



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X (print)

ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, FRIDAY, 7 SEPTEMBER 2018 No. 134

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

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
City of Mandurah Cemeteries Amendment Local Law 2018.....	3181
District Court Amendment Rules (No. 2) 2018.....	3183
Liquor Control (Section 31) Notice (No. 3) 2018.....	3201
Racing, Gaming and Liquor Regulations Amendment (Fees and Charges) Regulations 2018	3192

PART 2

Cemeteries.....	3181
Consumer Protection	3204
Deceased Estates	3219
Justice.....	3205
Local Government.....	3205
Marine/Maritime.....	3214
Planning	3215
Police	3218

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.

After lodging any notices, confirmation is not required by post or fax. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2018 (Prices include GST)

Deceased Estate notices (per estate)—\$32.10

Articles in Public Notices Section—\$74.65 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices—

Per Column Centimetre—\$14.85

Bulk Notices—\$272.55 per page

Electronic copies of gazette notices sent to clients for lodgement with the Delegated Legislation Committee—\$49.10

Clients who **have** an account will only be invoiced for charges over \$100.

For charges under \$100, clients will need to supply credit card details at time of lodging notice (i.e. a notice under 7cm would not be invoiced).

Clients without an account will need to supply credit card details at the time of lodging the notice.

— PART 1 —

CEMETERIES

CE301

CEMETERIES ACT 1986
LOCAL GOVERNMENT ACT 1995

City of Mandurah

CEMETERIES AMENDMENT LOCAL LAW 2018

Under the powers conferred by the *Cemeteries Act 1986* and the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Mandurah resolved on 28 August 2018 to make the following local law.

1. Citation

This local law may be cited as the *City of Mandurah Cemeteries Amendment Local Law 2018*.

2. Commencement

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

3. Principal local law amended

This local law amends the *City of Mandurah Cemeteries Local Law 2010* as published in *Government Gazette* No. 84 of 20 May 2011.

4. Clause 1.2 amended

In clause 1.2—

- (a) Delete the definition for “*authorised person*” and replace with—

“*authorised person* means a person—

- (a) authorised by the Council, under section 9.10 of the *Local Government Act 1995* to perform all or any of the functions conferred on an authorised person under this local law; or
(b) appointed by the CEO of the Board under section 64 of the Act to issue infringement notices in accordance with section 63 of the Act;”.

- (b) insert the following definitions in alphabetical order—

“*coffin* means a coffin or receptacle used for the transportation of a dead body to the grave;”; and

“*vehicle* has the same meaning as described in the *Road Traffic (Administration) Act 2008*;”.

- (c) In the definition for “*single funeral permit*” delete “.” and replace with “; and”.

5. Clause 3.4 amended

In clause 3.4 delete “24” and replace with “48”.

6. Clause 4.4 amended

In clause 4.4 delete “grave site” and replace with the word “gravesite”.

7. Clause 5.3 amended

In subclause 5.3(1)(c)(i) delete “3:00 pm” and replace with “2:30 pm”.

8. Clause 5.7 amended

In subclause 5.7(2) delete “25 km” and replace with “5 km”.

9. Part 6 amended

Following clause 6.1 insert—

6.2 Dimensions of graves

- (1) A person shall not bury a dead body in a cemetery other than in a standard grave, unless that person has the permission of an authorised person.

(2) The permission of the authorised person in subclause (1) shall not be granted unless in the opinion of the authorised person, exceptional circumstances require granting of that permission.

6.3 Preparation of graves

A person shall not dig or prepare a grave or fill a grave, unless that person has the permission of an authorised person.

10. Clause 7.2 amended

In clause 7.2 following “no” insert “plants,”

11. Clause 7.4 amended

(a) In subclause 7.4(a) delete “and”;

(b) In subclause 7.4(b) following “military grave” delete the full stop and insert “; and”

(c) After paragraph (b) insert—

(c) is still required to notify the Board of intending Australian War Grave and may be required to complete application for monumental works.

12. Clause 7.5 amended

(a) Following clause 7.5(1) insert as follows—

“(2) Nothing, whether transparent or otherwise, shall be placed over a memorial plaque.”

(b) Re-number the remaining subclause accordingly.

13. Clause 8.2 amended

In subclause 8.2(b) following the word “appropriate” insert the word “waste”.

14. Clause 8.6 amended

In clause 8.6 insert the word “waste” before the word “receptacle”.

15. Clause 8.7 amended

(a) In subclause 8.7(a) delete “or” where it appears in the fourth instance;

(b) In subclause 8.7(b) insert “waste” before “receptacle”;

(c) In subclause 8.7(b) delete the full stop and replace with “; or”;

(d) After subclause (b) insert—

“8.7(c) mark, scribe or write on a plinth or memorial”.

16. Clause 9.1 amended

(a) In subclause 9.1(1) delete “in vases or” and replace with “wholly within”; and

(b) In subclause 9.1(3) delete “without the approval of an authorised person”.

17. Schedule 1 amended

In schedule 1 item no 2 delete “25 kph” and replace with “5 kph”.

18. Schedule 2 amended

In schedule 2—

(a) Delete “25 kph” and replace with “5 kph”;

(b) In (a) delete “in person to Ranger Services, 5 Pinjarra Road Mandurah WA, or”; and

(c) In “**1. INFRINGEMENT NOTICES SERVED PERSONALLY**” delete the word “chance” and replace with the word “change”.

Dated: 31 August 2018.

The Common Seal of the City of Mandurah was affixed by authority of a resolution of the Council in the presence of—

RHYS JOHN WILLIAMS, Mayor.
MARK ROBERT NEWMAN, Chief Executive Officer.

JUSTICE

JU301

District Court of Western Australia Act 1969

District Court Amendment Rules (No. 2) 2018

Made by the judges of the District Court.

1. Citation

These rules are the *District Court Amendment Rules (No. 2) 2018*.

2. Commencement

These rules come into operation as follows —

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on the 14th day after that day.

3. Rules amended

These rules amend the *District Court Rules 2005*.

4. Rule 3 amended

- (1) In rule 3 delete the definitions of:

lawyer

legally qualified registrar

- (2) In rule 3 insert in alphabetical order:

department means the department of the Public Service that principally assists the Minister in the administration of the Act;

lawyer means an Australian legal practitioner within the meaning of that term in the *Legal Profession Act 2008* section 3;

legally qualified registrar means a registrar who is or has been an Australian lawyer within the meaning of that term in the *Legal Profession Act 2008* section 3;

5. Rule 6 amended

In rule 6(2)(ba) delete “or to “case management registrar””.

6. Rule 22B deleted

Delete rule 22B.

7. Rule 29 amended

In rule 29:

- (a) delete “Order 29”;
- (b) delete “Order 33 (other than rules 9 and 10)” and insert:

Order 33

- (c) delete “Order 59 rule 3(2)”.

8. Rule 37 amended

Delete rule 37(2) and insert:

- (2) Subrule (1) does not affect Part 5A.

9. Rules 38A and 38B inserted

At the end of Part 4 Division 3 Subdivision 3 insert:

38A. After entry for trial, no interlocutory application without leave

- (1) After a case is entered for trial, no party, without the Court’s leave, can apply —
 - (a) to file further pleadings; or
 - (b) to join or substitute parties; or
 - (c) for particulars, interrogatories, discovery, inspection, or the disclosure or non-disclosure of expert evidence; or
 - (d) to have evidence taken before a special examiner or on commission.
- (2) Subrule (1) does not limit the power of the judge at the trial to make orders for or in relation to any of the matters referred to in that subrule.

38B. Countermanding entry for trial

- (1) Within 14 days after the date on which a party enters a case for trial under rule 37 or 38, any other party may apply for an order countermanding the entry for trial.
- (2) An application under subrule (1) must be made by filing and serving a summons and a supporting affidavit on the party who entered the case for trial at least 2 clear days before hearing of the summons.

- (3) If any party to the summons is represented by a lawyer, the lawyer, or another lawyer who is conversant with the case, must personally attend the hearing of the summons and must not send a clerk to attend.
- (4) On an application made under this rule, the Court —
 - (a) may countermand the entry;
 - (b) may allow the entry to stand;
 - (c) may direct that the entry take effect upon the happening of certain events or on a date set by the Court;
 - (d) may make any other order or give any other direction it thinks proper.
- (5) The costs of an application made under this rule are costs in the cause, unless the Court orders otherwise.
- (6) A party who does not make a successful application under subrule (1) is taken to be ready for trial.

10. Rule 42 amended

Delete rule 42(1)(c) and insert:

- (c) order the parties to exchange, within such period as the officer orders, any medical report, expert medical evidence or other expert evidence that has not already been exchanged under Part 5;

11. Rule 45H amended

Before rule 45H(1) insert:

- (1A) The RSC Order 34 rule 1A does not apply to a case.

12. Part 5A replaced

Delete Part 5A and insert:

Part 5A — Expert evidence

47B. Terms used

In this Part —

expert medical evidence means the evidence of a medical expert on medical matters;

medical expert means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in any of these health professions —

- (a) dental;
- (b) medical;
- (c) occupational therapy;
- (d) optometry;
- (e) physiotherapy;
- (f) psychology;

medical report means a written report containing expert medical evidence;

personal injury case means a case in which a claim is made in respect of —

- (a) a person's personal injuries (including any illness or impairment of physical or mental condition); or
- (b) a person's death.

47C. RSC Order 36A does not apply

The RSC Order 36A does not apply to a case.

47D. General procedural matters

- (1) Any application made under this Part before trial must be made by summons.
- (2) A direction given under this Part may be revoked or varied by a subsequent direction given at or before the trial in the case.

47E. Expert medical evidence in personal injury cases

- (1) This rule applies to expert medical evidence in personal injury cases.
- (2) Nothing in this rule requires evidence to be disclosed to a defendant who has not entered an appearance.
- (3) A direction given under this rule may apply to only a part of a medical report or expert medical evidence.
- (4) Unless the Court directs otherwise, a party must serve on the other parties, in accordance with this rule, a copy of each medical report the substance of which the party intends to rely on at the trial.

- (5) Each copy referred to in subrule (4) must be served —
- (a) if the medical report is in existence before the case is entered for trial —
 - (i) if the report will be relied on by the party entering the case for trial — before the case is entered for trial; or
 - (ii) if the report will be relied on by another party — before the time for applying under rule 38B for an order countermanding the entry for trial expires, or any later time that may be fixed by an order made on any such application;
 - or
 - (b) if the medical report comes into existence after the case is entered for trial — as soon as practicable thereafter.
- (6) If a party applies for a direction under subrule (4) —
- (a) an affidavit supporting the application is not required; and
 - (b) the Court may inspect the medical report the subject of the application without disclosing its contents to any other party.
- (7) If the Court gives a direction under subrule (4), it may direct that, in lieu of serving a copy of any medical report, the substance of all or any expert medical evidence that a party intends to rely on at the trial be disclosed in writing to such other parties and within such period as the Court specifies.
- (8) Except with the Court's leave, or pursuant to a direction of the Court, or where all other parties agree, expert medical evidence cannot be adduced at a trial unless —
- (a) a copy of a medical report containing the substance of the evidence has been served in accordance with subrules (4) and (5); or
 - (b) the substance of that evidence has been disclosed in writing to all other parties within the time limited by a direction given under subrule (7) or, if no such direction has been given, a reasonable time before the trial; or
 - (c) the Court has permitted the evidence to be given by affidavit.

- (9) Without limiting the Court's powers under this rule, the Court may give a direction under subrule (4) or (7) or give leave under subrule (8) if a medical report contains —
- (a) statements by the party against whose interest the evidence is to be led; or
 - (b) hearsay evidence as to the manner in which a personal injury was sustained; or
 - (c) other evidence that would not be admissible at the trial.

47F. Other expert evidence

- (1) This rule applies to expert evidence other than expert medical evidence in personal injury cases.
- (2) A direction given under this rule may apply to only a part of the report or evidence of an expert.
- (3) Expert evidence cannot be adduced at a trial unless —
 - (a) the party seeking to adduce the evidence has applied to the Court to determine whether a direction should be given under this rule and has complied with any direction given on the application; or
 - (b) all parties consent to it being adduced; or
 - (c) the Court has given leave for it to be adduced; or
 - (d) the Court has permitted the evidence to be given by affidavit.
- (4) After a case is entered for trial —
 - (a) the party who entered the case for trial cannot apply under subrule (3); and
 - (b) any other party cannot apply after the time for applying under rule 38B for an order countermanding the entry for trial expires, or any later time that may be fixed by an order made on any such application.
- (5) On an application made under this rule, the Court may direct —
 - (a) that a copy of an expert witness's report, the substance of which a party intends to rely on at the trial, be served on such other parties and within such period as the Court may specify; or
 - (b) the substance of all or any expert evidence that a party intends to adduce at the trial be disclosed in writing to such other parties and within such period as the Court may specify.

- (6) The author of a report containing expert evidence must certify in the report to having read and complied with the practice direction made by the Court for the purposes of this subrule.
- (7) If a report has not been certified as required by subrule (6), it is not admissible at trial, except with the Court's leave.

47G. Derogation of privilege

If under rule 47E or 47F a party is required or directed to disclose any expert evidence, the party cannot, after the time fixed for disclosure by the rule or direction (as the case may be) expires, object on the ground of privilege (within the meaning of the *Evidence Act 1906* section 32A) to the evidence being disclosed.

47H. Enforcing this Part

- (1) Rules 47E(7) and 47F(3) do not affect the enforcement under any other provisions of these rules of a direction given under this Part.
- (2) A direction given under this Part is not enforceable by a writ of attachment or an order of committal.

47I. Court may limit expert evidence

Before or at the trial in a case, the Court may, by a direction, limit the number of medical experts or other experts who may be called as witnesses at the trial.

13. Rule 48AA amended

Before rule 48AA(1) insert:

- (1A) The RSC Order 36B rule 1(1) applies as if the definition of *Registry* were deleted and replaced by the definition of *Registry* in rule 3 of these rules.

14. Rule 48AB amended

Delete rule 48AB(1) and insert:

- (1) The RSC Order 36B rule 3(1) and (1A) do not apply to a case.

15. Rule 48AC amended

(1) Delete rule 48AC(1) and insert:

(1) The RSC Order 36B rule 5A applies subject to this rule.

(2) In rule 48AC(2) delete “rule 3A(1)” and insert:

rule 5A(2) and (3)

Note: The heading to amended rule 48AC is to read:

RSC Order 36B rule 5A modified: form of subpoena

16. Rule 48AD replaced

Delete rule 48AD and insert:

48AD. RSC Order 36B rule 7 modified: USB devices not permitted

The RSC Order 36B rule 6(7)(b) applies as if the reference to “USB device” were omitted.

17. Rule 48AE amended

In rule 48AE(2) delete “rule 8,” and insert:

rule 9,

18. Rule 48AF amended

In rule 48AF(2) delete “rule 8,” and insert:

rule 9,

19. Rule 48A amended

Delete rule 48A(2B), (2), (3) and (4) and insert:

(2) A party to a case cannot amend any of its pleadings, without the Court’s leave, after whichever of the following happens first —

(a) a certificate is tendered under rule 43(3a) in the case on behalf of any party; or

(b) the case is listed for trial.

- (3) An application for leave to amend a pleading must be accompanied by an affidavit of the party making the application, or the lawyer representing the party, that sets out the facts —
- (a) that have arisen since the time expired for amending a pleading without the Court's leave; and
 - (b) that ground the party's or the lawyer's argument that the amendment is necessary.

20. Rule 48B amended

Before rule 48B(1) insert:

- (1A) This rule does not apply to an interlocutory application to amend pleadings.

21. Rule 59 amended

Delete rule 59(2) and insert:

- (2) On determining an appeal the Court may fix the amount of costs but otherwise they are to be taxed in accordance with the *Legal Profession Act 2008* section 280.

22. Rule 71 amended

Delete rule 71(4) and insert:

- (4) A party to a case is entitled, at no charge, to inspect and obtain a copy of any part of the court record in respect of the case other than the transcript.

23. Schedule 1 amended

- (1) In Schedule 1 delete Form 1AB.
- (2) In Schedule 1 Form 1 delete “the *Rules of the Supreme Court 1971* Order 36A;” and insert:

Part 5A;

His Honour KEVIN FREDERICK SLEIGHT,
Chief Judge of the District Court,
District Court of Western Australia.

Date: 31 August 2018.

RACING, GAMING AND LIQUOR

RA301

Betting Control Act 1954
 Casino Control Act 1984
 Gaming and Wagering Commission Act 1987
 Liquor Control Act 1988
 Racing and Wagering Western Australia Act 2003
 Racing Penalties (Appeals) Act 1990

Racing, Gaming and Liquor Regulations Amendment (Fees and Charges) Regulations 2018

Made by the Lieutenant-Governor and Administrator in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Racing, Gaming and Liquor Regulations Amendment (Fees and Charges) Regulations 2018*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 January 2019.

Part 2 — *Betting Control Regulations 1978* amended

3. Regulations amended

This Part amends the *Betting Control Regulations 1978*.

4. Provisions amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 17(1)(aa)	\$50	\$51
r. 17(1)(ab)	\$70	\$71
r. 17(1)(ac)	\$354	\$359
r. 17(1)(ad)	\$75	\$76

Provision	Delete	Insert
r. 17(1)(a)	\$714	\$725
r. 17(1)(b)	\$34	\$35
r. 17(1)(ba)	\$173	\$176
r. 17(1)(bb)	\$93	\$94
r. 17(1)(c)	\$168	\$171
r. 17(1)(e)	\$34	\$35
r. 17(1)(f)	\$683	\$693
r. 17(2)	\$110	\$112
r. 17(3)	\$110	\$112
r. 17A(1)(a)(i)	\$399	\$405
r. 17A(1)(a)(ii)	\$815	\$827
r. 17A(1)(a)(iii)	\$1 224	\$1 242
r. 17B(1)(a)(ii)	\$50	\$51

Part 3 — *Casino Control (Burswood Island) (Licensing of Employees) Regulations 1985* amended

5. Regulations amended

This Part amends the *Casino Control (Burswood Island) (Licensing of Employees) Regulations 1985*.

6. Regulation 6 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 6(1)(a)	\$469	\$476
r. 6(1)(b)	\$293	\$297
r. 6(1a)(a)	\$129	\$131
r. 6(1a)(b)	\$129	\$131
r. 6(2)(a)	\$338	\$343
r. 6(2)(c)	\$53	\$54

Part 4 — *Casino Control Regulations 1999* amended

7. Regulations amended

This Part amends the *Casino Control Regulations 1999*.

8. Regulation 4 amended

In regulation 4 delete “\$154.” and insert:

\$156.

Part 5 — *Gaming and Wagering Commission Regulations 1988* amended

9. Regulations amended

This Part amends the *Gaming and Wagering Commission Regulations 1988*.

10. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Prescribed fees

Item	Description	Fee \$
1.	Search of the register for an identified entry	9
2.	Copy of extract from register	16
3.	Application for a function permit for —	
	(a) an item of gaming equipment (r. 18B(2)(a))	35
	(b) a class of gaming equipment (r. 18B(2)(b))	61
4.	Application for a permit of a continuing nature for —	
	(a) a video lottery terminal (r. 18AA(7))	35
	(b) an item of gaming equipment (r. 18B(2)(a))	66
	(c) a class of gaming equipment (r. 18B(2)(b))	117
5.	Application for a function permit for —	
	(a) bingo	23
	(b) multiple bingo, for each premises	23
	(c) simultaneous bingo, for each premises	23
	(d) a standard lottery —	
	(i) where the total retail value of prizes or prize money does not exceed \$5 000	35
	(ii) otherwise	76

[r. 4]

Item	Description	Fee \$
	(da) a standard lottery of a kind generally known or described as a Calcutta	76
	(e) a continuing lottery	17
	(f) gaming (per day authorised) —	
	(i) 1-5 tables	232
	(ii) 6-10 tables	390
	(iii) over 10 tables	435
	(g) two-up —	
	(i) by a country race club	156
	(ii) otherwise	232
6.	Application for a permit of a continuing nature for —	
	(a) bingo	35
	(b) multiple bingo, for each premises	35
	(c) simultaneous bingo, for each premises	35
	(d) a standard lottery, where the total retail value of prizes or prize money is —	
	(i) not more than \$5 000	49
	(ii) more than \$5 000 but not more than \$50 000	117
	(iii) more than \$50 000 but not more than \$100 000	227
	(iv) more than \$100 000 but not more than \$200 000	469
	(v) more than \$200 000	720
	(da) a standard lottery of a kind generally known or described as a Calcutta	156
	(e) a continuing lottery	28
	(f) gaming (per day authorised) —	
	(i) 1-5 tables	187
	(ii) 6-10 tables	343
	(iii) over 10 tables	429
	(g) two-up —	
	(i) by a country race club, per day authorised	124
	(ii) otherwise, per day authorised	187
7.	Application for approval of premises for —	
	(a) a specific function	23
	(b) functions from time to time	76
	(c) permit of a continuing nature	76

Item	Description	Fee \$
8.	Issue of a certificate under section 92 relating to —	
	(a) multiple bingo	156
	(b) simultaneous bingo	156
	(c) assisting in the conduct of bingo, for hire or reward	156
9.	Issue of an approved operator's certificate	257
10.	Issue of a certificate under section 88(5)	337
11.	Application to be a licensed supplier	314
12.	Approval to operate, or remove money from, gaming equipment	28

Part 6 — *Liquor Control Regulations 1989* amended

11. Regulations amended

This Part amends the *Liquor Control Regulations 1989*.

12. Regulation 26 amended

- (1) In regulation 26(1aa)(a) delete “\$281; or” and insert:

\$285; or

- (2) In regulation 26(1aa)(b) delete “\$565.” and insert:

\$573.

13. Schedule 3 replaced

Delete Schedule 3 and insert:

Schedule 3 — Fees

[r. 11, 14ADF, 18B, 26 and 27A]

Item	Description	Fee \$
1.	Application for the grant or removal of a hotel licence, nightclub licence, casino liquor licence, special facility licence or liquor store licence	3 567
2.	Application for the grant or removal of a club licence, restaurant licence, producer's licence or wholesaler's licence	915
3.	Application for the transfer of a licence	876

Item	Description	Fee \$
4.	Licence fee for any licence other than a club restricted licence	603
5.	Licence fee for a club restricted licence	297
6.	Application for an occasional licence if the anticipated number of patrons is — (a) up to 250 (b) between 251 and 500 (c) between 501 and 1 000 (d) between 1 001 and 5 000 (e) between 5 001 and 10 000 (f) over 10 000	54 113 232 1 173 2 349 4 709
7.	Application for extended trading permit for a period of over 21 days — (a) issued for the purpose referred to in section 60(4)(ca) — (i) if regulation 9F(2) applies (ii) if regulation 9F(2) does not apply (b) issued for the purpose referred to in section 60(4)(e) (c) issued for the purpose referred to in section 60(4)(h) (d) issued for the purpose referred to in section 60(4)(ia) — (i) if no previous application for that purpose has been made by any licensee in respect of the relevant premises (ii) if subparagraph (i) does not apply (e) issued for any other purpose	54 481 359 359 359 302 1 206
8.	Application for extended trading permit (in respect of a licence other than a club restricted licence) for a period of 21 days or less if the anticipated number of patrons is — (a) up to 500 (b) between 501 and 1 000 (c) between 1 001 and 5 000 (d) between 5 001 and 10 000 (e) over 10 000	113 232 1 173 2 349 4 709
9.	Application for extended trading permit (in respect of a club restricted licence) for a period of 21 days or less	44

Item	Description	Fee \$
10.	Application for manager's approval — (a) lodged under r. 14ADA(3) (b) lodged under r. 14ADA(4)(a) (c) lodged under r. 14ADA(4)(b)	184 61 16
11.	Application for renewal of manager's approval — (a) lodged under r. 14ADD(3)(a) (b) lodged under r. 14ADD(3)(b)	166 130
12.	Application for replacement identification card — (a) lodged under r. 14ADF(2)(b)(i) (b) lodged under r. 14ADF(2)(b)(ii)	53 10
13.	Application for approval of person in position of authority — (a) under licence other than club licence or club restricted licence (b) under club licence or club restricted licence	163 112
14.	Application for approval for alteration or redefinition of licensed premises	411
15.	Application for a protection order under section 87(1)	239
16.	Application for duplicate licence	36
17.	Application for approval of change of name of licensed premises	75
18.	Application to add, vary or cancel condition of licence or permit (other than club restricted licence) — (a) for a period of over 21 days (b) for a period of 21 days or less if the anticipated number of patrons is — (i) up to 500 (ii) between 501 and 1 000 (iii) between 1 001 and 5 000 (iv) between 5 001 and 10 000 (v) over 10 000	245 113 232 1 173 2 349 4 709
19.	Application to add, vary or cancel condition of club restricted licence	45
20.	Application under section 62(6) to vary any plans or specifications the subject of a condition	285
21.	Application for approval of agreement or arrangement	239
22.	Application under section 115AD for review of decision to give notice	250

Item	Description	Fee \$
23.	Application under section 119A for approval to conduct non-liquor business on licensed premises	227
24.	Application under section 152W(3), other than by an occupier of premises, for a liquor restriction declaration in relation to the premises	272
25.	Application under section 126A for approval of entertainment for juveniles on licensed premises	66
26.	Supply of a list of licensed premises or a list of owners of licensed premises	91
27.	Supply of a list of licensed premises on computer disk	60
28.	Supply of address labels for licensed premises	146
29.	Supply of approved heading for advertising an application	28
30.	Supply of copy of plan — for each sheet	28 (up to a max. of 224)
31.	Supply of certified copy of plan defining licensed premises	41
32.	Supply of copy of a licence, a permit or a decision of the Commission (or the former Liquor Licensing Court) or the Director	28
33.	For the certification of a copy of a licence, a permit or a decision of the Commission (or the former Liquor Licensing Court) or the Director	28
	[In addition to the fee under item 32]	
34.	Supply of copy of documentation, other than that already prescribed, per page	4
35.	Issue of a summons to a witness	23
36.	For a search of the database of records of licences — per licence	41
37.	For a full search of a licence record	53
38.	For a search of postcodes — (a) 1 to 10 postcodes	41
	(b) more than 10 postcodes	90
39.	For each person who is a party to an application under the Act and in relation to whom a background check is sought from the Police Service	152

**Part 7 — *Racing and Wagering Western Australia
Regulations 2003* amended**

14. Regulations amended

This Part amends the *Racing and Wagering Western Australia Regulations 2003*.

15. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

[r. 6(1), 13(4)]

Item	Subject	Fee \$
1.	Application fee for licence (r. 6(1)(c)(i); 13(4)(c)(i))	476
2.	Application fee for renewal of licence (r. 6(1)(c)(i); 13(4)(c)(i))	131

**Part 8 — *Racing Penalties (Appeals) Regulations 1991*
amended**

16. Regulations amended

This Part amends the *Racing Penalties (Appeals) Regulations 1991*.

17. Regulation 4 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 4(1)(a)	\$154	\$156
r. 4(1)(b)	\$383	\$388
r. 4(2)(a)(i)	\$154	\$156
r. 4(2)(a)(ii)	\$383	\$388
r. 4(2)	\$75	\$76

R. NEILSON, Clerk of the Executive Council.

RA302

Liquor Control Act 1988

Liquor Control (Section 31) Notice (No. 3) 2018

Issued under the *Liquor Control Act 1988* sections 31(4) and (7) and 60 by the Director of Liquor Licensing.

1. Citation

This notice is the *Liquor Control (Section 31) Notice (No. 3) 2018*.

2. Commencement

This notice comes into operation as follows —

- (a) clauses 1 and 2 — on the day on which this notice is published in the *Gazette*;
- (b) the rest of the notice — on 23 September 2018.

3. Extended trading permit varying authorisation conferred by hotel licence or liquor store licence: premises within metropolitan area

- (1) This clause applies to a licence that relates to premises situated in the metropolitan area if it is either —
 - (a) a hotel licence that is not a small bar licence, hotel restricted licence or tavern restricted licence; or
 - (b) a liquor store licence.
- (2) An extended trading permit is issued under section 60 of the Act in respect of the licence for the purposes of subsection (4)(g) of that section.
- (3) The extended trading permit varies the authorisation conferred by the licence so as to authorise the licensee to sell packaged liquor on and from the licensed premises from 8 am to 10 am on the following days —
 - (a) 16 December 2018;
 - (b) 23 December 2018;
 - (c) 30 December 2018.
- (4) The extended trading permit remains in force until the end of 30 December 2018.

4. Extended trading permit varying authorisation conferred by liquor store licence: premises outside metropolitan area

- (1) This clause applies to a liquor store licence that relates to premises situated outside the metropolitan area unless it is a licence listed in Schedule 1.

- (2) An extended trading permit is issued under section 60 of the Act in respect of the licence for the purposes of subsection (4)(g) of that section.
- (3) The extended trading permit varies the authorisation conferred by the licence so as to authorise the licensee to sell packaged liquor on and from the licensed premises from 10 am to 10 pm on the following days —
- (a) 23 September 2018;
 - (b) 16 December 2018;
 - (c) 23 December 2018;
 - (d) 30 December 2018.
- (4) The extended trading permit remains in force until the end of 30 December 2018.

Schedule 1 — Liquor store licences excluded from clause 4

[cl. 4]

Table

Location	Licence number	Licensee name
Boulder	6030012583	Keejan Investments Pty Ltd
Boulder	6030012732	Hallett Cove Pty Ltd
Broome	6030016345	Liquorland (Australia) Pty Ltd
Broome	6030016394	Woolworths Limited
Broome	6030032953	Liquorland (Australia) Pty Ltd
Broome	6030042077	Drumstar Pty Ltd
Coolgardie	6030012955	Moran's Store (2008) Pty Ltd
Cue	6030012435	Bell & Co (WA) Pty Ltd
Dampier	6030018424	Garman Nominees Pty Ltd
Derby	6030016279	Woolworths Limited
Derby	6030016386	Haggarty Nominees Pty Ltd
Halls Creek	6030016329	NMH Pty Ltd
Kalgoorlie	6030012419	Liquorland (Australia) Pty Ltd
Kalgoorlie	6030012443	Australian Liquor Group Ltd
Kalgoorlie	6030012872	Kalgoorlie Liquor Pty Ltd
Kalgoorlie	6030013037	Woolworths Limited

Location	Licence number	Licensee name
Kalgoorlie	6030038315	Liquorland (Australia) Pty Ltd
Kalgoorlie	6030120098	Spandau Pty Ltd
Kambalda East	6030012385	Top Group (WA) Pty Ltd
Kambalda West	6030044800	Woolworths Limited
Karratha	6030016865	Woolworths Limited
Karratha	6030037861	Karratha WA Holdings Pty Ltd
Meekatharra	6030012625	Bufs Investment Pty Ltd
Mount Magnet	6030013102	Murchison Jandamarra Groceries Pty Ltd
Newman	6030018366	Sunseason Pty Ltd
Onslow	6030016287	Onslow General Pty Ltd
Pannawonica	6030016295	Sodexo Remote Sites Australia Pty Ltd
Paraburdoo	6030016436	Louise Nominees Pty Ltd
Port Hedland	6030016303	Drumstar Pty Ltd
Port Hedland	6030016402	Delta Point Holdings Pty Ltd
Port Hedland	6030042614	Pardoo Beef Corporation Pty Ltd
South Hedland	6030009449	Liquorland (Australia) Pty Ltd
South Hedland	6030047779	Bushfalls Pty Ltd
Tom Price	6030019828	Liquorland (Australia) Pty Ltd
Wickham	6030012641	Woolworths Limited
Wyndham	6030016410	Kimberley Accommodation (East) Pty Ltd

DUNCAN ORD, Director of Liquor Licensing.

— PART 2 —

CONSUMER PROTECTION

CP401

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS (SHIRE OF COLLIE) CHRISTMAS VARIATION ORDER 2018

Made by the Minister for Commerce and Industrial Relations under section 12E of the Act.

1. Citation

This order is the *Retail Trading Hours (Shire of Collie) Christmas Variation Order 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. Variation of retail trading hours

General retail shops, other than motor vehicle shops, in the Collie local government district are authorised to be open at times when those shops would otherwise be required to be closed—

- (a) on each day specified in the Table; and
- (b) during the hours specified for that day in the Table.

Table

Day	Hours
Wednesday 5 December 2018	7.00am to 9.00pm
Thursday 6 December 2018	7.00am to 9.00pm
Friday 7 December 2018	7.00am to 9.00pm
Saturday 8 December 2018	7.00am to 6.00pm
Sunday 9 December 2018	8.00am to 6.00pm
Monday 10 December 2018	7.00am to 9.00pm
Tuesday 11 December 2018	7.00am to 9.00pm
Wednesday 12 December 2018	7.00am to 9.00pm
Thursday 13 December 2018	7.00am to 9.00pm
Friday 14 December 2018	7.00am to 9.00pm
Saturday 15 December 2018	7.00am to 6.00pm (Christmas Pageant)
Sunday 16 December 2018	8.00am to 6.00pm
Monday 17 December 2018	7.00am to 9.00pm
Tuesday 18 December 2018	7.00am to 9.00pm
Wednesday 19 December 2018	7.00am to 9.00pm
Thursday 20 December 2018	7.00am to 9.00pm
Friday 21 December 2018	7.00am to 9.00pm
Saturday 22 December 2018	7.00am to 6.00pm
Sunday 23 December 2018	8.00am to 6.00pm
Monday 24 December 2018	7.00am to 9.00pm
Tuesday 25 December 2018	Closed (Christmas Day)
Wednesday 26 December 2018	8.00am to 6.00pm (Boxing Day)
Thursday 27 December 2018	7.00am to 9.00pm
Friday 28 December 2018	7.00am to 9.00pm
Saturday 29 December 2018	7.00am to 6.00pm
Sunday 30 December 2018	8.00am to 6.00pm
Monday 31 December 2018	7.00am to 9.00pm
Tuesday 1 January 2019	8.00am to 6.00pm (New Year's Day)
Monday 28 January 2019	8.00am to 6.00pm (Australia Day P/H)

4. Relationship to standing order

This order has effect despite the *Retail Trading Hours (Shire of Collie) Variation Order 2016*.

W. JOHNSTON, Minister for Commerce and Industrial Relations.

JUSTICE

JU401

JUSTICES OF THE PEACE ACT 2004
APPOINTMENTS

It is hereby notified for public information that His Excellency the Lieutenant-Governor and Administrator in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Gary John Francis Alexander of Kununurra
 Bradley Patrick Kyne of Kununurra
 Eugene Wee Shiang Wong of Canning Vale

JOANNE STAMPALIA, Executive Director,
 Court and Tribunal Services.

JU402

JUSTICES OF THE PEACE ACT 2004
RESIGNATIONS

It is hereby notified for public information that the Minister has accepted the resignation of—

Mr Ashley James Taylor of Sunset Beach
 Mr Robert Edward Wilkin of West Busselton
 from the Office of Justice of the Peace for the State of Western Australia.

JOANNE STAMPALIA, Executive Director,
 Court and Tribunal Services.

LOCAL GOVERNMENT

LG101

CORRECTION
BUSH FIRES ACT 1954
LOCAL GOVERNMENT ACT 1995
Shire of Victoria Plains

It is notified for information that the amendment local law published on pages 3121 to 3123 of the *Government Gazette* dated 4 September 2018 was incorrectly titled and is accordingly corrected to read *Bush Fire Brigades Amendment Local Law 2018*.

G. M. TEEDE, Chief Executive Officer.

LG401

LOCAL GOVERNMENT ACT 1995
BUSH FIRES ACT 1954
Shire of Woodanilling
APPOINTMENTS

It is hereby notified for public information that the following Officers have been appointed under the provisions of the Bush Fires Act by the Shire of Woodanilling as Bush Fire Control Officers from 1 July 2018—

Chief BFCO	Dale Douglas
Deputy Chief BFCO	Evan Hall
Deputy Chief BFCO	Jason Cronin
Beaufort Kenmare	Bindi Murray, Peter Morrell
Boyerine Westwood	Gilbert Watson
Central	Scott Hook, Ian Garstone
Cartmeticup	David Kerr
CESM	Cynthia Pearce
Shire Ranger	Keith Schurmann

The above appointments replace Council's previous appointments of Bush Fire Control Officers.

B. K. KNIGHT, Chief Executive Officer.

LG402

BUSH FIRES ACT 1954*City of Busselton*

APPOINTMENTS

It is hereby advised that the following persons are appointed as City of Busselton Bush Fire Control Officers under the *Bush Fires Act 1954*, Part IV Division 1 Section 38—

Chief Bush Fire Control Officer—Allan Guthrie (City of Busselton)

Deputy Chief Bush Fire Control Officers—

- (1) Christopher Payne (Koorup VBFB)
- (2) Oscar Negus (Hithergreen VBFB)

Bush Fire Control Officers—

- Blake Moore (City of Busselton)
- Christopher Ayers (Yallingup Rural VBFB)
- Paul Blight (Yallingup Coastal VBFB)
- Mark Cannon (Jarrahwood VBFB)
- Peter Dawson (Vasse VBFB)
- Mark Fisher (Yallingup Rural VBFB)
- Ray Fokkema (Metricup VBFB)
- David Hunt (Yallingup Rural VBFB)
- Todd Johnson (Hithergreen VBFB)
- Mark Jolliffe (Wilyabrup VBFB)
- Wally Lewis (Vasse VBFB)
- Neil McDonald (Koorup VBFB)
- Ian McGregor (South Acton Park VBFB)
- Colin Sanderson (Eagle Bay VBFB)
- Ian Slee (Yoongarillup VBFB)
- Mark Smith (Sussex VBFB)
- Kenneth Sue (Ambergate VBFB)
- Douglas Walters (North Acton Park VBFB)
- Andrew Hunt (Dunsborough VBFB)
- Timothy O'Neill (Hithergreen VBFB)
- Neville Haddon (Yoongarillup VBFB)
- Annette Batley (Yoongarillup VBFB)
- *Ian McDowell (City of Busselton)
- *Mark O'Connor (City of Busselton)
- *Owen Anderton (City of Busselton)
- *David Boardman (City of Busselton)
- *Gordon Boettcher (City of Busselton)
- *Sorcha Gillen (City of Busselton)
- *Lauren Quigley (City of Busselton)
- *Theodorus Brugman (City of Busselton)
- *Shayne Lawty (City of Busselton)

* denotes restricted role as FCO

() denotes brigade represented.

Cancellations: All other previous appointments.

By order of the Council,

MIKE ARCHER, Chief Executive Officer.

LG403

LOCAL GOVERNMENT ACT 1995
LOCAL GOVERNMENT ADVISORY BOARD
 Appointments

It is hereby notified for public information that the Lieutenant-Governor and Administrator has made the following appointments—

1. Under the provisions of clause 2 of Schedule 2.5 of the *Local Government Act 1995*, to appoint Ms Marion Helena Blair as Chairperson, and Cr Karen Jeanette Chappel a Member of the Local Government Advisory Board, commencing from 1 September 2018 and expiring on 31 August 2021;
and
2. Under the provisions of clause 3 of Schedule 2.5 of the *Local Government Act 1995*, to appoint Mayor Dennis William Wellington a Deputy Member of the Local Government Advisory Board, commencing from 1 September 2018 and expiring on 31 August 2021.

LG404**BUSH FIRES ACT 1954***City of Bayswater***APPOINTMENTS**

In accordance with Section 38 of the *Bush Fires Act 1954* the following officers have been Appointed Bush Fire Control Officers—

Chief Bush Fire Control Officer—Jane Rigney
 Deputy Bush Fire Control Officer—Simon Hubbard
 Bush Fire Control Officers—

Andrew Stroner, Anthony Miceli, April Montana, Arek Mazurkiewicz, Daniel Zygadlo, Elan Tzabary, Gareth Haldane, James Burke, Karen Myles, Radomir Petrovic, Raymond McArthur, Simon Snow, Steven Hosszu, Sunday Anyikwa, Oliver Nestorovski, Ian Whyborn, Carlo Cappa, Paul Ames, Marcus Delany, Samarjit Bhangaal

All previous appointments are hereby cancelled.

Enquiries in relation to this Notice may be directed to Ranger Services, Monday to Friday between 8:30am and 4:30pm, on 9272 0972.

LG405**DOG ACT 1976***Shire of Meekatharra***APPOINTMENTS**

It is hereby notified for public information that the following persons have been appointed under the provisions of the *Dog Act 1976* for the municipality of the Shire of Meekatharra—

Registration Officers—

Krystyna East	Caroline Baldwin
Svenja Clare	Jemma Broughton
Donna Christie	Peter Smith

Authorised Officers—

Peter Smith	John Hayes
-------------	------------

All previous appointments are hereby cancelled.

ROY McClymont, Chief Executive Officer.

LG501**BUSH FIRES ACT 1954***City of Mandurah***FIRE BREAK AND FUEL HAZARD REDUCTION NOTICE 2018/2019**

Notice to All Landowners

IMPORTANT INFORMATION RELATING TO 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 2018 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 2019.

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 2018, 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.

FIRE MANAGEMENT PLANS

Where an approved Fire Management Plan relates to a property, owners are required to fully comply with the requirements of that approved plan.

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
1/4/2018-30/11/2018	1/12/2018-31/3/2019	1/4/2019-30/11/2019

By order of the Council,

MARK R. NEWMAN, Chief Executive Officer.

LG502**BUSH FIRES ACT 1954***City of Busselton***2018/19 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 metre 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 including burn piles (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 3.
- (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 2018 and must be maintained compliant with this notice until 12 May 2019.

4.2. Firebreaks and fuel hazard reduction on Rural Land which includes Category 1 in Section 17, is to be completed by 15 December 2018 and must be maintained compliant with this notice until 12 May 2019.

5. RESTRICTED AND PROHIBITED BURNING PERIOD

5.1. BURNING RESTRICTED—Burning Permits are required from 2 November 2018 to 14 December 2018 inclusive and 1 March 2019 to 12 May 2019 inclusive.

5.2. BURNING PROHIBITED—Burning is prohibited from 15 December 2018 to 28 February 2019 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 PUBLIC HOLIDAYS

7.1. Burning on 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 arrester 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 2018 to 28 February 2019. During the restricted burning period, 2 November 2018 to 14 December 2018; and 1 March 2019 to 12 May 2019, 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 2018.

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.

LG503

BUSH FIRES ACT 1954

Shire of Corrigin

FIREBREAK ORDER 2018/2019

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, you are hereby required to install firebreaks clear of all flammable material or take alternative approved measures, and to undertake fuel hazard reduction measures before 31 October 2018 and thereafter maintain free of all inflammable material until 15 April 2019.

1. RURAL LAND

1.1 *Mineral earth firebreaks* of not less than 2.44 metres (8 feet) in width must be constructed along and within 20 metres of all external boundaries of the property owned or occupied by you. If any portion of the land adjoins a public road or railway line, a firebreak must also be constructed along that boundary.

1.2 Property in excess of 250 hectares shall have *mineral earth firebreaks* positioned as necessary to divide land into areas not exceeding 250 hectares each completely surrounded by a *mineral earth firebreak*.

1.3 Clear and maintain *mineral earth firebreaks* at least 2.44 metres (8 feet) wide within 20 metres of the perimeter of any building or group of buildings, fuel tanks, hayshed or haystack, in such a manner as to fully encircle the structure/s. In addition to *mineral earth firebreaks*, a 20 metre wide low fuel zone is required to be maintained around any building or group of buildings, fuel tanks, hayshed or haystack. Low fuel means the removal of inflammable material, dead trees, leaf litter and trash and the removal of dead branches to a height of 1.5 metres from live standing trees. Grass is to be slashed to a height not exceeding 100mm.

1.4 During any period when harvesting operations are being conducted, there shall be provided an operational mobile firefighting unit with a minimum capacity of 500 litres of water located in or immediately adjacent to the paddock being harvested. The responsibility to supply the unit is that of the landowner/occupier.

2. TOWN SITES

2.1 Where the area of the land is 0.2 hectares (one half of one acre) or less, you shall clear all inflammable material on the land from the whole of the land.

2.2 Where the area of the land exceeds 0.2 hectares (one half of one acre), you shall clear of all inflammable material, mineral earth firebreaks not less than 2.44 metres (8 feet) wide immediately inside all external boundaries of the land, and also immediately surrounding all buildings, haystacks and fuel ramps situated on the land, and also immediately surrounding any drums or drums situated on the land which are normally used for the storage of fuel, whether they contain fuel or not.

3. GENERAL PROVISIONS

The term "*inflammable Material*" or the purpose of this notice includes bush (as defined in the *Bush Fires Act 1954*), timber, boxes, cartons, paper, and the like inflammable materials, rubbish and any combustible matter, but does not include buildings, green standing trees and bushes or growing bushes or plants in gardens or lawns. If it is considered to be impractical for any reason to provide *mineral earth firebreaks* in the position or adhere to the provisions required by this notice, the written approval of Council or a duly authorised officer must be obtained to prepare such *mineral earth firebreaks* in an alternative position. If permission is not granted by Council or a duly authorised officer you shall comply with the requirements of this order.

The term "*mineral earth firebreak*" means an area of the owner(s)/occupiers(s) land, cleared and maintained totally clear of all vegetation material (living or dead) so there is only mineral earth left.

The term "*harvesting/total movement ban*" includes harvesting and the movement of vehicles in paddocks, except vehicles carrying water to stock.

Contractors carting lime, gypsum or fertilizer are allowed to enter into paddocks to unload at any time that there is a "*harvest/total movement ban*" in place on the condition that a manned fire unit with at least 500 litres of water is in attendance.

4. HARVEST/MOVEMENT OF VEHICLES BANS

Total Fire Bans may be imposed by DFES on a regional basis on days of severe or greater fire danger. Activities which may cause a fire are prohibited. Harvesting/movement bans may also be imposed by the Shire. Harvesting is not permitted on Christmas Day, Boxing Day and New Year's Day.

5. ADDITIONAL RESPONSIBILITIES AND PENALTIES

The penalty for failing to comply with this order is a fine of not more than five thousand dollars (\$5000) and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed by this notice, if it is not carried out by the owner or occupier by the date required by this notice. In addition, Council can arrange for the required work to be carried out at the cost of the owner or occupier. Gas or electric barbecues ONLY are permitted during prohibited burning periods. No solid fuel or wood barbecues allowed. Camping and Cooking fires are prohibited during the prohibited and restricted burning periods unless a valid permit has been issued by the Chief Bush Fire Control Officer.

Permits for burning during the restricted burning period are available from your local Bush Fire Control Officer. Burning is not permitted during the restricted burning period and public holidays or during Easter when Easter falls within the restricted burning period. Persons burning without

permits during the restricted burning period or on days when a very high or greater fire weather warning has been issued may be prosecuted. Prior to any burning, you are required to notify your neighbours, Bush Fire Control Officer and the Shire of Corrigin. Besides being responsible for the safety of your own property, if a fire escapes from your property you may be liable to pay compensation for any damage caused outside of your property. Public infrastructure must not be placed in a manner that results in an above-ground encroachment into the firebreak area. Trees must not be planted in a manner that results in vegetation encroaching into the firebreak area.

6. BURNING PERIODS

Restricted Burning Period—Permit to burn required from a Bush Fire Control Officer from 19 September 2018 to 31 October 2018 and from 16 February 2019 to 15 April 2019.

No Burning Permitted (Including Camp Fires)—From 1 November 2018 to 15 February 2019.

7. BUSH FIRE CONTROL OFFICERS

Shire of Corrigin Bush Fire Control Officers are authorised to issue permits to burn on private land during the restricted burning period. Bush Fire Control Officers are also empowered to enter land and issue directives relating to fire suppression and control.

CHIEF BUSH FIRE CONTROL OFFICER

Greg Evans

DEPUTY CHIEF BUSH FIRE CONTROL OFFICERS

Andrew Szczecinski and Steven Bolt

BUSH FIRE CONTROL OFFICERS

Sandow Jacobs, Bruce Mills, Paul McBeath, Greg Doyle, Craig Jespersen, Bryce Nicholls, Ray Hathaway, Tony Guinness, John Hewett, Braden Grylls, Tim George, Kim Courboules, Bruce Talbot, Garrick Connelly, Adam Rendell and Natalie Manton.

Dated: 31 August 2018.

NATALIE MANTON, Chief Executive Officer.

LG504

BUSH FIRES ACT 1954

Shire of Ashburton

NOTICE TO ALL OWNERS AND/OR OCCUPIERS OF LAND IN THE SHIRE OF ASHBURTON

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 2018, (or within fourteen days of your becoming owner or occupier of land should this be after the 1st day of October 2018), to clear firebreaks and reduce the fuel load from the land owned or occupied by you as specified hereunder and to have the specified land and firebreaks clear of all flammable material from the 1st day of October 2018, up to and including the 30th day of April 2019.

(1) Land in Townsites—

- 1.1 Where the area of land is 2000 square metres (approximately ½ acre) or less, all flammable material should be reduced over the whole of the land. Grasses can be slashed, to a height no more than 75 mm.
- 1.2 Where the area of land exceeds 2000 square metres, firebreaks of at least three metres in width should be cleared of all flammable material immediately inside and along the boundaries of the land. Where there are buildings on the land additional firebreaks three metres in width shall be cleared immediately surrounding each building.

(2) Land outside Townsites—

- 2.1 Two firebreaks should surround all buildings on land that is outside townsites, not less than three metres wide and cleared of all flammable material. The inner firebreak is to be not more than twenty metres from the perimeter of the building or group of buildings and the outer firebreak not less than 100 metres from the inner firebreak.
- 2.2 If it is considered for any reason to be impractical to clear firebreaks or remove flammable material as required by this notice, you may apply to the Council or its duly authorised Officer no later than the 30th day of September 2018, for permission to provide firebreaks in alternative positions or take alternative action to remove or abate fire hazards. If permission is not granted by Council or its duly authorised Officer, you must comply with the requirement of this notice.

“Flammable material” does not include green growing trees or green growing plants in gardens.

If the requirements of this notice are carried out by burning, such burning must comply with the relevant provisions of the Bush Fires Act. **NO FIRES ARE TO BE LIT WITHOUT A VALID PERMIT.**

The penalty for failing to comply with this notice is a fine of \$5000. A person in default is also liable, whether prosecuted or not, to pay 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.

ROB PAULL, Chief Executive Officer.

LG505

BUSH FIRES ACT 1954*Town of Victoria Park***2018/2019 FIREBREAK NOTICE**

Notice to all Owners and/or Occupiers of Land within the Town of Victoria Park.

Pursuant to the powers conferred in Section 33 of the *Bush Fires Act 1954*, you are required on or before the 31st October 2018, or within fourteen (14) days of the date you become the owner or occupier should this be after the 31st day of October 2018 and thereafter up to and including the 30th day of April 2019, to clear inflammable matter, on land owned and/or occupied by you in accordance with the following requirements—

1. All land which is 2000 m² or less in area—

Remove inflammable matter from the whole of the land, except living trees and shrubs; plants under cultivation and lawn, by means of ploughing, cultivating or slashing to a height of no more than 50mm.

2. All other land within the Town of Victoria Park—

- (i) Firebreaks of a minimum width and height of 3 metres are to be cleared immediately inside all external boundaries of the land;
- (ii) Firebreaks to a minimum width of 3 metres and height of 3 metres are to be cleared immediately surrounding all buildings situated on the land; and any place where inflammable liquids and gas products are kept;

In addition to the requirements in this Firebreak Notice (Notice) Council may, by notice in writing require an owner and/or occupier to act as and when specified in the Notice with respect to anything which is upon land and which in the opinion of Council is or is likely to be conducive to the outbreak of a bush fire or the spread or extension of a bush fire.

The term “Inflammable Matter” for the purpose of this Notice includes bush (as defined in the *Bush Fires Act 1954*), timber, boxes, cartons, paper, rubbish and any other combustible or inflammable matter, but does not include buildings, green standing trees and bushes or growing bushes or plants in gardens or lawns.

All firebreaks must be cleared on or before 31 October in any year and thereafter maintained clear of inflammable matter up to and including 30 April in the following year.

If for any reason an owner and/or occupier considers it impractical to clear firebreaks or comply with other fire protection measures in accordance with the Notice, the owner and/or occupier may apply in writing to Council no later than 31 October in any year for a variation. If permission is not granted in writing by Council or its authorised officer, the owner and/or occupier must comply with the requirements of this Notice. Any variation granted by Council will apply only for a single Firebreak Period. A variation granted by Council shall only remain in force until 30 April in the following year.

The penalty for failing to comply with this notice is a fine of not more than \$5,000.00 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.

By order of Town of Victoria Park,

ANTHONY VULETA, Chief Executive Officer.

MARINE/MARITIME

MA401

WESTERN AUSTRALIAN MARINE ACT 1982**CANCELLATION—CLOSED WATERS ALL VESSELS***Exmouth Wave Rider Buoy**Shire of Exmouth*

Department of Transport,
Fremantle WA, 7 September 2018.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, I hereby cancel Notice MX401 as published on the 27 February 2007—

Wave Rider: All the waters within 100 metres of the Exmouth Wave Rider Buoy located at position 114°05.9160'E, 21°41.9660'S. All coordinates based on GDA 94.

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

PLANNING

PL403

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Donnybrook-Balingup
Local Planning Scheme No. 7—Amendment No. 9

Ref: TPS/2296

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 Donnybrook-Balingup Local Planning Scheme amendment on 22 August 2018 for the purpose of—

(a) Amending Schedule 6—Additional Uses as follows—

No.	Description of Land	Additional Use	Conditions
A4	Lot 9504 (RN 80) Kelly Road, Donnybrook and adjoining closed road (Land ID 3086771).	Park Home Park	1. Development of the site shall be generally in accordance with approved structure plan 06035P SP-02 endorsed March 2013 or an alternative structure plan endorsed by the Commission. 2. Development of the site shall be subject to development approval

(b) Modifying the Scheme Maps accordingly to reflect the Additional Use No. A4 over Lot 9504 Kelly Road, Donnybrook and the closed road identified as Land ID 3086771 as provided for on the attached Scheme Amendment Map.

B. PIESSÉ, President.
B. ROSE, Chief Executive Officer.

PL404

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Harvey
Local Planning Scheme No. 1—Amendment No. 115

Ref: TPS/1737

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 Harvey Local Planning Scheme amendment on 22 August 2018 for the purpose of—

1. Amending the text in Schedule 3—Additional Requirements Special Residential zone of the Scheme by replacing the following provisions—

Area No.	Locality	
Area 11	Waterloo Road, Roelands East	3.12.1 Despite the minimum lot size specified in Table 1, the Local Government may support a minimum average lot size of 3200sqm and an absolute minimum lot size of 2000sqm. The design has been guided by a Landscape assessment report to minimise the adverse impacts on the landscape values of the area. 3.12.2 Subdivision to be in accordance with an approved Structure Plan. 3.12.3 No further subdivision of the lots shown on the Structure Plan shall be permitted. 3.12.4 Prior to subdivision approval, the subdivider is to prepare an Urban Water Management Plan that reflects the endorsed Structure Plan to the satisfaction of the Local Government, in consultation with the Department of Water. A condition of subdivision approval will require the plan to be implemented to the satisfaction of the Local Government. 3.12.5 The subdivider will be required, as a condition of subdivision, to implement a Bushfire Management Plan as supported by the Department of Fire and Emergency Services and approved by the Local Government.

2. Modifying the text in Area 11 of Schedule 3—Additional Requirements—Special Residential Zone of the Scheme by inserting a new provision stating—

Area No.	Locality	
Area 11	Waterloo Road, Roelands East	3.12.7 As a condition of subdivision, the Applicant is to prepare and implement a Black Cockatoo Habitat Management Plan, to the satisfaction of the Department of Biodiversity, Conservation and Attractions.

and renumbering subsequent provisions accordingly.

T. JACKSON, President.
M. PARKER, Chief Executive Officer.

PL401

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Augusta Margaret River
Local Planning Scheme No. 1—Amendment No. 47

Ref: TPS/2050

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 Augusta Margaret River Local Planning Scheme amendment on 22 August 2018 for the purpose of—

1. Modifying 'Schedule 11—Structure Plan Areas' by including the following—

Area No. (SPA)	Description of Land Area	Land Use Expectation	Matters to be addressed in Structure Plans (in addition to Part 4 of the Deemed Provisions)	Associated Provisions
13	Ashton Street Lots 11-15, 431-433, 18-20 and 22	Rural residential land use	Additions to the river foreshore for the purposes of environmental protection and/or public access.	<ol style="list-style-type: none"> 1. Notwithstanding the provisions of clause 4.22.1 (a) an average lot area of 1 hectare shall be achieved. 2. Tourist development comprising low density development may be permitted providing such development has minimal impact on the character and amenity of the area, facilitates public access to the Margaret River and, where appropriate, results in a wider public foreshore area being created. 3. Subdivision and/or development of the area shall be in accordance with the adopted Structure Plan or a subsequent Structure Plan approved by the Western Australian Planning Commission in accordance with the process set out in Part 4 of the Deemed Provisions. 4. Lots created from the subdivision of Lot 22 Ashton Street are to be limited in their development to a single dwelling land use, with associated outbuildings. 5. Low key tourism development will only be supported where it can be located to minimise impact on the natural environment and the function of the area as an environmental corridor, where it can be clearly demonstrated that a proposal ensures compliance with bushfire planning requirements.

Area No. (SPA)	Description of Land Area	Land Use Expectation	Matters to be addressed in Structure Plans (in addition to Part 4 of the Deemed Provisions)	Associated Provisions
				6. Prior to the subdivision of land, a Bushfire Management Plan shall be prepared adopted and implemented in accordance with the provisions of State Planning Policy 3.7 Planning in Bushfire Prone Areas and the Guidelines for Planning in Bushfire Prone Areas to the satisfaction of the Department of Fire and Emergency Services.

Cr P. TOWNSHEND, Shire President.
G. EVERSLED, Chief Executive Officer.

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Augusta Margaret River

Local Planning Scheme No. 1—Amendment No. 50

Ref: TPS/2026

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 Augusta Margaret River Local Planning Scheme amendment on 22 August 2018 for the purpose of—

Modifying Schedule 12—Special Conditions relating to Tourist Zones ‘T4’ to—

No.	Description of the Land	Conditions
T4	Part Lot 145 of Location 741 Cowaramup Bay Road Cnr Caves Road, Gracetown—proposed Lot 11 (refer to Subdivision Guide Plan)	<p>The following uses are permitted—</p> <ul style="list-style-type: none"> • Restaurant/Cafe • Caretakers dwelling • Rural Produce Sales • Exhibition Centre • Industry—Rural • Industry—Cottage <ol style="list-style-type: none"> 1. Subdivision shall be generally in accordance with the Subdivision Guide Plan detailed in Amendment 94 of the revoked Town Planning Scheme No. 11, or a subsequent Structure Plan endorsed by the local government and the Western Australian Planning Commission in accordance with the process set out in Part 4 of the Deemed Provisions. 2. Manager’s residence, all ancillary buildings and water tanks shall be constructed of non-reflective material (including glazed areas). 3. Effluent disposal areas for leach drain systems shall be setback 100 metres from any water course or dam or in the case of an alternative treatment system 50 metres or such distance as recommended by the Department of Health or otherwise approved by the local government. 4. No further subdivision shall be recommended by the local government. 5. No dams shall be permitted on any lot unless otherwise approved by the local government. 6. The application of State Planning Policy No. 3.7—Planning in Bushfire Prone Areas and the Guidelines for Planning in Bushfire Prone Areas is to occur in future planning stages and have due consideration to the Bushfire Hazard Level Assessment.

No.	Description of the Land	Conditions
		7. Prior to development on the site a Bushfire Management Plan shall be prepared, approved and implemented, in consultation with the Department of Biodiversity, Conservation and Attractions (Parks and Wildlife), and in accordance with the provisions of State Planning Policy 3.7 Planning in Bushfire Prone Areas and the Guidelines for Planning in Bushfire Prone Areas, to the satisfaction of the Department of Fire and Emergency Services.

Cr I. EARL, Shire President.
G. EVERSLED, 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: 31 August 2018.

CHRIS DAWSON, Commissioner of Police.

Surname	First Name	State	Pilot Licence Number	Training Provider
McNally	Jessica	WA	01188	Keen Bros.

PO402

ROAD TRAFFIC ACT 1974
ROAD TRAFFIC CODE 2000
AUTHORISED PERSONS

Declaration

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

I, 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: 30 August 2018.

CHRIS DAWSON, Commissioner of Police.

Surname	First Name	State	Pilot Licence Number	Training Provider
Keese	Helen	WA	01187	Keen Bros (WA)

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 John Robert Spavould WA deceased, who died on 28 July 2018, are required by the executor of the estate namely Kay Susan Fraser to send particulars of their claims to them, c/- Guardian Wills and Probate, PO Box 26, Joondalup DC WA 6919, within one (1) month of the date of publication hereof, after which date the executors may convey or distribute the assets having regard to the claims of which they then have notice.

ZX403

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Johannes Hendrikus Hars, late of Regents Garden Four Seasons, 495 Marmion Street, Booragoon 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 the 6th day of July 2018, are required by the Executor, Garry Evan Same, to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by the 8th day of October 2018, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

GARRY E. SAME, Taylor Smart.

ZX404

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Peter Milloy, late of 112 Loxton Drive, Bookara (formerly of Morawa) in the State of Western Australia, Retired Farmer, 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 23 March 2018, are required by the Executor, Thomas Johannes Thuijs, to send the particulars of their claim to Tom Thuijs c/o Encompass Financial, PO Box 1865, Geraldton WA 6531 by 30 September 2018, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 21st day of August 2018.

THOMAS J. THUIJS, Encompass Financial.

ZX405

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Dorothy Rose Bisset, late of 11 Tassel Street, Albany, 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 1 May 2018, are required by the trustee of the late Dorothy Rose Bisset care of Philip Wyatt Lawyer, PO Box 1026, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 4th day of September 2018.

PHILIP WYATT LAWYERS.

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 deceased, Leslie Geoffrey Wallace, late of 35 Berberis Way Forrestfield WA, who died on 11 July 2018, are required by the Executors, Thomas Graham Wallace, Mary Joanne Ralli and Lesley Kathryn Iemmolo of PO Box 5334, Canning Vale South WA 6155 to send particulars of their claim by 7 October 2018, after which date the executors may convey or distribute the assets having regard only to the claims of which they then have notice.

ZX406**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 Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 7 October 2018, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Dunn, Elsie Lena, late of Carrington Aged Care, 27 Ivermey Road, Hamilton Hill, who died on 23 July 2018 (DE19792694 EM24).

Finney, John Victor, late of Huntingdale Low Care Facility, 31 Mildenhall Street, Huntingdale, formerly of 23 Travers Gardens, Kelmscott, who died on 3 August 2018 (DE19990271 EM23).

Gaff, Donald Gordon, late of CraigCare Maylands, 6 Third Avenue, Maylands, who died on 21 July 2018 (DE19901080 EM37).

James, Joan Elizabeth, late of 5 Lugger Place, Yanchep, who died on 23 July 2018 (DE33092740 EM32).

Misic, Donka, late of 13A Law Street, Morley, who died on 15 July 2018 (DE19862177 EM13).

Murray, Patricia Shirley, late of Mercy Aged Care, Edgewater Mercy Hostel, 9 Harvest Loop, Edgewater, who died on 22 March 2018 (PM33036419 TM52).

Price, Robert William, late of 8 Area Road, Dinninup, who died on 25 July 2018 (DE33113072 EM113).

Privett, Peter John Warren, late of 107 Woodward Street, Coolgardie, who died on 26 May 2018 (DE19991575 EM32).

Stoll, Anna Emilie Ilse (also known as Ilse Stoll), late of 8 Croasdale Road, Roleystone, who died on 16 June 2018 (DE32000542 EM15).

Teoh, Kwee-Eng, late of 8 McGlew Street, Eden Hill, who died on 3 July 2018 (DE33155147 EM15).

Todd, James Dean, late of Unit 14, 298 Main Street, Balcatta, who died on 3 June 2018 (DE33010257 EM17).

Van Zwam, Trijntje (also known as Tina Van Zwam), late of 15 Muswell Street, Balga, who died on 6 August 2018 (DE19943764 EM38).

BRIAN ROCHE, Public Trustee,
553 Hay Street, Perth WA 6000.
Telephone: 1300 746 212

ZX407**PUBLIC TRUSTEE ACT 1941****ADMINISTERING OF ESTATES**

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth this 7th day of September 2018.

BRIAN ROCHE, Public Trustee,
553 Hay Street, Perth WA 6000.
Telephone: 1300 746 212

Name of Deceased	Address	Date of Death	Date Election Filed
Crowley, Ian Albert (DE33090103 EM37)	Late of 8/62 Eldorado Street, Tuart Hill	21 April 2018	11 July 2018
Sinclair, Nigel Dallas (DE33086237 EM23)	Late of 27/154 Subiaco Road, Subiaco, formerly of 88 Culloton Crescent, Balga	4 July 2013	30 August 2018