



**WESTERN  
AUSTRALIAN  
GOVERNMENT  
Gazette**

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

PRINT POST APPROVED PP665002/00041



**PERTH, FRIDAY, 19 AUGUST 2016      No. 150**

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 12.00 NOON  
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The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

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

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

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

Delivery address:

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

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# — PART 1 —

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## LOCAL GOVERNMENT

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LG301\*

### LOCAL GOVERNMENT ACT 1995

*City of Nedlands*

#### STANDING ORDERS AMENDMENT LOCAL LAW 2016

Under the powers conferred by the *Local Government Act 1995*, and under all other powers enabling it, the Council of the City of Nedlands resolved on 26 July 2016 to make the following local law.

#### 1. Citation

This local law may be cited as the *City of Nedlands Standing Orders Amendment Local Law 2016*.

#### 2. Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

#### 3. Principal Local Law

This local law amends the *City of Nedlands Standing Orders Local Law 2009* as published in the *Government Gazette* on 13 May 2009 and as amended on 8 March 2011 and on 14 March 2014.

#### 4. Clause 2.1 amended

Delete clause 2.1 and insert—

##### **2.1 Councillors to receive notice**

Notice required to be given for Council and Committee meetings is dealt with in the Act.

#### 5. Clause 2.2 amended

Delete clause 2.2 and insert—

##### **2.2 Notice of special council meetings**

The calling of special council meetings and notice required to be given is dealt with in the Act.

#### 6. Clause 2.3 amended

Delete clause 2.3 and insert—

##### **2.3 Council and Committee meetings**

The calling of Council and Committee meetings is dealt with in the Act.

#### 7. Clause 5.2 amended

Delete clause 5.2 and insert—

##### **5.2 Member with a financial interest may ask to be present**

A request from a member with a financial interest to be present during any discussion is dealt with in the Act.

#### 8. Clause 5.3 amended

Delete clause 5.3 and insert—

##### **5.3 Member with a financial interest may ask permission to participate**

A request from a member with a financial interest to participate during any discussion or to vote is dealt with in the Act.

#### 9. Clause 14 amended

Delete clauses 14.1(6) and 14.1(7).

#### 10. Clause 17.1 amended

Delete clause 17.1 and insert—

##### **17.1 Establishment and appointment of committees**

The establishment and appointment of committees is dealt with in the Act.

**11. Clause 17.2 amended**

Delete clause 17.2 and insert—

**17.2 Appointment of deputy committee members**

The appointment of deputy committee members is dealt with in the Act.

**12. Clause 19.1 amended**

Delete clause 19.1 and insert—

**19.1 Use of common seal**

The use of the common seal is dealt with in the Act.

Dated this 9th day of August 2016.

The Common Seal of the City of Nedlands was affixed by authority of a resolution of the Council in the presence of—

MAX HIPKINS, Mayor.  
GREG TREVASKIS, Chief Executive Officer.

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**TRANSPORT**

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TN301\*

Road Traffic (Authorisation to Drive) Act 2008

**Road Traffic (Authorisation to Drive)  
Amendment Regulations 2016**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Authorisation to Drive) 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 *Road Traffic (Authorisation to Drive) Regulations 2014*.

**4. Regulation 3 amended**

In regulation 3 insert in alphabetical order:

*Defence Force family member card* means a card issued by the Department of Defence of the Commonwealth that identifies the holder as a member

of the family of a current member of the Defence Force of the Commonwealth;

***Defence Force member card*** means a card issued by the Department of Defence of the Commonwealth that identifies the holder as a current member of the Defence Force of the Commonwealth;

**5. Regulation 29 amended**

In regulation 29(3)(b) delete “destroyed or cannot be found.” and insert:

lost, stolen or destroyed.

**6. Regulation 32 replaced**

Delete regulation 32 and insert:

**32. Return of driver’s licence document to CEO**

- (1) The CEO may, by written notice, require a person to return to the CEO within the period specified in the notice (the *specified period*) a driver’s licence document issued to the person if —
  - (a) the person has been disqualified from holding or obtaining a driver’s licence; or
  - (b) the person’s driver’s licence is suspended or cancelled; or
  - (c) the CEO needs the document in order to correct or replace it or to otherwise change it for any other reason.
- (2) A person must comply with a requirement under subregulation (1).

Penalty for this subregulation: a fine of 6 PU.  
Modified penalty for this subregulation: 2 PU.
- (3) Subregulation (2) does not apply if, within the specified period, the person notifies the CEO in writing that the driver’s licence document has been lost, stolen or destroyed.

**7. Regulation 35 amended**

In regulation 35(2) in the Penalty delete “Penalty:” and insert:

Penalty for this subregulation:

**8. Regulation 61 amended**

- (1) In regulation 61(3)(a) delete “State, other than as a member of the Defence Force of the Commonwealth; and” and insert:

State; and

- (2) After regulation 61(3) insert:

- (3A) Despite subregulation (3), a driving authorisation recognised under regulation 59 authorises the person who holds it to drive in this State if the person is the holder of a Defence Force member card or a Defence Force family member card.

**9. Regulation 63 amended**

In regulation 63:

- (a) delete paragraph (a) and insert:

- (a) while driving a motor vehicle on a road, carry —
- (i) the official document that is evidence of the authorisation; and
  - (ii) the Defence Force member card or Defence Force family member card held by the person if the card is required, under regulation 61(3A), for the authorisation to be recognised under regulation 59;

and

- (b) in paragraph (b) after “document” insert:

or card

Note: The heading to amended regulation 63 is to read:

**Other jurisdiction’s driving authorisation document, Defence Force card, to be carried and produced**

**10. Various penalties amended**

- (1) In the provisions listed in the Table:

- (a) delete “Penalty:” and insert:

Penalty for this subregulation:

(b) delete “Modified penalty:” and insert:

Modified penalty for this subregulation:

**Table**

r. 29(3)	r. 31(5)
r. 36(1)	r. 48(2)
r. 49(1) and (3)	r. 64(2), (3) and (4)

(2) In the provisions listed in the Table in the Penalty and the Modified penalty delete “an offence under”.

**Table**

r. 36(6)	r. 40(2)
r. 49(4)	r. 64(5)

K. H. ANDREWS, Clerk of the Executive Council.

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# — PART 2 —

## AGRICULTURE AND FOOD

AG401\*

**BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007**  
**BIOSECURITY AND AGRICULTURE MANAGEMENT (PERMITTED ORGANISMS)**  
**DECLARATION (NO. 7) 2016**

Made under section 11 of the Act by the Minister for Agriculture and Food.

### 1. Citation

This declaration is the *Biosecurity and Agriculture Management (Permitted Organisms) Declaration (No. 7) 2016*.

### 2. Permitted Organisms

An organism listed below is declared under section 11 of the Act to be a permitted organism.

#### Plant pathology

- *Puccinia malvacearum* Bertero ex Montagne (1852)
- *Puccinia pelargonii-zonalis* Doidge (1926)
- *Neoscytalidium dimidiatum* (Penz.) Crous & Slippers (2006)
- *Penicillium chrysogenum* Thom (1910)
- *Penicillium aurantiogriseum* Dierckx (1901)
- *Blumeria graminis* f.sp. *hordei*
- *Blumeria graminis* f.sp. *tritici*
- *Rhizobium vitis* (Ophel & Kerr, 1990) Young *et al.*, 2001
- *Neofusicoccum luteum* (Pennycook & Samuels) Crous, Slippers & A.J.L. Phillips (2006)
- *Spencermartinsia westrale* W.M. Pitt, J.R. Úrbez-Torres & Trouillas (2015)
- *Cladophialophora bantiana* (Sacc.) de Hoog, Kwon-Chung & McGinnis (1995)
- *Ilyonectria radicola* (Gerlach & L. Nilsson) Chaverri & C. Salgado (2011)
- *Cryptovalsa rabenhorstii* (Nitschke) Sacc. (1877)
- *Robillarda sessilis* (Sacc.) Sacc. (1884)
- *Cochliobolus geniculatus* R.R.Nelson (1964)
- *Colletotrichum fioriniae* (Marcelino & Gouli) RG Shivas & YP Tan. (2010)
- *Clethruidium corticola* (Fuckel) Shoemaker & E. Müll. (1964)
- *Xiphinema radicola* Goodey, 1936
- *Hemicycliophora labiata* Colbran, 1960
- *Pratylenchus zae* Graham, 1951
- *Rotylenchus gracilidens* Sauer, 1958
- *Scutellonema insulare* Phillips, 1971
- Alfamovirus Alfalfa mosaic virus (AMV)
- Apscaviroid Australian grapevine viroid (AGVd)
- Maculavirus Grapevine fleck virus (GFkV)
- *Pratylenchus quasitereoides* Hodda, Vanstone, Hartley, Curran, Wanjura & Trueman (2014)
- *Lepista nuda* (Bull.) Cooke (1871)
- *Clonostachys rosea* f. *catenulata* (J.C. Gilman & E.V. Abbott) Schroers (2001)
- *Clonostachys rosea* (Link) Schroers, Samuels, Seifert & W. Gams (1999)
- *Acrostalagmus luteoalbus* (Link) Zare, W. Gams & Schroers (2004)
- *Trichothecium crotocinigenum* (Schol-Schwarz) Summerbell, Seifert, & Schroers (2011)
- *Meloidogyne fallax* Karssen, 1996
- *Mesocriconema curvatum* Raski, 1952
- *Mesocriconema xenoplax* (Raksi, 1952) Loof, 1989
- *Phomopsis amygdali* (Delacr.) J.J. Tuset & M.T. Portilla 1989

#### Invertebrate

- *Acanthuchus trispinifer* (Fairmaire, 1846)
- *Agistemus exsertus* Gonzalez-Rodriguez, 1963
- *Agistemus terminalis* (Quayle, 1912)

- *Agonoscelis rutila* (Fabricius, 1775)
- *Agriocnemis argentea* Tillyard, 1906
- *Amblyseius degenerans* (Berlese, 1889)
- *Amblyseius italicus* (Chant, 1959)
- *Anax papuensis* (Burmeister, 1839)
- *Austracantha minax* (Thorell, 1859)
- *Bibio imitator* Walker, 1835
- *Carneodon laevipennis* (Blackburn, 1896)
- *Carneodon pecuarius* (Reiche, 1860)
- *Celaenia excavata* (Koch, 1867)
- *Dendrobaena hortensis* (Michaelsen, 1890)
- *Dinocampus coccinellae* (Schrank, 1802) [Hymenoptera: Braconidae]
- *Diplacodes haematodes* (Burmeister, 1839)
- *Drymaplaneta semivitta* (Walker, 1868)
- *Havinthus rufovarius* Bergroth, 1895
- *Lamprima micardi* Reiche, 1841
- *Neomantis australis* (Saussure & Zehntner, 1895)
- *Nyssus coloripes* Walckenaer, 1805
- *Onthophagus evanidus* Harold, 1869
- *Onthophagus rupicapra* Waterhouse, 1894
- *Orthetrum caledonicum* (Brauer, 1865)
- *Paraoxyphilus laticollis* Tindale, 1923
- *Paropsisterna beata* (Newman, 1842)
- *Poecilometis lineatus* (Westwood, 1837)
- *Poecilometis strigatus* (Westwood, 1837)
- *Pogonortalis doclea* (Walker, 1849)
- *Prorsococcus acanthodus* Williams, 1985
- *Tachardiaephagus tachardiae* (Howard, 1896)
- *Typhlodromus (Anthoseius) rhenanoides* Athias-Henriot, 1960

### 3. Revocation

(1) Any previous declaration relating to an organism listed above is revoked.

The Honourable DEAN NALDER MLA, Minister for Agriculture and Food.

Date 10 August 2016.

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## ENVIRONMENT

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EV401\*

### ENVIRONMENTAL PROTECTION ACT 1986

#### DELEGATION NO. 126

I, Jason Banks, in my capacity as Chief Executive Officer of the Department responsible for the administration of the *Environmental Protection Act 1986* (“the Act”), and pursuant to section 20 of the Act, hereby delegate to the holders for the time being of the offices of—

- (a) Executive Director, Licensing and Approvals;
- (b) Director, Licensing and Approvals;
- (c) Executive Director, Compliance and Enforcement;
- (d) Director, Compliance and Enforcement; and
- (e) Director, Strategy and Reform,

all of the Department of Environment Regulation, all of my powers and duties other than this power of delegation, under—

- (a) section 59A of the Act.

Dated the 29th day of July 2016.

JASON BANKS, Chief Executive Officer.

Approved by—

Hon ALBERT JACOB MLA, Minister for Environment; Heritage.

EV402\*

**WASTE AVOIDANCE AND RESOURCE RECOVERY ACT 2007**

## DELEGATION NO. 1

I, Jason Banks, in my capacity as Acting Chief Executive Officer of the Department responsible for the administration of the *Waste Avoidance and Resource Recovery Act 2007* ("the Act"), and pursuant to section 92 of the Act, hereby delegate to the holder for the time being of the office of the Executive Director Compliance and Enforcement of the Department of Environment Regulation, my powers and duties under—

- (a) Regulations 15, 16, 17 and 18 of the *Waste Avoidance and Resource Recovery Regulations 2008*; and;
- (b) Regulations 5, 7, 9 and 11 of the *Waste Avoidance and Resource Recovery Levy Regulations 2008*,

other than this power of delegation.

Dated the 1st day of May 2014.

JASON BANKS, Acting Chief Executive Officer.

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## HOUSING

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HW401\*

**COUNTRY HOUSING ACT 1998**

## STANDARD RATE OF INTEREST

Notice is hereby given, in accordance with Section 40 of the *Country Housing Act 1998* that the standard rate of interest to apply for assistance provided under this Act is now 4.41% pa for existing loans prior to the 20th of December 2009 and 5.19% pa for loans after the 20th of December 2009. This change in rates follows a decrease in Keystart's variable interest rate. The decrease is effective from the 19th August 2016 with changes to repayments commencing on or after the 19th September 2016.

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## LOCAL GOVERNMENT

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LG501\*

**BUSH FIRES ACT 1954***Shire of Chittering*

## FIREBREAK NOTICE

Notice to all owners and / or occupiers of land situated in the Shire of Chittering.

As a measure to assist in the control of bush fires, or prevent the spread or extension of a bush fire which may occur, all owners and occupiers of land within the shire's district are required before the 16th day of October in each year, or within 14 days of becoming the owner or occupier of land if after that date, to clear firebreaks or take measures in accordance with this notice and maintain those firebreaks and measures in accordance with this notice up to and including the 31st day of May in the following year.

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, you are hereby required to clear all flammable material from fire breaks, not less than 3 metres in width and 4 metres in height, immediately inside all external boundaries of any lot owned or occupied by you and situated within the Shire of Chittering. Such firebreaks may be constructed by one or more of the following methods—

- *Ploughing, cultivating, scarifying, raking, burning, chemical spraying or other approved method*

The following land categories are to be cleared and maintained to the satisfaction of an Authorised Officer of the Shire.

**All properties, including Rural Residential and Shire Town sites with land equal to or greater than 5,000m<sup>2</sup> (land greater than ½ hectare)**

Must clear a firebreak of all flammable materials three (3) metres wide, with a four (4) metres vertical clearance (trafficable) along the inside of the boundary to the property. Maintain a Building Protection Zone around habitable buildings (an area reduced of flammable materials).

**Rural Residential and Shire Town sites with land with less than 5000m<sup>2</sup> (land under ½ hectare)**

Do not require firebreaks but are required to follow General Fire Hazard Reduction. Maintain a Building Protection Zone around habitable buildings (an area reduced of flammable materials).

**Land greater than 120 hectares**

Land with an area of 120 hectares or more must have a firebreak in such a position which divides the land into areas not exceeding 120 hectares.

**Plantations**

(1) Install and maintain external and internal firebreaks, firebreaks that form compartments (cells), firebreaks and hazard reduction measures that protect neighbouring communities and essential infrastructure in accordance with the requirements of a Fire Management Plan approved in writing by the Shire; or

(2) Where no such approved Fire Management Plan exists—

- (a) Unless the Shire approves an alternative plan in writing in accordance with clause 3(2)(b), install and maintain external and internal firebreaks and firebreaks that form compartments (cells), and carry out all other firebreaks and hazard reduction measures which are required in accordance with the requirements and specifications within the Department of Fire and Emergency Services *Guidelines for Plantation Fire Protection 2011* publication; or
- (b) If it is considered impractical for any reason to carry out the plantation requirements outlined above in clause 3(2)(a), plantation owners and managers may apply in writing to the Shire to implement an alternative plan or measures in accordance with clause 4 of this notice. A Fire Management Plan may be required to be developed and submitted as part of the application.

**Bushfire or Emergency Management Plans (compliance is require throughout the year, each and every year)**

All properties with a bushfire management, emergency management plan or an approved Bushfire Attack Level (BAL) assessment approved as part of a Town Planning Scheme, subdivision approval, development approval or a building permit for an individual or group of properties shall comply with the plan in its entirety. All bushfire management plans requirements are in addition to the requirements of this notice.

**Haystacks and fuel storage**

Clear a firebreak, not less than five (5) metres wide with a four (4) meters vertical clearance completely surrounding haystacks and fuel storage areas within the property.

**General Fire Hazard Reduction**

All property owners are required to reduce fire hazards on their property prior to the summer season by maintaining grassed areas as far as reasonably practicable, to 50mm in height over the entire area, by slashing or the application of stock. It is recommended that property owners program their hazard reduction in conjunction with the clearing and maintenance of firebreaks. Hazard Reduction Orders **will** be issued where landowners have failed to reduce fire hazards.

**Installation of a Building Protection Zone**

- The first 5m around all buildings is to be cleared of all flammable material. Reticulated gardens may be located in this zone;
- The spacing of trees should be 15-20 metres apart to provide for a separation of 10 metres between crowns;
- Trees are to be under/low pruned at least to a height of 2 metres;
- No tall shrub or tree is to be planted within 2 metres of a building including windows

**Alternative Firebreaks**

If it is impractical for you to clear a firebreak along your boundary you can request permission from the Shire to install a firebreak in an alternative location or of a different nature. All requests must be in writing to the Shire and received by **1 October**.

**Harvesting operations (including stubble processing)**

The Shire will permit harvesting operations, including stubble processing, during the Restricted and Prohibited period on the following conditions—

- That a fully operational firefighting unit (inclusive of associated pump, hose system and a minimum of 600 litres of water is present) at all times.
- Harvesting operations, and stubble processing, are not permitted when the Shire has declared a Harvest and Vehicle Movement Ban, including Hot Works Activities.

**Harvesting operations (including stubble processing) on Sunday and Public Holidays, excepting Christmas Day, Boxing Day and New Year's Day, will be permitted on the following conditions, in addition to the conditions above.**

- The Local Fire Control Officer is notified.
- Two (2) able-bodied adult persons are present during the harvesting operations, only one (1) of whom may be harvesting.

**Restricted and Prohibited Burning Periods**

Burning is prohibited from 1 December to 31 March. Permits are required from 1 October to 30 November and 1 April to 31 May.

**Control of operations likely to cause a fire**

Property owners should take care to prevent bush fires. The operation of welding equipment and angle grinders are activities likely to create a fire danger when used in the open air. A person shall provide at least one fire extinguisher at the place where welding or cutting operations are carried out and surround this place with a firebreak which is at least five (5) metres wide. For updates on Hot Works, Harvest and Movement of Machinery Bans please ring the information line on: 9576 0219 (recorded message) or register with the SMS warning system with the Shire to receive a text when a ban is implemented.

**Hot Works, Harvest and Movement of Machinery Ban will be in Place on Christmas Day, Boxing Day and New Years Day****Fire Danger Rating**

No fire of any kind may be lit on a day when the forecast Fire Danger rating for the District is very high or above. The fire danger rating is supplied daily by the Bureau of Meteorology. This information is also available from the Telstra Weather service on Ph: 1196, the bureau of meteorology website ([www.bom.gov.au](http://www.bom.gov.au)) and is displayed on the information boards located (1) Great Northern Highway, Muchea, (2) John Glenn Park, Muchea (3) Muchea East Road Lower Chittering, (4) Clune Park, Bindoon, (5) corner Crest Hill and Mooliabeenee Roads, Bindoon. The Chittering fire weather district is the Lower West Inland.

**Burning of garden refuse**

Garden refuse must not be burnt at any time during the prohibited burning period or at any time if a Total Fire Ban or a harvest and vehicle movement ban has been declared or at any time if the Fire Danger rating is Very High or above. A permit is required to burn garden refuse before 6pm during the RESTRICTED Burning Periods, and is subject to the conditions as set out on the permit. Garden refuse may be burnt without a permit after 6pm during the RESTRICTED burning periods, subject to the following conditions of the *Bush Fires Act 1954* and the *Health Act 1911*—

- You must notify your neighbours and local fire control officer of your intention to burn.
- The pile of refuse being burnt does not exceed 1 square metre of area.
- A 5 metre wide area clear of flammable material surrounds the pile (lawn, paths, driveways, etc. may be considered as cleared area).
- The fire is only lit between 6pm and 11pm.
- Only 1 pile is to be alight at one time.
- The fire is completely extinguished by midnight.
- At least 1 adult person is in attendance at all times.
- There is a means of extinguishing the fire available at all times. (e.g. garden hose, knapsack spray or fire unit).
- The smoke from your fire does not create a traffic hazard.
- Do not burn household or commercial waste or any noxious materials.
- Do not burn damp, wet or green material at any time as this will cause excessive smoke.
- Other than during the RESTRICTED or PROHIBITED periods, garden refuse may be burnt at any time, but care must be exercised.
- Smoke from the burning of garden rubbish can cause nuisance and annoyance to other residents. Please consider this and plan to minimise smoke.

**The following Restrictions Apply Throughout Restricted and Prohibited Periods**

- No burning on Sundays and Public Holidays
- No burning of garden refuse without permit
- No lighting of camp fires, solid fuel BBQs, and wood fired pizza ovens or any uncontrolled flame in the open air in the Shire of Chittering (*“Open Air” means any open place, yard, field or construction area which is not enclosed by a building or structure*)
- Burning of road side verges is prohibited without written approval from the Shire of Chittering or other authorities.

**Firebreaks Must Be Cleared by—16 October and remain cleared until 31 May****Burning is Prohibited Between—1 December to 31 March****Burning Permits are Required Between—1 October to 30 November and 1 April to 31 May****Penalties**

Failure to comply with this Firebreak Notice can result in fines ranging from \$250 to \$250,000 or imprisonment.

A. J. SHERIDAN, Chief Executive Officer.

LG502\*

**BUSH FIRES ACT 1954***City of Swan***FIRE HAZARD REDUCTION NOTICE**

(Firebreak Notice)

Notice to Owners and/or Occupiers of land situated within the City of Swan.

As a measure to assist in the control of bush fires, and pursuant to Section 33 of the *Bush Fires Act 1954*, all owners and occupiers of land within the City of Swan are required on or before the 2nd day of November 2016, or within 14 days of becoming an owner or occupier of land if after that date, to clear firebreaks or take measures in accordance with this notice and maintain those firebreaks and measures to the required condition up to and including the 30th day of April 2017.

**1. All Land with an area under 5,001m<sup>2</sup> (land under ½ Hectare)**

- (1) Maintain grass to a height of no greater than 5cm.
- (2) Install and maintain a Building Protection Zone, in accordance with the requirements specified in clause 13 of this notice.
- (3) Any parcel of land having an area less than 5,001m<sup>2</sup> that is substantially developed that may include land that—
  - (a) Predominantly consists of non-flammable managed vegetation, reticulated lawns and gardens and other non-flammable features; or
  - (b) Areas that are sufficiently Parkland Cleared

may maintain grass to a height of no greater than 5cm, or remove all flammable materials in lieu of clearing firebreaks.

- (4) Areas of natural vegetation to be maintained at or below 8 tonnes per hectare.
- (5) Where a property is affected by an approved Bushfire Management Plan as a condition of subdivision or development, property owners shall comply with all requirements and responsibilities outlined within that plan.

**2. All land with an area of 5,001m<sup>2</sup> or greater (land over ½ Hectare)**

- (1) Install 3 metre wide firebreaks immediately inside and adjacent to all external property boundaries which are free from flammable materials with a 4 metre vertical height clearance free from overhanging branches
- (2) Properties over 100 hectares require additional firebreaks to divide the land into areas not exceeding 100 hectares.
- (3) Slash or mow unmanaged grass (grass that is 50cm or higher) to a height no greater than 10cm immediately adjacent firebreaks to a minimum width of 3 metres.
- (4) Install and maintain a Building Protection Zone, in accordance with the requirements specified in clause 13 of this notice.
- (5) Natural Vegetation within 100 metres of Buildings, Attached and Adjacent Structures and Essential Infrastructure shall be maintained at or below 8 tonnes per hectare, by *passive* methods of fuel reduction that does not permanently remove or reduce the quantity or occurrence of the native plants, shrubs and trees within the subject area.
- (6) Where a property is affected by an approved Bushfire Management Plan as a condition of subdivision or development, property owners shall comply with all requirements and responsibilities outlined within that plan.

**3. Plantations**

- (1) Install and maintain external and internal firebreaks, firebreaks that form compartments (cells), firebreaks and hazard reduction measures that protect neighbouring communities and essential infrastructure in accordance with the requirements of a Fire Management Plan approved in writing by the City; or
- (2) Where no such approved Fire Management Plan exists,
  - (a) Unless the City approves an alternative plan in writing in accordance with clause 3(2)(b), install and maintain external and internal firebreaks and firebreaks that form compartments (cells), and carry out all other firebreaks and hazard reduction measures which are required in accordance with the requirements and specifications within the Department of Fire and Emergency Services 'Guidelines for Plantation Fire Protection' 2011 publication; or
  - (b) If it is considered impractical for any reason to carry out the plantation requirements outlined above in clause 3(2)(a), plantation owners and managers may apply in writing to the City to implement an alternative plan or measures in accordance with clause 4 of this notice. A Fire Management Plan may be required to be developed and submitted as part of the application.

**4. Application to Vary Firebreak and Hazard Reduction Requirements**

- (1) If it is considered impractical for any reason to clear firebreaks in a manner or location required by this notice, or to carry out on the land any fire hazard reduction work or measures required by this notice, you may apply in writing on or before the 15th day of October 2016 for approval to provide firebreaks in alternative positions or to take alternative measures to abate fire hazards on the land.

(2) If permission is not granted in writing by the City prior to the 2nd day of November 2016 you shall comply with the requirements of this notice.

(3) When permission to provide alternative firebreaks or fire hazard reduction measures has been granted, you shall comply with all conditions on the endorsed permit and maintain the land to the required standard throughout the period specified by this notice.

(4) Where the City has in writing approved a Bushfire Management Plan as a condition of subdivision and the Bushfire Management Plan depicts an array of alternative firebreak positions and alignments, a property owner may, as an alternative to general boundary firebreaks, elect to provide an alternative firebreak(s) depicted on the Bushfire Management Plan. However, if the alternative firebreak is not constructed by the date required by this notice, then general firebreak requirements shall apply.

#### **5. Fuel Dumps and Depots**

Remove all flammable material within 10 metres of fuel dumps, fuel ramps or where fuel drums, whether containing fuel or not, are stored.

#### **6. Hay Stacks**

Clear and maintain a firebreak completely surrounding any haystack on the land, within 60 metres of the haystack.

#### **7. Strategic Firebreaks**

(1) Where under a written agreement with the City, or where depicted on an approved Bushfire Management Plan strategic firebreaks are required on the land, you are required to clear and maintain strategic firebreaks a minimum of 6 metres wide along the agreed alignment to provide restricted vehicular access to emergency and authorised vehicles, unimpeded by obstructions including boundary fences unless fitted with gates and signage approved in writing by the City.

(2) Gates may only be secured with City of Swan Fire Service padlocks.

(3) Strategic firebreaks shall be graded to provide a continuous 4 wheel drive trafficable surface a minimum of 4 metres wide.

(4) All branches must be pruned and obstacles removed to maintain a 4 metre vertical height clearance above the full 6 metre width of the firebreak.

#### **8. Emergency Access Ways**

(1) Where under a written agreement with the City, or where depicted on an approved Bushfire Management Plan, Emergency Access Ways are required on private land, you are required to clear and maintain a vehicular access way to a minimum of 6 metres wide along the agreed alignment.

(2) Emergency access ways must be unimpeded by obstructions including boundary fences unless fitted with gates and signage approved in writing by the City.

(3) Gates on Emergency Access Ways must remain unlocked at all times.

(4) Emergency Access Ways shall be graded and have suitable drainage to provide a minimum 6 metre wide continuous trafficable surface suitable for all types of 2 wheel drive vehicles.

(5) All branches must be pruned and obstacles removed to maintain a 4 metre vertical height clearance above the full 6 metre width of the trafficable surface.

#### **9. Firebreak Construction**

(1) Firebreaks are to be developed and maintained clear of all obstacles and flammable materials to create a minimum of 3 metre wide trafficable surface suitable for 4 wheel drive vehicles.

(2) Overhanging branches must be pruned to provide a 4 metre vertical clearance above the full width of the firebreak surface.

(3) Boundary Firebreaks must be aligned immediately inside and adjacent to the external property boundaries.

(4) Alternative Firebreaks that are approved in writing by the City, or as depicted within a Bushfire Management Plan approved in writing by the City, are to be constructed to the same standard as general firebreaks and must be constructed along the specified alignment.

(5) Firebreaks must not terminate in a dead end.

(6) Firebreaks may be constructed by ploughing, grading, raking, burning, chemical spraying or any other approved method that achieves the required standard.

#### **10. Driveways**

Where building sites are situated more than 50 metres from a public road—

(1) Driveways must be maintained clear of all permanent obstacles and flammable materials to create a minimum 3 metre wide trafficable surface suitable for all types of 2 wheel drive vehicles.

(2) Overhanging branches must be pruned to provide a 4 metre vertical clearance above a minimum 3 metre width over the driveway.

#### **11. Fuel Reduction—Unmanaged Grasses**

(1) All grass within Building Protection Zones, and on all land less than 5,001m<sup>2</sup> in area, is required to be mowed and maintained under 5cm in height over the entire area.

- (2) On land 5,001m<sup>2</sup> or greater, and not including Building Protection Zone areas—
- (a) Maintain grass under 10cm within Hazard Separation Zones.
  - (b) Slash or mow unmanaged grass (grass that is 50cm or higher) to a height no greater than 10cm immediately adjacent firebreaks to a minimum width of 3 metres.
  - (c) If the land described above in 10(2)(b) is stocked, the grass must be reduced to a height of no greater than 10cm high by the 1st day of December 2016.

Subject to clause c), all grassed areas required by this notice to be maintained at or below a required height must be maintained in that condition between 2nd day of November until the 30th day of April the following year.

## 12. Fuel Reduction—Natural Vegetation

- (1) Available bushfire fuels must be maintained at or below—
- (a) Building Protection Zones—2 tonnes per hectare
  - (b) Hazard Separation Zones—8 tonnes per hectare *\*This requirement only applies where HSZs are depicted within a Fire Management Plan approved in writing by the City.*
  - (c) Natural Vegetation—8 tonnes per hectare for areas of natural vegetation within 100 metres of Buildings, Attached and Adjacent Structures and essential infrastructure.
- (2) Passive Fuel Reduction within natural vegetation may be achieved by burning, raking, pruning, weed management, removal of dead materials and any other approved method.
- (3) Permanent removal or partial clearing of natural vegetation including individual or groups of native grasses, shrubs or trees may only be carried out in accordance with the minimum requirements of this notice.
- (4) Permanent clearing of natural vegetation structures including individual plants, shrubs or trees, that exceeds the requirements of this notice or the specifications outlined within a Bushfire Management Plan approved in writing by the City, is only permitted in accordance with the provisions and exemptions outlined within the *Environmental Protection Act 1986*, or with the approval of the Department of Environment Regulation and the City of Swan.

*Note: Advice and resources on how to measure and manage native vegetation fuel loads are available from the Department of Fire and Emergency Services or the City of Swan.*

## 13. Building Protection Zones Specification

The Building Protection Zone for habitable buildings and related structures must meet the following requirements—

- (1) Building Protection Zones for habitable buildings must extend a minimum of 20 metres out from any external walls of the building, attached structures, or adjacent structures within 6 metres of the habitable building, unless varied under an approved Bushfire Management Plan.
- (2) On sloping ground the Building Protection Zone distance shall increase at least 1 metre for every degree in slope on the sides of the building/structure that are exposed to down slope natural vegetation.
- (3) Recommendation Only—Building Protection Zones predominantly consist of non-flammable managed vegetation, reticulated lawns and gardens and other non-flammable features.
- (4) All grass is maintained to or under 5cm.
- (5) Fuel loads must be reduced and maintained at 2 tonnes per hectare or lower.
- (6) The crowns of trees are to be separated where possible to create a clear separation distance between adjoining or nearby tree crowns. The separation distance between tree crowns is not required to exceed 10 metres. Clearing or thinning existing trees to create distances greater than 10 metres separation between tree crowns within a Building Protection Zone is not required or supported by this notice and requires approval from the Department of Environment and Regulation and the City of Swan.
- (7) A small group of trees within close proximity to one another may be treated as one crown provided the combined crowns do not exceed the area of a large or mature crown size for that species.
- (8) Trees are to be low pruned (or under pruned) to at least a height of 2 metres from ground.
- (9) No tree, or shrub over 2 metres high is planted within 2 metres of a building, especially adjacent to windows.
- (10) There are no tree crowns or branches hanging over buildings.
- (11) Clear and prune scrub to reduce to a sparse density (able to walk through vegetation with relative ease with minimal deviation around trees and shrubs).
- (12) Install paths or clear flammable or dry vegetation, debris and materials immediately adjacent to the building.
- (13) Wood piles and flammable materials stored a safe distance from buildings.

## 14. Burning

All burning must be carried out in accordance with the relevant provisions of this notice and the *Bush Fires Act 1954*.

**Prohibited period:** All burning, including garden refuse is prohibited during this period.

**Restricted period:** All burning requires a permit. Garden refuse is exempt and may be burnt without a permit after 6pm subject to conditions within the *Bush Fires Act 1954*, *Health Act 1911* and compliance with the City's Consolidated Local Laws 2005. Conditions of burning include—

- (1) The fire must not be lit if the Fire Danger Rating is Very High or above, or if a Total Fire Ban or a Harvest and Vehicle Movement Ban is declared.
- (2) The pile of refuse being burnt does not exceed 1 cubic metre and only one pile is alight at any time.
- (3) A 5 metre wide area clear of flammable material surrounds the pile.
- (4) The fire is only lit between 6 pm and 11 pm and completely extinguished by midnight.
- (5) At least one person capable of controlling the fire is in attendance at all times and adequate means of extinguishing the fire is available at all times (e.g. garden hose or a fire appliance).
- (6) You notify your neighbours of your intention to burn and the smoke from your fire doesn't cause a nuisance to neighbours or obscure the vision of motorists.
- (7) You do not burn household or commercial waste, any noxious materials or any damp, wet or green material which could cause excessive smoke at any time.

### 15. Compliance

- (1) In addition to the requirements of this notice, further works which are considered necessary by an Authorised Officer of the City may be required as specified in writing in a subsequent notice addressed to the land owner.
- (2) Where the owner or occupier of the land fails or neglects to comply with the requirements of this notice or a subsequent notice addressed to the land owner, the City of Swan may enter onto the land with workmen, contractors, vehicles and machinery to carry out the requisitions of the notice at the expense of the land owner.
- (3) Failure to comply with this notice and subsequent written notices may result in a penalty not exceeding \$5,000, or the issue of a \$250 infringement notice and liability for any costs incurred by the City in relation to works undertaken on behalf of the land owner.
- (4) Adherence to measures outlined within an approved Bushfire Management Plan developed as a condition of subdivision does not provide land owners and occupiers with any exemptions to the requirements of this notice unless this notice specifically states otherwise.

### 16. Definitions

**'Alternative Firebreak'** is a firebreak that is in an alternative position or alignment to the external boundaries of a property.

**'Alternative Firebreak Application'** is an application that may be made by a land owner to install firebreaks in an alternative position, or to carry out an alternative measures in lieu of general firebreaks.

**'Available Fuel'** is the bush fuel consisting of live and dead vegetation and debris that will actually burn under prevailing conditions. Fuel available for burning depends on temperature, moisture in the air and within the vegetation and curing of vegetation. In summer there is a significant increase in available fuel.

**'City'** means the City of Swan

**'Buildings, Attached and Adjacent Structures'** means habitable buildings that are used as a dwelling, workplace, place of gathering or assembly, a building that is a car park, or a building used for the storage or display of goods or produce for sale by whole sale in accordance with classes 1-9 of the Building Code of Australia. The term building includes attached and adjacent structures like garages, carports verandas or similar roofed structure(s) that are attached to, or within 6 metres of the dwelling or primary building.

**'Building Protection Zone (BPZ)'** is a low fuel area that is reduced of flammable vegetation and materials surrounding buildings and essential infrastructure to minimise the likelihood and impact that direct flame contact, radiant heat or ember attack may have on buildings and assets in the event of a bushfire. This area must extend out from the external walls of a building or asset a minimum of 20 metres.

**'Bushfire Management Plan' or 'Fire Management Plan'** is a comprehensive plan that may be placed on the certificate of title(s) of land, that has been developed as a condition of development or subdivision primarily for the purpose of determining the land suitability, design features and infrastructure that will increase bushfire safety within the location. Bushfire Management Plans may become outdated with regards to property owner fire safety advice and responsibilities due to seasonal changes and evolving fire safety strategies. Up to date advice and strategies are administered within local government areas as a legal requirement through the annual firebreak notice regulation. Fire Management Plans are not a legal requirement unless specifically referenced as a requirement within this notice, or a written notice addressed directly to a land owner.

**'Emergency Access Way'** is a two wheel drive trafficable, 6 metre wide access route to provide local residents, general public and emergency services alternative links to road networks at the end of cul-de-sacs or areas where access is limited during an emergency incident.

**'Essential Infrastructure'** or Critical Infrastructure means assets, infrastructure, systems and networks that provide essential services necessary for social and economic wellbeing and is typically public infrastructure. Assets and infrastructure, usually of a public nature, that generate or distribute electricity, water supply, telecommunications, gas and dams are typical

assets that are essential to society and are often located in, or traverse areas that are prone to bushfires.

**'Firebreak'** is an area of land cleared of flammable material to minimise the spread or extension of a bushfire. For the purpose of this notice the term firebreak is a strip of land 3 metres wide that also provides a trafficable surface and 4 metres vertical clearance for emergency and authorised vehicle access. Boundary firebreaks are installed immediately adjacent the external boundaries of a property.

**'Fire Hazard or Bushfire Hazard'** means accumulated fuel (living or dead) such as leaf litter, twigs, trash, bush, dead trees and scrub capable of carrying a running fire, but excludes standing living trees and isolated shrubs.

**'Hazard Separation Zone (HSZ)'** if required by this notice and in accordance with a Fire Management Plan, means an area extending out from a Building Protection Zone a distance of 80 metres unless otherwise specified, to create a graduated fuel reduction and separation from natural vegetation that is unmodified in structure and density.

**'Natural Vegetation'** means natural areas of forest, woodland, shrubland, scrub, mallee and mulga.

**'Parkland Clearing'** means areas of natural vegetation that has been significantly cleared of understory and tree density reduced to create a grassland or low vegetation area that can be walked through unimpeded with isolated, grouped or well spaced trees.

**'Passive Fuel Reduction'** means lowering the amount of available fuel that will burn under prevailing conditions by means that will not *permanently* reduce or modify the structure or life cycle of plant, shrub, scrub or tree communities within an treated area. This is typically achieved by undertaking a cool, controlled burn of an area during cooler, damper months, or by physical removal of built up leaf litter, dead materials, weeds and slashing long dry grasses without damaging live native plants within the area.

**'Plantation'** is any area of native or exotic planted trees that exceeds three hectares in a gazetted town site, or elsewhere a stand of trees of 10 hectares or larger that has been planted and managed intensively for their commercial and environmental value. A plantation includes roads, firebreaks and small areas of native vegetation.

**'Strategic Firebreak'** is a firebreak that is 6 metres wide established to provide strategic access and links to road networks whilst providing a wider control/containment line to protect town sites, estates and similar exposures during bushfire operations.

**'Unmanaged Grasses'** is undisturbed or very lightly grazed grasses with a height of 50cm or greater.

By order of the Council,

M. J. FOLEY, Chief Executive Officer.

LG503\*

#### BUSH FIRES ACT 1954

*City of Greater Geraldton including Mullewa*

#### 2016-2017 FIREBREAK NOTICE

#### DEFINITIONS

##### Flammable Material

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

It includes, but is not limited to—

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

It does not include—

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

##### Building Protection Zone

Is a fire protection zone—

- (a) in which all flammable material should be totally removed from the zone;
- (b) which comprises an area with a minimum clearance distance in all directions from the walls of the buildings or structures of at least 20 metres on flat land, which is to increase in all directions by 10 metres for every 10 degrees increase in slope;

- (c) which accommodates a turning area for a heavy duty fire vehicle; and
- (d) which complies with the provisions of a Local Government adopted Fire Management Plan (FMP) or Town Planning Scheme (TPS) clause with respect to that property and the effect is such that the requirement under the FMP or TPS stipulates a greater area clear of flammable material or low fuel zone than required under part (b) above.

### **Mineral Earth**

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

### **Fire Fighting Vehicle**

means a motor vehicle that—

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

### **Bush**

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

### **City of Greater Geraldton Firebreak and Fire Prevention Order**

As a measure to assist in the control of bush fire, or to prevent the spread or extension of a bush fire which may occur, all owners and occupiers of land within the City of Greater Geraldton local government area are required by 5 October 2016 to clear firebreaks or take measures in accordance with this notice and maintain those firebreaks and measures in accordance with this notice up to and including 1 May 2017. Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, you are hereby required to undertake fire prevention measures as prescribed in FIREBREAK STANDARDS.

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

For any queries, please contact Infrastructure and Engineering Services during office hours on 9956 6600.

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

### **Firebreak Standards**

#### **City of Greater Geraldton Fire Prevention—Minimum Standards**

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

5 October 2016 to 1 May 2017—

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

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

5 October 2016 to 1 May 2017—

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

##### **Broadacre farming or lots over 5ha**

5 October 2016 to 1 May 2017—

- Mineral earth firebreaks installed within 20 metres inside and along the whole external boundary of land held in contiguous ownership up to a maximum of 200ha.
- Firebreaks must be a minimum of 3 metres in width and have a minimum overhead clearance of 4 metres.
- All structures and buildings must have a minimum of 3 metres clearance of all flammable material. Structures include power poles (private).

### **Fuel and/or Gas Depots**

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

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

### **Firebreak Inspections and Penalties**

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

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

### **Key Dates**

15 September 2016—Deadline for applying (in writing) for variation to fire breaks.

- 5 October 2016—All fire prevention measures must be completed and then maintained until 1 May 2017 (or within 14 days of becoming the owner or occupier, should this be after that date).
- 6 October 2016—Fire prevention work inspections carried out by Rangers/Fire Control Officers—Infringements for non-compliance will be issued from this date.
- 1 May 2017—End of firebreaks and fire prevention maintenance period.

Fire break variation will only be considered if presented in writing by 15 September 2016. If it is considered for any reason to be impractical to clear firebreaks as required by this notice, or if you consider natural features render firebreaks unnecessary, you may make your case in writing to the City of Greater Geraldton.

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

### **HOMESTEADS, BUILDING, HAYSTACKS, STACKS OF FODDER, BULK FUEL, DRUMS AND LIQUID PETROLEUM**

Owners and Occupiers of land shall—

During the period from 1st day of October, 2016 to the 1st day of May 2017, inclusive, have firebreaks at least three (3) metres wide in such positions as are necessary to completely surround the perimeter of any homestead, building, fuel installation (including drums), haystack (where such a haystack is situated within 200 metres of any homestead, building, fuel installation) or group of such structures or installations.

### **HARVESTING**

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

### **SUNDAY HARVESTING (MULLEWA ONLY)**

Sunday harvesting is permitted up to the last Sunday prior to Christmas Day. Council recommends that on any Sunday during which harvesting takes place at least two able bodied persons be in attendance.

### **SUNDAY BURNING (MULLEWA ONLY)**

No controlled burn shall take place on any Sunday during the restricted and Prohibited Burning times.

### **TRADITIONAL NON HARVEST DAYS (CITY OF GREATER GERALDTON)**

The operation of harvesting machines and the movement of grain equipment on Christmas Day, Boxing Day and New Year`s Day is prohibited

KENNETH DIEHM, Chief Executive Officer.

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## **MINERALS AND PETROLEUM**

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MP401\*

### **MINING ACT 1978**

#### **INSTRUMENT OF VARIATION TO EXEMPTION OF LAND**

The Minister for Mines and Petroleum, pursuant to the powers conferred by Section 19 of the *Mining Act 1978*, hereby varies the exemption, initially declared on 26 April 2013 and published in the *Government Gazetted* dated 10 May 2013.

**Description of Land**

Land designated S19/324 in the TENGRAPH electronic plan of the Department of Mines and Petroleum. A geospatial description is filed on Department of Mines and Petroleum File No A0799/201301 and identified at document ID 4340121 with the object description identified at document ID 4340095.

**Locality**

Ord River/Kununurra

**Area**

New Area—70130.2351 hectares

Dated at Perth this 7th day of August 2016.

Hon. SEAN L'ESTRANGE MLA, Minister for Mines and Petroleum; Small Business.

**MP402\*****MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum  
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

N. LEMMON, Warden.

To be heard by the Warden at Kalgoorlie on 14 October 2016.

**BROAD ARROW MINERAL FIELD***Prospecting Licences*

P 24/4799      Smith, Gregory Thomas  
                  Birch, Leon John  
                  Smith, Robert Charles  
                  Cooke, Murry Leslie

**NORTH COOLGARDIE MINERAL FIELD***Prospecting Licences*

P 29/1920      MGK Resources Pty Ltd  
P 29/2060      MGK Resources Pty Ltd

**MP404\*****MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum  
Coolgardie WA 6429.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

N. LEMMON, Warden.

To be heard by the Warden at Coolgardie on 14 October 2016.

**COOLGARDIE MINERAL FIELD***Prospecting Licences*

P 15/5947      Maddern, Anthony Charles

MP403\*

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum  
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

N. LEMMON, Warden.

To be heard by the Warden at Kalgoorlie on 14 October 2016.

BROAD ARROW MINERAL FIELD

*Prospecting Licences*

P 24/4813	Eisler, Dean Tristram
P 24/4862	Kavanagh, Shane John Polmear, Ronald John
P 24/4863	Photios, Michael John Halligan, Robert William

N. E. COOLGARDIE MINERAL FIELD

*Prospecting Licences*

P 27/2183	Campbell, Jack Edward
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NORTH COOLGARDIE MINERAL FIELD

*Prospecting Licences*

P 31/2077	Fewster, Frank Lawrence
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## PLANNING

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PL402\*

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

*Shire of Kalamunda*

Local Planning Scheme No. 3—Amendment No. 64

Ref: TPS/1464

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Kalamunda Local Planning Scheme amendment on 1 August 2016 for the purpose of—

(a) Amending Schedule 2 (Additional Uses) by including the following provision—

No.	Description of Land	Additional Use	Conditions
51	Lot 213 (28) Lewis Road, Wattle Grove	Community Purpose Place of Worship	1. Uses are not permitted unless the Council has granted planning approval after giving notice in accordance with Clause 9.4 (Advertise) (A). 2. Prior to the determination of planning approval by Council for a 'Place of Worship' on the land, the applicant shall prepare a traffic impact assessment.

(b) Amending the scheme map accordingly.

A. WADDELL, President.  
R. HARDY, Chief Executive Officer.

## PL401\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Busselton*  
 Local Planning Scheme No. 21—Amendment No. 17

Ref: TPS/1726

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 Busselton Local Planning Scheme amendment on 8 August 2016 for the purpose of—

1. Zoning portion Lot 2761 Commonage Road, Quindalup from Public Purpose Reserve (Drain) to Agriculture.
2. Amending Schedule 3—Special Provision Areas of the Scheme Text to include the subject land within the Schedule as follows—

No.	Particulars of Land	Zone	Special Provisions
60	Lot 2761 (Vol 2214 and Folio 197) Commonage Road, Quindalup	Agriculture	<ol style="list-style-type: none"> <li>1. That Council may approve the use of up to, but not more than, 15% of caravan sites developed on-site with no restriction on length of stay restrictions to no more than 3 months in any 12 month period.</li> <li>2. The caravan sites provided for use on an unrestricted length of stay basis shall be proportionate to the total number of short-stay caravan sites developed at any given time.</li> <li>3. Upon Gazettal of Scheme Amendment No. 17, sites to be utilised on an “unrestricted length of stay” basis are to be clearly identified by lodgement and approval of an application for planning approval.</li> </ol>

3. Amending the Scheme Map accordingly.

G. HENLEY, Mayor.  
 M. ARCHER, Chief Executive Officer.

## PL403\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**GREATER BUNBURY REGION SCHEME AMENDMENT 0042/57**  
**KEMERTON STRATEGIC INDUSTRIAL AREA**  
 Approved Amendment

File: RLS/0599

The Minister for Planning has approved, as advertised, the abovementioned amendment to the Greater Bunbury Region Scheme. The amendment is shown on Western Australian Planning Commission plan number 3.2682 and is effective from the date of publication of this notice in the *Government Gazette*.

The purpose of this amendment is to rezone/reserve a number of sites under the GBRS within the Kemerton Strategic Industrial Area.

The amendment proposes the following modifications to the GBRS—

The transfer of Part of Lot 509 Treasure Road and Part of Lot 511 Wellington Road, Wellesley from the Industrial Zone to the Rural Zone, Part of Lot 26 Wellington Road and Parts of Lot 94 Bernbrook Place (located in four pockets), Wellesley from the Industrial Zone to the Regional Open Space Reservation.

All the mentioned areas will further be included under the Special Control Area No. 2 (Kemerton Industrial Zone buffer area).

Section 126(1) of the *Planning and Development Act 2005* allows for local planning schemes to be amended reflecting regional reservations, upon publication of an amendment notification in the *Government Gazette*.

Accordingly, the *Shire of Harvey District Planning Scheme No. 1* will be amended to transfer the land affected by the region scheme amendment in relation to the Regional Open Space Reservations, once notice of the amendment is published in the *Government Gazette*.

Copies of the report on submissions on the amendment are available for public inspection from Friday 19 August 2016 to Friday 2 September 2016 at the following locations—

- Western Australian Planning Commission, Level 2, 140 William Street, Perth

- Department of Planning, 61 Victoria Street, Bunbury
- State Reference Library, Perth Cultural Centre
- Municipal office of the Shire of Harvey,

Documents are also available from the WAPC's website [www.planning.wa.gov.au](http://www.planning.wa.gov.au).

KERRINE BLENKINSOP, Secretary,  
Western Australian Planning Commission.

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## POLICE

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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 Wednesday, 3 August 2016.

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

Surname	Firstname	State	Accredited Number	Training Provider
Blunsdon	Damion	WA	KB 1862	Keen Bros
Coop	Amy	WA	KB 1858	Keen Bros
Ferguson	Patrick	WA	KB 1860	Keen Bros
Fitzgerald	Andrew	WA	KB 1861	Keen Bros
Lloyd	Elizabeth	WA	KB 1863	Keen Bros
Peacock	Michael	WA	KB 1859	Keen Bros

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## RACING, GAMING AND LIQUOR

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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>			
A000207535	Hospitality Australia Pty Ltd	Application for the grant of a Tavern Restricted licence in respect of premises situated in East Perth and known as Beaumonde On The Point.	12/09/2016
A000209193	Alkimos Liquor Store Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Alkimos and known as Alkimos Liquor Store	08/09/2016

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

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 12 August 2016.

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**DECEASED ESTATES**

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**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 the late Kazimierz Kryszkowski of 367 Walter Road, Morley, who died on 21 December 2014, are required by the Executor to send particulars of their claim to the above address within 30 days of this notice, after which date the Executor may convey or distribute the assets having regard only to the claims of which they then have notice.

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

## Notice to Creditors and Claimants

William Edward Ellies, late of 43 Linley Road, Wannanup, 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 18 January 2015, are required by the Executor William Kevin Ellies of 14 Pergola Place, Edgewater, Western Australia, 6027 to send particulars of their claim by Friday 23 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.

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**ZX403\*****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 Edna Mavis Sowden, late of Valleyview Residence, 3-5 Vernon Street, Collie, WA, who died on 29 April 2016, are required by the personal representative to send particulars of their claims addressed to the Executors of the Estate of Edna Mavis Sowden deceased care of Young & Young, 5 Spencer Street, Bunbury by the 19th day of September 2016, after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative then has notice.

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

## Notice to Creditors and Claimants

Kathleen Bradley, late of 15 Oakleaf Circle, Mirrabooka in the State of Western Australia, Homemaker, 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 10 March 2016 at 15 Oakleaf Circle, Mirrabooka in the State of Western Australia, are required by the trustee Rebecca Diane Wilkins, c/- 51 Hillhouse Way, Piara Waters in the State of Western Australia to send particulars of their claim to her within 30 days of this notice, after which date the trustees may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

## Notice to Creditors and Claimants

Kaye Ann Turner, late of 17 Vance Street, Dudley Park 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 Kaye Ann Turner, deceased, who died on the 11th day of March 2016 at 21 Mulga Drive, Parklands in the said State are required by executor Russ Turner of 21 Mulga Drive, Parklands in the said State to send particulars of their claims to Peel Legal Barristers & Solicitors of PO Box 1995, Mandurah WA 6210 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 claims of which he has then had notice.

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

## Notice to Creditors and Claimants

Jeffrey Wayne Clarke, late of 14 Eyre Close, Barragup 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 Jeffrey Wayne Clarke, deceased, who died on the 1st day of July 2012 at Hollywood Private Hospital in the said State are required by the administrator Tammy Narelle Clarke of 149 Watson Drive, Barragup in the said State to send particulars of their claims to Peel Legal Barristers & Solicitors of PO Box 1995, Mandurah WA 6210 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 claims of which she has then had notice.

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**ZX407\*****TRUSTEES ACT 1962**  
**DECEASED ESTATES**

## Notice to Creditors and Claimants

Glen James Young, late of 8 Nankeen Way, Gwelup, Western Australia, hire store manager, deceased.

Creditors and other persons having claims (to which section 63 of the *Trustees Act 1962* relates) in respect of the estate of the abovenamed deceased, who died on 3 April 2016, are required by the applicant for a grant of letters of administration, to send particulars of their claims to Jarvis Nixon Legal, Suite G109, Level 1, Northcourt Building, 200 Karrinyup Rd, Karrinyup, Western Australia 6018 within one (1) month of the publication of this notice, after which date the applicant for the grant of letters of administration may convey or distribute the assets, having regard only to the claims of which they then have notice.

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**ZX408\*****TRUSTEES ACT 1962**  
**DECEASED ESTATES**

## Notice to Creditors and Claimants

Joan Cecily Wann, formerly of 83 Ainsworth St, Geraldton, Western Australia and late of Regis Forrest Gardens, 926 Woodrow St, Bunbury, 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 abovenamed deceased, who died on 25 April 2016, are required by the executor to send particulars of their claims to Jarvis Nixon Legal, Suite G109, Level 1, Northcourt Building, 200 Karrinyup Rd, Karrinyup, Western Australia 6018 within one (1) month of the publication of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which they then have notice.

**ZX409\*****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 19 September 2016 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Baxter, Raymond Frederick, late of 31 Alciston Way Huntindale, died on 05.01.2016 (DIR19904461 EM22)

Bradley, Elizabeth Martha, late of Bethanie Wearne Hostel U6/1 Gibney Street Cottesloe, died on 26.06.2016 (DE31054393 EM17)

Cheng, Sang, late of 40 Taylor Road Nedlands, died on 25.05.2016 (DE19972939 EM26)

Dalgleish, Jamie William John, aka James William John Dalgleish, formerly of 3 Perina Place Northam, late of 22a Kuringal Road Wundowie WA, died on 25.04.2014 (DE30295604 EM22)

Gardi, Gaspar, late of 6 Brown Street Middle Swan, died on 06.06.2016 (DE20011514 EM13)

Green, Thelma Joyce, late of Garden Parklands U29 11-15 Petterson Avenue Samson, died on 29.06.2016 (DE 33099248 EM13)

Hearl, Joan Pamela, late of Brightwater Madeley 95 Imperial Circuit Madeley WA, died on 07.07.2016 (DE19921746 EM35)

Holmes, Albert Charles Alfred, late of RAAF Association Retirement Village, 41 Portrush Parade Meadow Springs, died on 19.02.2016 (DIR19913571 EM15)

John, Richard Allen, late of 4 Saddler Circle Mirrabooka, died on 19.06.2016 (DE33073697 EM37)

Johnson, Brian Maurice, late of Belrose Aged Care 181 Maddington Road Maddington, died 17.11.2015 (DE33080302 EM32)

Leyland, Owen Maxwell, late of 27 Willmott Drive Coo롱up, died on 09.06.2016 (DE19981876 EM38)

Ricketts, Arthur Henry, late of Vivien Bullwinkle Lodge, 85 Hester Avenue, Merriwa, died on 11.01.2016 (DIR20011547 EM26)

Roberts, Harry, late of U5 9 Byron Road Kalamunda, died on 28.12.2014 (DE33122246 EM38)

Robin, Cecil Leslie, late of 40 Ernest St, Safety Bay WA, died 09.07.2016 (DE19882955 EM36)

Smyth, Joan Rosalind, late of 10 Austin Rise Dawesville, died 02.08.2015 (DE20001990 EM17)

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

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**PUBLIC NOTICES**

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**ZZ401\*****CORPORATIONS ACT 2001**

## SPECIAL RESOLUTION FOR VOLUNTARY WINDING UP

Notice is hereby given that by a Special Resolution passed at a meeting of Shareholders of Sassi Enterprises Pty Ltd duly convened and held on 15 August 2016 it was resolved that the Company be wound up voluntarily and that Christopher Higham be appointed Liquidator.

Notice is also given that creditors having claim against the Company should furnish particulars of that claim to the Liquidators within 21 days of this date, otherwise distribution of the assets will take place without regard to such claims.

Dated this 16th day of August 2016.

CHRISTOPHER HIGHAM, Liquidator.

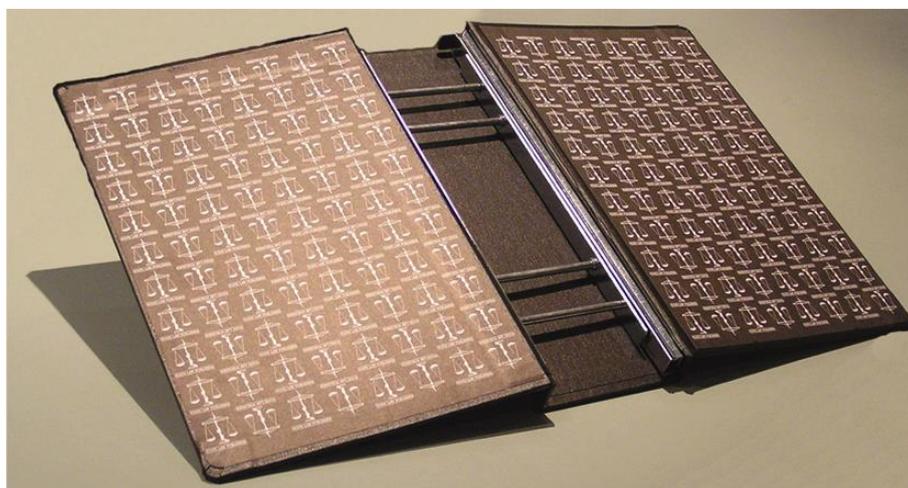
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