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Gazette**

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# — PART 1 —

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## ENERGY

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EN301\*

Energy Arbitration and Review Act 1998

### Western Australian Electricity Review Board Panels Membership Instrument 2016

Made by the Governor in Executive Council.

**1. Citation**

This instrument is the *Western Australian Electricity Review Board Panels Membership Instrument 2016*.

**2. Term used: appointment period**

In this instrument —

*appointment period* means the period beginning on 5 August 2016 and ending on the earlier of —

- (a) the beginning of the day on which Part 6 Division 2 of the Act is repealed; and
- (b) the beginning of 1 January 2018.

**3. Appointment to panel of legal practitioners**

Each of the following persons is appointed as a member of the panel of legal practitioners referred to in section 52(1)(a) of the Act for the appointment period —

- (a) Mr Simon Adams;
- (b) Mr Adam Bisits;
- (c) Mr Scott Ellis;
- (d) Mr Michael Sweeney.

**4. Appointment to panel of experts**

Each of the following persons is appointed as a member of the panel of experts referred to in section 52(1)(b) of the Act for the appointment period —

- (a) Ms Jenny Davis;
- (b) Mr Mark Johnston;

- (c) Mr Graham Mathieson;
- (d) Mr Simon Orme.

R. KENNEDY, Clerk of the Executive Council.

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## JUSTICE

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JU301\*

Legal Profession Act 2008

### **Legal Profession Amendment Rules (No. 2) 2016**

Made by the Legal Practice Board.

**1. Citation**

These rules are the *Legal Profession Amendment Rules (No. 2) 2016*.

**2. Commencement**

These rules come into operation on the day of publication in the *Gazette*.

**3. Rules amended**

These rules amend the *Legal Profession Rules 2009*.

**4. Part 5 deleted**

Delete Part 5.

Made by the Legal Practice Board under section 580 of the Act.

J. SYMINTON, Member.

J. LEY, Member.

J. FIOCCO, Member.

J. HOCKLEY, Member.

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## LOCAL GOVERNMENT

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LG301\*

### LOCAL GOVERNMENT ACT 1995

*Shire of Bridgetown-Greenbushes*

#### EXTRACTIVE INDUSTRIES REPEAL LOCAL LAW 2016

Under the powers conferred by the *Local Government Act 1995* and by all other powers enabling it, the Council of the Shire of Bridgetown-Greenbushes resolved on 30 June 2016 to make the following local law.

#### 1. Citation

*This local law may be cited as the Shire of Bridgetown-Greenbushes Extractive Industries Repeal Local Law 2016.*

#### 2. Commencement

This local law will come into operation 14 days after publication in the *Government Gazette*.

#### 3. Repeal

The Shire of Bridgetown-Greenbushes Extractive Industries Local Law as published in the *Government Gazette* on 14 August 2001 and as amended in the *Government Gazette* on 15 February 2002 is repealed.

The local law to repeal the above item was resolved by the Council on 30 June 2016.

Dated this Thirtieth day of June 2016.

The Common Seal of the Shire of Bridgetown-Greenbushes was affixed by authority of a resolution of the Council in the presence of—

Cr. JOHN NICHOLAS, President.  
TIMOTHY CLYNCH, Chief Executive Officer.

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LG302\*

### LOCAL GOVERNMENT ACT 1995

#### HEALTH ACT 1911

*Shire of Mukinbudin*

#### HEALTH AMENDMENT LOCAL LAW 2016

Under the provisions conferred by Clause 342 of the *Health Act 1911* and in accordance with subdivision 2 of Division 2 of Part 3 of the *Local Government Act 1995* and all other powers the Council of the Shire of Mukinbudin resolved on 17 February 2016 to make the following local law.

#### 1. Citation

*This local law may be cited as the Shire of Mukinbudin Health Amendment Local Law 2016.*

#### 2. Principal local law

In this local law, the *Shire of Mukinbudin Health Local Laws 2014*, published in the *Government Gazette* on 10 April 2015 is referred to as the principal local law. The principal local law is amended as follows.

#### 3. Clause 2.1.6 amended

In clause 2.1.6 delete “very” and insert “every”.

#### 4. Clause 2.2.4(4) amended

In clause 2.2.4(4) delete “Energy Safety WA” and insert “*EnergySafety*”.

#### 5. Clause 3.2.4 is amended

Clause 3.2.4 is amended as follows—

- (a) In subclause (2)(b) delete reference to “AS1668.2; 1991” and replace with AS1668.2-2012.
- (b) In sub clause (3)(a) delete reference to “AS/NZS 3666.2;1995” and replace with “AS/NZS 3666.2:2011”.

#### 6. Clauses 3.5.1(2)(b), 3.5.1(3)(a), 8.1.3(a), 8.1.4, 8.1.6, 8.3.2(1), 8.3.3, 8.3.4(1), 9.1.2, 9.1.4(a) and 9.1.5 amended

In clauses 3.5.1(2)(b), 3.5.1(3)(a), 8.1.3(a), 8.1.4, 8.1.6, 8.3.2(1), 8.3.3, 8.3.4(1), 9.1.2, 9.1.4(a) and 9.1.5 delete reference to “Part 12” and replace with “Part 11”

**7. Clause 5.1.2 amended**

In clause 5.1.2 delete “maintain” and insert “keep”.

**8. Clause 5.1.9 amended**

In clause 5.1.9 delete “owner of occupier” and insert “owner or occupier”.

**9. Clause 5.1.10 amended**

In clause 5.1.10 delete “No” and insert “Unless transporting a pet animal or bird, no”.

**10. Clause 7.1.3(3) amended**

In clause 7.1.3(3) move the words “the officer may, by notice in writing, direct as the case may be-” to a new line aligned with the first word of subclause (3) and align the words “within the time and in the manner specified in the notice” with paragraphs (i) and (ii).

**11. Part 11 Schedule 14 amended**

In Part 11 Schedule 14—column B replace “300m” with “1000m” in first five rows.

Dated: 18th February 2016.

This Local Law was made by the Shire of Mukinbudin at an Ordinary Meeting held on 17 February 2016.

The Common Seal of the Shire of Mukinbudin was hereunto affixed by authority of Council in the presence of—

GARY JOHN SHADBOLT, Shire President.  
STUART DAVID BILLINGHAM, Chief Executive Officer.

Consented to—

T. WEERAMANTHRI, Executive Director, Public Health.

Dated this 21st day of July, 2016.

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**TRANSPORT**

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TN301\*

Transport Co-ordination Act 1966

## **Transport Co-ordination Amendment Regulations 2016**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Transport Co-ordination Amendment Regulations 2016*.

**2. Commencement**

These regulations come into operation as follows —

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

**3. Regulations amended**

These regulations amend the *Transport Co-ordination Regulations 1985*.

**4. Regulation 13 inserted**

Before Schedule 1 insert:

**13. Infringement notices**

- (1) The offences and the modified penalties for those offences specified in the Table are prescribed for the purposes of section 58A.

**Table**

<b>Item</b>	<b>Provision</b>	<b>Offence description</b>	<b>Modified penalty</b>
1.	s. 50(1)	Offences relating to public vehicle operated without appropriate licence, authority	(a) for an individual — \$500 (b) for a body corporate — \$1 000
2.	s. 53	Not complying with licence term or condition	\$200

- (2) For the purposes of section 58A(3), the form of an infringement notice for an alleged offence referred to in subregulation (1) is Form 1 in Schedule 4.
- (3) For the purposes of section 58A(7), the form of notice of withdrawal of infringement notice for an alleged offence referred to in subregulation (1) is Form 2 in Schedule 4.

**5. Schedule 4 inserted**

After Schedule 3 insert:

**Schedule 4 — Infringement notice forms**

[r. 13(2) and (3)]

**FORM 1**

*Transport Co-ordination Act 1966* section 58A

*Transport Co-ordination Regulations 1985* regulation 13(2)

Western Australia

Department of Transport

**TRANSPORT CO-ORDINATION INFRINGEMENT NOTICE**

PART “B”

This space for cash register imprint

To be retained by Cashier.

OFFICE COPY ONLY

Please do not detach from Part “A”

PART "A"

## OFFICIAL RECEIPT

ALLEGED OFFENDER'S COPY No. ....

Issue Date ...../...../.....

Date of birth ...../...../.....

.....  
*Surname (block letters)**Other Names (in full)*

Driver's licence number .....

Address .....

*Number and Street**Town or Suburb**Postcode*Particulars of public vehicle

Number plate No. ....

Make .....

Model .....

Colour .....

Company .....

It is alleged that at ..... hours on ..... day of ..... 20....

at .....

you committed the offence of .....

.....  
*Description of offence*

Modified penalty \$ .....

..... No. ....  
Signature of authorised person

Take notice that —

If you do not wish to be prosecuted for the alleged offence in a court, the amount of money specified above as the modified penalty for the offence may be paid to an authorised person (specified below), within 28 days after the notice is given.

If that amount is not paid within 28 days, additional administrative charges may be incurred and action may be taken under the *Fines, Penalties and Infringement Notices Enforcement Act 1994*. Under that Act, some or all of the following action may be taken — your driver's licence may be suspended; your vehicle licence may be suspended or cancelled; your details may be published on a website; your vehicle may be immobilised or have its number plates removed; and your property may be seized and sold.

Payment may be made —

*[The authorised persons to whom payment may be made are to be specified here.]***Payments will not be accepted at any Department of Transport office.**

A receipt will not be mailed unless requested.

**Court:**

If you wish the matter to be dealt with by a court, do not pay the modified penalty on this infringement notice. You should advise ..... at ..... of your intentions in writing, before the due date otherwise further costs will be incurred.



Inquiries should be made in writing and forwarded by post to —  
[Insert appropriate address here]

**TRANSPORT CO-ORDINATION INFRINGEMENT NOTICE  
CREDIT CARD SLIP**

Do not detach — Return complete document with payment to —  
[Insert appropriate address here]

Please debit my credit card account —

Mastercard       Visacard

Card Number

Amount .....

Cardholder Name .....

Signature ..... Expiry Date ...../...../.....

**FORM 2**

*Transport Co-ordination Act 1966 section 58A*

*Transport Co-ordination Regulations 1985 regulation 13(3)*

Western Australia

Department of Transport

**NOTICE OF WITHDRAWAL OF TRANSPORT  
CO-ORDINATION INFRINGEMENT NOTICE**

Notice No. ....

Name and address of alleged offender

An infringement notice given to you has been withdrawn.

[Identifying details of infringement notice]

Date of withdrawal ...../...../.....

The amount of \$ ..... paid by way of modified penalty will be refunded.

No further action will be taken\*

A summons will be issued\*

[\*Delete whichever is not applicable]

Authorised person who sent this notice

.....  
Name

.....  
Signature

.....  
Date signed

R. KENNEDY, Clerk of the Executive Council.

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**WATER/SEWERAGE**

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WA301\*

Country Areas Water Supply Act 1947

**Country Areas Water Supply (Port Gregory  
Water Reserve) Abolition Order 2016**

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

**1. Citation**

This order is the *Country Areas Water Supply (Port Gregory Water Reserve) Abolition Order 2016*.

**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. Port Gregory Water Reserve abolished**

- (1) In this clause —

*Port Gregory Water Reserve* means the Port Gregory Water Reserve constituted under section 9 of the Act by an Order in Council published in the *Gazette* on 23 March 1990 at pages 1548-9.

- (2) The Port Gregory Water Reserve is abolished.

R. KENNEDY, Clerk of the Executive Council.

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## — PART 2 —

### CORRECTIVE SERVICES

CS401\*

**PRISONS ACT 1981**  
**PERMIT DETAILS**

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

Surname	Other Names	Permit No.	Issue Date
Rodgers	Dawn Elaine	PA 0174	29/7/16

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

GREG THATCHER, Assistant Director.

Dated 29 July 2016.

### LOCAL GOVERNMENT

LG101\*

*CORRECTION*  
**BUSH FIRES ACT 1954**  
*Shire of Bridgetown-Greenbushes*  
2016/17 FIREBREAK ORDER

An error occurred in the notice published under the above heading on page 3224 of *Government Gazette* No. 138 dated 29 July 2016 and is corrected as follows—

**“2. ALL LAND UNDER 4 HECTARES (10 ACRES)**  
**BY 15 NOVEMBER 2016 UNTIL 26 APRIL 2017**

- (a) Remove all flammable material from the property except living trees and shrubbery and maintain throughout the required period, unless used for cropping or pasture. Height of grass not to exceed 50mm.
- (b) If the land is used for cropping or pasture, you are required to construct and maintain a 2 metre firebreak inside and along the boundary of the property as well as a 3 metre firebreak around all buildings and haystacks.

If choosing to forego firebreaks and instead remove flammable materials from the property it is the responsibility of the property owner for active fuel reduction to be completed on the property by 1 December and maintained throughout the period of this notice by means such as slashing, baling and grazing by an appropriate number of livestock. If choosing to carry out fuel reduction by grazing of stock it is the responsibility of the property owner to ensure that sufficient stock is used to ensure that all grass is reduced to a maximum height of 50mm by 15 November and retained at that height until 26 April.

In order to guide property owners of land holdings suggested livestock rates are—1 cow and calf per 3 acres or 1 dry cattle per 1.5 acres or 5 dry sheep per 1 acre. These are suggestions only and it is the responsibility of the property owner to determine the required number of stock in order to achieve compliance by 15 November and to contain the flammable materials until 26 April.”

T. P. CLYNCH, Chief Executive Officer.

LG401\*

*SHIRE OF CHITTERING*

## APPOINTMENT

It is hereby notified for public information that Nathalee Petersen has been appointed Authorised Officer in accordance with the relevant Acts hereunder effective immediately—

*Local Government Act 1995*, Sections 3.28, 3.29

Shire of Chittering Town Planning Scheme No. 6

All previous authorisations for Nathalee Peterson are hereby revoked.

Updated: 3 August 2016.

ALAN SHERIDAN, Chief Executive Officer.

**MINERALS AND PETROLEUM**

MP401\*

**MINING ACT 1978**

## APPROVAL OF RETENTION STATUS FOR AN EXPLORATION LICENCE

I, Ann Robertson, Compliance Tenure Officer (by power delegated under section 12 of the *Mining Act 1978*), give notice that I have approved retention status for 2 blocks within the under mentioned exploration licence pursuant to section 69B of the *Mining Act 1978*, effective from the day on which notice of the approval is published in the *Gazette*.

Tenement	Blocks	Holder	Mineral Field
E45/3601	858 q, r	Atlas Iron Limited	Pilbara

Dated at Perth this 1st day of August 2016.

ANN ROBERTSON, Compliance Tenure Officer, (by power delegated under section 12 of the *Mining Act 1978*).

**PLANNING**

PL401\*

**PLANNING AND DEVELOPMENT ACT 2005**

## APPROVED LOCAL PLANNING SCHEME AMENDMENT

*Shire of Augusta Margaret River*

Local Planning Scheme No. 1—Amendment No. 6

Ref: TPS/1030

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire Augusta Margaret River Local Planning Scheme amendment on 19 July 2016 for the purpose of—

- Amending Local Planning Scheme No. 1 scheme maps by rezoning portion of Lot 3 Darch Road, Margaret River from 'General Agricultural' to the 'Industry' zone, and Lots 567 and 568 Darch Road from 'General Agriculture' to 'Highways and Main Roads' reserve and Lot 566 from 'Priority Agriculture' and 'Additional Use (No. 55)' to 'Highways and Main Roads' reserve as depicted on the scheme amendment maps.
- Amending Local Planning Scheme No. 1 scheme maps by designing portion of Lot 3 Darch Road, Margaret River as 'Restricted Use' classification 'RU 17' as depicted on the scheme amendment maps.
- Amending Local Planning Scheme No. 1 scheme maps by including portion of Lot 4 Rosa Brook Road and Lot 3 Darch Road, Margaret River in a 'Structure Plan Area' (SPA) designated as 'SPA24' as depicted on the scheme amendment maps.

## (d) Modifying 'Schedule 3—Restricted Uses' by including the following schedule—

No.	Description of Land	Restricted Use	Conditions
17	Portion of Lot 3 Darch Road, Margaret River	<p>Industrial land use and other compatible uses (as stated hereunder), subject to restrictions on land use in the area within which off-site effects of industrial land use must be mitigated.</p> <p>Within the 'Buffer Industry' Area, as depicted on the Structure Plan, the following land uses are permitted with Council Planning consent, unless listed as a discretionary land use wherein the proposed development could be refused on grounds of adverse environmental and local amenity impacts—</p> <ul style="list-style-type: none"> <li>• Light and Cottage Industry</li> <li>• Service Industry ('A')</li> <li>• Art and Craft Centre ('D')</li> <li>• Brewery ('D')</li> <li>• Car Park</li> <li>• Club Premises ('A')</li> <li>• Community Purpose ('D')</li> <li>• Convenience Store ('D')</li> <li>• Educational Establishment ('D')</li> <li>• Exhibition Centre ('D')</li> <li>• Laundromat/Drycleaner('D')</li> <li>• Lunch Bar ('D')</li> <li>• Place of Worship ('A')</li> <li>• Storage ('D')</li> <li>• Telecommunications Infrastructure</li> <li>• Trade Display</li> <li>• Veterinary Centre ('D')</li> <li>• Veterinary Hospital ('D')</li> <li>• Warehouse ('D')</li> <li>• Winery('D')</li> </ul> <p>Outside the 'Buffer Industry' Area, as depicted on the Structure Plan, the following land uses are permitted with Council Planning consent, unless listed as a discretionary land use wherein the proposed development could be refused on grounds of adverse environmental and local amenity impacts—</p> <ul style="list-style-type: none"> <li>• Uses permitted in the 'Buffer Industry' Area</li> <li>• Abattoir ('A')</li> <li>• Bus Depot ('D')</li> <li>• Contractor's Yard ('D')</li> <li>• Fuel Depot ('D')</li> <li>• General Industry ('D')</li> <li>• Rural Industry ('D')</li> <li>• Motor Vehicle Repairs ('D')</li> <li>• Restricted Premises ('A')</li> <li>• Salvage/Wrecking Yard ('A')</li> <li>• Sawmill ('A')</li> <li>• Sawmill—Portable ('A')</li> <li>• Transport Depot ('D')</li> <li>• Warehouse ('D')</li> </ul>	<p>1. In accordance with the 'Light Industry' and 'General Industry' designations on the Structure Plan prepared for Structure Plan Area SPA 24, land use shall be restricted as follows—</p> <p>(a) In the area designated as 'Light Industry' only uses that meet the definition of 'Light Industry' or can otherwise be considered in the zone and can be demonstrated to meet acceptable buffer distances from surrounding land will be granted planning approval. Due regard will be given to EPA Guidance for the Assessment of Environmental Factors— Separation Distances Between Industrial and Sensitive Land Uses (2005), as may be amended from time to time, in determining acceptable separation distances from sensitive land use on surrounding land.</p> <p>(b) No subdivision approval will be granted or development approved until such a time as funding and implementation of the Margaret River Perimeter Road has been provided with certainty through a formal funding arrangement which is sufficient to provide for the implementation of the Perimeter Road from north to south of the Margaret River Townsite.</p> <p>(c) Other requirements as stated in the adopted/ endorsed Structure Plan.</p>

## (d) Modification of 'Schedule 15—Structure Plan Areas' by including the following schedule—

No.	Description of Land	Land Use Expectations	Matter to be addressed in Structure Plans (in addition to clause 6.2.4)	Associated Provisions
24	Portion of Lot 4 Rosa Brook Road and 3 Darch Road, Margaret River	Industrial land use and other compatible land uses	<p>1. This Structure Plan is to be read in conjunction with the provisions outlined within Schedule 3 of the Scheme;</p> <p>2. Prior to the request for WAPC endorsement of the Structure Plan for Lot 3, the Local Water Management Strategy shall be prepared to the requirements of the Department of Water and the Shire of Augusta-Margaret River;</p>	<ul style="list-style-type: none"> <li>• The Local Government and WAPC shall only consider a structure plan to lift the Industry 'Deferred' Land area on Lot 4 and rezone to 'Industry' when the following indicators can be achieved and/or demonstrated.</li> </ul>

No.	Description of Land	Land Use Expectations	Matter to be addressed in Structure Plans (in addition to clause 6.2.4)	Associated Provisions
			<p>3. The Structure Plan for Lot 3 is to address the requirements of the Indicative Structure Plan which forms part of Amendment No. 6;</p> <p>4. At the time of subdivision, the subdivider shall prepare and submit an Urban Water Management Plan (UWMP), to the satisfaction of the Shire of Augusta-Margaret River and the Department of Water (DoW) and having due regard to the Margaret River District Water Management Strategy and the Local Water Management Strategy. A condition of subdivision will require the approved UWMP to be implemented to the satisfaction of the Shire of Augusta-Margaret River and the Department of Water;</p> <p>5. Particular regard shall be given to the impacts of industrial development on the landscape character of the surrounding environment. In particular the Structure Plan shall ensure that industrial development is visually unobtrusive from the Perimeter Road.</p> <p>6. Detailed assessment shall be provided of an appropriate buffer distance from industrial development to surrounding sensitive land uses. The Structure Plan shall direct an appropriate outcome by limiting land uses that may create unacceptable effects through proximity to sensitive land use.</p> <p>7. The Structure Plan shall demonstrate appropriate fire protection measures to mitigate the threat of fire from adjacent land without imposing any requirement for modification of fuel loads external to the Structure Plan Area.</p> <p>8. The Structure Plan will identify the alignment of the Margaret River Perimeter Road and provide for the vesting of the land within this alignment at the time of subdivision, unless this land has already been acquired for the purpose of the Perimeter Road.</p> <p>9. The Structure Plan shall require as a condition of subdivision that the subdivider (in accordance with an adopted Development Contribution Plan) to reasonably contribute to the establishment of the Perimeter Road, including any road upgrading, widening or intersection treatment requirements generated through the development of the land for industrial purposes.</p> <p>10. At the subdivision stage the applicant will prepare an Aboriginal Heritage Survey for the land to accompany any application for subdivision.</p>	<ul style="list-style-type: none"> <li>• The proposed structure plan demonstrates compliance with the State and Local planning framework, including any relevant policies and endorsed strategies.</li> <li>• The proposed structure plan represents a logical expansion of the industrial area on Lot 3 and does not result in land use conflict or indicates how land use conflict risk will need to be managed.</li> <li>• The proposed structure plan will not result in significant impacts on the environment and natural resources, or indicate appropriate management methods through an environmental management plan.</li> <li>• The provision of buffers to, local and regional roads, and, the State Forest/National Park and adjoining areas of significant high quality vegetation for visual buffer and for bushfire prevention purposes.</li> <li>• The provision of emergency service access requirements.</li> </ul>

Cr. I. EARL, Shire President.  
G. EVERSLED, Chief Executive Officer.

## PL402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**

*Shire of Broome*

Local Planning Scheme No. 6—Amendment No. 1

Ref: TPS/1729

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Broome Local Planning Scheme amendment on 4 July 2016 for the purpose of—

1. Rezoning portion of Lot 9007, Djugan from 'Local Centre' and 'Parks and Recreation' to 'Residential', 'Local Roads' and 'Parks and Recreation'.
2. Amending the scheme map accordingly.

R. JOHNSTON, President.  
 K. DONOHOE, Chief Executive Officer.

## PL403\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**

*Shire of Broome*

Local Planning Scheme No. 6—Amendment No. 4

Ref: TPS/1776

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Broome Local Planning Scheme amendment on 19 July 2016 for the purpose of—

1. Reference the deemed provisions under the Preamble text, and reference the deemed provisions and supplemental provisions under Clause 1.4 of the Scheme as follows—

**Preamble—**

'The Local Planning Scheme of the Shire of Broome consists of this Scheme Text, and Scheme Maps and the deemed provisions (as set out in the *Planning and Development (Local Planning Schemes) Regulations*).

**1.4 Contents of the Scheme**

1.4.1 The Scheme comprises of—

- (a) the Scheme Text;
  - (b) the Scheme Map (Sheets 1-34);
  - (c) the deemed provisions (set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2; and
  - (d) the supplemental provisions contained in Schedule A.
2. Delete the words 'council' or in the brackets under Clause 1.2 of the Scheme, and further replace all references to 'Council' with 'local government' throughout the Scheme text in line with the deemed provisions.
  3. Deleting the following clauses from the Scheme Text, as they have been superseded by the deemed provisions set out in the *Planning and Development (Local Planning Scheme) Regulations 2015* Schedule 2—
    - Part 2 in its entirety.
    - Part 5, Clause 5.18, 5.24, 5.25, 5.26, 5.27, 5.28, 5.29, 5.30, 5.31.
    - Part 6, Clause 6.3.3.
    - Part 7 in its entirety except clause 7.1.7 which is to be inserted into Schedule A—Supplemental Provisions.
    - Part 8 in its entirety.
    - Part 9 in its entirety except clause 9.5 which is to be inserted into Schedule A—Supplemental Provisions.
    - Part 10 in its entirety.
    - Part 11 in its entirety.
    - Schedules 5, 6, 7, 8, 9, 12, 13.
  4. Removing the following clauses from the Scheme Text and inserting them into Schedule A—Supplemental Provisions—
    - Clause 7.1.7
    - Clause 9.5

## 5. Inserting the following provisions into Schedule A—Supplemental Provisions—

## Clause 8(5)

*Notwithstanding the above clauses, the Shire of Broome’s Municipal Inventory will form the heritage list until a separate list is prepared and adopted under this Part.*

## Clause 61(1)

- (k) the erection of extension of a single house on a lot if a single house is a permitted (“P”) use in the zone where the R-Codes do not apply, in which that lot is located and where the development standards set out in the Scheme for that particular zone are satisfied, unless the development is location in a place that is—
  - (i) entered in the Register of Heritage Places under the *Heritage Act of Western Australia 1990*; or
  - (ii) the subject of an order under the *Heritage Act of Western Australia 1990* Part 6—
  - (iii) included on a heritage list prepared in accordance with this Scheme; or
  - (iv) within an area designated under the Scheme as a heritage area; or
  - (v) the subject of a heritage agreement entered into under the *Heritage Act of Western Australia 1990* section 29.
- (l) the erection of extension of an outbuilding, external fixture, boundary wall or fence, patio or pergola, veranda, garage, carport or swimming pool on the same lot as a single house if a single house is a permitted (“P”) in the zone where the R-Codes do not apply and where the development standards set out in the Scheme for that particular zone are satisfied, unless the development is located in a place that is—
  - (i) entered in the Register of Heritage Places under the *Heritage Act of Western Australia 1990*; or
  - (ii) the subject of an order under the *Heritage Act of Western Australia 1990* Part 6;
  - (iii) included on a heritage list prepared in accordance with this Scheme; or
  - (iv) within an area designated under the Scheme as a heritage area; or
  - (v) the subject of a heritage agreement entered into under the *Heritage Act of Western Australia 1990* section 29.
- (m) the erection on a lot within the General Agricultural zone of a single house including any extension, ancillary outbuilding and swimming pools and any building associated with Agricultural—Extensive use of the land except where the building or structure is contrary to any provisions of the scheme and schedules.

## Clause 61 (2)

- (g) the carrying out of any activities associated with traditional use and law.

6. Delete the following definitions from Schedule 1, as they have been superseded by the definitions in the deemed provisions set out in the *Planning and Development (Local Planning Scheme) Regulations 2015* Schedule 2—

- Act
- Advertisement
- Amenity
- Building Code of Australia
- Development Contribution Plan
- Local Government
- Local Planning Strategy
- Owner
- Premises
- Reserve
- Residential Design Codes
- Substantially commenced
- Zone

7. Amend the following clauses by removing the cross reference to the clause deleted by the amendment and replace them with cross reference to deemed provisions set out in the *Planning and Development (Local Planning Scheme) Regulations 2015* Schedule 2—

- Clause 3.3.1, 3.3.2 (a)
- Clause 4.17.3 note 3
- Clause 4.18.2 (b)
- Clause 4.23.1
- Clause 4.44.1 (a)
- Clause 5.4.2 (a), 5.4.3 (a), 5.5.2, 5.17.1.1
- Clause 6.3.8.3



8. Delete reference to the following terms “planning approval” and “single dwelling” throughout the Scheme and replace them with the corresponding term “development approval” and “single house” throughout the Scheme.
9. Amending the following clauses in the Scheme Text in relation to structure plans—
  - (a) Amend the text under “Development” zone in Table 1: Zoning Table as follows—
 

“When considering land use, due regard shall be given to the zones delineated in a Structure Plan adopted in accordance with the deemed provisions”.
  - (b) Amend the wording of clause 4.31.2 (b) as follows—
 

“With the exception of the Coconut Wells precinct Council may support a proposed subdivision that represents a minor variation from a structure plan where the variation does not prejudice the orderly and proper planning of the area”.
  - (c) Amend the wording of clause 4.38.2 (b) as follows—
 

“The Council may support the subdivision of land in the absence of an approved structure plan, where the Council considers the purpose of the proposed subdivision is a minor boundary alteration and does not propose the creation of new lots.”
  - (d) Amend the wording of clause 4.39.2 (b) as follows—
 

“The Council may support the subdivision of land in the absence of an approved structure plan, where the Council considers the proposed subdivision is a minor boundary alteration and does not propose the creation of new lots.”
  - (e) Amend the wording of clause .40.1 (b) as follows—
 

“The Council may support the subdivision or development of land in the absence of an approved structure plan or layout plan, where the Council considers the proposed development, land use or subdivision represent a minor extension to an existing land use or building or minor additional land use or minor land use change or minor subdivision.”
  - (f) Amend clause 4.41.1 (b) as follows—
 

“The Council may support the subdivision of land in the absence of an approved structure plan, where the Council considers the proposed development represents a minor extension to an existing land use or building or minor additional land use or minor land use change.”
  - (g) Amend clause 4.44.1 (b), (c) and (d) as follows—
 

“The Council may support the subdivision or the development of land in the absence of an approved structure plan, where the Council considers the proposed development, land use or subdivision is a minor extension to an existing land use or building, a minor additional land use, a minor land use change or is a minor subdivision.

In considering an application for development approval for land within the Development zone, due regard shall be given to an approved structure plan.

Where appropriate, due regard will be given to the general development requirements of Part 5 and the development requirements of a specific zone that most closely equates to the proposed land use and development.”
  - (h) Amend clause 5.3.1 as follows—
 

The provisions of the Residential Design Codes may be varied by—

    - (a) through an adopted Local Development Plan;
    - (b) a local planning policy adopted by Council and approved by the Commission in accordance with clause 7.3.2 of the Residential Design Codes; and
    - (c) a scheme amendment.
  - (i) Amend clause 5.4.1 by removing the words ‘(including those specified in a structure plan)’.
10. Modify the zoning table to make Ancillary Accommodation a ‘P’ use in the Residential zone;
11. Modify the zoning table to make Home Office a ‘P’ use in all zones except the Service Commercial, Industry and Light and Service Industry zone.
12. Renumber the remaining scheme provisions and schedules sequentially and update any cross referencing to the new clause numbers as required.

R. JOHNSTON, President.  
K. DONOHUE, Chief Executive Officer.

**PL404\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Gosnells*  
 Local Planning Scheme No. 6—Amendment No. 160

Ref: TPS/1645

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 Gosnells Local Planning Scheme amendment on 19 July 2016 for the purpose of—

1. Transfer Lot 9001 Streatham Street, Beckenham from the 'Civic and Cultural' local reserve to the 'Residential' zone with an R30 density code.
2. Transfer portion of Lot 353 Streatham Street, Beckenham from 'Civic and Cultural' local reserve to the 'Residential' zone with an R20/25 density code.
3. Modify the Scheme Map accordingly.

O. SEARLE JP, Mayor.  
 C. TERELINCK, A/Chief Executive Officer.

**PL405\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Collie*  
 Local Planning Scheme No. 5—Amendment No. 5

Ref: TPS/1628

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Collie Local Planning Scheme amendment on 19 July 2016 for the purpose of—

1. Rezoning Lots 1, 4, 5, 11, 12 and 13 Booth Street and Lots 2, 3, 6, 9, 10 and 1137 Steere Street North from 'Rural 1' to 'Rural Residential';
2. Amending Schedule 12 of the Scheme to insert the following particulars to the Schedule—

Schedule 12—Rural Residential Zones

Scheme Map ref No.	Area Description	Special Conditions and Provisions
R-R12	Booth Street and Steere Street North, Collie	Subdivision shall be generally in accordance with the Booth Street and Steere Street North Structure Plan.

3. Amending the Scheme Maps accordingly.

W. SANFORD, President.  
 D. BLURTON, Chief Executive Officer.

**PL406\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Albany*  
 Local Planning Scheme No. 1—Amendment No. 2

Ref: TPS/1511

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 Albany Local Planning Scheme amendment on 25 July 2016 for the purpose of—

1. Reserving a portion of Lot 3000 Emu Point Drive, Collingwood Park and Lot 3001 on Deposited Plan 51548 (currently zoned 'Future Urban') and a portion of Lot 1523 Emu Point Drive, Emu Point (currently zoned 'Future Urban') for 'Parks and Recreation', and amending the Scheme Maps accordingly; and
2. Transferring a portion of Lot 3000 Emu Point Drive, Collingwood Park from the 'Parks and Recreation' local scheme reserve to the 'Future Urban' zone, and amending the Scheme Maps accordingly.

D. WELLINGTON, Mayor.  
 A. SHARPE, Chief Executive Officer.

PL407\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**

*City of Albany*

Local Planning Scheme No. 1—Amendment No. 16

Ref: TPS/1727

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 Albany Local Planning Scheme amendment on 25 July 2016 for the purpose of—

1. Modifying Schedule 4—Special Use Zone No. SU17, condition 1 to include ‘Park Home Park’ as a land use with ‘D’ permissibility; and
2. Modifying Schedule 4—Special Use Zone No. SU17, to insert a new condition 6 stating ‘The development of the Park Home Park use will be subject to demonstrating compliance of proposed park homes with the Residential Design Codes as well as the *Caravan Parks and Camping Grounds Regulations 1997*.’

D. WELLINGTON, Mayor.  
A. SHARPE, Chief Executive Officer.

## **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 Thursday, 28 July 2016.

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

<b>Surname</b>	<b>First Name</b>	<b>State</b>	<b>Accredited Number</b>	<b>Training Provider</b>
Kipipateh	Lieon	WA	12806	WARTA
Ward	Kenneth	WA	12809	WARTA
Weckert	Mark	WA	12811	WARTA
Willis	David	WA	12807	WARTA

PO403\*

**ROAD TRAFFIC ACT 1974**  
**ROAD TRAFFIC CODE 2000**  
**AUTHORISED PERSONS**

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

<b>Surname</b>	<b>First Name</b>	<b>State</b>	<b>Accredited Number</b>	<b>Training Provider</b>
Adams	Johnny	SA	TET0033765	Top End Training

PO402\*

**ROAD TRAFFIC ACT 1974**  
**ROAD TRAFFIC CODE 2000**  
 AUTHORISED PERSONS

Appointment of Accredited Pilots as Authorised Persons

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Dated this Friday, 8 July 2016.

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

Surname	First Name	State	Accredited Number	Training Provider
Carter	Kym	WA	12488	WARTA
Garland	Paul	VIC	12475	WARTA
Giblett	Liam	VIC	91427-11370	Pentrans Consulting
Smethurst	Scott	VIC	91427-11372	Pentrans Consulting
Smith	Christopher	WA	12436	WARTA

## PREMIER AND CABINET

PR401\*

**INTERPRETATION ACT 1984**  
 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor, in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon. Dr M. D. Nahan MLA to act temporarily in the office of Minister for Local Government; Community Services; Seniors and Volunteering; Youth in the absence of the Hon. A. J. Simpson MLA for the period 5 to 7 August 2016 (both dates inclusive).

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

## RACING, GAMING AND LIQUOR

RA401\*

**LIQUOR CONTROL ACT 1988**  
 LIQUOR APPLICATIONS

The following applications received under the *Liquor Control Act 1988 (the Act)* are required to be advertised.

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
A000205961	Guilderton Country Club Inc	Application for the grant of a Tavern licence in respect of premises situated in Guilderton and known as Guilderton Country Club Inc.	18/08/2016
A000181993	York Racing Inc	Application for the grant of a Special Facility Sports Arena licence in respect of premises situated in York and known as York Racecourse.	30/08/2016

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE REMOVAL OF A LICENCE</b>			
A000201469	Doubleview Carine Cricket Club Incorporation	Application for the removal of a Club Restricted licence from a premises situated in Carine to another premises also situated in Carine and known as Doubleview-Carine Cricket Club Incorporated	14/08/2016
<b>APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE</b>			
A000206321	Tybel Nominees Pty Ltd	Application for the Variation of trading conditions for a Tavern licence in respect of premises situated in Merriwa and known as The Sixty 30	28/08/2016

This notice is published under section 67(5) of the Act.

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 2 August 2016.

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## DECEASED ESTATES

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ZX401\*

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Dorothy Brenton, late of Bethel Hostel, 2 Bethel Way, Albany, in the State of 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 24 December 2015 at Albany in the said State are required by the executors Gaye Sprigg and Constantyn Willem Receveur c/- 45 Duke Street, Albany, Western Australia to send particulars of their claims to David Moss & Co of P O Box 5744, Albany W.A. 6332 by the date one month following the publication of this notice after which date the executor may convey or distribute the assets having regard only to the claim for which they have then had notice.

ZX402\*

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Notice to Creditors and Claimants regarding the deceased estate of the late Ian Youngson, died 25th January 2016 of 72 Fourth Avenue Shoalwater WA 6169. Please contact the administrator on 0437 482 943 within 30 days of this notification.

ZX403\*

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Neeltje Storm, late of 4 May Street, Bellevue in the State of Western Australia, Home Duties, 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 2 October 2015 at 4 May Street, Bellevue are required by the trustee, Neeltje Livingstone, c/- Avon Legal Suite 7, 9 The Avenue, Midland in the State of Western Australia to send particulars of their claims to her within 30 days of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

**ZX404\*****TRUSTEES ACT 1962  
DECEASED ESTATES**

## Notice to Creditors and Claimants

Theresa Mary Davidson, late of 9/10 Warrick Street, Wagin, 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 the 19th February 2016, are required by the Executor Paul James Davidson care of P.A. Martino Barrister & Solicitor, PO Box 564, West Perth WA 6872 to send particulars of their claim by Monday 5 September 2016, after which date the Executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

**ZX405\*****TRUSTEES ACT 1962  
DECEASED ESTATES**

## Notice to Creditors and Claimants

Gary James Scrase, late of 138 Reynolds Road, Mount Pleasant, Western Australia, deceased died 4 May 2016.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the deceased estate are required by the Executor to send particulars of their claims within one (1) month from the date of publication of this notice to Kimi Shah, care of Ryan & Durey Solicitors, PO Box 913, West Perth WA 6872.

The Executor may then convey or distribute the assets having regard only to claims brought before 5 September 2016.

**ZX406\*****TRUSTEES ACT 1962  
DECEASED ESTATES**

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 5 September 2016 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Batty, John, late of 31 Lansdowne Street Jolimont, died 06.07.2016 (DE 19992347 EM110)

Davies, Trevor Stewart, late of 22 Duncan Street Victoria Park, died 08.05.2016 (DE19892599 EM16)

Jauhainen, Terttu Kaarina, late of 279 Albany Highway Mount Melville Albany, died 29.03.2016 (DE19871693 EM23)

Smith, Gladys, late of David Butterfield Centre 649 North Beach Road Gwelup, died 18.06.2016 (DE19920847 EM16)

Stephenson, Bertha Elizabeth Maud, late of Kingia Nursing Home 5 Allen Court Bentley died 02.06.2016 (DE19961661 EM23)

Martin, Kaye Lorraine, late of U6 / 46 Carnarvon Street East Victoria Park, died 03.06.2016 (DE19840699 EM24)

Owen, Beryl, late of Craiglea Park Nursing Home 38 Alday Street St James, died 11.11.2015 (DE19954107 EM17)

BRIAN ROCHE, Public Trustee,  
553 Hay Street, Perth WA 6000.  
Telephone: 1300 746 212.