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

— PART 1 —

CONSUMER PROTECTION

CP301*

Settlement Agents Act 1981

Settlement Agents (Remuneration) Revocation Notice 2015

Made by the Commissioner with the approval of the Minister under section 44 of the Act.

1. Citation

This notice is the *Settlement Agents (Remuneration) Revocation Notice 2015*.

2. Commencement

This notice comes into operation as follows —

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

3. Notice revoked

The *Settlement Agents (Remuneration) Notice 2013* is revoked.

D. HILLYARD, A/Commissioner for Consumer Protection.

Approved by the Minister—

M. MISCHIN.

CP302*

Land Valuers Licensing Act 1978

Land Valuers Licensing (Remuneration) Revocation Notice 2015

Made by the Commissioner with the approval of the Minister under section 25 of the Act.

1. Citation

This notice is the *Land Valuers Licensing (Remuneration) Revocation Notice 2015*.

2. Commencement

This notice comes into operation as follows —

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

3. Notice repealed

The *Land Valuers Licensing (Remuneration) Notice 2013* is repealed.

D. HILLYARD, A/Commissioner for Consumer Protection.

Approved by the Minister—

M. MISCHIN.

CP303*

Settlement Agents Act 1981

Settlement Agents' Code of Conduct Amendment Rules 2016

Made by the Commissioner with the approval of the Minister.

1. Citation

These rules are the *Settlement Agents' Code of Conduct Amendment Rules 2016*.

2. Commencement

These rules come into operation as follows —

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on the day after that day.

3. Rules amended

These rules amend the *Settlement Agents' Code of Conduct 1982*.

4. Rules 6B and 6C inserted

After rule 6A insert:

6B. Costs disclosure

- (1) Before being appointed to act as a settlement agent in relation to a transaction by a party to the transaction (the *client*) as required under section 43 of the Act, a licensee must give a costs disclosure in writing to the client.
- (2) The costs disclosure must disclose the amount (*service amount*) that the client will be charged by the licensee to provide the services that the licensee has agreed to provide to the client in relation to the transaction.
- (3) The service amount must include all fees, commissions, charges and general office disbursements to be charged by the licensee to provide the services that the licensee has agreed to provide to the client in relation to the transaction.
- (4) The following may also be set out or estimated in the costs disclosure but must not be included in the service amount —
 - (a) duty chargeable under the *Duties Act 2008*;
 - (b) any other tax, duty, fee, levy or charge under a written law;
 - (c) fees payable to financial institutions;
 - (d) commissions chargeable by an agent, developer or any other third party.

6C. Payment not to exceed service amount unless unforeseen significant change occurs

- (1) A licensee is not entitled to receive payment for a service that exceeds the service amount for that service disclosed in a costs disclosure given under rule 6B unless subrule (2) applies.

- (2) A licensee may receive payment for a service that exceeds the service amount if —
- (a) there is an unforeseen significant change in the scope of the work required to provide the service; and
 - (b) the licensee informs the client in writing of that change; and
 - (c) the client agrees to the licensee continuing to provide the service; and
 - (d) the amount by which the payment exceeds the service amount is reasonable having regard to that change.

5. Schedule amended

- (1) In the Schedule Form 1 delete:

There is a maximum scale of fees. You may negotiate a fee lower than the prescribed maximum before making an appointment of a settlement agent.

- (2) In the Schedule Form 1 delete:

- (1) I/We* agree to pay the maximum prescribed fee or a lesser fee negotiated with you and all disbursements incurred by you.

and insert:

- (1) I/We* agree to pay up to the service amount disclosed to me/us* under rule 6B of the *Settlement Agents' Code of Conduct 1982*.

D. HILLYARD, A/Commissioner.

M. MISCHIN, Minister for Commerce.

— PART 2 —

CONSUMER PROTECTION

CP401*

LAND VALUERS LICENSING ACT 1978 LICENSED VALUERS CODE OF CONDUCT

The Licensed Valuers Code of Conduct (“the Code”) has been made by the Commissioner for Consumer Protection with the approval of the Minister for Commerce pursuant to section 26 of the *Land Valuers Licensing Act 1978* (“the Act”). A licensed valuer failing to comply with the Code will be liable for disciplinary action pursuant to section 28(2) (c) of the Act.

Citation

This notice may be cited as the Licensed Valuers Code of Conduct.

Commencement

The Code shall commence upon the day after the date of publication of this notice in the *Government Gazette* and will replace the Code of Conduct published in the *Government Gazette* on 23 December 2011, and all previous codes of conduct, which shall be repealed upon the day after the date of publication of this notice in the *Government Gazette*.

Interpretation

In this Code—

- “**as if complete**” valuation means a valuation that assumes the proposed development to be in a completed state as at the date of valuation and reflects current market conditions at the date of valuation;
 - “**as is**” valuation means a valuation that provides the current market value of the property as it currently exists rather than the value of the proposed development;
 - “**proposed development**” means any planned development or redevelopment of a property, including building improvements or modifications, which are proposed, approved or under construction on the property (but does not include a planned development or redevelopment of a single dwelling residential property for residential use) where the value of the proposed or planned development is estimated to be \$50 000 or more when complete;
 - “**the Act**” means the *Land Valuers Licensing Act 1978*;
 - “**licensed valuer**” means a person who is licensed under the *Land Valuers Licensing Act 1978*;
and
 - “**valuation statement**” as referred to in rule 2.1 in this Code, means the statement usually found at the end of a valuation report stating the valuation amount, the date of the valuation and reference to qualifications and disclaimers, if any.
1. A licensed valuer shall—
 - 1.1 ensure that the duties and obligations imposed by the Act, Regulations and this Code are complied with in the performance of valuation work by the licensed valuer or by any person assisting the licensed valuer. A licensed valuer shall not be excused from non-compliance with these provisions by reason of claimed ignorance of their existence or content;
 - 1.2 maintain a risk management program;
 - 1.3
 - (a) carry out valuation work with diligence and competence in accordance with the accepted principles and practices of valuation;
 - (b) act at all times with honesty and integrity; and
 - (c) where it is their duty to do so, act with impartiality and independence;
 - 1.4 take all reasonable steps to—
 - (a) gather sufficient relevant data in forming an opinion of value or, in the absence or deficiency of such data, explain in the valuation report the basis on which the opinion of value was formed; and
 - (b) ascertain and verify such relevant facts and information as a prudent licensed valuer would have ascertained or verified in order to provide a professional valuation of a property. Where all such facts or information have not been ascertained or verified, make written disclosure of this to the client in the valuation report together with a statement of the extent, if any, to which the failure to ascertain or verify the facts or information in question qualifies or affects the valuation provided;

- 1.5 except with the written agreement of the client, personally inspect the property to be valued in accordance with accepted valuation practice. If the property is not inspected or is only partially inspected, the licensed valuer must disclose this in the valuation report and state the effect that the failure to conduct an inspection or complete inspection has on the valuation provided;
 - 1.6 include in the valuation report—
 - (a) in the case of a mortgage valuation, other than a valuation of a single dwelling residential property for residential use, as a covering page, a valuation Executive Summary in the form of Schedule 1 to this Code;
 - (b) the date of any inspection(s) made of the property, the interest to be valued (e.g. freehold, leasehold etc.), the valuation date and the date on which the report was issued. The licensed valuer must also sign the report and state their licence number;
 - (c) a statement, under the heading of “Assumptions, Conditions and Limitations”, of all assumptions made in arriving at an opinion of value and all conditions, requirements or limitations arising from the client’s instructions or arising due to any other circumstances;
 - (d) where the licensed valuer has an interest of any kind, whether direct or indirect in a property to be valued or a development proposed for that property, a statement describing the nature and extent of the interest in the property or development as the case may be; and
 - (e) particulars of any conflict of interest that are provided to a client or prospective client under sub-rule 2.6(a);
 - 1.7 hold any valuation as confidential unless the client otherwise agrees in writing or unless required by law to disclose the valuation;
 - 1.8 retain in a place of safe keeping for a minimum of 6 years a copy of the valuation report, all instructions from the client or the client’s representative, and all other records and information upon which the valuation opinion was based;
 - 1.9 obtain or confirm in writing all instructions of the client or the client’s representative;
 - 1.10 attach as an annexure to all valuation reports all instructions received from the client or the client’s representative and also any written consent obtained from a client or prospective client under sub-rule 2.6(b);
 - 1.11 where a valuation is to be undertaken on a proposed development, include in the valuation report the definitions of “as if complete” valuation and “as is” valuation that are provided in the Interpretation section of this Code;
 - 1.12 where a valuation is to be undertaken of a proposed development, include an “as is” valuation immediately following the “as if complete” valuation in the body of the valuation report and also in any certificate of valuation or other valuation summary in the report or attached to it;
 - 1.13 properly supervise and control the work of unlicensed persons engaged in assisting in the valuation work and be responsible for any work performed by unlicensed persons on behalf of the valuer; and
 - 1.14 where instructions are accepted to perform valuation work, for either a single task or multiple tasks, carry out all the valuations in accordance with the requirements of this Code regardless of the fee which has been agreed with the client.
2. A licensed valuer shall not—
 - 2.1 produce a valuation statement that purports to predict future value or future values (see Rule 3);
 - 2.2 advertise the licensed valuer’s services, skills or experience in a manner that is false or misleading;
 - 2.3 accept instructions to undertake valuation work which is contingent upon obtaining a predetermined result or finding;
 - 2.4 except with the written consent of the client, accept an engagement to perform a valuation or continue an engagement to provide a valuation where a conflict of interest exists, or arises prior to the completion of a valuation;
 - 2.5 use confidential information obtained in the course of making a valuation to the benefit of the licensed valuer or any person other than the licensed valuer’s client;
 - 2.6 accept or continue an engagement to perform a valuation where a conflict of interest would or does arise, unless;
 - (a) written particulars of the conflict or potential conflict are given to the client or proposed client as the case may be; and
 - (b) the client or proposed client has consented in writing to the licensed valuer performing or continuing to perform the valuation as the case may be;
 - 2.7 accept instructions to perform a valuation beyond their competency and if after accepting instructions to perform a valuation, a licensed valuer becomes aware of any circumstance or matter which places the performance of the valuation beyond their competency the licensed valuer shall not continue to act on the valuation (see Rule 4);

- 2.8 adopt the role of advocate in a matter where—
- (a) their duty is to exercise independence and impartiality; or
 - (b) it is the duty of another member of the same firm to exercise independence and impartiality in the same matter; or
- 2.9 accept an engagement, or continue to be engaged, to exercise independence and impartiality in a matter where another member of the same firm has adopted the role of advocate in the same matter.
3. Sub-rule 2.1 does not prevent a licensed valuer from—
- (i) forecasting income or outgoings using economic price prediction modelling, including discounted cash flows, to determine a present value; or
 - (ii) making properly qualified forecasts.
4. Sub-rule 2.7 does not prevent a licensed valuer from accepting an engagement beyond their competency or continuing to perform a valuation after becoming aware of a circumstance or matter putting the assignment beyond their competency, if with the prior written consent of the client the licensed valuer engages another licensed valuer with the necessary competency to assist in the valuation.
5. Before beginning any valuation work the licensed valuer must make a costs disclosure to the client. The costs disclosure must—
- (a) be given to the client in writing; and
 - (b) set out the maximum amount that the client will be charged by the licensed valuer to provide the services that the licensed valuer has agreed to provide to the client.
6. The maximum amount disclosed in the costs disclosure must include all fees, charges and disbursements to be charged by the licensed valuer to provide the services that the licensed valuer has agreed to provide to the client in relation to the transaction.
7. If the licensed valuer has made a costs disclosure to a client under rule 5, in relation to a service to be provided by the licensed valuer, then the licensed valuer is entitled to receive for that service—
- (a) a reward that does not exceed the amount disclosed to the client in that costs disclosure; or
 - (b) a reward that exceeds the amount disclosed to the client in that costs disclosure if—
 - (i) there is an unforeseen significant change in the scope of the work required to provide the service; and
 - (ii) the licensed valuer informs the client in writing of that change; and
 - (iii) the client agrees to the licensed valuer continuing to provide the service; and
 - (iv) the reward that exceeds the amount disclosed is reasonable having regard to that change.

DAVID HILLYARD for GARY NEWCOMBE,
Commissioner for Consumer Protection.

Approved by the Minister—

MICHAEL MISCHIN MLC, Minister for Commerce.

Schedule 1

(Sub-rule 1.6 (a))

EXECUTIVE SUMMARY MORTGAGE FINANCE VALUATION

PROPERTY ADDRESS:

CERTIFICATE OF TITLE:

REGISTERED OWNERS:

ENCUMBRANCES: (Limited to those that affect the use or value of the subject property.)

LAST SALE: (Report any transaction(s) within the last three years including date of sale, consideration and other relevant details. Facts relating to a current contract for sale of the subject property must also be included.)

ZONING:

DESCRIPTION OF THE PROPERTY "AS IS":

DESCRIPTION OF PROPOSED IMPROVEMENTS:

COMMENTS:

INTEREST VALUED:

VALUATION DATE:

CURRENT MARKET VALUE "AS IS":

CURRENT MARKET VALUE "AS IF COMPLETE":

VALUER: (name, signature, valuer's licence number and date.)

IMPORTANT: All data provided in this summary is wholly reliant on and must be read in conjunction with the information provided in the attached report. It is a synopsis only designed to provide a brief overview and must not be acted on in isolation.

CORRECTIVE SERVICES

CS401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

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

Surname	First Name(s)	Permit Number	Date Permit Revoked
Baird	Tamara	12-0556	25 January 2016
Oliver	Graham	12-0173	25 January 2016

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

SUE HOLT, Manager Court Security and Custodial Services Contract.

HEALTH

HE401*

RADIATION SAFETY ACT 1975

RADIOLOGICAL COUNCIL (APPOINTMENT OF MEMBERS, DEPUTY MEMBERS AND DEPUTY CHAIR) INSTRUMENT 2016

Made by Her Excellency the Governor, in Executive Council, under sections 13 and 15 of the *Radiation Safety Act 1975*.

1. Citation

This instrument may be cited as the *Radiological Council (Appointment of Members, Deputy Members and Deputy Chair) Instrument 2016*.

2. Appointment of Members and Deputy Chair

The appointment of—

- (a) Dr Geoffrey Norman Groom as a member and deputy Chair to the Radiological Council pursuant to section 13(2)(b)(ii) and section 13(3) respectively of the *Radiation Safety Act 1975* is approved for a term of three years commencing on 1 March 2016 and expiring on 28 February 2019;
- (b) Dr Richard Alan Fox as a member to the Radiological Council pursuant to section 13(2)(b)(iii) of the *Radiation Safety Act 1975* is approved for a term of three years commencing on 15 June 2016 and expiring on 14 June 2019.

3. Appointment of Deputy Members

The appointment of—

- (a) Dr Elizabeth Louise Thomas as deputy to Dr Geoffrey Norman Groom to the Radiological Council pursuant to section 15 of the *Radiation Safety Act 1975* for a term of three years commencing on 1 March 2016 and expiring on 28 February 2019.
- (b) Dr Roger Ian Price as deputy to Dr Richard Alan Fox to the Radiological Council pursuant to section 15 of the *Radiation Safety Act 1975* for a term of three years commencing on 15 June 2016 and expiring on 14 June 2019.

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

Shire of Denmark

(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 16 December 2015, determined that the method of valuation to be used by the Shire of Denmark as the basis for a rate in respect of the land referred to in the Schedule is to be the unimproved value of the land.

Schedule

	Designated Land
GRV to UV	All that portion of land being Lot 1 as shown on Diagram 93045.

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

LG402*

LOCAL GOVERNMENT ACT 1995

Shire of Mundaring

(BASIS OF RATES)

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

I, Mary Adam, 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 17 December 2015, determined that the method of valuation to be used by the Shire of Mundaring 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 portion of land being Lot 65 as shown on Deposited Plan 223099.

MARY ADAM, A/Executive Director Sector Regulation and Support,
Department of Local Government and Communities.

MINERALS AND PETROLEUM

MP401***DANGEROUS GOODS SAFETY ACT 2004****DANGEROUS GOODS SAFETY APPOINTMENT NOTICE (NO. 1) 2016**

Made by the Chief Dangerous Goods Officer under s 27(1) of the *Dangerous Goods Safety Act 2004*.

1. Citation

This notice may be cited as the *Dangerous Goods Safety Appointment Notice (No. 1) 2016*

2. Dangerous goods officers appointed

I appoint the following person to be a dangerous goods officer—

- (i) Emilio Evangelopoulos
- (ii) Jeff Brooks
- (iii) Jessica Elizabeth Canham
- (iv) Willene Kroon
- (v) Keiran Galvin
- (vi) Marc Barnard
- (vii) Stephen Emery
- (viii) Shane Daniel

Date: 28 January 2016.

ROSS STIDOLPH, Chief Dangerous Goods Officer,
(Director of the Dangerous Goods and Petroleum Safety Branch,
Resources Safety Division of the Department of
Mines and Petroleum, Western Australia).

MP402***PETROLEUM (SUBMERGED LANDS) ACT 1982****VARIATION OF PETROLEUM PIPELINE LICENCE TPL/25**

Petroleum Pipeline Licence TPL/25, held by Chevron (TAPL) Pty Ltd, Kufpec Australia (Wheatstone Iago) Pty Ltd, PE Wheatstone Pty Ltd, Kufpec Australia (Julimar) Pty Ltd, Woodside Energy Julimar Pty Ltd and Kyushu Electric Wheatstone Pty Ltd has been varied by instrument of variation TTP-PLV-0005 to facilitate the introduction of petroleum from the Dampier to Bunbury Natural Gas Pipeline to the Wheatstone Platform with effect on and from the date this notice appears in the *Government Gazette*.

JEFF HAWORTH, Executive Director, Petroleum Division.

MP403***PETROLEUM PIPELINES ACT 1969****VARIATION OF LICENCE PL 99**

Licence PL 99, held by Chevron (TAPL) Pty Ltd, Kufpec Australia (Wheatstone Iago) Pty Ltd, PE Wheatstone Pty Ltd, Kufpec Australia (Julimar) Pty Ltd, Woodside Energy Julimar Pty Ltd and Kyushu Electric Wheatstone Pty Ltd has been varied by instrument of variation STP-PLV-0044 to facilitate the introduction of petroleum from the Dampier to Bunbury Natural Gas Pipeline to the Wheatstone Platform with effect on 28 January 2016.

JEFF HAWORTH, Executive Director, Petroleum Division.

POLICE

PO401*

ROAD TRAFFIC ACT 1974
ROAD TRAFFIC CODE 2000
 AUTHORISED PERSONS

Appointment of Accredited Pilots as Authorised Persons

I hereby declare that each person who is an accredited pilot pursuant to Regulation 3 of the *Road Traffic Code 2000* named in the attached lists are 'authorised persons' within the meaning of and in accordance with Regulation 271 of the *Road Traffic Code 2000* for the purposes of Regulations 272(1)(a), 272(1)(d), 282(2) and 286 of the *Road Traffic Code 2000*—whilst performing their functions in the facilitating the safe movement of an oversize vehicle escorted by an accredited pilot.

Dated this Friday, 22 January 2016.

KARL J. O'CALLAGHAN APM, Commissioner of Police.

Surname	First name	State	Accredited Number	Training Provider
Anderson	David	WA	12011	WARTA
Bensemman	Natasha	WA	12163	WARTA
Bensemman	Cameron	WA	09257	WARTA
Broadbent	Alex	WA	11751	WARTA
Dalglis	Brett	QLD	12010	WARTA
Hutchinson	Michael	WA	12185	WARTA
Newsome	Thomas	WA	11932	WARTA
Robertson	David	WA	11855	WARTA
West	Colleen	WA	12095	WARTA

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962
 DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Verna Joy Moir, late of Bethesda Palliative Care Unit, Queenslea Drive, Claremont, Western Australia, who died on the 24th day of July 2015, are required by the executors Helen Marie Cooper and Stephanie Anne Ewing to send particulars of their claims addressed to the Executors of the Estate of the late Verna Joy Moir care of Slater and Gordon, Lawyers, 26 Stirling Street, Bunbury WA 6230 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 the executors then have notice.
