13. Clause 20 replaced

Delete clause 20 and insert—

20. Scheme of entitlements

- (1) The sum of the entitlements to fish for pink snapper or demersal scalefish, as the case may be, that may be conferred by all licences, is equal in value to the respective capacities of the Fishery as provided for in clause 19.
- (2) The entitlement to fish for pink snapper or demersal scalefish conferred by a licence is to be expressed in terms of units of entitlement.
- (3) The extent of the entitlement to fish nominally arising from a unit (unit value) is determined in accordance with Schedule 7, and is limited by reference to a quantity of pink snapper or demersal scalefish measured in kilograms (whole weight).
- (4) Units of entitlement in the Fishery are classed as—
 - (a) Class A (pink snapper); and
 - (b) Class B (demersal scalefish).

14. Clause 21 replaced

Delete clause 21 and insert—

21. Conferral of entitlement

- (1) A licence granted in accordance with clauses 10(1)(a) or 11(d) and expiring on 31 August 2016 shall, when renewed, confer—
 - (a) in the case of Class A units, the entitlement conferred by the licence at the time of renewal; and
 - (b) in the case of Class B units, an equivalent number of units of usual entitlement as the number of Class A units conferred by the licence.

(2) Where a licence is granted in accordance with clause 10(1)(b) the licence shall, at the time it is granted, confer the number of Class B units of usual entitlement that correspond with the respective fishing boat licence numbers specified in Schedule 9.

(3) The fee payable for a conferral of Class B units pursuant to subclause (2) is \$8.53 per unit.

15. Clause 22 repealed

Delete clause 22.

16. Clause 24 amended

(a) Delete subclause (2) and insert—

(2) A nomination to fish must—

(a) be made—

(i) not more than 2 hours prior to the boat entering the waters of the Fishery; and

(ii) where the boat is in the waters of the Fishery, from a port area, and not more than 2 hours prior to the boat leaving on a fishing trip from the port area; and

(b) specify one licence under the authority of which fishing will be undertaken; and

(c) be made in respect of each fishing trip undertaken under the authority of the relevant licence.

(b) After subclause (5) insert—

(6) A nomination made in accordance with subclause (2) may—

(a) be amended by a subsequent nomination once a fishing trip has commenced and the boat is in the waters of the Fishery; and

(b) specify a different managed fishery licence.

(7) A nomination made under subclause (6) is taken to have been made in respect of a separate fishing trip.

17. Clause 27 amended

(a) Delete subclause (1) and insert—

(1) The authority conferred by a licence is of no effect at any time when the usual or current entitlement of a class of unit conferred by the licence is less than 100 units.

(b) In subclause 27(2)(b) after the numeral '40' insert—

Class A and Class B

18. Clause 28 replaced

Delete clause 28 and insert—

28. Prohibition on fishing in excess of entitlement

(1) The holder of a licence or a person acting on that person's behalf must not—

(a) fish for pink snapper or demersal scalefish in the waters of the Fishery from; or

(b) have on board or transport any pink snapper or demersal scalefish on; or

(c) land any pink snapper or demersal scalefish from,

the relevant authorised boat, unless the whole weight, as determined in accordance with clause 39, of all pink snapper or demersal scalefish—

(i) landed from the boat; or

(ii) taken with the use of the boat,

during the period for which the licence has been granted or renewed is less than the value of the entitlement conferred by the licence for the respective class of unit.

(2) In subclause (1) the value of the entitlement conferred by a licence is the value of the current entitlement of the licence, calculated by reference to the unit value for the respective class of unit.

19. Clause 28A inserted

After clause 28 insert—

28A. Minimum debit rule (pink snapper)

(1) The extent of the Class A entitlement conferred by a licence will be reduced by a minimum of 50 kilograms (whole weight) of pink snapper for every fishing day that a person fishes pursuant to a nomination made under clause 24.

(2) The extent of the Class A entitlement conferred by a licence will be reduced at the end of a fishing trip by either the amount of pink snapper taken (in kilograms whole weight) or the amount determined in accordance with subclause (1), whichever is the higher.

(3) For the purposes of this clause 'fishing day' means any 24 hour period, or part thereof, on which fishing occurs, commencing at midnight on the day the nomination made under clause 24 is made.

20. Clause 31 replaced

Delete clause 31 and insert—

31. Prohibition on storing, transporting or landing pink snapper or demersal scalefish except in regard to fish in specified condition

A person authorised to fish in the waters of the Fishery under the authority of—

- (a) a licence; or
- (b) a Shark Bay Prawn managed fishery licence; or
- (c) a Shark Bay Scallop managed fishery licence,

must not store, transport or land any pink snapper or demersal scalefish, except for bait, unless that pink snapper or demersal scalefish is—

- (i) whole fish; or
- (ii) fish which have been gilled; or
- (iii) fish which have been gutted; or
- (iv) fish which have been chilled; or
- (v) any combination of fish to which paragraphs (i) to (iv) apply.

21. Clause 35 amended

- (a) In subclause (1) delete paragraph (b) and insert—
 - (b) fishing by a person under the authority of a Mackerel Fishery authorisation; or
- (b) Delete subclause (2) and insert—
 - (2) Clause 29(3) does not apply to—
 - (a) fishing by a person under the authority of a Mackerel Fishery authorisation; or
 - (b) fishing by a person under the authority of a West Coast Demersal Gillnet and Demersal Longline interim managed fishery authorisation; or
 - (c) fishing for squid or cuttlefish by means of a jig.
- (c) In subclause (3), delete paragraph (b) and insert—
 - (b) a licensed fishing boat in respect of which a fishing tour operator's licence or restricted fishing tour operator's licence is held and which is being used solely for the conduct of a fishing tour; or
- (d) In clause 35, after subclause (6) insert—
 - (7) Clauses 32 and 33 do not apply to demersal scalefish taken by a person fishing under the authority of—
 - (a) a Shark Bay Prawn managed fishery licence; or
 - (b) a Shark Bay Scallop managed fishery licence,
with the exception of species identified by the common names—
 - (i) goldband snapper;
 - (ii) deep water snapper;
 - (iii) red emperor;
 - (iv) pearl perch.
 - (8) Clause 32 does not apply to pink snapper or demersal scalefish taken in rock lobster pots by a person operating under the authority of an authorisation issued with respect to the West Coast Rock Lobster Managed Fishery.

22. Clause 36 amended

- (a) In paragraphs (a) and (b) after “pink snapper”, in each place where it appears, insert—
or demersal scalefish
- (b) Delete paragraph (c) and insert—
 - (c) the licence holder, not more than 14 days after the landing of the pink snapper or demersal scalefish, or of being notified by the Department (as the case may be), paid to the Fisheries Research and Development Fund an amount of money equal to the product of the number of kilograms in whole weight by which the value of the entitlement was exceeded and the prescribed value (per unit of weight) of—
 - (i) pink snapper (with respect to pink snapper); or
 - (ii) goldband snapper (with respect to demersal scalefish),
as specified in Schedule 9 to the regulations.

23. Clause 37 amended

- (a) In clause 37 after “pink snapper”, in each place where it appears, insert—
or demersal scalefish
- (b) In subclause 37(5), delete paragraphs (b) and (c) and insert—
 - (b) without the consent of the master.

24. Clause 38 amended

- (a) Delete the heading and insert—
Catch and Disposal Records
- (b) After “ pink snapper ”, in each place where it appears, insert—
 or demersal scalefish
- (c) After subclause (4) insert—
- (5) With respect to the determination of the whole weight of pink snapper under subclause (2)(a)(vi), the entitlement conferred by a licence with respect to Class A units is reduced by—
- (a) 50 kilograms, pursuant to clause 28A; or
 - (b) the amount recorded under subclause (2)(a)(vi),
 whichever is the higher.

25. Clause 39 amended

After “ pink snapper ” insert—
 or demersal scalefish

26. Clause 40 amended

- (a) Delete subclause (3) and insert—
- (3) Subclause (2) does not apply in regard to—
- (a) pink snapper or demersal scalefish taken under, and in the possession of a person fishing under, the authority of an authorisation specified in Schedule 3; or
 - (b) the master of a licensed fishing boat being used solely for the purposes of a fishing tour under the authority of a fishing tour operator’s licence or a restricted fishing tour operator’s licence; or
 - (c) a person fishing under the authority of—
 - (i) a Shark Bay Prawn managed fishery licence; or
 - (ii) a Shark Bay Scallop managed fishery licence.
- (b) In subclause (4) after the numeral “ 100 ” insert
 Class A and Class B

27. Clause 42 replaced

Delete clause 42 and insert—

42. Offences

A person who contravenes clause 18A, 23, 24, 25, 26, 28, 29, 30, 31, 32, 33, 34, 37, 38, 40 or 41 commits an offence.

28. Schedule 3 replaced

Delete Schedule 3 and insert—

**Schedule 3—Authorisations to which certain exceptions to prohibitions apply
 (clauses 35, 40)**

- (a) Marine Aquarium Fish managed fishery licence;
- (b) Shark Bay Beach Seine and Mesh Net managed fishery licence, and in respect of the waters described in Schedule 5(b);
- (c) West Coast Demersal Gillnet and Demersal Longline interim managed fishery authorisation.

29. Schedule 4 replaced

Delete Schedule 4 and insert—

Schedule 4—Whole weight conversion factors (clause 39)

For pink snapper or demersal scalefish that is gilled, gutted, or gilled and gutted—1.2

30. Schedule 7 replaced

Delete Schedule 7 and insert—

Schedule 7—Determination of unit value (clause 20)

- (1) The value of a unit of pink snapper entitlement is determined in accordance with the formula—

$$\frac{C}{5142} = U$$

where—

- (a) C is the capacity of the part of the Fishery relating to pink snapper at the relevant time; and
- (b) 5142 is the total number of Class A units; and
- (c) U is the unit value.

(2) The value of a unit of demersal scalefish entitlement is determined in accordance with the formula—

$$\frac{C}{7346} = U$$

where—

- (a) C is the capacity of the part of the Fishery relating to demersal scalefish at the relevant time; and
- (b) 7346 is the total number of Class B units; and
- (c) U is the unit value.

31. Schedules 8 and 9 inserted

After Schedule 7 insert—

Schedule 8—Payment by instalments (clause 18A)

The fee payable in respect of the renewal of a licence may be paid in instalments consisting of—

- (a) the first instalment, being 25% of the total fee and the surcharge, and due for payment on or before 31 August in the year for which the licence expires;
- (b) the second instalment, being 25% of the total fee, and due for payment on or before 1 December immediately following the day on which the first instalment is due to be paid;
- (c) the third instalment, being the remainder of the total fee not paid in accordance with paragraphs (a) and (b), and due for payment on or before 1 March immediately following the day on which the second instalment is due to be paid.

Schedule 9—Class B units conferred (clause 21)

Fishing Boat Licence Number	Number of Class B units conferred
1003	134
1004	97
1027	91
1056	94
1135	32
1137	237
1221	310
1256	104
1300	54
1350	76
1412	297
1543	72
1545	188
1546	72
1825	25
2049	65
2204	198
2211	58

Dated the 19th day of August 2015.

K. C. BASTON, Minister for Fisheries.

JUSTICE

JU401

CIVIL LIABILITY ACT 2002

SPECIFIED AMOUNTS

In accordance with the requirements of sections 10(3) and 13(3) of the *Civil Liability Act 2002 (WA)*, I give notice that the following amounts apply for the purposes of those sections with effect on and from 1 July 2015—

Section 10(3)

Amount A: \$20,000

Amount C: \$60,500

Section 13(3)

Amount B: \$7,000

Hon M. MISCHIN MLC, Attorney General; Minister for Commerce.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

APPOINTMENTS

Local Government Advisory Board

It is hereby notified for public information that the Governor has under the provisions of Schedule 2.5 of the *Local Government Act 1995*, appointed the following persons to the Local Government Advisory Board for a term commencing 1 September 2015—

Member	Role	Term concludes
Cr Melvyn Paul Congerton	Chairperson	31 August 2018
Cr Karen Jeanette Chappel	Member	31 August 2018
Mayor Gary Peter Brennan	Deputy Member	31 August 2018

LG501*

BUSH FIRES ACT 1954*City of Greater Geraldton*

2015-2016 FIREBREAK NOTICE

DEFINITIONS

Flammable Material

All combustible material, dead or alive, in isolation, clusters or aggregation with other combustible materials that, in the opinion of a CGG Fire Control Officer, is likely to fuel a fire.

It includes, but is not limited to—

- Dead leaves, either on the ground or in gutters, fallen branches, long dry grass and weeds;
- Dry vegetative matter on mineral earth firebreaks; and
- Any tree within the Building Protection Zone or branch of a tree that may fall onto a building or, in the opinion of a CGG Fire Control Officer, constitute a fire risk.

It does not include—

- Vegetable patches, tended firewood stacks and timber, landscaped gardens, isolated planted shrubs, established natural or planted trees or patches of vegetation, that in the opinion of a Fire Control Officer, do not constitute an unacceptable fire risk;
- Slashed, mowed or mulched dry vegetative material that is less than 75mm in depth; and
- Distinct clusters of vegetation remote from boundaries and assets that in the opinion of a Fire Control Officer do not constitute an unacceptable fire risk.

Building Protection Zone

Is a fire protection zone—

- (a) in which all flammable material should be totally removed from the zone;
- (b) which comprises an area with a minimum clearance distance in all directions from the walls of the buildings or structures of at least 20 metres on flat land, which is to increase in all directions by 10 metres for every 10 degrees increase in slope;
- (c) which accommodates a turning area for a heavy duty fire vehicle; and
- (d) which complies with the provisions of a Local Government adopted Fire Management Plan (FMP) or Town Planning Scheme (TPS) clause with respect to that property and the effect is such that the requirement under the FMP or TPS stipulates a greater area clear of flammable material or low fuel zone than required under part (b) above.

Mineral Earth

A mineral earth firebreak refers to the area being completely clear of everything but soil (bare earth)—can generally be achieved by ploughing or grading or early spraying that allows sufficient time for decomposition of dead grass/vegetation.

Fire Fighting Vehicle means a motor vehicle that—

- (a) Is capable of carrying at least 400 litres of water; and
- (b) Is fitted with a pump and at least 15 metres of hose with a minimum diameter of 19mm and capable of delivering water through an adjustable nozzle.

Bush

Includes trees, bushes, plants, stubble, scrub, and undergrowth of all kinds whatsoever whether alive or dead and whether standing or not standing and also a part of a tree, bush, plant or undergrowth.

City of Greater Geraldton Firebreak and Fire Prevention Order

As a measure to assist in the control of bush fire, or to prevent the spread or extension of a bush fire which may occur, all owners and occupiers of land within the City of Greater Geraldton local government area are required by 5 October 2015 to clear firebreaks or take measures in accordance with this notice and maintain those firebreaks and measures in accordance with this notice up to and including 1 May 2016. Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, you are hereby required to undertake fire prevention measures as prescribed in firebreak standards.

Please read this guide carefully for the correct standards that apply to your property.

For any queries, please contact Health and Ranger Services during office hours on 9956 6600.

In addition to the requirements of this Notice, the City may issue separate special orders to owners or occupiers if additional hazard reduction is considered necessary.

Firebreak Standards

City of Greater Geraldton Fire Prevention—Minimum Standards

Small lots (under 0.4ha)—regardless of whether the land is vacant or has a building.

5 October 2015 to 1 May 2016—

- Blocks must have flammable material, mowed or slashed to a maximum height of 7.5cm—ploughing and rotary hoeing are not permitted.
- All wattle bush must be removed from the block unless application is made to retain wattle prior to September 15 and approved. (See exemptions).
- All structures and buildings must have a minimum of 3 metres clearance of all flammable material.

Residential and Special Rural/Rural Residential/Rural Smallholding lots between 0.4 and 5ha

5 October 2015 to 1 May 2016—

- Firebreaks must be mineral earth (bare earth) a minimum of 3 metres wide and have a minimum overhead clearance of 4 metres or have flammable material graded, mowed or slashed to a maximum height of 7.5cm over the entire property (excluding managed vegetation such as ornamental trees, distinct islands of vegetation remote from boundaries and assets).
- All structures and buildings must have a minimum of 3 metres clearance of all flammable material. Structures include (private) power poles

Broadacre farming or lots over 5ha

5 October 2015 to 1 May 2016—

- Mineral earth firebreaks installed within 20 metres inside and along the whole external boundary of land held in contiguous ownership.
- Firebreaks must be a minimum of 3 metres in width and have a minimum overhead clearance of 4 metres.
- All structures and buildings must have a minimum of 3 metres clearance of all flammable material. Structures include power poles

Fuel and/or Gas Depots

- Owners or occupiers of land on which any storage container is used to contain liquid fuel or gas, including land on which any ramp or supports are constructed shall have a 5 metre flammable material-free area surrounding the container.

The engagement of a contractor is an agreement between the landowner and the contractor. Therefore it is for the landowner to consider whether a contractor is suitable or otherwise; and to check that the contractor has appropriate insurances in place applicable to the nature of the works they perform.

Firebreak Inspections and Penalties

Fire Prevention—Protect the people and properties in your neighbourhood.

Firebreaks prevent fire from spreading; allow entry for fire fighting vehicles and provide a break from which back burning (when authorised) can take place to control a fire. Firebreaks can also provide protection and an escape route for fire fighters.

Key Dates

15 September 2015—Deadline for applying (in writing) for variation to fire breaks.

- 5 October 2015—All fire prevention measures must be completed and then maintained until 1 May 2016 (or within 14 days of becoming the owner or occupier, should this be after that date).
- 6 October 2015—Fire prevention work inspections carried out by Rangers—Infringements for non-compliance will be issued from this date.
- 1 May 2016—End of firebreaks and fire prevention maintenance period.

Fire break variation will only be considered if presented in writing by 15 September 2015. If it is considered for any reason to be impractical to clear firebreaks as required by this notice, or if you consider natural features render firebreaks unnecessary, you may make your case in writing to the City of Greater Geraldton.

Penalties apply to persons who fail to comply with the requirements of the City of Greater Geraldton Firebreak Notice. This could be an infringement notice or prosecution. Where the owner fails to comply with the requirements of this notice, the City may engage a contractor to carry out the required work at the cost to the owner or occupier. If contractors cannot attend to your work prior to the 5 October deadline; to avoid prosecution you must provide evidence that you made a booking with them prior to 5 October. The infringement penalty for failure to maintain a firebreak (fire prevention work) as per firebreak order is \$250.

KENNETH DIEHM, Chief Executive Officer.

LG502*

BUSH FIRES ACT 1954
City of Greater Geraldton
2015-2016 FIREBREAK NOTICE
For the Mullewa District

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, you are hereby required on or before October 1, 2015 to plough, scarify, cultivate, or otherwise clear and thereafter maintain free from all flammable material until March 31, 2016, firebreaks in accordance with the following—

1. RURAL LAND

Owners and Occupiers of lands, other than within a townsite, shall clear of all flammable material firebreaks of at least three (3) metres width as close as practicably possible inside and along the whole of the external boundary of their property or properties.

2. TOWNSITE LAND

Owners and Occupiers within a townsite shall—

- (a) Clear of all flammable material the whole of the area where;
 - (i) The area of the land is 2023 square metres or less or,
 - (ii) The land is used for storage of flammable liquids, or
 - (iii) There is a hotel situated thereon.
- (b) If the area of land exceeds 2023 square metres (half an acre)—
 - (i) Clear of all flammable material firebreaks at least two (2) metres wide immediately inside all external boundaries of the land; or
 - (ii) Have the grass mown to a height of not more than 50mm over the whole of the land, except where the land is used for the storage of flammable liquids.

3. HOMESTEADS, BUILDING, HAYSTACKS, STACKS OF FODDER, BULK FUEL, DRUMS AND LIQUID PETROLEUM

Owners and Occupiers of land shall—

During the period from 1st day of October, 2015 to the 31st day of March 2016, inclusive, have firebreaks at least three (3) metres wide in such positions as are necessary to completely surround the perimeter of any homestead, building, fuel installation (including drums), haystack (where such a haystack is situated within 200 metres of any homestead, building, fuel installation) or group of such structures or installations.

4. HARVESTING

A fully operational mobile fire-fighting unit complete with a container with at least 400 litres minimum capacity of water is to be readily available to any paddock being harvested. A fully operational plough, tillage or cultivator equipment is to be readily available, and in close proximity, to any paddock being harvested. The responsibility to supply these units being that of the landholder.

5. GENERAL INFORMATION

If for any reason it is considered impractical to comply with any provision of this notice, a written application for a variation may be made to the City of Greater Geraldton and must reach the City of Greater Geraldton by the 30th day of September 2015. Any such application must bear the signature of the Fire Control Officer of the area signifying his agreement to the variation.

If permission for variation is not granted, the terms of this notice must be complied with, or as the Council directs.

6. REGISTRATION

It is in the interest of all residents to be registered members of the Bush Fire Brigade covering the area in which they own land. Membership of a Brigade is the safest way to ensure cover under the Council's Fire Insurance Policy which covers personal injury and damage to equipment resulting from fighting bush fires under the direction of a Fire Control Officer.

Flammable material is defined for the purpose of this order to include bush (as defined in the Bush Fire Act), boxes, cartons, paper and like flammable materials, rubbish and also combustible matter, but does not include green standing trees or growing bushes or plants in gardens or lawns.

The penalty for failing to comply with this notice is a fine of \$250 by infringement notice or not more than \$5000 if prosecuted, and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

KENNETH DIEHM, Chief Executive Officer.

MARINE/MARITIME

MA401*

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958
PROHIBITED SWIMMING AREA
Blackwood River
Sunnyside Oval to Maranup Bridge

Department of Transport
Fremantle WA, 25 August 2015.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close the following area of water to swimming between 8:30am and 11:30am on Saturday 29th August 2015 and between 8:30am to 5:00pm Sunday 30th Aug 2015—

Blackwood River, between Sunnyside Oval and Maranup Bridge, Blackwood River.

All the waters within this stretch of river are closed to swimmers as the area is set aside for safety measures during the Power Dinghy Racing Club “River Race” practice days and event.

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

MINERALS AND PETROLEUM

MP401*

PETROLEUM PIPELINES ACT 1969
VARIATION OF LICENCE PL 108

Licence PL 108 held by APA operations Pty Limited has been varied by instrument of variation STP-PLV-0043 by replacing Annexure ‘C’, Basis of Design, Particulars of Pipeline table of the licence instrument with effect on 19 August 2015.

D. J. WILLS, Acting Executive Director,
Petroleum Division.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MINOR AMENDMENT 1286/57

Western Power Omnibus 1
Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local governments of Bayswater, Belmont, Cambridge, Canning, Fremantle, Joondalup, Kalamunda, Mundaring, Perth, Rockingham, Serpentine-Jarrahdale, South Perth, Stirling, Victoria Park, Vincent and Wanneroo and is seeking public comment.

The amendment proposes to reserve a number of sites owned by Western Power and containing electricity infrastructure in the MRS.

The WAPC certifies that, in its opinion, the proposed amendment does not constitute a substantial alteration to the MRS.

The plans showing the proposed change and the WAPC amendment report which explains the proposal, will be available for public inspection from Tuesday 25 August 2015 to Friday 30 October 2015 at—

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Bayswater
- City of Belmont
- City of Canning
- City of Fremantle
- City of Joondalup
- City of Perth
- City of Rockingham
- City of South Perth
- City of Stirling
- City of Vincent
- City of Wanneroo
- Town of Cambridge
- Town of Victoria Park
- Shire of Kalamunda
- Shire of Mundaring
- Shire of Serpentine-Jarrahdale

Documents are also available from the PlanningWA website www.planning.wa.gov.au.

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 57. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, 140 William Street, Perth WA 6000; on or before 5 pm Friday 30 October 2015.

Late submissions will not be considered.

TIM HILLYARD, Secretary,
Western Australian Planning Commission.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Kalamunda
Local Planning Scheme No. 3—Amendment No. 44

Ref: TPS/0932

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 Kalamunda local planning scheme amendment on 6 August 2015 for the purpose of—

1. Rezoning Lot 100 (73) and 101 (93) First Avenue, Bickley from Special Rural to Residential Bushland R5.

S. BILICH, Mayor.
R. HARDY, Chief Executive Officer.

PREMIER AND CABINET

PR401*

INTERPRETATION ACT 1984
MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor, in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointments to the office of Minister for Emergency Services; Corrective Services; Small Business; Veterans in the absence of the Hon J M Francis MLA—

- Hon D. C. Nalder MLA from 17 to 19 July 2015 inclusive; and
- Hon L. M. Harvey MLA from 20 July to 15 August 2015 inclusive.

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 86 of 12 June 2015.

PETER CONRAN, Director General,
Department of the Premier and Cabinet.

REGIONAL DEVELOPMENT

RG401*

REGIONAL DEVELOPMENT COMMISSIONS ACT 1993

APPOINTMENTS

It is hereby notified for general information that the Minister for Regional Development has approved the appointment of the following as board members in accordance with Part 3 of the *Regional Development Commissions Act 1993*—

Peel Development Commission Board of Management

- Mrs Maree Gooch appointed as a ministerial representative for a term expiring on 30 June 2017.
- Dr Peter Hick appointed as a community representative for a term expiring on 30 June 2018.
- Councillor John Erren appointed as a Local Government representative for a term expiring on 30 June 2017.

Hon TERRY REDMAN MLA, Minister for Regional Development.

TRANSPORT

TN401*

ROAD TRAFFIC (VEHICLES) ACT 2012**ROAD TRAFFIC (VEHICLE) REGULATIONS 2014**

CLASS 3 VEHICLE NOTICE 2015

Harvest Mass Management Scheme

Pursuant to Section 34 (1) (a) of the *Road Traffic (Vehicles) Act 2012*, I Reece Waldock, the Commissioner of Main Roads, hereby exempt vehicles which are operating in accordance with the Harvest Mass Management Scheme (“the HMMS”) from the mass limits prescribed under the *Road Traffic (Vehicle) Regulations 2014*, Part 8 Subdivision 2 Regulations 164, 165, 166(2) subject to the following conditions—

1. The motor vehicle must be registered under the HMMS and operating in accordance with the HMMS Business Rules, as published on www.mainroads.wa.gov.au or available from Main Roads Heavy Vehicle Services;
2. The vehicle must be loaded from a paddock and must be driven directly to a Grain Receiver that is registered with Main Roads Heavy Vehicle Services as an HMMS participant;
3. The vehicle must comply with the requirements stipulated by the Grain Receiver in accordance with the HMMS Business Rules;
4. The vehicle and its load must not exceed the lesser of 10 per cent or 10 tonne over an exempted mass limit;
5. A vehicle under 19 metres in length, that does not require a Main Roads Permit when unladen, is permitted to operate under this order on any public road, other than a road that is restricted under *RAV Network 1*, as published on www.mainroads.wa.gov.au or available from Main Roads Heavy Vehicle Services;
6. A vehicle that requires a Main Roads Permit or Order when unladen is only permitted to operate under this Order on roads specified in the relevant Permit or Order;
7. A vehicle mentioned in clause 6 must comply with the conditions of the Permit or Order, other than conditions relating to mass limits.

This exemption notice shall be in force from the first day of October each year up to and including the last day of February of the following year.

R. WALDOCK, Commissioner of Main Roads.

DECEASED ESTATES

ZX401***TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Regarding the matter of the estate of the late Laurence Claud Capper of 4 Keel Place, Ocean Reef in the State of Western Australia, who died on the 12th day of October 2014.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, apply) are required to send the particulars to the Administrator at 4 Keel Place, Ocean Reef WA within 31 days of publication of this notice, after which date the administrator may convey or distribute the assets having regard only to the claims the administrator then has notice.

RICHARD J. CAPPER.

ZX402**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Thomas Powdrell Sands, late of John Bryant House, 95 Rawlinson Drive, Marangaroo, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the deceased, who died on 21 April 2015, are required by the Executor Leonard Gregory Calder to send particulars of their claim to him, care of Butcher Paull & Calder, 8th Floor, 231 Adelaide Terrace, Perth WA 6000 (Ref: TWH/20150764) within one (1) month of the date of publication hereof, after which date the Executor may convey or distribute the assets having regard to the claims of which they then have notice.

Dated: 16 July 2015.

BUTCHER PAULL & CALDER, as solicitors for the Executor.

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

Notice to Creditors and Claimants

Lara Joy Devenish, late of 25 Wooleen Street, Golden Bay in the State of Western Australia, Nurse, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustee Act 1962*, relates) in respect of the Estate of the deceased, who died on 3 August 2014 at Singleton Beach, Singleton in the State of Western Australia, are required by the personal representative, being Alan Michael Brook to send particulars of their claims to care of Brook Legal, PO Box 93, Wembley, Western Australia 6913 within 30 days of publication of this notice, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated: 13 August 2015.

BROOK LEGAL.