



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette

ISSN 1448-949X (print)

ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041

4415



PERTH, TUESDAY, 27 OCTOBER 2015 No. 163

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

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CONTENTS

PART 1

Nil

PART 2

	Page
Consumer Protection	4417
Deceased Estates	4442
Environment	4418
Fisheries	4418
Local Government	4437
Minerals and Petroleum	4440
Parliament	4440
Planning	4440
Public Notices	4443
Transport	4442

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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.
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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2015 AND NEW YEAR HOLIDAY PERIOD 2016

Publishing Dates and times	Closing Dates and Times for copy
Friday, 18 December 2015 at 12 noon	Wednesday, 16 December 2015 at 12 noon
Tuesday, 22 December 2015 at 12 noon	Friday, 18 December 2015 at 12 noon
Tuesday, 29 December 2015 at 12 noon	Thursday, 24 December 2015 at 12 noon
Tuesday, 5 January 2016 at 12 noon	Thursday, 31 December 2015 at 12 noon



— PART 2 —

CONSUMER PROTECTION

CP101

PRINTERS CORRECTION

PETROLEUM PRODUCTS PRICING ACT 1983

PETROLEUM PRODUCTS PRICING (MAXIMUM TERMINAL GATE PRICE) ORDER 2013

An error occurred in the notice published under the above heading on page 1248 of *Government Gazette* No. 46 dated Friday 22 March 2013 and is corrected as follows.

At page 1248 delete the second sub-paragraph—

“(3)”

and insert—

“ (4) ”

CP401*

RETAIL TRADING HOURS ACT 1987

**RETAIL TRADING HOURS (SHIRE OF KATANNING) CHRISTMAS
VARIATION ORDER 2015**

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

1. Citation

This order is the *Retail Trading Hours (Shire of Katanning) Christmas Variation 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. Variation of retail trading hours

General retail shops, other than motor vehicle shops, in the Katanning 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 6 December 2015	From 10.00am until 4.00pm
Saturday 12 December 2015	From 5.00pm until 9.00pm
Sunday 13 December 2015	From 10.00am until 4.00pm
Sunday 20 December 2015	From 10.00am until 4.00pm

M. MISCHIN, Minister for Commerce.

ENVIRONMENT

EV401*

SWAN AND CANNING RIVERS MANAGEMENT ACT 2006
SWAN CANNING RIVER PROTECTION STRATEGY

1. In accordance with section 62 of the *Swan and Canning Rivers Management Act 2006* (the Act), notice is given that I, the Hon Albert Jacob MLA Minister for Environment, have approved the *Swan Canning River Protection Strategy* (the Strategy).
2. The Strategy was prepared in accordance with Part 4 of the Act.
3. No modifications to the Strategy were made under Section 61 of the Act.
4. A copy of the *Swan Canning River Protection Strategy* is available on the web: <http://www.dpaw.wa.gov.au/publications/riverpark/90-swan-canning-river-protection-strategy>. A hard copy may be obtained on request to the Department of Parks and Wildlife, Rivers and Estuaries Division via info@swanrivertrust.wa.gov.au or calling 9219 9000.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994
FISH TRAP RESTRICTIONS AMENDMENT ORDER 2015
Order No. 9 of 2015

FD 7915/15 [1248]

Made by the Minister under section 43.

1. CitationThis order is the *Fish Trap Restrictions Amendment Order 2015*.**2. Order amended**The amendments in this order are to the *Fish Trap Restrictions Order 1990*.**3. Clause 2 amended**

- (a) In paragraph (c), delete “ fishery; and ” and insert—
fishery;
- (b) In paragraph (d), delete “ traps. ” and insert—
traps; and
- (c) After paragraph (d) insert—
- (e) a person fishing under the authority of a permit granted in respect of the Octopus Interim Managed Fishery may use octopus traps in accordance with the management plan for that fishery.

Dated the 21st day of October 2015.

K. C. BASTON, Minister for Fisheries.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994
FISH TRAPS PROHIBITION AMENDMENT ORDER 2015
Order No. 8 of 2015

FD 7915/15 [1248]

Made by the Minister under section 43.

1. CitationThis order is the *Fish Traps Prohibition Amendment Order 2015*.**2. Order amended**The amendment in this order is to the *Fish Traps Prohibition Order 1994*.

3. Clause 3 amended

After subclause (1), insert—

- (1a) This notice does not apply to a person fishing under the authority of a permit granted in respect of the Octopus Interim Managed Fishery.

Dated the 21st day of October 2015.

K. C. BASTON, Minister for Fisheries.

FI403***FISH RESOURCES MANAGEMENT ACT 1994****OCTOPUS INTERIM MANAGED FISHERY MANAGEMENT PLAN 2015**

FD 568/14 [1186]

Made by the Minister under section 54.

PART 1—PRELIMINARY**1. Citation**

This plan is the *Octopus Interim Managed Fishery Management Plan 2015*.

2. Commencement

This plan comes into operation on the date it is published in the *Gazette*.

3. Exception

This plan does not apply to the persons described in clause 8(1)(a) of this plan prior to 24 November 2015.

4. Interpretation

In this plan, unless the contrary intention appears—

active trap means a trap designed for the selective capture of octopus which—

- (a) has one opening; and
- (b) has a closing door mechanism at the front of the trap; and
- (c) measures a maximum length of 670 millimetres; and
- (d) measures at the front—
 - (i) a maximum height of 295 millimetres;
 - (ii) a maximum top width of 250 millimetres; and
 - (iii) a maximum base width of 280 millimetres,
 and
- (e) measures at the back—
 - (i) a maximum height of 270 millimetres;
 - (ii) a maximum top width of 220 millimetres; and
 - (iii) a maximum base width of 250 millimetres;

authorised boat means—

- (a) a licensed fishing boat, the name and licensed fishing boat number of which is specified in a permit; or
- (b) a boat specified in a written authority under regulation 132 where that boat is to be used in place of a boat described in paragraph (a);

current entitlement means the usual entitlement conferred by a permit as—

- (a) increased by any entitlement transferred to the permit under section 141 of the Act; or
- (b) decreased by any entitlement transferred from the permit under section 141 of the Act;

Fishery means the Octopus Interim Managed Fishery as described in clause 6 of this plan;

logbook means the Daily Catch and Effort Log Book Returns issued by the Department in respect of a permit, for recording information regarding the taking of octopus in the Fishery;

log sheet means a Daily Catch and Effort Log Sheet in a logbook;

octopus means fish of that common name described by the scientific classification opposite that name in Division 4 of Schedule 7 to the regulations;

passive trap means—

- (a) a trap with one unobstructed opening; or
- (b) each unobstructed opening in a trap with multiple unobstructed openings;

permit means an interim managed fishery permit authorising a person to fish for octopus in the Fishery;

plan means the *Octopus Interim Managed Fishery Management Plan 2015*;

regulations means the *Fish Resources Management Regulations 1995*;

trap means an active trap or a passive trap, as the case may be;

usual entitlement means the entitlement conferred by a permit without regard to any entitlement temporarily transferred to or from the permit under section 141 of the Act.

5. Procedure before this plan may be amended or revoked

For the purposes of section 65 of the Act, the permit holders of the Fishery are the persons to be consulted before this plan is amended or revoked.

PART 2—THE FISHERY

6. Identification and declaration of the Fishery

(1) The Fishery to which this plan relates is the fishing for octopus by any means in the waters described in Schedule 1 of this plan.

(2) The Fishery is an interim managed fishery, and may be referred to as the Octopus Interim Managed Fishery.

(3) The Fishery is divided into zones as described in Schedule 2 of this plan.

PART 3—PERMITS AND FEES

7. Permits

A permit may authorise fishing for octopus in a specified zone or zones of the Fishery.

8. Criteria for the grant of a permit

(1) The criteria to be satisfied before the CEO may grant a person a permit to fish in a zone of the Fishery are that—

(a) on the date that this plan was published in the *Gazette*, the person was the holder of—

(i) Instrument of Exemption number 2658; or

(ii) Instrument of Exemption number 2659; or

(iii) Instrument of Exemption number 2660; or

(iv) Instrument of Exemption number 2661; or

(v) Instrument of Exemption number 2662; or

(vi) Fishing Boat Licence 2168; or

(vii) Fishing Boat Licence 2809,

and

(b) the person applies for the grant of a permit on or before 1 March 2016.

(2) Notwithstanding subclause (1), the CEO may grant a person a permit to fish in a zone of the Fishery if the CEO is satisfied that—

(a) immediately upon being granted a permit an application will be made under section 140 of the Act to transfer usual units of entitlement to the permit, if it is to be granted, from another permit; and

(b) the application referred to in paragraph (a) will be in respect of a total of not less than one unit; and

(c) in the CEO's opinion, there is no arguable ground in respect of the application referred to in paragraph (a) to refuse to transfer the units of usual entitlement to the permit; and

(d) the person is a fit and proper person to hold a permit.

9. Duration of a permit

A permit granted or renewed under this plan expires on 30 September next following the date of grant or renewal.

10. Matters to be specified on a permit

(1) A permit granted or renewed in respect of the Fishery must specify—

(a) the name and business address of the holder of the permit;

(b) the name and licensed fishing boat number of any licensed fishing boat which may be used for or in connection with fishing in a zone of the Fishery under the authority of that permit;

(c) the permit number;

(d) the date on which the permit was granted or renewed;

(e) the date on which the permit expires;

(f) the name of the Fishery to which the permit relates;

(g) the zone or zones in which fishing for octopus is authorised;

(h) the number and class of units of usual entitlement conferred by the permit;

(i) the number and class of units of current entitlement conferred by the permit; and

(j) any conditions imposed on the permit by the CEO.

(2) A person must not fish in a zone of the Fishery under the authority of a permit unless the specification in subclause (1)(b) has been made in respect of that permit.

11. Fees

The fee to be paid in respect of the grant or renewal of a permit is calculated in accordance with Schedule 4 of this plan.

PART 4—CAPACITY OF THE FISHERY AND SCHEME OF ENTITLEMENT**12. Capacity of the zones of the Fishery**

- (1) The capacity of Zone 1 of the Fishery is 20,550 active traps.
- (2) The capacity of Zone 2 of the Fishery is 34,908 active traps.
- (3) The capacity of Zone 3 of the Fishery is 12,213 active traps.

13. Scheme of entitlement

- (1) The entitlement to fish for octopus in the Fishery under the authority of a permit shall be expressed as a number of units.
- (2) Units shall be described as Class 1 units, Class 2 units, or Class 3 units.
- (3) A Class 1 unit shall confer an entitlement to take octopus from Zone 1.
- (4) A Class 2 unit shall confer an entitlement to take octopus from Zone 2.
- (5) A Class 3 unit shall confer an entitlement to take octopus from Zone 3.

14. Conferral of entitlement

Where a permit is granted in accordance with clause 8(1) of this plan, the permit shall, at the time it is granted, confer usual units of entitlement as specified in Schedule 5 of this plan.

15. Unit value

- (1) The sum of the entitlements to fish for octopus that may be conferred by all the permits authorising fishing in a zone of the Fishery is equal to the capacity specified for that zone of the Fishery in clause 12 of this plan.
- (2) The extent of the entitlement to fish in a zone of the Fishery arising from time to time from a unit (the unit value) shall be determined in accordance with Schedule 6 of this plan.

16. Prohibition on operating in excess of entitlement

At any time that a permit is in force, a person must not fish in a zone of the Fishery under the authority of that permit by means of more traps than equates to the value of the current entitlement of the permit.

17. Authority of permit of no effect where usual or current entitlement is less than 600 units of entitlement

- (1) The authority conferred by a permit is of no effect at any time when either the usual or the current entitlement of the permit is less than 600 units of entitlement.
- (2) Subclause (1) does not apply to—
 - (a) a permit granted in accordance with clause 8(1)(a)(vi) of this plan; or
 - (b) a permit granted in accordance with clause 8(1)(a)(vii) of this plan.

PART 5—TRANSFER OF ENTITLEMENT**18. Temporary transfer of entitlement**

The CEO may transfer the whole or part of an entitlement under a permit to another permit for a period ending at the time that the permit expires, provided that—

- (a) the transfer is of a whole number of units; and
- (b) the total fee has been paid in respect of the permit from which the units are to be temporarily transferred.

19. Grounds for refusing to transfer an entitlement or part of an entitlement

The CEO may refuse an application for the transfer of an entitlement or part of an entitlement under a permit to another permit, on the grounds that—

- (a) the proposed transfer is not in respect of a whole unit or whole number of units; or
- (b) the usual entitlement of the transferor's permit would, after the transfer, be less than one unit.

PART 6—GENERAL REGULATION OF FISHING OPERATION**20. Use of boats**

A person must not use a boat in the Fishery unless—

- (a) the person is the holder of a permit, and the boat is the authorised boat specified on the permit; or
- (b) the person is acting for or on behalf of the holder of the permit as the master of an authorised boat, and the boat is the authorised boat specified on the permit.

21. Use of traps

- (1) A person fishing in the Fishery under the authority of a permit must not fish by any means other than by active traps or passive traps.
- (2) The master of an authorised boat fishing in the Fishery must ensure that each trap, or at least one end of a line of traps, has a line attached that is buoyed on the surface of the water by a surface float that—
 - (a) has a diameter of not less than 200 millimetres;
 - (b) is branded or stamped in legible characters not less than 60 millimetres in height and not less than 10 millimetres in width with the licensed fishing boat number of the authorised boat that is being used to fish in a zone of the Fishery, preceded by the letter 'X'; and
 - (c) is not branded or stamped with the licensed fishing boat number of any other boat.
- (3) A person fishing in the Fishery by means of passive traps must not fish with more than 12,000 passive traps at any time.
- (4) A person fishing in the Fishery by means of passive traps must not use bait in a passive trap.
- (5) A person fishing in the Fishery by means of active traps must not use bait other than artificial bait in an active trap.

22. Use of traps in Zone 1 or Zone 2 from 1 May to 14 November each year

- (1) In this clause—
 - cradle* means a frame that holds multiple active traps;
 - first surface float* means the surface float that is connected to the submerged line;
 - float rig* means the length of rope between the first and last surface float;
 - last surface float* means the surface float that is at the end of the float rig and is only connected to another surface float;
 - line* means the length of rope between the first surface float and the point at which the line is attached to the trap.
- (2) The master of an authorised boat fishing in Zone 1 or Zone 2 of the Fishery during the period commencing 1 May and ending on 14 November each year must—
 - (a) where using multiple traps or cradles, set all traps or cradles in longline formation consisting of a minimum of 20 traps or cradles per longline; or
 - (b) where using single traps or cradles, ensure that—
 - (i) there is no rope on the surface of the water, other than that which is part of the float rig; and
 - (ii) at least one third of the line is held vertically in the water.

23. CEO may permit fishing by use of different traps

- (1) The CEO may, by notice published in the *Gazette*, permit persons fishing in the Fishery to fish by means of traps that would otherwise be prohibited under this plan, if, in the opinion of the CEO, the use of such traps is in the better interests of the Fishery.
- (2) A notice made under subclause (1)—
 - (a) must specify the traps that are permitted to be used in the fishery;
 - (b) must specify the period of time for which the notice is in effect;
 - (c) may only be made after consultation with all permit holders who are entitled to fish in the Fishery; and
 - (d) must take into account any advice received from the Department's Executive Director of Research.

24. Use of log sheets and logbooks

- (1) The master of an authorised boat fishing in the Fishery under the authority of a permit must complete a log sheet in the logbook issued in respect of that permit at the end of each fishing day.
- (2) The master of an authorised boat must—
 - (a) keep the logbook secure and in good condition at all times; and
 - (b) produce the logbook to a fisheries officer on demand.
- (3) The master of an authorised boat must return the logbook to the holder of the permit in respect of which the logbook has been issued when—
 - (a) the master ceases to be the master in respect of that authorised boat; or
 - (b) the logbook has been fully completed.
- (4) The permit holder must—
 - (a) retain the logbook issued in respect of the holder's permit for 7 years from the date of the last entry in that logbook; and
 - (b) produce the logbook to a fisheries officer on demand.

PART 7—PROHIBITIONS AND OFFENCES

25. Persons prohibited from fishing in the Fishery

- (1) Subject to subclause (2), a person must not fish in a zone of the Fishery other than—
- (a) in accordance with this plan; and
 - (b) under the authority of a permit that authorises fishing in that zone.
- (2) This plan does not apply to—
- (a) a person fishing for octopus for a recreational purpose in accordance with the Act; or
 - (b) a person fishing under the authority of an authorisation granted under a management plan in force under the Act.

26. Prohibition on fishing in particular areas

A person must not fish for octopus at any time in any of the areas of the Fishery described in Schedule 3 of this plan.

27. Prohibition on selling or dealing in octopus

A person must not sell, dispose of or deal in, or attempt to sell, dispose of or deal in, octopus taken in contravention of this plan.

28. Closure of areas within the Fishery

(1) The CEO may, by notice published in the *Gazette*, prohibit fishing in the Fishery, or any part of the Fishery, for the period specified in the notice if, in the opinion of the CEO, the prohibition is required in the better interests of the Fishery.

(2) A notice made under subclause (1)—

- (a) may only be made after consultation with all permit holders who are entitled to fish in the Fishery, or in that part of the Fishery that is the subject of the proposed prohibition;
- (b) must take into account any advice received from the Department's Executive Director of Research;
- (c) may be made to apply at all times or at any specified time; and
- (d) revokes any previous notice made under that subclause.

(3) A person must not fish for octopus in the Fishery, or a specified part of the Fishery, at any time when fishing in the Fishery, or that specified part of the Fishery, has been prohibited by a notice made under subclause (1).

29. Offences

A person who contravenes a provision of clause 10(2), 16, 20, 21, 22(2), 24, 25(1), 26, 27, or 28(3) commits an offence.

SCHEDULES

SCHEDULE 1—Description of the Fishery

[clause 6]

All the waters within the Australian Fishing Zone situated on the west and south coasts of the State between 26° 30' south latitude and 129° 00' east longitude; but excluding the waters bounded by a line commencing at a point on the high water mark at the western extremity of the South Mole at the entrance to Fremantle Harbour; thence extending westerly to the southern most rock of the Straggler Rocks; thence south easterly to the high water mark on the northern most point of Mewstone; thence generally southerly along the high water mark on the eastern shore of Mewstone to its southern most point; thence southerly to the high water mark on the northern most point of Carnac Island; thence generally southerly along the high water mark on the eastern shore of that island to its southern most point; thence southerly to the high water mark at Entrance Point on Garden Island; thence generally southerly along the high water mark on the eastern shore of that island to South West Point; thence southerly to the high water mark at John Point on the mainland; thence generally east then north along the high water mark to the commencing point.

SCHEDULE 2—Description of the zones of the Fishery

[clause 6]

Zone 1

All the waters of the Fishery situated on the west coast of the State between 26° 30' south latitude and 30° 00' south latitude.

Zone 2

All the waters of the Fishery situated on the west coast of the State between 30° 00' south latitude and 34° 24' south latitude; but excluding all waters on the south coast to the east of Cape Leeuwin commencing at 115° 8.091' east longitude.

Zone 3

All waters of the Fishery bounded by a line commencing at the intersection of 34° 22.52' south latitude and 115° 8.091' east longitude; thence extending due south along the meridian to the intersection of 34° 24' south latitude and 115° 8.091' east longitude; thence extending due west along the parallel to the outer limit of the Australian Fishing Zone; thence following the boundary of the

Australian Fishing Zone generally east to its intersection with 129° east longitude; thence due north along the meridian to the intersection of 31° 41.2' south latitude and 129° 00' east longitude.

SCHEDULE 3—Prohibited areas

[clause 25]

Area 1: Oyster Harbour

All the waters of Oyster Harbour and its connecting tributaries north of a line commencing at the intersection of 34°59.889' south latitude and 117°56.880' east longitude (on the western foreshore); thence in a easterly direction to the intersection of 34°59.889' south latitude and 117°57.060' east longitude (a point on the opposite foreshore).

Area 2: Princess Royal Harbour

All the waters of Princess Royal Harbour west of a line commencing at the intersection of 35°02.050' south latitude and 117°55.206' east longitude (on the foreshore near King Point); thence in a southerly direction to the intersection of 35°02.490' south latitude and 117°55.206' east longitude (a point on the opposite foreshore).

SCHEDULE 4—Fees

[clause 11]

The fee payable for the grant or renewal of a permit is calculated by multiplying the number of units conferred by the permit by the fee for each relevant class of unit conferred, as specified in the Table to this Schedule.

Table

Class of unit	Fee per unit
Class 1	\$0.43
Class 2	\$1.61
Class 3	\$0.17

SCHEDULE 5—Conferral of entitlement

[clause 14]

Zone	Exemption number / Fishing boat licence number	Units
Zone 1	EXEM 2660	17,765 Class 1 units
	EXEM 2661	2,485 Class 1 units
	FBL 2168	300 Class 1 units
		Total: 20,550 Class 1 units
Zone 2	EXEM 2660	5,796 Class 2 units
	EXEM 2661	2,046 Class 2 units
	EXEM 2659	26,766 Class 2 units
	FBL 2809	300 Class 2 units
		Total: 34,908 Class 2 units
Zone 3	EXEM 2662	6,839 Class 3 units
	EXEM 2658	5,374 Class 3 units
		Total: 12,213 Class 3 units

SCHEDULE 6—Unit value

[clause 15]

(1) The extent of the entitlement to fish for octopus in a zone of the Fishery that arises from a unit, to be known as the unit value, shall be determined by the formula—

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

where—

- C is the capacity of the zone of the Fishery;
- N is the total number of units of entitlement for that zone of the Fishery conferred by all permits; and
- U is the unit value, rounded to 2 decimal places.

(2) The number of active traps that can be used under a permit to fish for octopus in a zone of the Fishery shall be determined by the formula—

$$AT = T \times U$$

where—

- AT is the number of active traps that can be used under a permit in a zone;
- T is the total number of units of entitlement conferred on a permit; and
- U is the unit value, rounded to 2 decimal places.

(3) The number of passive traps that can be used under a permit to fish for octopus in a zone of the Fishery shall be determined by the formula—

$$PT = [T \times U] \times 5$$

where—

- PT is the number of passive traps that can be used under a permit in a zone;
- T is the total number of units of entitlement conferred on a permit; and
- U is the unit value, rounded to 2 decimal places.

Dated the 21st day of October 2015.

K. C. BASTON, Minister for Fisheries.

FI404*

FISH RESOURCES MANAGEMENT ACT 1994
SHARK BAY CRAB MANAGED FISHERY MANAGEMENT PLAN 2015

FD 24/14 [1176]

Made by the Minister under section 54.

PART 1—PRELIMINARY

1. Citation

This plan is the *Shark Bay Crab Managed Fishery Management Plan 2015*.

2. Commencement

This plan comes into operation on the date it is published in the *Gazette*.

3. Exception

This plan does not apply to the persons described in clause 7(1)(a) or 7(2)(a) of this plan prior to 20 November 2015.

4. Interpretation

In this plan, unless the contrary intention appears—

approved landing area means an area described in Schedule 3 of this plan;

authorised boat means—

- (a) a licensed fishing boat, the name and licensed fishing boat number of which is specified in a licence; or
- (b) a boat specified in a written authority under regulation 132 where that boat is to be used in place of a boat described in paragraph (a);

carrier boat means a boat specified on a carrier boat licence;

CDR book means the Catch and Disposal Record book issued by the Department in respect of a licence, for recording information regarding the taking of crab in the Fishery;

CDR form means a Catch and Disposal Record form in a CDR book issued by the Department in respect of a licence, for recording information regarding the taking of crab in the Fishery;

crab means any crab of the Family Portunidae but does not include a mud crab;

crab trap means a device which is specifically designed for the purpose of taking crabs;

current entitlement means the usual entitlement conferred by a licence as—

- (a) increased by any entitlement transferred to the licence under section 141 of the Act; or
- (b) decreased by any entitlement transferred from the licence under section 141 of the Act;

Fishery means the Shark Bay Crab Managed Fishery as described in clause 6 of this plan;

Gascoyne Demersal Scalefish managed fishery licence means a managed fishery licence granted under the *Gascoyne Demersal Scalefish Managed Fishery Management Plan 2010*;

licence means a managed fishery licence authorising a person to fish for crab in the Fishery;

mud crab means fish of the common names Mud (Brown) Crab and Mud (Green) Crab as described by the scientific classification opposite those names in Division 3 of Schedule 7 to the regulations;

plan means the *Shark Bay Crab Managed Fishery Management Plan 2015*;

regulations means the *Fish Resources Management Regulations 1995*;

rock lobster means fish of that common name described by the scientific classification opposite that name in Division 3 of Schedule 7 to the regulations;

Shark Bay Prawn managed fishery licence means a managed fishery licence granted under the *Shark Bay Prawn Managed Fishery Management Plan 1993*;

Shark Bay Scallop managed fishery licence means a managed fishery licence granted under the *Shark Bay Scallop Managed Fishery Management Plan 1994*;

unit value means the value of a unit of entitlement, in terms of kilograms of crab (whole weight) determined in accordance with clause 17 of this plan;

usual entitlement means the entitlement conferred by a licence without regard to any entitlement temporarily transferred to or from the licence under section 141 of the Act;

whole weight means the weight of a whole and raw crab.

5. Procedure before this plan may be amended or revoked

For the purposes of section 65 of the Act, the licence holders of the Fishery are the persons to be consulted before this plan is amended or revoked.

PART 2—THE FISHERY

6. Identification and declaration of the Fishery

(1) The Fishery to which this plan relates is the fishing for crab by any means in the waters described in Schedule 1 of this plan.

(2) The Fishery is a managed fishery, and may be referred to as the Shark Bay Crab Managed Fishery.

(3) The Fishery is divided into zones as described in Schedule 2 of this plan.

(4) This plan does not apply to—

- (a) a person fishing under the authority of an authorisation granted under the *Shark Bay Beach Seine and Mesh Net Managed Fishery Management Plan 1992*; or
- (b) a person fishing for crab for a recreational purpose in accordance with the Act.

PART 3—LICENCES AND FEES

7. Criteria for the grant of a licence

(1) The criteria to be satisfied before the CEO may grant a person a Class A licence to fish in the Fishery are that—

- (a) on the date that this plan was published in the *Gazette*, the applicant was the holder of—
 - (i) an authorisation issued in accordance with the *Shark Bay Crab Fishery (Interim) Management Plan 2005* and a fishing boat licence without condition 156 attached; or
 - (ii) an authorisation issued in accordance with the *Shark Bay Prawn Managed Fishery Management Plan 1993*; or
 - (iii) an A class authorisation issued in accordance with the *Shark Bay Scallop Managed Fishery Management Plan 1994*,
 and
- (b) an application for the grant of a licence is made on or prior to 29 February 2016.

Note: Where a person satisfies multiple criteria in clause 7(1)(a), that person may apply for the same number of Class A licences as the number of authorisations held by that person that satisfy each of the criteria.

(2) The criteria to be satisfied before the CEO may grant a person a Class B licence to fish in the Fishery are that—

- (a) on the date that this plan was published in the *Gazette*, the applicant was the holder of—
 - (i) an authorisation issued in accordance with the *Shark Bay Crab Fishery (Interim) Management Plan 2005*; and
 - (ii) a fishing boat licence with condition 156 attached; and
- (b) an application for the grant of a licence is made on or prior to 29 February 2016.

(3) Notwithstanding subclauses (1) and (2), the CEO may grant a person a Class A licence to fish in the Fishery if the CEO is satisfied that—

- (a) immediately upon being granted a licence, an application will be made under section 140 of the Act to transfer usual units of entitlement to the licence, if it is to be granted, from another licence; and
- (b) the application referred to in paragraph (a) will be in respect of a total of not less than 100 units; and
- (c) in the CEO's opinion, there is no arguable ground in respect of the application referred to in paragraph (a) to refuse to transfer the units of usual entitlement to the licence; and
- (d) the person is a fit and proper person to hold a licence.

(4) For the purposes of subclause (3) a reference to an application to transfer usual units of entitlement shall be taken to include an application made in connection with the surrender of a licence pursuant to clause 23 of this plan.

Note: Where a licence is granted in accordance with clause 7(3) of this plan, the fee relating to the units being transferred should already have been paid by the transferor in respect of those units. See clause 22(1)(b) of this plan.

8. Duration of a licence

A licence granted or renewed under this plan expires on 31 October next following the date of grant or renewal.

9. Matters to be specified on a licence

- (1) A licence granted or renewed in respect of the Fishery must specify—
- (a) the name and business address of the holder of the licence;
 - (b) the name and licensed fishing boat number of any licensed fishing boat which may be used for or in connection with fishing in the Fishery under the authority of that licence;
 - (c) the licence number;
 - (d) the Class of the licence;
 - (e) the date on which the licence was granted or renewed;
 - (f) the date on which the licence expires;
 - (g) the name of the Fishery to which the licence relates;
 - (h) the units of usual entitlement conferred by the licence;
 - (i) the units of current entitlement conferred by the licence;
 - (j) the unit value;
 - (k) the maximum amount of crab that may be taken under the authority of the licence; and
 - (l) any conditions imposed on the licence by the CEO.
- (2) A person must not fish in the Fishery under the authority of a licence unless the specification in subclause (1)(b) has been made in respect of that licence.
- (3) Where an authorisation referred to in clause 7(1)(a) or 7(2)(a) of this plan is the subject of an application for a licence, any convictions recorded against that authorisation under section 224 of the Act are taken to have been recorded against the licence, if granted.

10. Authority of licence of no effect where usual or current entitlement is less than 1,936 units of entitlement

- (1) The authority conferred by a licence is of no effect at any time when either the usual or the current entitlement of that licence is less than 1,936 units of entitlement.
- (2) Subclause (1) does not apply in regard to a Class A licence where—
- (a) the Class A licence is held by a person who also holds a Shark Bay Prawn managed fishery licence or a Shark Bay Scallop managed fishery licence; and
 - (b) the authorised boat specified on the Class A licence is also specified as the licensed fishing boat on the managed fishery licence in paragraph (a).

11. Grounds to cancel a licence

The CEO may cancel a licence where the licence was granted in accordance with clause 7(3) of this plan and the relevant units of entitlement have not been transferred to the licence.

12. Fees

- (1) Where a licence is granted for a period expiring on 31 October 2016, the fee per unit is \$1.08.
- (2) The fee specified in subclause (1) may be paid by periodic payments of—
- (a) 25% of the total fee to be paid on or before 20 November 2015; and
 - (b) 25% of the total fee to be paid on or before 1 January 2016; and
 - (c) 50% of the total fee to be paid on or before 1 April 2016.
- (3) Where the regulations set out a fee to be paid in respect of the renewal of a licence, then for the purposes of regulation 137(2) the total fee may be paid by instalments as specified in Schedule 4 of this plan if—
- (a) an election to pay by instalments is made by the holder of a licence in accordance with subclause (4); and
 - (b) there is no other fee, charge or levy in respect of the licence which has not been paid at the time the election is received at an office of the Department.
- (4) An election for the purposes of subclause (3) must be—
- (a) made in writing;
 - (b) received at an office of the Department on or before 1 November next following the day on which the licence expires, and
 - (c) accompanied by the first instalment plus the surcharge.
- (5) For the purposes of regulation 137(3) the surcharge shall be 3.13% of the total fee.
- (6) The holder of a licence, or a person acting on that person's behalf, must not fish in the Fishery at any time when any—
- (a) fee; or
 - (b) surcharge,

in respect of the licence is outstanding.

PART 4—CAPACITY OF THE FISHERY AND SCHEME OF ENTITLEMENT**13. Capacity of the Fishery**

Subject to clause 14 of this plan, the capacity of the Fishery is 450,000 kilograms (whole weight) of crab.

14. Change in capacity of the Fishery

(1) The capacity of the Fishery shall be reduced upon—

- (a) the expiry of the 60 day period provided for in section 139 of the Act without an application for renewal of a relevant licence having been made;
- (b) the cancellation or non-renewal of a relevant licence under section 143 of the Act;
- (c) the cancellation of a relevant licence under section 223 of the Act; or
- (d) the surrender of a relevant licence under section 144 of the Act,

such reduction being the equivalent in kilograms of crab to the number of usual units of entitlement conferred by the licence.

(2) The capacity of the Fishery, as provided for in clause 13 of this plan, shall be reduced upon the making of an order under section 76(2) of the Act, such reduction being the number of kilograms of crab corresponding to the units of entitlement fished, or intended to be fished, in excess of the entitlement of the licence, as determined by clause 16 of this plan.

(3) The CEO must, as soon as practicable following any change in capacity of the Fishery under this clause, publish notice of the change in the *Gazette*.

15. Sum of licence entitlements to equal capacity

The sum of the entitlements to fish for crab that may be conferred by all the licences authorising fishing in the Fishery must not exceed the capacity as determined in accordance with clause 13 or 14 of this plan.

16. Licence entitlements to be expressed in terms of units

(1) The entitlement to fish for crab conferred by a licence must be—

- (a) expressed in terms of units of entitlement; and
- (b) determined in accordance with clause 17 of this plan.

(2) The maximum number of units that may be conferred by all licences may be reduced from time to time where—

- (a) an application for the renewal of a licence is not received within the period specified by s.139 of the Act; or
- (b) a licence is cancelled; or
- (c) units are forfeited by the operation of the Act.

17. Unit value

The extent of the entitlement to fish in the Fishery arising from time to time from a unit (the unit value) shall be determined in accordance with Schedule 5 of this plan and be limited by reference to a number of kilograms (whole weight) of crab that may be taken.

18. Conferral of entitlement

Where a licence is granted in accordance with clause 7(1) or 7(2) of this plan, that licence shall, at the time it is granted, confer the units of usual entitlement specified in Schedule 6 of this plan.

19. Prohibition on operating in excess of entitlement

At any time that a licence is in force a person must not—

- (a) operate under the authority of that licence unless the total quantity of crab taken under the authority of the licence is less than the product of the current entitlement and the relevant unit value; or
- (b) have any crab on board an authorised boat unless the total quantity of crab taken under the authority of the licence is less than or equal to the product of the current entitlement and the relevant unit value; or
- (c) take, land, consign or sell crab unless the total quantity of crab taken under the authority of a licence is less than or equal to the product of the current entitlement and the relevant unit value.

20. Defence to s.74(2) of the Act

It is a defence in proceedings for an offence against section 74(2) of the Act in respect of contravening clause 19 of this plan for the person charged to prove that—

- (a) the amount of crab by which the value of the entitlement was exceeded is not more than 100 kilograms whole weight; and
- (b) the licence holder, not more than 21 days after the landing of the crab or 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 the crab, as specified in Schedule 9 to the regulations.

PART 5—TRANSFER OF ENTITLEMENT**21. Temporary transfer of entitlement**

The whole or part of an entitlement conferred by a licence may be temporarily transferred to a licence for a period ending at the time that the licence expires, provided that—

- (a) the value of the current units of entitlement (in kilograms whole weight) that would be conferred by the licence after the transfer would not be less than the total quantity of crab

(whole weight) taken under the authority of the licence during the period for which the licence has been granted or renewed; and

(b) the transfer is of a whole number of units.

22. Grounds for refusing to transfer a licence, an entitlement, or part of an entitlement

(1) The CEO may refuse to transfer—

(a) a licence; or

(b) an entitlement, or part of an entitlement, conferred by one licence to another licence,

where the total fee in respect of the transferor's licence has not been paid.

(2) The CEO may refuse to transfer an entitlement, or part of an entitlement, conferred by a licence to another licence on the grounds that—

(a) the usual entitlement of the transferor's licence would, after the transfer, be less than one unit;

(b) the proposed transfer is not of a whole unit or whole number of units;

(c) the forms in the CDR books issued in respect of the relevant licences which are required to be completed are not received prior to lodgement of the application for transfer; or

(d) the forms in the CDR books issued in respect of the licence from which an entitlement is to be transferred establish that the value of the current units of entitlement (in kilograms whole weight) that would be conferred by the licence after the transfer would be less than the total quantity of crab (whole weight) taken under the authority of the licence during the period for which the licence has been granted or renewed.

23. Surrender of licence and reallocation of usual entitlement

(1) Subject to subclauses (2) and (3), the CEO may increase the usual entitlement conferred by a licence—

(a) upon the application of the holder of a licence;

(b) where another licence has been surrendered under section 144 of the Act; and

(c) provided that the person who was the holder of the surrendered licence has consented to the application referred to in paragraph (a).

(2) The entitlement of a licence must not be increased by more than the usual entitlement in respect of the surrendered licence.

(3) Subclause (1) applies once in connection with the surrender of any licence.

(4) For the purposes of subclause (1)(a) a reference to a licence includes a reference to a licence which has been applied for in accordance with clause 7(3) of this plan.

PART 6—GENERAL REGULATION OF FISHING OPERATION

24. Persons prohibited from fishing in the Fishery

(1) A person must not fish in the Fishery other than—

(a) in accordance with this plan; and

(b) under the authority of a licence.

(2) Subclause (1) does not apply to a person fishing under the authority of—

(a) a Shark Bay Prawn managed fishery licence; or

(b) a Shark Bay Scallop managed fishery licence,

where the holder of the relevant managed fishery licence does not hold a Class A licence under this plan.

25. Use of an authorised boat

(1) A person must not use a boat for or in connection with fishing in the Fishery unless the boat is an authorised boat.

(2) Subclause (1) does not apply to a person using a boat for or in connection with fishing in the Fishery under the authority of—

(a) a Shark Bay Prawn managed fishery licence; or

(b) a Shark Bay Scallop managed fishery licence,

where the holder of the relevant managed fishery licence does not hold a Class A licence under this plan.

(3) A person must not use an authorised boat to fish in the Fishery unless—

(a) the person is the holder of the relevant licence; or

(b) the person is acting for or on behalf of the holder of the relevant licence.

26. Means of fishing in Fishery

(1) A person fishing in the Fishery must not fish by any means other than by crab trap.

(2) Subclause (1) does not apply to—

(a) a person fishing under the authority of a Shark Bay Prawn managed fishery licence; or

(b) a person fishing under the authority of a Shark Bay Scallop managed fishery licence.

27. Carrying fishing gear other than crab traps on an authorised boat

(1) The master of an authorised boat fishing in the Fishery under the authority of a licence must ensure that no fishing gear other than crab traps is carried on board the authorised boat.

(2) Subclause (1) does not apply to the master of an authorised boat fishing in the Fishery where—

- (a) the authorised boat is specified on a Class A licence and is also specified as the licensed fishing boat on—
 - (i) a Gascoyne Demersal Scalefish managed fishery licence;
 - (ii) a Shark Bay Prawn managed fishery licence; or
 - (iii) a Shark Bay Scallop managed fishery licence,and
- (b) the holder of the Class A licence is also the holder of the relevant managed fishery licence under paragraph (a); and
- (c) the master of the authorised boat ensures that any fishing gear other than crab traps is stowed when fishing by crab traps is taking place.

(3) A person fishing in the Fishery under the authority of a licence must not carry any fishing gear other than crab traps on board an authorised boat.

(4) Subclause (3) does not apply where a person is fishing in the Fishery on an authorised boat under subclause (2).

28. Use of crab traps

A person fishing in the Fishery must not use a crab trap unless that crab trap is one of a series of crab traps joined together by negatively buoyant rope, and that series of crab traps is attached to a surface float that—

- (a) has a diameter of equal to or more than 150 millimetres if the float is spherical and, in any other case, has a length of equal to or more than 200 millimetres and a width of equal to or more than 100 millimetres; and
- (b) is branded or stamped with the licensed fishing boat number of the boat that is being used to fish in the Fishery and each character of the brand or stamp is legible and measures equal to or more than 60 millimetres in height and equal to or more than 10 millimetres in width.

29. Storing or transporting crab

(1) The master of a boat that is not an authorised boat and which is being used for or in connection with fishing for a commercial purpose in the waters of the Fishery must ensure that no crab is stored or transported on board that boat.

(2) The master of an authorised boat that is specified on a Class A licence and is also specified as a licensed fishing boat on—

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

must ensure that no crab is stored or transported on that boat.

(3) Subclause (2) does not apply where—

- (a) the authorised boat on which the crab is stored or transported is also specified as a licensed fishing boat on—
 - (i) a Shark Bay Prawn managed fishery licence; or
 - (ii) a Shark Bay Scallop managed fishery licence,and
- (b) the holder of the relevant managed fishery licence under paragraph (a) is also the holder of a Class A licence under this plan; and
- (c) the master of the authorised boat has determined that the crab will not exceed the current entitlement of the Class A licence under paragraph (b).

Note: The provisions of this plan restricting the taking of crab to the current entitlement of the Class A licence apply to crab stored or transported in accordance with this clause.

30. Transfer of crab

(1) The master of an authorised boat must not permit any crab to be transferred—

- (a) to another boat from; or
- (b) from another boat to,

the authorised boat while the authorised boat is in the waters of the Fishery.

(2) A person must not transfer crab—

- (a) to another boat from; or
- (b) from another boat to,

an authorised boat while the authorised boat is in the waters of the Fishery.

(3) A person must not be in possession of crab transferred under subclause (1) or (2).

(4) Subclauses (1), (2) and (3) do not apply in respect of crab transferred to a carrier boat.

31. Mud crab and rock lobster to be released

The master of an authorised boat must ensure that any mud crab or rock lobster brought on board the boat is released to the sea within 5 minutes of being taken.

PART 7—LANDING AND WEIGHING CRAB**32. Master to nominate intent to fish by crab trap**

(1) Where—

- (a) the master of an authorised boat is operating under the authority of a Class A licence; and
- (b) the authorised boat is specified on the Class A licence under paragraph (a) and is also specified as the licensed fishing boat on a Shark Bay Prawn managed fishery licence or a Shark Bay Scallop managed fishery licence; and
- (c) the holder of the Class A licence under paragraph (a) is also the holder of the relevant managed fishery licence under paragraph (b),

and the master of the authorised boat intends to use the boat for or in connection with fishing by means of crab trap, the master must make a nomination of intent to fish by crab trap by telephoning the Department on 0417 795 692.

(2) Where the master of an authorised boat makes a nomination under subclause (1), the master must provide details of—

- (a) the relevant licence number;
- (b) the authorised boat;
- (c) the master of the authorised boat; and
- (d) whether the nomination is for the remainder of the fishing season or a specified period.

(3) The master of an authorised boat may cancel a nomination made under subclause (1) by—

- (a) telephoning the Department on 0417 795 692; and
- (b) providing details of—
 - (i) the relevant licence number;
 - (ii) the authorised boat;
 - (iii) the master of the authorised boat; and
 - (iv) the time and date on which the authorised boat will cease being used for fishing by means of crab traps.

33. Master to make pre-landing nomination

(1) The master of an authorised boat must, not more than 90 minutes and not less than 30 minutes prior to—

- (a) entering an approved landing area to land crabs; or
- (b) landing crab on a carrier boat,

make a pre-landing nomination by telephoning the Department on 0417 795 692.

(2) Where the master makes a pre-landing nomination under subclause (1)(a), the master must—

- (a) provide details of—
 - (i) the relevant licence number;
 - (ii) the approved landing area that the authorised boat will enter to land crab;
 - (iii) the time at which the authorised boat will enter the approved landing area to land crab; and
 - (iv) the estimated weight of the crab (in kilograms) to be landed;
- and

- (b) record the pre-landing confirmation number in respect of the nomination in a CDR form.

(3) Where the master makes a pre-landing nomination under subclause (1)(b), the master must—

- (a) provide details of—
 - (i) the relevant licence number;
 - (ii) the carrier boat licence number relating to the carrier boat on which the crab will be landed; and
 - (iii) the estimated weight of the crab (in kilograms) to be landed;
- and
- (b) record the pre-landing confirmation number in respect of the nomination in a CDR form.

34. Determining the weight of crab

The master of an authorised boat must accurately determine the weight of all crab on board that boat—

- (a) not more than 24 hours after landing crab in an approved landing area; or
- (b) prior to landing crab on a carrier boat,

and record the weight of the crab in a CDR form.

35. Consigning crab

(1) Where crab landed under clause 36 or clause 37 of this plan is to be consigned, the master of the authorised boat must, prior to the crab being removed from an approved landing area or landed on a carrier boat—

- (a) complete a CDR form in accordance with clause 38(1) of this plan in respect of each consignment; and
- (b) cause the original copy of the CDR form to accompany the crab from the point of landing to the specified destination by securely attaching the original copy of the CDR form to the container holding the consigned crab.

(2) Where there is more than one container in the consignment under subclause (1), the master of the authorised boat must ensure that each container holding the consigned crab is securely labelled with the CDR form number for that consignment.

(3) For the purposes of subclause (1)(a), each occasion on which crab are transported from an approved landing area shall constitute a consignment.

(4) For the purposes of subclause (1)(a), the landing of crab onto a single carrier boat shall constitute one consignment.

36. Crab landed in an approved landing area

(1) This clause does not apply to the landing of crab on a carrier boat under clause 37 of this plan.

(2) A person must not—

- (a) bring onto land, or attempt to bring onto land; or
- (b) remove from an authorised boat,

any crab, unless it is brought onto land in an approved landing area or removed from the authorised boat in accordance with this plan.

(3) The master of an authorised boat must not permit any crab to be—

- (a) brought onto land; or
- (b) removed from an authorised boat,

unless it is brought onto land in an approved landing area or removed from the authorised boat in accordance with this plan.

(4) The master of an authorised boat must not remove from an approved landing area, or permit any person to remove from an approved landing area, any crab unless—

- (a) the master has weighed the crab in accordance with clause 34 of this plan;
- (b) the master of the authorised boat has completed a CDR form in accordance with clause 38(1) of this plan; and
- (c) where the crab is to be consigned, the master of the authorised boat has complied with clause 35 of this plan.

37. Crab landed on a carrier boat

(1) A person must not remove any crab from an authorised boat outside of an approved landing area unless it is landed onto a carrier boat in accordance with this plan.

(2) The master of an authorised boat must not permit any crab to be removed from an authorised boat outside of an approved landing area unless it is landed onto a carrier boat in accordance with this plan.

(3) The master of an authorised boat must not land, or permit any person to land, crab onto a carrier boat unless—

- (a) the master of the authorised boat has weighed the crab in accordance with clause 34 of this plan; and
- (b) the master of the authorised boat has completed a CDR form in accordance with clause 38(1) of this plan; and
- (c) the master of the authorised boat has complied with clause 35 of this plan.

38. Master to complete CDR form

(1) The master of an authorised boat from which any crab have been landed must, not more than 24 hours after landing crab, sign and specify in triplicate in a CDR form accurate details of—

- (a) the place, time and date of the landing of the crab; and
- (b) the name, licence number and business address of any person to whom any crab have been or are to be consigned (as the case requires); and
- (c) the name of any person retaining any crab which is not being consigned, and the place to which the crab are to be taken (as the case requires); and
- (d) the name of the employer of any person who is to transport the crab; and
- (e) the number of containers in which the crab are consigned; and
- (f) the whole weight of the crab determined in accordance with clause 34 of this plan; and
- (g) the name of the master of the authorised boat, and details of the licence under the authority of which the crab were taken.

- (2) A person to whom subclause (1) applies must—
- (a) retain and keep in a safe and secure place the triplicate copies of any CDR form completed in accordance with subclause (1), and produce copies of those documents to a Fisheries Officer on demand; and
 - (b) deliver or cause to be delivered the duplicate copy of the completed CDR form to the office of the Department at Carnarvon or Denham—
 - (i) within 7 days of landing any crab in the approved landing area at Geraldton or Fremantle; or
 - (ii) within 72 hours of landing any crab in the approved landing area at Carnarvon, Denham or Monkey Mia; or
 - (iii) where all crab have been landed onto a carrier boat, within 72 hours of entering an approved landing area.

PART 8—CDR BOOKS

39. Issue of CDR books

- (1) Where a licence is in force, the holder of that licence may request the CEO to issue a CDR book in respect of that licence.
- (2) Where a CDR book issued in accordance with subclause (1) cannot be produced, and the holder of the relevant licence satisfies the CEO of the quantity of crab taken under the authority of that licence, the CEO may issue a replacement CDR book in respect of that licence.
- (3) A CDR book is to be in the form approved from time to time by the CEO.

40. Obligations in respect of CDR books

- (1) The master of an authorised boat must have on board that boat a CDR book in respect of the licence under the authority of which the authorised boat is to be used for fishing.
- (2) The master of an authorised boat that is being used to fish in the Fishery must ensure that all records required to be made under the regulations are completed—
- (a) on each day of a fishing trip; and
 - (b) prior to the authorised boat being taken out of the waters of the Fishery.
- (3) The master of an authorised boat must—
- (a) keep the CDR book secure and in good condition at all times; and
 - (b) produce the CDR book to a fisheries officer on demand.
- (4) The master of an authorised boat must return the CDR book to the holder of the licence in respect of which the CDR book has been issued when—
- (a) the master ceases to be the master in respect of that authorised boat; or
 - (b) the CDR book has been completed.
- (5) The holder of a licence must—
- (a) retain the CDR book issued in respect of the holder's licence for 7 years from the date of the last entry in that CDR book; and
 - (b) produce the CDR book to a fisheries officer on demand.
- (6) Where the holder of a licence or the master of an authorised boat loses—
- (a) a CDR book; or
 - (b) a CDR form completed under this plan,
- the licence holder or the master, as the case may be, must immediately report the loss of the CDR book or CDR form to the Department.

PART 9—PROHIBITIONS AND OFFENCES

41. Prohibition on fishing in particular areas

A person must not fish for crab at any time in the waters of the areas described in Schedule 7 of this plan.

42. Prohibition on fishing in Zone 2 under the authority of a Class A licence

A person fishing under the authority of a Class A licence must not fish by crab trap in Zone 2.

43. Prohibition on fishing under the authority of more than one licence

A person must not fish in the Fishery under the authority of more than one licence on any trip using the same authorised boat.

44. Prohibition on transporting crab in prohibited areas

- (1) The master of an authorised boat must not store or transport any crab on board that boat in any part of the Fishery where fishing is prohibited.
- (2) Subclause (1) does not apply where—
- (a) all fishing gear on board the boat is secured; and
 - (b) the boat is being used solely for the purpose of travelling by the most practicable and most direct route to an approved landing area.

45. Prohibition on selling or dealing in crab

A person must not sell, dispose of or otherwise deal with crab taken in contravention of this plan.

46. Prohibition in respect of nominations

A person must not—

- (a) provide any false or misleading information in a nomination; or
- (b) permit or assist any person to provide false or misleading information in a nomination; or
- (c) act contrary to any nomination made under this plan.

47. Prohibition in respect of CDR forms

A person must not make an entry in a CDR form that the person knows to be false or misleading.

48. Closure of areas within the Fishery

(1) The CEO may, by notice published in the *Gazette*, prohibit all fishing in the Fishery, or any part of the Fishery, for the period specified in the notice if, in the opinion of the CEO, the prohibition is required in the better interests of the Fishery.

(2) A notice made under subclause (1)—

- (a) may only be made after consultation with all licence holders who are entitled to fish in the Fishery, or in the zone of the Fishery that is the subject of the proposed prohibition;
- (b) must take into account any advice received from the Department's Executive Director of Research; and
- (c) may be made to apply at all times or at any specified time.

(3) The CEO may by notice published in the *Gazette* revoke a notice made under subclause (1).

(4) A person must not fish in the Fishery, or a specified part of the Fishery, at any time when fishing in the Fishery, or that specified part of the Fishery, has been prohibited by a notice made under subclause (1).

49. Offences

A person who contravenes a provision of clause 9(2), 12(6), 19, 24(1), 25(1), 25(3), 26(1), 27(1), 27(3), 28, 29(1), 29(2), 30(1), 30(2), 30(3), 31, 32(1), 32(2), 33, 34, 35(1), 36(2), 36(3), 36(4), 37, 38, 40, 41, 42, 43, 44(1), 45, 46, 47 or 48(4) commits an offence.

SCHEDULES**SCHEDULE 1—Description of the Fishery**

[clause 6]

All Western Australian waters bounded by a line commencing at the intersection of 23° 34' south latitude and 113° 42.60' east longitude; thence extending due west along the parallel to the intersection of 23° 34' south latitude and 113° 08.50' east longitude; thence extending in a south westerly direction to the intersection of 24° 26' south latitude and 112° 34' east longitude; thence extending in a southerly direction to the intersection of 25° 05' south latitude and 112° 22' east longitude; thence extending in a southerly direction to the intersection of 25° 37' south latitude and 112° 23' east longitude; thence extending in a southerly direction to the intersection of 26° 10' south latitude and 112° 32.50' east longitude; thence extending in a south easterly direction to the intersection of 26° 30' south latitude and 112° 50' east longitude; thence extending due east along the parallel to the intersection of 26° 30' south latitude and 113° 24.10' east longitude; thence generally north along the high water mark to the commencement point.

SCHEDULE 2—Zones of the Fishery

[clause 6]

Zone 1

All waters of the Fishery north and west of a line commencing at the intersection of 25° 28.87' south latitude and 113° 56.30' east longitude (on the mainland); thence extending due west along the parallel to the intersection of 25° 28.87' south latitude and 112° 58.35' east longitude (on Dirk Hartog Island at Cape Inscription); thence generally south along the high water mark on the western side of Dirk Hartog Island to the intersection of 26° 08.585' south latitude and 113° 12.70' east longitude; thence extending due west along the parallel to the intersection of 26° 08.585' south latitude and 113° 09.75' east longitude (on the mainland at Steep Point).

Zone 2

All waters of the Fishery south and east of a line commencing at the intersection of 25° 28.87' south latitude and 113° 56.30' east longitude (on the mainland); thence extending due west along the parallel to the intersection of 25° 28.87' south latitude and 112° 58.35' east longitude (on Dirk Hartog Island at Cape Inscription); thence generally south along the high water mark on the eastern side of Dirk Hartog Island to the intersection of 26° 08.585' south latitude and 113° 12.70' east longitude; thence extending due west along the parallel to the intersection of 26° 08.585' south latitude and 113° 09.75' east longitude (on the mainland at Steep Point).

SCHEDULE 3—Approved landing areas

[clause 4]

Carnarvon

All land and water bounded by a line commencing at the intersection of 24° 53.80' south latitude and 113° 39.07' east longitude; thence extending in a south westerly direction to the intersection of 24° 54.03' south latitude and 113° 38.87' east longitude; thence extending in a south easterly direction to the intersection of 24° 54.14' south latitude and 113° 39.02' east longitude; thence extending in a north easterly direction to the intersection of 24° 53.90' south latitude and 113° 39.21' east longitude; thence extending in a north westerly direction to the commencement point.

Denham

All waters of the Fishery bounded by a line commencing at the intersection of 25° 55.66' south latitude and 113° 31.94' east longitude; thence extending in a south westerly direction to the intersection of 25° 55.73' south latitude and 113° 31.90' east longitude; thence extending in a south easterly direction to the intersection of 25° 55.79' south latitude and 113° 32.02' east longitude; thence extending in a north easterly direction to the intersection of 25° 55.71' south latitude and 113° 32.06' east longitude; thence generally north west along the high water mark to the commencement point.

Monkey Mia

All waters of the Fishery bounded by a line commencing at the intersection of 25° 46.576' south latitude and 113° 40.60' east longitude; thence extending due east along the parallel to the intersection of 25° 46.576' south latitude and 113° 45.135' east longitude; thence extending south along the meridian to the intersection of 25° 50.566' south latitude and 113° 45.135' east longitude; thence extending due west along the parallel to the intersection of 25° 50.566' south latitude and 113° 43.26' east longitude; thence generally north west along the high water mark to the commencement point.

Geraldton

All waters of the Port of Geraldton bounded by a line commencing at the intersection of 28° 46.209' south latitude and 114° 35.519' east longitude; thence extending in a easterly direction to the intersection of 28° 45.866' south latitude and 114° 36.609' east longitude; including the waters known as Batavia Marina and the Geraldton Fishing Boat Harbour.

Fremantle

All Western Australian waters and the waters of the Port of Fremantle bounded by a line commencing at the intersection of 32° 03.23' south latitude and 115° 43.656' east longitude; thence generally east along the high water mark of Rous Head Harbour to the intersection of 32° 03.22' south latitude and 115° 43.722' east longitude; thence extending in a south easterly direction to the intersection of 32° 03.352' south latitude and 115° 43.931' east longitude; thence generally south east along the high water mark, including the Fremantle Fishing Boat Harbour, to the intersection of 32° 03.738' south latitude and 115° 44.57' east longitude; thence extending in a southerly direction to the intersection of 32° 03.887' south latitude and 115° 44.566' east longitude; thence extending in a south westerly direction to the intersection of 32° 04.034' south latitude and 115° 44.244' east longitude; thence extending in a north westerly direction to the commencement point.

SCHEDULE 4—Payment of fees by instalments

[clause 12]

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 due for payment on or before 1 November;
- (b) the second instalment being 25% of the total fee and due for payment on or before 1 February following the day on which the first instalment is paid; and
- (c) the third instalment being 50% of the total fee and due for payment on or before 1 May following the day on which the first instalment is paid.

SCHEDULE 5—Unit value

[clause 17]

The extent of entitlement to fish in the Fishery that arises from a unit during a licensing period shall be determined using the following formula—

$$\frac{A}{B} = C$$

where—

- A is the capacity of the Fishery as specified in clause 14 of this plan;
- B is the sum of all the units as specified on all the licences authorising fishing in the Fishery immediately before the expiry of the relevant licensing period;
- C is the value of the unit (in kilograms).

Where, as a result of the above calculation a result is more than two decimal places, then the fraction ending with 50 or less at the 3rd and 4th decimal places is rounded down to two decimal places and any fraction ending with 51 or more at the 3rd and 4th decimal places is rounded up to two decimal places.

SCHEDULE 6—Conferral of entitlement

[clause 18]

Authorisation number	Number of units
SBCI2747	8,712
SBCI2748	11,597
SBCI2749	4,840
SBCI2750	19
SBCI2752	3,872
SBPR1003	881
SBPR1008	351
SBPR1009	1,231
SBPR1012	911
SBPR1013	815
SBPR1107	1,428
SBPR1111	662
SBPR1113	587
SBPR1114	545
SBPR1119	1,143
SBPR1120	490
SBPR1121	766
SBPR1122	826
SBPR1130	529
SBPR1131	1,256
SBPR1132	587
SBPR1133	652
SBPR1263	1,213
SBSC2087	8
SBSC2088	8
SBSC2089	8
SBSC2091	8
SBSC2093	8
SBSC2094	8
SBSC2096	8
SBSC2097	8
SBSC2099	8
SBSC2100	8
SBSC2101	8

SCHEDULE 7—Prohibited areas

[clause 41]

Carnarvon

All waters of the Fishery bounded by a line commencing at the intersection of 24° 51.65' south latitude and 113° 37.70' east longitude; thence extending due west along the parallel to the intersection of 24° 51.65' south latitude and 113° 36' east longitude; thence extending due south along the meridian to the intersection of 24° 55.64' south latitude and 113° 36' east longitude; thence extending due east along the parallel to the intersection of 24° 55.64' south latitude and 113° 41' east longitude; thence generally north along the high water mark to the commencement point.

Denham

All waters of the Fishery bounded by a line commencing at the intersection of 25° 53.715' south latitude and 113° 31.55' east longitude; thence extending due west along the parallel to the intersection of 25° 53.715' south latitude and 113° 29.995' east longitude; thence extending due south along the meridian to the intersection of 25° 57.705' south latitude and 113° 29.995' east longitude; thence extending due east along the parallel to the intersection of 25° 57.705' south latitude and 113° 33.56' east longitude; thence generally north along the high water mark to the commencement point.

Monkey Mia

All waters of the Fishery bounded by a line commencing at the intersection of 25° 45.57' south latitude and 113° 39.90' east longitude; thence extending due east along the parallel to the intersection of 25° 45.57' south latitude and 113° 45.135' east longitude; thence extending due south along the meridian to the intersection of 25° 49.56' south latitude and 113° 45.135' east longitude; thence extending due west along the parallel to the intersection of 25° 49.56' south latitude and 113° 43.25' east longitude; thence generally north west along the high water mark to the commencement point.

Quobba Point

All waters of the Fishery bounded by a line commencing at the intersection of 24° 29.077' south latitude and 113° 24.436' east longitude; thence extending due south along the meridian to the intersection of 24° 34' south latitude and 113° 24.436' east longitude; thence due east along the parallel to the intersection of 24° 34' south latitude and 113° 28.93' east longitude; thence generally north west along the high water mark to the commencement point.

Dated the 21st day of October 2015.

K. C. BASTON, Minister for Fisheries.

LOCAL GOVERNMENT

LG401***BUSH FIRES ACT 1954**

Shire of Narembeen

APPOINTMENTS

It is hereby advised that the following officers have been appointed for the Shire of Narembeen.

Chief Fire Control Officer—Murray Dixon

Deputy Chief Fire Control Officer—William Cowan

Fire Control Officers—

Bruce Parsons
 Alan Yandle
 Neville Hooper
 Andy Hardham
 Chris Jackson

CHRIS JACKSON, Chief Executive Officer.

LG402***LOCAL GOVERNMENT ACT 1995**

Shire of Chittering

(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 Chittering 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 13 to 15 inclusive, Lots 34 to 38 inclusive, Lot 70, Lot 71, Lots 76 to 78 inclusive, Lots 95 to 104 inclusive and Lots 172 to 175 inclusive as shown on Deposited Plan 402847.

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

LG501***BUSH FIRES ACT 1954**

Shire of Narembeen

BUSHFIRE NOTICE

Notice to all owners and/or occupiers of land situated within Shire of Narembeen

As a measure to assist in the control of bush fires, or preventing the spread or extension of a bush fire which may occur, notice is hereby given to all owners and/or occupiers of land within the Shire of Narembeen that pursuant to the powers conferred in Section 33 of the *Bush Fires Act 1954*, works in

accordance with the requisitions of this notice must be carried out before the 1st day of November in each year, or within 14 days of becoming the owner or occupier of land if after that date. All work specified in this Notice is to be maintained up to and including the 30th day of April in the following calendar year.

Definitions

“Town site land” means all land within the boundary of the Narembeen Townsite.

“Rural Land” means all land within the Narembeen District not defined as Townsite.

“Firebreak Period” means that time between the 1st day of November in any year until the 30th day of April in the year following.

“Firebreak” means ground from which flammable material has been removed and on which no flammable materials is permitted during the firebreak period.

All owners or occupiers of land within the Narembeen Shire shall have firebreaks during the firebreak period of the dimensions prescribed within this notice.

If it is considered impractical or undesirable to provide firebreaks as required by this notice, the approval of the Council must be obtained for any variation. Approval will only be granted up to or before the 15th day of October, and will not be granted unless prior consent of the appropriate Fire Brigade Officer has been obtained.

Fire Breaks

Rural Land—

Firebreaks 3.0 metres wide as follows—

- Immediately adjacent to and surrounding all cleared land subdividing all cleared land into areas no greater than 400 hectares. Surrounding each building, haystack, fuel dump or ramp.

Townsite Land—

Firebreaks 2.0 metres as follows—

- Vacant lots in excess of 1,025 sq metres as follows;
- All lots containing less than 2,025 sq metres on boundaries and immediately surrounding all buildings.
- Remove all flammable material from fuel dumps or liquid fuel containers to a distance of 15 metres.

In addition to the requirements of this Notice, you may be required to carry out further works which are considered necessary by an Authorised Officer and specified by way of a separate written notice forwarded to the address of the owner/s as shown on the Shire of Narembeen rates record for the relevant land.

Take notice that pursuant to Section 33(4) of the *Bush Fires Act 1954*, where the owner and/or occupier of land fails or neglects to comply with the requisitions of this Notice within the times specified, the Shire of Narembeen may by its officers and with such servants, workmen and contractors, vehicles and machinery as the officers deem fit, enter upon the land and carry out the requisitions of this Notice which have not been complied with and pursuant to Section 33(5) of the *Bush Fires Act 1954*, the amount of any costs and expenses incurred may be recovered from you as the owner and or occupier of the land.

If the requirements of this Notice are carried out by burning, such burning must be in accordance with the relevant provisions of the *Bush Fires Act 1954*.

The penalty for failing to comply with this Notice is a fine not exceeding \$5000 and a person in default is also liable whether prosecuted or not to pay the costs of performing the work directed by this Notice if it is not carried out by the owner and/or occupier by the date required by this Notice.

By order of the Council,

CHRIS JACKSON, Chief Executive Officer.

LG502*

BUSH FIRES ACT 1954

Shire of Dardanup

FIRE PREVENTION ORDER 2015/16

With reference to Section 33 of the *Bush Fires Act 1954*, you are required to carry out fire prevention work on land owned or occupied by you, in accordance with the provisions of this order.

This order is valid for the period 01/07/2015-30/06/2016. Work must be completed by the 30 November 2015 and maintained until the close of the Restricted Burning Period 2016.

PERSONS WHO FAIL TO COMPLY WITH THE REQUIREMENTS OF THE ORDER MAY BE ISSUED WITH AN INFRINGEMENT NOTICE PENALTY (\$250.00) OR PROSECUTED WITH AN INCREASED PENALTY

(MAXIMUM PENALTY \$5,000).

ADDITIONALLY THE SHIRE OF DARDANUP MAY CARRY OUT THE REQUIRED WORK AT COST TO THE OWNER/OCCUPIER.

RESTRICTED BURNING PERIOD

BURNING PERMITS REQUIRED

1 November 2015 to
13 December 2015

PROHIBITED BURNING PERIOD

NO FIRES PERMITTED

14 December 2015 to
15 March 2016
(subject to extension)

RESTRICTED BURNING PERIOD

BURNING PERMITS REQUIRED

16 March 2016 to
26 April 2016
(subject to extension)

RESIDENTIAL, INDUSTRIAL, DEVELOPMENT, MIXED BUSINESS AND COMMERCIAL ZONES*

- All flammable material/vegetation (except living trees) MUST be slashed or grazed to a height that does not exceed 50mm and flammable material MUST be removed.
- No burning shall occur on properties within residential zones unless a permit is issued by the local FCO for the purpose of hazard reduction.
- Residential zones of Dardanup and Burekup are exempt from the requirement of obtaining a permit during the non prohibited burning times.

SMALL HOLDINGS ZONE*

- Bare Earth firebreaks of 2m width and 4m in height must be maintained within and adjacent to the lot boundary.
- Fire hazards on properties must be slashed to a height of no more than 50mm and flammable material MUST be removed.
- Must have a 20 metre low fuel area around all buildings and haystacks or groups thereof.

GENERAL FARMING AND TOURIST ZONES*

- **Non Irrigated lots**—Bare Earth firebreaks of 2m width and 4m in height must be maintained within and adjacent to the lot boundary where it adjoins a road and/or rail reserve.
- **Irrigated lots**—firebreaks are NOT required on that lot of land where the lot is being irrigated throughout the restricted and prohibited burning periods.
- Irrigation channels that are situated WITHIN and adjacent to a lot boundary will be accepted as a firebreak provided the irrigation channel is utilised throughout the restricted and prohibited burning periods.

PLANTATIONS

- Bare Earth firebreaks of 15m width and 4m in height must be maintained within and adjacent to the perimeter of plantations with 6-10m wide internal firebreaks between compartments.
- Where power lines pass through plantation areas, firebreaks must be in accordance with Western Power specifications.

WHERE AND HOW TO OBTAIN BURNING PERMITS

Applications for burning permits are available from your local Bushfire Control Officer at no cost.

The local Bushfire Control Officer will note the relevant conditions you must comply with on your burning permit.

You are advised that Burning Permits are automatically invalidated on days of “severe”, “extreme” or “catastrophic” fire danger.

FIREBREAK VARIATIONS/EXEMPTIONS

If it is considered impractical for any reason to clear firebreaks or remove flammable materials from any land as required by this Order, you should make written application to the Shire of Dardanup no later than 30 September each year and include a plan of your land detailing your fire prevention measures to abate fire hazards on the land. The prescribed Firebreak Variation/Exemption Forms are available from the Shire of Dardanup offices. If your request for a variation/exemption is not granted, you must comply with the requirements of this Order.

For further information please call the Shire of Dardanup on 9724 0000 or your local Fire Control Officer.

For all fire emergencies, please dial “000”

* ZONES as shown on the *Shire of Dardanup Town Planning Scheme No. 3.*

MARK CHESTER, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967**EXPIRY OF PETROLEUM EXPLORATION PERMIT EP 357**

Petroleum Exploration Permit EP 357 held by Santos Offshore Pty Ltd, Chevron (TAPL) Pty Ltd, Chevron Australia Pty Ltd and Mobil Australia Resources Company Pty Limited expired on 12 January 2015.

J. H. HAWORTH, Executive Director,
Petroleum Division.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Royal Assent to Bills

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Acts passed by the Legislative Council and the Legislative Assembly during the First Session of the Thirty-Ninth Parliament.

Title of Act	Date of Assent	Act No.
Conservation and Land Management Amendment Act 2015	19 October 2015	28 of 2015
Misuse of Drugs Amendment (Psychoactive Substances) Act 2015	21 October 2015	29 of 2015

NIGEL PRATT, Clerk of the Parliaments.

22 October 2015.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005**INDUSTRIAL AREA IMPROVEMENT SCHEME AVAILABLE FOR INSPECTION***Shire of Ashburton*

Scheme No. 1

Ref: DP/15/00138

Notice is hereby given that the Department has prepared the abovementioned Industrial Area Improvement scheme No. 1.

The scheme has been prepared for the purpose of—

1. setting out the local government's planning aims and intentions for the scheme area;
2. zoning land within the scheme area for the purposes defined in the scheme;
3. controlling and guiding land use and development;
4. setting out procedures for the assessment and determination of planning applications; and
5. making provision for the administration and enforcement of the scheme.

The documents have been adopted for the purpose of advertising for public comment only. Following receipt of public submissions, The Department will prepare a report in light of public submissions received. This may result in changes (deletions, additions or modifications) to the scheme.

Plans and documents setting out and explaining the scheme, the Western Australian Planning Commission, 140 William Street, Perth, and will be available for inspection during office hours up to and including 27st January 2016 and on the Commission's website.

Submissions on the scheme may be made in writing on during the 90 day advertising period and must be lodged with the undersigned on or before 27st January 2016.

TIM HILLYARD, Secretary,
Western Australian Planning Commission.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Swan
 Local Planning Scheme No. 17—Amendment No. 93

Ref: TPS/1060

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Swan local planning scheme amendment on 14 September 2015 for the purpose of—

1. Rezoning those lots within the Hazelmere town site from 'Residential Redevelopment' to 'Residential' and applying a dual density code of R5/20 or R5/25 as depicted on the scheme map;
2. Reclassifying Lot 9963 West Parade, Hazelmere from 'Residential Redevelopment' to 'Local Reserve—Recreation';
3. Amending the scheme map accordingly.

C. ZANNINO, Mayor.
 M. J. FOLEY, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Stirling
 Local Planning Scheme No. 3—Amendment No. 42

Ref: TPS/1357

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Stirling local planning scheme amendment on 27 May 2015 for the purpose of—

- a. Amending the Scheme Text by inserting a new section into Schedule 10 Development (Structure Plan) Areas (CL 6A) as follows—

Name of Structure Plan	Purpose	Requirements
Atlas, Mirrabooka	To facilitate the development of a range of— <ul style="list-style-type: none"> • Light/service industrial uses; and • mixed business uses. 	As per Clause 6A

- b. Amending the Scheme Maps by rezoning portion of Part Lot 1, 501 Alexander Drive, Mirrabooka from 'No Zone' to 'Development' Zone, as shown in the map.

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

PL404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Stirling
 Local Planning Scheme No. 3—Amendment No. 54

Ref: TPS/1478

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Stirling local planning scheme amendment on 3 September 2015 for the purpose of—

Amending the Scheme Map by—

1. Rezoning Lot 27, House Number 107, Lynn Street, Trigg from 'Civic' to 'Residential (R40)', as shown in the map

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

TRANSPORT

TN401*

ROAD TRAFFIC (AUTHORISATION TO DRIVE) REGULATIONS 2014

EXEMPTION NOTICE

(RTADR-2015-200932)

Pursuant to regulation 76 of the *Road Traffic (Authorisation to Drive) Regulations 2014* (the Regulations), I, Reece Waldock, Director General of the Department of Transport, hereby specify that the bodies listed in the schedule to this Notice are bodies for the purpose of subregulation (1) of that regulation.

Regulation 76 provides that a person is not required to pay the fee set out in Schedule 9 items 1 and 2 of the Regulations, to take or resit a theory test if the body administering the test is specified in a notice published under subregulation (2).

This Notice is to be identified as RTADR-2015-200932 and revokes and replaces the Notice identified as RTCFR 2015-200444, published in the *Government Gazette* on 6 February 2015.

SCHEDULE

Organisation Name	Address
Fortescue Metals Group Ltd (ABN: 57002594872)	Level 2, 87 Adelaide Terrace, East Perth, WA 6004
Goomburrup Aboriginal Corporation (ABN: 75580153973)	16 Little Street, Bunbury WA 6230
Karrayili Adult Education Centre (Aboriginal Corporation) ABN: 87744692783	Flynn Drive, Fitzroy Crossing, WA 6765
Mowanjum Aboriginal Corporation (ABN: 38721336893)	1/Lot 85 Gibb River Road, Derby WA 6728
Ngarliyarndu Bindirri Aboriginal Corporation (ABN: 67026946941)	46 Roe Street, Roebourne WA 6718
REMZ Unique Pty Ltd (ABN: 35159807717)	PO Box 3103, Midland WA 6056
Wila Gutharra Community Aboriginal Corporation (ABN: 45637795782)	78 Anderson Street, Webberton, WA 6530
Wunan Foundation (ABN: 61577218799)	Cnr Coolibah Drive and Messmate Way, Kununurra WA 6743

REECE WALDOCK, Director General,
Department of Transport.

13 November 2015.

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Pauline Ann Cowan, late of 601 Plantation Road, Capel, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 4 March 2015, are required by the trustee of the late Pauline Ann Cowan of care of Galluccio Griggs, PO Box 19, Leederville, Western Australia 6902 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 22nd day of October 2015.

ZX402*

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustee Act 1962*, relates) in respect of the estate of Nellie Westlake, late of Rivervale, who died on 23 June 2015, are required by the Executors, Michelle Helen Taylor and Rhonda June Barrow to send particulars of their claims to PO Box 2174, Marmion WA 6020 within one (1) month of the date of publication of this notice, after which date the Executors 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

**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 Simon Arrowsmith of 69 Prescott Drive Kardinya WA 6163, Bailor.

1. You were given notice on the 20th of March 2015 that the following goods: VW Crafter Grey White 09, VIN Number WV1ZZZ2EZA6008459 situated at 1261 Albany Hwy Cannington 6107 were ready for redelivery.
2. No dispute.
3. Unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, Southside Autos, 1261 Albany Hwy Cannington 6107, bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

Dated 22 October 2015.

J. THORN, Bailee.

WESTERN AUSTRALIA

SENTENCING ACT 1995

Price: \$47.60 plus postage

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

CONSTRUCTION CONTRACTS ACT 2004

***Price: \$31.35 plus postage**

* Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

RESTRAINING ORDERS ACT 1997

Price: \$21.60 plus postage

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

SENTENCE ADMINISTRATION ACT 2003

Price: \$19.15 plus postage

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

MINES SAFETY AND INSPECTION ACT 1994

Price: \$76.85 plus postage

MINES SAFETY AND INSPECTION REGULATIONS 1995

Price: \$50.85 plus postage

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

ROAD TRAFFIC ACT 1974

Price: \$28.10 plus postage

*Prices subject to change on addition of amendments.

PERTH OBSERVATORY



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