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Gazette**

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# — PART 1 —

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## LOCAL GOVERNMENT

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LG301

Local Government Act 1995

### Local Government (Augusta-Margaret River - Discontinuance of Ward System) Order 2017

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government.

**1. Citation**

This order is the *Local Government (Augusta-Margaret River - Discontinuance of Ward System) 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. Terms used**

In this order —

*commencement day* means the day on which clause 4 comes into operation;

*next election* means the first ordinary election for the Shire of Augusta-Margaret River held after commencement day;

*next election day* means the day fixed for the holding of the poll for the next election.

**4. Wards abolished**

On next election day, all the wards in the district of Augusta-Margaret River are abolished.

## 5. Consequential directions

In order to give effect to clause 4 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 4 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

R. KENNEDY, Clerk of the Executive Council.

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## MINERALS AND PETROLEUM

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MP301

Dangerous Goods Safety Act 2004

### **Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Amendment Regulations 2017**

Made by the Governor in Executive Council.

#### 1. Citation

These regulations are the *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) 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 *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Regulations 2007*.

#### 4. Regulation 4 amended

- (1) In regulation 4 delete the definition of *Standing Council on Transport and Infrastructure*.

- (2) In regulation 4 insert in alphabetical order:

**article** means a manufactured item, other than a fluid or particle, that —

- (a) is formed into a particular shape or design during manufacture; and
- (b) has hazard properties and a function that are wholly or partly dependent on that shape or design,

and includes batteries, aerosols, gas-filled lighters, seat belt pre-tensioners and refrigerating machines;

**Transport and Infrastructure Council** means the Ministerial Council called the Transport and Infrastructure Council established with the authority of the Council of Australian Governments;

- (3) In regulation 4 in the definition of **ADG Code**:

- (a) delete “Edition 7.4” and insert:

Edition 7.5

- (b) delete “1 January 2016,” and insert:

1 March 2017,

- (4) In regulation 4 in the definition of **Competent Authorities Panel** paragraph (b) delete “Standing Council on Transport and Infrastructure;” and insert:

Transport and Infrastructure Council;

- (5) In regulation 4 in the definition of **UN approved**:

- (a) delete “United Nations”;
- (b) after “*Dangerous Goods*” insert:

annexed to the *Recommendations on the Transport of Dangerous Goods*

## 5. Regulation 13 amended

Delete regulation 13(a) and insert:

- (a) that are in a consignment where the aggregate quantity of dangerous goods is less than the quantity set out in the ADG Code section 1.1.1.2(3)(a); or

**6. Regulations 13A and 13B inserted**

At the end of Part 1 Division 3 insert:

**13A. Partial exemption for transport by complying MPU**

(1) In this regulation —

*complying MPU* means an MPU that complies with an approved code of practice (if any) in respect of the following matters —

- (a) packaging of dangerous goods carried by the MPU;
- (b) consignment procedures for dangerous goods carried by the MPU;
- (c) safety standards for vehicles and equipment;
- (d) stowage and constraint of dangerous goods carried by the MPU;
- (e) segregation of dangerous goods carried by the MPU;
- (f) bulk transfer of dangerous goods carried by the MPU;
- (g) documentation of dangerous goods carried by the MPU;
- (h) safety equipment carried by the MPU;
- (i) procedures during transport of dangerous goods by the MPU;

*mobile processing unit (MPU)* has the meaning given in the *Dangerous Goods Safety (Explosives) Regulations 2007* regulation 3 but does not include a trailer that is towed by a mobile processing unit.

(2) Parts 4, 5, 6, 8, 9, 10, 11, 12 and 13 and regulation 215 do not apply in respect of the transport by a person of the ingredients of an explosive if the transport is by means of a complying MPU.

**13B. Special provisions for tools of trade and dangerous goods for private use**

(1) This regulation applies to a load if —

- (a) for loads not including dangerous goods of UN Division 2.1 (other than aerosols), UN Division 2.3 or Packing Group 1 — the load includes an aggregate quantity of dangerous goods of less than 500; and

- (b) for loads including dangerous goods of UN Division 2.1 (other than aerosols), UN Division 2.3 or Packing Group 1 —
    - (i) the load includes an aggregate quantity of dangerous goods of less than 250; and
    - (ii) any dangerous goods of UN Division 2.3 or Packing Group 1 together constitute less than 100 of the aggregate quantity;and
  - (c) the goods are not being transported in the course of a business of transporting goods but are being transported —
    - (i) by a person who intends to use them; or
    - (ii) so they can be used for a commercial purpose.
- (2) A person transporting a load to which this regulation applies is exempt from all the obligations imposed by these regulations other than those imposed by this regulation.
- (3) A person must not transport a load to which this regulation applies unless each package in the load —
- (a) complies with the packaging requirements appropriate to the quantity of dangerous goods, as specified in Part 4; and
  - (b) is labelled and marked as specified in Part 5 Division 1; and
  - (c) is loaded, secured, segregated, unloaded and otherwise transported in such a way as to ensure that —
    - (i) its packaging remains fit for purpose; and
    - (ii) the risks to any person, property or the environment are eliminated, or if it is not practicable to eliminate the risks, are minimised to the maximum extent that is practicable.

Penalty for this subregulation: a fine of \$1 500.

- (4) If a load to which this regulation applies contains an aggregate quantity of dangerous goods of UN Class 3, 4, 5 or 6 of more than 250, a person must not transport the load —
- (a) in the passenger compartment of a vehicle; or

- (b) in an enclosed space that is not separated from the passenger compartment of a vehicle.

Penalty for this subregulation: a fine of \$1 500.

- (5) If a load to which this regulation applies contains an aggregate quantity of dangerous goods of UN Division 2.1, UN Division 2.3 or Packing Group 1 of more than 50, a person must not transport the load —
  - (a) in the passenger compartment of a vehicle; or
  - (b) in any other enclosed space in a vehicle unless the space is sufficiently ventilated to prevent an accumulation of vapours or fumes that is likely to cause risk.

Penalty for this subregulation: a fine of \$1 500.

## **7. Regulation 106 amended**

- (1) In regulation 106(3):
  - (a) delete “with —” and insert:

with the ADG Code section 5.1.2.
  - (b) delete paragraphs (a) and (b).
- (2) Delete regulation 106(5).

## **8. Regulation 110 amended**

- (1) In regulation 110(1):
  - (a) in paragraph (a)(i) delete “receptacle” and insert:

receptacle, other than an article,
  - (b) in paragraph (a)(ii) delete “receptacle;” and insert:

receptacle, other than an article;
- (2) Delete regulation 110(2) and insert:
  - (2) However, a load containing an aggregate quantity of dangerous goods of less than 2 000 that consists only of the following dangerous goods is not a load that must be placarded —
    - (a) dangerous goods that are packed in limited quantities;



- (b) dangerous goods that are —
    - (i) fireworks that are bon bons, party poppers or sparklers with a classification code of 1.4S;
    - (ii) domestic smoke detectors containing radioactive material;
    - (iii) lighters or lighter refills containing flammable gas;
    - (iv) fire extinguishers with compressed or liquefied gas, up to a net mass of 23 kg;
  - (c) a combination of the dangerous goods referred to in paragraphs (a) and (b).
- (3) In subregulation (2)(b)(i) —  
*classification code* has the meaning given in the *Dangerous Goods Safety (Explosives) Regulations 2007* regulation 3.

**9. Part 7 heading replaced**

Delete the heading to Part 7 and insert:

**Part 7 — Transport operations relating to  
certain dangerous goods and empty packaging**

**10. Regulation 120A inserted**

At the beginning of Part 7 insert:

**120A. Term used: empty dangerous goods packaging**

In this Part —

*empty dangerous goods packaging* means —

- (a) unused pre-labelled packaging intended for use with dangerous goods; and
- (b) packaging that has been used for dangerous goods and is nominally empty.

**11. Regulation 121 amended**

- (1) In regulation 121 delete “This Part” and insert:

- (1) This Part

(2) At the end of regulation 121 insert:

(2) This Part also applies to the transport of empty dangerous goods containers.

**12. Regulation 122 amended**

(1) In regulation 122 delete “A person” and insert:

(1) A person

(2) In regulation 122 delete the Penalty and insert:

Penalty for this subregulation: a fine of \$5 000.

(3) At the end of regulation 122 insert:

(2) A person must not consign empty dangerous goods packaging for transport if the person knows, or ought reasonably to know, that the goods are not loaded or stowed, or cannot be transported or unloaded, in accordance with the ADG Code Chapter 7.2.

Penalty for this subregulation: a fine of \$5 000.

**13. Regulation 123 amended**

(1) In regulation 123 delete “A person” and insert:

(1) A person

(2) In regulation 123 delete the Penalty and insert:

Penalty for this subregulation: a fine of \$5 000.

(3) At the end of regulation 123 insert:

(2) A person must not load empty dangerous goods packaging on to a vehicle for transport otherwise than in accordance with the ADG Code Chapter 7.2.

Penalty for this subregulation: a fine of \$5 000.

**14. Regulation 124 amended**

- (1) In regulation 124 delete “A prime” and insert:

(1) A prime

- (2) In regulation 124 delete the Penalty and insert:

Penalty for this subregulation: a fine of \$5 000.

- (3) At the end of regulation 124 insert:

(2) A prime contractor or rail operator must not transport empty dangerous goods packaging if the prime contractor or rail operator knows, or ought reasonably to know, that the transport does not comply with the ADG Code Chapter 7.2.

Penalty for this subregulation: a fine of \$5 000.

**15. Regulation 125 amended**

- (1) In regulation 125 delete “A person” and insert:

(1) A person

- (2) In regulation 125 delete the Penalty and insert:

Penalty for this subregulation: a fine of \$3 000.

- (3) At the end of regulation 125 insert:

(2) A person must not drive a road vehicle transporting empty dangerous goods packaging if the person knows, or ought reasonably to know, that the dangerous goods are not being transported in accordance with the ADG Code Chapter 7.2.

Penalty for this subregulation: a fine of \$3 000.

**16. Regulation 152 amended**

In regulation 152(a) delete “Chapter 1.1” and insert:

Chapter 11.1

**17. Regulation 180 amended**

In regulation 180(2)(c) delete “Standing Council on Transport and Infrastructure.” and insert:

Transport and Infrastructure Council.

**18. Regulation 183 amended**

In regulation 183 delete the definition of *approved responder* and insert:

*approved responder*, in relation to a class of dangerous goods, means a person who is approved by the Chief Officer under regulation 184 in relation to the class of dangerous goods;

**19. Regulation 184 amended**

- (1) In regulation 184(1) delete “quantity and of a specified description or”.
- (2) In regulation 184(2) delete “quantity and the description or”.

**20. Regulation 185 amended**

- (1) In regulation 185(2):
  - (a) in paragraph (a) delete “to the total quantity of dangerous goods” and insert:

to all the dangerous goods
  - (b) delete paragraph (b) and insert:

(b) be an approved responder in relation to the dangerous goods that comprise part of the load and have an emergency response contract with another person who is an approved responder in relation to the dangerous goods that comprise the remainder of the load; or
  - (c) in paragraph (c) delete “total quantity of”.
- (2) Delete regulation 185(3).

**21. Regulation 186 amended**

## (1) In regulation 186(3):

- (a) in paragraph (a) delete “to the total quantity of dangerous goods” and insert:

to all the dangerous goods

- (b) in paragraph (b) delete “to part of the quantity of dangerous goods” and insert:

to some of the dangerous goods

- (c) in paragraph (b)(i) delete “that part of the quantity of dangerous goods,” and insert:

those dangerous goods,

- (d) in paragraph (b)(ii) delete “quantity of”;

- (e) in paragraph (b)(ii) delete “that remaining part,” and insert:

those dangerous goods,

- (f) delete paragraph (c) and insert:

- (c) if the prime contractor or rail operator is not an approved responder in relation to any of the dangerous goods that are giving rise to the dangerous situation —

- (i) ensure that an approved responder in relation to the dangerous goods that are giving rise to the dangerous situation deals with the dangerous situation as soon as practicable after it arises; and
- (ii) provide to the approved responder any assistance that is reasonably required for the approved responder to deal with the dangerous situation.

Penalty for this subregulation: a fine of \$10 000.

- (2) Delete regulation 186(4).

**22. Regulation 215 amended**

- (1) Delete regulation 215(1) and insert:
  - (1) In this regulation —  
*road tank vehicle* means a tank vehicle —
    - (a) that is a road vehicle; and
    - (b) with a tank or demountable tank with a capacity of more than 500 L that is filled or emptied while attached to the vehicle.
- (2) In regulation 215(2):
  - (a) delete “subregulations (4) and (5), a vehicle” and insert:  
  
subregulation (5), a road tank vehicle
  - (b) delete “goods if a tank with a capacity of more than 500 L forms part of the vehicle.” and insert:  
  
goods.
- (3) Delete regulation 215(3) and (4).
- (4) In regulation 215(5):
  - (a) after “road” (1<sup>st</sup> occurrence) insert:  
  
tank
  - (b) delete “permits a road vehicle” and insert:  
  
permits the vehicle

**23. Regulation 218 amended**

Delete regulation 218(2)(d) and insert:

- (d) 1 recent photograph of the applicant’s face and shoulders;

**24. Regulation 221 amended**

In regulation 221(c) delete “Fourth Edition 2012, published by Austroads Ltd (ISBN 978-1-921991-01-1).” and insert:

Fifth Edition 2016, published by Austroads Ltd (ISBN 987-1-925451-10-8).

**25. Regulation 227 amended**

In regulation 227(1)(c) delete “Fourth Edition 2012, published by Austroads Ltd (ISBN 978-1-921991-01-1).” and insert:

Fifth Edition 2016, published by Austroads Ltd (ISBN 987-1-925451-10-8).

**26. Regulation 229 amended**

- (1) In regulation 229 insert in alphabetical order:

*converter dolly* has the meaning given in the *Road Traffic (Vehicles) Regulations 2014* regulation 3;

- (2) In regulation 229 in the definition of *vehicle* delete paragraph (b) and insert:

(b) a converter dolly.

Note: The heading to amended regulation 229 is to read:

**Terms used****27. Regulation 244 amended**

- (1) In regulation 244(1) delete “authority and returning the licence to that authority.” and insert:

authority.

- (2) After regulation 244(2) insert:

- (3) A person must not produce for inspection a licence that has been surrendered.

Penalty for this subregulation: a fine of \$10 000.

**28. Regulation 254 amended**

- (1) Delete regulation 254(2)(b) and insert:

(b) if the proposed action is to suspend the licence — states the proposed suspension period (either as a period of time or by reference to a future event); and

(2) Delete regulation 254(3)(b) and insert:

- (b) suspend the licence for not longer than the suspension period stated in the notice; or

**29. Part 23 Division 5 inserted**

At the end of Part 23 insert:

**Division 5 — Provisions for *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Amendment Regulations 2017***

**286. Term used: commencement day**

In this Division —

*commencement day* means the day on which the *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Amendment Regulations 2017* regulation 3 comes into operation.

**287. Assessing fitness to drive**

(1) In this regulation —

*previous regulation 221(c)* means regulation 221(c) as in force immediately before commencement day.

(2) A certificate that complies with previous regulation 221(c) and issued within 1 year after commencement day is taken to be a certificate that complies with regulation 221(c).

**288. Transitional provision for offence involving compliance with ADG Code**

A person does not commit an offence against these regulations in relation to the transport of dangerous goods by road or rail if —

- (a) the offence relates to non-compliance with the ADG Code; and
- (b) the transport takes place during the period that begins on commencement day and ends on 1 March 2018; and
- (c) the person transports the goods in accordance with the ADG Code as it was defined in regulation 4 immediately before commencement day.



**30. Schedule 1 amended**

In Schedule 1 in the Table:

(a) delete item 1 and insert:

1.	Regulation 13B(3)	100	500
1A.	Regulation 13B(4)	100	500
1B.	Regulation 20(2)	600	3 000

(b) in item 25 delete “123” and insert:

123(1)

(c) after item 25 insert:

25A.	Regulation 123(2)	300	—
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(d) delete items 28 and 64.

(e) after item 71 insert:

71A.	Regulation 244(3)	600	3 000
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R. KENNEDY, Clerk of the Executive Council.

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## **RACING, GAMING AND LIQUOR**

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RA301

Gaming and Wagering Commission Act 1987

### **Gaming and Wagering Commission Amendment Regulations (No. 3) 2017**

Made by the Governor in Executive Council.

#### **1. Citation**

These regulations are the *Gaming and Wagering Commission Amendment Regulations (No. 3) 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 *Gaming and Wagering Commission Regulations 1988*.

**4. Regulation 24 amended**

In regulation 24(1) in the Table:

- (a) delete “\$3 000” and insert:

\$5 000

- (b) delete “\$3 001 and above” and insert:

Over \$5 000

R. KENNEDY, Clerk of the Executive Council.

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RA302

Casino (Burswood Island) Agreement Act 1985

## **Casino (Burswood Island) Agreement Amendment Order 2017**

Made by the Governor in Executive Council under section 3A of the Act.

**1. Citation**

This order is the *Casino (Burswood Island) Agreement Amendment 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. Act amended**

This order amends the *Casino (Burswood Island) Agreement Act 1985*.

**4. Schedule 15 inserted**

After Schedule 14 insert:

**Schedule 15 — Fourteenth Supplementary Agreement**

[s. 3A]

**Casino (Burswood Island) Agreement**

**FOURTEENTH SUPPLEMENTARY AGREEMENT**

**THIS AGREEMENT** made 6<sup>th</sup> day of October 2016

**BETWEEN:**

**THE HONOURABLE BRENDON GRYLLES MLA**, the Minister of the Crown for the time being charged with the administration of the *Casino Control Act 1984* acting for and on behalf of the State of Western Australia and its instrumentalities from time to time (“**the State**”)

**AND**

**BURSWOOD NOMINEES LIMITED** (ACN 078 250 307) of 201 Great Eastern Highway, Burswood in the State of Western Australia as trustee of the Burswood Property Trust (“**the Trustee**”)

**AND**

**BURSWOOD RESORT (MANAGEMENT) LIMITED** (ACN 009 396 945) of 201 Great Eastern Highway, Burswood in the State of Western Australia as manager of the Burswood Property Trust (“**the Manager**”).

**RECITALS:**

- A. The State, the Trustee (by virtue of the *West Australian Trustees Limited (Merger) Act 1989*) and the Manager (by virtue of a deed of retirement and appointment of manager made on 13 August 1990 and a deed of assumption and covenant made on 13 November 1991) are parties to an agreement dated 20 February 1985 ratified by and scheduled to the *Casino (Burswood Island) Agreement Act 1985* as amended by:
- (a) the Supplementary Agreement made on 14 September 1987;
  - (b) the Second Supplementary Agreement made on 3 May 1990;
  - (c) the Third Supplementary Agreement made on 13 November 1991;
  - (d) the Fourth Supplementary Agreement made on 30 March 1992;
  - (e) the Fifth Supplementary Agreement made on 3 April 1995;
  - (f) the Sixth Supplementary Agreement made on 22 June 1996;

- (g) the Seventh Supplementary Agreement made on 9 June 1997;
- (h) the Eighth Supplementary Agreement made on 18 June 2003;
- (i) the Ninth Supplementary Agreement made on 23 November 2005;
- (j) the Tenth Supplementary Agreement made on 2 November 2006;
- (k) the Eleventh Supplementary Agreement made on 28 March 2007;
- (l) the Twelfth Supplementary Agreement made on 12 May 2011;  
and
- (m) the Thirteenth Supplementary Agreement made on 16 March 2015,

which agreement as so amended is referred to in this Agreement as “**the State Agreement**”.

- B. The parties have agreed to further amend the State Agreement for the purpose of more efficiently or satisfactorily implementing or facilitating its objectives.

#### **THE PARTIES AGREE AS FOLLOWS:**

##### **1 Definitions and Interpretation**

Words and expressions defined in the State Agreement when used in this Agreement have, unless the context otherwise requires, the same meanings as in the State Agreement and the provisions of clause 2 of the State Agreement as to interpretation apply to this Agreement.

##### **2 Variation and Operation**

Pursuant to and subject to clause 5 of the State Agreement the parties agree to amend the State Agreement in the manner set out in this Agreement.

##### **3 Clause 2 amended**

Clause 2 of the State Agreement is amended by deleting the definition of "Cruise Ship" and substituting the following:-

*""Cruise Ship" means:*

- (a) *any vessel that:*
  - (i) *has a minimum capacity of 100 passenger berths; and*
  - (ii) *is conducting a scheduled deep water cruise; and*
  - (iii) *is transiting through Western Australian ports from and to locations overseas or interstate; or*
- (b) *any vessel that:*
  - (i) *has a minimum capacity of 100 passenger berths; and*

- (ii) *departs from the Port of Fremantle to conduct a scheduled deep water cruise; and*
- (iii) *transits through:*
  - (A) *the Port of Bunbury or any other Western Australian port south of Bunbury; or*
  - (B) *the Port of Geraldton or any other Western Australian port north of Geraldton; and*
- (iv) *is scheduled to remain in the Western Australian port referred to in subclause (iii)(A) or (B) for at least six hours before the remainder of the deep water cruise."*

**4 Clause 22 amended**

Clause 22 of the State Agreement is amended by deleting subclause (4)(c) and substituting the following:-

- "(c) *in a Cruise Ship in respect of which the conduct of gaming, which must only operate as an ancillary service on the Cruise Ship, is permitted outside a distance of 12 nautical miles from a land-based destination where the Cruise Ship intends to berth and/or anchor:*
- (i) *under regulation 8A of the Gaming and Wagering Commission Regulations 1988; or*
  - (ii) *by a permit issued by the Commission under the Gaming and Wagering Commission Act 1987 and with the consent of the Trustee".*

AS WITNESS the execution of this Agreement by or on behalf of the parties the day and year first hereinbefore written.

SIGNED by **THE** )  
**HONOURABLE BRENDON** )  
**GRYLLS MLA** for and on )  
 behalf of the State of Western )  
 Australia in the presence of: )

[Signature] )  
 .....  
 Signature of witness

[Signature] )  
 .....  
 Signature of **THE**  
**HONOURABLE BRENDON**  
**GRYLLS MLA**

**KAY LYNETTE HAMMER**  
 .....  
 Name of Witness

THE COMMON SEAL of	)
<b>BURSWOOD NOMINEES</b>	)
<b>LIMITED</b> (ACN 078 250 307)	)
was hereunto affixed by	)
authority of the Board of	)
Directors in the presence of:	)
[Signature]	[Signature]
.....	.....
Signature of authorised person	Signature of authorised person
Director	Secretary
.....	.....
Office held	Office held
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.....	.....
Office held	Office held
<b>BARRY JOHN FELSTEAD</b>	<b>JOSHUA ROBERT PRESTON</b>
.....	.....
Name of authorised person	Name of authorised person

R. KENNEDY, Clerk of the Executive Council.

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## — PART 2 —

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### AGRICULTURE AND FOOD

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AG401

**BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007**  
**BIOSECURITY AND AGRICULTURE MANAGEMENT (PROHIBITED ORGANISMS)**  
**DECLARATION (NO. 3) 2017**

Made under section 12 of the *Biosecurity and Agriculture Management Act 2007* (the Act) by the Minister for Agriculture and Food.

**1. Citation**

This declaration is the *Biosecurity And Agriculture Management (Prohibited Organisms) Declaration (No. 3) 2017*.

**2. Prohibited Organism**

The organism listed below is declared under section 12 of the Act to be a prohibited organism and is assigned under regulation 8 of the Biosecurity and Agriculture Management Regulations to the control category C1 for the whole of the state.

- *Dickeya dianthicola* Samson et al. 2005

ALANNAH MacTIERNAN MLC, Minister for Agriculture and Food.

Date: 6 July 2017.

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### CEMETERIES

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CE401

**CEMETERIES ACT 1986**  
*Shire of Broome*  
**SCHEDULE OF FEES AND CHARGES**

In pursuance of the powers conferred by Section 53 of the *Cemeteries Act 1986*, the Shire of Broome hereby records having resolved on 29 June 2017 to set the following fees and charges.

All fees and charges are inclusive of 10% GST (except where shown exempt\*) and are effective from 26 July 2017.

<b>Cemetery Fees</b>	
Sinking Fee—Ordinary Grave (1.83m)	\$657.50
Sinking Fee—To an extra depth per metre or part thereof	\$131.55
Sinking Fee—Child 13 years and under	\$526.15
Sinking Fee—Child Stillborn	\$526.15
Grant of Right of Burial (25 years)	\$155.00*
Purchase of Land	\$506.00
Grant of Right of Burial for existing grave prior to the requirement for Grant of Right of Burials being obtained (25 years)	\$155.00*
Renewal of Grant of Right of Burial	\$150.00*
Transfer of Grant of Right of Burial	\$33.00*
Pre-Need Plot Reservation	\$71.50
Exhumation—Exhumation	At Cost
—Reinterment in same grave (additional charges eg Purchase of Land will apply if new grave)	At Cost
Placement of Ashes (includes attendance)	\$100.00

<b>Other Fees (GST exempt)</b>	
Funeral Directors Licence—Annual Licence	\$225.00*
Permit—Single Funeral	\$130.00*
Monumental Masons Licence—Annual Licence	\$200.00*
Single permit to erect a monument or headstone	\$65.00*

S. MASTROLEMBO, Chief Executive Officer.

**CE402**

**CEMETERIES ACT 1986**

*Shire of Ashburton*

**SCHEDULE OF FEES AND CHARGES 2017/18**

In pursuance of powers conferred upon it by Section 53 of the *Cemeteries Act 1986*, the Shire of Ashburton hereby records having resolved on 20 June 2017, that the following fees and charges shall apply to all cemeteries within the Shire of Ashburton from 1 August 2017.

All fees and charges are inclusive of GST where applicable.

<b>G/L Code</b>	<b>Description</b>	<b>Basis of Charge</b>	<b>GST Y/N</b>	<b>Adopted Fees 2017/18</b>
<b>TOM PRICE</b>				
<b>Permits and Licences</b>				
103093	Licence Fee (Funeral Directors ONLY)	per financial year	N	\$195.00
103093	Application to hold a funeral (Funeral Director ONLY)	per funeral	N	\$71.20
103093	Monumental Masons Licence fee	per financial year	N	\$203.50
<b>Cemetery Fees</b>				
103083	Grant of Right of Burial		N	\$81.40
103083	Grant of Right of Burial—Plot Reservation (25 years)		N	\$81.40
103083	Grant of Right of Burial—Renewal (additional 25 years)		N	\$81.40
103083	Application for Headstone (Does not include Installation)		N	\$55.00
103083	Re-opening an Ordinary Grave	per interment	N	\$1,119.30
103083	Exhumation	Cost on Application	N	\$2,000.00
<b>Burial Fees</b>				
103083	Standard Burial—adult or child (Monday to Friday)		N	\$1,119.30
103083	Standard Burial—adult or child (Weekend or Public Holiday)	Additional fee	N	\$305.30
103083	Burial deeper than 1.8m (max 2.1m)	Additional fee	N	\$112.00
103083	Standard Burial—Including provision of clean fill		N	\$2,136.80
103083	Interment of ashes		N	\$81.40
<b>ONSLOW</b>				
<b>Permits and Licences</b>				
103093	Licence Fee (Funeral Directors ONLY)	per financial year	N	\$195.00
103093	Application to hold a funeral (Funeral Director ONLY)	per funeral		\$71.20
103093	Monumental Masons Licence fee	per financial year	N	\$203.50
<b>Cemetery Fees</b>				
103083	Grant of Right of Burial		N	\$81.40
103083	Grant of Right of Burial—Plot Reservation (25 years)		N	\$81.40



G/L Code	Description	Basis of Charge	GST Y/N	Adopted Fees 2017/18
103083	Grant of Right of Burial—Renewal (additional 25 years)		N	\$81.40
103083	Application for Headstone (Does not include Installation)		N	\$55.00
103083	Re-opening an Ordinary Grave	per interment	N	\$1,119.30
103083	Exhumation (This is at CEO's discretion due to interment period)	Cost on Application	N	
<b>Burial Fees</b>				
103083	Standard Burial—adult or child (Monday to Friday)		N	\$1,119.30
103083	Standard Burial—adult or child (Weekend or Public Holiday)	Additional fee	N	\$305.30
103083	Burial deeper than 1.8m (max 2.1m)	Additional fee		\$112.00
103083	Standard Burial—Including provision of permanent Shoring		N	\$4,070.00
103083	Interment of ashes		N	\$81.40

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## FIRE AND EMERGENCY SERVICES

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### FE401

#### FIRE AND EMERGENCY SERVICES ACT 1998

#### FIRE AND EMERGENCY SERVICES (BUSH FIRE PRONE AREAS) ORDER (NO. 2) 2017

Made by the FES Commissioner under section 18P of the Act.

#### 1. Citation

This order is the *Fire and Emergency Services (Bush Fire Prone Areas) Order (No. 2) 2017*.

#### 2. Commencement

This order comes into operation on 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 12 July 2017.

#### 3. Terms used

In this order—

***Bush Fire Prone Areas dataset*** means the spatial dataset titled “WA\_BPA\_20170712.gdb” held by the FES Commissioner.

#### 4. Bush fire prone areas

The areas of the State described in the Bush Fire Prone Areas dataset are designated as bush fire prone areas.

WAYNE GREGSON, FES Commissioner.

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## MARINE/MARITIME

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### MA401

#### WESTERN AUSTRALIAN COASTAL SHIPPING COMMISSION ACT 1965

#### NOTICE OF VACANCIES ON COMMISSION

Under the *Western Australian Coastal Shipping Commission Act 1965* section 11(1), the following offices are declared to be vacant as from and including the day on which this notice is published in the *Government Gazette*—

- (a) the office of Commissioner to which Graeme Doyle was appointed for a period ending on 15 October 2017; and
- (b) the office of Commissioner to which Kathryn Martin was appointed for a period ending on 15 October 2017.

R. KENNEDY, Clerk of the Executive Council.

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**PLANNING**

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PL401

**PLANNING AND DEVELOPMENT ACT 2005****METROPOLITAN REGION SCHEME**

Resolution—Clause 27

Part of Bullsbrook East

*City of Swan*

Amendment 1327/27

File No.: 812-2-21-32

Notice is hereby given that in accordance with Clause 27 of the Metropolitan Region Scheme, the Western Australian Planning Commission resolved on 28 June 2017 to transfer land from the Urban Deferred zone to the Urban zone, as shown on plan number 4.1640/1.

This amendment is effective from the date of publication of this notice in the *Government Gazette*.

The plan may be viewed at the offices of—

- Western Australian Planning Commission, William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Swan

KERRINE BLENKINSOP, Secretary,  
Western Australian Planning Commission.

PL402

**METROPOLITAN REDEVELOPMENT AUTHORITY ACT 2011****ARMADALE REDEVELOPMENT SCHEME 2**

It is hereby notified for public information that the Minister for Planning has granted approval to gazette Armadale Redevelopment Scheme 2 (Scheme 2).

Scheme 2 comes into effect on 12 July 2017 and establishes the statutory planning framework to guide future development within the Armadale Redevelopment Area in accordance with the Metropolitan Redevelopment Authority's redevelopment area objectives.

Scheme 2 can be viewed at the MRA's Armadale Office (234 Jull Street, Armadale) and MRA's Perth Office (The GPO Building, Level 3, 3 Forrest Place Perth) between the hours of 8:30am and 5:00pm Monday to Friday.

Scheme 2 is also available to view on the MRA website at [www.mra.wa.gov.au](http://www.mra.wa.gov.au).

PL403

**PLANNING AND DEVELOPMENT ACT 2005****METROPOLITAN REGION SCHEME MINOR AMENDMENT 1312/57**

Jandakot Airport Eastern Link Road

Approved Amendment

File: 833-2-16-40 Pt 1 (RLS/0636/1)

The Minister for Planning has approved, with modification, the abovementioned amendment to the Metropolitan Region Scheme. The amendment is shown on Western Australian Planning Commission (WAPC) plan 3.2602/1 and is effective from the date of publication of this notice in the *Government Gazette*.

By virtue of section 126(1) of the *Planning and Development Act 2005*, the Local Planning Schemes of the Cities of Canning, Cockburn and Melville are amended to give effect to the reservation(s) included in MRS amendment 1312/57.

Copies of the amendment and the accompanying report on submissions are available for public inspection from Tuesday 11 June 2017 to Friday 11 August 2017 at—

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Canning
- City of Cockburn
- City of Melville

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

KERRINE BLENKINSOP, Secretary,  
Western Australian Planning Commission.

**PL404**

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

Local Planning Scheme No. 1—Amendment No. 21

Ref: TPS/2032

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Albany Local Planning Scheme amendment on 21 June 2017 for the purpose of—

Rezoning Lots 16, 17 and 541 Mercer Road and Lots 38, 371 and 372 Catalina Road Lange from the General Agriculture zone to the Future Urban Zone.

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

**PL405**

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Town of Victoria Park*

Town Planning Scheme No. 1—Amendment No. 74

Ref: TPS/1915

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 Town of Victoria Park Town Planning Scheme amendment on 26 May 2017 for the purpose of—

1. Amending Precinct Plan P3 by reclassifying 176A, 176B and a portion of 176 and 178 (Lots 76, 77, 40 and 100) Burswood Road, Burswood to 'Office/Residential' zone.

T. VAUGHAN, Mayor.  
A. VULETA, Chief Executive Officer.

**POLICE****PO402**

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

Declaration

Regulation 272 of the Road Traffic Code—Obedience to Police or Authorised Persons

I, Karl Joseph O'Callaghan, Commissioner of Police, acting pursuant to regulation 271 of the *Road Traffic Code 2000* hereby declare that a person who is a "licensed pilot vehicle driver" pursuant to regulation 3 of the *Road Traffic Code 2000* is an authorised person for the purposes of Regulations 3 272(1)(a) and 272(1)(d) of the *Road Traffic Code 2000*—whilst performing their functions in facilitating the safe movement of an oversize vehicle escorted by a licensed pilot vehicle driver.

Dated: 6 July 2017.

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

Surname	First Name	State	Pilot Licence Number	Training Provider
Pepper	Michael	WA	00198	Transport Training Centre

## PO401

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

Declaration

Regulation 272 of the Road Traffic Code—Obedience to Police or Authorised Persons

I, Gary Dreibergs, Acting Commissioner of Police, acting pursuant to regulation 271 of the *Road Traffic Code 2000* hereby declare that a person who is a “licensed pilot vehicle driver” pursuant to regulation 3 of the *Road Traffic Code 2000* is an authorised person for the purposes of Regulations 272(1)(a) and 272(1)(d) of the *Road Traffic Code 2000*—whilst performing their functions in facilitating the safe movement of an oversize vehicle escorted by a licensed pilot vehicle driver.

Dated: 3 July 2017.

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

Surname	First Name	State	Pilot Licence Number	Training Provider
Hore	Tony	WA	00189	Keen Bros
Ogilvie	Clive	WA	00194	WARTA
McLean	Ian	SA	00197	Pentrans

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## PREMIER AND CABINET

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## PR401

**INTERPRETATION ACT 1984**  
**MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that the temporary appointment by the Governor, in accordance with Section 12(c) of the *Interpretation Act 1984*, of the Hon P. C. Tinley MLA as Minister for Mines and Petroleum; Commerce and Industrial Relations; Electoral Affairs; Asian Engagement during the period 11 to 13 August 2017 (both dates inclusive), has been cancelled.

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 121 of 23 June 2017.

D. FOSTER, A/Director General,  
 Department of the Premier and Cabinet.

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## DECEASED ESTATES

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## ZX402

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

Notice to Creditors and Claimants

Madge Herma Meadows, late of 4-10 Hayman Road, Bentley, in the State of Western Australia, Retired Hairdresser, 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 5th day of March 2017, are required by the Executors and Trustees, being Mr Dean Noel Flanagan and Mr Brian Dennis Lieschke, of c/- Mort & Associates, PO Box 20, Cannington, WA, 6987, to send particulars of their claims to them at Mort & Associates of PO Box 20, Cannington, WA, 6987, by the date being one month following the publication of this notice, after which date the Executors and Trustees may convey or distribute the assets, having regard only to claims of which they then have notice.

MORT & ASSOCIATES as solicitor for the Executors and Trustees.

**ZX403**

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

Notice to Creditors and Claimants

Beryl Joyce Dugmore, late of 72 Hill View Terrace, St James, in the State of Western Australia, Pensioner, 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 13th day of March 2017, are required by the Executors and Trustees, being Ms Gayle Patricia Barker and Mr Graeme Neil Dugmore, of c/- Mort & Associates, PO Box 20, Cannington, WA, 6987, to send particulars of their claims to them at Mort & Associates of PO Box 20, Cannington, WA, 6987, by the date being one month following the publication of this notice, after which date the Executors and Trustees may convey or distribute the assets, having regard only to claims of which they then have notice.

MORT & ASSOCIATES as solicitor for the Executors and Trustees.

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**ZX401**

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

Notice to Creditors and Claimants

Norma Rogers, late of Dryandra Residential and Community Care Inc., Leake Street, Kellerberrin, Western Australia, Retired Sales Lady, 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 30 December 2016, are required by the Executor, care of WA Property Lawyers, 96 Outram Street, West Perth, WA, 6005, Telephone: (08) 9380 3600, Facsimile: (08) 9322 1112 to send particulars of their claims to him within one (1) month from 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 he then has notice.

WA PROPERTY LAWYERS.

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**ZX404**

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

Notice to Creditors and Claimants

In the matter of the Estate of Daniel Townend, late of 11 McEvoy Cove, Maylands, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of the deceased, who died on the 10 December 2016 are required by the Administrator, appointed by a Letters of Administration dated 30 March 2017, namely, Raimunda Silva Townend, to send particulars of their claims to The Administrator, Estate late Daniel Townend care of PO Box 8717, Perth BC WA 6849, within one month of the date of publication of this notice, after which date the Administrator may convey or distribute the assets, having regard only to the claims of which she then has notice.

RAIMUNDA SILVA TOWNEND, Administrator.

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**ZX405**

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

Notice to Creditors and Claimants

Ernest Edward Norton, late of 99 Collingwood Road, Albany, Western Australia.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 24 September 2016, are required by the trustee of the late Ernest Edward Norton of care of Philip Wyatt Lawyer, PO Box 1026, Albany, Western Australia 6331 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 6th day of July 2017.

PHILIP WYATT LAWYER.

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

## Notice to Creditors and Claimants

Duncan MacKinnon, late of 27 Inverness Drive, Meadow Springs in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased who died on 7 April 2017 are required by the personal representative to send particulars of their claims to him/her care of Clement & Co, Lawyers, Unit 2, 12 Sutton Street, Mandurah by the 23 August 2017 after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

CLEMENT & CO as solicitors for the personal representative.

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**PUBLIC NOTICES**

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**ZZ401****PARTNERSHIP ACT 1895****DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the partnership previously subsisting between Hicoast Pty Ltd, Goldivy Pty Ltd and Gumtown Pty Ltd and carrying on business as Imperial Pools (ABN 12 173 725 789) of Unit 1, 1 Furniss Road, Darch, Western Australia has been dissolved by mutual consent as from 30th June 2017. All debts due to and owing by Imperial Pools will be received at the above address and be paid by the partners.

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