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GOVERNMENT**
Gazette

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— PART 1 —

HEALTH

HE301*

Western Australian Health Promotion Foundation Act 2016

Western Australian Health Promotion Foundation Amendment Regulations 2019

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Western Australian Health Promotion Foundation Amendment Regulations 2019*.

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 July 2019.

3. Regulations amended

These regulations amend the *Western Australian Health Promotion Foundation Regulations 2016*.

4. Regulation 3 amended

In regulation 3 delete the Table and insert:

Table

Column 1 Financial year	Column 2 \$
1 July 2019 — 30 June 2020	23 064 000
1 July 2020 — 30 June 2021	23 421 000
1 July 2021 — 30 June 2022	23 949 000

RACING, GAMING AND LIQUOR

RA301

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003

RWWA RULES OF THOROUGHBRED RACING 1 MARCH 2019

In accordance with Section 45 (1) (a) of the *Racing and Wagering Western Australia Act 2003*, notice is hereby given that the Board of Racing and Wagering WA on 9 May 2019 resolved that the *RWWA Rules of Thoroughbred Racing 1 March 2019* be amended as follows—

Amendment to National Rules effective 1 June 2019

Amend Schedule 1, Part 1, Division 3, 2. Testosterone (c) & (d)

Amend Schedule 1, Part 2, Division 3, 7. Testosterone (c) & (d)

Amend Schedule 1, Part 1, Division 3, 1.

Amend Schedule 1, Part 2, Division 3, 4.

Add new sub-section 12. to Schedule 1, Part 2, Division 3

Add AR 121(3)

Amend AR 184(b)(ii), AR 219(4), AR 227(b), Add *Laboratory of Racing Chemistry, Tochigi, Japan (reserve portion/B sample analysis)* to Official Racing Laboratory in AR 2 Dictionary

A copy of the above rules may be obtained during office hours from the RWWA offices at 14 Hasler Road, Osborne Park WA 6017 or Racing and Wagering Western Australia website, www.rwwa.com.au.

RICHARD BURT, Chief Executive Officer.

— PART 2 —

FISHERIES

FI401

FISH RESOURCES MANAGEMENT ACT 1994

PROHIBITION ON FISHING (NGARI CAPES MARINE PARK) AMENDMENT ORDER 2019

Order No. 8 of 2019

FD 332/19 [1418]

Made by the Minister under section 43.

1. CitationThis instrument is the *Prohibition on Fishing (Ngari Capes Marine Park) Amendment Order 2019*.**2. Order amended**The amendments in this order are to the *Prohibition on Fishing (Ngari Capes Marine Park) Order 2018*.**3. Clause 2 amended**

In clause 2, insert in the correct alphabetical position—

demersal gillnet has the same meaning as in the *Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan 2018*;

demersal longline has the same meaning as in the *Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan 2018*.

4. Clause 3 amendedIn subclause (9)(b) delete “or purse seine net” and insert—
purse seine net, demersal gillnet or demersal longline

Dated the 6th day of May 2019.

D. KELLY, Minister for Fisheries.

JUSTICE

JU401

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 56(1) of the *Court Security and Custodial Services Act 1999*, the Commissioner of Corrective Services has revoked the following Permit to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Hagart	Clifford George Edward	BRS-180132	01/05/2019

Pursuant to the provisions of section 56(1) of the *Court Security and Custodial Services Act 1999*, the Commissioner of Corrective Services has suspended the following Permit to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Suspended
Irfan	Muhammad	BRS-180090	01/05/2019

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

SUE HOLT, Assistant Director,
Prisoner Transport and Custodial Services Contract Management.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995*Shire of Plantagenet***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 1 July 2019 for Schedule A, and with effect from the date of publication in the *Government Gazette* for Schedule B, determined that the method of valuation to be used by the Shire of Plantagenet as the basis for a rate in respect of the land referred to in the Schedules are to be the gross rental value of the land—

Schedule A

	Designated Land
UV to GRV	All those portions of land being Lots 893 to 897 inclusive, Lots 946 to 950 inclusive and Lot 2097 as shown on Plan 4694.

Schedule B

	Designated Land
UV to GRV	All those portions of land being Lot 150 as shown on Deposited Plan 414654.

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

MARINE/MARITIME

MA401

WESTERN AUSTRALIAN MARINE ACT 1982**SPEED RESTRICTION AREA—8 KNOTS**

Port Coogee to Ammunition Jetty

City of Cockburn

Department of Transport,
Fremantle WA, 14 May 2019.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, I hereby cancel notice MA403 as published in the *Government Gazette* on 31 May 2016 and limit the speed of motorised vessels to eight (8) knots within the following area—

Port Coogee to Ammunition Jetty: All those waters within 200 metres of the Coogee Beach foreshore south of 32°06.360'S and north of a line through 32°07.402'S, 115°45.459'E and 32°07.436'S, 115°45.598'E.

Excluding the closed waters motorised vessel area (Coogee Dive Trail and Shark Net Enclosure).

All coordinates based on GDA 94.

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

MA402

WESTERN AUSTRALIAN MARINE ACT 1982**CLOSED WATERS MOTORISED VESSEL AREA**

Port Coogee South

City of Cockburn

Department of Transport,
Fremantle WA, 14 May 2019.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, I hereby cancel notice MA403 as published in the *Government Gazette* on 14 June 2016 and close the following area of water to motorised vessels—

Coogee Beach—

- (i) All those waters bounded by a line commencing on the southern breakwater of the Port Coogee Marina at 32°06.279'S, 115°45.553'E; thence to 32°06.360'S, 115°45.552'E (approximately 150 metres south); thence due east to the foreshore, and

- (ii) those waters within 100 metres of the Coogee Beach foreshore south of 32°06.360'S and north of a line through 32°06.729'S, 115°45.709'E and 32°06.735'S, 115°45.783'E (approximately 50 metres south of the Coogee Jetty).

All coordinates based on GDA94.

Providing however that all Western Australian Government Vessels and motor vessels engaged by the City of Cockburn to conduct bonafide activities relating to the installation, maintenance, removal and management of the Coogee maritime trail and shark net are exempt from the above closure.

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

MINERALS AND PETROLEUM

MP401

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

DECLARATION OF RESERVATION OF BLOCKS

I, Richard John Rogerson, Executive Director Resource Tenure Division of the Department of Mines, Industry Regulation and Safety under delegation from the Minister for Mines and Petroleum, pursuant to section 28(1) of the *Petroleum and Geothermal Energy Resources Act 1967*, hereby declare that the following graticular blocks shall not be the subject of a petroleum exploration permit, petroleum drilling reservation, petroleum retention lease, petroleum production licence, petroleum special prospecting authority or petroleum access authority—

HAMERSLEY RANGE MAPSHEET (SF50)

5664B

5736A

5594AB

This reservation shall remain in effect until 9 February 2030 unless revoked at an earlier date.

Dated at Perth this 7th day of May 2019.

Made under the *Petroleum and Geothermal Energy Resources Act 1967* of the State of Western Australia.

RICHARD JOHN ROGERSON, Executive Director Resource Tenure,
Department of Mines, Industry Regulation and Safety.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Albany

Local Planning Scheme No. 1—Amendment No. 7

Ref: TPS/1582

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Albany Local Planning Scheme amendment on 14 April 2019 for the purpose of—

- (i) Rezone Lots 1 and 973 Nanarup Road, Lower King from the General Agriculture zone to the Rural Residential zone, designated as 'RR45' and amending in Schedule 14—Rural Residential zone of the Scheme text in the following manner—

Schedule 14—Rural Residential Zone [cl.5.5.13]

No.	Special Rural Residential Zone	Special Provisions Applying to Specified Rural Residential Zone
RR45	Johnston Creek Rural Residential Zone	<ol style="list-style-type: none"> 1. Subdivision of RR45 shall generally be in accordance with an approved Local Structure Plan, and supported by a Site and Soil Evaluation and hydrogeological assessment of the site under the wettest time of year conditions. 2. The minimum lot size is 1 hectare; however larger lots may be required over parts of the site in order to respond to site characteristics. 3. A maximum of two lots shall be supported over Johnston Creek.

No.	Special Rural Residential Zone	Special Provisions Applying to Specified Rural Residential Zone
		<p>4. Subdivision and development is to be in accordance with the requirements for sewerage sensitive areas in the relevant Government Sewerage Policy, including but not limited to—</p> <ul style="list-style-type: none"> (a) Separation from the highest known seasonal groundwater level. (b) Separation from water resources such as waterways, surface or subsurface drainage systems. (c) Use of secondary treatment sewage with nutrient removal disposal systems. <p>5. The following land uses are 'P' permitted uses—</p> <ul style="list-style-type: none"> • Single House <p>6. The following land uses are 'D' discretionary uses—</p> <ul style="list-style-type: none"> • Ancillary Dwelling; • Bed and Breakfast/Farmstay; • Industry—Cottage; • Recreation—Public; • Rural Pursuit (which shall be limited to existing cleared and pastured land only); and • Restaurant. <p>7. Unless permissible by an 'Additional Use' zoning, all other uses are not permissible (X).</p> <p>8. All development (including dwellings and outbuildings) and any Asset Protection Zones shall be located outside of any development exclusion area and/or revegetation area for the protection of Johnston Creek as shown on the approved Local Structure Plan, and shall achieve the following minimum setbacks—</p> <ul style="list-style-type: none"> (a) 40 metres from Nanarup Road; and (b) 15 metres from all other lot boundaries. <p>9. At subdivision, a notification, pursuant to section 165 of the <i>Planning and Development Act 2005</i> is to be placed on the certificates of title of lots abutting General Agriculture zoned land advising of the existence of an existing agricultural activity.</p> <p>10. At subdivision, a vegetative buffer to the specifications of the state department responsible for health, is to be established on any lots abutting General Agriculture zoned land. An easement-in-gross shall be registered on the relevant lots to ensure the vegetative buffer is maintained by the relevant landowners accordingly.</p> <p>11. At subdivision, a notification, pursuant to section 165 of the <i>Planning and Development Act 2005</i> is to be placed on the certificates of title of proposed lots within 500 metres of the existing extractive industry, advising of its existence.</p> <p>12. At subdivision, a Foreshore Management Plan for Johnston Creek, including revegetation of drainage lines as shown on the approved Local Structure Plan, is to be prepared and implemented to the specification of the state department responsible for water.</p> <p>13. At subdivision, an easement-in-gross, which requires the landowners to maintain the area the subject of the Foreshore Management Plan as implemented, is to be placed on the relevant certificates of title of the proposed lots.</p>

- (ii) Designate a portion of Lot 973 as an Additional Uses Site and incorporate it within Schedule 2—Additional Uses of the Scheme Text in the following manner—

Schedule 2—Additional Uses [cl. 4.5]

No.	Description of Land	Additional Use	Conditions
AU34	Part Lot 973 Mead Road, Lower King	Holiday Accommodation (D) Chalet/Cottage units (D) Caretaker's Dwelling (D)	<p>1. Development is to be generally in accordance with an approved Local Development Plan. Subject to advertising, minor variations to the Local Development Plan may be permitted by Local Government.</p> <p>2. The Local Development Plan is to include the maximum number of Chalet/Cottage Units and/or Holiday Accommodation,</p>

No.	Description of Land	Additional Use	Conditions
			<p>which shall be determined in accordance with the requirements for sewerage sensitive areas in the relevant Government Sewerage Policy and supported by a Site and Soil Evaluation, a hydrogeological assessment of the site under the wettest time of year conditions and a proposed servicing strategy.</p> <ol style="list-style-type: none"> 3. Notwithstanding Condition 2, the maximum number of permissible holiday accommodation and/or chalet/cottage units shall be limited to 12 units with a maximum of two bedrooms per unit. 4. The Local Development Plan is to demonstrate that the development is consistent with the characteristics of the site, and avoids conflict with any existing or future agricultural uses on the land to the north. 5. A Bushfire Management Plan and Emergency Evacuation Plan is to be prepared, approved and implemented in accordance with State Planning Policy 3.7. 6. Any development which proposes to clear, thin or otherwise modify remnant vegetation onsite for bushfire protection in order to increase developable areas will not be permitted. 7. Any approval for holiday accommodation or chalet/cottage unit purposes shall limit the duration of occupancy by any person in those premises to a maximum of three months during any 12-month period. 8. Subdivision on the basis of any chalet/cottage units, holiday accommodation or caretaker's dwellings will not be supported. 9. All buildings shall be set back a minimum of 30 metres from Mead Road. 10. The maximum height of all dwellings shall not exceed 7.5 metres to minimise the visual impacts of such buildings from Mead Road.

(iii) Designate Lot 1 as an Additional Uses Site and incorporate it within Schedule 2—Additional Uses of the Scheme Text in the following manner—

Schedule 2—Additional Uses [cl. 4.5]

No.	Description of Land	Additional Use	Conditions
AU35	Lot 1 (93) Nanarup Road, Lower King	Aquaculture (D)	<ol style="list-style-type: none"> 1. Development is to be in accordance with an approval Local Development Plan which delineates— <ol style="list-style-type: none"> (a) All the proposed development including but not limited to proposed buildings, tanks and ponds, accessways and parking areas, effluent disposal systems, fences, pumping stations, pipes, drainage areas, signage and landscaping; and (b) Precise details of the areas, heights, elevations, materials, colours and proposed staging of all development. (c) appropriate landscaping and use of building colours, heights, materials and design to minimise visual impacts.

(iv) and amend the Scheme maps accordingly.

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

DECEASED ESTATES

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

Notice to Creditors and Claimants

Glen Gordon Newick, late of 85 Anzac Terrace, Bassendean, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the deceased, who died on 18 May 2018, are required by the Executor Stephen Paul Newick to send particulars of their claim to him, care of Butcher Paull & Calder, 8th Floor, 231 Adelaide Terrace, Perth WA 6000 (Ref: 20182138) 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.

Dated: 8 May 2019.

BUTCHER PAULL & CALDER as solicitors for the Executor.

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

Notice to Creditors and Claimants

Stanley Robert Hokin o/w Stanley Arthur Hokin, late of 19 Topeka Place, Wanneroo, Western Australia, Upholsterer and Antique Restorer, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates), in respect of the estate of the deceased, who died on 19 February 2019, are required by the Personal Representative to send particulars of their claims to care of BNT Legal, PO Box 200, Osborne Park, Western Australia 6917 within thirty (30) days of the date of publication hereof, after which date the Personal Representative may convey or distribute the assets having regard only 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 Donald John Ellson, late of Opal Murdoch, 20 Windelya Road, Murdoch 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 10th day of June 2017, are required by the Executor, Kathryn Emma Ellson, 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 24th day of June 2019, 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 8th day of May 2019.

PETER A. NEVIN, Taylor Smart

ZX404**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the matter of the Estate of Jessie Kinross Boothe, late of 196 Dampier Avenue, Kallaroo 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 12th day of January 2018, are required by the Executor, Megan Dale Watts, 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 24th day of June 2019, 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 8th day of May 2019.

PETER A. NEVIN, Taylor Smart
