



**WESTERN  
AUSTRALIAN  
GOVERNMENT  
Gazette**

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

PRINT POST APPROVED PP665002/00041



**PERTH, FRIDAY, 3 FEBRUARY 2017      No. 32**

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 12.00 NOON  
© STATE OF WESTERN AUSTRALIA

**CONTENTS**

**PART 1**

	Page
Aboriginal Affairs Planning Authority (Reserves 1834, 20927 and 22615) Proclamation 2017 .....	1108
Biological Control Amendment Act 2016 Commencement Proclamation 2017 .....	1107
Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations 2017 .....	1109
Biosecurity and Agriculture Management Regulations Amendment Regulations 2017 .....	1110
Firearms Amendment Regulations 2017 .....	1113
Health Services (Fees and Charges) Amendment Order (No. 2) 2017 .....	1112
Liquor Control Amendment Regulations (No. 2) 2017 .....	1114
Sale of Land Amendment Act 2016 Commencement Proclamation 2017 .....	1107
Vocational Education and Training (Colleges) Amendment Regulations 2017 .....	1115

**PART 2**

Agriculture and Food .....	1118
Deceased Estates .....	1125
Health .....	1118
Lands .....	1119
Minerals and Petroleum .....	1119
Planning .....	1120
Racing, Gaming and Liquor .....	1124
Rottneest Island .....	1124

## **IMPORTANT COPYRIGHT NOTICE**

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

## **PUBLISHING DETAILS**

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

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

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

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper.
- 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  
Basement Level,  
10 William St. Perth, 6000  
Telephone: 6552 6000 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Publications Officer on (08) 6552 6012.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to email or fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

## **ADVERTISING RATES AND PAYMENTS**

EFFECTIVE FROM 1 JULY 2016 (Prices include GST).

Deceased Estate notices (per estate)—\$31.10

Articles in Public Notices Section—\$72.30 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices—

Per Column Centimetre—\$14.40

Bulk Notices—\$263.90 per page

Electronic copies of gazette notices sent to clients for lodgement with the Delegated Legislation Committee—\$47.50

Clients who have an account will only be invoiced for charges over \$50.

For charges under \$50, clients will need to supply credit card details at time of lodging notice (i.e. a notice under 4cm would not be invoiced).

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

# — PART 1 —

---

---

## PROCLAMATIONS

---

---

AA101

Biological Control Amendment Act 2016

### **Biological Control Amendment Act 2016 Commencement Proclamation 2017**

Made under the *Biological Control Amendment Act 2016* section 2(b) by the Governor in Executive Council.

**1. Citation**

This proclamation is the *Biological Control Amendment Act 2016 Commencement Proclamation 2017*.

**2. Commencement of Act**

The *Biological Control Amendment Act 2016*, other than sections 1 and 2, comes into operation on the day after the day on which this proclamation is published in the *Gazette*.

K. SANDERSON, Governor.

L.S.

M. LEWIS, Minister for Agriculture and Food.

AA102

Sale of Land Amendment Act 2016

### **Sale of Land Amendment Act 2016 Commencement Proclamation 2017**

Made under the *Sale of Land Amendment Act 2016* section 2(b) by the Governor in Executive Council.

**1. Citation**

This proclamation is the *Sale of Land Amendment Act 2016 Commencement Proclamation 2017*.

**2. Commencement of Act**

The *Sale of Land Amendment Act 2016*, other than sections 1 and 2, comes into operation on 3 April 2017.

K. SANDERSON, Governor.

L.S.

D. T. REDMAN, Minister for Lands.

---

AA103

Aboriginal Affairs Planning Authority Act 1972

**Aboriginal Affairs Planning Authority  
(Reserves 1834, 20927 and 22615)  
Proclamation 2017**

Made under the *Aboriginal Affairs Planning Authority Act 1972* section 25(1)(b) and (c) by the Governor in Executive Council on the recommendation of the Minister for Aboriginal Affairs.

**1. Citation**

This proclamation is the *Aboriginal Affairs Planning Authority (Reserves 1834, 20927 and 22615) Proclamation 2017*.

**2. Commencement**

This proclamation comes into operation as follows —

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

**3. Boundaries of reserved lands altered**

- (1) The boundaries of Reserve 1834 are altered by excising the land described in Schedule 1 item 1.
- (2) The boundaries of Reserve 20927 are altered by excising the land described in Schedule 1 item 2.
- (3) The boundaries of Reserve 22615 are altered by excising the land described in Schedule 1 item 3.

**4. Excised lands cease to be reserved for persons of Aboriginal descent**

It is declared that the lands described in Schedule 1 items 1, 2 and 3 cease to be reserved for persons of Aboriginal descent.

**Schedule 1 — Excised lands**

[cl. 3 and 4]

1. The land being Lot 302 on Deposited Plan 49463.
2. The land being Lot 305 on Deposited Plan 49465.
3. The land being Lot 301 on Deposited Plan 49462.

K. SANDERSON, Governor.

L.S.

P. COLLIER, Minister for Aboriginal Affairs.

---

---

**AGRICULTURE AND FOOD**

---

---

AG301

Biosecurity and Agriculture Management Act 2007

**Biosecurity and Agriculture Management  
(Declared Pest Account) Amendment  
Regulations 2017**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations 2017*.

**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 *Biosecurity and Agriculture Management (Declared Pest Account) Regulations 2014*.

**4. Regulation 4A inserted**

After regulation 4 insert:

**4A. Prescribed amount for flat rate**

For the purposes of section 132(2) of the Act, the amount is \$3 781.

N. HAGLEY, Clerk of the Executive Council.

---

AG302

Biosecurity and Agriculture Management Act 2007

## **Biosecurity and Agriculture Management Regulations Amendment Regulations 2017**

Made by the Governor in Executive Council.

### **Part 1 — Preliminary**

**1. Citation**

These regulations are the *Biosecurity and Agriculture Management Regulations Amendment Regulations 2017*.

**2. Commencement**

These regulations come into operation as follows —

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

### **Part 2 — *Biosecurity and Agriculture Management (Agriculture Standards) Regulations 2013* amended**

**3. Regulations amended**

This Part amends the *Biosecurity and Agriculture Management (Agriculture Standards) Regulations 2013*.

**4. Regulation 20D amended**

- (1) In regulation 20D(4)(a) delete “HPG; or” and insert:

HGP; or

- (2) In regulation 20D(6) delete “HPG” and insert:

HGP

**Part 3 — *Biosecurity and Agriculture Management Regulations 2013* amended****5. Regulations amended**

This Part amends the *Biosecurity and Agriculture Management Regulations 2013*.

**6. Part 3 Division 2A inserted**

After Part 3 Division 2 insert:

**Division 2A — Use of rabbit haemorrhagic disease virus****45A. Terms used**

In this Division —

***approved training course*** means a training course in the safe use of restricted chemical products containing a rabbit haemorrhagic disease virus that is —

- (a) conducted by the department; or
- (b) approved under regulation 45B;

***restricted chemical product*** has the meaning given in the Agvet Code of Western Australia.

**45B. Approval of training courses**

- (1) The Director General may approve a training course in the use of restricted chemical products containing a rabbit haemorrhagic disease virus if the Director General is satisfied that the course provides appropriate training in the safe use of the products.
- (2) The approval is to be given in writing and published on the department’s website.

**45C. Authorisation to use rabbit haemorrhagic disease virus**

A person is authorised to use a restricted chemical product containing a rabbit haemorrhagic disease virus for the biological control of rabbits if the person —

- (a) has completed an approved training course; and
- (b) uses the restricted chemical product in a manner that is consistent with the product's directions for use.

N. HAGLEY, Clerk of the Executive Council.

---

---

## HEALTH

---

---

HE301

Health Services Act 2016

### **Health Services (Fees and Charges) Amendment Order (No. 2) 2017**

Made by the Minister under section 56(3) of the Act.

**1. Citation**

This order is the *Health Services (Fees and Charges) Amendment Order (No. 2) 2017*.

**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. Order amended**

This order amends the *Health Services (Fees and Charges) Order 2016*.

**4. Schedule 1 amended**

Amend the provisions listed in the Table as set out in the Table.



**Table**

<b>Provision</b>	<b>Delete</b>	<b>Insert</b>
Sch. 1 Div. 1 Subdiv. 3 it. 5(b)(iii)	\$6.20	\$6.30
Sch. 1 Div. 1 Subdiv. 3 it. 5(c)(i)(I)	\$38.30	\$38.80
Sch. 1 Div. 1 Subdiv. 3 it. 5(c)(i)(II)	\$30.60	\$31.00
Sch. 1 Div. 1 Subdiv. 3 it. 5(c)(ii)	\$30.60	\$31.00
Sch. 1 Div. 2 Subdiv. 2 it. 8(a)(i)	\$38.30	\$38.80
Sch. 1 Div. 2 Subdiv. 2 it. 8(a)(ii)	\$30.60	\$31.00
Sch. 1 Div. 2 Subdiv. 2 it. 8(b)	\$30.60	\$31.00

J. DAY, Minister for Health.

---



---

## **POLICE**

---



---

PO301

Firearms Act 1973

### **Firearms Amendment Regulations 2017**

Made by the Governor in Executive Council.

#### **1. Citation**

These regulations are the *Firearms Amendment Regulations 2017*.

**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 *Firearms Regulations 1974*.

**4. Schedule 3 amended**

- (1) In Schedule 3 clause 1 in the Table item A3.3 delete “(lever or bolt action)” and insert:

(bolt action)

- (2) In Schedule 3 clause 2 in the Table insert in alphanumeric order:

B2.4 a repeating shotgun (lever action) with a magazine capacity of no more than 5 rounds

- (3) In Schedule 3 clause 7 in the Table insert in alphanumeric order:

D5.1 a repeating shotgun (lever action) with a magazine capacity more than 5 rounds

N. HAGLEY, Clerk of the Executive Council.

---

---

**RACING, GAMING AND LIQUOR**

---

---

RA301

Liquor Control Act 1988

**Liquor Control Amendment Regulations  
(No. 2) 2017**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Liquor Control Amendment Regulations (No. 2) 2017*.

**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 *Liquor Control Regulations 1989*.

**4. Regulation 9A amended**

Delete regulation 9A(25)(e)(ii) and insert:

- (ii) between 12 noon and 7 pm on ANZAC day;

N. HAGLEY, Clerk of the Executive Council.

---

---

**TRAINING**

---

---

TA301

Vocational Education and Training Act 1996

**Vocational Education and Training (Colleges)  
Amendment Regulations 2017**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Vocational Education and Training (Colleges) Amendment Regulations 2017*.

**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 *Vocational Education and Training (Colleges) Regulations 1996*.

**4. Regulation 3 amended**

In regulation 3 insert in alphabetical order:

*concession-eligible course* means —

- (a) a category 1 course that is specified under regulation 4(3B) to be eligible for course fee concessions and exemptions; or
- (b) a category 2 course; or
- (c) a category 3 course;

**5. Regulation 4 amended**

After regulation 4(3A) insert:

- (3B) In the instrument referred to in subregulation (1), the Minister may specify that a category 1 course is eligible for course fee concessions and exemptions.

**6. Regulation 11 amended**

In regulation 11(1)(a) after “item 2,” insert:

2A,

**7. Regulation 20 amended**

In regulation 20(2) delete “any category 2 or 3 course —” and insert:

a concession-eligible course —

**8. Regulation 21 amended**

In regulation 21 delete “category 2 or 3 course,” and insert:

a concession-eligible course,

Note: The heading to amended regulation 21 is to read:

**Concessional rate for concession-eligible course where there is financial hardship**

**9. Regulation 23 amended**

(1) In regulation 23(1AA):

(a) delete “does not apply” and insert:

applies

(b) delete “course at the Diploma or the Advanced Diploma level.” and insert:

concession-eligible course or a category 4 course.

(2) In regulation 23(1) and (2) after “by a person” insert:

to whom this regulation applies

**10. Schedule 1 amended**

(1) In Schedule 1 item 2 after “Category 1 course” insert:

which is not a concession-eligible course

(2) In Schedule 1 after item 2 insert:

2A.	Category 1 course which is a concession-eligible course —	
	(a) for a student who is not a concessional student .....	5.79
	(b) for a concessional student .....	1.74

N. HAGLEY, Clerk of the Executive Council.

## — PART 2 —

---

---

### AGRICULTURE AND FOOD

---

---

AG401

**BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007****BIOSECURITY AND AGRICULTURE MANAGEMENT  
(PERMITTED ORGANISMS) DECLARATION (NO. 1) 2017**

Made under section 11 of the Act by a Director of the Department of Agriculture and Food as delegate of the Minister.

**1. Citation**

This declaration is the *Biosecurity and Agriculture Management (Permitted Organisms) Declaration (No. 1) 2017*.

**2. Permitted organisms**

- (1) An organism listed below is declared under section 11 of the Act to be a permitted organism.
- (2) All previous declarations under the Act relating to the organisms below are revoked.
  - *Prunus persica* (L.) Batsch x *Prunus davidiana* (Carrière) Franch.

VIVIAN READ, Director, Invasive Species,  
Department of Agriculture and Food WA.

Date: 31 January 2017.

---

---

### HEALTH

---

---

HE401

**HEALTH PRACTITIONER REGULATION NATIONAL LAW  
(WESTERN AUSTRALIA) ACT 2010****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)****MEDICAL (AREA OF NEED) DETERMINATION (NO. 2) 2017**

Made by the Chief Medical Officer, pursuant to section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (Western Australia)*.

**Citation**

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 2) 2017*.

**Commencement**

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

**Area of need**

3. The area of need specified in the Schedule is determined to be an area of need for the purposes of section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (Western Australia)*.

**Expiry of determination**

4. This determination expires 2 years after its commencement.

**SCHEDULE****GENERAL MEDICAL SERVICES IN THE SUBURB OF CANNING VALE IN THE  
CITY OF CANNING**

Dated this 30th day of January 2017.

Professor GARY GEELHOED, Chief Medical Officer,  
Department of Health  
As delegate of the Minister for Health.

---

## LANDS

---

LA401

**LICENSED SURVEYORS ACT 1909**  
**LAND SURVEYORS LICENSING BOARD**

Appointments

The Governor in Executive Council, under Section 4 of the *Licensed Surveyors Act 1909*, has appointed Colin Neil Shipp as Chairman and Dione Susan Bilick, Jeremy Patrick Cordina, Paul Charles Cecil Rhodes and Michael Shaun Filmer as members of the Land Surveyors Licensing Board for a term of office expiring on 31 December 2017.

It is hereby notified for general information that the following person has been registered as a Licensed Surveyor under the provisions of the abovementioned Act—

On 15th December 2016  
No. 1102 Tulloch, John Craig

In accordance with Section 12 of the *Licensed Surveyors Act 1909*, the register of licensed surveyors can be inspected at the Board's website—[www.lslb.wa.gov.au](http://www.lslb.wa.gov.au)

GRAEME HOLLOWAY, Secretary,  
Land Surveyors Licensing Board.  
[www.lslb.wa.gov.au](http://www.lslb.wa.gov.au)

---

## MINERALS AND PETROLEUM

---

MP401

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

Department of Mines and Petroleum,  
Leonora WA 6438.

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.

DE MAIO, Warden.

To be heard by the Warden at Leonora on 21 March 2017.

**MT MARGARET MINERAL FIELD**  
*Prospecting Licences*

P 37/8033	Westcott, Timothy Daniel
P 37/8559	Van Blitterswyk, Wayne Craig
P 37/8560	Van Blitterswyk, Wayne Craig
P 37/8561	Van Blitterswyk, Wayne Craig
P 37/8562	Van Blitterswyk, Wayne Craig
P 39/5398	Mauloni, Thomas Samuel

MP402

**MINING ACT 1978**  
**FORFEITURE**

Department of Mines and Petroleum,  
East Perth WA 6004.

I hereby declare in accordance with the provisions of section 97 of the *Mining Act 1978* that the undermentioned mining lease is forfeited for breach of covenant, being non-payment of rent.

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

Tenement	Holder	Mineral Field
	MINING LEASE	
25/349	Rudd, Alan Paul	East Coolgardie

## PLANNING

### PL401

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Wyndham East Kimberley*  
 Local Planning Scheme No. 7—Amendment No. 36

Ref: TPS/1120

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 Wyndham East Kimberley Local Planning Scheme amendment on 23 December 2016 for the purpose of—

- (a) Rezoning Lot 356 Hibiscus Drive and Lot 100 Tamarind Meander, Kununurra from “Residential Development” to “Local Centre”, as indicated on the Scheme Amendment Map.

J. MOULDEN, President.  
 G. GAFFNEY, Chief Executive Officer.

### PL402

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Wyndham East Kimberley*  
 Local Planning Scheme No. 6—Amendment No. 20

Ref: TPS/1781

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 Wyndham East Kimberley Local Planning Scheme amendment on 14 November 2016 for the purpose of—

1. 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 Schemes) Regulations 2015* Schedule 2.

Part	Clause Title(s)	Clause(s)	Page No.
Part II—Reserves	Matters to be Considered by Council	2.2	8
Part III—Zones and Policies	Policies	3.3 (3.3.1, 3.3.2, 3.3.3, 3.3.4, 3.3.5)	13
Part V—Development Requirements	Development of Land	5.1.1, 5.1.2(c), 5.1.2(e), 5.1.2(f), 5.1.2(g)	15
	Residential Development: Residential Planning Codes	5.4.1, 5.4.3	16
	Residential Zone	5.5.3	17
Part VIII—Control of Advertising	Power to Control Advertisements, Exiting Advertisements, Consideration of Applications, Discontinuance	8.1 (8.1.1-8.1.2), 8.2, 8.3, 8.5	27
	Derelict or Poorly Maintained, Signs, Notices	8.6, 8.7, (8.7.1, 8.7.2, 8.7.3)	28
Part IX—Conservation and/or Preservation of Places of Heritage Value	Places of Heritage Value, Amendment to Schedule of Places of Heritage Value, Notice of Amendment to Schedule of Places of Heritage Value, Development Control	9.1, 9.2, 9.3, 9.4	31-32
	Policies, Waiver of Scheme Provisions and Building Code of Australia, Arbitration, Purchase of Land, Agreements	9.5, 9.6, 9.7, 9.8, 9.9	32-33
Part X—Planning Consent	Application for Planning Consent, Advertising of Applications	10.1 (10.1.1-10.1.2), 10.2 (10.2.1, 10.2.2, 10.2.3), 10.2.4, 10.2.5	34-35
	Determination of Applications Deemed Refusal	10.3 (10.3.1, 10.3.2, 10.3.3, 10.3.4) 10.4 (10.4.1, 10.4.2, 10.4.3)	35



Part	Clause Title(s)	Clause(s)	Page No.
Part XI—Administration	Powers of the Scheme, Offences	11.1, 11.2.1	36
Appendix V	Information Sheet for Advertisement Approval	Whole Appendix	53
Appendix VI	Application Form for Planning Consent	Whole Appendix	54-55
Appendix VII	Notice of Public Advertisement of Development Proposal	Whole Appendix	56
Appendix VIII	Decision on Application for Planning Consent	Whole Appendix	57

2. Deleting the following clauses from the Scheme Text, as they are covered by provisions set out in the *Planning and Development Act 2005*.

Part	Clause Title(s)	Clause(s)	Page No.
Part II—Reserves	Compensation	2.3 (2.3.1, 2.3.2, 2.3.3)	8
Part V—Development Requirements	Development of Land	5.1.2(a), 5.1.2(b)	15
Part VIII—Control of Advertising	Enforcement and Penalties	8.9	28
Part XI—Administration	Offences, Notices, Claims for Compensation, Appeals	11.2.1, 11.3 (11.3.1, 11.3.2), 11.4, 11.5	36

3. Removing the following clauses from the Scheme Text and inserting them into Schedule A—Supplemental Provisions—

Part No.	Clause Title(s)	Clause(s)	Page No.
Part V—Development Requirements	Development of Land	5.1.2(a), 5.1.2(d)	15

4. Inserting the following provisions into Schedule A—Supplemental Provisions—

New Clause	Part Clause replaced
<p>The erection or extension of a single house on a lot in the Special Rural or Rural/Pastoral zones, and where the development standards set out in the scheme for that particular zone (including boundary setbacks) are satisfied, unless the development is located in a place that is—</p> <ul style="list-style-type: none"> <li>(i) entered in the Register of Heritage Places under the <i>Heritage of Western Australia Act 1990</i>; or</li> <li>(ii) the subject of an order under the <i>Heritage of Western Australia Act 1990</i> Part 6; or</li> <li>(iii) included on a heritage list prepared in accordance with this Scheme; or</li> <li>(iv) within an area designated under the Scheme as a heritage area; or</li> <li>(v) the subject of a heritage agreement entered into under the <i>Heritage of Western Australia Act 1990</i> section 29.</li> </ul>	5.1.2(f)
<p>The erection or extension of an outbuilding, external fixture, boundary wall or fence, patio, 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 Special Rural or Rural/Pastoral zones, and where the development standards set out in the scheme for that particular zone (including boundary setbacks) are satisfied, unless the development is located in a place that is—</p> <ul style="list-style-type: none"> <li>(i) entered in the Register of Heritage Places under the <i>Heritage of Western Australia Act 1990</i>; or</li> <li>(ii) the subject of an order under the <i>Heritage of Western Australia Act 1990</i> Part 6; or</li> <li>(iii) included on a heritage list prepared in accordance with this Scheme; or</li> <li>(iv) within an area designated under the Scheme as a heritage area; or</li> <li>(v) the subject of a heritage agreement entered into under the <i>Heritage of Western Australia Act 1990</i> section 29.</li> </ul>	5.1.2(f)

New Clause	Part Clause replaced
The signage and advertisements contained in Table 5 of this Scheme subject to provisions of the Main Roads (Control of Advertisements) Regulations 1996, unless the sign is to be erected or installed— (i) On a place included on a heritage list prepared in accordance with this Scheme; or (ii) On land located within an area designated under this Scheme as a heritage area.	8.4
The erection of a boundary fence in a zone where the R Codes do not apply, except otherwise required by the Scheme.	5.1.2(g)

5. Deleting 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 Schemes) Regulations 2015* Schedule 2—

Definitions Removed	Page No.
Absolute Majority	37
Act	37
Advertisement	37
Owner	44
Residential Planning Codes	45
Zone	48

6. Amending 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 Schemes) Regulations 2015* Schedule 2.

Part	Clause No.	Cross Reference Clause removed	Cross Reference to Deemed Provisions	Page No.
Part III—Zones and Policies	3.2.2	10.2	Clause 64 of the deemed provisions	9
	3.2.5 (b)	10.2	Part 8 of the deemed provisions	13
Part VI—Amenity Control	6.4	10.3	Part 9 of the deemed provisions	23
	6.6.1	Part X	Part 9 of the deemed provisions	24
	6.7	Part X	Part 7 of the deemed provisions	24

7. Amending the following clauses by removing the cross reference to the clause deleted by the amendment and replace them with cross reference to the *Planning and Development Act 2005*—

Part	Clause No.	Cross Reference Clause Removed	Page No.
Part VI—Amenity Control	6.1	11.3	23

8. Deleting reference to the following terms and replace them with the corresponding term throughout the scheme—

Deleted Term	Replacement Term
Aged and Dependent Persons Dwelling	Ancillary Dwelling
Building Code of Australia (BCA)	Building Code
Residential Planning Codes	Residential Design Codes
Planning Consent	development approval
consent	development approval
Council	The local government
Department of Planning and Infrastructure	Department of Planning

9. Updating the following clauses and definitions as detailed below—

Part	Clause No.	Details of Change	Page No.
Part 1—Preliminary	1.2	Amend clause 1.2 of the Scheme as follows— The Authority responsible for implementing the scheme is the Shire of Wyndham-East Kimberley hereinafter called “the local government”.	6

Part	Clause No.	Details of Change	Page No.
	1.5	Modify the Scheme as follows— (a) the Scheme Test; (b) the Scheme Map (Sheets 1-5) (c) the deemed provisions (set out in the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> Schedule 2; and (d) the supplemental provisions contained in Schedule A.	6
	1.8.2	Include reference to words and expressions in Part 1 of the deemed provisions as follows— In the Scheme unless the context otherwise requires, or unless it is otherwise provided herein, words and expressions have the respective meanings given to them in Appendix 1, <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> —deemed provisions and the Residential Design Codes.	7
Part V— Development	5.5.1	Delete the first and second paragraph and amend the third paragraph to read as follows— For residential zoned land, subdivision and development shall have due regard to a Structure Plan approved by the Western Australian Planning Commission in accordance with part 4 of the deemed provisions.	17

10. Modifying the zoning table to make Ancillary Dwelling a 'P' use in the Residential zone.
11. Removing Clause 8.8 on the basis that Council has previously repealed the Signs, Hoarding and Bill Posting Bylaws.
12. Deleting page 2 of the Scheme.
13. Renumbering the remaining scheme provisions and schedules sequentially and update any cross referencing to the new clause numbers as required.

J. PARKER, President.  
C. ASKEW, Chief Executive Officer.

PL101

*CORRECTION*  
**PLANNING AND DEVELOPMENT ACT 2005**  
*City of Perth*  
Local Planning Scheme No. 2—Amendment No. 24

Ref: TPS/1823

It is hereby notified for public information that the notice under the above Amendment No. 24 published on page 5926 of the *Government Gazette* No. 231 dated 23 December 2016, contained an error which is now corrected as follows—

For the words—

1. Inserting after Clause 57A(1)—

(u) 396 (Lot 2), 370-372 (Lots 7-8) and 378-392 (Lot 123) Murray Street Special Control Area.

To read—

1. Inserting after Clause 57A(1)—

(v) 396 (Lot 2), 370-372 (Lots 7-8) and 378-392 (Lot 123) Murray Street Special Control Area.

M. MILEHAM, Chief Executive Officer.

---

## RACING, GAMING AND LIQUOR

---

RA401

**LIQUOR CONTROL ACT 1988**

## LIQUOR APPLICATIONS

The following are applications received under the *Liquor Control Act 1988 (the Act)* and 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>			
A000223623	Lakelands Tavern Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in Lakelands and known as Lakelands Tavern.	1/03/2017
A000223878	Whitfords Brewing Company Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in Hillarys and known as Whitfords Brewing Company.	23/02/2017
<b>APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE</b>			
A000209872	Alfon Pty Ltd	Application for the Variation of trading conditions for a Hotel licence in respect of premises situated in Mount Hawthorn and known as Paddington Alehouse.	14/02/2017
A000219259	Perth Cricket Club	Application for the Variation of trading conditions for a Club Restricted licence in respect of premises situated in Carlisle and known as Perth Cricket Club.	16/02/2017

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

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 27 December 2016.

---

## ROTTNEST ISLAND

---

RX401

**ROTTNEST ISLAND REGULATIONS 1988**

## TEMPORARY NOTICE TO MARINERS

Closure of Waters to Boating

Thomson Bay, Rottneest Island

Special Events

Acting pursuant to the powers conferred by Regulation 38B of the *Rottneest Island Regulations 1988*, the Rottneest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised vessels, between 0.01am on Sunday 12 February 2017 to 9.00am on Monday 13 February 2017—

**Thomson Bay**

All the waters within 25 metres of the shoreline, from the Fuel Jetty to 66 metres south of the Hotel Jetty. Together with waters encompassing the Hotel Jetty from a point 44 metres north of the hotel and 25 metres from the shoreline to the northern most tip of the Hotel Jetty; along the eastern face of the jetty then to a point in the water 25 metres from the shore line in the water 66 metres south of the Hotel Jetty.

Tenders (max vessel length 3.75m) are permitted to access the beach starting from the Fuel Jetty to a point 140 metres south towards the Hotel Jetty.

Due to the large number of persons attending this special event the closure has been introduced to assist in the management of people and vessels to ensure public safety. Appropriate signage will be placed on site.

Mariners are advised to navigate with caution and maintain a safe clearance when transiting this area.

MICHELLE REYNOLDS, Chief Executive Officer.

---

---

## DECEASED ESTATES

---

---

ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Estate of Edna June Bavin, late of Gracewood, 20 Roebuck Drive, Salter Point, Western Australia, Business Proprietor, 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 16th October 2016, are required by the Executor Heather Grace Klein to send particulars of their claims to Heather Klein, Solicitor, PO Box 1148 Busselton WA 6280 within one (1) month of the date of publication of this Notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

---

ZX402

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Alastair Robert Mackay, late of 15 Long Street, Beaconsfield, Western Australia, formerly of Unit 3, 30-32 Kings Cross Road, Potts Point, New South Wales, Lawyer, 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 21 August 2016, are required by the executor, Andrew Thomas Mackay of 15 Long Street, Beaconsfield, Western Australia 6162, to send particulars of their claims to him 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 he then has notice.

---

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 estates of the undermentioned deceased persons, are required to send particulars of their claim to Australian Executor Trustees Ltd of Level 28, 152-158 St George's Terrace, Perth on or before the expiration of one month from the date of publication of this notice, after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice.

Powell, Joan Rose, late of Juniper Rowethorpe, 4-10 Hayman Road, Bentley, formerly of 284 Armadale Road, Kewdale, Married Woman, who died on 5 November 2016.

Staffe, Richard Francis, late of 13/158 Salvado Road, Wembley, Retired Television Technician, who died on 19 October 2016.

Batchelor, Helen Jane, late of 37 Wittenoom Road, High Wycombe, Executive Assistant, who died on 28 August 2016.

McDonald, Dawn Margaret, late of 5 Northgate Street, Karrinyup, Retired Secretary, who died on 14 December 2016.

Dated: 1 February 2017.

STEVEN PASS, Estates and Trusts Manager.

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

## Notice to Creditors and Claimants

Jodie Mark Hall, late of 5283 Eungella Road, Finch Hatton, Queensland, 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 between 5 December 2013 and 20 April 2014, are required by the trustee of the late Jodie Mark Hall c/- Latro Lawyers of PO Box 5994, Albany, Western Australia 6332 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 1st day of February 2017.

LATRO LAWYERS.

**ZX405****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 3 March 2017, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Andronaco, Carmelo, also known as Carmelo Andronico, late of Graham Flats, Unit 212 / 1217 Hay Street, West Perth, died 2.7.2016 (PM33126033 TM53)

Ball, Stanley, late of 17 Astral Avenue, Carlisle, died 8.11.2016 (DE33026830 EM13)

Bloomfield, Maxine Leonie, late of 146b Woodrow Avenue, Dianella, died 5.11.2016 (DE33010926 EM15)

Byrnes, John Richard, late of 21 Whitfield Street, Guilderton, died 13.12.2016 (DE33076232 EM313)

Dalton, Edmund, late of Bethanie Peel Lodge, 2 Maclaggan Turn, Coodanup, died 5.01.2017 (DE19801271 EM36)

De Smalen, Bep, late of Gwentyfred Park Nursing Home, 62 Gwentyfred Road, Kensington, died 27.11.2016 (DE19580307 EM24)

Dwyer, Marilyn Louise, late of Unit 127 / 369 Hay Street, East Perth, died 23.11.2016 (DE33124462 EM24)

Eller, Maria Anna Margaretha, late of Tuia Lodge, 30 Allnutt Street, Donnybrook, formerly of 21 Casuarina, Eaton, died 14.12.2016 (DE19960703 EM24)

Eude, jane Anne, late of Unit 1, 29 Frederic Street, Midland, died 29.08.2016 (DE31051514 EM110)

Green, Raymond George, late of 20a Mawson Street, Mount Melville, died 20.09.2016 (DE19982768 EM32)

Heath, Margaret Florence, late of Juniper Ella Williams House, 77 Camboon Road, Noranda, died 19.11.2016 (DE33096519 EM37)

Hopkins, Muriel Kitty, late of Catherine Mcauley Nursing Home, 18 Barrett Street, Wembley, died 15.11.2016 (DE19784318 EM17)

Ingham, Doreen May, late of Aegis Shoalwater, 72 Fourth Avenue, Shoalwater, died 23.11.2016 (DE19830008 EM17)

Ryan, Kevin James, late of 2 Peel Street, Mandurah, died 9.09.2013 (PM30223956 TM53)

Simmons, John Stirling, late of 732 Canning Highway, Applecross, died 4.01.2017 (DE33116783 EM110)

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