



**WESTERN
AUSTRALIAN
GOVERNMENT**
Gazette

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



PERTH, FRIDAY, 24 JANUARY 2020 No. 12

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

PART 1

	Page
Public Sector Management (General) Amendment Regulations 2020	151

PART 2

Education	152
Environment	158
Health	158
Justice	160
Local Government	163
Minerals and Petroleum	163
Planning	164
Public Notices	164

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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.
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Email address:
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Postal address:
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Locked Bag 3001,
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— PART 1 —

PUBLIC SECTOR

PS301

Public Sector Management Act 1994

Public Sector Management (General) Amendment Regulations 2020

SL 2020/2

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Public Sector Management (General) Amendment Regulations 2020*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Public Sector Management (General) Regulations 1994*.

4. Regulation 14 amended

Delete regulation 14(a) and (b) and insert:

- (a) persons employed under the *Vocational Education and Training Act 1996* section 47;
and

C. BARRON, Clerk of the Executive Council.

— PART 2 —

EDUCATION

ED402

CURTIN UNIVERSITY ACT 1966
STATUTE NO. 21—ACADEMIC BOARD

It is hereby notified that the Governor in Executive Council, acting under the provisions of Section 35 of the *Curtin University Act 1966*, has approved Statute No. 21—Academic Board—as set out in the attached schedule.

SUE ELLERY MLC, Minister for Education and Training.
N. HAGLEY, Clerk of the Executive Council.

CURTIN UNIVERSITY ACT 1966
STATUTE NO. 21—ACADEMIC BOARD

This Statute is made by the Council of the University under the powers conferred on it by section 34 of the *Curtin University Act 1966*.

1. Short title

This Statute is *Statute No. 21—Academic Board*.

2. Commencement

This Statute takes effect on the day after publication in the *Government Gazette*.

3. Purpose

The purpose of this Statute is to—

- (a) provide for the continuation of the Academic Board; and
- (b) establish the framework for regulating the membership, functions and procedures of the Academic Board.

4. Terms used

(1) In this Statute, unless the contrary intention appears—

Act means the *Curtin University Act 1966*;

Academic Board means the Academic Board of the University established under the Former Statute; and

Former Statute means *Statute No. 21—Academic Board* published in the *Government Gazette* on 29 November 2005.

(2) Unless otherwise defined in subsection (1), a term used in this Statute has the meaning given in the Act or in *Statute No. 2—Interpretation*.

5. Academic Board continued

The Academic Board, established under the Former Statute, continues as a committee of the Council.

6. Rules

The Council may make rules, not inconsistent with the Act or any Statute—

- (a) in relation to the membership, functions and procedures of the Academic Board; and
- (b) to carry out or give effect to this Statute.

7. Revocation

The Former Statute is revoked.

The Common Seal of Curtin University was affixed on the 25th day of October 2019, by the authority of the Vice-Chancellor—

Professor, DEBORAH TERRY, AO, Vice-Chancellor.
LISA FORSTNER, Administrative Secretary.

Revision History

Revision Ref No	Approved/Rescinded	Date	Committee/Board	Resolution Number	Document Reference
	Established	27/11/1991	Council	C 221/96	Appendix 1 to Council minutes
	Gazetted	16/06/1992			
	Amended	27/11/1996	Council	C 247/96	Appendix 3 to Council minutes
	Gazetted	23/01/998			
	Amended	17/10/2001	Council	C 83/01	via Amending Statute No 10—Tabled Replacement Appendix D to Attachment 1 to Document 41/01
	Gazetted	24/05/2002			
	Repealed	24/08/2005	Council	C94/05 (i)	Document 00810/05
	Established	24/08/2005	Council	C94/05 (ii)	Document 00809/05
	Gazetted	29/11/2005			
	Replacement	16/10/2019	Council	C 147/19	Repeal the existing statute and approve the replacement Attachment A to item 8.5.2
	Gazetted	TBC			

ED401**CURTIN UNIVERSITY ACT 1966**

STATUTE NO. 14—CURTIN UNIVERSITY FOUNDATION

It is hereby notified that the Governor in Executive Council, acting under the provisions of section 35 of the *Curtin University Act 1966*, has approved Statute No. 14—Curtin University Foundation—as set out in the attached schedule.

SUE ELLERY MLC, Minister for Education and Training.
N. HAGLEY, Clerk of the Executive Council.

CURTIN UNIVERSITY ACT 1966

STATUTE NO. 14—CURTIN UNIVERSITY FOUNDATION

This Statute is made by the Council of the University under the powers conferred on it by section 34 of the *Curtin University Act 1966*.

PART 1—INTRODUCTORY MATTERS**1.1 Short title**

This Statute is *Statute No. 14—Curtin University Foundation*

1.2 Commencement

This Statute takes effect on the day after publication in the *Government Gazette*.

1.3 Purposes

The main purposes of this Statute are—

- (a) to establish the Foundation and provide for its effective and efficient management;
- (b) to consolidate existing University foundations under the Foundation;
- (c) to ensure that the Foundation is managed in accordance with—
 - (i) the highest standards of transparency, accountability and professionalism;

- (ii) the wishes of the donors and the Objects and Purposes; and
- (iii) the Relevant Laws and Policies; and
- (d) to promote public confidence in the administration of the Foundation and to encourage continuing Donations to the Foundation.

1.4 Terms used

In this Statute, unless the contrary intention appears—

Account means an account, other than a Former Account, that is—

- (a) operated and managed, from time to time, by the Foundation; and
- (b) a ‘gift fund’ for the purposes of section 30–130 of the *Income Tax Assessment Act 1997 (Cth)*;

Board means the Board of the Foundation established under section 3.1;

Business and Administration Foundation Account means the account comprising the balance of the Business and Administration Foundation funds immediately before the commencement date of the Former Statute;

Commencement Date means the date that this Statute takes effect under section 1.2;

Continued Objects and Purposes means—

- (a) the Objects and Purposes of the Business and Administration Foundation;
- (b) the Objects and Purposes of the Health Sciences Foundation; and
- (c) the Objects and Purposes of the WASM Education Fund;

Donation means—

- (a) any gift of money or property to the University; and
- (b) any money received by the University because of a gift under paragraph (a), such as interest payments or bonus shares;

Former Account means each of—

- (a) the Business and Administration Foundation Account;
- (b) the Health Sciences Foundation Account; and
- (c) the WASM Education Fund Account;

Former Foundation means a foundation or fund described in Division 1 of the Schedule;

Former Statute means *Statute No. 14—Curtin University of Technology Foundation* which was published in the *Government Gazette* on 21 August 2009;

Foundation means the Curtin University Foundation referred to in section 2.1;

Funds means money and any other form of property capable of being given by way of a gift;

Grant Condition means, in relation to a Donation, a written condition subject to which the Donation was given by the donor and accepted by the University;

Health Sciences Foundation Account means the account comprising the balance of the Health Sciences Foundation funds immediately before the commencement date of the Former Statute;

Objects and Purposes means the objects and purposes described in section 2.3;

Objects and Purposes of the Business and Administration Foundation means the objects and purposes of the Business and Administration Foundation set out in Division 2 of the Schedule;

Objects and Purposes of the Health Sciences Foundation means the objects and purposes of the Health Sciences Foundation set out in Division 2 of the Schedule;

Objects and Purposes of the WASM Education Fund means the objects and purposes of the WASM Education Fund set out in Division 2 of the Schedule;

Relevant Laws and Policies means—

- (a) the Written Laws and other requirements of the Commonwealth and the State necessary to maintain, for taxation purposes, the status of the University and the Foundation as deductible gift recipients and to enable donors to make tax deductible Donations to the University or the Foundation; and
- (b) other Written Laws (including the Former Statute) and University policies applying to, or in respect of, the Foundation or its operation;

WASM Education Fund Account means the account comprising the balance of the WASM Education Fund funds immediately before the commencement date of the Former Statute; and

Written Laws mean all Acts for the time being in force, and all subsidiary legislation for the time being in force, of the State Parliament and the Commonwealth Parliament.

Note—‘subsidiary legislation’ is defined in section 5 of the Interpretation Act 1984.

PART 2—THE FOUNDATION

2.1 Establishment and continuation

The Foundation established under the Former Statute as the ‘Curtin University of Technology Foundation’, is continued, from the Commencement Date, as the ‘Curtin University Foundation’.

2.2 Donations

- (1) The Vice-Chancellor is to ensure that a Donation to the University is made to an Account.
- (2) The Foundation comprises the funds in each Account and each Former Account.
- (3) Donations are owned by the University and are held by the University on trust to be maintained and applied by the Board, under and in accordance with this Statute.
- (4) Subject to a direction from the Council, any funds in an Account or a Former Account that are not, for the time being, required by the Board for any other purpose, may be invested by the Board in accordance with the Relevant Laws and Policies, including the University's investment policies.

2.3 Objects and Purposes

The objects and purposes for which Donations may be applied, subject to section 2.4, are—

- (a) the Continued Objects and Purposes; and
- (b) any object or purpose that is consistent with the teaching, research or other function of the University.

2.4 Application of funds

- (1) The Board must apply the Funds in a Former Account consistently with—
 - (a) any relevant Grant Condition;
 - (b) the relevant Objects and Purposes relating to that Former Account;
 - (c) the Relevant Laws and Policies; and
 - (d) any direction by the Board under this section.
- (2) The Board must apply the Funds in an Account consistently with—
 - (a) any relevant Grant Condition;
 - (b) the relevant Objects and Purposes relating to that Account;
 - (c) the Relevant Laws and Policies; and
 - (d) any direction by the Board under this section.
- (3) The Council may give a direction to the Board about the application of the Funds in a Former Account or in an Account.
- (4) A direction by the Council may be in general terms or may relate specifically to the application of all or part of a particular Donation.

PART 3—THE BOARD**3.1 Establishment and continuation**

The Board of the Foundation, established under the Former Statute, is continued.

3.2 Functions

Subject to any direction from the Council, the functions of the Board are, on behalf of the University—

- (a) to manage and apply the Foundation;
- (b) to ensure that the purposes of this Statute (set out in section 1.3) are achieved;
- (c) to ensure that other provisions of this Statute are complied with; and
- (d) to exercise any other function that may be delegated to it by the Council.

3.3 Membership

- (1) The Board is to consist of 7 members, appointed by the Council, who are—
 - (a) the Vice-Chancellor;
 - (b) 2 members of the Council who are not members of the staff or students of the University; and
 - (c) 4 other persons, no more than one of whom is a member of the staff or a student of the University.
- (2) One of the members of the Board must have financial expertise (as demonstrated by relevant qualifications and by experience in financial management at a senior level in the public or private sector).
- (3) The Board is to elect, as the Chair, one of the members appointed under section 3.3(1)(b).

3.4 Deputies

- (1) The Council may appoint a deputy for any member appointed under section 3.3.
- (2) A person is not eligible to be appointed as a deputy for a member unless that person is eligible to be appointed to the office of that member.
- (3) The deputy for a member—
 - (a) in the absence of the member from a meeting of the Board—is entitled to attend the meeting in the place of the member;
 - (b) where the member is disqualified (under section 3.7(6) or otherwise) from acting as a member on a matter arising at a meeting of the Board—is entitled to act in the place of the member; and
 - (c) if the member vacates office before the term of office expires—is entitled to attend meetings and otherwise act in place of the member,
 and a deputy attending the meeting or acting in place of the member under this subsection has all the functions and protections of a member.

3.5 Term of office

- (1) The term of office of a member is the period specified in the instrument of appointment and, except in the case of an ex-officio member, is not to exceed 3 years.
- (2) Except in the case of an ex-officio member, a person cannot hold office as a member for more than 2 consecutive terms.

3.6 Vacation of office

- (1) The office of a member becomes vacant if the term for which the member is appointed expires or the member—
 - (a) dies;
 - (b) by notice in writing to the Council, resigns; or
 - (c) is removed from office under subsection (2).
- (2) The Council may remove a person from office as a member on the grounds of—
 - (a) incapacity to carry out satisfactorily the duties of the office;
 - (b) neglect of duty;
 - (c) misconduct; or
 - (d) any other cause for which it appears to the Council that the person should be removed from office.

3.7 Meetings

- (1) The Chair is to preside at all meetings of the Board at which he or she is present.
- (2) If the Chair is not present at a meeting, the members who are present are to elect one of their number to preside.
- (3) The quorum at a meeting is not less than half the number of offices (other than vacant offices) of member of the Board.
- (4) Subject to subsection (6), each member present at a meeting of the Board is entitled to one vote.
- (5) Unless a question arising at a meeting is one that is required to be decided by an absolute majority, the question is to be decided by a majority of the votes of the members present and voting.
- (6) Subject to any determination under subsection (7), a member is disqualified from voting on a matter, or from participating in or being present at the deliberations on any matter, in which he or she has a material personal interest.
- (7) The Council may determine that subsection (6) does not apply to a matter or class of matters specified in the determination, and that determination has effect according to its terms.
- (8) A determination cannot be made under subsection (7) unless the Council considers the determination to be necessary to enable the Board to perform its functions properly.
- (9) The *Council Standing Orders 2007* apply to a meeting of the Board except that, if there is any inconsistency between a provision of this Statute and a provision of the *Council Standing Orders 2007*, this Statute prevails.

PART 4—OTHER MATTERS

4.1 Committees

- (1) The Board may establish one or more committees to assist it in carrying out any of its functions under this Statute.
- (2) The Board may—
 - (a) delegate to a committee any of the Board's functions under this Statute; and
 - (b) authorise a committee to carry out, on behalf of the Board, any of the Board's functions under this Statute.

4.2 Annual audit

The Chair is to ensure that—

- (a) there is an annual audit of the Foundation's financial statements;
- (b) the annual audit is conducted by a suitably qualified independent auditor; and
- (c) the report of the annual audit is to be completed in time to be considered by the Board and given to the Council in accordance with section 4.3(a).

4.3 Reporting

The Board is to give the Council—

- (a) within 3 months of the end of each of the University's financial years—an annual report of its activities for the preceding financial year.
- (b) as, when, and in the form, required by the Council—any other report.

4.4 Transfer of assets

At the first occurrence of either—

- (a) the winding up of the Foundation; or
- (b) the revocation of the University's endorsement under Subdivision 30-BA of the *Income Tax Assessment Act 1997* (Cth),

the Vice-Chancellor must transfer to a fund, authority or institution Donations to which can be deducted under Division 30 of the *Income Tax Assessment Act 1997* (Cth) any surplus assets of each Account and each Former Account.

4.5 Revocation

The Former Statute is revoked.

Schedule

FORMER FOUNDATIONS

Division 1—Description

1. Business and Administration Foundation

The Business and Administration Foundation was established under *Statute No. 19—Business and Administration Foundation*.

2. Health Sciences Foundation

The Curtin University Foundation was established under *Statute No. 15—Health Sciences Foundation*.

3. WASM Education Fund

The WASM Education Fund was established under *Statute No. 14—WASM Education Fund*.

Division 2—Objects and Purposes

4. Objects and Purposes of the Business and Administration Foundation

4.1 The objects of the Business and Administration Foundation are to—

- (a) provide supplementary funds for the Curtin Business School with the aim of furthering and enhancing the activities of the Curtin Business School as a centre of excellence in business education;
- (b) preserve, improve and develop the Curtin Business School's standards, services, staffing property and facilities;
- (c) provide a link between the Curtin Business School, the community, commerce and industry;
- (d) support the advancement of knowledge in business and administration.

4.2 For the purpose of carrying out the objects of the Business and Administration Foundation, the Board of Management may from time to time authorise grants or the expenditure of monies being part of the Business and Administration Foundation for—

- (a) the acquisition by construction, purchase or lease of suitable premises for the Curtin Business School's activities, and the improvement of existing facilities and premises;
- (b) the improvement of staffing levels in the Curtin Business School including visiting staff;
- (c) the provision of consultancy, research and extension activities in connection with the activities of the School;
- (d) the acquisition and enhancement of specialised equipment for use in the activities of the Curtin Business School;
- (e) any other purpose which is consistent with the object of furthering and enhancing the Curtin Business School as a centre of excellence in business education.

5. Objects and Purposes of the Health Sciences Foundation

5.1 The objects of the Health Sciences Foundation are to provide funds to support the advancement of knowledge in the health sciences through research, demonstration and evaluation.

5.2 The Board of Management of the Health Sciences Foundation may apply the Health Sciences Foundation funds to—

- (a) bring together practitioners, researchers, and educators in the health sciences for the sharing of knowledge and experience in health related endeavours;
- (b) provide financial support to enable persons involved in health sciences education and research to share and extend their knowledge;
- (c) support activities directed towards improving the health of the community;
- (d) support cooperative activities related to health issues between education, the community, government, and industry;
- (e) provide or arrange for all necessary facilities, equipment, staff, and other resources necessary to support the attainment of these objects;
- (f) engage in such other activities as may be consistent with the objects of the Health Sciences Foundation.

6. Objects and Purposes of the WASM Education Fund

6.1 The object of the Western Australian School of Mines (WASM) Education Fund is to provide supplementary funds for the WASM with the aim of furthering and enhancing the activities of the WASM as a mining education centre of excellence.

6.2 The Management Committee of the WASM Education Fund may apply the WASM Education Fund for—

- (a) the provision of scholarships, exhibitions, bursaries, prizes and research grants to students attending the WASM;
- (b) the provision of consultancy and test work in connection with the activities of the WASM;
- (c) the acquisition of specialised equipment for use in the activities of the WASM;
- (d) the provision of staff for the WASM and salary support for such staff; and
- (e) any other purpose which is consistent with the object of furthering and enhancing the WASM as a mining education centre of excellence.

The Common Seal of Curtin University was affixed on the 25th day of October 2019, by the authority of the Vice-Chancellor—

Professor, DEBORAH TERRY, AO, Vice-Chancellor.
LISA FORSTNER, Administrative Secretary.

Revision History

Revision Ref. No.	Approved/ Rescinded	Date	Committee/ Board	Resolution Number	Document Reference
NEW	Approved	18/03/2009	Council	C 40/09	Attachment A to Document No 00254/09
	Replacement	16/10/2019	Council	C 146/19	Repeal the existing statute and approve the replacement Attachment A to item 8.5.1

ENVIRONMENT

EV401

CONTAMINATED SITES ACT 2003

DELEGATION NO. 19

I, Michael Charles Rowe, in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003* (“the Act”), and pursuant to section 91 of the Act (when read with section 20 of the *Environmental Protection Act 1986*), hereby delegate to the holder for the time being of the office of—

- (a) Executive Director, Science and Planning,

all of the Department of Water and Environmental Regulation, all my powers and duties, other than this power of delegation, under Part 4 of the Act.

Dated the 18th day of December, 2019.

MICHAEL CHARLES ROWE, Chief Executive Officer.

Approved by—

Hon. STEPHEN DAWSON, MLC, Minister for Environment; Disability Services.

HEALTH

HE401

HEALTH SERVICES ACT 2016

TRANSFER ORDER

Made by the Minister under Section 194.

I, Rita Saffioti MLA, Acting Minister for Health, order that the assets, rights and liabilities of NMHS in connection with the Neonatal Services, acquired or incurred on or before the Transfer Date, specified in Column 1 of Table B are transferred to CAHS as specified in Column 2 of Table B. Accordingly, a reference to NMHS in respect of items transferred by this Transfer Order has effect, on and after the Transfer Date, as if the reference were to CAHS.

Unless the contrary intention appears, words and expressions used in this order have the meaning specified in Table A.

The Schedules referred to in Table B have been signed by the Acting Minister for identification and may be inspected during normal office hours at the Department of Health, Royal Street, East Perth.

TABLE A

Definitions

Term	Meaning
CAHS	Child and Adolescent Health Service, a health service provider established under clause 12(1) of the <i>Health Services (Health Service Providers) Order 2016</i> as published in the <i>Government Gazette</i> dated 17 June 2016.
Neonatal Services	The following health services provided by the Neonatal Directorate— <ol style="list-style-type: none"> (a) the management and operation of the Neonatology Intensive Care Unit at King Edward Memorial Hospital for Women; (b) the following neonatal health services provided at King Edward Memorial Hospital for Women— <ol style="list-style-type: none"> i. neonatal health services associated with the Neonatology Intensive Care Unit; ii. paediatric services; iii. neonatal outpatient services; (c) the management and operation of the Perth Children’s Hospital Intensive Care Unit (3B); (d) the management and operation of the Perth Children’s Hospital Ward 3B Post-natal Mothers; (e) the management and operation of the Perron Rotary Express Milk Bank (PREM Milk Bank); (f) the management and operation of the Newborn Emergency Transport Service of Western Australia; (g) neonatal services provided in the home to patients discharged from either— <ol style="list-style-type: none"> i. the Neonatology Intensive Care Unit at King Edward Memorial Hospital for Women; or ii. the Neonatology Intensive Care Unit at Perth Children’s Hospital.
NMHS	North Metropolitan Health Service, a health service provider established under clause 8(1) of the <i>Health Services (Health Service Providers) Order 2016</i> as published in the <i>Government Gazette</i> dated 17 June 2016.
Transfer Date	1 February 2020.

TABLE B

Column 1—Assets, Rights and Liabilities	Column 2—Transferred To
1. Motor Vehicles All assets, rights and liabilities of NMHS, arising from or in connection with motor vehicles of NMHS specified in Schedule 1.	CAHS
2. Fixed Assets, Plant and Equipment All assets, rights and liabilities of NMHS, arising from or in connection with fixed assets and plant and equipment of NMHS (excluding any land and buildings but including any medical equipment and office equipment) specified in Schedule 1.	CAHS
3. Furniture and Fittings All assets, rights and liabilities of NMHS, arising from or in connection with furniture and fittings of NMHS specified in Schedule 1.	CAHS
4. Lease Liabilities and Leased Assets All assets, rights and liabilities of NMHS, arising from or in connection with leased assets of NMHS specified in Schedule 2.	CAHS
5. Employment Liabilities All assets, rights and liabilities of NMHS, relating to employees of NMHS dedicated to the provision of Neonatal Services (including, without limitation, all superannuation benefits and workers’ compensation and related common law assets, rights and liabilities of those employees).	CAHS
6. Payables and Receivables All assets, rights and liabilities of NMHS, (including, without limitation, patient fees and charges) arising from or in connection with payables and receivables of NMHS associated with the provision of Neonatal Services.	CAHS

Column 1—Assets, Rights and Liabilities	Column 2— Transferred To
<p>7. Cash and Cash Equivalents All assets, rights and liabilities of NMHS arising from or in connection with cash on hand, cash at bank of, or other funds on deposit by, NMHS, associated with the provision of Neonatal Services.</p>	CAHS
<p>8. Special Purpose Accounts All assets, rights and liabilities of NMHS, arising from or in connection with special purpose accounts established under section 16(1)(d) of the <i>Financial Management Act 2006</i> (WA), in support of the provision of Neonatal Services.</p>	CAHS
<p>9. Proceedings and remedies All assets, rights and liabilities of NMHS arising wholly or in part from any act, omission or matter, in respect of which any proceedings or remedy could be, could have been, could in future be or has been commenced or continued by or against, or available to or against NMHS, in connection with the provision of Neonatal Services.</p>	CAHS
<p>10. Contracts All assets, rights and liabilities of NMHS arising from or in connection with a contract, agreement or instrument specified in Schedule 3.</p>	CAHS

Hon. RITA SAFFIOTI, MLA, Acting Minister for Health.

Date 16 January 2020.

JUSTICE

JU401

PROFESSIONAL STANDARDS ACT 1997

THE NEW SOUTH WALES BAR ASSOCIATION PROFESSIONAL STANDARDS SCHEME

I, John Quigley MLA, Attorney General; Minister for Commerce, pursuant to section 26 of the *Professional Standards Act 1997* WA (the Act), authorise the publication of The New South Wales Bar Association Professional Standards Scheme (the Scheme) submitted to me by the Professional Standards Council of New South Wales. The Scheme is published with this authorisation and will commence in accordance with section 27 of the Act.

Hon. JOHN QUIGLEY MLA, Attorney General; Minister for Commerce.

Dated: 3 December 2019.

The New South Wales Bar Association

Professional Standards Scheme

Professional Standards Act 1994 (NSW)

PREAMBLE

- A. The New South Wales Bar Association [NSWBA] is an occupational association.
- B. The NSWBA has made an application to the Professional Standards Council, appointed under the *Professional Standards Act 1994* (NSW) (the Act), for a scheme under the Act.
- C. The scheme is prepared by the NSWBA for the purposes of limiting occupational liability to the extent to which such liability may be limited under the Act.
- D. The scheme propounded by the NSWBA is to apply to all members of the New South Wales Bar Association who hold a NSW barrister's practising certificate issued by the NSWBA and who have professional indemnity insurance that is required under law to be held by New South Wales barristers in order to practise.
- E. The NSWBA has furnished the Councils with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The scheme is intended to commence on 1 July 2020 and remain in force for five (5) years from its commencement unless, prior to that time, it is revoked, its operation ceases, or it is extended pursuant to s32 of the Act.
- G. The scheme is also intended to apply in Victoria, Western Australia, Australian Capital Territory, Northern Territory, Queensland, South Australia, Tasmania

1. Occupational Association

The New South Wales Bar Association (the Bar Association) is an occupational association whose business address is Selborne Chambers, 174 Phillip Street Sydney. The New South Wales Bar Association Scheme (the scheme) is a scheme under the *Professional Standards Act 1994* (NSW) (the Act). The scheme applies in New South Wales, the Australian Capital Territory, the Northern Territory, Queensland, Victoria, Western Australia, South Australia and Tasmania.

2. Persons to Whom the Scheme Applies (Participating Members & Other Persons)

2.1 The scheme applies to persons referred to in clause 2.2 and clause 2.3 of this scheme.

2.2 All members of the Bar Association who hold a NSW barrister's practising certificate issued by the Bar Association and who have professional indemnity insurance that is required under law to be held by New South Wales barristers in order to practise.

2.3 Persons to whom the scheme applies—

2.3.1 In New South Wales by virtue of sections 18, 19, 20 and 20A of the Act; and

2.3.2 In the Australian Capital Territory, the Northern Territory, Queensland, Victoria, Western Australia, South Australia and Tasmania by virtue of the comparable provisions to sections 18 and 19 of the Act in the corresponding legislation of those jurisdictions; and

2.3.3 In the Australian Capital Territory, the Northern Territory, Victoria, Western Australia, South Australia and Tasmania by virtue of the comparable provision to section 20 of the Act in the corresponding legislation of those jurisdictions; and

2.3.4 In Queensland by virtue of section 21A of the *Professional Standards Act 2004* (Qld), and in Western Australia by virtue of section 34A of the *Professional Standards Act 1997* (WA).

3. Limitation of Liability

3.1 Subject to clause 3.3 below, a person to whom the scheme applies against whom a cause of action relating to occupational liability is brought, is not liable in damages in relation to that cause of action for anything done or omitted on or after the commencement of the scheme above a monetary ceiling (a maximum amount of liability) of \$1,500,000.

3.2 For the purposes of the operation of the scheme in NSW 'occupational liability' has the same meaning as it has in the Act and excludes any liability which may not from time to time be limited pursuant to the Act. Similarly, for the purposes of the operation of the scheme in other jurisdictions in which it applies i.e. ACT, Northern Territory, Queensland, Victoria, Western Australia, South Australia and Tasmania, 'occupational liability' has the same meaning as it has in the corresponding legislation of those jurisdictions and excludes any liability which may not from time to time be limited pursuant to that legislation.

3.3 The person to whom the scheme applies must be able to satisfy the court that they have the benefit of—

3.3.1 an insurance policy insuring them against that occupational liability, and

3.3.2 an insurance policy under which the amount payable in respect of the occupational liability relating to that cause of action is not less than the maximum amount of liability specified in the scheme in relation to the person to whom the scheme applies and the kind of work to which the cause of action relates at the time at which the act or omission giving rise to the cause of action occurred.

3.4 Notwithstanding anything to the contrary contained in this scheme, if in particular circumstances giving rise to occupational liability, the liability of any person who is subject to this scheme should be capped both by this scheme and also by any other scheme under Professional Standards Legislation (whether of this jurisdiction or under the law of any other Australian state or territory) and, if the amount of such caps should differ, then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

4. Commencement and duration

4.1. The scheme will commence—

4.1.1. In New South Wales, the Northern Territory, Tasmania, and Western Australia, on 1 July 2020, or, if the date of its publication is later than 1 July 2020, two months after the date of its publication; and

4.1.2. In Queensland, on 1 July 2020, or, if the date the Minister's notice of approval of the scheme is given later than 1 July 2020, two months after the date on which notice is given; and

4.1.3. In Victoria, on 1 July 2020, or, if the date of its publication is later than 1 May 2020, two months after the date of its publication; and

4.1.4. In the Australian Capital Territory and South Australia, on the date provided for in the notice giving approval of or publishing the scheme or, if no such date is specified, two months after the approval or scheme is published.

4.2. The scheme will remain in force in force in New South Wales, the Northern Territory, Tasmania, Western Australia, Queensland, Victoria, the Australian Capital Territory and South Australia until 30 June 2025 unless—

4.2.1. in the case of New South Wales, in accordance with section 32 of the Act it is earlier revoked or ceases to have effect or its period of operation is extended for a period of up to 12 months; or

- 4.2.2. in so far as the scheme operates in the Australian Capital Territory, the Northern Territory, Queensland, Victoria, Western Australia, South Australia, and Tasmania, in accordance with the law of those jurisdictions its operation in those jurisdictions is earlier revoked or ceases to have effect or its period of operation is extended for a period of up to 12 months, or it ceases to have effect in New South Wales.

JU402**COURT SECURITY AND CUSTODIAL SERVICES ACT 1999**

PERMIT DETAILS

Under the provisions section 55(1) of the *Court Security and Custodial Services Act 1999*, the Commissioner of Corrective Services has revoked a number of Permits to do High-Level Security Work.

Surname	First Name	Revocation Reason	Permit ID Number
Froome	Kathleen	Resigned	WLG-17042
Boyd	Cameron	Resigned	WLG-19035
Atkinson	Allan	Resigned	WLG-17011

JU403**COURT SECURITY AND CUSTODIAL SERVICES ACT 1999**

PERMIT DETAILS

Pursuant to the provisions of section 51(1) of the *Court Security and Custodial Services Act 1999*, the Commissioner of Corrective Services has issued the following Permit to do restricted High-Level Security Work—

Surname	First Name(s)	Permit Number	Permit Expiry Date
Harrison	Ronald	BRS-20001	24/03/2022

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 Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
D	Jigme Wangchuk	BRS-180117	09/12/2019
Espey	John Alexander	BRS-180161	09/12/2019
Berry	Maria	BRS-190010	06/01/2020
Cooper	Sharon Elaine	BRS-180135	06/01/2020
Jenkins	Janet Kaye	BRS-170101	06/01/2020
Silulu	Auckland Samuel	BRS-180025	06/01/2020
Ismail	Jaris Ibrahim Bin	BRS-180121	10/01/2020
Menezes	Neil Bernard Rosario	BRS-190039	10/01/2020
Hassani	Husnain	BRS-180154	10/01/2020
Palmer	Alicia Jane	BRS-190044	10/01/2020
Ardinah	Muslim Al-Mabarok	BRS-170262-1	10/01/2020

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 Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Suspended
Gair	Wayne Russell	BRS-170492	10/01/2020
Williams	Anthony Gleen	BRS-170228-1	10/01/2020
Maitre	Rudy Serge	BRS-170041	10/01/2020
Sturgeon	Frazer William	BRS-170205-1	10/01/2020
Wade	Kathryn	BRS-170060	10/01/2020

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.

JU404

PRISONS ACT 1981
PERMIT DETAILS

Pursuant to Section 15U of the *Prisons Act 1981*, I hereby revoke the following permit—

Surname	Other Name(s)	Permit No.
Wright	Hannah Leigh	MEL0140

TONY HASSALL, Commissioner Corrective Services; Deputy Director General.

Dated 20 January 2020.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

Shire of Northam

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 10 December 2019, determined that the method of valuation to be used by the Shire of Northam 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 804 to 807 inclusive as shown on Deposited Plan 415722.

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

MINERALS AND PETROLEUM

MP401

MINING ACT 1978

APPROVAL OF RETENTION STATUS FOR A PROSPECTING LICENCE

I, Paul Anthony Power, Compliance Tenure Officer (By power delegated under section 12 of the *Mining Act 1978*), give notice that I have approved retention status for 52.5351 ha within the under mentioned prospecting licence pursuant to section 54 of the *Mining Act 1978*, effective from the day on which notice of the approval is published in the Gazette.

Tenement	Area	Holder	Mineral Field
P20/2179-I	52.5351ha	Sinosteel Midwest Corporation Limited	Murchison

Dated at Perth this 16th day of January 2020.

PAUL ANTHONY POWER, Compliance Tenure Officer.
(By power delegated under section 12
of the *Mining Act 1978*).

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Northam

Local Planning Scheme No. 6—Amendment No. 15

Ref: TPS/2511

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 Northam Local Planning Scheme amendment on 15 January 2020 for the purpose of—

1. Deleting the Special Control Area—Abattoir buffer (SCA) and the SU 11 annotation over Lot 1343 Northam-Pithara Road, Irishtown from the Scheme Maps.
2. Rezoning Lots 21 and 22 Chitty Road and Lot 23 on DP 400656, Bakers Hill from Rural to Rural Smallholdings (RSH5) and updating the Scheme Maps accordingly.
3. Deleting Rural Residential site No. 29 (RR29) (Lot 8071 Chitty Road, Bakers Hill) from Schedule 7.
4. Inserting RSH5 into Schedule 8 with the following text—

No.	Description of land	Conditions
RSH5	Lots 21 and 22 Chitty Road and Lot 23 on DP 400656, Bakers Hill.	<ol style="list-style-type: none"> 1. Lot size shall be a minimum of 10 hectares. 2. Stormwater drainage shall be controlled through appropriate drainage systems to avoid erosion and discharge while maintaining natural flow of discharge at pre-development levels and shall be to the satisfaction and specifications of the local government. Stormwater management systems should be designed in accordance with the guidelines contained within the Stormwater Management Manual for WA (Department of Water, 2004). 3. Landscape buffers are to be provided and maintained along Chitty Road to preserve the rural amenity to the satisfaction of the local government.

5. Replace the phrase 'The storm automation system' with 'stormwater management systems' at RR25 in schedule 7 and RSH4 in Schedule 8.

C. ANTONIO, President.
 J. WHITEAKER, Chief Executive Officer.

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Ian Douglas John Subritzky, late of California Hill, Awanui, New Zealand, 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 20th day of June 2018, are required by the Executor, Glen William George Subritzky, 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 February 2020 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.

ZZ402**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Sylvia Jessop, late of Maurice Zeffert Home, 119 Cresswell Road, Dianella, 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 27th day of December 2019, are required by the Executor, Max Norman-Isadore Walters, 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 February 2020, 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.

ZZ403**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the late Anita Livingstone, deceased, who died on 9 October, 2017, are required by the executor, Adrian Jon Nicholas Livingstone, c/- Unit 2, 62 Pinjarra Road, Mandurah WA 6210, to send particulars of their claims to the executor within one (1) month from the date of publication of this notice after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

PETHERICK COTTRELL LAWYERS,
PO Box 1891, Mandurah WA 6210.
Ph: (08) 9535 4604
Ref: NL:JS:183317**ZZ404****TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Luigi D'ignazio, late of 18 Bishop Road, Middle Swan in the State of Western Australia, Plant Operator, 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 7 November 2019 at Midland Nursing Home, 44 John Street, Midland in the State of Western Australia, are required by the trustee Maria Elena Fifield, c/- Avon Legal Suite 7, 9 The Avenue, Midland in the State of Western Australia to send particulars of their claims to her within 1 month of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

ZZ405**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Betty Jeanette Maumill, late of Aegis Ellenvale, Corner of Bell Drive and Broadwater Boulevard, Broadwater WA, deceased.

Creditors and other persons having claims (to which s63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 21 October 2019 at Broadwater, are required by the Executors Barbara Joy Maumill and Gaye Maree Maumill c/- Max Owens & Co of 2 Zoe Street, Bunbury WA 6230 to send particulars of their claims to them by one month from the date of this advertisement, after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZZ406**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of Gerard Anthony Parker late of 6 Kirke Cove, Merriwa in the State of Western Australia who died on 3 September 2018 are required by the Administrator to send particulars of their claims addressed to the Administrator of the Estate of Gerard Anthony Parker deceased care of WL and KJ Everett PO Box 295 Subiaco WA 6904 by the date being month from the date of this notice after which date the Administrator may convey or distribute the assets having regard only of which the Administrator then has notice.

ZZ407**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Jean Mewett late of 16A Forward Street, Mandurah, 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 9 July 2019 are required by the personal representative to send particulars of their claims to him/her care of Amanda Liston Legal, 197 Mandurah Terrace, Mandurah by 25 February 2020 after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

AMANDA LISTON LEGAL, as solicitors for the personal representative.

ZZ408**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Lorna Marion Bollam late of 20 Roebuck Drive, Salter Point, Western Australia, deceased.
Creditors and other persons having claims in respect of the estate of the deceased, Lorna Marion Bollam, late of 20 Roebuck Drive, Salter Point, WA 6152, who died on 17 November 2019, are required by the personal representative/executor, David Bollam, to send written particulars of their claims to him within 30 days of the publication of this notice after which date the personal representative/executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated: 21 January 2020.

DAVID BOLLAM,
c/- Unit 11, 4 Lewington Gardens,
Bibra Lake WA 6153.

ZZ409**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 24 February 2020 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Addison, Mabel Winifred, formerly of Villa 12, Lady McCusker Village, 27 Beddi Road, Duncraig, late of RAAFA Estate, 19 Hughie Edwards Drive, Merriwa, who died on 21 September 2019 (DE33167095 EM32).

Baartz, Greta Anne, late of Rowthorpe Uniting Church, Juniper Home, 4-10 Hayman Road, Bentley, who died on 14 December 2019 (DE33068438 EM15).

Dickson, Caroline Thomson Watson Young, late of 19 Cosmelia Way, Parkwood, who died on 6 January 2020 (DE19913820 EM110).

Ferrell, Doris Miffawny, late of St Rita's Nursing Home, 25 View Street, North Perth, who died on 4 February 2013 (PM33076252 EM27).

- Gardner, Simone (also known as Quaknin or Oiknine), late of Aegis Hilton Park, 19 Laidlaw Street, Hilton, who died on 9 December 2019 (DE19780801 EM36).
- Graham, Gracie, late of Poinciana Lodge, Cleaver Street, Carnarvon, who died on 7 October 2017 (PM33100382 EM27).
- Hunter, Gladys May Alice, late of RAAFA Estate, 19 Hughie Edwards Drive, Merriwa, who died on 12 April 2019 (DE33145138 EM36).
- Hyams, Judith Gretchen, late of James Brown House, Unit 50, 171 Albert Street, Osborne Park, who died on 2 September 2019 (DE20001579 EM24).
- Moriarty, Gwendolen Marjorie, late of Riversea Mosman Park, 1 Wallace Lane, Mosman Park, who died on 23 November 2019 (DE19960900 EM16).
- Player, Russell George, formerly of 49 Dallas Crescent, Wanneroo, late of Gracewood Residential Aged Care, 20 Roebuck Drive, Salter Point, who died on 24 November 2019 (DE20010586 EM110).
- Stevens, Rose Margaret, late of 40/45 Chilcott Street, Calista, who died on 22 June 2019 (DE20001105 EM36).
- Thomas, Carol Lorraine, late of 40 Florence Street, West Perth, who died on 23 November 2018 (PM33117447 EM214).
- Tilly, Betty Joy, late of Pilbara House, Opal Aged Care, Discovery Way, Murdoch, who died on 23 December 2019 (DE33092236 EM113).
- Wales, Raymond George, formerly of 19 Strome Road, Applecross, late of 495 Marmion Street, Booragoon, who died on 7 December 2019 (DE33084472 EM23).
- Walke, Rodney William, late of 103 Second Avenue, Bassendean, who died on 9 October 2019 (DE19873131 EM24).
- Winmar, Craig Bevan, late of 43 O'Connell Way, High Wycombe, who died on 6 July 2018 (DE33156495 EM36).

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

ZZ410

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 24 January 2020.

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

Name of Deceased	Address	Date of Death	Date Election Filed
Morrow, Ralph (DE19862997 EM37)	Formerly of 14 Westbury Crescent, Bicton, late of Aegis Carrington, 27 Ivermey Road, Hamilton Hill	9 September 2019	22 November 2019

ZZ501

PARTNERSHIP ACT 1895
RESIGNATION OF A PARTNER
Discontinuance of Partnership

Take notice that as from 1 July 2019 the partnership of David Cherny ATF the DC Consulting Family Trust and H1 Consulting Pty Ltd (ACN: 132 134 966) ATF the Fletcher Family Trust trading as HostOne has dissolved. HostOne Pty Ltd will continue to operate the business under the name of HostOne and shall be responsible for all the debts and liabilities thereof.
