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— PART 1 —

RACING, GAMING AND LIQUOR

RA301

Liquor Control Act 1988

Liquor Control Amendment Regulations (No. 3) 2017

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Liquor Control 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 28th day after that day.

3. Regulations amended

These regulations amend the *Liquor Control Regulations 1989*.

4. Regulation 8CA amended

- (1) In regulation 8CA(1) in the definition of *tourism business* delete “genuinely marketed as a provider of a tourism service.” and insert:

accredited under the Australian Tourism Accreditation Program.

- (2) In regulation 8CA(2):

- (a) after paragraph (b) insert:

- (ba) the person who supplies the liquor to the customer has completed successfully a course of training or an assessment, approved by the

Director for the purposes of this paragraph, in responsible practices in the sale, supply and service of liquor; and

- (b) delete paragraph (f).

R. KENNEDY, Clerk of the Executive Council.

— PART 2 —

FISHERIES

FI401

FISH RESOURCES MANAGEMENT ACT 1994

DECLARATION OF THE MID WEST AQUACULTURE DEVELOPMENT ZONE

83/13-13

I, David Kelly MLA, Minister for Fisheries, hereby declare in accordance with Section 101A (2A) of the *Fish Resources Management Act 1994*, an area of WA waters described in Schedule 1 to be the Mid West Aquaculture Development Zone.

Schedule 1**Northern Area**

All Western Australian waters bounded by a line commencing at the intersection of 28° 44.57' south latitude and 113° 57.678' east longitude; thence extending westerly to the intersection of 28° 44.861' south latitude and 113° 56.192' east longitude; thence extending south-westerly to the intersection of 28° 45.441' south latitude and 113° 54.962' east longitude; thence extending southerly to the intersection of 28° 48.275' south latitude and 113° 55.354' east longitude; thence extending north-easterly to the intersection of 28° 46.84' south latitude and 113° 57.755' east longitude; thence extending north-easterly to the intersection of 28° 46.274' south latitude and 113° 57.961' east longitude; thence extending northerly to the commencement point.

Southern Area

All Western Australian waters bounded by a line commencing at the intersection of 28° 50.913' south latitude and 113° 55.392' east longitude; thence extending westerly to the intersection of 28° 50.452' south latitude and 113° 52.993' east longitude; thence extending southerly to the intersection of 28° 51.509' south latitude and 113° 52.725' east longitude; thence extending easterly to the intersection of 28° 51.97' south latitude and 113° 55.124' east longitude; thence extending northerly to the commencement point.

D. KELLY, Minister for Fisheries.

Dated: 4 September 2017.

FI402

FISH RESOURCES MANAGEMENT ACT 1994

OCTOPUS INTERIM MANAGED FISHERY MANAGEMENT PLAN AMENDMENT 2017

FD 4639/16-02 [1301]

Made by the Minister under section 54.

1. Citation

This instrument is the *Octopus Interim Managed Fishery Management Plan Amendment 2017*.

2. Management plan amended

The amendments in this instrument are to the *Octopus Interim Managed Fishery Management Plan 2015*.

3. Clause 11 replaced

Delete clause 11 and insert—

11. 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 of this plan 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 30 September 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 shall be 3.13% of the total fee.

4. Schedule 4 replaced

Delete Schedule 4 and insert—

SCHEDULE 4—Payment of fees by instalments

[clause 11]

The fee payable in respect of the grant or renewal of a licence may be paid in instalments consisting of—

(a) the first instalment being 25% of the total fee and due for payment on or before 30 September;

(b) the second instalment being 25% of the total fee and due for payment on or before 31 December following the day on which the first instalment is paid;

(c) the third instalment being 50% of the total fee and due for payment on or before 31 March following the day on which the first instalment is paid.

Dated the 4th day of September 2017.

D. KELLY, Minister for Fisheries.

FI403

FISH RESOURCES MANAGEMENT ACT 1994

SOUTH COAST CRUSTACEAN MANAGED FISHERY MANAGEMENT PLAN AMENDMENT 2017

FD 4641/16-02 [1303]

Made by the Minister under section 54.

1. Citation

This instrument is the *South Coast Crustacean Managed Fishery Management Plan Amendment 2017*.

2. Management plan amended

The amendments in this instrument are to the *South Coast Crustacean 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 5 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 July of the year for which the licence is to be renewed; and

(c) accompanied by the first instalment plus the surcharge.

(3) For the purposes of regulation 137(3) the surcharge shall be 3.13% of the total fee.

4. Schedule 5 replaced

Delete Schedule 5 and insert—

SCHEDULE 5—Payment of fees by instalments

[clause 12]

The fee payable in respect of the renewal of a licence may be paid by instalments consisting of—

(a) the first instalment (50% of the total fee), due for payment on or before 1 July of the year for which the licence is to be granted or renewed;

(b) the second instalment (50% of the total fee), due for payment on or before 15 December immediately following the period specified in paragraph (a).

Dated the 4th day of September 2017.

D. KELLY, Minister for Fisheries.

FI404

FISH RESOURCES MANAGEMENT ACT 1994**INTENTION TO DETERMINE A MANAGEMENT PLAN FOR THE MARINE AQUARIUM
FISH MANAGED FISHERY**

FD 1257/14 [1191]

I, Dave Kelly MLA, Minister of Fisheries, hereby give notice in accordance with section 64(2) of the *Fish Resources Management Act 1994* that I intend to determine a management plan for the Marine Aquarium Fish Managed Fishery.

A copy of the draft management plan may be obtained from the website of the Department of Primary Industries and Regional Development (<https://dpird.wa.gov.au>).

Interested persons who wish to comment on the draft management plan are invited to make representations in writing to the Minister for Fisheries by 4 pm, Monday 16 October 2017.

Representations may be forwarded to—

Minister for Fisheries
Draft Marine Aquarium Fish Managed Fishery Management Plan 2017
c/- Deputy Director General
Fisheries Division
Department of Primary Industries and Regional Development
140 William Street
Perth WA 6000

Alternatively, written submissions may be forwarded electronically to:

paula.kalinowski@fish.wa.gov.au

Dated the 4th day of September 2017.

D. KELLY, Minister for Fisheries.

FI405

FISH RESOURCES MANAGEMENT ACT 1994**SHARK BAY PRAWN MANAGED FISHERY MANAGEMENT PLAN 1993**

Clause 10 closures of areas within the Fishery

I, Heather Brayford, Deputy Director General of the Department of Primary Industries and Regional Development Fisheries Division Western Australia, in accordance with the *Shark Bay Prawn Managed Fishery Management Plan 1993*, hereby give notice that I have cancelled *Determination of Areas Closed to Fishing for Prawns in the Shark Bay Prawn Managed Fishery: Determination No. 1 of 2017* which set out the dates, times and areas that fishing is prohibited in the Shark Bay Prawn Managed Fishery.

I hereby give notice that a new determination (*Determination of Areas Closed to Fishing for Prawns in the Shark Bay Prawn Managed Fishery: Determination No. 2 of 2017*) has been made in accordance with clause 10 of the *Shark Bay Prawn Managed Fishery Management Plan 1993*, which sets out the dates, times and areas that fishing is prohibited in the Shark Bay Prawn Managed Fishery during the period commencing from the date of gazettal of this notice and ending on 1 June 2018.

A copy of this determination which is signed by me may be obtained from, or inspected at the Head Office of the Department of Primary Industries and Regional Development Fisheries Division located at 140 William Street, Perth or the offices of the Department of Primary Industries and Regional Development Fisheries Division located at 59 Olivia Terrace, Carnarvon and Knight Terrace, Denham or can be viewed online at www.fish.wa.gov.au

HEATHER BRAYFORD, Deputy Director General
as delegate for Chief Executive Officer.

Dated this 7th day of September 2017.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995*City of Wanneroo*
BASIS OF RATES

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

I, Michael Connolly, 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 30 August 2017, determined that the

method of valuation to be used by the City of Wanneroo, as the basis for a rate in respect of the land referred to in the Schedule is to be the gross rental value of the land—

Schedule A

	Designated land
UV to GRV	All that portion of land being Lot 10 on Diagram 33000 as shown on Certificate of Title Volume 2132 Folio 231.

MICHAEL CONNOLLY, Deputy Director General—Regulation,
Department of Local Government, Sport and Cultural Industries.

LG402

BUSH FIRES ACT 1954

City of Belmont

APPOINTMENTS

It is hereby notified for public information that the following persons have been appointed for the purposes of Section 38 of the *Bush Fires Act 1954* for the City of Belmont, effective 4 September 2017.

Chief Bush Fire Control Officer— Michael Molyneux
Deputy Chief Bush Fire Control Officer— Matt Robinson
Bush Fire Control Officers— Alison Wyer
Jack Larsen
Tania Lyon

All previous appointments are hereby cancelled.

ROBIN GARRETT, Acting Chief Executive Officer,
City of Belmont.

LG501

BUSH FIRES ACT 1954

City of Belmont

FIREBREAK NOTICE (2017-2018)

Owners and/or Occupiers of Land in the City of Belmont

As a measure for preventing the outbreak of a bush fire, or for preventing the spread or extension of a bush fire which may occur, all owners and occupiers of land within the City of Belmont are required before the 1st day of December 2017, or within 14 days of becoming the owner or occupier of land if after that date, to clear firebreaks or to take measures in accordance with this Notice and maintain those firebreaks and measures in accordance with this Notice up to and including the 31st day of March 2018.

1. Land with a building on it with an area of 3,000 square metres or less

- Have all inflammable matter except living trees, shrubs, plants under cultivation and lawns, slashed, mowed or trimmed down by other means (other than burning) to a height no greater than 5cm across the entire property;
- Prune all trees and shrubs around all buildings to provide a safety zone; and
- Ensure the roofs, gutters and walls of all buildings on the land are free of inflammable matter.

2. Vacant land with an area of 3,000 square metres or less

- Have all inflammable matter except living trees, shrubs, plants under cultivation and lawns, slashed, mowed or trimmed down by other means (other than burning) to a height no greater than 5cm across the entire property.

3. Land with a building on it with an area of 3001 square metres or more

- Have all inflammable matter except living trees, shrubs, plants under cultivation and lawns, slashed, mowed or trimmed down by other means (other than burning) to a height no greater than 5cm across the entire property;
- Install bare earth firebreaks three (3) metres wide immediately inside and along all boundaries of land in a continuous form, including on boundaries adjacent to roads, rail and drain reserves and all public open space reserves, with all overhanging branches, trees, limbs etc. to be trimmed back from over the firebreak area to a minimum height of four (4) metres. Driveways must also be maintained to these conditions;
- Prune all trees and shrubs around all buildings to provide a safety zone; and
- Ensure the roofs, gutters and walls of all buildings on the land are free of inflammable matter.

4. Vacant land with an area of 3001 square metres or more

- Have all inflammable matter except living trees, shrubs, plants under cultivation and lawns, slashed, mowed or trimmed down by other means (other than burning) to a height no greater than 5cm across the entire property;
- Install bare earth firebreaks three (3) metres wide immediately inside and along all boundaries of land in a continuous form, including on boundaries adjacent to roads, rail and drain reserves and all public open space reserves, with all overhanging branches, trees, limbs etc. to be trimmed back from over the firebreak area to a minimum height of four (4) metres. Driveways must also be maintained to these conditions;
- Remove all inflammable matter within 20 metres of any haystacks or stockpiled inflammable matter; and
- Maintain fuel loadings of inflammable matter at less than 8 tonnes per hectare across the land.

5. Fuel dumps and depots

Remove all inflammable matter within 10 metres of where fuel drums, fuel ramps or fuel dumps are located, and where fuel drums, whether containing fuel or not, are stored.

6. Garden refuse

Pursuant to Section 24G(2) of the *Bush Fires Act 1954* and Section 48(1) of the *City of Belmont Health Local Law 2002*, the burning of any material including garden refuse is prohibited throughout the whole year. This prohibition pertains to all properties within the City of Belmont.

Failure to comply with this prohibition is an offence (maximum penalty of \$5,000 applies).

7. Welding and cutting apparatus

Pursuant to Regulation 39C(1) of the *Bush Fire Regulations 1954*, a person shall not operate—

- (a) welding apparatus of any kind; or
- (b) power operated abrasive discs of any kind, in the open air, unless-
- (c) at least one fire extinguisher is provided at the place where the welding or cutting is carried out and
- (d) the place referred to in paragraph (c) is surrounded by a firebreak which is at least 5 metres wide.

Failure to comply with Regulation 39C(1) is an offence (maximum penalty of \$1,000 applies).

8. General

Firebreak Inspection Officers will commence inspection of firebreaks and fire hazards from the beginning of the bush fire season. In some circumstances, an owner or occupier of land may be required to undertake fire prevention measures in addition to the measures specified in this Notice.

Where the owner or occupier of the land fails or neglects to comply with the requisitions of this notice or any other notice given pursuant to Section 33(1) of the *Bush Fires Act 1954* within the time specified in the notice, the City of Belmont may direct its officers together with such servants, workmen or contractors, and with such vehicles, machinery and appliances as the officers deem fit, to enter upon the land and carry out the requisitions of the notice which have not been complied with and the City of Belmont may recover the amount of any costs and expenses incurred in carrying out those requisitions in any court of competent jurisdiction as a debt due from the owner or occupier of the land.

Failure to comply with this prohibition is an offence (maximum penalty of \$5,000 applies).

9. Application to vary the above requirements

If it is impracticable for any reason to clear firebreaks or to take measures in accordance with this Notice, the owner or occupier of the land may apply to the City of Belmont in writing before 15th day of November of each year for permission to provide firebreaks in alternative locations or take alternative measures to prevent the outbreak or spread of a bush fire. If permission is not granted in writing by the City of Belmont, owner or occupier of the land shall comply with the requirements of this Notice.

10. Additional requirements

In addition to the requirements noted above, regardless of land size and location, the City of Belmont or its duly authorised officer may require the owner or occupier of the land undertake additional works on the property to improve access and or undertake further hazard removal and/or reduction works, where in the opinion of that authorised officer, it is to be necessary to prevent the outbreak and/or the spread of a bush fire.

11. Alternative methods of fuel reduction

The requirements of this Notice should be carried out by means other than burning, i.e. mowing, rotary hoeing, ploughing, scarifying or cultivating.

Order of the City of Belmont

ROBIN GARRETT, Acting Chief Executive Officer,
City of Belmont.

LG502

BUSH FIRES ACT 1954*Shire of Esperance***FIRE BREAKS NOTICE**

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, you are hereby required on or before the 1st day of October 2017, or within fourteen (14) days of your becoming owner or occupier of land, should this be after the 1st day of October 2017, to clear fire breaks and remove inflammable materials from the land owned or occupied by you as specified in this Notice. You are required to have the specified land and fire breaks cleared of all inflammable materials from, but not limited to, the 1st October 2017 up to the 31st March 2018.

Rural Land

- Cleared Land—Boundary fire breaks are not compulsory.
- Uncleared Land (except areas set aside for conservation purposes)—Install low fuel buffers, not less than six (6) metres wide along the inside of external boundaries of any property. In cases where a property is only partially cleared, the boundary low fuel buffer is required in areas where the uncleared land abuts the property boundary.

Urban Land / Special Residential

(Residential, Commercial and Industrial Land within a town site or any other subdivided area for residential purposes)

- Where the land is 2000 square metres or less, remove all inflammable material then mow or slash the whole of the land to achieve a low fuel condition, to be maintained until 31st March 2018.
- Where the land is 2000 square metres or more, install and maintain a low fuel buffer not less than four (4) metres wide on the inside of all boundaries, to be maintained until 31st March 2018.

Persons who fail to comply with this Notice may be issued with an infringement (modified penalty \$250) or prosecuted with an increased penalty up to \$5000. A person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this Notice, if it is not carried out by the owner or occupier by the date required by this Notice.

If it is, for any reason, impractical to clear fire breaks or remove inflammable material as required by this Notice, you may apply to Council, not later than the 1st October 2017, for permission to provide fire breaks in alternative positions or take alternative action to remove or abate the fire hazard. If permission is not granted by Council, you must comply with the requirements of this Notice.

Contact the Shire Ranger Service on 9083 1533 for more information on variations.

Definitions

For the purpose of this Notice, the following definitions apply—

“Low Fuel Buffer / Condition” means an area where inflammable material has been reduced to a height of not more than 5cm (50mm). This can be achieved through mowing, slashing, parkland clearing, grazing, spraying or any other method to achieve this objective.

“Inflammable Material” means material that can be easily ignited i.e. dead or dry grasses, leaves, timber, boxes, cartons, paper, plastics and other material or thing deemed by an authorised officer to be capable of combustion. This does not include green, growing trees, growing bushes or plants in gardens.

LG503

BUSH FIRES ACT 1954*City of Melville***FIRE BREAK NOTICE 2017 / 2018**

Notice to all owners and / or occupiers of land situated in the City of Melville

Pursuant to the powers contained in Section 33 of the above Act, you are hereby required on or before the 15th day of November 2017 or within 14 days of the date of you becoming the owner or occupier, should this be after the 15th day of November 2017 and thereafter up to and including the 30th day of April 2018 to clear flammable matter from that land in accordance with the following requirements—

- A As to land which is 1,500 square metres or less in area, or which is zoned “residential” to clear all flammable matter from the whole of the land except living trees, shrubs and plants under cultivation and lawns.
- B As to all other land within the district the owner or occupier shall—
 - (i) Clear firebreaks of a minimum width of three (3) metres inside all external boundaries of the land; and
 - (ii) Clear firebreaks of a minimum width of five (5) metres around all buildings situated on the land; and
 - (iii) Where that area of land exceeds ten (10) hectares, clear firebreaks of a minimum width of five (5) metres so as to ensure that no area of land within the firebreaks exceeds ten hectares in land; and
 - (iv) In any event, clear the firebreaks to the satisfaction of Council’s duly authorised officer.

If for any reason an owner or occupier considers it to be impracticable to clear firebreaks or comply with other fire protection measures in accordance with this requirement, the owner or occupier may apply in writing to the Council's duly authorised officer no later than 31 October 2017 for an exemption or partial exemption from compliance with the requirement of this notice.

The penalty for failing to comply with this notice is a fine of not more than \$5,000 and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

SHAYNE SILCOX, Chief Executive Officer.

LG504

BUSH FIRES ACT 1954

City of Mandurah

FIRE BREAK AND FUEL HAZARD REDUCTION NOTICE 2017/2018

To All Landowners

YOUR RESPONSIBILITY AS A LAND OWNER IN THE CITY OF MANDURAH

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* you are required to carry out fire prevention work on land owned or owned and occupied by you in accordance with the provisions of this Notice, to the satisfaction of Council or its duly authorised officers.

This work must be carried out by 17 November 2017 or within 14 days of becoming the owner or owner occupier, should this be after that date and kept maintained throughout the summer months until 31 May 2018.

Persons who fail to comply with the requirements of this notice may be issued with an infringement notice or prosecuted. Where the owner fails to comply with the requisitions of the notice, Council or its duly authorised officers or contractors will carry out the required work at the cost of the owner or owner occupier.

In addition, you may be required to carry out further works which may be deemed necessary and specified by way of a separate written notice forwarded to the address shown on the City of Mandurah rate records for that land.

If it is considered for any reason impractical to clear firebreaks as required by this Notice, or if natural features render firebreaks unnecessary, you may apply in writing to the City of Mandurah or its duly authorised officers, not later than 1 November 2017, for alternative positions, or other methods of fire prevention on your land. If permission is not granted, you must comply with the requirements of the Notice.

WHAT YOU ARE REQUIRED TO DO

OCCUPIED OR UNOCCUPIED LAND LESS THAN 2023m²

Where the area of the land is less than 2023m² remove all flammable material on the land except living standing trees and shrubs from the whole of the land. If mowing or slashing is carried out, then the height of the vegetation must not exceed, as far as reasonably practicable, 40mm over the entire area of land. A four metre firebreak is not acceptable.

OCCUPIED OR UNOCCUPIED LAND 2023m² AND OVER

When the area of land is 2023m² and over, provide a trafficable mineral earth firebreak at least 4 metres wide, with a vertical height clearance of 4.2 metres—

- Immediately inside all external boundaries of the said land.
- Immediately surrounding all outbuildings erected on the said land.

BUILDING PROTECTION ZONES (BPZ)

Properties zoned rural residential under the City of Mandurah Town Planning Scheme No. 3, and on all land 4000m² and greater, south of the eastern and western prolongation of the northern boundary of reserve number R33139 located on William Street, Dawesville are required to—

- Maintain a minimum 2 metre gap between trees, shrubs and any building or infrastructure
- Ensure that no trees overhang any building or infrastructure.

Property owners are encouraged to contact the City to discuss installing a BPZ.

IMPORTANT INFORMATION TO REMEMBER

NOTE: Only those properties that are 4,000m² or greater are able to obtain permits to burn, all other sized properties are unable to have a fire to burn garden waste.

Restricted Period	Prohibited Burning	Restricted Period
Permit Required		Permit Required
1/4/2017-30/11/2017	1/12/2017-31/3/2018	1/4/2018-30/11/2018

By order of the Council

MARK R. NEWMAN, Chief Executive Officer.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Albany
TOWN PLANNING SCHEME NO. 1—AMENDMENT NO. 17

Ref: TPS/1978

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 Town Planning Scheme amendment on 23 August 2017 for the purpose of—

1. Rezoning 107 (Lot 36) Catalina Road, Lange from 'Public use: Government' Local Scheme Reserve to the 'Residential' zone with an applicable density Code of 'R30'; and
2. Amending the Scheme Map accordingly.

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

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Kellerberrin
Local Planning Scheme No. 4—Amendment No. 2

Ref: TPS/2055

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

1. Inserting reference to the deemed provisions in the preamble to the Scheme as follows—

First paragraph: "This Local Planning Scheme of the Shire of Kellerberrin consists of this Scheme Text, the deemed provisions (set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2) and the Scheme Maps. The Scheme should be read with the Local Planning Strategy for the Shire.

Second paragraph, first sentence: "Part 2 of the deemed provisions...". Final paragraph, last sentence: Replace "scheme text" with "scheme".
2. Inserting reference to the deemed provisions and supplemental provisions in Part 1.4 by inserting sub-clauses (b) and (c) and renumbering the sub-clauses accordingly—

1.4(b) the deemed provisions (set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2;

1.4(c) the supplemental provisions contained in Schedule A; and

1.4 (d) the Scheme Map (sheets 1—8).
3. Inserting reference to the Regulations accordingly—
 - 1.7.1 (b)(ii) in Schedule 1 Part 6 of the *Planning and Development (Local Planning Schemes) Regulations 2015* (Regulations)
4. Correcting Schedule references as follows—
 - Clause 5.6.1: Schedule 10
 - Clause 5.10.3: Schedule 11
5. Deleting the following clauses from the Scheme Text, as they have been superseded by the deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2—
 - Parts 2, 7, 8, 9, 10 and 11 in their entirety
 - Clauses 5.15.2, 5.16.1, 5.16.2, 5.16.4 and 5.17 in its entirety;
 - Schedules 6, 7, 8 and 9 in their entirety.
6. Delete the following text from Clause 5.14.1, "Notwithstanding anything elsewhere appearing in the Scheme, planning approval is required for development of land abutting an unconstructed road, or a lot which does not have frontage to a constructed road", and include within Schedule A—Supplemental provisions.
7. Removing Clause 5.16.5 from the Scheme Text, as it has been inserted into Schedule A—Supplemental Provisions.

8. Inserting Schedule A and the following provisions into Schedule A—Supplemental Provisions—
- Clause 61(1)—
- (k) any of the exempt classes of advertisements listed in Schedule 5 except in respect of places, buildings, conservation areas or landscape protection zones which are either—
- (i) entered in the Register of Heritage Places under the *Heritage of Western Australian Act 1990*; or
 - (ii) the subject of an order under the *Heritage of Western Australia Act 1990* Part 6; or
 - (iii) included on a heritage list prepared in accordance with this Scheme; or
 - (iv) within an area designated under the Scheme as a heritage area; or
 - (v) the subject of a heritage agreement entered into under the *Heritage of Western Australia Act 1990* section 29.
- (l) the erection or extension of a single house on a lot if a single house is permitted (“P”) use in the zone (where the R Codes do not apply) in which that lot is located, where the development standards set out in the scheme for that particular zone (including boundary setbacks) are satisfied, unless the development is located in a place that is—
- (a) entered in the Register of Heritage Places under the *Heritage of Western Australia Act 1990*; or
 - (b) the subject of an order under Part 6 of the *Heritage of Western Australia Act 1990*; or
 - (c) included on a heritage list prepared in accordance with this Scheme; or
 - (d) within an area designated under the Scheme as a heritage area; or
 - (e) the subject of a heritage agreement entered into under the *Heritage of Western Australia Act 1990* section 29; or
 - (f) on a lot abutting an unconstructed road, or a lot which does not have frontage to a constructed road.
- (m) the erection or extension of an ancillary dwelling, outbuilding, external fixture, boundary wall or fence, patio, pergola, veranda, garage, carport or swimming pool on the same lot as a single house if a single house is a permitted (‘P’) in the zone (where the R Codes do not apply) where the development standards set out in the scheme for that particular zone (including boundary setbacks) are satisfied, unless the development is located in a place that is—
- (a) entered in the Register of Heritage Places under the *Heritage of Western Australia Act 1990*; or
 - (b) the subject of an order under Part 6 of the *Heritage of Western Australia Act 1990*; or
 - (c) included on a heritage list prepared in accordance with this Scheme; or
 - (d) within an area designated under the Scheme as a heritage area; or
 - (e) the subject of a heritage agreement entered into under the *Heritage of Western Australia Act 1990* section 29, or
 - (f) on a lot abutting an unconstructed road, or a lot which does not have frontage to a constructed road.
9. Amend the following clauses by removing the cross reference to the clause deleted by the amendment and replace them with cross reference to deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2—
- Clause 3.4.1: Part 7 of the deemed provisions
- Clause 3.4.2: Clause 67 of the deemed provisions
- Clause 4.4.2: Clause 64 of the deemed provisions
- Clause 4.8(c): Clause 80 of the deemed provisions
- Clause 4.9.2: Clause 64 of the deemed provisions
- Clause 5.4.2: Clause 64 of the deemed provisions
- Clause 5.5.2(a): Clause 64 of the deemed provisions
- Clause 5.5.3(a): Clause 67 of the deemed provisions
- Clause 5.10.2: Part 4 of the deemed provisions
- Clause 5.16.2: Clause 86 of the deemed provisions
10. Delete reference to the following terms and replace them with the corresponding term throughout the scheme—
- ‘planning approval’ replaced with ‘development approval’
 - ‘council’ replaced with ‘local government’
 - ‘outline development plan’ with ‘structure plan’
11. Insert as clause 3.4.3, clause 18(7) of the model provisions, to provide clarity to the interpretation of the zoning table.
12. Move clause 8.5 and insert as clause 4.17.

13. Modify the zoning table to update the following Use Class names to correspond with the appropriate definition within the Schedule 1 Part 6 Model Provisions for Local Planning Schemes—
- Restaurant to Restaurant/cafe
 - Industry-Mining to Mining operations
 - Industry-rural to Industry-primary production
 - Agroforestry to Tree Farm
 - Rural pursuit to Rural pursuit/hobby farm
14. Delete the following use classes and their permissibility from the zoning table as they are covered by the other use classes—
- Transportable Dwelling
 - Industry-general
 - Plantation

15. Amend Schedule 1 as follows: Insert the following definitions—

Industry-cottage means a trade or light industry producing arts and craft which does not fall within the definition of a home occupation which—

- (a) does not cause injury to or adversely affect the amenity of the neighbourhood.
- (b) where operated in a residential zone, does not employ any person other than a member of the occupier's household.
- (c) is conducted in an out-building which is compatible with the principle uses to which land in the zone which it is located may be put.
- (d) does not occupy an area in excess of 50 square metres; and
- (e) does not display a sign exceeding 0.2 square metres in area.

Industry-service means—

- (a) an industry-light carried out from premises which may have a retail shop front and from which goods manufactured on the premises may be sold; or
- (b) premises which have a retail shop front and used as a depot for receiving goods to be serviced.

Showroom means premises used to display, sell by wholesale or retail, or hire, automotive parts and accessories, camping equipment, electrical light fittings, equestrian supplies, floor coverings, furnishings, household appliances, party supplies, swimming pools or goods of a bulky nature.

Storage means premises used for the storage of goods, equipment, plant or materials.

Warehouse means premises used to store or display goods and may include sale by wholesale.

Repurposed dwelling means a building or structure not previously used as a single house, which has been repurposed for use as a dwelling.

Second hand dwelling means a dwelling that has been in a different location, and has been dismantled and transported to another location, but does not include a new modular or transportable dwelling.

Fast Food outlet means premises, including premises with a facility for drive-through service, used for the preparation, sale and serving of food to customers in a form ready to be eaten—

- (a) Without further preparation; and
- (b) Primarily off the premises.

Lunch bar means premises or part of premises used for the sale of takeaway food (in a form ready to be consumed without further preparation) within industrial or commercial areas.

Delete the following definition—

- Transportable dwelling

16. Insert the following land use classes and permissibility into Table 1—Zoning Table—

Use Classes	Zones					
	Residential	Town Centre	Industrial	General Agriculture	Rural Townsite	Rural Residential
Repurposed dwelling	D	A	X	D	D	D
Second-hand dwelling	D	A	X	D	D	D

To replace transportable dwelling.

17. Renumber the remaining scheme provisions and schedules sequentially and update any cross referencing to the new clause numbers a required.

R. FORSYTH, President.
R. GRIFFITHS, Chief Executive Officer.

PREMIER AND CABINET

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 R. H. Cook MLA as Premier; Minister for Public Sector Management; State Development; Jobs and Trade; Federal-State Relations during the period 23 to 29 October 2017 (both dates inclusive), has been cancelled.

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 156 of 4 August 2017.

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

PR402

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor, in accordance with Section 12(c) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon P. C. Tinley MLA to act temporarily in the office of Minister for Police; Road Safety in the absence of the Hon M. H. Roberts MLA for the period 11 to 16 November 2017 (both dates inclusive).

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

RACING, GAMING AND LIQUOR

RA401

LIQUOR CONTROL ACT 1988 LIQUOR APPLICATIONS

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

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Local Government, Sport and Cultural Industries, Gordon Stephenson House, Level 2, 140 William Street, Perth, Telephone: (08) 6551 4888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
A000243256	Baba Saj Nath Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Dwellingup and known as 24 Carat Restaurant and Cafe.	21/09/2017
A000243633	Mrs Wong's Hot Wok Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Rockingham and known as Mrs Wong's Hot Wok.	3/10/2017
A000244819	Grill'd Pty Ltd	Application for the conditional grant of a Restaurant licence in respect of premises situated in Hillarys and known as Grill'd Whitford City.	21/09/2017
A000245049	Indian Ocean Rock Lobster Pty Ltd	Application for the conditional grant of a Special Facility—Tourism licence in respect of premises situated in Cervantes and known as Lobster Shack.	13/10/2017

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

DIRECTOR OF LIQUOR LICENSING.

Dated: 8 September 2017.

DECEASED ESTATES

ZX401**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Justin James McLennan, late of 102 Lakeview Drive, Gidgegannup, 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 said deceased who was found deceased on 8 August 2016 are required by the Personal Representative, Tanya Marie Della-Santina, c/- Carlo Primerano & Associates, Barristers and Solicitors, Suite 12, 443 Albany Highway, Victoria Park 6100 to send particulars of their claims to her by 12 October 2017 after which date the Personal Representative may convey or distribute the assets having regard only to the claims of which she then has notice.

Dated this 12th day of September 2017

CARMELO PRIMERANO, C/o Carlo Primerano & Associates,
Barristers and Solicitors,
Suite 12, 443 Albany Highway, Victoria Park WA 6100.

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

Notice to Creditors and Claimants

Estate of the late Isabelle Maie Sharma, late of 46 Oceanside Promenade, Mullaloo, 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 3 November 2015 are requested by the Administrator, Murray Noel Thornhill care of HHG Legal Group, Level 1, 16 Parliament Place, West Perth, Western Australia to send particulars of their claims to the address stated herein within 30 days of this notice, after which date the personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.
