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# — PART 1 —

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## PROCLAMATIONS

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AA102

Restraining Orders and Related Legislation Amendment  
(Family Violence) Act 2016

### **Restraining Orders and Related Legislation Amendment (Family Violence) Act 2016 Commencement Proclamation 2017**

Made under the *Restraining Orders and Related Legislation Amendment (Family Violence) Act 2016* section 2(b) by the Governor in Executive Council.

#### **1. Citation**

This proclamation is the *Restraining Orders and Related Legislation Amendment (Family Violence) Act 2016 Commencement Proclamation 2017*.

#### **2. Commencement**

The *Restraining Orders and Related Legislation Amendment (Family Violence) Act 2016*, other than sections 1 and 2, comes into operation as follows —

- (a) sections 60, 71, 73, 76, 97, 98 and 100 — on the day after the day on which this proclamation is published in the *Gazette*;
- (b) the rest of the Act — on 1 July 2017.

K. SANDERSON, Governor.

L.S.

M. MISCHIN, Attorney General.

Notes: The *Restraining Orders Amendment Regulations 2017*, other than regulation 17, come into operation on the day on which the *Restraining Orders and Related Legislation Amendment (Family Violence) Act 2016* section 14 comes into operation.

The *Restraining Orders Amendment Regulations 2017* regulation 17 comes into operation on the day after those regulations are published in the *Government Gazette*.

AA101

Licensing Provisions Amendment Act 2016

## **Licensing Provisions Amendment Act 2016 Commencement Proclamation 2017**

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

### **1. Citation**

This proclamation is the *Licensing Provisions Amendment Act 2016 Commencement Proclamation 2017*.

### **2. Commencement**

The *Licensing Provisions Amendment Act 2016* Parts 5 and 9 come into operation on the day after the day on which this proclamation is published in the *Gazette*.

K. SANDERSON, Governor.

L.S.

S. L'ESTRANGE, Minister for Finance.

AA103

Road Traffic Legislation Amendment Act 2016

## **Road Traffic Legislation Amendment Act 2016 Commencement Proclamation 2017**

Made under the *Road Traffic Legislation Amendment Act 2016* section 2(c) by the Governor in Executive Council.

### **1. Citation**

This proclamation is the *Road Traffic Legislation Amendment Act 2016 Commencement Proclamation 2017*.

**2. Commencement**

The *Road Traffic Legislation Amendment Act 2016* Part 3 Division 2 and sections 46 and 53 come into operation on 10 March 2017.

K. SANDERSON, Governor.

L.S.

L. HARVEY, Minister for Road Safety.

Note: The *Road Traffic Regulations Amendment Regulations 2017* come into operation on the day on which the *Road Traffic Legislation Amendment Act 2016* section 33 comes into operation.

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AA104

Sentencing Legislation Amendment Act 2016

## **Sentencing Legislation Amendment Act 2016 Commencement Proclamation 2017**

Made under the *Sentencing Legislation Amendment Act 2016* section 2(c) by the Governor in Executive Council.

**1. Citation**

This proclamation is the *Sentencing Legislation Amendment Act 2016 Commencement Proclamation 2017*.

**2. Commencement**

The *Sentencing Legislation Amendment Act 2016* Part 3 comes into operation on 1 July 2017.

K. SANDERSON, Governor.

L.S.

M. MISCHIN, Attorney General.

Note: The *Sentence Administration Amendment Regulations 2017* come into operation on the day on which the *Sentencing Legislation Amendment Act 2016* section 25 comes into operation.

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**COMMERCE**

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CM301

Building Act 2011

**Building Amendment Regulations 2017**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Building 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 *Building Regulations 2012*.

**4. Regulation 11 amended**

- (1) In regulation 11 delete “The” and insert:

- (1) The

- (2) At the end of regulation 11 insert:

- (2) The Building Commissioner may reduce, waive or refund the whole or part of the fee in Schedule 2 Division 3.

**5. Regulation 31 amended**

- (1) In regulation 31 insert in alphabetical order:

*accredited person* means a person who has successfully completed an accreditation in bush fire planning that has been approved by the Building Commissioner;

***transitional bush fire application*** means an application in relation to a bush fire performance requirement that is made —

- (a) before 1 May 2019; and
- (b) in respect of a Class 1a building or an associated Class 10a building or deck that is located less than 6 metres from a Class 1a building.

- (2) In regulation 31 in the definition of ***application*** delete “application.” and insert:

application;

Note: The heading to amended regulation 31 is to read:

**Terms used**

**6. Regulation 32 amended**

In regulation 32(1) delete “standard” (1<sup>st</sup> occurrence) and insert:

standard, other than a transitional bush fire application,

**7. Regulation 32A inserted**

After regulation 32 insert:

**32A. Statement to accompany transitional bush fire application (s. 39(8)(b))**

- (1) A transitional bush fire application must be accompanied by —
- (a) a statement by an accredited person setting out —
    - (i) the BAL for the building site; and
    - (ii) each risk to people, property or the environment that the bush fire performance requirement, if applied, prevents or minimises; and
    - (iii) if, and the extent to which, a risk to people, property or the environment would be increased if the bush fire performance requirement did not apply, or was modified in the way proposed by the applicant;

and

- (b) a statement of the applicant setting out the reasons for the applicant's opinion that making the declaration on the application —
  - (i) is in the public interest; or
  - (ii) is consistent with the purpose of a written law or a Commonwealth law specified in the applicant's statement.
- (2) The Building Commissioner may request an applicant to supply any other document or information that the Building Commissioner reasonably requires to determine the application.
- (3) This regulation does not limit the information that the Building Commissioner may take into account in determining an application.

N. HAGLEY, Clerk of the Executive Council.

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## JUSTICE

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JU302

Sentence Administration Act 2003

### **Sentence Administration Amendment Regulations 2017**

Made by the Governor in Executive Council.

#### **1. Citation**

These regulations are the *Sentence Administration 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* (**gazettal day**);
- (b) regulation 4 — on the day after gazettal day;
- (c) the rest of the regulations — when the *Sentencing Legislation Amendment Act 2016* section 25 comes into operation.

**3. Regulations amended**

These regulations amend the *Sentence Administration Regulations 2003*.

**4. Regulation 3D amended**

In regulation 3D in the description of the variable “y”:

- (a) in paragraph (i) delete “sentence described in column 1 of the Table to section 12A of the Act —” and insert:

Schedule 3 prisoner —

- (b) in paragraph (ii) delete “fixed term sentence —” and insert:

prisoner sentenced to a fixed term —

**5. Part 2A inserted**

After regulation 5 insert:

**Part 2A — Post-sentence supervision orders****5A. Prescribed hours of community corrections activities for PSSO (s. 74G)**

- (1) For the purposes of section 74G(h) of the Act, the prescribed number of hours of community corrections activities is —
- (a) in the case of an offender engaged full-time in gainful employment, vocational training or gratuitous work — 6 hours; and
- (b) in the case of an offender not so engaged — 12 hours.
- (2) The CEO may determine any question in relation to the extent to which an offender is engaged full-time or otherwise.
- (3) A determination by the CEO under subregulation (2) is final.

**5B. Commissioner of Police may be notified about suspected breach of PSSO**

If the CEO has reasonable grounds for suspecting that a supervised offender has breached a PSSO, the CEO may notify the Commissioner of Police of the suspected breach.

JU301

Restraining Orders Act 1997

## **Restraining Orders Amendment Regulations 2017**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Restraining Orders 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) regulation 17 — on the day after that day;
- (c) the rest of the regulations — on the day on which the *Restraining Orders and Related Legislation Amendment (Family Violence) Act 2016* section 14 comes into operation.

### **3. Regulations amended**

These regulations amend the *Restraining Orders Regulations 1997*.

### **4. Regulation 2A amended**

In regulation 2A delete the definition of *approved*.

### **5. Regulation 3 amended**

In regulation 3(3) delete “prescribed form” and insert:

form in Schedule 1

### **6. Regulation 6 deleted**

Delete regulation 6.

### **7. Regulation 6A amended**

Delete regulation 6A(1).

### **8. Regulation 6B amended**

Delete regulation 6B(3).

**9. Regulation 6D amended**

In regulation 6D delete “is to certify that this was so, in the form approved.” and insert:

must, in accordance with any applicable rules of court, certify that this was done.

**10. Regulation 8 amended**

In regulation 8(2)(a) delete “proceedings in the form of Form 11; and” and insert:

proceedings; and

**11. Regulation 9 amended**

In regulation 9(2) delete “in the form of Form 11” and insert:

and

**12. Regulation 9A amended**

(1) Delete regulation 9A(3) and insert:

(3) The application is to specify the previous attempts to serve the restraining order, including any incidents of deliberate avoidance.

(2) In regulation 9A(4) delete “an approved form.” and insert:

accordance with any applicable rules of court.

**13. Regulation 10A amended**

In regulation 10A(5) delete “a violence restraining order” and insert:

an FVRO or VRO

**14. Regulation 12 amended**

In regulation 12 delete “is to be made in the form of the Form 12 and”.

**15. Regulation 13 amended**

In regulation 13:

- (a) delete “section 13(5)” and insert:  
  
sections 10G(5) and 13(5)
- (b) delete “a violence restraining order” and insert:  
  
an FVRO or VRO

Note: The heading to amended regulation 13 is to read:

**Property that may be recovered when FVRO or VRO made  
(Act s. 10G(5) or 13(5))**

**16. Regulation 14 amended**

- (1) In regulation 14(1):
  - (a) delete “section 13(5)(b)” and insert:  
  
section 10G(5)(b) or 13(5)(b)
  - (b) delete “a violence restraining order” and insert:  
  
an FVRO or VRO

- (2) In regulation 14(4) delete “violence restraining order,” and insert:

FVRO or VRO,

Note: The heading to amended regulation 14 is to read:

**Procedures for recovering property under terms of FVRO or VRO  
(Act s. 10G(5)(b) or 13(5)(b))**

**17. Regulation 14A inserted**

After regulation 14 insert:

**14A. Prescribed persons for disclosure of information  
(s. 70(1A))**

For the purposes of section 70(1A) of the Act, the following persons are prescribed —

- (a) the Commissioner of Police;
- (b) a member of staff of the ACC as defined in the *Australian Crime Commission Act 2002* (Commonwealth).

Note for this regulation: the ACC or Australian Crime Commission established by the *Australian Crime Commission Act 2002*

(Commonwealth) is, pursuant to the *Australian Crime Commission Regulations 2002* regulation 3A, known as the Australian Criminal Intelligence Commission.

**18. Regulation 15 amended**

In regulation 15:

- (a) delete “a violence restraining order,” and insert:  
  
an FVRO or VRO,
- (b) in paragraph (a)(ii) delete “violence restraining order; or” and insert:  
  
FVRO or VRO; or
- (c) in paragraph (a)(iii) delete “violence restraining order;” and insert:  
  
FVRO or VRO;
- (d) in paragraphs (b) and (c) delete “violence restraining order” and insert:  
  
FVRO or VRO
- (e) in paragraph (d) delete “violence restraining order;” and insert:  
  
FVRO or VRO;
- (f) in paragraphs (e)(i) and (f) delete “violence restraining order” and insert:  
  
FVRO or VRO

**19. Schedule 1 amended**

- (1) In Schedule 1 delete the Table of forms and Forms 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14A and 14.
- (2) In Schedule 1 Form 10:
  - (a) in Part A delete “Part 2 Division 3A” and insert:  
  
Part 2A Division 3A
  - (b) in Part B delete “and domestic”;

(c) in Parts C and D delete the 3 bullet points after “This police order has been issued to —” and insert:

- ensure that a person is protected from family violence; or
- prevent behaviour that could reasonably be expected to cause a person to apprehend that family violence will be committed against them; or
- ensure that children are not exposed to family violence.

A child is exposed to family violence if the child sees or hears the violence or otherwise experiences the effects of family violence, for example, cleaning up a site after property damage.

(d) in Parts C and D delete “section 61(6)” and insert:

section 61A(6)

(e) in Parts C and D delete “Counselling and support services may be of assistance to you.” and insert:

Counselling and support services may be of assistance to you.

Any police officer may serve this order.

N. HAGLEY, Clerk of the Executive Council.

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## MARINE/MARITIME

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MA301

Port Authorities Act 1999

### Port Authorities (Description of Port of Broome) Order 2017

Made by the Governor in Executive Council.

#### 1. Citation

This order is the *Port Authorities (Description of Port of Broome) Order 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. Port of Broome described**

- (1) The Port of Broome consists of —
  - (a) the area of water and seabed in —
    - (i) Lot 331 on Deposited Plan 75851; and
    - (ii) Lot 600 on Deposited Plan 410010;and
  - (b) the area of land in —
    - (i) Lot 331 on Deposited Plan 75851; and
    - (ii) Lot 604 on Deposited Plan 70311; and
    - (iii) Lots 617, 618, 619, 621, 628 and 630 on Deposited Plan 70861; and
    - (iv) Lot 698 on Deposited Plan 209491.
- (2) Deposited plans referred to in subclause (1) are those held by the West Australian Land Information Authority established by the *Land Information Authority Act 2006*.

**4. Order revoked**

The *Port Authorities (Description of Port of Broome) Order 2015* is revoked.

N. HAGLEY, Clerk of the Executive Council.

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MA302

Port Authorities Act 1999

**Port Authorities (Description of Port of Geraldton) Order 2017**

Made by the Governor in Executive Council under section 24(1) of the Act.

**1. Citation**

This order is the *Port Authorities (Description of Port of Geraldton) Order 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. Port of Geraldton described**

(1) In this clause —

*Deposited Plan 410027* means the Deposited Plan 410027 held by the Western Australian Land Information Authority established by the *Land Information Authority Act 2006*.

(2) The Port of Geraldton consists of —

- (a) the area of water, land and seabed depicted as the Port Area on Deposited Plan 410027 Sheet 1; and
- (b) the area of land depicted as the Land Area of Midwest Ports on Deposited Plan 410027 Sheet 2.

**4. Order revoked**

The *Port Authorities (Geraldton Port Description) Order 2009* is revoked.

N. HAGLEY, Clerk of the Executive Council.

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**PLANNING**

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PL301

Metropolitan Redevelopment Authority Act 2011

**Metropolitan Redevelopment Authority  
Amendment Regulations 2017**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Metropolitan Redevelopment Authority 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 *Metropolitan Redevelopment Authority Regulations 2011*.

**4. Regulation 13 amended**

In regulation 13(1) in the definition of *relevant plan* delete ““Subiaco redevelopment area”” and insert:

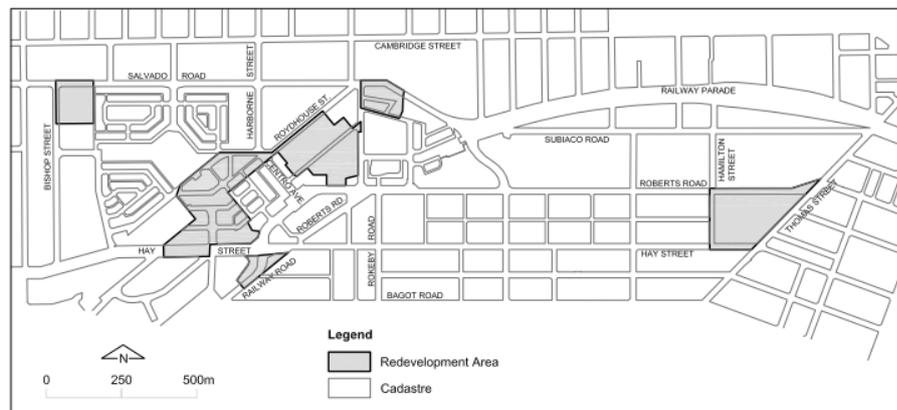
“Subiaco redevelopment area 2017”

**5. Schedule 4 replaced**

Delete Schedule 4 and insert:

**Schedule 4 — Subiaco redevelopment area**

[r. 13(4)]



**Subiaco redevelopment area 2017**

N. HAGLEY, Clerk of the Executive Council.

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## TRANSPORT

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TN301

Road Traffic Act 1974

### Road Traffic Regulations Amendment Regulations 2017

Made by the Governor in Executive Council.

#### Part 1 — Preliminary

**1. Citation**

These regulations are the *Road Traffic Regulations 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 on which the *Road Traffic Legislation Amendment Act 2016* section 33 comes into operation.

## Part 2 — *Road Traffic (Blood Sampling and Analysis) Regulations 1975* amended

### 3. Regulations amended

These regulations amend the *Road Traffic (Blood Sampling and Analysis) Regulations 1975*.

### 4. Regulations 3A and 3B inserted

After regulation 3 insert:

#### 3A. Prescribed sample taker

For section 65 of the Act in paragraph (b) of the definition of the term *prescribed sample taker*, the following persons are prescribed for the purposes of each provision of the Act and these regulations in which the term is used —

- (a) pathology collector;
- (b) phlebotomist.

#### 3B. Prescribed particulars of sample delivery to analyst

For section 70B(1) of the Act, the prescribed particulars of a sample delivered to an analyst are the following —

- (a) the serial number or barcode number of the sample;
- (b) the name of the person from whom the sample was taken;
- (c) the name and qualifications of the prescribed sample taker;
- (d) the name and signature of the police officer who required the sample to be taken;
- (e) the date and time the sample was collected;
- (f) the names and signatures of the persons who delivered the sample to the analyst.

**5. Regulation 15 amended**

- (1) In regulation 15(3):
- (a) in paragraph (a) delete “content — \$100; and” and insert:  
  
content — \$296; and
  - (b) in paragraph (b) delete “content — \$450.” and insert:  
  
content — \$780.
- (2) In regulation 15(4) delete “\$450.” and insert:  
  
\$780.

**6. Schedule amended**

- (1) In the Schedule Form B:
- (a) delete “ Medical Practitioner or Registered Nurse:” and insert:  
  
prescribed sample taker:
  - (b) delete “duly qualified medical practitioner or registered nurse” and insert:  
  
prescribed sample taker,
  - (c) delete “..... portion” and insert:  
  
....., a portion
- (2) In the Schedule Form D:
- (a) delete “section 66(5)” and insert:  
  
section 66(5), 66(8B)
  - (b) delete “the abovementioned regulations.” and insert:  
  
section 69 of the *Road Traffic Act 1974*.

- (c) delete “medical practitioner or registered nurse or the words Medical Superintendent, Medical Officer in Charge, Medical Registrar or Registered Nurse, as the case may require.” and insert:

prescribed sample taker.

**7. Various references to “medical practitioner or registered nurse” amended**

In the provisions listed in the Table delete “medical practitioner or registered nurse” and insert:

prescribed sample taker

**Table**

r. 7(1), 2A and (2)	r. 8(1)(a) and (2)
r. 12	r. 15(1)

**Part 3 — *Road Traffic (Drug Driving) Regulations 2007* amended**

**8. Regulations amended**

These regulations amend the *Road Traffic (Drug Driving) Regulations 2007*.

**9. Regulation 7 inserted**

After regulation 6 insert:

**7. Prescribed particulars of sample delivery to drugs analyst**

For the purposes of section 70B(1) of the Act, the prescribed particulars of a sample delivered to a drugs analyst are the following —

- (a) the serial number or barcode number of the sample;
- (b) the name of the person from whom the sample was taken;
- (c) the name and qualifications of the authorised drug tester;
- (d) the name and signature of the police officer who required the sample to be taken;
- (e) the date and time the sample was collected;

- (f) the names and signatures of the persons who delivered the sample to the drugs analyst.

**Part 4 — Road Traffic (Urine Sampling and Analysis)  
Regulations 1983 amended**

**10. Regulations amended**

These regulations amend the *Road Traffic (Urine Sampling and Analysis) Regulations 1983*.

**11. Regulations 4A and 4B inserted**

After regulation 4 insert:

**4A. Prescribed sample taker**

For section 65 of the Act in paragraph (b) of the definition of the term *prescribed sample taker*, the following persons are prescribed for the purposes of each provision of the Act and these regulations in which the term is used —

- (a) pathology collector;
- (b) phlebotomist.

**4B. Prescribed particulars of sample delivery to analyst**

For section 70B(1) of the Act, the prescribed particulars of a sample delivered to an analyst are the following —

- (a) the serial number or barcode number of the sample;
- (b) the name of the person from whom the sample was taken;
- (c) the name and qualifications of the prescribed sample taker;
- (d) the name and signature of the police officer who required the sample to be taken;
- (e) the date and time the sample was collected;
- (f) the names and signatures of the persons who delivered the sample to the analyst.

**12. Regulation 8 amended**

- (1) In regulation 8(1) delete “medical practitioner or registered nurse” and insert:

prescribed sample taker

- (2) In regulation 8(2) delete “medical practitioner or registered nurse” and insert:

prescribed sample taker

**13. Regulation 9 amended**

- (1) In regulation 9(1)(a) delete “medical practitioner or registered nurse” and insert:

prescribed sample taker

- (2) In regulation 9(2) delete “medical practitioner or registered nurse” and insert:

prescribed sample taker

**14. Regulation 12 amended**

- (1) In regulation 12(1) delete “medical practitioner or registered nurse” and insert:

prescribed sample taker

- (2) In regulation 12(3):

- (a) in paragraph (a) delete “content — \$100; and” and insert:

content — \$200; and

- (b) in paragraph (b) delete “content — \$450.” and insert:

content — \$480.

- (3) In regulation 12(4) delete “\$450.” and insert:

\$480.

**15. Schedule amended**

In the Schedule Form 2:

- (a) delete “Medical Practitioner or Registered Nurse:” and insert:

prescribed sample taker:

- (b) delete “duly qualified medical practitioner or registered nurse,” and insert:

prescribed sample taker,

- (c) delete “..... portion” and insert:

....., a portion

- (d) delete “Medical practitioner or registered nurse:” and insert:

Prescribed sample taker:

N. HAGLEY, Clerk of the Executive Council.

TN302

Road Traffic (Vehicles) Act 2012

## **Road Traffic (Vehicles) Amendment Regulations (No. 2) 2017**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Road Traffic (Vehicles) Amendment Regulations (No. 2) 2017*.

Note: Under the *Interpretation Act 1984* section 41(1)(b), these regulations come into operation on the day on which they are published in the *Gazette*.

### **2. Specified day**

For the purposes of section 18 of the Act, the specified day in relation to these regulations is 1 July 2017.

### **3. Regulations amended**

These regulations amend the *Road Traffic (Vehicles) Regulations 2014*.

**4. Regulation 69 amended**

In regulation 69:

- (a) in paragraph (a) delete “Crown” and insert:

Crown in right of the State

- (b) delete paragraph (b);

- (c) in paragraph (c)(i) delete “Crown; and” and insert:

Crown in any capacity or a local government; and

N. HAGLEY, Clerk of the Executive Council.

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# — PART 2 —

## CONSUMER PROTECTION

CP401

### RETAIL TRADING HOURS ACT 1987

#### RETAIL TRADING HOURS (PERTH METROPOLITAN AREA) PUBLIC HOLIDAY VARIATION ORDER 2017

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

#### 1. Citation

This order is the *Retail Trading Hours (Perth Metropolitan Area) Public Holiday Variation Order 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. Variation of retail trading hours

General retail shops, other than motor vehicle shops, in the Perth metropolitan area, are authorised to be open, at times when those shops would otherwise be required to be closed—

- (a) on each day specified in the Table; and
- (b) during the hours specified for that day in the Table.

Table

Day	Hours
Monday 6 March 2017	From 8.00 am until 6.00 pm
Monday 17 April 2017	From 8.00 am until 6.00 pm

#### 4. Relationship with *Retail Trading Hours (Public Holidays) Order 2012*

This order has effect despite the *Retail Trading Hours (Public Holidays) Order 2012*.

M. MISCHIN, Minister for Commerce.

## FISHERIES

FI401

### FISH RESOURCES MANAGEMENT ACT 1994

#### SHARK BAY CRAB MANAGED FISHERY MANAGEMENT PLAN AMENDMENT 2017

FD 4640/16 [1317]

Made by the Minister under section 54.

#### 1. Citation

This instrument is the *Shark Bay Crab Managed Fishery Management Plan Amendment 2017*.

#### 2. Management plan amended

The amendments in this instrument are to the *Shark Bay Crab Managed Fishery Management Plan 2015*.

#### 3. Clause 12 replaced

Delete clause 12 and insert—

##### 12. Payment of fees by instalments

(1) For the purposes of regulation 137(2) the total fee may be paid by instalments as specified in Schedule 4 if—

- (a) an election to pay by instalments is made by the holder of a licence in accordance with subclause (2); and

- (b) there is no other fee, charge or levy in respect of the licence which has not been paid at the time the election is received at an office of the Department.
- (2) An election for the purposes of subclause (1) must be—
- (a) made in writing;
  - (b) received at an office of the Department on or before 1 November next following the day on which the licence expires; and
  - (c) accompanied by the first instalment plus the surcharge.
- (3) For the purposes of regulation 137(3) the surcharge is 3.13% of the total fee.

#### 4. Clause 13 amended

In clause 13, delete “450,000 kilograms” and insert—  
400,000 kilograms

#### 5. Schedule 2 replaced

Delete Schedule 2 and insert—

#### Schedule 2—Zones of the Fishery

[clause 6]

##### Zone 1

All waters of the Fishery north and west of a line commencing at the intersection of 25° 28.87' south latitude and 113° 56.30' east longitude (on the mainland); thence extending due west along the parallel to the intersection of 25° 28.87' south latitude and 112° 58.35' east longitude (on Dirk Hartog Island at Cape Inscription); thence generally south along the high water mark on the western side of Dirk Hartog Island to the intersection of 26° 08.585' south latitude and 113° 12.70' east longitude; thence extending due west along the parallel to the intersection of 26° 08.585' south latitude and 113° 09.75' east longitude (on the mainland at Steep Point); thence generally south east along the high water mark on the western side of the mainland to its intersection with 26° 30' south latitude.

##### Zone 2

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

#### 6. Schedule 3 amended

In Schedule 3, delete the description of the approved landing area for “Monkey Mia” and insert—

##### Monkey Mia

All waters of the Fishery bounded by a line commencing at the intersection of 25° 47.59' south latitude and 113° 43.17' east longitude; thence extending due north along the meridian to the intersection of 25° 47.54' south latitude and 113° 43.17' east longitude; thence extending due east along the parallel to the intersection of 25° 47.54' south latitude and 113° 43.24' east longitude; thence extending due south along the meridian to the intersection of 25° 47.58' south latitude and 113° 43.24' east longitude; thence generally west along the high water mark to the commencement point.

#### 7. Schedule 7 amended

- (a) Delete the description of the prohibited area for “Carnarvon” and insert—

##### Carnarvon

All waters of the Fishery bounded by a line commencing at the intersection of 24° 51.65' south latitude and 113° 37.17' east longitude; thence extending due west along the parallel to the intersection of 24° 51.65' south latitude and 113° 36' east longitude; thence extending due south along the meridian to the intersection of 24° 55.64' south latitude and 113° 36' east longitude; thence extending due east along the parallel to the intersection of 24° 55.64' south latitude and 113° 41' east longitude; thence generally north along the high water mark to the commencement point.

- (b) Delete the description of the prohibited area for “Monkey Mia” and insert—

##### Monkey Mia

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

Dated 31st of January 2017.

J. FRANCIS, Minister for Fisheries.

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## HEALTH

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HE401

**MENTAL HEALTH ACT 2014****MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) REVOCATION ORDER (No. 2) 2017**

Made by the Chief Psychiatrist under section 539 of the *Mental Health Act 2014*.

**1. Citation**

This Order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Revocation 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) clause 3—on the day after that day.

**3. Revocation of designation**

The designation, as an authorised mental health practitioner of the mental health practitioners specified in Schedule 1 to this order is revoked.

**Schedule 1**

Puskaran, Luke	Registered Nurse
Sincock, Elaine	Registered Nurse

Dr NATHAN GIBSON, Chief Psychiatrist.

Dated 31 January 2017.

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HE402

**MENTAL HEALTH ACT 2014****MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) ORDER (No. 2) 2017**

Made by the Chief Psychiatrist under section 539 of the *Mental Health Act 2014*;

**1. Citation**

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) 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) clause 3—on the day after that day.

**3. Authorised Mental Health Practitioner**

The mental health practitioners specified in Schedule 1 to this order are designated as Authorised Mental Health Practitioners.

**Schedule 1**

Name	Profession
Entwistle, Nicola Jane	Registered Nurse

Dr NATHAN GIBSON, Chief Psychiatrist.

Dated 31 January 2017.

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HE403

**HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA) ACT 2010****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)****MEDICAL (AREA OF NEED) DETERMINATION (No. 3) 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. 3) 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 CITY OF BUNBURY**

Dated this 1st day of February 2017.

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

**HE404****HEALTH PRACTITIONER REGULATION NATIONAL LAW  
(WESTERN AUSTRALIA) ACT 2010****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)****MEDICAL (AREA OF NEED) DETERMINATION (NO. 4) 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. 4) 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 3 years after its commencement.

**Schedule****RADIOLOGY SERVICES IN THE SUBURB OF COCKBURN CENTRAL IN THE  
CITY OF COCKBURN**

Dated this 1st day of February 2017.

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

**HE405****HEALTH PRACTITIONER REGULATION NATIONAL LAW  
(WESTERN AUSTRALIA) ACT 2010****HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)****MEDICAL (AREA OF NEED) DETERMINATION (NO. 5) 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. 5) 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 3 years after its commencement.

**Schedule**

GENERAL MEDICAL SERVICES IN THE SUBURB OF THORNIE IN THE  
CITY OF GOSNELLS

Dated this 1st day of February 2017.

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

**HE406**

HEALTH PRACTITIONER REGULATION NATIONAL LAW  
(WESTERN AUSTRALIA) ACT 2010

HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)  
MEDICAL (AREA OF NEED) DETERMINATION (No. 6) 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. 6) 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 3 years after its commencement.

**Schedule**

GENERAL MEDICAL SERVICES IN THE SUBURB OF BALDIVIS IN THE  
CITY OF ROCKINGHAM

Dated this 1st day of February 2017.

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

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## JUSTICE

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**JU401**

JUSTICES OF THE PEACE ACT 2004  
RESIGNATIONS

It is hereby notified for public information that the Minister has accepted the resignation of—

Mr Malcolm Frank Bennett of Gnarabup  
Miss Vivienne Nicole Blight of Forrestfield  
Mr John Edward Hunter of Nollamara  
Mrs Mary Teresa Macnish of Caversham  
Mr John Wesley Matten of Molloy Island

from the Office of Justice of the Peace for the State of Western Australia.

MICHAEL JOHNSON, A/Executive Director,  
Court and Tribunal Services.

JU402

**JUSTICES OF THE PEACE ACT 2004**

## APPOINTMENT

It is hereby notified for public information that Her Excellency the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Philip Anthony McDonald of Ellenbrook

JOANNE STAMPALIA, A/Executive Director,  
Court and Tribunal Services.

**LOCAL GOVERNMENT**

LG401

**LOCAL GOVERNMENT ACT 1995***Shire of Toodyay*

(BASIS OF RATES)

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

I, Brad Jolly, being delegated by the Minister of the Crown to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28 (1) of that Act, hereby, and with effect from 1 July 2017, determined that the method of valuation to be used by the Shire of Toodyay as the basis for a rate in respect of the land referred to in the Schedules are to be the gross rental value of the land;

## Schedule A

	Designated Land
UV to GRV	All those portions of land being Lot 5 as shown on Deposited Plan 24353; Lot 6 as shown on Deposited Plan 24354; Lot 103 and Lot 104 as shown on Deposited Plan 25533; Lot 3901 as shown on Deposited Plan 28255; Lot 1122 and Lot 1123 as shown on Deposited Plan 32478; Lot 690 and Lot 691 as shown on Deposited Plan 38563; Lot 8 as shown on Deposited Plan 39675; Lot 100 as shown on Deposited Plan 40586; Lot 88 and Lot 89 as shown on Deposited Plan 42445; Lot 300 and Lot 301 as shown on Deposited Plan 46651; Lot 3 and Lot 4 as shown on Deposited Plan 47505; Lot 820 as shown on Deposited Plan 51760; Lot 100 as shown on Deposited Plan 55373; Lots 100 to 115 inclusive, Lots 119 to 122 inclusive and Lots 124 to 135 inclusive as shown on Deposited Plan 59240; Lot 108 as shown on Deposited Plan 66123; Lots 120 to 123 inclusive as shown on Deposited Plan 86485; Lots 146 to 151 inclusive as shown on Deposited Plan 87344; Lot R79 to R82 inclusive as shown on Deposited Plan 104314; Lot 26257 as shown on Deposited Plan 154322; Lot R12, Lot R17 and Lot R18 as shown on Deposited Plan 158906; Lot 152 as shown on Deposited Plan 184260; Lot 122 as shown on Deposited Plan 187629; Lot 123 as shown on Deposited Plan 188152; Lot 153 as shown on Deposited Plan 192854; Lot 45 as shown on Deposited Plan 193731; Lot 114 and Lots 116 to 119 inclusive as shown on Deposited Plan 201943; Lots 4 to 7 inclusive, Lots 9 to 12 inclusive, Lots 14 to 27 inclusive, Lot 34, Lot 37, Lots 40 to 50 inclusive, Lots 52 to 68 inclusive and Lots 71 to 75 inclusive as shown on Deposited Plan 222073; Lot 36, Lots 77 to 79 inclusive, Lots 81 to 85 inclusive, Lot 87, Lot 88, Lot 90, Lot 91, Lots 94 to 100 inclusive, Lots 103 to 116 inclusive and Lot 119 as shown on Deposited Plan 222074; Lots R4 to R10 inclusive, Lots R43 to R45 inclusive, Lots R59 to R64 inclusive, Lots R68 to R71 inclusive, Lot R73 and Lot R74 as shown on Deposited Plan 223154; Lot L3, Lots 16 to 21 inclusive, Lots 24 to 26 inclusive, Lots 31 to 34 inclusive, Lot 36, Lot 37, Lot R37, Lot 38, Lot R38, Lot 39, Lot R39, Lot 43, Lot 44, Lots 46 to 48 inclusive, Lots 50 to 54 inclusive, Lots 60 to 62 inclusive, Lot 64, Lot 66, Lot 68, Lot 76, Lots 80 to 83 inclusive, Lot 85, Lot 87, Lot 89 and Lots 98 to 101 inclusive as shown on Deposited Plan 223155; Lots R48 to R50 inclusive and Lots R54 to R58 inclusive as shown on Deposited Plan 223156; Lot R11, Lot R72 and Lot 143 as shown on Deposited Plan 223157; Lot 160 as shown on Deposited Plan 224207; Lot 463 as shown on Deposited Plan 224243; Lot 19, Lot 20, Lot 22, Lot 25, Lot 34, Lot 35, Lot 40 and Lot 92 as shown on Deposited Plan 224582; Lots 79 to 81 inclusive as shown on Deposited Plan 224630; Lot P11, Lot P12, Lot P16 and Lots P18 to P23 inclusive as shown on Deposited Plan 224649; Lots 138 to 145 inclusive as shown on Deposited Plan 229729; Lot 1183 as shown on Deposited Plan 247318 and Lot 16442 as shown on Deposited Plan 255537.

## Schedule B

	Designated Land
UV to GRV	All those portions of land being Lot 99 as shown on Diagram 12313; Lot 101 as shown on Diagram 47207; Lot 102 as shown on Diagram 47371; Lots 1 to 4 inclusive as shown on Diagram 50873; Lots 1 to 3 inclusive as shown on Diagram 51443; Lot 30, Lot 31 and Lot 35 as shown on Diagram 53975; Lot 27 as shown on Diagram 54146; Lot 1 and Lot 2 as shown on Diagram 55568; Lots 31 to 37 inclusive as shown on Diagram 56677; Lot 30 and Lots 38 to 42 inclusive as shown on Diagram 56678; Lot 1 as shown on Diagram 57145; Lot 1, Lot 3 and Lot 4 as shown on Diagram 57436; Lot 3 as shown on Diagram 57781; Lots 6 to 8 inclusive and Lot 27 as shown on Diagram 61863; Lots 594 to 596 inclusive and Lots 600 to 604 inclusive as shown on Diagram 63253; Lot 7 as shown on Diagram 66601; Lot 1 and Lot 2 as shown on Diagram 68898; Lot 18 as shown on Diagram 69720; Lot 11 as shown on Diagram 71993; Lot 200 and Lot 201 as shown on Diagram 75209; Lot 502 as shown on Diagram 75271; Lot 150 as shown on Diagram 77228; Lot 75 as shown on Diagram 80642; Lot 76 as shown on Diagram 80643; Lot 55 and Lot 56 as shown on Diagram 82795; Lot 100 and Lot 101 as shown on Diagram 84956; Lots 21 to 23 inclusive as shown on Diagram 85306; Lot 75 as shown on Diagram 85379; Lot 200 as shown on Diagram 85493; Lot 201 as shown on Diagram 85494; Lot 2 as shown on Diagram 85891; Lots 53 to 55 inclusive as shown on Diagram 88475; Lots 201 to 204 inclusive as shown on Diagram 89114; Lot 14 as shown on Diagram 89564; Lot 250 as shown on Diagram 90302 and Lot 130 and Lot 131 as shown on Diagram 97704.

## Schedule C

	Designated Land
UV to GRV	All those portions of land being Lot 17, Lot 18, Lot 25, Lot 26, Lot 29, Lot 30, Lot 33, Lot 34, Lot 37, Lot 38, Lot 41, Lot 42, Lot 45, Lot 46, Lot 49, Lot 50, Lot 53 and Lot 54 as shown on Plan 271; Lot 3 as shown on Plan 1495; Lots 1 to 18 inclusive, Lots 20 to 35 inclusive and Lots 39 to 48 inclusive as shown on Plan 4662; Lot 50, Lots 53 to 64 inclusive and Lots 66 to 84 inclusive as shown on Plan 11120; Lot 500, Lots 502 to 534 inclusive and Lots 536 to 549 inclusive as shown on Plan 12216; Lot 2, Lot 6, Lot 7 and Lots 10 to 16 inclusive as shown on Plan 12225; Lots 5 to 20 inclusive as shown on Plan 12281; Lot 19, Lots 20 to 22 inclusive, Lots 24 to 26 inclusive and Lot 43 as shown on Plan 12327; Lot 28, Lot 29, Lots 32 to 34 inclusive, Lot 37 and Lot 38 as shown on Plan 12328; Lots 21 to 23 inclusive and Lots 25 to 33 inclusive as shown on Plan 12512; Lots 46 to 61 inclusive as shown on Plan 12602; Lots 62 to 71 inclusive as shown on Plan 12603; Lot 1, Lot 2, Lot 4, Lots 10 to 17 inclusive, Lot 19, Lots 46 to 55 inclusive, Lot 60 and Lot 62 as shown on Plan 12801; Lot 18, Lots 20 to 24 inclusive, Lot 28, Lot 29, Lot 43 and Lot 59 as shown on Plan 13240; Lots 550 to 559 inclusive, Lot 562, Lots 566 to 568 inclusive, Lots 571 to 575 inclusive and Lots 597 to 599 inclusive as shown on Plan 13408; Lot 56 and Lots 63 to 73 inclusive as shown on Plan 13651; Lots 74 to 92 inclusive as shown on Plan 13652; Lot 560, Lot 561, Lots 563 to 565 inclusive, Lot 569, Lot 570, Lots 576 to 586 inclusive and Lots 588 to 593 inclusive as shown on Plan 13893; Lots 110 to 136 inclusive as shown on Plan 14781; Lots 90 to 100 inclusive and Lots 102 to 106 inclusive as shown on Plan 14888; Lots 137 to 148 inclusive, Lots 150 to 192 inclusive and Lots 194 to 196 inclusive as shown on Plan 14926; Lots 1 to 25 inclusive as shown on Plan 15443; Lots 1 to 17 inclusive as shown on Plan 15461; Lots 1 to 11 inclusive as shown on Plan 15544; Lots 1 to 13 inclusive and Lots 15 to 31 inclusive as shown on Plan 15578; Lots 32 to 52 inclusive as shown on Plan 15579; Lots 1 to 24 inclusive, Lot 58, Lot 62 and Lot 64 as shown on Plan 15696; Lots 41 to 43 inclusive, Lots 66 to 74 inclusive, Lot 76, Lots 78 to 81 inclusive, Lots 83 to 87 inclusive and Lots 90 to 95 inclusive as shown on Plan 16764; Lots 25 to 27 inclusive, Lots 29 to 40 inclusive, Lots 44 to 57 inclusive, Lots 59 to 61 inclusive, Lot 63 and Lot 96 as shown on Plan 16765; Lot 211 and Lots 214 to 232 inclusive as shown on Plan 17990; Lot 205, Lot 206, Lots 216 to 223 inclusive and Lot 233 as shown on Plan 20781; Lot 207, Lot 208, Lot 215, Lots 224 to 226 inclusive, Lot 231 and Lot 232 as shown on Plan 20782; Lots 209 to 214 inclusive and Lots 227 to 230 inclusive as shown on Plan 20783; Lot 343 and Lot 344 as shown on Plan 21005; Lot 341 and Lot 342 as shown on Plan 21006; Lot 650 as shown on Plan 21258 and Lot 1, Lot 2 and Lots 4 to 9 inclusive as shown on Plan 22256.

## Schedule D

	Designated Land
UV to GRV	All that portion of land being Avon Location 158 on Country Enrolment 961.

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

LG402

**HEALTH (MISCELLANEOUS PROVISIONS) ACT 1911***Shire of Moora***DWELLING UNFIT FOR HUMAN HABITATION**

Notice is hereby given that pursuant to Section 354 of the *Health (Miscellaneous Provisions) Act 1911* and the amendments, The Shire of Moora has served a Unfit for Human Habitation Notice on the property located at Lot 20 Ferguson Street, Miling of which Council records show Ms Loraine Smith is the owner address unknown.

Dated at Perth 31st January 2017.

ALAN LEESON, Chief Executive Officer,  
Shire of Moora, 34 Padbury Street, Moora WA 6510.

**PLANNING**

PL401

**PLANNING AND DEVELOPMENT ACT 2005****REPEAL OF A TOWN PLANNING SCHEME***City of Canning*

Town Planning Scheme No. 33

Ref: TPS/1952

Notice is hereby given that Council of the City of Gosnells in pursuance of its powers under the *Planning and Development Act 2005* resolved at the ordinary meeting of Council held on 18 October 2016 to repeal Town Planning Scheme No. 33 and the seal of the Municipality was pursuant to that resolution hereunto affixed in the presence of—

P. NG, Mayor.  
A. KYRON, Chief Executive Officer.

PL402

**PLANNING AND DEVELOPMENT ACT 2005****APPROVED LOCAL PLANNING SCHEME AMENDMENT***City of Belmont*

Local Planning Scheme No. 15—Amendment No. 2

Ref: TPS/0954

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 Belmont Local Planning Scheme amendment on 20 January 2017 for the purpose of—

(a) Amending Schedule No. 16 to be reworded as follows—

<b>Reference No.</b>	<b>Development Contribution Area 1</b>
Area Name:	The Springs Special Development Precinct (The Development Contribution Area (DCA) comprises all the land referred to as The Springs Special Development Precinct identified by scheme maps as DCA1).
Relationship to other planning instruments:	The development contribution plan generally conforms to the following endorsed plans— <ul style="list-style-type: none"> <li>• City of Belmont Strategic Community Plan 2016—2036;</li> <li>• Local Planning Scheme No, 15;</li> <li>• Western Australian Planning Commission State Planning Policy 3.6 (Development Contributions for Infrastructure); and</li> </ul> The Springs Structure Plan.
Infrastructure and administrative costs to be funded:	Contributions shall be made towards the following items by all landowners— <ol style="list-style-type: none"> <li>1. Civil construction costs relating to the provision and upgrading of necessary and shared public infrastructure, specifically— <ul style="list-style-type: none"> <li>• Mobilisation</li> <li>• Site works</li> </ul> </li> </ol>

Reference No.	Development Contribution Area 1
	<ul style="list-style-type: none"> <li>• Retaining walls</li> <li>• Sewer reticulation</li> <li>• Stormwater and drainage</li> <li>• Water reticulation</li> <li>• Road works to existing roads (excluding Riversdale Road east of Rowe Avenue and west of Brighton Road).</li> </ul> <p>2. Electrical infrastructure costs, including high voltage reinforcement where necessary.</p> <p>3. Landscaping construction and remediation costs, specifically—</p> <ul style="list-style-type: none"> <li>• Public open space</li> <li>• Streetscape and public realm.</li> </ul> <p>4. Professional and administrative fees relating to—</p> <ul style="list-style-type: none"> <li>• Environmental Remediation fees associated with the (remediation of public open space only);</li> <li>• Civil Engineering fees associated with: (relating to civil design and public utility upgrades);</li> <li>• Civil and landscaping design;</li> <li>• Infrastructure upgrades;</li> <li>• Hydrological and urban water management; and</li> <li>• Parking and Traffic Impact System.</li> <li>• Urban Water Management</li> <li>• Landscape Architecture (associated with public open space, streetscape and public realm)</li> <li>• Civil Construction (relating to management of civil works).</li> </ul>
Method for Calculating Contributions:	<p>The development contribution for each lot within The Springs shall be calculated on the basis of Infrastructure Costs+Electricity Upgrade Costs, as follows—</p> <ul style="list-style-type: none"> <li>• Infrastructure Cost: The contribution for individual lots for Infrastructure Costs shall be apportioned pro-rata based on the square meterage of each lot;</li> <li>• Electricity Costs: The contribution for individual lots for Electricity Upgrade Costs shall be calculated pro-rata based on the anticipated demand generated by each lot (based on development potential) less the current electricity capacity; and</li> <li>• High Voltage Electricity Reinforcement: The contribution for high voltage electricity reinforcement shall be apportioned to lots designated as 'Mixed Use' under The Springs Structure Plan and calculated pro-rata based on the anticipated demand generated by each lot (based on development potential) less the current electricity capacity.</li> </ul> <p>The following areas shall be excluded from the land area calculations of both the total land area in the Development Contribution Area and the Owner's land in the Development Contribution Area—</p> <ul style="list-style-type: none"> <li>• Roads designated under the Metropolitan Region Scheme as Primary Regional Roads and Other Regional Roads</li> <li>• Existing public open space</li> <li>• Drainage reserves</li> <li>• Public utility sites</li> <li>• Other land required for Infrastructure Works</li> </ul>
Period of operation:	The Development Contribution Plan shall operate for a period of 5 years from the date of gazettal.
Priority and timing:	<p>Clearing and Earthworks (Complete)</p> <p>Drainage Basin Retaining Walls (Complete)</p> <p>Roads (Complete)</p> <p>Drainage (Complete)</p> <p>Water Reticulation (Complete)</p> <p>Sewer Reticulation (Complete)</p> <p>Street Lighting and Power (Complete)</p> <p>Landscaping (Stage 2)</p>
Review process:	The Development Contribution Plan will be reviewed 5 years from the date of gazettal of the amendment to incorporate the plan, or earlier should the local government consider it appropriate having regard to the rate of development in the area and the degree of development potential still existing.

Reference No.	Development Contribution Area 1
	The estimated infrastructure costs contained in the cost apportionment schedule will be reviewed at least annually to reflect changes in funding and revenue sources and indexed based on the Building Cost Index or other appropriate index as approved by the qualified person undertaking the certification of costs referred to in Clause 6.3.11.3 of Local Planning Scheme No 15.

P. MARKS, Mayor.  
S. COLE, Chief Executive Officer.

**PL403**

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Cockburn*  
Local Planning Scheme No. 3—Amendment No. 119

Ref: TPS/1950

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 Cockburn Local Planning Scheme amendment on 20 January 2017 for the purpose of deleting the following Scheme text under section 5 of the Scheme, renumbering the remaining Clause numbers within the Scheme where appropriate and modifying the Scheme Maps accordingly.

1. Bushfire Vulnerability Area, being all land in the Rural Zone, Rural Living Zone, Resource Zone and Conservation Zone.

**Bushfire Vulnerability Area**

The purpose of the Bushfire Vulnerability Area special control area is to—

- (a) implement State Planning Policy 3.7 Planning for Bushfire Risk Management and Guidelines;
- (b) identify land that is subject, or likely to be subject, to bushfire hazard; and
- (c) ensure that development effectively addresses the level of bushfire hazard applying to the land;
- (d) in accordance with the Building Code of Australia activate Australian Standard 3959 which is construction of buildings in bush fire prone areas.

For the purpose of this clause, a Bushfire Prone Area means any area located in the Bushfire Vulnerability Area special control area and shown on a Bushfire Hazard Assessment Map as bushfire prone.

A Bushfire Hazard Assessment Map shall indicate bushfire prone areas.

If a Local Government resolves to prepare a Bushfire Hazard Assessment Map, the Local Government—

- (a) is to notify in writing the owners and occupiers of all the properties in the affected area;
- (b) is to publish a notice once a week for two consecutive weeks in a newspaper circulating in the Scheme area, giving details of—
  - a. where the draft map may be inspected;
  - b. the subject nature of the draft map; and
  - c. in what form and during what period (being not less than 21 days from the day the notice is published) submissions may be made.
- (c) may publish a notice of the proposed Bushfire Hazard Assessment Map in such manner and carry out such other consultation as the local government considers appropriate.

After the expiry of the period within which a submission may be made, the local government is to—

- (a) review the proposed Bushfire Hazard Assessment Map in light of any submission made; and
- (b) resolve to adopt the Bushfire Hazard Assessment Map with or without modification.

If the local government resolves to adopt the Bushfire Hazard Assessment Map, the local government is to publish a notice of the Bushfire Hazard Assessment Map once in a newspaper circulating in the Scheme area.

The Bushfire Hazard Assessment Map has effect on publication of a notice under clause [5.6.6].

A copy of the Bushfire Hazard Assessment Map, as amended from time to time, is to be kept and made available for public inspection during business hours at the offices of the local government.

A land owner may dispute the classification of their land as set out on the Bushfire Hazard Assessment Map in writing to the local government for consideration.

In addition to development which otherwise requires approval under the Scheme, planning approval is required for any development within a bushfire prone area, that does not comply with an approved bushfire hazard assessment undertaken as part of the structure planning or subdivision of an area or is inconsistent with the WAPC's and FESA's Planning for bush Fire Protection Guidelines (Latest Edition).

In determining an application to carry out development in the Bushfire Prone Area, the Local Government may refuse the application, or impose conditions on any planning approval as to—

- (a) the provision of fire-fighting water supply.
- (b) the provision of fire services access.
- (c) the preparation of a fire management plan in accordance with the Planning for Bush Fire Protection Guidelines (Latest Edition) and implementation of specific fire protection measures set out in the plan, including any requirement for buildings to be constructed in accordance with A3959.
- (d) the requirement to register a notification under section 70A *Transfer of Land Act 1893* on the certificate of titles giving notice of the bushfire hazard and any restrictions and/or protective measures required to be maintained at the landowner's cost.

An application for development approval must be accompanied by—

- (a) a bushfire attack level assessment carried out in accordance with the methodology contained in the Planning for Bush Fire Protection Guidelines (Latest Edition).
- (b) a statement or report that demonstrates that all relevant bushfire protection acceptable solutions, or alternatively all relevant performance criteria, contained in the Planning for Bush Fire Protection Guidelines (Latest Edition) have been considered and complied with, and effectively address the level of bush fire hazard applying to the land.

If in the opinion of the Local Government, a development application does not fully comply with the bushfire protection acceptable solutions contained in the Planning for Bush Fire Protection Guidelines (Latest Edition), the application shall be referred to the FESA for advice prior to a decision being made.

Notwithstanding the exemptions to the need for development approval set out in Part 7 of the deemed provisions and this scheme, development approval is required where the following development is included in a Bush Fire Prone Area, as defined by clause 5.6.2 of the Scheme—

- (a) The erection or extension of a single house;
  - (b) The erection or extension of an ancillary dwelling;
  - (c) The erection or extension of a grouped dwelling.
2. Amending the Scheme maps and legend by deleting the Bushfire Vulnerability Area ('BVA') Special Control Area.

L. HOWLETT JP, Mayor.  
S. CAIN, Chief Executive Officer.

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## RACING, GAMING AND LIQUOR

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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>			
A000222759	Liquorland (Australia) Pty Ltd	Application for the conditional grant of a Liquor Store licence in respect of premises situated in Vasse and known as Liquorland Vasse.	27/02/2017
A000224489	Caruso, Salvatore	Application for the conditional grant of a Small Bar licence in respect of premises situated in Margaret River and known as Bridgefield Guesthouse.	06/03/2017

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
A000205759	Litech Resorts Pty Ltd	Application for the Variation of trading conditions for a Hotel Restricted licence in respect of premises situated in Preston Beach and known as Footprints Preston Beach Hotel.	02/03/2017
A000222603	Mindarie Marina Pty Ltd	Application for the Variation of trading conditions for a Special Facility—Tourism licence in respect of premises situated in Mindarie and known as Mindarie Marina.	03/03/2017

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

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 3 February 2017.

## TRAINING

### TA401

#### VOCATIONAL EDUCATION AND TRAINING ACT 1996 CLASSIFICATION OF PRESCRIBED VOCATIONAL EDUCATION AND TRAINING QUALIFICATIONS

Amendment to Western Australian *Government Gazette* 2015/151 dated 13 October 2015

Under the *Vocational Education and Training Act 1996* (the VET Act) section 60C, and subject to the provisions of Clauses 1.26 and 1.27 of the *Standards for Registered Training Organisations (RTOs) 2015* relating to the Transition of Training Products, I the Minister for Training and Workforce Development hereby—

- Make the following amendments—

#### Class A

Apprenticeship Name	Qualification	Amendment
BRICKLAYING (HOUSING)	52660WA Certificate III in Bricklaying (Housing)	Under the column “Other Requirements” delete “Accredited course expires 31 January 2017” and replace with the following— “Accredited course expires 31 January 2018.”.
CARPENTRY (HOUSING)	52662WA Certificate III in Carpentry (Housing)	
PAINTING (HOUSING)	52659WA Certificate III in Painting (Housing)	
PLASTERING (HOUSING)	52661WA Certificate III in Plastering (Housing)	
STEEL FRAMING (HOUSING)	52663WA Certificate III in Steel Framing (Housing)	
WALL AND CEILING FIXING (HOUSING)	52664WA Certificate III in Wall and Ceiling Fixing (Housing)	

#### Class B

Apprenticeship Name	Qualification	Amendment
BUILDING AND CONSTRUCTION PARA PROFESSIONAL (LEVEL 2)	52642WA Certificate II in Building and Construction (Pathway—Para Professional)	Under the column “Other Requirements” delete “Accredited course expires 30 November 2016” and replace with the following— “Accredited course expires 30 May 2017.”.
BUILDING AND CONSTRUCTION TRADE TRAINEE (LEVEL 2)	52443WA Certificate II in Building and Construction (Pathway—Trades)	

Hon. LIZA HARVEY, MLA, Minister for Training and Workforce Development.

Dated 30 January 2017.

## TA403

**VOCATIONAL EDUCATION AND TRAINING ACT 1996**  
**CLASSIFICATION OF PRESCRIBED VOCATIONAL EDUCATION AND**  
**TRAINING QUALIFICATIONS**

Amendment to Western Australian *Government Gazette* 2015/151

Under the *Vocational Education and Training Act 1996* (the VET Act) section 60C, I, the Minister for Training and Workforce Development hereby—

- add the following prescribed vocational education and training qualifications—

**Class B qualification**

No.	Qualification	Conditions	Training Contract Requirements					
			Title on contract	Nominal duration (months)	Part time	School based	Other requirements	Apprenticeship Title
674.1	SIT40516 Certificate IV in Commercial Cookery	Must have completed a Certificate III in Commercial Cookery or similar qualification leading to the occupation outcome "Chef" through an apprenticeship pathway only.	Trainee	12	Y	N	Part-time is defined as a minimum of 20 hours per week.	Chef de Partie

Hon. LIZA HARVEY, MLA, Minister for Training and Workforce Development.

Dated 29 January 2017.

## TA402

**VOCATIONAL EDUCATION AND TRAINING ACT 1996**  
**CLASSIFICATION OF PRESCRIBED VOCATIONAL EDUCATION AND**  
**TRAINING QUALIFICATIONS**

Amendment to Western Australian *Government Gazette* 2015/151 dated 13 October 2015

Under the *Vocational Education and Training Act 1996* (the VET Act) section 60C, I, the Minister for Training and Workforce Development hereby—

- revoke the previously gazetted classification of prescribed vocational education and training qualification(s) as listed below—

**Class A qualification**

No.	Qualification	Conditions	Training Contract Requirements					
			Title on contract	Nominal duration (months)	Part time	School based	Other requirements	Apprenticeship Title
20.1	UEE33011 Certificate III in Electrical Fitting		Apprentice	48	Y	Y	Part-time is defined as a minimum of 20 hours per week.	Electrical Fitting
22.1	UEE30811 Certificate III in Electrotechnology Electrician		Apprentice	48	Y	Y	Part-time is defined as a minimum of 20 hours per week.	Electrical Mechanics
29.2	MEM31215 Certificate III in Engineering— Industrial Electrician		Apprentice	48	Y	Y	Part-time is defined as a minimum of 20 hours per week.	Engineering Tradesperson (Electrical)

and

- replace with the following prescribed vocational education and training qualification(s)—

**Class A qualification**

No.	Qualification	Conditions	Training Contract Requirements					
			Title on contract	Nominal duration (months)	Part time	School based	Other requirements	Apprenticeship Title
20.2	UEE33011 Certificate III in Electrical Fitting		Apprentice	48	Y	N	Part-time is defined as a minimum of 20 hours per week.	Electrical Fitting

No.	Qualification	Conditions	Training Contract Requirements					
			Title on contract	Nominal duration (months)	Part time	School based	Other requirements	Apprenticeship Title
22.2	UEE30811 Certificate III in Electrotechnology Electrician		Apprentice	48	Y	N	Part-time is defined as a minimum of 20 hours per week.	Electrical Mechanics
29.3	MEM31215 Certificate III in Engineering— Industrial Electrician		Apprentice	48	Y	N	Part-time is defined as a minimum of 20 hours per week.	Engineering Tradesperson (Electrical)

**Decision takes effect**

This decision relating to the above qualifications applies to new training contracts only and will take effect on the day that is one calendar month after the day on which it is published in the *Gazette*. The Minister's decision shall not invalidate a school based training contract for the qualifications listed above that was active on the day the decision was published in the *Gazette*.

Hon. LIZA HARVEY, MLA, Minister for Training and Workforce Development.

Dated 29 January 2017.

**TA404**

**VOCATIONAL EDUCATION AND TRAINING ACT 1996**  
CLASSIFICATION OF PRESCRIBED VOCATIONAL EDUCATION AND  
TRAINING QUALIFICATIONS

Amendment to Western Australian *Government Gazette* 2015/151

Under the *Vocational Education and Training Act 1996* (the VET Act) section 60C, I, the Minister for Training and Workforce Development hereby—

- add the following prescribed vocational education and training qualifications—

**Class B qualification**

No.	Qualification	Conditions	Training Contract Requirements					
			Title on contract	Nominal duration (months)	Part time	School based	Other requirements	Apprenticeship Title
675.1	SIT30716 Certificate III in Hospitality (Restaurant Front of House)	This qualification can only be obtained by fulfilling the obligations of a trainee under a training contract except— <ul style="list-style-type: none"> <li>• a person who is temporarily living in Australia on a student visa issued by the Department of Immigration and Border Protection may obtain the qualification through a registered training provider approved to deliver a course for the qualification; or</li> <li>• a person seeking recognition of prior learning under s601 of the VET Act.</li> </ul>	Trainee	24	Y	Year 12	Part-time is defined as a minimum of 20 hours per week.	General Front of House

Hon. LIZA HARVEY, MLA, Minister for Training and Workforce Development.

Dated 29 January 2017.

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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 James John Woods of 236 Werribee Road, Wundowie WA who died on the 13th August 2016 are required by the Administrators of the Will to send particulars of their claims to S. Dassie, 14 Lindsay Drive, Noranda 6062 by the 8th March 2017 after which date the Administrators 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

Estate of Sylvia Rose Crump, late of 169 Herbert Street, Doubleview, Western Australia, Home Duties.

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 20 March 2016, are required by me the Trustee Brian John Crump to send particulars of any such claim to the Estate's solicitor Trainor Legal of PO Box 838, Subiaco WA 6904, by 7 March 2017. After that date I will convey or distribute the assets with regard only to the claims of which I have notice.

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ZX403

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

## Notice to Creditors and Claimants

Estate of Eric Albert Nicholls, late of 169 Herbert Street, Doubleview, Western Australia, Hospital Laundry Services Employee.

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 6 December 2015, are required by me the Trustee Vivienne Rose Jordan to send particulars of any such claim to the Estate's solicitor Trainor Legal of PO Box 838, Subiaco WA 6904, by 7 March 2017. After that date I will convey or distribute the assets with regard only to the claims of which I have notice.

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ZX404

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

## Notice to Creditors and Claimants

Martin Healy, late of 48 Walyunga Boulevard, Clarkson in the State of Western Australia, Transport 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 deceased, who died on 5 September 2016 at Joondalup Health Campus, Joondalup in the State of Western Australia, are required by the trustee Luan Harbinson, c/- Avon Legal, Suite 7, 9 The Avenue, Midland in the State of Western Australia to send particulars of their claims to her within 30 days of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

ZX405

**TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

In the matter of the Estate of Murray Edwin Ward of 2/59 Davies Road, Claremont in the State of Western Australia, Company Director, 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 20th day of November 2016 are required by the Executor Murray Thomas Ward to send the particulars of their claim to O'Sullivan Law of 18 Stirling Highway, Nedlands, Western Australia by 31st March 2017 after which date the said Executor may convey or distribute the assets having regard only to the claims of which he then has had notice.

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**PUBLIC NOTICES**

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ZZ401

**CHARITABLE TRUSTS ACT 1962**

## SIR FRANK LEDGER CHARITABLE TRUST

Take notice that Richard John Basham, Kenneth Walter Court, Robin Maxwell Halbert, Geoffrey Phillip Kidd and Ian Keith Warner as trustees of the Sir Frank Ledger Charitable Trust (ABN 26 847 641 517) (**Trustees**), have applied to the Supreme Court pursuant to the *Charitable Trusts Act 1962* for approval of the following "Scheme"—

[A] The powers of the Trustees of the Sir Frank Ledger Charitable Trust established by the Deed of Settlement of Trust dated 11 January 1971 between Joseph Francis Ledger KB and Noel George Humphries, Bruce MacKinlay, Henry Maxwell Kitson, Charles Walter Michael Court and George Dundas Wright ("the Trust Deed") be extended by amending clause 2(d) of the Trust Deed (as amended) as set out below—

- (1) by deleting the colon after the word "effective";
- (2) by deleting subclauses (i) and (ii); and
- (3) by inserting the words "to remove or affect the charitable nature of the Trust".

[B] The Trustee's and Attorney General's reasonable costs of and incidental to—

- (a) considering the scheme;
- (b) preparing and advertising the scheme; and
- (c) obtaining approval of the Scheme,

be paid out of, and be a charge on, the trust property.

This application is to be heard by the Supreme Court of Western Australia at Perth at the David Malcolm Justice Centre, 28 Barrack Street, Perth, Western Australia on 16 March 2017 at 9.45am.

Any person desiring to oppose the Scheme is required to give written notice of their intention to do so to the Principal Registrar of the Supreme Court, the Trustees (care of Clayton Utz, Level 27, QVI Building, 250 St Georges Terrace, Perth, Western Australia, Attention: Trina Storm) and the Attorney-General of Western Australia not less than seven clear days before the date proposed for the hearing.

Dated this 1 February 2017.

CLAYTON UTZ, for the Trustees.

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