



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X (print)

ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, TUESDAY, 6 MARCH 2018 No. 31

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

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Taxation Administration Amendment Regulations 2018	709

PART 2

Conservation	711
Deceased Estates	716
Fire and Emergency Services	711
Heritage	712
Parliament	712
Planning	712
Racing, Gaming and Liquor	715
Rottneest Island	715

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 Publication Officer, 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 EASTER AND ANZAC DAY 2018

A *Gazette* will be published at noon on **Thursday 29th March** and closing time for copy is **Tuesday 27th March** at noon.

A *Gazette* will be published at noon on **Friday 6th April** and closing time for copy is **Wednesday 4th April** at noon.

The *Gazette* will not be published on Tuesday 3rd April 2018.

The closing time for copy for *Gazette* published **Friday 27th April 2018** is **Tuesday 24th April** at noon.

— PART 1 —

TREASURY AND FINANCE

TR301

Taxation Administration Act 2003

Taxation Administration Amendment Regulations 2018

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Taxation Administration Amendment Regulations 2018*.

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 *Taxation Administration Regulations 2003*.

4. Regulations 13F to 13H inserted

After regulation 13E insert:

13F. Disclosure of information to Australian Border Force Commissioner (section 114(3)(g))

For the purposes of section 114(3)(g) of the Act, the Commissioner may disclose to the Australian Border Force Commissioner (as defined in the *Australian Border Force Act 2015* (Commonwealth) section 4(1)) information or material that was disclosed to or obtained by the Commissioner under a taxation Act.

13G. Disclosure of information about employers of apprentices (section 114(3)(g))

- (1) In this regulation —

chief executive officer means the chief executive officer of the department of the Public Service principally assisting in the administration of the *Vocational Education and Training Act 1996* (except Part 4);

employer has the meaning given in the *Pay-roll Tax Assessment Act 2002* Glossary clause 1;

wages has the meaning given in the *Pay-roll Tax Assessment Act 2002* Glossary clause 1.

- (2) For the purposes of section 114(3)(g) of the Act, the Commissioner may disclose to the chief executive officer information or material relating to an employer who pays wages to or in relation to a person who is an apprentice under a training contract registered under the *Vocational Education and Training Act 1996* Part 7 Division 2.

13H. Disclosure of information about charities and not-for-profits (section 114(3)(g))

- (1) In this regulation —

ACNC Commissioner means the Commissioner of the Australian Charities and Not-for-profits Commission established by the *Australian Charities and Not-for-profits Commission Act 2012* (Commonwealth) section 110-5.

- (2) For the purposes of section 114(3)(g) of the Act, the Commissioner may, for purposes relating to the administration of a taxation Act or the *Australian Charities and Not-for-profits Commission Act 2012* (Commonwealth), disclose to the ACNC Commissioner information or material about the affairs of a person that was disclosed to or obtained by the Commissioner under a taxation Act.

R. NEILSON, Clerk of the Executive Council.

— PART 2 —

CONSERVATION

CO401

CONSERVATION AND LAND MANAGEMENT ACT 1984
CONSERVATION AND LAND MANAGEMENT (EXCISION FROM STATE FOREST)
ORDER (NO. 1) 2018

Made by the Minister for Environment under section 9(3)(b) of the *Conservation and Land Management Act 1984*.

1. Citation

This order may be cited as the *Conservation and Land Management (Excision from State Forest) Order (No. 1) 2018*.

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. Portions of State Forest No. 12 excised

The area described in Schedule 1 is ordered to be excised from State Forest No. 12.

Schedule 1—Land no longer part of State Forest No. 12

All that portion of land situated about 5 kilometres south west of Capel and comprising of Lot 515 on Deposited Plan 411398.

Area: 0.0281 hectares

On Landgate plan: Capel (2030-IV-NW).

4. Purpose of excision

The area described in Schedule 1 is to facilitate upgrades to the intersection of Bussell Highway and Hutton Road.

Hon STEPHEN DAWSON MLC, Minister for Environment.

FIRE AND EMERGENCY SERVICES

FE401

BUSH FIRES ACT 1954
TOTAL FIRE BAN DECLARATION

Correspondence No. 12080

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 16th February 2018 for the local government districts of—

Beverley, Cunderdin, Dowerin, Goomalling, Northam, Quairading, Tammin, Wyalkatchem, York, Bruce Rock, Kellerberrin, Merredin, Narembeen, Nungarin, Trayning, Westonia, Yilgarn, Boddington, Brookton, Cuballing, Narrogin, Pingelly, Wandering, Wickiepin, Williams, Corrigin, Kondinin, Kulin.

GRAHAM SWIFT, Assistant Commissioner of the Department of
Fire and Emergency Services, as a sub-delegate
of the Minister under section 16 of the
Fire and Emergency Services Act 1998.

15 February 2018.

HERITAGE

HR401

HERITAGE OF WESTERN AUSTRALIA ACT 1990
ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

PROPOSED PERMANENT REGISTRATIONS (CROWN AND PRIVATE)

Notice is hereby given in accordance with Section 47(5) of the *Heritage of Western Australia Act 1990*, that the Heritage Council has advised the Minister for Heritage regarding registration of crown property that it has resolved that—

1. the place listed below is of cultural heritage significance, and is of value for the present community and future generations;
2. the protection afforded by the *Heritage of Western Australia Act 1990* is appropriate; and
3. the place should be entered in the Register of Heritage Places on a permanent basis.

Notice is hereby given that the place below will be entered in the Register of Heritage Places on an interim basis with effect from today in accordance with section 50(1)(b) of the *Heritage of Western Australia Act 1990*. The place listed below is wholly or partly vested in the Crown, or in a person on behalf of the Crown, in right of the State.

Notice is hereby given in accordance with Section 49(1) of the *Heritage of Western Australia Act 1990* that, pursuant to a direction from the Minister for Heritage, it is proposed that the place described below be entered in the Register of Heritage Places on a permanent basis. The Heritage Council invites submissions on the proposal, which must be in writing and should be forwarded to the address below not later than 17 April 2018.

Camel Station, Sandstone at Dromedary Hills, Sandstone; Portion of Res 29839; Portion of Lot 4260 on DP 220701, being part of the land contained in CT V 3085 F 445; Portion of unnamed Road Reserve.

GRAEME GAMMIE, Assistant Director General, Heritage Services,
Department of Planning, Lands, and Heritage,
Bairds Building, 491 Wellington Street,
Perth WA 6000.

6 March 2018.

PARLIAMENT

PA401

PARLIAMENT OF WESTERN AUSTRALIA

Royal Assent to Bill

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the date shown, to the undermentioned Act passed by the Legislative Council and the Legislative Assembly during the First Session of the Fortieth Parliament.

Title of Act	Date of Assent	Act No.
Salaries and Allowances Amendment (Debt and Deficit Remediation) Act 2018	27 February 2018	1 of 2018

NIGEL PRATT, Clerk of the Parliaments.

28 February 2018.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1280/41

Mangles Bay Marina
Outcome of Amendment

File: 809-2-28-17

It is hereby notified for public information that the Western Australian Planning Commission (WAPC) has resolved that Metropolitan Region Scheme (MRS) amendment 1280/41—Mangles Bay

Marina not proceed to finalisation. The Minister for Planning has agreed with the resolution of the WAPC and, pursuant to Section 49 of the *Planning and Development Act 2005*, has withdrawn the amendment.

The amendment process has therefore concluded with no change to the MRS.

KERRINE BLENKINSOP, Secretary,
Western Australian Planning Commission.

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Mandurah

Local Planning Scheme No. 3—Amendment No. 136

Ref: TPS/1932

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 Mandurah Local Planning Scheme amendment on 23 February 2018 for the purpose of—

- (a) Deleting Clause 4.7.3 ('Rural Residential Zone Specific Provisions') and Clause 4.7.4 ('Rural Residential Zone General Provisions') and replacing with the following—

4.7.3 Subdivision of land

Subdivisional lot sizes shall be not less than 5 hectares, unless otherwise specified within Appendix 4. Lot sizes nevertheless shall be dependent upon the assessment of land capability, bush fire hazard, biodiversity conservation and environmental constraints.

4.7.4 General Development Requirements

The following shall apply to all development within the Rural Residential zone—

- 4.7.4.1 Prior to development, a building envelope shall be approved under the provision of Part 7 of the Deemed Provisions of the Scheme (Development Approval), unless otherwise previously approved as part of a Structure Plan.
- 4.7.4.2 All Building Envelopes shall be located in accordance with the following provisions—
- (a) Shall not exceed 2000 square metres in area, unless otherwise specified in Appendix 4 in an approved Bushfire Management Plan.
 - (b) Minimise the need for clearing of remnant vegetation by being located within the most degraded area of the lot;
 - (c) Ensure consistency with the Bushfire Regulations with respect site layout, vehicular access, fire fighting water supply and siting of development;
 - (d) Have regard for visual landscape values respecting views to and from the development site through avoidance of significant rock outcrops, ridgelines and visually dominant topography; and
 - (e) Setback from relevant property boundaries as required by Table 7—Rural Residential zone.
- 4.7.4.3 Any variation of an approved building envelope shall be subject to the approval requirements for an application for development approval as required by the Scheme.
- 4.7.4.4 All development shall be contained within the approved Building Envelope, which includes the following—
- (a) The area for the construction of a dwelling and all outbuildings which shall generally be constructed in a central location within the building envelope to minimise clearing required for an Asset Protection Zone as specified in State Policy 3.7—Planning in Bushfire Prone Areas;
 - (b) Contain effluent disposal systems and associated drainage and potable water supply tank;
 - (c) Any earthworks or filling of the land, including those required to meet minimum finished floor levels as required;
 - (d) The undertaking of all land uses as set out in Table 7, unless otherwise approved as part of an application for development approval.
- 4.7.4.5 Council may require the planting of trees and/or groups of trees, where tree cover is considered deficient to facilitate rehabilitation of understorey species as a condition of any development approval.
- 4.7.4.6 No indigenous trees or other indigenous vegetation shall be destroyed or cleared except where development approval has been obtained or is exempt under Section 6.5 of the Scheme.
- 4.7.4.7 Conventional onsite effluent disposal systems shall only be permitted if located so as to achieve a 2 metre vertical separation between the base of any leach drain and the highest recorded groundwater level and at least a 100m horizontal separation from any water body.

- 4.7.4.8 All stormwater shall be contained on site.
- 4.7.4.9 The keeping of horses, sheep, goats and other grazing animals shall be subject to the prior approval of the Council. Stocking rates shall be limited to those specified by Agriculture WA. Where in the opinion of the Council the continued presence of animals on any portion of land is likely to contribute, or is contributing to unsatisfactory environmental impact, notice may be served on the owner of the said land, requiring the immediate removal of those animals specified in the notice for a period specified in the notice.
- 4.7.4.10 All buildings intended for residential use must include provision for the storage of water in tanks of not less than 130000 litres capacity where no arrangement has been made for connection to a reticulated water supply provided by a licenced water provider.
- 4.7.4.11 In respect of existing subdivisions, the development standards as specified in Appendix 4 shall apply.
- (b) Deleting the second sentence of Clause 4.8.1 and replacing with “This zone applies to those parts of the municipality that have significant environmental sensitivities”.
- (c) Deleting Clause 4.8.3 (‘Rural Zone Specific Provisions’) and Clause 4.8.4 (‘Rural Zone General Provisions’) and replacing with the following—

4.8.3 Specific Provisions

The following shall apply to all new subdivision and development of land in the Rural zone—

- 4.8.3.1 There is a general presumption against subdivision of rural land. Subdivision applications will be subject to an assessment of land capability, environmental assets and bushfire risk management measures together with the relevant plans, strategic advice, State Planning Policy and bulletins of the Western Australian Planning Commission and Environmental Protection Authority. The subdivider may be required to undertake strategic revegetation of cleared or degraded areas.
- 4.8.3.2 No indigenous trees or other indigenous vegetation shall be destroyed or cleared except where development approval has been obtained or is exempt under Section 6.5 of the Scheme.
- 4.8.3.3 Effluent disposal systems shall be located so as to achieve a 2 metre vertical separation between the base of any leach drain and the highest recorded groundwater level and at least a 100 metre horizontal separation from any water body.
- 4.8.3.4 The keeping of horses, sheep, goats and other grazing animals shall be limited to equivalents per hectare as recommended by the Department of Agriculture. Where in the opinion of the Council the continued presence of animals on any portion of land is likely to contribute, or is contributing to unsatisfactory environmental impact, notice may be served on the owner of the said land, requiring the immediate removal of those animals specified in the notice for a period specified in the notice.
- 4.8.3.5 A potable water supply comprising not less than 130,000 litre tank is to be provided for each lot not connected to reticulated water at the time of developing the land with sheds and/or a dwelling.
- 4.8.3.6 All subdivision and development surrounding classified wetlands shall be referred to the relevant state government agency responsible for wetland classification for assessment.
- (d) Deleting the following from the Minimum Lot Area requirements in Table 7—Rural Residential Zone: “*2ha or 1ha with scheme water (with the exception of those areas within the Lake Clifton catchment where generally an average lot size of 5ha with 2ha minimum is required)*”, and replacing with “*Determined in accordance with Clause 4.7.3 or as specified in Appendix No. 4*”.
- (e) Deleting all text from the Other Requirements column in the Development Standards section Table 7—Rural Residential zone.
- (f) Deleting the Other Requirements from the Dwelling (Single House) use in Table 7—Rural Residential Zone.
- (g) Modifying Appendix 4—Special Requirements—Rural Residential as follows—
- i. Deleting Areas 8 and 9;
 - ii. Adding Areas 1 and 2 with the following text and the Areas being shown—
 1. “Due to the proximity of Lake Goegrup and the potential for ecological disturbance of the wetland, Council may refuse any development that will have a negative impact on the ecology of the Lake.
 2. Subdivision lot sizes shall be no less than 1 hectare, subject to the assessment of land capability, bushfire hazard, biodiversity conservation and environmental constraints”.
 3. All applications for subdivision in Area 2 shall be accompanied by a geotechnical report to demonstrate the suitability of onsite effluent disposal.”

- (h) Amending the Scheme Maps to include an Additional Use overlay on Lot 20 Old Coast Road, Bouvard and inserting the following provisions into Appendix 2—Additional Uses—

No.	Land Particulars	Base Zone	Additional Uses	Development Standards/Conditions
18	Lot 20 Old Coast Road, Bouvard	Rural	Convenience Store	Nil

R. J. WILLIAMS, Mayor.
M. R. NEWMAN, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RA401

LIQUOR CONTROL ACT 1988 LIQUOR APPLICATIONS

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

Any person wishing to obtain more details about any application, or about the objection process, should contact Racing, Gaming and Liquor, Level 2, Gordon Stephenson House, 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
APPLICATION FOR THE GRANT OF A LICENCE			
A000247915	King Somm Pty Ltd	Application for the conditional grant of a Tavern licence in respect of premises situated in Bayswater and known as King Somm.	13/04/2018

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

DIRECTOR OF LIQUOR LICENSING.

Dated: 2 March 2018.

ROTTNEST ISLAND

RX401

ROTTNEST ISLAND REGULATIONS 1988

TEMPORARY NOTICE TO MARINERS

Closure of Waters to Boating

Thomson Bay, Rottnest Island

Hotel Rottnest Port to Pub Swim Race

Saturday 17th March 2018

Acting pursuant to the powers conferred by Regulation 38B of the *Rottnest Island Regulations 1988*, the Rottnest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised vessels as set out below between 1200hrs on Friday 16th March 2018 to 1800hrs on Saturday 17th March 2018.

Thomson Bay

Between Ferry Jetty and Fuel Jetty

All waters with 25 metres of the shoreline.

Exemption—

Authorised emergency response vessels and powered support vessel displaying a Hotel Rottnest 2018 Port to Pub competitor's sticker.

North of the Hotel Jetty

All waters commencing 43 metres north of the Hotel Jetty to the southern side of the Fuel Jetty following the foreshore extending 25 metres in an easterly direction.

Exemption—

Authorised emergency response vessels, competitor's support paddle craft displaying a Hotel Rottneest 2018 Port to Pub competitor's sticker and vessel tenders less than 3.75 metres in length.

Swim Channel

All the waters within and bounded starting from a point on the foreshore 43 metres north of the Hotel Jetty extending in the easterly direction encompassing the following moorings and their associated swing room—

TB271, TB068, TB069, TB093, RIA HIRE024, TB086, TB245, TB319, TB053, TB051, RIA HIRE 017, TB200, TB351, TB332, TB040, TB081, TB080, TB073, RIA HIRE 005, TB084, TB079, TB085, TB320, TB087, TB088, TB101, TB096, TB092, TB095, TB094, to the southern most eastern point of the Hotel Jetty including the entire Hotel Jetty.

Exemption—

Authorised emergency response vessels

South of Swim Channel

All waters along the foreshore to a point 135 metres south and extending 25 metres east.

Exemption—

Authorised emergency response vessels and vessel tenders less than 3.75 metres in length.

General

To assist mariners, the Rottneest Island Authority will have float lines in place identifying the above areas.

These restriction have been put in place due to the unusually large number of vessels and people entering the Reserve and the need achieve public safety. Appropriate signage will be placed on site and a map showing these restrictions is available for viewing at <http://www.rottneestisland.com>

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

MICHELLE REYNOLDS, Executive Director,
Rottneest Island Authority.

DECEASED ESTATES

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

Notice to Creditors and Claimants

Raymond Colin John Wright, late of Settlers Village, of 64/76 Ridgewood Boulevard, Ridgewood, Western Australia, Retired Sales Manager, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 4 August 2017, are required by the Executor, Equity Trustees Wealth Services Limited of Level 1, 575 Bourke Street, Melbourne, Victoria 3000 to send particulars of their claims to it, care of Teghan Rawson, Equity Trustees Wealth Services Limited of Level 1, 575 Bourke Street, Melbourne, Victoria 3000 within one (1) month of the date of publication hereof, after which date the Executor may convey or distribute the assets having regard only to the claims of which the Executor then has notice.

Dated: 6 March 2018.

EQUITY TRUSTEES WEALTH SERVICES LIMITED as Executor.

ZX403**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Carol Josephine Bailey, late of 199 Ocean Drive, Bunbury WA, who died on 29 November 2017, are required by the personal representative to send particulars of their claims addressed to the Executor of the Estate of Carol Josephine Bailey deceased, care of Young & Young, 5 Spencer Street, Bunbury WA by 30 March 2018, after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative then has notice.

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

Notice to Creditors and Claimants

Sophia Elisabeth Bunning, late of Koh-I-Noor Nursing Home, 34-36 Pangbourne Street, Wembley in the State of Western Australia, Dry Cleaning Assistant, 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 19 May 2014 at Koh-I-Noor Nursing Home, 34-36 Pangbourne Street, Wembley in the State of Western Australia, are required by Brook Legal, solicitors acting for the personal representative, being Alfons Adriaan Baggen to send particulars of their claims to care of Brook Legal, PO Box 93, Wembley, Western Australia 6913 within 30 days of publication 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.

Dated: 28 February 2018.

BROOK LEGAL.
