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The *Gazette* will not be published on Tuesday 3rd April 2018.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

LOCAL GOVERNMENT

LG303

**WASTE AVOIDANCE AND RESOURCE RECOVERY ACT 2007
LOCAL GOVERNMENT ACT 1995**

Shire of Capel

WASTE AMENDMENT LOCAL LAW 2017

Under the powers conferred on it by the *Waste Avoidance and Resource Recovery Act 2007* and the *Local Government Act 1995* and under all other enabling powers, the Council of the Shire of Capel resolved on 28 February 2018 to make this local law.

1. Title

This local law may be cited as the *Shire of Capel Waste Amendment Local Law 2017*.

2. Commencement

This local law commences 14 days after the day on which it is published in the *Government Gazette*.

3. Principal local law

This local law amends the *Shire of Capel Waste Local Law 2016* published in the *Government Gazette* on 13 February 2017.

4. Table of Contents amended

- (1) In the contents, beneath clause 5.4, insert “5.5 Objection and appeal rights”.
- (2) In the contents, in the clause title “5.4 Forms of notices” remove the “s” from the word “forms”.

5. Part 5—Enforcement amended

In Part 5, insert the following clause after clause 5.4—

“5.5 Objection and appeal rights

Division 1 of Part 9 of the LG Act applies to a decision under this local law to grant, renew, vary or cancel—

- (a) an approval under clause 2.7(b);
- (b) an exemption under clause 2.8(2);
- (c) an authorisation under clause 2.9(b);
- (d) an approval under clause 2.10(1);
- (e) an authorisation under clause 3.2(1)(c);
- (f) an approval under clause 3.2(2); and
- (g) an approval under clause 3.3.”

Consented to—

M. ROWE, Chief Executive Officer,
Department of Water and Environmental Regulation.

Date: 5 February 2018.

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

M. T. SCOTT, President.
P. F. SHEEDY, Chief Executive Officer.

Date: 28 February 2018.

LG301**LOCAL GOVERNMENT ACT 1995***Shire of Broome***TRADING, OUTDOOR DINING AND STREET ENTERTAINMENT
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 Broome resolved on 22 February 2018 to make the following local law.

1. Citation

This local law is the *Shire of Broome Trading, Outdoor Dining and Street Entertainment 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 Broome Trading, Outdoor Dining and Street Entertainment Local Law 2016* as published in the *Government Gazette* on 16 January 2017.

4. Clause 1.6 amended

In clause 1.6—

- (a) in the definition for **event** in item (a) replace “local government on private or public land” with “district”;
- (b) in the definition for **event** in item (b) replace “2012” with “2016”;
- (c) in the definition for **local government property** in item (c) insert “, but does not include a thoroughfare” prior to “; or”;
- (d) in the definition for **local government property** in item (b) delete “, but does not include a thoroughfare” after “section 3.53 of the Act”;
- (e) delete the definition for **public place** and insert a new definition for **public place** as follows—

“**public place** means—

 - (a) any thoroughfare or local government property; or
 - (b) any place which the public is allowed to use, whether the place is or is not on private land, including park lands, squares, reserves, beaches, the intertidal zone and other land designated as being for the use and enjoyment of the public.”; and
- (f) in the definition for **trading** in item (f) replace “in a public place” with “on local government property or a thoroughfare”.

5. Clause 7.1 amended

In clause 7.1.1 delete “a public” and replace with “an approved”.

Dated: 28 February 2018.

The Common Seal of the Shire of Broome was affixed under the authority of a resolution of Council in the presence of—

H. TRACEY, Shire President.
S. MASTROLEMBO, Chief Executive Officer.

LG302**LOCAL GOVERNMENT ACT 1995***Shire of Broome***LOCAL GOVERNMENT PROPERTY AND PUBLIC PLACES
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 Broome resolved on 22 February 2018 to make the following local law.

1. Citation

This local law is the *Shire of Broome Local Government Property and Public Places 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 Broome Local Government Property and Public Places Local Law 2016* as published in the *Government Gazette* on 22 June 2017.

4. Clause 1.5 amended

In clause 1.5—

- (a) in the definition for **local government property** in item (b) insert “, but does not include a thoroughfare” prior to “; or”;
- (b) in the definition for **local government property** delete “but does not include a thoroughfare” after items (a), (b) and (c);
- (c) delete the definition for **private land**;
- (d) delete the definition for **public place** and insert a new definition for **public place** as follows—
“**public place** means—
 - (a) any thoroughfare or local government property; or
 - (b) any place which the public is allowed to use, whether the place is or is not on private land, including park lands, squares, reserves, beaches, the intertidal zone and other land designated as being for the use and enjoyment of the public.”

5. Clause 3.1 amended

In clause 3.1(b) delete “2003” and replace with “2016”.

6. Clause 3.2 amended

Clause 3.2 is amended as follows—

- (a) in clause 3.2(1)(b) replace “at a public place” with “on local government property or a thoroughfare”;
- (b) in clause 3.2(1)(e) replace “within a public place” with “on local government property or a thoroughfare”;
- (c) in clause 3.2(1)(g)(iii) replace “on local government property” with “within a public place”;
- (d) delete clause 3.2(1)(i);
- (e) in clause 3.2(1)(k) replace “a public place” with “local government property or a thoroughfare”;
- (f) in clause 3.2(1)(l) replace “within a public place” with “on local government property or a thoroughfare”;
- (g) in clause 3.2(1)(m) replace “within a public place” with “on local government property or a thoroughfare”;
- (h) in clause 3.2(1)(n) replace “in a public place” with “on local government property or a thoroughfare”;
- (i) in clause 3.2(1)(o) replace “within a public place” with “on local government property or a thoroughfare”;
- (j) in clause 3.2(1)(p) replace “a public place” with “local government property or a thoroughfare”;
- (k) in clause 3.2(1)(r) replace “in a public place” with “on local government property or a thoroughfare”; and
- (l) in clause 3.2(4) delete “public”.

7. Clause 3.4 amended

In clause 3.4(1) replace “in a public place” with “on local government property”.

8. Clause 3.15 amended

Clause 3.15 is amended as follows—

delete clause 3.15(b) and insert a new clause 3.15(b) as follows—

- “(b) where the permit relates to an activity on local government property or a thoroughfare—
 - (i) leave the local government property or thoroughfare in a clean and tidy condition after its use;
 - (ii) report any damage or defacement of the local government property or thoroughfare to the local government;
 - (iii) take steps to repair or rectify any damage or defacement of the local government property or thoroughfare as directed by the local government; and
 - (iv) prevent the consumption of any liquor on the local government property or thoroughfare unless—
 - i. the permit allows it; and
 - ii. If applicable a licence has been obtained under the *Liquor Control Act 1988* for that purpose.

9. Clause 4.2 amended

Clause 4.2 is amended as follows—

- (a) in clause 4.2(1) replace “in a public place” with “on local government property or a thoroughfare”;
- (b) in clause 4.2(2)(a) delete “public”;
- (c) in clause 4.2(2)(b) delete “public”; and
- (d) in clause 4.2(2)(c) delete “public”.

10. Clause 4.4 amended

In clause 4.4(1) replace “public place” with “local government property or thoroughfare”.

11. Clause 4.5 amended

In clause 4.5(c) delete “public”.

12. Clause 4.8 amended

In clause 4.8(1)—

- (a) replace “in a public place” with “on local government property”; and
- (b) replace “public place” with “property”.

13. Clause 5.1 amended

In clause 5.1(1) replace “3.5” with “3.2”.

14. Clause 7.2 amended

In clause 7.2(1)(a) replace “a public place” with “local government property”.

15. Clause 8.3 amended

Clause 8.3 is amended as follows—

- (a) insert the word ‘or’ at the end of 8.3(c)(ii)A;
- (b) in clause 8.3(c)(ii)B. insert words ‘or gravel 20mm<’ following the words ‘crushed rock’;
- (c) delete the word ‘or’ at the end of 8.3(c)(ii)B; and
- (d) delete clause 8.3(c)(ii)C.

16. Clause 8.5 amended

Clause 8.5 is amended as follows—

- (a) replace “bitumen,” with “bitumen or”; and
- (b) delete “or an area of inorganic material which exceeds 20 square metres”.

17. Part 9 heading amended

The heading for Part 9 is amended by replacing “in public places” with “on local government property and thoroughfares”.

18. Clause 9.3 amended

Clause 9.3 is amended as follows—

- (a) in clause 9.3(1)(a) replace “in a public place” with “on local government property or a thoroughfare”; and
- (b) in clause 9.3(1)(b) replace “in a public place” with “on local government property or a thoroughfare”.

19. Clause 9.5 amended

In clause 9.5(1)(a)(vii) replace “public” with “thoroughfare or”.

20. Clause 9.6 amended

Clause 9.6 is amended as follows—

- (a) in clause 9.6(1) replace “in a public place” with “on local government property or a thoroughfare”;
- (b) in clause 9.6(1)(c) replace “public” with “thoroughfare or”; and
- (c) in clause 9.6(1)(h) replace “in a public place” with “on a thoroughfare”.

21. Schedule 1 amended

Schedule 1 is amended as follows—

- (a) in the General Description of Offence for item 24 replace “a public place or” with “local government property or a”; and
- (b) in the General Description of Offence for item 39 delete “in a public place”.

Dated: 28 February 2018.

The Common Seal of the Shire of Broome was affixed under the authority of a resolution of Council in the presence of—

H. TRACEY, Shire President.
S. MASTROLEMBO, Chief Executive Officer.

— PART 2 —

MARINE/MARITIME

MA401

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958
PROHIBITED SWIMMING AREA
Port Denison Boat Harbour

Department of Transport,
Fremantle WA, 13th March 2018.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close the following area of water to swimming between the hours of 7:00 pm and 9:30 pm on Saturday 17th March 2018.

Port Denison Boat Harbour

Area of Closure:—All the waters within a 45 metre radius of the firing point located at approximately 29° 16.501'S, 114° 54.839'E. (Approximately 250 metres northwest from Fishermens Drive).

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

CHRISTOPHER J. MATHER, Director Waterways Safety Management,
Department of Transport.

MA402

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958
PROHIBITED SWIMMING AREA
City of Mandurah

Department of Transport,
Fremantle WA, 13th March 2018.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close the following area of water to swimming between 8:00 pm and 9:00 pm on Saturday 17th March 2018.

Hall Park, Mandurah

Area of Closure:—All the waters within a 150 metre radius of the firing point located at approximately 32° 31.901'S, 115° 42.870'E (approximately 25 metres northeast of the War Memorial).

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

CHRISTOPHER J. MATHER, Director Waterways Safety Management,
Department of Transport.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
BOARD OF VALUERS
Appointment of Members

Notice is given that Her Excellency the Governor has been pleased to appoint in accordance with the provisions of section 182 of the *Planning and Development Act 2005* for a period of two years expiring on 12 February 2020—

- (a) Mr Ross Allen Hughes as a Member and Chairperson of the Board of Valuers with a remuneration of \$230 per half day and \$350 per full day for attendance at meetings of the Board; and

- (b) (i) Mr Matthew John Garmony; and
(ii) Mr Dennis John Volk,
as Members of the Board of Valuers each with a remuneration of \$160 per half day and \$240 per full day for attendance at meetings of the Board.

KERRINE BLENKINSOP, Secretary,
Western Australian Planning Commission.

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
APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
A000252934	Fly By Night Musicians Club Ltd	Application for the Variation of trading conditions of a Special Facility licence in respect of premises situated in Fremantle and known as Fly By Night Musicians Club.	14/03/2018
A000245853	AIS Pub Group Pty Ltd	Application for the Variation of trading conditions of a Tavern licence in respect of premises situated in Joondalup and known as Paddy Malones.	20/03/2018

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

DIRECTOR OF LIQUOR LICENSING.

Dated: 9 March 2018.

TREASURY AND FINANCE

TR401

STATE SUPERANNUATION REGULATIONS 2001

ELECTED MEMBER DIRECTORS

Department of Treasury,
David Malcolm Justice Centre,
28 Barrack Street, Perth WA 6000.

In accordance with Regulation 238 of the *State Superannuation Regulations 2001* (Board elections) notice is hereby given that Mrs Philippa Clarke has been re-elected as a Member Director to the Government Employees Superannuation Board for a three year term commencing on 2 April 2018 and Mr Bruce Hawkins has been elected as a Member Director to the Government Employees Superannuation Board for a three year term commencing on 4 July 2018.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the late Edwin Jacobsen of Lot 403 Yarloop WA, deceased 25 December 2017, are required by the executors of the estate namely Mark Bradley Jacobsen and Michelle Walker to send particulars of their claims to 55 Shaftesbury Avenue Bayswater WA 6053, within one (1) month of the date of publication hereof, after which date the executors may distribute the assets having regard only to the claims of which they then have notice.

ZX402

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the late Patricia Joan Gaskell, Unit 2 192 Kinross Drive, Kinross, Western Australia, who died on 14 June 2017, are required by the Administrator David Anthony Fogg to send particulars of their claims addressed to the Administrator, Estate of the late Patricia Joan Gaskell 30 Danaher Mews, Clarkson WA 6030 within one (1) month of the date of publication of this notice, after which date the Executor may convey or distribute the assets having regard only to the claims of which the Administrator then has notice.

ZX403

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Wai Khan Lee, late of 1/16 Madden Way, Brentwood, 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 9 July 2017, are required by the Executor, Vera Oi Pin Lee, to send particulars of their claims within 30 days of publication of this notice to The Executor, 3 Beale Place, Willetton WA 6155, after which date the Executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated: 13th day of March 2018.

ZX404

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Thomas Arthur Jobbins (known as Arthur), late of 9 Newcross Road, Kingsley, Western Australia, Retired Plumber, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of the deceased, who died on the 23rd day of February 2018, are required by the Executors, Lyn Burns-Dymock, 26 Iluka Avenue, Mullaloo WA 6027 and Michael Jobbins, 64 Thornton Drive, Uduc WA 6220, to send particulars of their claim within one (1) month of the date of publication hereof, after which date the Executors may convey or distribute the assets having regard only to the claims of which they then have notice.

ZX405**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the estate of Kenneth Wallis, late of Amaroo Village Buckley Caring Centre, 60 Stalker Road, Gosnells, Western Australia, died 4 November 2017.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) are required to send their claims to the administrator Jennifer Patricia Johnson of 21 Ballybunion Crescent, Connolly WA 6027 within 30 days of publication of this notice, after which date the administrator may convey or distribute the assets having regard only to the claims of which notice has been given.
