



# WESTERN AUSTRALIAN GOVERNMENT **Gazette**

ISSN 1448-949X (print) ISSN 2204-4264 (online)  
PRINT POST APPROVED PP665002/00041



PERTH, TUESDAY, 13 NOVEMBER 2018 No. 172

PUBLISHED BY AUTHORITY KEVIN J. McRAE, GOVERNMENT PRINTER AT 12.00 NOON  
© STATE OF WESTERN AUSTRALIA

## CONTENTS

### PART 1

	Page
City of South Perth Penalty Units Amendment Local Law 2018.....	4437
Community Protection (Offender Reporting) Amendment Regulations 2018.....	4432
Corrective Services Regulations Amendment Regulations 2018.....	4433
Health Practitioner Regulation National Law (WA) Amendment Act 2018 Commencement Proclamation (No. 3) 2018.....	4427
Health Regulations Amendment Regulations 2018.....	4428
Health Services (Fees and Charges) Amendment Order (No. 7) 2018.....	4432
Police Force (Member Testing) Amendment Regulations (No. 3) 2018.....	4435
Western Australian Meat Industry Authority Amendment Regulations 2018.....	4436

### PART 2

Deceased Estates .....	4445
Fisheries.....	4438
Lands.....	4443
Local Government.....	4443
Marine/Maritime.....	4444
Planning .....	4444
Police .....	4445

## 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.*



## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR CHRISTMAS 2018 AND NEW YEAR HOLIDAY PERIOD 2019

Publishing Dates and Times	Closing Dates and Times for copy
Friday, 28 December 2018 at 12 noon	Monday, 24 December 2018 at 12 noon
Friday, 4 January 2019 at 12 noon	Wednesday, 2 January 2019 at 12 noon



# — PART 1 —

---

## PROCLAMATIONS

---

AA101

Health Practitioner Regulation National Law (WA) Amendment  
Act 2018

### Health Practitioner Regulation National Law (WA) Amendment Act 2018 Commencement Proclamation (No. 3) 2018

Made under the *Health Practitioner Regulation National Law (WA)  
Amendment Act 2018* section 2(d) by the Governor in Executive Council.

#### 1. Citation

This proclamation is the *Health Practitioner Regulation  
National Law (WA) Amendment Act 2018 Commencement  
Proclamation (No. 3) 2018*.

#### 2. Commencement of Act

The provisions of the *Health Practitioner Regulation National  
Law (WA) Amendment Act 2018* listed in the Table come into  
operation on 1 December 2018.

**Table**

section 9(4) to (6)	sections 10 to 17
sections 19 to 21	section 25
sections 27 to 35	section 36(b) to (d)
section 39	section 40(1)
section 41(1)	section 42(1)
sections 44 to 46	section 49
sections 51 to 54	section 55(a)
section 57(a)	section 59
section 61	section 63

section 65(2) and (3)	section 66
section 71(1)	sections 75 to 86
section 88	sections 92 to 97
Part 4	

K. BEAZLEY, Governor.

L.S.

R. COOK, Minister for Health.

---

---

## HEALTH

---

---

HE301

Health (Miscellaneous Provisions) Act 1911  
Medicines and Poisons Act 2014

# Health Regulations Amendment Regulations 2018

Made by the Governor in Executive Council.

## Part 1 — Preliminary

### 1. Citation

These regulations are the *Health Regulations Amendment 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 December 2018.

## Part 2 — *Health (Skin Penetration Procedure) Regulations 1998* amended

### 3. Regulations amended

This Part amends the *Health (Skin Penetration Procedure) Regulations 1998*.

**4. Regulation 3 amended**

In regulation 3 in the definition of *nurse* delete “and midwifery”.

**Part 3 — *Medicines and Poisons Regulations 2016*  
amended**

**5. Regulations amended**

This Part amends the *Medicines and Poisons Regulations 2016*.

**6. Regulation 3 amended**

In regulation 3(1) in the definition of *structured administration and supply arrangement (SASA)* paragraph (a) delete “an authorised health” and insert:

a health

**7. Regulation 33 amended**

(1) In regulation 33(2):

- (a) in paragraph (b)(i) delete “authorised”;
- (b) in paragraph (b)(iii) delete “an authorised health” and insert:

a health

(2) In regulation 33(3) delete “authorised”.

**8. Regulation 37 amended**

(1) In regulation 37 delete the definitions of:

*endorsed midwife*

*enrolled nurse*

*midwife*

*nurse practitioner*

*paramedic*

*registered nurse*

(2) In regulation 37 insert in alphabetical order:

*endorsed midwife* means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the midwifery profession whose registration is endorsed under section 94 of that Law;

**enrolled nurse** means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession whose name is entered on Division 2 of the Register of Nurses kept under that Law as an enrolled nurse;

**medic** —

- (a) means a person who provides emergency health services, including ambulance services, in a location other than a hospital, and who is covered by one or more of the following —
  - (i) the person is employed by a medical practitioner to provide the services;
  - (ii) the person is employed, or engaged under a contract for services, by a health organisation to provide the services;
  - (iii) the person is under the supervision of a health organisation in respect of the provision of the services;

but

- (b) does not include a paramedic;

**midwife** means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the midwifery profession;

**nurse practitioner** means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession whose registration under that Law is endorsed as nurse practitioner;

**paramedic** means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the paramedicine profession;

**registered nurse** means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession whose name is entered on Division 1 of the Register of Nurses kept under that Law as a registered nurse;

## 9. Regulation 38 amended

In regulation 38 delete paragraph (d) and insert:

- (d) medics;

**10. Part 7 Division 9A inserted**

After Part 7 Division 9 insert:

**Division 9A — Authorisation of medics****62A. Medic prescribed for s. 25(1)(a)**

Medic is prescribed as a class of health professional for the purposes of section 25(1)(a).

**62B. Authorisation of medics**

- (1) For the purposes of section 25(1)(b), a medicine that is a Schedule 2 or 3 poison is a medicine that a medic, acting in the lawful practice of their profession, may supply.
- (2) For the purposes of section 25(1)(b), a medicine that is a Schedule 4 or 8 poison is a medicine that a medic, acting in the lawful practice of their profession, may —
  - (a) administer; or
  - (b) possess; or
  - (c) supply.
- (3) The supply by a medic of a medicine is subject to the condition that the supply is in the circumstances identified in a SASA that applies to the medic in respect of the medicine.
- (4) The administration by a medic of a medicine that is a Schedule 4 or 8 poison is subject to the condition that the administration —
  - (a) is on a direction given under regulation 15(1); or
  - (b) is in the circumstances identified in a SASA that applies to the medic in respect of the medicine.
- (5) The possession by a medic of a medicine that is a Schedule 4 or 8 poison is subject to the condition that the possession is for the purpose of administering or supplying the medicine in accordance with this regulation.

R. KENNEDY, Clerk of the Executive Council.

---

HE302

Health Services Act 2016

## Health Services (Fees and Charges) Amendment Order (No. 7) 2018

Made by the Minister under section 56 of the Act.

### 1. Citation

This order is the *Health Services (Fees and Charges) Amendment Order (No. 7) 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 1 December 2018.

### 3. Order amended

This order amends the *Health Services (Fees and Charges) Order 2016*.

### 4. Clause 3 amended

In clause 3 in the definition of *midwife* delete “whose name is entered on the Register of Midwives kept under that Law;” and insert:

in the midwifery profession;

R. COOK, Minister for Health.

HE303

Community Protection (Offender Reporting) Act 2004

## Community Protection (Offender Reporting) Amendment Regulations 2018

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Community Protection (Offender Reporting) Amendment Regulations 2018*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 December 2018.

**3. Regulations amended**

These regulations amend the *Community Protection (Offender Reporting) Regulations 2004*.

**4. Regulation 3 amended**

In regulation 3 delete the definition of **registered nurse** and insert:

**registered nurse** means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession whose name is entered on Division 1 of the Register of Nurses kept under that Law as a registered nurse;

R. KENNEDY, Clerk of the Executive Council.

HE304

Prisons Act 1981  
Young Offenders Act 1994

## **Corrective Services Regulations Amendment Regulations 2018**

Made by the Governor in Executive Council.

### **Part 1 — Preliminary**

**1. Citation**

These regulations are the *Corrective Services Regulations Amendment 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 December 2018.

## **Part 2 — *Prisons (Prison Officers Drug and Alcohol Testing) Regulations 2016* amended**

### **3. Regulations amended**

This Part amends the *Prisons (Prison Officers Drug and Alcohol Testing) Regulations 2016*.

### **4. Regulation 3 amended**

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

*nurse*

*nurse practitioner*

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

*nurse* means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession;

*nurse practitioner* means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession whose registration under that Law is endorsed as nurse practitioner;

## **Part 3 — *Prisons Regulations 1982* amended**

### **5. Regulations amended**

This Part amends the *Prisons Regulations 1982*.

### **6. Regulation 26C amended**

In regulation 26C(1)(b) delete “nurse, as defined in the *Nurses Act 1992*.” and insert:

nurse (that is, a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession).

## **Part 4 — *Young Offenders (Custodial Officers Drug and Alcohol Testing) Regulations 2016* amended**

### **7. Regulations amended**

This Part amends the *Young Offenders (Custodial Officers Drug and Alcohol Testing) Regulations 2016*.

**8. Regulation 3 amended**

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

*nurse*

*nurse practitioner*

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

*nurse* means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession;

*nurse practitioner* means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession whose registration under that Law is endorsed as nurse practitioner;

R. KENNEDY, Clerk of the Executive Council.

---

HE305

Police Act 1892

## **Police Force (Member Testing) Amendment Regulations (No. 3) 2018**

Made by the Commissioner of Police with the approval of the Minister for Police.

**1. Citation**

These regulations are the *Police Force (Member Testing) Amendment Regulations (No. 3) 2018*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 December 2018.

**3. Regulations amended**

These regulations amend the *Police Force (Member Testing) Regulations 2011*.

**4. Regulation 3 amended**

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

*nurse*

*nurse practitioner*

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

*nurse* means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession;

*nurse practitioner* means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the nursing profession whose registration under that Law is endorsed as nurse practitioner;

C. DAWSON, Commissioner of Police.

Approved by Minister for Police.

M. ROBERTS.

HE306

Western Australian Meat Industry Authority Act 1976

## **Western Australian Meat Industry Authority Amendment Regulations 2018**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Western Australian Meat Industry Authority Amendment Regulations 2018*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 December 2018.

**3. Regulations amended**

These regulations amend the *Western Australian Meat Industry Authority Regulations 1985*.

#### 4. Regulation 33G amended

In regulation 33G in the definition of *nurse practitioner* delete “whose name is entered on the Register of Nurses kept under that Law as being qualified to practise as a nurse practitioner.” and insert:

in the nursing profession whose registration under that Law is endorsed as nurse practitioner.

R. KENNEDY, Clerk of the Executive Council.

---

## LOCAL GOVERNMENT

---

LG301

### LOCAL GOVERNMENT ACT 1995

*City of South Perth*

### PENALTY UNITS AMENDMENT LOCAL LAW 2018

Under the powers conferred by the *Local Government Act 1995* and all other powers enabling it, the Council of the City of South Perth resolved on 30 October 2018 to adopt the following local law.

#### 1.1 Citation

This local law is cited as the *City of South Perth Penalty Units Amendment Local Law 2018*.

#### 1.2 Commencement

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

#### 1.3 Principal local law amended

This local law amends the *City of South Perth Penalty Units Local Law* as published in the *Government Gazette* on 20 June 2003 and as amended in the *Government Gazette* on 23 December 2003 and 13 January 2017.

#### 1.4 Schedule Amended

Schedule 1 is amended as follows—

- (a) In item 1, replace “2011” with “2017”; and
- (b) In item 2, replace “2011” with “2017”.

Dated this 7th day of November 2018.

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

SUE DOHERTY, Mayor.  
GEOFF GLASS, Chief Executive Officer.

## — PART 2 —

---

### FISHERIES

---

FI401

#### FISH RESOURCES MANAGEMENT ACT 1994

#### WEST COAST DEEP SEA CRUSTACEAN MANAGED FISHERY MANAGEMENT PLAN AMENDMENT 2018

FD 4356/17 [1352]

Made by the Minister under section 54.

#### 1. Citation

This instrument is the *West Coast Deep Sea Crustacean Managed Fishery Management Plan Amendment 2018*.

#### 2. Management plan amended

The amendments in this instrument are to the *West Coast Deep Sea Crustacean Managed Fishery Management Plan 2012*.

#### 3. Clause 3 amended

In clause 3 delete the definitions “unit” and “unit value” and insert—

**unit** means a class A, class B, or class C unit;

**unit value** means the value of a unit in kilograms, as determined in accordance with Schedule 3;

#### 4. Clause 12 amended

In clause 12, delete paragraphs (j), (k), and (l), and insert—

(j) the amount of crystal crab, champagne crab and giant crab (in kilograms) that may be taken under the authority of a licence;

(k) any conditions imposed on the licence by the CEO.

#### 5. Clause 16 amended

In clause 16, delete subclauses (5) to (11) [inclusive] and insert—

(5) The master of an authorised boat must not allow any crystal crab to be on board the boat at any time when the value of the current entitlement of class A units conferred by the licence is less than the total quantity of crystal crab taken or landed from the waters of the Fishery under the authority of that licence.

(6) The master of an authorised boat must not allow any champagne crab to be on board the boat at any time when the value of the current entitlement of class B units conferred by the licence is less than the total quantity of champagne crab taken or landed from the waters of the Fishery under the authority of that licence.

(7) The master of an authorised boat must not allow any giant crab to be on board the boat at any time when the value of the current entitlement of class C units conferred by the licence is less than the total quantity of giant crab taken or landed from the waters of the Fishery under the authority of that licence.

(8) The master of an authorised boat, when that boat is being used in the Fishery, must not allow any fish to be on board that boat other than crustaceans, bycatch, or baitfish.

(9) Subclause (8) does not apply in respect of finfish for which proof of purchase can be immediately provided.

(10) The master of an authorised boat, when that boat is being used in the Fishery, must not allow any fish to be on board that boat other than whole fish.

(11) The master of an authorised boat must not allow any package, container or receptacle of crustaceans or bycatch landed from that boat to contain more than one species of crustacean or bycatch.

(12) The master of an authorised boat must ensure that any scampi or white tailed bug brought on board the boat in the waters of the Fishery east of 126° 58' east longitude are returned to the water—

- (a) within 5 minutes of being brought onto the boat; and
- (b) before any other fish trap is pulled.

**6. Clause 17 replaced**

Delete clause 17 and insert—

**17. Capacity of the Fishery**

- (1) The maximum quantity of crystal crab that may be taken from the Fishery during any licence period is 154,000 kilograms.
- (2) The maximum quantity of champagne crab that may be taken from the Fishery during any licence period is 20,020 kilograms.
- (3) The maximum quantity of giant crab that may be taken from the Fishery during any licence period is 980 kilograms.
- (4) For the purposes of section 59(3) of the Act, before determining a new capacity for crystal crab, champagne crab or giant crab, the Minister—
  - (a) must take into account advice from the Department's Director Fisheries Science and Resource Assessment;
  - (b) must consult all the licence holders who are authorised to fish in the Fishery; and
  - (c) may consult with any other person, as the Minister considers appropriate.

**7. Part 7 replaced**

Delete Part 7 and insert—

**PART 7—SCHEME OF ENTITLEMENT****18. Conferral of units of entitlement**

- (1) The entitlement to fish for crystal crab in the Fishery under the authority of a licence will be expressed as a number of class A units conferring an entitlement to take an amount of crystal crab from the waters of the Fishery.
- (2) The entitlement to fish for champagne crab under the authority of a licence is to be expressed as a number of class B units conferring an entitlement to take an amount of champagne crab from the waters of the Fishery.
- (3) The entitlement to fish for giant crab under the authority of a licence is to be expressed as a number of class C units conferring an entitlement to take an amount of giant crab from the waters of the Fishery.
- (4) On 1 January of any year the number of class A units to be conferred by a licence as the usual entitlement of class A units is to be equal to the usual entitlement of class A units conferred by the licence at the close of business on 31 December of the preceding year.
- (5) The number of class B units conferred by a licence as the usual entitlement of class B units—
  - (a) on 1 January 2019, is 200 units; and
  - (b) on 1 January in any subsequent year, is to be equal to the usual entitlement of class B units conferred by the licence at the close of business on 31 December of the preceding year.
- (6) The number of class C units conferred by a licence as the usual entitlement of class C units—
  - (a) on 1 January 2019, is 20 units; and
  - (b) on 1 January in any subsequent year, shall be equal to the usual entitlement of class C units conferred by the licence at the close of business on 31 December of the preceding year.

**19. Initial conferral of entitlement**

- (1) Where a licence is granted in accordance with clause 10 the licence shall, at the time it is granted, confer—
  - (a) in the case of a licence conferring entitlement for Class A units, usual units of entitlement for Class A units conferred by the relevant authorisation at the date of gazettal of this plan; and
  - (b) in the case of a licence conferring entitlement for Class B units, usual units of entitlement for Class B units conferred by the relevant authorisation at the date of gazettal of this plan.
- (2) In this clause—

**relevant authorisation** means an interim managed fishery permit issued in accordance with the *West Coast Deep Sea Crustacean Fishery (Interim) Management Plan 2007* and which is held by the person to be granted a licence.

**20. Unit value**

- (1) The sum of the entitlements to fish for crystal crab, champagne crab or giant crab, as the case may be, that may be conferred by all the licences conferring an entitlement to fish for crystal crab, champagne crab, or giant crab respectively, is to be equal to the respective capacity for crystal crab, champagne crab or giant crab, as specified in clause 17(1), 17(2) or 17(3).
- (2) The extent of the entitlement to fish in the Fishery that arises from a unit (the unit value) will be determined in accordance with subclauses (3) and (4) and is limited by reference to a number of kilograms.
- (3) Subject to subclause (4), the unit value of—
  - (a) a class A unit is 22 kilograms of crystal crab;

- (b) a class B unit is 14.3 kilograms of champagne crab;
  - (c) a class C unit is 7 kilograms of giant crab.
- (4) If, at any time, the capacity of the Fishery is amended, the unit value will be amended in accordance with Schedule 3.
- (5) Where—
- (a) a licence is not renewed within the period specified in section 139 of the Act; or
  - (b) a licence is cancelled; or
  - (c) the entitlement of a licence is reduced under section 76 of the Act,
- and the total number of a class of unit is consequently reduced, the unit value for that class of unit, for the remainder of the relevant licence period, is to be determined in accordance with Schedule 3.
- (6) The holder of a licence, or a person acting on that person's behalf, must not fish in the Fishery at any time when the amount of crystal crab taken from the Fishery is equal to or greater than the value of the current entitlement conferred by that licence, with respect to crystal crab.
- (7) The holder of a licence, or a person acting on that person's behalf, must not fish in the Fishery at any time when the amount of champagne crab taken from the Fishery is equal to or greater than the value of the current entitlement conferred by that licence, with respect to champagne crab.
- (8) The holder of a licence, or a person acting on that person's behalf, must not fish in the Fishery at any time when the amount of giant crab taken from the Fishery is equal to or greater than the value of the current entitlement conferred by that licence, with respect to giant crab.

#### **21. Defence to section 74 in respect of contravening clause 20(6)**

- (1) It is a defence for an offence against section 74 of the Act in respect of a contravention of clause 20(6), 20(7) or 20(8) for a person to prove that—
- (a) notice of fishing in excess of the value of the entitlement was given to the CEO, in a manner and in a form approved by the CEO, before the crystal crab, champagne crab or giant crab, as the case may be, was processed or moved from the place where the approved processor weighed the crystal crab, champagne crab or giant crab, whichever is the earlier; and
  - (b) the amount of crystal crab, champagne crab or giant crab by which the entitlement under the licence was exceeded is not more than—
    - (i) 100 kilograms of crystal crab; or
    - (ii) 75 kilograms of champagne crab; or
    - (iii) 20 kilograms of giant crab, and
  - (c) the licence holder, not more than 21 days after taking the crystal crab, champagne crab or giant crab, paid to the Fisheries Research and Development Fund an amount of money equal to the product of the number of kilograms by which the entitlement was exceeded and the prescribed value (per unit weight) for crystal crab, champagne crab or giant crab respectively, as set out in Schedule 9 to the regulations.

#### **22. Grounds for refusal to transfer part of an entitlement**

The CEO may refuse to transfer part of an entitlement from one licence to another licence on the grounds that—

- (a) the proposed transfer is not for a whole number of units;
- (b) the value of the current entitlement of class A, class B or class C units conferred by the licence from which the units are to be transferred would, after the transfer, be less than the amount of crystal crab, champagne crab or giant crab respectively already taken under the authority of the licence during the period for which the licence has been granted or renewed;
- (c) if the transfer were given effect the usual entitlement conferred by the licence from which the units are transferred would be less than one unit;
- (d) the total fee has not been paid in respect of the licence from which the units are to be transferred; or
- (e) the CEO is of the opinion that the holder of the licence (from which the units are to be transferred) may be liable to prosecution for an offence which has been prescribed for the purposes of section 224 of the Act.

#### **23. Temporary transfer of entitlement**

A unit of entitlement may be temporarily transferred from one licence to another licence, for a period ending at the time the licence expires, provided that—

- (a) the value of the current entitlement of class A, class B or class C units that would be conferred by the licence after the transfer would not be less than the total amount of crystal crab, champagne crab or giant crab respectively already taken under the authority of the licence during the period for which the licence has been granted or renewed;
- (b) the transfer is for a whole number of units; and

- (c) the total fee has been paid in respect of the licence from which the units are to be temporarily transferred.

#### **8. Clause 28 amended**

In clause 28, delete “ 16(5), 16(9) and 20(6) if, ” and insert—

16(5), 16(6) and 16(7) if,

#### **9. Clause 30 amended**

In clause 30, delete “ 20(11), 20(12) ” and insert—

20(6), 20(7), 20(8)

#### **10. Schedule 2 amended**

Insert in the correct alphabetical place—

##### **Cervantes**

All waters bounded by a line commencing at 30° 29.458' south latitude and 115° 04.218' east longitude; then extending north-westerly along the geodesic to a point at 30° 29.28' south latitude and 115° 03.906' east longitude; then south-westerly along the geodesic to a point at 30° 30.08' south latitude and 115° 03.18' east longitude; then due east along the parallel to a point at 30° 30.08' south latitude and 115° 03.65' east longitude until its intersection with the high water mark; then north-easterly along the high water mark to the commencement point.

##### **Eastport Canals (Wannanup)**

All waters bounded by a line commencing at 32° 36.588' south latitude and 115° 38.914' east longitude; then extending north-easterly along the high water mark to a point at 32° 36.504' south latitude and 115° 38.961' east longitude; then north-westerly along the geodesic to a point at 32° 36.477' south latitude and 115° 38.916' east longitude; then north-westerly along the high water mark to a point at 32° 36.372' south latitude and 115° 38.703' east longitude; then due west along the parallel to a point at 32° 36.372' south latitude and 115° 38.67' east longitude; then generally south-easterly along the high water mark within the canals to a point at 32° 36.559' south latitude and 115° 38.868' east longitude; then south-easterly along the geodesic to the commencement point.

##### **Hillarys Boat Harbour**

All waters bounded by a line commencing at 31° 49.442' south latitude and 115° 44.34' east longitude; then extending southerly, then westerly along the high water mark within the harbour to a point at 31° 49.432' south latitude and 115° 43.919' east longitude; then easterly along the geodesic to a point at 31° 49.419' south latitude and 115° 44.012' east longitude; then easterly along the geodesic to the commencement point.

##### **Lancelin**

All waters bounded by a line commencing at 31° 00.323' south latitude and 115° 19.471' east longitude; then extending westerly along the geodesic to a point at 31° 00.414' south latitude and 115° 19.185' east longitude; then southerly along the geodesic to a point at 31° 01.445' south latitude and 115° 19.475' east longitude; then due east along the parallel to a point at 31° 01.445' south latitude and 115° 19.74' east longitude until its intersection with the high water mark; then generally northerly along the high water mark to the commencement point.

##### **Mandurah Ocean Marina**

All waters bounded by a line commencing at 32° 31.504' south latitude and 115° 42.725' east longitude; then extending easterly, then northerly along the high water mark within the marina to a point at 32° 31.357' south latitude and 115° 42.813' east longitude; then southerly along the geodesic to a point at 32° 31.515' south latitude and 115° 42.871' east longitude; then westerly along the high water mark to a point at 32° 31.529' south latitude and 115° 42.815' east longitude; then westerly along the geodesic to a point at 32° 31.537' south latitude and 115° 42.791' east longitude; then westerly along the high water mark to a point at 32° 31.557' south latitude and 115° 42.747' east longitude; then northerly along the geodesic to the commencement point.

##### **Mindarie Keys Marina**

All waters bounded by a line commencing at 31° 41.431' south latitude and 115° 42.116' east longitude; then extending southerly, then north-westerly along the high water mark within the marina to a point at 31° 41.345' south latitude and 115° 41.862' east longitude; then south-easterly along the geodesic to a point at 31° 41.388' south latitude and 115° 41.951' east longitude; then south-easterly along the geodesic to the commencement point.

##### **Port Geographe Marina**

All waters bounded by a line commencing at 33° 37.88' south latitude and 115° 23.694' east longitude, then extending northerly, then easterly along the high water mark within the marina to a point at 33° 37.871' south latitude and 115° 23.747' east longitude; then northerly along the geodesic to a point at 33° 37.858' south latitude and 115° 23.751' east longitude; then generally westerly along the high water mark to a point at 33° 37.839' south latitude and 115° 23.35' east longitude; then north-westerly along the geodesic to a point at 33° 37.815' south latitude and 115° 23.285' east longitude; then generally southerly along the high water mark to a point at 33° 37.933' south latitude and 115° 23.393' east longitude; then easterly along the geodesic to a point at 33° 37.927' south latitude and 115° 23.673' east longitude; then north-easterly along the geodesic to the commencement point.

**Safety Bay**

All waters bounded by a line commencing at 32° 18.237' south latitude and 115° 42.10' east longitude; then extending due south along the meridian to a point at 32° 18.58' south latitude and 115° 42.10' east longitude; then due east along the parallel to a point at 32° 18.58' south latitude and 115° 42.907' east longitude; then northerly along the geodesic to a point at 32° 18.318' south latitude and 115° 42.727' east longitude until it intersects with the high water mark; then westerly along the high water mark to the commencement point.

**Two Rocks Marina**

All waters bounded by a line commencing at 31° 29.684' south latitude and 115° 34.787' east longitude; then extending generally south-easterly, then westerly, then northerly along the high water mark within the marina to a point at 31° 29.706' south latitude and 115° 34.826' east longitude; then north-westerly along the geodesic to the commencement point.

**11. Schedule 3 replaced**

Delete Schedule 3 and insert—

**SCHEDULE 3****Unit value**

The extent of the entitlement to fish in the Fishery that arises from a unit will be determined using the following formula—

$$\left( \frac{C}{N} \right) = U$$

Where—

- C is the relevant capacity for a class of unit, as specified in clause 17(1), 17(2) or 17(3);
- N is the sum of all of the units, pertaining to the respective capacity, as conferred by all the licences at the commencement of the relevant licence period;
- U is the value of a unit, rounded to two decimal places.

Dated: 28 October 2018.

D. KELLY, Minister for Fisheries.

**FI402**

**FISH RESOURCES MANAGEMENT ACT 1994**  
**PROHIBITION ON FISHING (GREENS POOL) ORDER 2018**  
 Order No. 22 of 2018

FD 2994/18 [1398]

Made by the Minister under section 43.

**1. Citation**

This instrument is the *Prohibition on Fishing (Greens Pool) Order 2018*.

**2. Prohibition on fishing**

A person must not engage in fishing in the waters described in the Schedule.

**Schedule**

All waters bounded by a line commencing at the intersection of the high water mark (on the mainland) and the geodesic between a point at 35° 01.36' south latitude and 117° 13.94' east longitude and a point at 35° 01.40' south latitude and 117° 13.91' east longitude; then extending south-westerly along the geodesic to the intersection of 35° 01.40' south latitude and 117° 13.91' east longitude; then southerly along the geodesic to the intersection of 35° 01.50' south latitude and 117° 13.93' east longitude; then south-easterly along the geodesic to the intersection of 35° 01.58' south latitude and 117° 14.05' east longitude; then due east along the parallel to the intersection of 35° 01.58' south latitude and 117° 14.13' east longitude; then northerly along the geodesic towards a point at 35° 01.52' south latitude and 117° 14.12' east longitude until its intersection with the high water mark (on the mainland); then generally north then westerly along the high water mark to the commencement point.

Dated: 4 November 2018.

D. KELLY, Minister for Fisheries.

---

**LANDS**

---

**LA401****LICENSED SURVEYORS ACT 1909****LAND SURVEYORS LICENSING BOARD****Registered Licensed Surveyors**

It is hereby notified for general information that the following persons have been registered as Licensed Surveyors under the provisions of the abovementioned Act—

On 27th September 2018

No. 1114 Mayo, Steven John

No. 1115 Taylor, Robert James

No. 1116 Tunbridge, Bennett Stephen

In accordance with Section 12 of the *Licensed Surveyors Act 1909*, the register of licensed surveyors can be inspected at the Board's website—[www.lslb.wa.gov.au](http://www.lslb.wa.gov.au)

GRAEME HOLLOWAY, Secretary,  
Land Surveyors Licensing Board.

**LA402****VALUATION OF LAND ACT 1978****WESTERN AUSTRALIAN LAND INFORMATION AUTHORITY (LANDGATE)****Revocation/Appointment**

Landgate File 32296-2010

The Governor in Executive Council is pleased to remove the previously appointed Valuer-General, Graham Jeffery, under Section 6 of the *Valuation of Land Act 1978*.

The Governor in Executive Council is pleased to approve the designation of Lester Craig Cousins as Valuer-General under Section 6 of the *Valuation of Land Act 1978*.

BRUCE ROBERTS, Chief Executive.

---

**LOCAL GOVERNMENT**

---

**LG401****LOCAL GOVERNMENT ACT 1995***City of Armadale***BASIS OF RATES**

I, Michael Connolly, being delegated by the Minister of the Crown to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28 (1) of that Act, hereby, and with effect from 5 November 2018 determine that the method of valuation to be used by the City of Armadale, as the basis for a rate in respect of the land referred to in the Schedule is to be the gross rental value of the land—

**Schedule**

	Designated land
UV to GRV	All those portions of land being Lots 538 to 551 inclusive as shown on Deposited Plan 413849; Lots 326 to 345 inclusive, Lots 401 to 415 inclusive, Lot 1183, Lots 1215 to 1217 inclusive and Lot 1366 as shown on Deposited Plan 413471.

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

---

## MARINE/MARITIME

---

MA401

**WESTERN AUSTRALIAN MARINE ACT 1982****NAVIGABLE WATERS REGULATIONS 1958****PROHIBITED SWIMMING AREA**

East Perth, Swan River

Department of Transport,  
Fremantle WA, 13 November 2018.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close the following area of water to swimming between the hours of 8:45 pm and 9:15 pm on Saturday 17th November 2018—

**Swan River**

Area of Closure:—All the waters within a 150 metre radius of the firing point located at approximately 31° 57.125'S, 115° 53.048'E (adjacent to Optus Stadium).

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

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

---

## PLANNING

---

PL401

**PLANNING AND DEVELOPMENT ACT 2005****PEEL REGION SCHEME MAJOR AMENDMENT 044/41**

Nambeelup (North) Industrial Zone

Lots 89 and 109 Readheads Road, Nambeelup

Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Peel Region Scheme (PRS) for land in the local government area of Murray and is seeking public comment.

The amendment seeks to rezone approximately 378 hectares of land from the Rural zone to the Industrial zone in the PRS.

**Display locations**

Plans showing the proposed change and the WAPC's amendment report which explains the proposal, will be available for public inspection, free of charge from Tuesday 13 November 2018 to Wednesday 27 February 2019 at the following locations—

- Western Australian Planning Commission, 140 William Street, Perth
- Shire of Murray municipal offices, cnr Pinjarra Road and Murray Street, Pinjarra
- City of Mandurah municipal offices, 3 Peel Street, Mandurah
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre

Documents are also available from the PlanningWA website [www.planning.wa.gov.au](http://www.planning.wa.gov.au).

**Submissions**

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 41. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001; on or before 5 pm Wednesday 27 February 2019.

Late submissions will not be considered.

Ms SAM FAGAN, Secretary, Western Australian Planning Commission.

---

**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: 5 November 2018.

CHRIS DAWSON, Commissioner of Police.

---

Surname	First Name	State	Pilot Licence Number	Training Provider
Pezzino	Jacob	WA	01243	Keen Bros (WA)

---

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: 8 November 2018.

CHRIS DAWSON, Commissioner of Police.

---

Surname	First Name	State	Pilot Licence Number	Training Provider
Holland	Brian	WA	01244	Keen Bros (WA)
Pomery	Leanne	WA	01245	Keen Bros (WA)
King	John	WA	01246	Keen Bros (WA)

---

---

**DECEASED ESTATES**

---

ZX401

**TRUSTEES ACT 1962**  
DECEASED ESTATES

## Notice to Creditors and Claimants

Elizabeth Mary Sullivan, late of Regents Garden Four Seasons Booragoon, 495 Marmion Street, Booragoon, 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 April 2018 at Regents Garden Four Seasons Booragoon, 495 Marmion Street, Booragoon aforesaid are required by the Executor and Trustee of care of Messrs Dwyer Durack Lawyers of 8th Floor, 40 St Georges Terrace, Perth to send particulars of their claims to him by 13 December 2018 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

---