



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette

ISSN 1448-949X (print)

ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, TUESDAY, 24 OCTOBER 2017 No. 204

PUBLISHED BY AUTHORITY KEVIN J. McRAE, GOVERNMENT PRINTER AT 12.00 NOON

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Shire of Dundas—Activities on Thoroughfares and Public Places and Trading Amendment Local Law 2017	5366

PART 2

Agriculture and Food	5366
Deceased Estates	5377
Education	5366
Justice	5368
Lands	5370
Local Government	5370
Marine/Maritime	5374
Planning	5374
Police	5376
Premier and Cabinet	5377
Treasury and Finance	5377

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

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

PUBLISHING DETAILS

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

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

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

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

Email address:

slp@dpc.wa.gov.au

Postal address:

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

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

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



GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2017 AND NEW YEAR HOLIDAY PERIOD 2018

Publishing Dates and Times

Friday, 29 December 2017 at 12 noon

Friday, 5 January 2018 at 12 noon

Closing Dates and Times for copy

Wednesday, 27 December 2017 at **3 pm**

Wednesday, 3 January 2018 at 12 noon

There will be no *Gazette* published for Tuesday, 26 December 2017 and Tuesday, 2 January 2018.



— PART 1 —

LOCAL GOVERNMENT

LG301

LOCAL GOVERNMENT ACT 1995

Shire of Dundas

ACTIVITIES ON THOROUGHFARES AND PUBLIC PLACES AND TRADING AMENDMENT LOCAL LAW 2017

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Dundas resolved on the 17th October 2017 to make the following local law.

1. Title

This local Law may be cited as the *Shire of Dundas Activities on Thoroughfares and Public Places and Trading Amendment Local Law 2017*.

2. Commencement

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

3. Principal local law amended

This local law amends the *Shire of Dundas Activities on Thoroughfares and Public Places and Trading Local Law 2016* as published in the *Government Gazette* on 29 September 2016.

4. Clause 6.8 amended

In clause 6.8(2), delete paragraph (a).

Dated: 17th October 2017.

The Common Seal of the Shire of Dundas was affixed by authority of a resolution of the Council in the presence of—

JACQUELINE BEST, Shire President.
DOUG STEAD, Chief Executive Officer.

— PART 2 —

AGRICULTURE AND FOOD

AG401

SOIL AND LAND CONSERVATION ACT 1945**WADDI FOREST LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2017**

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Waddi Forest Land Conservation (Appointment of Members) Instrument 2017*.

2. Appointment of Members

Under section 23(2b) of the Act and clause 6(1) of the *Soil and Land Conservation (Waddi Forest Land Conservation District) Order 1985**, the following members are appointed to the land conservation district committee for the Waddi Forest Land Conservation District—

- (a) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Alison Doley of Coorow
 - (ii) Alastair Falconer of Waddy Forest
 - (iii) Jayne-Louise Cullen of Waddy Forest
 - (iv) David Middleton Falconer of Waddy Forest
 - (v) Fiona Falconer of Waddy Forest
 - (vi) Barry Fowler of Waddy Forest
 - (vii) Beth Broun of Coorow
 - (viii) Arthur Malcolm Patton of Waddy Forest
 - (ix) Richard Hyde of Waddy Forest
 - (x) Gabriella Hyde of Waddy Forest
 - (xi) Alvin James (Jim) Ovens of Waddy Forest
 - (xii) Kathleen Fayth Ovens of Waddy Forest
 - (xiii) Flora Danielzik of Waddy Forest

(*Published in the Gazette of 4 October 1985 at pp. 3925-3927 and amended in the Gazette of 12 July 1991 at pp. 3416-3417, and an Amendment Order approved by Executive Council on 2 July 1996 {refer to Department of Primary Industries and Regional Development (Agriculture and Food) reference: 881745V02PON}).

3. Term of Office

Members appointed to the committee under this instrument will hold office for a term expiring on 19 October 2020.

Dated this 19th Day of October 2017.

GLEN WHEATON, Deputy Commissioner of Soil and Land Conservation.

EDUCATION

ED401

EDITH COWAN UNIVERSITY ACT 1984**AMENDING STATUTE**

It is hereby notified that the Governor in Executive Council, acting under the provisions of section 27 of the *Edith Cowan University Act 1984*, has approved Amending Statute No. 1 of 2017 as set out in the attached schedule.

SUE ELLERY MLC, Minister for Education and Training.
N. HAGLEY, Clerk of the Executive Council.

EDITH COWAN UNIVERSITY ACT 1984EDITH COWAN UNIVERSITY
Amending Statute No. 1 of 2017

The University Statutes are hereby amended as follows—

1. This Amending Statute comes into operation on the day it is published in the *Government Gazette*.
2. Statute No. 15 is repealed.
3. Statute No. 15 as set out in the attached Schedule is enacted.

The Common Seal of Edith Cowan University was affixed by resolution of the Council in the presence of—

STEPHEN KENNETH CHAPMAN, Vice-Chancellor.
ANTONY LAZZARA, JP, Authorised Sealing Officer.

Dated this 7th day of August 2017.

Statute 15:

THE ADVISORY BOARD OF THE WESTERN AUSTRALIAN ACADEMY OF PERFORMING ARTS

1. Definitions

1.1. In this Statute, unless the contrary intention appears—

“**Academy**” means the Western Australian Academy of Performing Arts;

“**Committees**” means any committee of the WAAPA Advisory Board established pursuant to section 7;

“**Community Member**” means a person who is not a member of staff or an enrolled student of the University;

“**Foundation Board**” has the same meaning as under University Statute No. 17—Edith Cowan University Foundation; and

“**staff of the Academy**” means fixed-term or ongoing employees of the University who are engaged to work primarily in the Academy.

“**WAAPA Advisory Board**” means the Advisory Board of the Western Australian Academy of Performing Arts constituted pursuant to section 25(1) of the Act.

1.2. Any terms which are not defined in this Statute but are defined in *University Statute No. 1 Interpretation* shall have the meaning given to them in *Statute No. 1*.

2. Functions and duties of the WAAPA Advisory Board

2.1. The WAAPA Advisory Board shall provide strategic advice to Council in relation to the Academy.

2.2. Without limiting the generality of the foregoing, the WAAPA Advisory Board may provide advice to Council or the University (as appropriate) on—

- i. opportunities and mechanisms to promote the objects and interests of the Academy;
- ii. enhancing community engagement and outreach activities of the Academy;
- iii. opportunities to promote and enhance the reputation of the Academy; and
- iv. any other matters referred to it by Council or the Executive Dean of the Academy for consideration.

2.3. The WAAPA Advisory Board shall provide advice and support to the ECU Foundation Board in the strategic planning and practical implementation of campaigns to raise funds for the Academy.

2.4. The WAAPA Advisory Board as a whole and its members individually shall have a general responsibility to act as advocates for the Academy in the broad community, with relevant government agencies and with other external organisations.

3. WAAPA Advisory Board Rules

3.1. Council will make WAAPA Advisory Board Rules (“the **Rules**”) under this Statute which—

- i. will prescribe any matters that this Statute expressly requires be prescribed in the Rules; and
- ii. subject to this Statute, may prescribe any other matters deemed necessary or desirable for the functioning of the WAAPA Advisory Board under this Statute.

4. WAAPA Advisory Board composition

4.1. Subject to this section 4, the composition of the Advisory Board will be prescribed in the Rules.

4.2. The composition of the WAAPA Advisory Board shall include, but shall not be limited to—

- i. Community Members appointed by Council who, in the opinion of Council, possess skills and attributes that will assist the WAAPA Advisory Board to prosecute its functions and duties;
- ii. The Vice-Chancellor, or his or her nominee;
- iii. The Executive Dean of the Academy;
- iv. A member of the staff of the Academy (other than the Executive Dean of the Academy), either elected by the staff of the Academy or appointed by the Executive Dean of the Academy, as prescribed in the Rules; and

- v. An enrolled student in a course administered by the Academy, either elected by the enrolled students in courses administered by the Academy or appointed by the Executive Dean of the Academy, as prescribed in the Rules.
- 4.3. The Chairperson will be appointed by Council and shall be a Community Member.
- 4.4. The Deputy Chairperson shall be a Community Member.
- 4.5. Subject to sub-sections 4.6 and 4.7 below, additional positions in the composition of the WAAPA Advisory Board may be prescribed in the Rules.
- 4.6. The number of positions allocated for Community Members shall constitute at least half of the total number of positions on the WAAPA Advisory Board.
- 4.7. The total number of positions on the WAAPA Advisory Board will not exceed 10.
- 4.8. Any elections required for the purposes of sub-section 4.2 shall be conducted subject to the University's Elections Statute and to any Rules made pursuant to that Statute.
- 4.9. Subject to sub-sections 4.2 to 4.8 above, the
- i. number;
 - ii. method of appointment; and
 - iii. terms of office
- of members of the WAAPA Advisory Board shall be prescribed in the Rules.
- 4.10. WAAPA Advisory Board members shall at all times act in the best interests of the Academy and the University and give precedence to the interests of the Academy and the University over the interests of any person or persons appointing or electing a member.

5. Reporting arrangements

- 5.1. The WAAPA Advisory Board reports directly to Council.
- 5.2. The Chairperson shall provide reports to Council on WAAPA Advisory Board activities as follows—
- i. on request by resolution of Council;
 - ii. as resolved by the WAAPA Advisory Board;
 - iii. at least once per calendar year.
- 5.3. Subject to this Statute, additional reporting requirements may be prescribed in the Rules.

6. Meetings

Subject to this Statute, the proceedings of the WAAPA Advisory Board may be set out in the Rules.

7. Committees

Subject to this Statute, the establishment and composition of Committees of the WAAPA Advisory Board may be set out in the Rules.

8. Transitional

Any person holding a position as a member of the WAAPA Advisory Board immediately prior to the day that this Statute comes into effect shall continue as a member until—

- (a) the expiry of the appointed or elected term, or
- (b) he or she ceases to be a member for any other reason,

whichever occurs sooner.

JUSTICE

JU401

PROFESSIONAL STANDARDS ACT 1997

THE INSTITUTE OF PUBLIC ACCOUNTANTS PROFESSIONAL STANDARDS SCHEME

I, John Quigley MLA, Attorney General, pursuant to section 26 of the *Professional Standards Act 1997* (the Act), authorise the publication of the The Institute of Public Accountants Professional Standards Scheme (the Scheme) submitted to me by the Professional Standards Council of New South Wales pursuant to the mutual recognition provisions of the New South Wales and Western Australian professional standards legislation. The Scheme is published with this authorisation and commences in accordance with section 27 of the Act.

Hon. JOHN QUIGLEY, MLA, Attorney General.

Dated 18 October 2017.

PROFESSIONAL STANDARDS ACT 1994 (NSW)

The Institute of Public Accountants Professional Standards Scheme

Preamble

- A. The Institute of Public Accountants (IPA) is an occupational association.
- B. The IPA has made an application to the Professional Standards Council, appointed under the *Professional Standards Act 1994* (NSW) (the Act), for a scheme under the Act.
- C. The scheme is prepared by the IPA for the purposes of limiting occupational liability to the extent to which such liability may be limited under the Act.
- D. The scheme propounded by the IPA is to apply to all members of the IPA who hold a current Public Practice Certificate issued by the IPA, and who are not otherwise excluded.
- E. The IPA has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The scheme is intended to commence on 1 January 2013 and remain in force for five (5) years from its commencement unless, prior to that time, it is revoked, its operation ceases, or it is extended pursuant to s32 the Act.
- G. The scheme is intended to apply in New South Wales, the Australian Capital Territory, Victoria, Tasmania, South Australia, Western Australia, the Northern Territory, and Queensland, under the mutual recognition provisions of the Act and the respective professional standards legislation of the other jurisdictions.

The Institute of Public Accountants Professional Standards Scheme**1. Occupational association**

1.1 The Institute of Public Accountants Professional Standards Scheme (the scheme) is a scheme under the *Professional Standards Act 1994* (NSW) (the Act) prepared by the Institute of Public Accountants (IPA) whose business address is: Level 6, 555 Lonsdale Street, Melbourne, Victoria, 3000.

2. Persons to Whom the Scheme Applies

2.1 The scheme applies to all members of the IPA who hold a current Public Practice Certificate issued by the IPA, and who are not otherwise excluded.

2.2 No person to whom the scheme applies may be exempted from the scheme other than a person who, on application to the IPA Board of Directors, is able to satisfy the Board that he/she is also a participating member of another occupational association that is covered by a scheme limiting liability and has not opted out of that scheme.

2.3 This scheme also applies to all persons to whom the scheme applied under clause 2.1 at the time of any act or omission giving rise to occupational liability.

2.4 The scheme does not apply to financial services licensees.

2.5 The scheme applies to all person to whom the scheme applies by virtue of ss.18-20 of the Act and the corresponding sections of the relevant interstate laws.

3 Limitation of liability

3.1 This scheme only affects the liability for damages arising from a single cause of action to the extent to which the liability results in damages exceeding \$1,000,000.

3.2 If a person, who was at the time of the act or omission giving rise to occupational liability, a person to whom the scheme applied, against whom a proceeding relating to occupational liability is brought, is able to satisfy the court that such person has the benefit of an insurance policy—

- (a) of a kind which complies with the standards determined by the IPA,
- (b) insuring such person against that occupational liability, and
- (c) under which the amount payable in respect of that occupational liability is not less than the monetary ceiling specified in this scheme.

that person is not liable in damages in relation to that cause of action above the monetary ceiling specified in this scheme.

3.3 The monetary ceiling is \$1,000,000.

3.4 Clause 3.2 does not limit the amount of damages to which a person to whom the scheme applies is liable if the amount is less than the amount specified for the purpose in this scheme in relation to a person to whom the scheme applies.

3.5 This scheme limits the occupational liability in respect of a cause of action founded on an act or omission occurring during the period when the scheme was in force of any person to whom the scheme applied at the time the act or omission occurred.

3.6 Notwithstanding anything to the contrary contained in this scheme, if in particular circumstances giving rise to occupational liability the liability of any person who is subject to this scheme should be capped both by this scheme and also by any other scheme under Professional Standards legislation (whether of this jurisdiction or under the law of any other Australian state or territory) and if the amount of such caps should differ then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

4. Conferral of Discretionary Amount

4.1 Pursuant to s24 of the Act this scheme confers on IPA a discretionary authority to specify, on application by a person to whom the scheme applies, in relation to that person, a higher monetary ceiling (maximum amount of liability) not exceeding \$20,000,000 in relation to that person either in all cases or in any specified case or class of case.

5 Duration

5.1 This scheme will be in force for a period of 5 years from the date of commencement.

6 Commencement

6.1 This scheme will commence on 1 January 2013. In the event the Scheme, or a Notice relating to the Scheme, is published in the *Government Gazette* after 1 January 2013, the Scheme will commence on such day 2 months after the date of its publication.

7 Jurisdiction

7.1 The scheme will apply in New South Wales and the Australian Capital Territory, Victoria, Tasmania, South Australia, Western Australia, the Northern Territory, and Queensland, pursuant to the mutual recognition provisions of the Act and the corresponding laws of each of those jurisdictions respectively.

LANDS

LA401

TRANSFER OF LAND ACT 1893 APPLICATION N685312

Take notice that Alfreds Skuja of 12 Bolton Street South Bunbury has made application to be registered under the Act as proprietor of an estate in fee simple in possession in the land situated at 12 Bolton Street South Bunbury being portion of Leschenault Location 26 being Lot 13 containing 796 square metres being the whole of the Land comprised in Memorial Book XXV No. 1545.

All Persons other than the applicant claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge with Landgate on or before 14 November 2017 a caveat forbidding the land being brought under the operation of the Act.

JEAN VILLANI, Registrar of Titles.

LOCAL GOVERNMENT

LG501

BUSH FIRES ACT 1954 *City of Busselton*

FIREBREAK AND FUEL HAZARD REDUCTION NOTICE

Take notice that pursuant to Part 3 Division 6 Section 33 of the *Bush Fires Act 1954*, all owners and or occupiers of land within the District of the City of Busselton, shall construct firebreaks and carry out fire protection measures in accordance with the provisions of this Notice.

1. INTERPRETATION AND ADDITIONAL INFORMATION

1.1. Wherever referred to in this Notice, unless the context requires otherwise—

'Firebreak'—the term firebreak includes a mineral earth firebreak.

'Mineral Earth Firebreak' means a 3 meter wide area of the owner(s)/ occupier(s) land, cleared and maintained totally clear of all vegetation material (living or dead).

'Fire Management Plan' means a comprehensive plan for the prevention and control of bushfires which may apply to individual land holdings. A notification, pursuant to the *Transfer of Land Act 1893* (as amended) may be placed on the Certificate(s) of Title of the land for medium to long term fire management to reduce the occurrence and minimise the impact of uncontrolled bush fires, thereby reducing the threat to life, property and the environment.

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

'Building protection Zone' means a modified area of reduced fuel immediately surrounding a building.

'Hazard Separation Zone' means a modified area of reduced fuel load outside a Building Protection Zone to assist in reducing the fires intensity when flames are approaching buildings. Both the Building Protection Zone and the Hazard Separation Zone are essential strategies for the protection of buildings. A Hazard Separation Zone covers the area 75 metres outside a Building Protection Zone.

A Hazard Separation Zone should be modified to have a maximum fuel load of 6-8 tonne per hectare. This can be implemented by fuel reduction methods such as burning, mowing and slashing to remove the hazard and should not require the removal of living trees or shrubs.

'Parkland Clearing' means all dead vegetation, dry grass (excluding approved crop or pasture areas and living trees/shrubs), piles of timber, disused materials and other vegetation, maintained to a height of no greater than 10 centimetres

2. BUILDING PROTECTION ZONES

2.1. A Building Protection Zone shall be provided for buildings in bush fire prone areas. The surroundings of buildings must comply with the following requirements—

- (a) The Building Protection Zone for existing buildings must be at least 20 metres from any external walls of the building unless varied under an approved Fire Management Plan.
- (b) The Building Protection Zone must be located within the boundary of the lot on which the building is situated.
- (c) Hazardous/flammable materials must not exceed the maximum fuel load specified in paragraph 5, with grass areas not exceeding a height of no greater than 10 centimetres.
- (d) Fuel loads must be reduced and maintained at 2 tonne per hectare.
- (e) Isolated trees and shrubs may be retained however, the first 5 metres around all buildings must be clear of all hazardous/flammable materials.
- (f) Reticulated gardens in the Building Protection Zone shall be maintained to a height no greater than 500 millimetres.
- (g) Wood piles and fuel must be a minimum of 10 metres away from habitable dwellings.
- (h) Trees in the Building Protection Zone shall comply with the requirements of Section 4.
- (i) Where the land has an approved Fire Management Plan, compliance must be achieved in accordance with the Fire Management Plan.
- (j) A Hazard Separation Zone is recommended in the absence of a Fire Management Plan.

Note: Building Protection Zones starve the fire by reducing the fuel levels around your house. These requirements are designed to reduce the fire's intensity and minimize the likelihood of flame contact with buildings. The Building Protection Zone gives more protection to families should a fire threaten suddenly and they cannot leave. It also provides extra protection for fire fighters and property owners who may decide to stay with their property.

3. TREES

3.1. Tree branches must be removed or pruned to ensure a clear separation of at least 3 metres back from the eaves of all buildings and 5 metres above the top of the roof.

3.2. Branches that may fall on the house must be removed.

3.3. In a Building Protection Zone, the spacing of individual or groups of trees should be 15 metres apart to provide for a 5 metre separation between tree crowns.

3.4. A separation distance of at least 2.5 metres shall be maintained between trees and power lines so they do not come into contact and start a fire or bring down a power line.

3.5. Any overhanging trees and other vegetation must be pruned to a height of 5 meters above the ground level of a mineral earth fire break.

4. COMPLIANCE PERIOD

4.1. Firebreaks and fuel hazard reduction on all Rural Residential, Urban and Industrial land which includes Category 2, 6, 7 and 8 in Section 17, is to be completed by 16 November 2017 and must be maintained compliant with this notice until 12 May 2018.

4.2. Firebreaks and fuel hazard reduction on Rural Land which includes Category 1 in Section 17, is to be completed by 15 December 2017 and must be maintained compliant with this notice until 12 May 2018

5. RESTRICTED AND PROHIBITED BURNING PERIOD

5.1. BURNING RESTRICTED—Burning Permits are required from 2 November 2017 to 14 December 2017 inclusive and 1 March 2018 to 12 May 2018 inclusive.

5.2. BURNING PROHIBITED—Burning is prohibited from 15 December 2017 to 28 February 2018 inclusive

6. FIRE PERMITS

6.1. Permits to burn are required for the whole of the Burning Restricted periods and can only be obtained from the Fire Control Officer for your area.

6.2. Permits are to be obtained before burning commences (the permit holder must be in possession of the permit during the burn).

7. BURNING ON SUNDAYS AND PUBLIC HOLIDAYS

7.1. Burning on Sundays and public holidays during the restricted fire season is prohibited.

8. USE OF TRACTORS

8.1. Owners of tractors with down swept exhaust systems are encouraged to have an approved spark arrestor fitted as specified under the *Bush Fires Act 1954*.

9. BURNING GARDEN REFUSE IN URBAN AREAS

9.1. No garden refuse is permitted to be burnt on the ground, in the open air or in an outdoor incinerator within the urban areas of Busselton and Dunsborough town sites at any time of the year.

10. BURNING GARDEN REFUSE ON RURAL—RESIDENTIAL LAND

10.1. The burning of garden refuse is prohibited from 15 December 2017 to 28 February 2018. During the restricted burning period, 2 November 2017 to 14 December 2017 and 1 March 2018 to 12 May 2018, a permit is required from a Fire Control Officer for the burning of any garden refuse.

11. BURNING OF TOXIC MATERIAL

11.1. Burning of toxic materials and rubbish is prohibited at all times.

12. WOOD FIRED PIZZA OVENS

12.1. Wood fired pizza oven must have a spark arrestor fitted.

13. CAMP FIRES

13.1. Camp fires are prohibited within the City district during the restricted and prohibited burning period.

14. WOOD AND COAL FUELLED BARBECUES.

14.1. Wood and coal fuelled barbecues, including wood fires pizza ovens and chimineas fires are prohibited during a total fire ban or in any period when the fire danger forecast is 'very high' or above.

15. ELECTRIC FENCES

15.1. The use of electric fences during periods of 'very high' or above fire danger forecast may cause fire and should be avoided.

16. WELDING, CUTTING AND GRINDING EQUIPMENT

16.1. A person shall not operate welding, cutting and grinding equipment during the restricted/prohibited burning times on land which is under crop, pasture, stubble and bush unless one working fire extinguisher is provided, work area is clear of flammable materials and there is compliance with any other controls required by a Fire Control Officer. A person shall not operate welding, cutting and grinding equipment when the fire index is extreme or above.

17. REQUIREMENTS FOR PARTICULAR CATEGORIES OF LAND

17.1. Category 1—Rural Land

Except for plantations and vineyards the owner or occupier of land in category 1, shall construct firebreaks and carry out the following fire protection measures—

- (a) Firebreak(s)—on Rural Land a mineral earth firebreak shall be constructed 3 metres wide, except in a crop or pasture area where a Firebreak shall be at least 2 metres wide. A firebreak shall be located adjacent to all external boundaries of a lot. Where the land area exceeds 120 hectares, an additional firebreak must divide the land into areas of not more than 120 hectares with each part completely surrounded by a firebreak.
- (b) Building Protection Zone—a Building Protection Zone shall surround every building and must comply with the requirements of Section 2.1.
- (c) Fuel Storage and Haystack Protection Zones—a 3 metre mineral earth firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

17.2. Category 2—Urban Residential, Industrial and Commercial Land

The owner or occupier of land in category 2 shall construct firebreaks and carry out the following fire protection measures—

- (a) Firebreak(s)—where the land area exceeds 2024m² (½ acre) a mineral earth firebreak shall be constructed and maintained at least 3 metres wide and within 6 metres of the inside of all external boundaries of the land.
- (b) Fuel reduction—where the land area is 2024m² (½ acre) or less, hazardous material must be removed from the whole of the land except living trees and in the area remaining, vegetation is to be maintained at a height of no greater than 10 centimetres, including piles of timber, branches and other vegetation.
- (c) Trees—shall be maintained in accordance with of Section 3.

17.3. Category 3 and 4—Plantations

The owner or occupier of land in category 3 and 4 shall construct firebreaks and carry out the following fire protection measures—

- (a) Firebreaks and Fuel reduction shall be undertaken in accordance with an approved Fire Management Plan referred to in Section 1.

17.4. Category 5—Protea Plantations and Vineyards

The owner or occupier of land in category 5 shall construct firebreaks and carry out the following fire protection measures—

- (a) Firebreak—a mineral earth firebreak shall be constructed not less than 3 metres wide on all protea plantations and vineyards.
- (b) Fuel Reduction—A 5 metre low fuel area is to be maintained between the 3 metre firebreak and the plantation / vineyard area. In this area, vegetation is to be maintained to a height of no greater than 10 centimetres; this includes piles of timber, branches and other vegetation.
- (c) Building Protection Zone—a Building Protection Zone shall surround every building and must comply with the requirements of Section 2.1.
- (d) Fuel Storage and Haystack Protection Zone—A 3 metre mineral earth firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

17.5. Category 6—Rural Residential Land—Lots with Individual Boundary Firebreaks

(Category 6 includes Rural Residential land not in a Strategic Firebreak Area)

The owner or occupier of land in category 6 shall construct firebreaks and carry out the following fire protection measures—

- (a) Firebreak—a mineral earth firebreak shall be constructed 3 metres wide except in a crop or pasture area where a firebreak shall be at least 2 metres wide and located within 6 metres of all external boundaries of the land.
- (b) Fire Management Plan—where a Fire management Plan has been approved for Rural Residential land not in a Strategic Firebreak Area, firebreaks and fuel hazard reduction shall comply with the approved Fire Management Plan.
- (c) Fuel Reduction—parkland clearing referred to in Section 1, must be carried out in all open paddocks and along the boundary of the property.
- (d) Building Protection Zone—a Building Protection Zone shall surround every building and must comply with the requirements of Section 2.1.
- (e) Fuel Storage and Haystack Protection Zones—a 3 metre mineral earth firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

17.6. Category 7—Rural Residential—Strategic Firebreaks on one or More Boundaries

(Category 7 includes Rural Residential Land within a Strategic Firebreak Area with a Strategic Firebreak on one or more boundaries of a lot).

The owner or occupier of land in category 7 shall construct firebreaks and carry out the following fire protection measures—

- (a) Firebreak—a mineral earth firebreak shall be constructed 3 metres wide. Free access along a strategic firebreak across the boundary of the lots is required to be provided, by means of a 3.5 metres field gate in a boundary fence.
- (b) Fire Management Plan—where a Fire Management Plan has been approved for Rural Residential land within a Strategic Firebreak Area, firebreaks and fuel hazard reduction shall comply with the approved Fire Management Plan.
- (c) Fuel reduction—parkland clearing referred to in Section 1 must be carried out in all open paddocks and along the boundary of the property.
- (d) Building Protection Zone—a Building Protection Zone shall surround every building and must comply with the requirements referred to in Section 2.1.
- (e) Fuel Storage and Haystack Protection Zones—a 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

17.7. Category 8—Rural Residential Land within a Strategic Firebreak Protected Area

(Category 8 includes rural residential land totally within a Strategic Firebreak Area).

The owner or occupier of land in category 8 shall construct firebreaks and carry out the following fire protection measures—

- (a) Fuel Reduction—parkland clearing referred to in Section 1 must be carried out in all open paddocks and along the boundary of the property.
- (b) Fire Management Plan—where a Fire management Plan has been approved for Rural Residential land within a Strategic Firebreak Area, firebreaks and fuel hazard reduction shall comply with the approved Fire Management Plan.
- (c) Building Protection Zone—a Building Protection Zone shall surround every building and must comply with the requirements of Section 2.1.
- (d) Fuel Storage and Haystack Protection Zones—a 3 metre mineral earth firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

18. VARIATION OF FIREBREAK AND FUEL HAZARD REDUCTION REQUIREMENTS

18.1. Applications for a variation of the of the Requirements for Particular Categories of Land referred in Section 17 may be made to the City of Busselton where ground considerations or environmental concerns may prevent compliance with the requirements of this notice.

18.2. An application for a variation referred to in subsection 18.1 must be lodged in writing together with a Fire Break and Fuel Hazard Reduction Notice Variation form prior to the 31 October 2017.

By order of the Council

MIKE ARCHER, Chief Executive Officer.

FURTHER INFORMATION

For further information about the Fire break and Fuel Hazard Reduction Notice please contact Ranger and Emergency Services on telephone 08 9781 0444.

MARINE/MARITIME

MA401

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958
 PROHIBITED SWIMMING AREA
 Fremantle Fishing Boat Harbour
City of Fremantle

Department of Transport,
 Fremantle WA, 24th October 2017.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close all of the following waters to swimming, between the hours of 7:00pm and 8:30pm on the 29th October 2017.

Fremantle Fishing Boat Harbour, City of Fremantle

Area of Closure:—All the waters within a 150 metre radius of the firing point located at approximately 32° 3.894'S 115° 44.570'E.

This area is set aside for safety measures during the set up and display of pyrotechnics.

PETER BEATTIE, A/Director Waterways Safety Management, Department of Transport.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
 APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Northam
 Local Planning Scheme No. 6- Amendment No. 12

Ref: TPS/2128

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 Northam Local Planning Scheme amendment on 2 October 2017 for the purpose of—

1. Inserting into Schedule 2 (Additional Uses) the following text—

No.	Description of Land	Additional Use	Conditions
A11	Lots 201 and 202 Duke Street West, Northam	Tourist Accommodation ('A')	<ol style="list-style-type: none"> 1. All development on the land shall be subject to an Application for Development Approval. 2. All development and use shall be in accordance with any plans, conditions and management requirements approved by the local government. 3. No alterations or extensions to the land use shall be undertaken without the approval of the local government.

2. Amending the Scheme Map accordingly.

S. POLLARD, Shire President.
 J. WHITEAKER, Chief Executive Officer.

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Stirling

Local Planning Scheme No. 3—Amendment No. 9

Ref: TPS/1885

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 Stirling Local Planning Scheme amendment on 23 May 2017 for the purpose of—

1. Inserting a new clause into Part 5.5: Variations to Site and Development Standards and Requirements as follows—

“5.5.5 Notwithstanding Clause 5.5.4, the power conferred by Clause 5.5.1 may be exercised on the sole ground that non-compliance with the standard or requirement would enable retention of a significant tree on the site of the development.”

2. Inserting a new Clause into Part 5: General Development Requirements as follows—

“5.13 Trees and Development

5.13.1 Purpose

The purpose of this clause is to require the retention of significant trees or planting of new trees on—

- (a) zoned land which is the subject of an application for development approval under the Scheme and on road reserves abutting that zoned land.

5.13.2 Objectives—

- (a) To promote development that enables existing significant trees to be retained on zoned land and to protect existing street trees on abutting road reserves.
- (b) To minimise the removal of significant trees on zoned land and street trees on abutting road reserves as a consequence of development; and
- (c) To ensure suitable advanced trees of appropriate size and maturity are planted where, on-site significant trees and street trees on abutting road reserves, have been removed or do not exist.

5.13.3 Development—

- (a) The retention of significant trees may be imposed as a condition of development approval.
- (b) Where the Council approves development on a site which, at the time does not contain a significant tree or involves the removal of a significant tree from the site, the Council may, as a condition of development approval, require advanced trees approved by the Council to be planted in particular locations on the site at a maximum ratio of one advanced tree for every 500m² (or part thereof) of the site’s area. Where this ratio is inconsistent with the maximum ratio specified by a Local Planning Policy, Structure Plan or Local Development Plan which applies to the particular site or the area in which the site is located, the Council may vary the maximum ratio specified above having due regard to the maximum ratio of that Local Planning Policy, Structure Plan or Local Development Plan.
- (c) Where the Council approves development on a site with a condition of development approval requiring the retention of a significant tree or the planting of an advanced tree, the Council may, as a condition of development approval, require adequate surrounding soil space at ground level around each tree to sustain its health and growth.
- (d) The Council may impose a condition of development approval to require the planting of an advanced tree, at the applicant’s cost, on an abutting road reserve.”

3. Replacing Sub-Clauses 10.3 h and 10.3 q with the following new Sub-Clauses—

“h) landscaping, the retention of significant trees and other vegetation and the requirement to plant advanced trees of particular maturity and species.”

and

“q) the retention, replacement or provision of street trees, including a payment for the provision or removal of such trees (where a street tree is approved for removal, the payment shall include the tree removal cost, the amenity tree value compensation cost and the replacement tree cost).”

4. Inserting new definitions in Schedule 1: Dictionary of Defined Words and Expressions Part 1. General Definitions as follows—

Word/Expression	Definition
Advanced Tree:	means a tree which requires planting in at least a 90 litre container or greater size and which is at least 2 metres in height and at least 2 years of age.
Significant Tree:	Means a woody plant at a height of at least four (4) metres above ground level and meets one of the following criteria— (a) for a single trunk species, a trunk circumference of at least 500mm at a height of one (1.0) metre above ground level; or (b) for a multi trunk species a trunk circumference of at least 250mm at a height of one (1.0) metre above ground level.
Street Tree:	Means a tree that is located within a road reserve.

G. ITALIANO JP, Mayor.
S. JARDINE, Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Albany
 Local Planning Scheme No. 1—Amendment No. 14

Ref: TPS/1911

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 2 October 2017 for the purpose of—

1. Rezoning Lots 1447, 3 and 72 Frederick Street, Albany from the ‘Residential’ zone to the ‘Regional Centre Mixed Use’ zone;
2. Rezoning Lot 144 Frederick Street, Albany from the ‘Parks and recreation’ reserve to the ‘Regional Centre Mixed Use’ zone; and
3. Amending the Scheme maps accordingly.

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

POLICE

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, Christopher John Dawson, 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 this Tuesday, 10 October 2017.

CHRIS DAWSON, Commissioner of Police.

Surname	First Name	State	Pilot Licence Number	Training Provider
Peterson	Elizabeth	WA	00481	WARTA
Drake Brockman	Victor	WA	00480	Keen Bros
Coronado Cabana	Yony	WA	00485	Keen Bros
Wittorff	Allen	WA	00487	Keen Bros

PREMIER AND CABINET

PR401

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 R. H. Cook MLA to act temporarily in the office of Premier; Minister for Public Sector Management; State Development, Jobs and Trade; Federal-State Relations in the absence of the Hon M. McGowan MLA for the period 9 to 19 November 2017 (both dates inclusive).

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 185 of 22 September 2017.

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

TREASURY AND FINANCE

TR401

TAXATION ADMINISTRATION ACT 2003 COMMISSIONER'S PRACTICE

Under the provisions of section 127 of the *Taxation Administration Act 2003*, the following Commissioner's practice is hereby published for public information—

DA 31.2 DUTIES—CANCELLED TRANSACTIONS

Full details of the Commissioner's practice can be obtained from the Office of State Revenue website at www.finance.wa.gov.au.

N. SUCHENIA, Commissioner of State Revenue,
Department of Finance.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

Evon Lorraine Baker late of 7 Brownrigg Street, Singleton 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 22 August 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 28 November 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.

ZX402

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

Myra Constance Scott late of 31 Trickey Avenue, Sydenham, Victoria, deceased. The deceased was domiciled in Western Australia and resided at 175/52 Leige Street, Woodlands, Western Australia during her lifetime. 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 29 May 2017, are required by

the Executor, Raymond Lindsay Scott care of P.A. Martino Barrister & Solicitor, PO Box 564, West Perth WA 6872 to send particulars of their claim by 24 November 2017, after which date the Executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZX403

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

George Henry Williams, late of 3 Mitchell Street, Kellerberrin, Western Australia, retired self-employed cartage contractor, 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 14 June 2017, are required by the Executor care of Deceased Estate of G H Williams, 40 Moreing Street, Redcliffe, Western Australia, to send particulars of their claim by 30 November 2017 after which date the Executor may convey or distribute the assets having regard only to the claims of which they then have notice.
