



# WESTERN AUSTRALIAN GOVERNMENT Gazette

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



**PERTH, FRIDAY, 28 AUGUST 2020 No. 143**

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

**CONTENTS**

**PART 1**

|  | Page |
|--|------|
| Children and Community Services Amendment Regulations 2020 .....                                   | 2719 |
| Construction Industry Portable Paid Long Service Leave Amendment Regulations<br>(No. 2) 2020 ..... | 2726 |
| Education and Care Services National Amendment Regulations 2020 .....                              | 2720 |
| Firearms Amendment Regulations 2020 .....  | 2739 |
| Gene Technology Amendment Regulations 2020 .....   | 2717 |
| RWWA Rules of Harness Racing 2004—Amendment .....  | 2740 |
| RWWA Rules of Harness Racing 2004—Correction .....   | 2740 |
| Magistrates Court (Civil Proceedings) Amendment Rules (No. 3) 2020 .....                           | 2727 |

**PART 2**

|                              |      |
|------------------------------|------|
| Aerial Advertising .....     | 2741 |
| Energy .....                 | 2741 |
| Fisheries .....              | 2742 |
| Justice .....                | 2743 |
| Local Government .....       | 2743 |
| Minerals and Petroleum ..... | 2748 |
| Parliament .....             | 2753 |
| Planning .....               | 2753 |
| Premier and Cabinet .....    | 2755 |
| Public Notices .....         | 2756 |

## 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, [slp@dpc.wa.gov.au](mailto:slp@dpc.wa.gov.au).

**Note:** A Creative Commons Attribution 4.0 International Licence (CC BY 4.0) applies with respect to material on the WA Legislation Website (with certain exceptions), and to copies of Acts, and reprints of Acts and subsidiary legislation, printed by the Government Printer. To view relevant information and for a link to a copy of the licence, visit [www.legislation.wa.gov.au](http://www.legislation.wa.gov.au).

## 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](mailto:slp@dpc.wa.gov.au)

Postal address:  
State Law Publisher  
Locked Bag 3001,  
West Perth, 6872  
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. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

## ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2020 (Prices include GST)

Public Notices Section—\$77.40 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices—

Per Column Centimetre—\$15.45

Bulk Notices—\$282.75 per page

Electronic copies of gazette notices sent to clients for lodgement with the Delegated Legislation Committee—\$50.95

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

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

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

# — PART 1 —

---

## AGRICULTURE AND FOOD

---

AG301

Gene Technology Act 2006

### Gene Technology Amendment Regulations 2020

SL 2020/145

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Gene Technology 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 *Gene Technology Regulations 2007*.

**4. Regulation 6A inserted**

After regulation 6 insert:

**6A. Particular dealings relating to COVID-19 vaccine exempt dealings**

- (1) In this regulation —

***Health Minister*** means the Minister responsible for the administration of the *Health Services Act 2016*;

***relevant dealing*** means a dealing with a GMO that —

- (a) is —
  - (i) authorised under a GMO licence issued under the Commonwealth Act; and

- (ii) undertaken by a person, or a person in a class of persons, approved under subregulation (3)(a);
  - or
  - (b) is specified in an emergency dealing determination in force under section 72B of the Commonwealth Act; or
  - (c) is declared by the Commonwealth regulations to be a notifiable low risk dealing; or
  - (d) is specified by the Commonwealth regulations to be an exempt dealing; or
  - (e) is included in the GMO Register.
- (2) For the purposes of section 32(3) of the Act, a dealing with a GMO is an exempt dealing if the dealing —
- (a) relates to a vaccine for COVID-19; and
  - (b) is a relevant dealing; and
  - (c) is conducted in accordance with any applicable technical and procedural guidelines approved by the Minister under subregulation (3)(b).
- (3) The Minister may, after consulting the Health Minister, by written notice published in the *Gazette* —
- (a) approve a person or class of persons to deal with a GMO for the purposes of paragraph (a)(ii) of the definition of **relevant dealing** in subregulation (1); and
  - (b) approve technical and procedural guidelines to deal with a GMO for the purposes of subregulation (2)(c).
- (4) Without limiting subregulation (3)(b), the Minister may approve technical and procedural guidelines as in force from time to time under section 27(d) of the Commonwealth Act.
- (5) If the Minister approves technical and procedural guidelines, the Minister must publish the technical and procedural guidelines on the website of the department of the Public Service principally assisting in the administration of the Act.

R. NEILSON, Clerk of the Executive Council.

---

---



---

## COMMUNITY AND CHILD SERVICES

---



---

CN301

Children and Community Services Act 2004

### Children and Community Services Amendment Regulations 2020

SL 2020/142

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Children and Community Services 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 1 September 2020.

**3. Regulations amended**

These regulations amend the *Children and Community Services Regulations 2006*.

**4. Regulation 21 amended**

In regulation 21(1) delete the Table and insert:

**Table**

| Item | Column 1<br>Class of children  | Column 2<br>Amount<br>\$ |
|------|--|--------------------------|
| 1.   | Children who are under 7 years of age                                  | 428.00                   |
| 2.   | Children who have reached 7 years of age but are under 13 years of age | 507.00                   |
| 3.   | Children who have reached 13 years of age                              | 614.00                   |

Note: The heading to amended regulation 21 is to read:

**Payments to special guardians (Act s. 65)**

R. NEILSON, Clerk of the Executive Council.

---

**EDUCATION**

---

ED301

Education and Care Services National Law (WA) Act 2012

**Education and Care Services National  
Amendment Regulations 2020**

SL 2020/143

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Education and Care Services National 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) regulations 3, 5 and 10 — on 1 September 2020;
- (c) the rest of the regulations — on 1 October 2020.

**3. Regulations amended**

These regulations amend the *Education and Care Services National Regulations 2012*.

**4. Regulation 4 amended**

- (1) In regulation 4(1) insert in alphabetical order:

*regular transportation*, in relation to an education and care service, means the transportation by the service or arranged by the service (other than as part of an excursion) of a child being educated and cared for by the service, where the circumstances relevant to a risk assessment are substantially the same for each occasion on which the child is transported;

- (2) In regulation 4(1) in the definition of *regular outing* paragraph (b) after “risk assessment are” insert:

substantially

**5. Regulation 5 amended**

Delete regulation 5(2)(q) and insert:

- (q) an approved children's service under the *Children's Services Act 1996* of Victoria that, immediately before 17 May 2020, was a licensed limited hours Type 2 service under that Act;

**6. Regulation 100 amended**

In regulation 100(1), (2) and (3) delete "is sought under regulation 102" and insert:

referred to in regulation 102(4) is sought

**7. Regulation 101 amended**

Delete regulation 101(2)(d) and insert:

- (d) if the excursion involves transporting children —
  - (i) the means of transport; and
  - (ii) any requirements for seatbelts or safety restraints under a law of each jurisdiction in which the children are being transported; and
  - (iii) the process for entering and exiting the education and care service premises and, as required, the pick-up location or destination; and
  - (iv) procedures for embarking and disembarking the means of transport, including how each child is to be accounted for on embarking and disembarking;

and

**8. Regulation 102 amended**

In regulation 102(4) —

- (a) delete paragraph (c) and insert:

- (c) if the authorisation is for a regular outing, a description of when the child is to be taken on the regular outings; and

- (ca) if the authorisation is for an excursion that is not a regular outing, the date the child is to be taken on the excursion; and
  - (b) delete paragraph (e) and insert:
    - (e) if the excursion involves transporting children —
      - (i) the means of transport; and
      - (ii) any requirements for seatbelts or safety restraints under a law of each jurisdiction in which the children are being transported;
- and

**9. Part 4.2 Division 7 inserted**

At the end of Part 4.2 insert:

**Division 7 — Transportation of children other than as part of excursion**

**102A. Application of Division**

This Division does not apply to transportation of a child by or arranged by an education and care service that is undertaken as part of an excursion.

**102B. Transport risk assessment must be conducted before service transports child**

- (1) The approved provider of an education and care service must ensure a risk assessment is carried out in accordance with regulation 102C before an authorisation referred to in regulation 102D(4) is sought to transport a child.

Penalty for this subregulation: a fine of \$2 000.

- (2) A nominated supervisor of an education and care service must ensure a risk assessment is carried out in accordance with regulation 102C before an authorisation referred to in regulation 102D(4) is sought to transport a child.

Penalty for this subregulation: a fine of \$2 000.

- (3) A family day care educator must carry out a risk assessment in accordance with regulation 102C before an authorisation referred to in regulation 102D(4) is sought to transport a child.

Penalty for this subregulation: a fine of \$2 000.

- (4) A risk assessment is not required under this regulation for transporting a child if —
  - (a) the transportation is regular transportation; and
  - (b) a risk assessment has been conducted for the regular transportation of the child within the previous 12 months.

**102C. Conduct of risk assessment for transporting of children by education and care service**

- (1) A risk assessment for the transportation of a child by or arranged by the education and care service must —
  - (a) identify and assess risks that transporting the child may pose to the safety, health or wellbeing of the child; and
  - (b) specify how the identified risks will be managed and minimised.
- (2) Without limiting subregulation (1), a risk assessment must consider —
  - (a) the proposed route and duration of the transportation; and
  - (b) the proposed pick-up location and destination; and
  - (c) the means of transport; and
  - (d) any requirements for seatbelts or safety restraints under a law of each jurisdiction in which the children are being transported; and
  - (e) any water hazards; and
  - (f) the number of adults and children involved in the transportation; and
  - (g) given the risks posed by transportation, the number of educators or other responsible adults that is appropriate to provide supervision and whether any adults with specialised skills are required; and
  - (h) whether any items should be readily available during transportation; and

Example for this paragraph:

A mobile phone and a list of emergency contact numbers for the children being transported.

- (i) the process for entering and exiting —
    - (i) the education and care service premises; and
    - (ii) the pick-up location or destination (as required);
- and

- (j) procedures for embarking and disembarking the means of transport, including how each child is to be accounted for on embarking and disembarking.

**102D. Authorisation for service to transport children**

- (1) The approved provider of an education and care service must ensure that a child being educated and cared for by the service is not transported by the service or on transportation arranged by the service unless written authorisation has been given under subregulation (4).  
Penalty for this subregulation: a fine of \$1 000.
- (2) A nominated supervisor of an education and care service must ensure that a child being educated and cared for by the service is not transported by the service or on transportation arranged by the service unless written authorisation has been given under subregulation (4).  
Penalty for this subregulation: a fine of \$1 000.
- (3) A family day care educator must ensure that a child being educated and cared for by the educator as part of a family day care service is not transported by the service or on transportation arranged by the service unless written authorisation has been given under subregulation (4).  
Penalty for this subregulation: a fine of \$1000.
- (4) The authorisation must be given by a parent or other person named in the child's enrolment record as having authority to authorise the child being transported by the service or on transportation arranged by the service and must state —
  - (a) the child's name; and
  - (b) the reason the child is to be transported; and
  - (c) if the authorisation is for regular transportation, a description of when the child is to be transported; and
  - (d) if the authorisation is not for regular transportation, the date the child is to be transported; and
  - (e) a description of the proposed pick-up location and destination; and
  - (f) the means of transport; and
  - (g) the period of time during which the child is to be transported; and
  - (h) the anticipated number of children likely to be transported; and

- (i) the anticipated number of staff members and any other adults who will accompany and supervise the children during the transportation; and
  - (j) any requirements for seatbelts or safety restraints under a law of each jurisdiction in which the children are being transported; and
  - (k) that a risk assessment has been prepared and is available at the education and care service; and
  - (l) that written policies and procedures for transporting children are available at the education and care service.
- (5) If the transportation is regular transportation, the authorisation is only required to be obtained once in a 12 month period.

**10. Regulation 126 amended**

In regulation 126(1B) delete “Wales or South Australia.” and insert:

Wales.

**11. Regulation 168 amended**

After regulation 168(2)(g) insert:

- (ga) if the service transports or arranges transportation of children other than as part of excursions, transportation including procedures complying with Chapter 4 Part 4.2 Division 7;

R. NEILSON, Clerk of the Executive Council.

---

---

## INDUSTRY REGULATION

---

IS301

Construction Industry Portable Paid Long Service Leave Act 1985

### Construction Industry Portable Paid Long Service Leave Amendment Regulations (No. 2) 2020

SL 2020/144

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Construction Industry Portable Paid Long Service Leave Amendment Regulations (No. 2) 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 *Construction Industry Portable Paid Long Service Leave Regulations 1986*.

**4. Schedule 1 amended**

- (1) Delete the heading to Schedule 1 Division 1 and insert:

**Division 1 — Awards under the *Fair Work Act 2009*  
(Commonwealth) and awards given continuing effect under  
the *Fair Work (Transitional Provisions and Consequential  
Amendments) Act 2009* (Commonwealth)**

- (2) After Schedule 1 Division 1 item 14 insert:

|     |  |  |
|-----|--|--|
| 15. | Telecommunications Services Award 2010 | Limited to employees in the classification structure B.1.3 Technical Stream in Schedule B of the award |
|-----|--|--|

R. NEILSON, Clerk of the Executive Council.

---

**JUSTICE**

---

JU301

Magistrates Court (Civil Proceedings) Act 2004

**Magistrates Court (Civil Proceedings)  
Amendment Rules (No. 3) 2020**

SL 2020/141

Made by the Magistrates Court in accordance with the *Magistrates Court Act 2004* section 39.

**1. Citation**

These rules are the *Magistrates Court (Civil Proceedings) Amendment Rules (No. 3) 2020*.

**2. Commencement**

These rules come into operation as follows —

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

**3. Rules amended**

These rules amend the *Magistrates Court (Civil Proceedings) Rules 2005*.

**4. Part 21 Division 1A heading and rules 131CAA and 131CAB inserted**

After rule 131C insert:

**Division 1A — Restraining Orders Act 1997****131CAA. Terms used**

In this Division —

*Act* means the *Restraining Orders Act 1997*;

*section* means a section of the Act.

**131CAB. Fixing conference under Act**

- (1) In this rule —

*conference* means a conference under section 49D.

- (2) A conference may be fixed only at a Court location approved by the Chief Magistrate.
- (3) A registrar may fix a conference by —
  - (a) fixing a day, time and place for the conference; and
  - (b) notifying the parties of the conference.

**5. Rule 131CA amended**

- (1) Delete rule 131CA(1).
- (2) In rule 131CA(2) delete “The court” and insert:

For the purposes of sections 9 and 26, the Court

- (3) In rule 131CA(3) delete “the court must fix a hearing that is to be held in the absence of one party” and insert:

if the hearing is to be held in the absence of a party, it is to be fixed

- (4) In rule 131CA(4) and (5) delete “court” and insert:

Court

Note: The heading to amended rule 131CA is to read:

**Fixing a hearing under s. 9 or 26**

**6. Rule 131CB amended**

- (1) In rule 131CB(1) and (3) delete “the *Restraining Orders Act 1997*”.
- (2) In rule 131CB(3) and (5) delete “court” and insert:

Court

- (3) In rule 131CB(5) delete “court’s” and insert:

Court’s

Note: The heading to amended rule 131CB is to read:

**Preparing, serving and delivering restraining orders under s. 10(1)**

**7. Rule 131CC amended**

In rule 131CC(1) delete “the *Restraining Orders Act 1997*”.

Note: The heading to amended rule 131CC is to read:

**Application for FVRO under s. 24A**

**8. Rule 131CD amended**

In rule 131CD(1) delete “the *Restraining Orders Act 1997*”.

Note: The heading to amended rule 131CD is to read:

**Application for VRO under s. 25**

**9. Rule 131D amended**

In rule 131D(1) delete “*Restraining Orders Act 1997*,” and insert:

Act,

Note: The heading to amended rule 131D is to read:

**Forms under Act**

**10. Schedule 1 Form 1 replaced**

Delete Schedule 1 Form 1 and insert:

**Form 1 — Application for family violence restraining order**

|  |   |               |                |
|--|---|---------------|----------------|
| <i>Restraining Orders Act 1997</i> s. 13A, 24A<br><b>Family violence restraining order<br/>Application</b> |   | Number:       |                |
|  |   | Jurisdiction: |                |
|  |   | Location:     |                |
| Applicant<br><i>[If not the person seeking to be protected]</i>  | Family name:  |               | Date of birth: |
|  | Other names:  |               |                |
|  | Address: street:  |               | postcode:      |
|  | suburb:   |               |                |
| Phone nos.: work:  |   | home:         | mobile:        |
| Person seeking to be protected (victim of offence if s. 13A applies)                                       | Family name:  |               | Date of birth: |
|  | Other names:  |               |                |
|  | Address: street:  |               | postcode:      |
|  | suburb:   |               |                |
| Phone nos.: work:  |   | home:         | mobile:        |
| Respondent<br><i>[Fill in as many details as you can]</i><br>(Offender if s. 13A applies)                  | Family name:  |               | Date of birth: |
|  | Other names:  |               |                |
|  | Home street:  |               | postcode:      |
|  | address: suburb:  |               |                |
|  | Work street:  |               | postcode:      |
| address: suburb:   |   |               |                |
| Phone nos.: work:  |   | home:         | mobile:        |
| Grounds for application  | Set out details of the evidence in support of your application.   |               |                |
| Offence details (if s. 13A applies)  | This is to be completed where the respondent has been convicted of an offence referred to in section 63(4AA)(a) or 63A(1A). |               |                |
|  | Date of offence:  |               |                |
|  | Offence details:  |               |                |

|  |   |   |
|--|---|---|
| Family orders<br><i>[If yes, see the Details of family order Annexure]</i>                             | Are there any current family orders relating to the respondent's rights in relation to children who may be affected by a restraining order?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
|  | Are there any current Family Court proceedings in which such orders are being sought?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
| Firearms   | Does the respondent have a firearm or firearms licence?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
|  | Does the respondent have access to a firearm at work?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
| Explosives   | Does the respondent have explosives or an explosives licence?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
|  | Does the respondent have access to explosives at work?  | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
| Police incident<br><i>[Reference number to be inserted, if applicable]</i>                             |   |   |
| First hearing  | Do you want the respondent to be present at the first hearing?  | <input type="checkbox"/> Yes <input type="checkbox"/> No                                  |
| Conference   | Do you agree to the listing of a conference?*   | <input type="checkbox"/> Yes <input type="checkbox"/> No                                  |
|  | * <i>[Applies only if conferences are available at your court.]</i>   |   |
| Applicant<br><i>[Not essential if lodged by means of the ECMS or if applicant is a police officer]</i> | Signature:  | Date:   |
|  |   |   |
| Hearing<br><i>[To be filled in by the court]</i>   | Court:  | Date:   |
|  | Time:   |   |
| Approved user to certify applicant's declaration<br><i>[If applicable]</i>                             | I <i>[Insert name of approved user]</i> certify that I have read out to the applicant the information the applicant provided to me that forms the evidence in support of this application, and the applicant has declared that the information is true. |   |

## 11. Schedule 1 Form 2 amended

- (1) In Schedule 1 Form 2 Part B under the heading “**If the order is an interim order**”:

- (a) delete “arrange a final order hearing at which it” and insert:

list a conference (if you agree to a conference and one is available at your court) or arrange a final order hearing. At the conference a registrar will attempt to achieve an appropriate outcome (including the making of orders) without the parties being together. At the final order hearing the court

- (b) delete “while you are in prison and will expire 2 years after the date on which you are released from prison (or longer if specified in the order).” and insert:

(while you are in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which you are released from prison.

- (2) In Schedule 1 Form 2 Part C delete “arrange a final order hearing at which it” and insert:

list a conference (if you agree to a conference and one is available at your court) or arrange a final order hearing. At the conference a registrar will attempt to achieve an appropriate outcome (including the making of orders) without the parties being together. At the final order hearing the court

- (3) In Schedule 1 Form 2 Part C delete the table with the heading “**Objection**” and insert:

| <b>Objection</b>  |  |
|---|--|
| Order   | Restraining order no.:                                   |
| Court of issue:   |  |
| Family name:  | Date of birth:   |
| Other names:  |  |
| Address: street:  |  |
| suburb: postcode:   |  |
| Do you agree to the listing of a conference?*                                   |  |
| <input type="checkbox"/> Yes <input type="checkbox"/> No                        |  |
| *[Applies only if conferences are available at your court.]                     |  |
| Will you be represented by a lawyer at a conference or the final order hearing? |  |
| <input type="checkbox"/> Yes <input type="checkbox"/> No                        |  |
| If yes: lawyer's name:  |  |
| lawyer's firm:  |  |
| How many witnesses (including yourself) do you intend to call? _____            |  |
| Does this interim order prevent you from —                                      |  |
| • going to where you normally live?   | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| • having contact with your children?  | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| • going to where you work or otherwise prevent you from doing your job?         | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| • being in possession of a firearm which is essential for your job?             | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| • being in possession of explosives which are essential for your job?           | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Signature:  | Date:  |

- (4) In Schedule 1 Form 2 Part C under the heading “**Consent**” delete “If I am in prison when the court receives this form, the order will stay in force while I am in prison and for a further 2 years from the date on which I am released from prison (or longer if specified in the order).” and insert:

If I was in prison at the time this order was served on me, the order will stay in force (while I am in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which I am released from prison.

- (5) In Schedule 1 Form 2 Part D under the heading “**If the order is an interim order**”:

- (a) delete “final order hearing. At that hearing the court” and insert:

conference (if the person agrees to a conference and one is available at your court) or a final order hearing. At the conference a registrar will attempt to achieve an appropriate outcome (including the making of orders) without the parties being together. At the final order hearing the court

- (b) delete “the court received the person’s “Consent” form, the order will stay in force while the person is in prison and will expire 2 years after the date on which the person is released from prison (or longer if specified in the order).” and insert:

this order was served on the person, the order will stay in force (while the person is in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which the person is released from prison.

**12. Schedule 1 Form 3 amended**

- (1) In Schedule 1 Form 3 Part B under the heading “**Terms of conduct agreement order**” delete “made, the order will stay in force while you are in prison and will expire 2 years after the date on which you are released from prison (or longer if specified in the order).” and insert:

served on you, the order will stay in force (while you are in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which you are released from prison.

- (2) In Schedule 1 Form 3 Part C under the heading “**Terms of conduct agreement order**” delete “while the person is in prison and will expire 2 years after the date on which the person is released from prison (or longer if specified in the order).” and insert:

(while the person is in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which the person is released from prison.

- (3) In Schedule 1 Form 3 Part D delete “age of 16” and insert:

age of 18 years

**13. Schedule 1 Form 4 amended**

- (1) In Schedule 1 Form 4 Part A delete the row relating to Lifelong order and insert:

|                   |  |
|-------------------|--|
| Duration of order |  |
|-------------------|--|

- (2) In Schedule 1 Form 4 Part B delete “You must comply with this order for the rest of your life.” and insert:

If you were in prison at the time this order was served on you, the order will stay in force (while you are in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which you are released from prison.

- (3) In Schedule 1 Form 4 Part C delete “The person who is bound by this order must comply with this order for the rest of the person’s life.” and insert:

If the person was in prison at the time this order was served on the person, the order will stay in force (while the person is in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which the person is released from prison.

**14. Schedule 1 Form 5 replaced**

Delete Schedule 1 Form 5 and insert:

**Form 5 — Application for violence restraining order**

|  |   |   |                |
|--|---|---|----------------|
| <i>Restraining Orders Act 1997 s. 13A, 25</i><br><b>Violence restraining order<br/>Application</b>     |   | Number:   |                |
|  |   | Jurisdiction:   |                |
|  |   | Location:   |                |
| Applicant<br><i>[If not the person seeking to be protected]</i>  | Family name:  |   | Date of birth: |
|  | Other names:  |   |                |
|  | Address: street:  |   | postcode:      |
|  | suburb:   |   |                |
| Phone nos.: work:  |   | home:   | mobile:        |
| Person seeking to be protected (victim of offence if s. 13A applies)                                   | Family name:  |   | Date of birth: |
|  | Other names:  |   |                |
|  | Address: street:  |   | postcode:      |
|  | suburb:   |   |                |
| Phone nos.: work:  |   | home:   | mobile:        |
| Respondent<br><i>[Fill in as many details as you can]</i><br>(Offender if s. 13A applies)              | Family name:  |   | Date of birth: |
|  | Other names:  |   |                |
|  | Home street:  |   | postcode:      |
|  | address: suburb:  |   |                |
|  | Work street:  |   | postcode:      |
| address: suburb:   |   |   |                |
| Phone nos.: work:  |   | home:   | mobile:        |
| Grounds for application  | Set out details of the evidence in support of your application.   |   |                |
| Offence details (if s. 13A applies)  | This is to be completed where the respondent has been convicted of an offence referred to in section 63(4AA)(a) or 63A(1A).   |   |                |
|  | Date of offence:  |   |                |
|  | Offence details:  |   |                |
| Family orders<br><i>[If yes, see the Details of family order Annexure]</i>                             | Are there any current family orders relating to the respondent's rights in relation to children who may be affected by a restraining order?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |                |
|  | Are there any current Family Court proceedings in which such orders are being sought?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |                |
| Firearms   | Does the respondent have a firearm or firearms licence?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |                |
|  | Does the respondent have access to a firearm at work?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |                |
| Explosives   | Does the respondent have explosives or an explosives licence?   | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |                |
|  | Does the respondent have access to explosives at work?  | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |                |
| Police incident<br><i>[Reference number to be inserted, if applicable]</i>                             |   |   |                |
| First hearing  | Do you want the respondent to be present at the first hearing?  | <input type="checkbox"/> Yes <input type="checkbox"/> No                                  |                |
| Applicant<br><i>[Not essential if lodged by means of the ECMS or if applicant is a police officer]</i> | Signature:  |   | Date:          |
| Hearing<br><i>[To be filled in by the court]</i>   | Court:  | Date:   | Time:          |
|  |   |   |                |
| Approved user to certify applicant's declaration<br><i>[If applicable]</i>                             | I <i>[Insert name of approved user]</i> certify that I have read out to the applicant the information the applicant provided to me that forms the evidence in support of this application, and the applicant has declared that the information is true. |   |                |

**15. Schedule 1 Form 6 amended****(1) In Schedule 1 Form 6 Part B:**

- (a) under the heading **“If the order is an interim order”** after paragraph (b) insert:

If you were in prison at the time the court received your “Consent” form, the order will stay in force (while you are in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which you are released from prison.

- (b) under the heading **“If the order is a final order”** after the second bullet point insert:

If you were in prison at the time this order was made, the order expires —

- in the case of an order made at a final order hearing or an interim order which became the final order, 2 years after the date on which you are released from prison (or longer if specified in the order); or
- in the case of a telephone order which became the final order because you did not object, 3 months after the date on which you are released from prison (or shorter if specified in the order).

**(2) In Schedule 1 Form 6 Part C:**

- (a) under the heading **“Objection”** after the last bullet point insert:

- being in possession of explosives which are essential for your job?  Yes  No

- (b) under the heading **“Consent”** after paragraph (b) insert:

If I was in prison at the time this order was served on me, the order will stay in force (while I am in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which I am released from prison.

**(3) In Schedule 1 Form 6 Part D:**

- (a) under the heading **“If the order is an interim order”** after paragraph (b) insert:

If the person was in prison at the time this order was served on the person, the order will stay in force (while the person is in prison and on release) for the period specified in the order. If the duration of the order is not specified, the order will stay in force for 2 years from the date on which the person is released from prison.



**18. Schedule 1 Form 10 amended**

- (1) In Schedule 1 Form 10 Part C under the heading “**If the order is an interim order**” delete “arrange a final order hearing at which it” and insert:

list a conference (if available at your court) or arrange a final order hearing. At the conference a registrar will attempt to achieve an appropriate outcome (including the making of orders) while ensuring that the parties are not together during the conference. At the final order hearing the court

- (2) In Schedule 1 Form 10 Part D under the heading “**Objection**” after the last bullet point insert:

- being in possession of explosives which are essential for your job?  Yes  No

- (3) In Schedule 1 Form 10 Part F delete “age of 16” and insert:

age of 18 years

**19. Schedule 1 Form 11 amended**

In Schedule 1 Form 11 delete the rows relating to Firearms and insert:

|   |  |   |
|---|--|---|
| Conference<br>[FVRO only]                                   | Does the applicant/respondent agree to the listing of a conference?* | <input type="checkbox"/> Yes<br><input type="checkbox"/> No                               |
| *[Applies only if conferences are available at this court.] |  |   |
| Firearms  | Does the respondent have a firearm or a firearms licence?            | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
|   | Does the respondent have access to a firearm at work?                | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
| Explosives  | Does the respondent have explosives or an explosives licence?        | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |
|   | Does the respondent have access to explosives at work?               | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown |

**20. Schedule 1 Form 12 amended**

- (1) In Schedule 1 Form 12 Part A:
- (a) in the row relating to Variation or cancellation delete:

|  |                              |
|--|------------------------------|
| Do you want an additional order, to be read with the original order, which states the variation?                       | <input type="checkbox"/> Yes |
| Duration of order: Unless specified, an order made under this option will not vary the duration of the original order. |                              |

- (b) before the row relating to Signature insert:

|                           |   |   |
|---------------------------|---|---|
| Conference<br>[FVRO only] | Do you agree to the listing of a conference?<br>*[Applies only if conferences are available at your court.] | <input type="checkbox"/> Yes<br><input type="checkbox"/> No |
|---------------------------|---|---|

## (2) In Schedule 1 Form 12 Part B:

- (a) under the heading “**Application by the person protected by the restraining order**” after “vary or cancel the restraining order.” insert:

If this is a family violence restraining order, the court may also list a conference (if you agree to a conference and one is available at your court). The conference may be listed either on the same day as the final hearing or on another, earlier, day. At the conference a registrar will attempt to achieve an appropriate outcome (including the making of orders) without the parties being together.

- (b) under the heading “**Application by the person who is bound by the restraining order**” after “vary or cancel the restraining order.” insert:

If this is a family violence restraining order, the court may also list a conference (if you agree to a conference and one is available at your court). The conference may be listed either on the same day as the final hearing or on another, earlier, day. At the conference a registrar will attempt to achieve an appropriate outcome (including the making of orders) without the parties being together.

21. **Schedule 1 Form 14 amended**

In Schedule 1 Form 14 after the rows relating to Firearms insert:

|            |   |
|------------|---|
| Explosives | Does the person who is bound by the restraining order have explosives or an explosives licence?<br><input type="checkbox"/> Yes <input type="checkbox"/> No |
|            | Does the person who is bound by the restraining order have access to explosives at work?<br><input type="checkbox"/> Yes <input type="checkbox"/> No        |

22. **Schedule 1 Form 16 amended**

In Schedule 1 Form 16 Part A delete “firearm or a firearms licence.” and insert:

**firearm, a firearms licence, explosives or an explosives licence.**

23. **Various penalties amended**

In the provisions listed in the Table:

- (a) delete “\$6 000” (each occurrence) and insert:

\$10 000

- (b) delete “\$6 000” and insert:

\$10 000

(c) delete “\$6 000” (each occurrence) and insert:

\$10 000

**Table**

|                      |                      |
|----------------------|----------------------|
| Sch. 1 Form 2 Pt. B  | Sch. 1 Form 2 Pt. D  |
| Sch. 1 Form 3 Pt. B  | Sch. 1 Form 3 Pt. C  |
| Sch. 1 Form 4 Pt. B  | Sch. 1 Form 4 Pt. C  |
| Sch. 1 Form 6 Pt. B  | Sch. 1 Form 6 Pt. D  |
| Sch. 1 Form 7 Pt. B  | Sch. 1 Form 7 Pt. C  |
| Sch. 1 Form 10 Pt. C | Sch. 1 Form 10 Pt. E |

**24. Various references to “16 years” amended**

In the provisions listed in the Table delete “16 years” and insert:

18 years

**Table**

|                     |                     |
|---------------------|---------------------|
| Sch. 1 Form 2 Pt. E | Sch. 1 Form 6 Pt. E |
| Sch. 1 Form 9 Pt. D |                     |

Mr STEVEN HEATH, Chief Magistrate,  
Magistrates Court in Perth.

Date: 18 August 2020.

---

**POLICE**

---

PO301

Firearms Act 1973

**Firearms Amendment Regulations 2020****SL 2020/140**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Firearms 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 *Firearms Regulations 1974*.

**4. Regulation 11A amended**

After regulation 11A(7) insert:

- (7A) Subregulation (7) does not apply to a person who —
  - (a) is a member of the Police Force or armed forces of the Crown; and
  - (b) is exempted, or belongs to a class of persons exempted, by the Commissioner from the requirement in subregulation (7).

M. INGLIS, Clerk of the Executive Council.

---

---

## RACING, GAMING AND LIQUOR

---

RA101

*CORRECTION NOTICE*

**RACING AND WAGERING WESTERN AUSTRALIA ACT 2003**

**RWWA RULES OF HARNESS RACING 2004**

In accordance with Section 45 (7) of the *Racing and Wagering Western Australia Act 2003* a notice of amendment was published on 28 July 2020 No.127:RA301 on page 2443, advising of amendments to RWWA Rules of Harness Racing 2004 (National Rules), in particular rule 156A.

Upon advice from Harness Racing Australia the notice of amendment to rule 156A is withdrawn and this rule remains in its current form.

D. BOROVIKA, General Manager Racing Integrity.

---

RA301

**RACING AND WAGERING WESTERN AUSTRALIA ACT 2003**

**RWWA RULES OF HARNESS RACING 2004**

In accordance with Section 45 (1) (b) of the *Racing and Wagering Western Australia Act 2003*, notice is hereby given that the Board of Racing and Wagering WA on 21 August 2020 resolved that the RWWA Rules of Harness Racing 2004 be amended as follows—

**Amendments to National Rules effective 1 September 2020**

Add definition of “Breeding Season” in Schedule 1 Dictionary

Re-number existing Rule 275(6) to 275(8)

Re-number existing Rule 275(7) to 275(9)

Add new rules 275(6), 275(7)

Add new rules 285A(1), 285A(2)

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

RICHARD BURT, Chief Executive Officer.

---

## — PART 2 —

### AERIAL ADVERTISING

AX401

#### MAJOR EVENTS (AERIAL ADVERTISING) ACT 2009 EVENT ORDERS

The Minister for Sport and Recreation the Hon Mick Murray, MLA, has declared the following events be subject to an Event Order under the Act.

**Table 1: Optus Stadium: Schedule of Events—August 2020**

| Date     | Location/<br>Venue | Event/s   | Event<br>Order<br>Start time/s | Event<br>Start<br>time/s | Event<br>Finish<br>time/s | Event<br>Order<br>Finish time/s |
|----------|--------------------|-----------|--------------------------------|--------------------------|---------------------------|---------------------------------|
| 22/08/20 | Optus Stadium      | AFL Match | 07:00                          | 13:30                    | 17:30                     | 18:30                           |

Place at event/s conducted—

Optus Stadium

Event Organiser—

VenuesLive

The manner in which the event organiser must publicise that the event is covered by the event order—

In all advertisements for the above-mentioned matches in the West Australian newspaper and prior to the events

Event Order Conditions—

There are no conditions applied

### ENERGY

EN401

#### ELECTRICITY INDUSTRY ACT 2004

#### ELECTRICITY INDUSTRY (METERING) AMENDMENT CODE 2020

Issued by the Minister under Section 39 of the Act.

#### 1. Citation

This code is the *Electricity Industry (Metering) Amendment Code 2020*.

#### 2. Commencement

This code comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this code is published in the Gazette;
- (b) the rest of the code—on the day after that day.

#### 3. Code amended

This code amends the *Electricity Industry (Metering) Code 2012*.

#### 4. Clause 1.3 amended

In clause 1.3 (**Definitions**) insert in alphabetical order—

“AEMO” means Australian Energy Market Operator Limited (ACN 072 010 327).

“deemed accumulation meter list” means a list maintained by a network operator for the purposes of clause 3.2(2).

#### 5. Clause 3.2 (Accumulation meters) amended

Delete clause 3.2(2) and insert—

3.2(2) A *network operator* may install a *meter* with *interval energy data* storage capability and other enhanced technology features but (by recording it as an *accumulation meter* in the *registry* or a *deemed accumulation meter list*) declare it to be an *accumulation meter*.

**6. Clause 5.6 (Network operator must provide energy data after meter reading) replaced**

(a) Delete clause 5.6 and insert—

**5.6 Network operator must provide energy data after meter reading**

(1) Subject to clause 5.6(2), a *network operator*<sup>63</sup> must in accordance with this *Code* provide *validated*, and where necessary *substituted* or *estimated*, *energy data* for a *metering point* to the *user* for the *metering point* before 5pm on the first *business day* after the *network operator*<sup>64</sup> obtains *energy data* for the *metering point* under clause 5.3(a) (or such other time as is specified in the applicable *service level agreement*).

(2) If the *energy data* for a *metering point* fails *validation*, the time limit in either or both of clause 5.6(1) and clause 5.6(3) (as applicable) is extended to 5pm on the second *business day* after the *network operator*<sup>65</sup> obtains the *data*, unless the *network operator*<sup>66</sup> and the *user* or *AEMO* (as applicable) agree otherwise.

(3) A *network operator*<sup>67</sup> must in accordance with this *Code* provide *validated*, and where necessary *substituted* or *estimated*, *interval energy data* for a *metering point* to *AEMO* before 5pm on the first *business day* after the *network operator*<sup>68</sup> obtains *energy data* for the *metering point* under clause 5.3(a) (or such other time as agreed in writing).

(4) For the purposes of clause 5.6(3), the *network operator*<sup>69</sup> is not required to provide any *interval energy data* to *AEMO* for any *meter* declared to be an *accumulation meter* under clause 3.2(2).

(b) Insert new footnotes (and renumber all remaining footnotes)—

<sup>67</sup> If clause 5.29(b) applies, read “*network operator*” as “*metering data agent*”.

<sup>68</sup> If clause 5.29(b) applies, read “*network operator*” as “*metering data agent*”.

<sup>69</sup> If clause 5.29(b) applies, read “*network operator*” as “*metering data agent*”.

**7. Clause 5.7 (Network operator must provide replacement energy data) replaced**

Delete clause 5.7 and insert—

**5.7 Network operator must provide replacement energy data**

If a replacement *energy data* value is inserted in a *metering database* for a *metering point* under clause 5.24, the *network operator* must in accordance with this *Code*—

(a) provide the replacement *energy data* to the *user* for the *metering point*; and

(b) provide the replacement *interval energy data* to the *AEMO*,

within 2 *business days* (or such other time as is specified in the applicable *service level agreement* or agreed in writing) after the day the replacement is made.

Hon. WILLIAM (BILL) JOHNSTON MLA, Minister for Energy.

---

## FISHERIES

---

FI401

**PEARLING ACT 1990****DECISION TO GRANT AN APPLICATION FOR THE ISSUE OF A PEARL OYSTER FARM LEASE**

FD 5689/16

I, Nathan Harrison, Director Aquatic Resource Management, as delegate of the Chief Executive Officer (CEO) of the Department of Primary Industries and Regional Development, Western Australia, pursuant to Section 23(1) of the *Pearling Act 1990* (“the *Pearling Act*”) have made the decision to grant an application submitted by Cygnet Bay Consolidated Pty Ltd to issue a pearl oyster farm lease in respect of an area of water located at West Cary Patch.

The coordinates of the lease are as follows—

Boundary Corner Co-ordinates: Datum GDA94

| Point | Latitude       | Longitude       |
|-------|----------------|-----------------|
| A     | 17° 44. 100' S | 122° 01. 200' E |
| B     | 17° 44. 100' S | 122° 01. 700' E |
| C     | 17° 44. 600' S | 122° 01. 700' E |
| D     | 17° 44. 600' S | 122° 01. 200' E |

Under Section 33(1) of the *Pearling Act* a person aggrieved by my decision may apply to the State Administrative Tribunal (SAT) for a review of the decision. Application forms can be obtained from the SAT located at 5/565 Hay Street, Perth WA or from the SAT’s website [www.sat.justice.wa.gov.au](http://www.sat.justice.wa.gov.au). The application together with any supporting documents should be lodged with the SAT within 28 days of publication of this Notice. When an application is accepted by the Chief Executive Officer of the SAT, the applicant is to give a copy of the application to the Chief Executive Officer, Department of Primary Industries and Regional Development, Gordon Stephenson House, 140 William Street, Perth WA 6000.

Dated this 24th day of August 2020.

NATHAN HARRISON, Director Aquatic Resource Management  
As delegate of the CEO.

## JUSTICE

### JU401

#### 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 High-Level Security Work—

| Surname | First Name(s) | Permit Number | Permit Expiry Date |
|---------|---------------|---------------|--------------------|
| Skinner | Nicholas Eric | BRS-200046    | 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 |
|-----------|----------------|---------------|---------------------|
| Bibby     | Kenton Mark    | BRS-200032    | 21/08/2020          |
| O'Brien   | Rebecca Maree  | BRS-180124    | 21/08/2020          |
| Robinson  | Barry          | BRS-190027    | 21/08/2020          |
| Thomas    | Crawford Allan | BRS-170210-1  | 21/08/2020          |
| Nicoletto | Brent Shaun    | BRS-170171-1  | 21/08/2020          |

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.

### JU402

#### JUSTICES OF THE PEACE ACT 2004

##### APPOINTMENTS

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

Elvina Babic of Marangaroo  
Shevaun Anne Johnstone of Ocean Reef  
Justin Bing Yi Pereira of Warwick

JOANNE STAMPALIA, Executive Director, Court and Tribunal Services.

## LOCAL GOVERNMENT

### LG401

#### LOCAL GOVERNMENT ACT 1995

##### City of Rockingham

##### BASIS OF RATES

I, Mark Beecroft, 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 18 August 2020, determined that the method of valuation to be used by the City of Rockingham 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 189 to 196 inclusive as shown on Deposited Plan 71821; Lots 151 to 156 inclusive, Lot 168 and Lots 178 to 184 inclusive as shown on Deposited Plan 417214; Lots 481 to 489 inclusive as shown on Deposited Plan 417215 and Lots 21 to 36 inclusive as shown on Deposited Plan 419388. |

MARK BEECROFT, Director, Strategic Regulation, Department of Local  
Government, Sport and Cultural Industries.

## LG402

**LOCAL GOVERNMENT ACT 1995***City of Busselton***BASIS OF RATES**

I, Mark Beecroft, 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 13 August 2020, determined that the method of valuation to be used by the City of Busselton 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 1361 to 1366 inclusive, Lots 1381 to 1386 inclusive and Lots 1392 to 1397 inclusive as shown on Deposited Plan 417425; Lot 209 and Lot 217 as shown on Deposited Plan 418836 and Lots 67 to 80 inclusive, Lots 93 to 102 inclusive and Lot 114 as shown on Deposited Plan 418844. |

MARK BEECROFT, Director, Strategic Regulation, Department of Local Government, Sport and Cultural Industries.

## LG501

**BUSH FIRES ACT 1954****FIRE NOTICE 2020***City of Kwinana*

As a measure to assist in the control of bush fires and pursuant to Section 33 of the *Bush Fires Act 1954*, all property owners and/or occupiers of land within the City of Kwinana are hereby served with a first and final Fire Notice (the Notice) and are required to comply with the requirements set out in this Notice in its entirety.

**Failure to comply may result in a penalty of up to \$5,000**

A person in default of the requirements of this Notice is also liable, whether prosecuted or not, to pay the costs of performing the work directed by the City of Kwinana or its Bush Fire Control Officer.

Any owner and/or occupier who engages a contractor to undertake works on their behalf, is responsible for ensuring that the works completed meet the requirements of this Notice.

**Fire Hazard Reduction**

As a measure to assist in the control of bushfires, you have a legal requirement to carry out fire prevention works on your property.

The works outlined must be completed before the dates listed and must be maintained throughout as required by this Notice.

All land and buildings must be maintained for such duration and in such positions, dimensions and specifications as required by this Notice or as approved in writing by the City of Kwinana or its Bush Fire Control Officers.

Industrial Zoned Areas, as defined in this document, may require additional works as identified by Fire Control Officers during Fire Hazard Inspections.

**Land with a total area of 3,501m<sup>2</sup> or greater**

*Note: Your property must comply from 1 December on one year and maintained throughout until 31 May the following year.*

Owners and/or occupiers of land that is 3,501m<sup>2</sup> or greater are required to construct a firebreak—

- Inside and along all land boundaries in a continuous form or within 10 metres of property boundaries;
- Around all sides of all buildings on the land;
- On all driveways and access ways to houses, sheds and buildings on the land;
- On any land surrounding any place where, wood or timber piles, hay stacks, tyres, flammable liquids, chemicals and gas products are kept on the land;
- Construct these firebreaks in a manner so that they are trafficable, contain no dead ends and are wide enough for a heavy-duty fire vehicle or a emergency services vehicle to be able to turn the corner without the vehicle being obstructed in anyway;
- Maintain an asset protection zone around all buildings, infrastructure and fixed assets on the property; and
- Remove all flammable materials from all rooftops and gutters of buildings.

**Land with a total area of 1,500m<sup>2</sup> to 3,500m<sup>2</sup>**

The works outlined in this section must be maintained all year round and owners and/or occupiers are required to maintain an asset protection zone around all buildings, infrastructure and fixed assets on the property by—

- Having all long grass, weeds, etc. slashed, mowed or trimmed down by other means to a height no greater than 50mm across the entire property; and
- Remove all flammable materials from all rooftops and gutters of buildings.

**Land with a total area of up to 1499m<sup>2</sup>**

The works outlined in this section must be maintained all year round and owners and/or occupiers are required to—

- Having all long grass, weeds, etc. slashed, mowed or trimmed down by other means to a height no greater than 50mm across the entire property; and
- Remove all flammable materials from all rooftops and gutters of buildings.

**Variations to Fire Notice**

To request authorisation to use other methods of fire prevention on your land outside of this notice, please apply in writing together with an 'Application to Vary Location and Type of Firebreaks' form available on the City's website [kwinana.wa.gov.au/fires](http://kwinana.wa.gov.au/fires).

Submit completed forms to the City of Kwinana no later than 31 October.

**Additional Works**

Regardless of land size and location, the City of Kwinana or its Bush Fire Control Officers may require owners and/or occupiers to undertake additional work on your property to improve access, and/or undertake further works to reduce a hazard that may be conducive to preventing the outbreak and/or the spread or extension of a fire.

**Definitions**

**"Asset protection zone"** means an area with a radius of 20 metres measured from the external perimeter of the building/s or as stated in your approved Bushfire Attack Level (BAL) assessment, within the boundaries of the lot on which the building/s is situated. Fuel loads in this zone shall be reduced and maintained to 2 tonnes per hectare or less.

**"Bush Fire Control Officer"** means an Officer appointed by the City of Kwinana to exercise the powers and duties of a Bush Fire Control Officer appointed under s38(1) of the *Bush Fires Act 1954*.

**"Bush fire"** means a fire or potential fire, however caused, and includes a fire in a building.

**"Dead end"** means a track, firebreak, road or access way that terminates without any means of escape or ability to turn around safely.

**"Emergency access ways"** are for emergency services vehicles only and are not to be considered as an escape route unless declared as such by the incident controller during an emergency.

**"Firebreak"** means a strip of land 3 metres wide of mineral earth with an additional 0.5 metre strip either side of low fuel area (meaning no grasses or shrubs higher than 50mm) effectively creating a 4 metre wide by 4 metre vertical axis high area that has been cleared of all trees, bushes, grasses, vegetation and all other objects. This includes the trimming back of all overhanging trees, bushes, shrubs and any other objects on or over the firebreak area. Living Green Lawn may be accepted (without a Firebreak Variation) instead of mineral earth.

**"Flammable material"** means any bush, plant, tree, grass, vegetation, object, thing or material that may or is likely to catch fire and burn.

**"Industrial Zoned Areas"** means land on which manufacturing, processing, warehousing and related activities are undertaken, as defined in Metropolitan Region Schemes.

**"Living green lawn"** means soil covered land, planted with grasses or other durable plants, maintained green and less than 50mm in height.

**"Mineral earth"** means land clear of flammable material, consisting of ploughed or cleared soil, stone, hardstand or any mixture of these.

**"Trafficable"** means to be able to travel from one point to another in a fire vehicle on a firm and stable surface, unhindered without any obstruction that may endanger resources. The firebreak must not terminate without provision for egress to a safe place or a cleared turn around area of not less than a 21 metre radius (prior written approval may be required from the City of Kwinana if trees are to be removed).

All corners around the firebreak must be radiused.

**"Vertical axis"** means a continuous vertical uninterrupted line at a right angle to the horizontal line of the firebreak.

**Burning of Garden Refuse****Prohibited burning periods only**

During the declared Prohibited Burning Period, owners and/or occupiers must not undertake the burning of garden refuse, rubbish or for any other like purpose as defined within the *Bush Fires Act 1954* section 24C.

**Restricted burning periods only**

During the declared Restricted Burning Period only, owners and/or occupiers may—

- Apply for a permit to burn the bush for bush fire risk mitigation purposes, by following the conditions imposed on a permit to burn as issued by a Bush Fire Control Officer;
- In areas zoned Rural you may undertake burning of leaves, tree branches, and other dry vegetation in piles no larger than 1.0m<sup>3</sup> in size, without a permit to burn, subject to the following conditions—
  - o No flammable material (other than that being burned) is to be within five (5) metres of the fire at any time while the fire is burning;
  - o The fire is lit between 6pm and 11pm and is completely extinguished before midnight on the same day;
  - o At least one person is present at the site of the fire at all times until it is completely extinguished; and
  - o When the fire is no longer required, the person ensures that the fire is completely extinguished by the application of water or earth.

**Unrestricted burn periods only**

During the Unrestricted burning period, owners and/or occupiers in areas zoned Rural may burn garden refuse and set fire to bush on their land without a permit. Burning of the bush must be undertaken in accordance with all relevant State legislation and Local Government Local Laws.

**No burning in areas defined as Urban**

Pursuant to section, 24G (2) of the *Bush Fires Act 1954*, no burning of garden refuse is to be undertaken in areas defined as “Urban” without written approval by the City of Kwinana.

WAYNE JACK, Chief Executive Officer.

**LG502****BUSH FIRES ACT 1954***Shire of Wyndham East Kimberley***FIREBREAK ORDER AND BUSHFIRE INFORMATION 2020/2021**

(This is a summary of the Order adopted by the Shire of Wyndham East Kimberley under Section 33 of the *Bush Fires Act 1954*).

In accordance with the provisions of this Order, landowners are required to carry out fire prevention work on land they own or occupy.

Details of work required to be completed are contained in this Order. Work must be completed by 1 June yearly.

**PERSONS WHO FAIL TO COMPLY WITH THE REQUIREMENTS OF THE ORDER MAY BE ISSUED WITH AN INFRINGEMENT NOTICE (PENALTY \$250) OR PROSECUTED WITH AN INCREASED PENALTY UP TO (\$1000). IN ADDITION, THE SHIRE MAY CARRY OUT THE REQUIRED WORK AT COST TO THE OWNER OR OCCUPIER OF THE LAND.**

There may be instances where it is considered to be impractical to clear firebreaks or remove flammable materials as required by this Order, due to—

- The aggravation of soil erosion;
- The identification of a more effective system of fire prevention; or
- Firebreaks being rendered unnecessary by natural features existing on the land.

In this instance, application may be made to Council not later than 1 April each year for permission to provide firebreaks in alternative positions or to take alternative action to reduce fire hazards on the land.

***If Council permission is not forthcoming, then you will be required to comply with the provisions of this Order.***

Firebreaks are used primarily to gain access to and provide an area to work from when controlling a fire. They will not stop all fires, and removal of unnecessary flammable material prior to the fire season is your best safeguard against fire threat.

If the requirements of this Order are fulfilled by burning off, then the burning must be carried out in accordance with the relevant provisions of the *Bush Fires Act 1954*.

**1. Ord Irrigation Project Area**

Firebreaks for all land within the Ord Irrigation Area must be—

- (a) Not less than three (3) metres wide inside and along and as close as possible to external boundaries; and
- (b) Not less than six (6) metres wide and within three (3) metres of the perimeter of all buildings and/or haystacks and groups of buildings.

## 2. Pastoral Lands

Being land outside the Town Sites of Wyndham and Kununurra held under Pastoral Lease.

- (a) Firebreaks are to be a distance not less than six (6) metres wide and within three (3) metres of a building/s and haystacks.

## 3. Town Site Land

For land inside Town Sites and not being rural land or land under a Pastoral Lease, Firebreaks are required to be—

- (a) Where the area is 2000sq metres or less, remove vegetation by clearing or slashing inflammable material from the whole of the land, excluding standing live trees.
- (b) Where the area of the land is greater than 2000sq metres a Firebreak not less than six (6) metres in width, immediately surrounding any buildings or not less than three (3) metres in width inside and along the whole of the external boundaries of the land is required.

## 4. Rural Lands

Being land outside the Town Sites and not being land under a Pastoral Lease, this includes Packsaddle Plains, Crossing Falls and River Farm Road subdivisions. Firebreaks are required to be—

- (a) Not less than three (3) metres wide inside, along and within ten (10) metres of external boundaries, and
- (b) Not less than six (6) metres wide and within three (3) metres of the perimeter of all buildings or haystacks or group of buildings.

## 5. Rural Living Areas

*Where land (up to 5 ha per lot) outside of the Wyndham and Kununurra town sites is used primarily for residential purposes firebreaks are to be provided to all boundaries in accordance with the following requirements—*

- (a) *clear a three (3) metre wide firebreak of all flammable material, immediately inside the external boundaries of the land; and*
- (b) *trees must be trimmed back to provide a vertical clearance of three and a half (3.5) metres to allow fire appliances along the firebreak*

*Where a Shire managed Strategic Firebreak is provided the provisions of 1(a) do not apply to the boundaries abutting the Strategic Firebreak.*

*Where there is a risk soil erosion or the ground conditions do not permit (e.g. rocky terrain) the provisions of 1(a) may be deemed to be satisfied where the grasses are slashed and maintained at a height of 75mm or less.*

## 6. Rubbish Sites (Prescribed Premises)

Being all Rubbish Sites for Pastoral Stations that have been registered as a Prescribed Premises. Firebreaks are required to be not less than three (3) metres wide and within three (3) metres of the perimeter of the rubbish site.

NOTE: Pursuant Schedule 1 (5B) 63, 64, 65 of the *Environmental Protection Regulations 1987* a "Rubbish Site" must be a Prescribed Premises (refer definitions).

## 7. Fuel Dumps and Depots

Remove all flammable material from all land where fuel drum ramps or dumps are located and where fuel drums whether containing fuel or not are stored to a distance of at least fifteen (15) metres outside the perimeter of any drum, ramp or stack of drums.

## 8. Satisfactory Compliance

### Section 33 *Bush Fires Act 1954*—

The requirements referred to in paragraphs 1 to 8 hereof, must be performed to the satisfaction of the duly authorised person appointed by the Shire of Wyndham East Kimberley.

### Section 33(3) *Bush Fires Act 1954*—

Persons who fail to comply with these requirements may be issued with an infringement notice (Penalty \$250) or prosecuted with an increased penalty up to \$5000.00.

### Section 33(4) *Bush Fires Act 1954*—

In addition, the Shire may carry out the required work at cost to the owner or occupier of the land.

## 9. Exemptions

### 9.1 Exemptions for individual properties

If it is considered impracticable for any reason to clear Firebreaks or to remove flammable material from the land as required by this notice you may apply to the Council or its duly authorised officer by not later than 1st April each year for permission to provide Firebreaks in alternative positions or take alternative action to abate fire hazards on the land.

### 9.2 Exemptions for specific areas

Properties within a specific area may be exempt from the above requirements if they are within an established Firebreak area that is maintained by the affected land owner and approved by the Shire.

**RESTRICTED BURNING PERIOD****1 April to 14 January Each Year**

The Restricted Burning Period includes Kununurra and Wyndham Town sites, the Ord Irrigation Area and pastoral areas.

**PERMITS TO BURN**

1. Permits to burn are required for the whole of the Restricted Period, and must be obtained from one of the Fire Control Officers identified for your area.
2. Any special conditions imposed by the Fire Control Officer when issuing permits must be strictly adhered to.
3. The permit holder shall give notice of his intention to burn to—
  - (a) The Shire's Kununurra Administration Centre by no later than 24 hours prior to the day when the burning is to take place. Weekend burning must be notified by 4.00pm, Thursday.
  - (b) The owner or occupier of adjoining land.
  - (c) The DFES (Department of Fire and Emergency Services) office.
  - (d) The nearest Department of Biodiversity, Conservation and Attractions (DBCA) office if the land is situated within three (3) kilometres of State Forest land, National Park, Nature Reserve or other DBCA lands.
4. The period of notice to neighbours prior to burning cannot be more than twenty eight (28) days or less than four (4) days, although lesser notice may be determined by mutual agreement of all neighbours.
5. All landowners and occupiers who suffer a bush fire have an obligation to assist each Area Fire Control Officer to compile a Fire Report Form.

---



---

## **MINERALS AND PETROLEUM**

---



---

**MP401****DANGEROUS GOODS SAFETY ACT 2004****APPROVED CODES OF PRACTICE**

The following codes of practice were approved by the Minister for Mines and Petroleum in accordance with section 20 of the *Dangerous Goods Safety Act 2004*.

The list is a consolidated list of all approved codes of practice that have been approved since proclamation of the Act. Entries starting with an asterisk (\*) are newly approved or updated codes of practice under an amended title.

The codes of practice are available for public inspection at the offices of the Department of Mines, Industry Regulation and Safety at 1 Adelaide Terrace, East Perth WA 6004.

The codes of practice published by the Department, the National Occupational Health and Safety Commission and the National guidance notes supporting the COAG agreement of 25 June 2004 may be obtained from the Department's website at [www.dmirs.wa.gov.au](http://www.dmirs.wa.gov.au)

**Department of Mines, Industry Regulation and Safety**

- Safe storage of solid ammonium nitrate—code of practice
- Safe use of outdoor fireworks in Western Australia—code of practice
- Safe use of close proximity fireworks in Western Australian—code of practice

**National Occupational Health and Safety Commission**

National Code of Practice for the Control of Major Hazard Facilities [NOHSC: 2016 (1996)]

**National guidance notes supporting the COAG agreement of 25 June 2004 against terrorism use of ammonium nitrate**

- Ammonium nitrate guidance note No.1—Transport
- Ammonium nitrate guidance note No.2—Storage
- Ammonium nitrate guidance note No.3—Agricultural Use

**Australasian Explosives Industry Safety Group**

- Code of Practice—Mobile Processing Units
- Code of Practice—Storage and Handling of UN3375
- Code of Practice—Elevated Temperature and Reactive Ground
- Code of Practice—Prevention and Management of blast generated NO<sub>x</sub> gases in surface blasting
- Code of Practice—Blast guarding in an open cut mining environment
- Code of Practice—Segregation barriers for transporting mixed loads of detonators and high explosives
- Code of Practice—On-Bench Practices for open cut Mines and Quarries

**Australian Standards**

- AS/NZS 1020 The control of undesirable static electricity
- AS 1210 Pressure vessels
- AS 1345 Identification of the contents of pipes, conduits and ducts
- AS 1375 Industrial fuel-fired appliances
- AS 1530.4 Methods for fire tests on building materials, components and structures—Fire-resistance test of elements of construction
- AS/NZS 1596 The storage and handling of LP Gas
- AS 1692 Steel tanks for flammable and combustible liquids
- AS/NZS 1716 Respiratory protective devices
- AS 1768 Lightning protection
- AS/NZS 1850 Portable fire extinguishers—classification, rating and performance testing
- AS 1851 Routine service of fire protection systems and equipment
- AS 1894 The storage and handling of non-flammable cryogenic and refrigerated liquids
- AS 1915 Electric equipment for explosive atmospheres—Battery operated vehicles
- AS 1939 Degrees of protection provided by enclosures of electrical equipment (IP code)
- AS 1940 The storage and handling of flammable and combustible liquids
- AS/NZS 2022 Anhydrous ammonia—Storage and handling
- AS/NZS 2106 Methods for the determination of the flashpoint of flammable liquids (closed cup)—Abel closed cup method
- AS 2118 Automatic fire sprinkler systems—General systems
- AS 2187.1 Explosives—Storage, transport and use—Storage
- AS/NZS 2243.1 Safety in laboratories—Planning and operational aspects
- AS/NZS 2243.2 Safety in laboratories—Chemical aspects
- AS/NZS 2243.8 Safety in laboratories—Fume cupboards
- AS/NZS 2243.10 Safety in laboratories—Storage of chemicals
- AS 2337 Gas cylinder test stations (all parts)
- AS 2359 Powered industrial trucks (all parts), including part 12 Hazardous areas
- AS 2441 Installation of fire hose reels
- AS 2507 The storage and handling of agricultural and veterinary chemicals
- AS 2714 The storage and handling of organic peroxides
- AS 2809 Road tank vehicles for dangerous goods (all Parts)
- AS 2832 Cathodic protection of metals (all parts)
- AS 2865 Confined spaces
- AS 2885 Pipelines—Gas and liquid petroleum (all parts)
- AS 2896 Medical gas systems—Installation and testing of non-flammable medical gas pipeline systems
- AS/NZS 2906 Fuel containers—Portable—plastic and metal
- \*AS 2927 The storage and handling of liquefied chlorine gas
- AS 3745 Planning for emergencies in facilities
- AS 3780 The storage and handling of corrosive substances
- AS/NZS 3788 Pressure equipment—In-service inspection
- AS/NZS 3833 The storage and handling of mixed classes of dangerous goods in packages and intermediate bulk containers
- AS 3846 The handling and transport of dangerous cargoes in port areas
- AS 3873 Pressure equipment—Operation and maintenance
- AS 3961 The storage and handling of liquefied natural gas
- AS 3978 Non-destructive testing—visual inspection of metal products and components
- AS 4041 Pressure piping
- AS/NZS 4081 The storage and handling of liquid and liquefied polyfunctional isocyanates
- AS 4289 Oxygen and acetylene gas reticulation systems
- AS 4326 The storage and handling of oxidizing agents (note that AS 4326 is not applicable to solid ammonium nitrate. For the safe storage of solid ammonium nitrate please refer to the DMP code of practice)
- AS 4332 The storage and handling of gases in cylinders
- AS/NZS 4452 The storage and handling of toxic substances
- AS/NZS 4645.2 Gas distribution networks—Steel pipe systems
- AS/NZS 4681 Storage and handling of Class 9 (miscellaneous) dangerous goods and articles
- AS/NZS 4745 Code of practice for handling combustible dusts

- AS 4775 Emergency eye wash and shower equipment
- AS/NZS 4801 Occupational health and safety management systems—Specification with guidance for use
- AS 4839 The safe use of portable and mobile oxy-fuel gas systems for welding, cutting, heating and allied processes
- AS 4971 Inspection and integrity monitoring of large steel vertical petroleum storage tanks
- AS 4976 The removal and disposal of underground petroleum storage tanks
- AS 4977 Petroleum products—Pipeline, road tanker compartment and underground tank identification
- AS 4979 Flammable and combustible liquids—Precautions against electrostatic ignition during tank vehicle loading
- AS/NZS 5026 The storage and handling of Class 4 dangerous goods
- AS 5092 CNG refuelling stations
- AS/NZS 5149 Refrigerating systems and heat pumps—Safety and environmental requirements (consisting of four standards)
- \*AS ISO 31000 Risk management—Guidelines
- AS/NZS 60079.10.1 Explosive atmospheres—Classification of areas—Explosive gas atmospheres
- AS/NZS 60079 Explosive atmospheres (all parts)
- AS 61508 Functional safety of electrical/electronic/programmable electronic safety-related systems (all parts)
- AS IEC 61511.1 Functional safety—Safety instrumented systems for the process industry sector—Framework, definitions, systems, hardware and software requirements
- AS IEC 61511.2 Functional safety—Safety instrumented systems for the process industry sector—Guidelines for the application of AS IEC 61511.1
- AS IEC 61511.3 Functional safety—Safety instrumented systems for the process industry sector—Guidance for the determination of the required safety integrity levels
- \*AS IEC 61882 Hazard and operability studies (HAZOP studies)—Application guide

#### **Asia Industrial Gases Association**

- AIGA 051/08 Code of Practice Phosphine (harmonised publication)
- AIGA 050/08 Code of Practice Arsine (harmonised publication)
- AIGA 081/13 Safe practices for the storage and handling of nitrous oxide (harmonised publications)
- AIGA 022/13 Code of Practice Acetylene
- AIGA 068/10 Carbon dioxide (harmonised publication)

#### **American Petroleum Institute (USA)**

- API RP 521 Guide for pressure relieving and depressuring systems
- API 579-1/ASME FFS-1 Fitness-For-Service
- API RP580 Risk-based inspection
- API RP581 Risk-based inspection technology
- API 620 Design and Construction of Large, Welded, Low-Pressure Storage Tanks
- API 650 Welded Steel Tanks for Oil Storage
- API 652 Lining of Aboveground Petroleum Storage Tank Bottoms
- API 653 Tank Inspection, Repair, Alteration and Reconstruction
- API RP 752 Management of hazards associated with location of process plant permanent buildings
- API RP 753 Management of Hazards associated with location of process plant portable buildings

#### **Steel Tank Institute (USA)**

- SP001 Standard for the inspection of aboveground storage tanks
- F921 Standard for aboveground tanks with integral secondary containment

#### **Underwriters Laboratories (USA)**

- UL 142 Standard for steel aboveground tanks for flammable and combustible liquids
- UL 971 Standard for Nonmetallic Underground Piping For Flammable Liquids

#### **American Institute of Chemical Engineers (USA)**

- Layer of Protection Analysis—simplified process risk assessment published by the Center for Chemical Process Safety in 2001

STEVE EMERY, Chief Dangerous Goods Officer.

---

**MP402****MINING ACT 1978****INSTRUMENT OF EXTENSION OF TERM OF EXEMPTION OF LAND**

I, Anthony Thomas Bullen, Acting Executive Director, Resource Tenure, pursuant to section 19 of the *Mining Act 1978*, hereby extends the exemption originally declared on 25 September 2000 and published in the *Government Gazette* dated 6 October 2000 for that area described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) from Divisions 1 to 5 of Part IV of the *Mining Act 1978*, for a period of two years expiring on 24 September 2022.

**Locality**

Jandakot

**Description of Land**

Land designated S19/152 in the TENGRAPH electronic plan of the Department of Mines, Industry Regulation and Safety. A geospatial description is filed in the Department of Mines, Industry Regulation and Safety electronic file number M70/0805, document ID 7633757.

**Area of Land**

28.61 hectares

Dated at Perth this 25th day of August, 2020.

ANTHONY THOMAS BULLEN, Acting Executive Director, Resource Tenure.

**MP403****MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines, Industry Regulation and Safety  
Leonora WA 6438.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

WARDEN O'DONNELL.

To be heard by the Warden at Leonora on 20 October 2020.

**MT MARGARET MINERAL FIELD***Prospecting Licences*

|           |                          |
|-----------|--------------------------|
| P 37/9146 | Glen Huntly Gold Pty Ltd |
| P 37/9147 | Glen Huntly Gold Pty Ltd |
| P 37/9148 | Glen Huntly Gold Pty Ltd |
| P 37/9154 | Glen Huntly Gold Pty Ltd |

**MP404****MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines, Industry Regulation and Safety  
Southern Cross WA 6426.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

WARDEN WEB.

To be heard by the Warden at Southern Cross on 24 November 2020.

**YILGARN MINERAL FIELD***Prospecting Licences*

|           |                       |
|-----------|-----------------------|
| P 77/4514 | Nutt, James William   |
| P 77/4521 | McClaren, Kym Anthony |
| P 77/4522 | McClaren, Kym Anthony |

**MP405**

**MINING ACT 1978**  
**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines, Industry Regulation and Safety  
Leonora WA 6438.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

WARDEN O'DONNELL.

---

To be heard by the Warden at Leonora on 20 October 2020.

**MT MARGARET MINERAL FIELD**

*Prospecting Licences*

|           |                          |
|-----------|--------------------------|
| P 37/8074 | Sullivan, Emma           |
| P 37/8075 | Sullivan, Emma           |
| P 37/8517 | Biggs, Glen Neil         |
| P 37/8695 | Bates, Bruce Jeffrey     |
| P 39/5454 | Miller, Gregory Rex      |
| P 39/5650 | Gallop, Leeanne Caroline |

**MP406**

**MINING ACT 1978**  
**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines, Industry Regulation and Safety  
Meekatharra WA 6642.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

WARDEN HUSTON.

---

To be heard by the Warden at Meekatharra on 21 October 2020.

**MURCHISON MINERAL FIELD**

*Prospecting Licences*

|           |                       |
|-----------|-----------------------|
| P 51/3081 | Hornung, John William |
|-----------|-----------------------|

**MP407**

**MINING ACT 1978**  
**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines, Industry Regulation and Safety  
Mt. Magnet WA 6638

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

WARDEN HUSTON.

---

To be heard by the Warden at Mt. Magnet on 22 October 2020.

**MURCHISON MINERAL FIELD**

*Prospecting Licences*

|           |                         |
|-----------|-------------------------|
| P 58/1792 | Kelly, Sharon Josephine |
|-----------|-------------------------|

MP408

**MINING ACT 1978**  
INTENTION TO FORFEIT

Department of Mines, Industry Regulation and Safety  
Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Regulations 1981*, notice is hereby given that unless the rent due on the under mentioned mining tenements are paid on or before 22 September 2020 it is the intention of the Minister for Mines and Petroleum under the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* to forfeit such for breach of covenant, being non-payment of rent.

DIRECTOR GENERAL.

| Number      | Holder                     | Mineral Field |
|-------------|----------------------------|---------------|
|             | <i>Exploration Licence</i> |               |
| E 37/1138   | McKnight, Russell Geoffrey | Mt Margaret   |
|             | <i>Mining Lease</i>        |               |
| M 16/462    | Toro Mining Pty Ltd        | Coolgardie    |
| M 52/1062-G | Singline, Monique Erica    | Peak Hill     |

---

## PARLIAMENT

---

PA401

PARLIAMENT OF WESTERN AUSTRALIA  
Royal Assent to Bill

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the date shown, to the undermentioned Act passed by the Legislative Council and the Legislative Assembly during the First Session of the Fortieth Parliament.

| Title of Act   | Date of Assent | Act No.    |
|--|----------------|------------|
| Public Health Amendment (COVID-19 Response) Act 2020 | 21 August 2020 | 33 of 2020 |

NIGEL PRATT, Clerk of the Parliaments.

Dated 24 August 2020.

---

## PLANNING

---

PL401

**PLANNING AND DEVELOPMENT ACT 2005**  
DECLARATION OF PLANNING CONTROL AREA 154  
Stock Road, Bullsbrook  
*City of Swan*

File: 835-2-21-25

**General description**

The Minister for Planning has granted approval to the declaration of a Planning Control Area (PCA) over land for Stock Road, Bullsbrook as shown on Western Australian Planning Commission (WAPC) plans number 1.7967, 1.7968 and 1.7969.

**Purpose**

The purpose of the PCA is for widening and upgrading of Stock Road. The WAPC considers that the PCA is required to ensure that no development occurs on this land which may prejudice this purpose until it may be reserved for regional roads in the Metropolitan Region Scheme.

**Duration and effects**

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the WAPC with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development in a PCA without the prior approval of the WAPC. The penalty for failure to comply with this requirement is \$200,000 and, in the case of a continuing offence, a further fine of \$25,000 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the WAPC in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

**Display locations**

- Western Australian Planning Commission, 140 William Street, Perth
- J S Batty Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Swan, 2 Midland Square, Midland

Documents can also be viewed online at the Department of Planning, Lands and Heritage website <https://www.dplh.wa.gov.au/planning-control-areas>.

Ms SAM FAGAN, Secretary,  
Western Australian Planning Commission.

**PL402**

**PLANNING AND DEVELOPMENT ACT 2005**  
**DECLARATION OF PLANNING CONTROL AREA 155**  
Stakehill Road, Karnup  
*City of Rockingham*

File: 835-2-28-15

**General description**

The Minister for Planning has granted approval to the declaration of a Planning Control Area (PCA) over land for Stakehill Road, Karnup as shown on Western Australian Planning Commission (WAPC) plans number 1.7932, 1.7933, 1.7934 and 1.7935.

**Purpose**

The purpose of the PCA is to provide immediate protection for the future widening and upgrading of Stakehill, Baldivis and Karnup Roads between the western boundary of Fletcher Road on Stakehill Road (Lot 166) to the Kwinana Freeway. The WAPC considers that the PCA is required to ensure that no development occurs on this land which might prejudice this purpose until it may be reserved for Other Regional Roads in the Metropolitan Region Scheme.

**Duration and effects**

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the WAPC with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development in a planning control area without the prior approval of the WAPC. The penalty for failure to comply with this requirement is \$200,000 and, in the case of a continuing offence, a further fine of \$25,000 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the WAPC in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

**Display locations**

- Western Australian Planning Commission, 140 William Street, Perth
- J S Batty Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Rockingham, Civic Boulevard, Rockingham

Documents can also be viewed online at the Department of Planning, Lands and Heritage website <https://www.dplh.wa.gov.au/planning-control-areas>.

Ms SAM FAGAN, Secretary,  
Western Australian Planning Commission.

PL403

**PLANNING AND DEVELOPMENT ACT 2005**  
**DECLARATION OF PLANNING CONTROL AREA 153**  
*City of Melville and City of South Perth*  
 Canning Highway (Applecross, Como)

File: 835-2-17-3

**General description**

The Minister for Planning has granted approval to the declaration of a planning control area over land for Canning Highway (Applecross, Como) as shown on Western Australian Planning Commission (WAPC) plans number 1.7970, 1.7971, 1.7972, 1.7973 and 1.7974.

**Purpose**

The purpose of the planning control area is for widening and upgrading of Canning Highway. The WAPC considers that the planning control area is required over the whole of the property to ensure that no development occurs on this land which might prejudice this purpose until it may be reserved it for Primary Regional Roads purposes in the Metropolitan Region Scheme.

**Duration and effects**

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the WAPC with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development in a planning control area without the prior approval of the WAPC. The penalty for failure to comply with this requirement is \$200,000 and, in the case of a continuing offence, a further fine of \$25,000 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the WAPC in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

**Display locations**

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Melville, 10 Almondbury Road, Booragoon
- City of South Perth, Cnr Sandgate Street and South Terrace, South Perth

Documents can also be viewed online at the Department of Planning, Lands and Heritage website <https://www.dplh.wa.gov.au/planning-control-areas>.

Ms. SAM FAGAN, Secretary, Western Australian Planning Commission.

---

## PREMIER AND CABINET

---

PR403

Western Australia  
**COMMISSION**

amending the commission issued on 5 May 2020

To: **Air Chief Marshal Mark Donald Binskin AC (Retd)**  
**The Honourable Dr Annabelle Claire Bennett AC SC**  
**Professor Andrew Kerr Macintosh**

By this commission under the Public Seal of the State, I, the Governor, acting under the *Royal Commissions Act 1968* and all other enabling powers and with the advice and consent of the Executive Council, amend the commission issued on 5 May 2020 as follows—

in paragraph (l) delete “31 August 2020.” and insert—  
 28 October 2020.

Issued under the Public Seal of the State at Perth on 25 August 2020.

L.S.

K. BEAZLEY, Governor.

M. McGOWAN, Premier.

**PR401****INTERPRETATION ACT 1984**  
**MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that the Governor, in accordance with section 12(c) of the *Interpretation Act 1984*, has approved the following temporary appointment—

Hon R. Saffioti MLA to act temporarily in the office of Minister for Health; Mental Health in the absence of the Hon R. H. Cook MLA for the period 25 August to 6 September 2020 (both dates inclusive).

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 24 of 21 February 2020.

R. BROWN, A/Director General,  
Department of the Premier and Cabinet.

**PR402****INTERPRETATION ACT 1984**  
**MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that the Governor, in accordance with section 12(c) of the *Interpretation Act 1984*, has approved the following temporary appointment—

Hon W. J. Johnston MLA to act temporarily in the office of Treasurer; Minister for Finance; Aboriginal Affairs; Lands in the absence of the Hon B. S. Wyatt MLA for the period 24 to 26 August 2020 (both dates inclusive).

R. BROWN, A/Director General,  
Department of the Premier and Cabinet.

**PR404****APPOINTMENT OF CLERK OF THE EXECUTIVE COUNCIL**

It is notified for public information that the Governor, in Executive Council, has appointed Ms Vivian Kathleen Molan as Clerk of the Executive Council with effect on and from 25 August 2020.

R. NEILSON, Clerk of the Executive Council.

---

---

**PUBLIC NOTICES**

---

---

**ZZ405****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* and amendments thereto relate) in respect of the estates of the undermentioned deceased persons are required by the personal representatives care of Messrs Jackson McDonald, Level 17, 225 St Georges Terrace, Perth, Western Australia 6000 (GPO Box M971 Perth Western Australia 6843) to send particulars of their claims to them within one month from the date of publication of this notice at the expiration of which time the personal representatives may convey or distribute the assets having regard only to the claims of which they have then had notice.

Alma Elizabeth Hanley deceased, late of Margaret Hubery House, 36 Fifth Avenue, Shelley, Western Australia, who died on 27 June 2020.

David Jeremy Gordon Short deceased, late of Unit D2, La Tourelle, Mauritius and 33 Alexandra Road, Wynberg, Cape Town, South Africa, who died on 9 April 2020.

Dated this 25th day of August 2020.

JACKSON McDONALD.

ZZ401

**TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Nikolai Dimitrow, late of 318 Fulham Street, Cloverdale, Western Australia, Retired Car Mechanic, 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 4 June 2020 are required by the trustees to send particulars of their claims to the trustees at the office of their solicitor Crystal Lawyers, PO Box 8485, Angelo Street, South Perth WA 6151 by 30 September 2020, after that date the trustees will convey or distribute the assets having regard only to the claims of which they then have notice.

---

ZZ402

**TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Isobel Mary Slingsby, late of 1 Glenbrook Road, Thornlie in the State of Western Australia, Home Duties, 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 28 April 2020, are required by the executor, Mr Edward John Fleming, care of HFM Legal of Suite 5/205 Burslem Drive, Maddington, Western Australia, to send particulars of their claims to him within one (1) month from the date of publication, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

---

ZZ403

**TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

The estate of Gladys Fay Batey, late of 39B Wilcannia Way, Armadale, Western Australia, Retired House Wife, deceased, (the 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 at Armadale-Kelmscott Memorial Hospital, Mount Nasura, Western Australia on 19 June 2020, are required by the personal representative of the deceased, Patricia Helen Harp, of Unit 6, 100 Barbican Street East, Shelley, Western Australia, 6148, to send particulars of their claims to her by the 1st day of October 2020 after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

---

ZZ404

**TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Bernard John Pierce, late of 30 Seminole Gardens, Seville Grove, in the State of Western Australia, Public Officer, 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 or about 20 April 2020, are required by the executor of the estate, being Darren Pierce in the c/- Appius Lawyers of 4/19 Mumford Place, Balcatta WA to send particulars of their claims to him within one (1) month of the date of publication hereof after which date the executor of the estate may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 28 August 2020.

APPIUS LAWYERS as solicitors for the executor.

**ZZ406****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 by the respective personal representatives care of Culshaw Miller Lawyers, Level 1, 16 St Georges Terrace, Perth, Western Australia to send particulars of their claims to them within one calendar month of the date of this notice, after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

Lodge: Marion Estelle formerly of Unit 9, 11 South Terrace, Como, Western Australia but late of Room 36, Baptistcare Mirrambeena, 21 Farrelly Street, Margaret River, Western Australia. Died 9 April 2020.

Erdash: Mary Teresa late of 14 Alison Road, Attadale, Western Australia. Died 23 December 2019.

Radford: Nigel Paul late of 52 Ellesmere Street, Mount Hawthorn, Western Australia. Died on or before 3 April 2020.

Trutwein: Karen Nola formerly of 10 Ranunculus Court, Beeliar, Western Australia but late of 5/3 Rushbrooke Drive, Wellard, Western Australia. Died on 21 April 2020.

Windsor: Grace Dorothy Valmai late of Juniper Sarah Hardey, 222 Cammillo Road, Kelmscott, Western Australia. Died 11 June 2020.

Meredith: Valma Muriel late of 8 Twyford Place, Innaloo, Western Australia. Died 1 May 2017.

Dawson: Henry Norman late of River Pines Retirement Village, 24/25-27 Parkhill Way, Wilson, Western Australia. Died 16 October 2019.

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

## Notice to Creditors and Claimants

Phyllis Williams late of G-3, Rockdale Residency, Waltair Main Road, GVMC (Part), Visakhapatnam Urban, Visakhapatnam, Andhra Pradesh, India, 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 20 October 2019, are required by the executor, Mr Edward John Fleming, care of HFM Legal of Suite 5/205 Burslem Drive, Maddington, Western Australia, to send particulars of their claims to him within one (1) month from today, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Alexander, Donald Rosie, late of 6/294 Albert Street, Balcatta, who died on 23 June 2020 (DE33166001 EM35).

Banks, Jennifer Catherine, late of 9/35-37 Waverley Street, Dianella, who died on 25 July 2020 (DE19852069 EM15).

Campbell, John (also known as John Stuart Campbell), late of Unit 1, 39 Henry Street, East Cannington, who died on 22 June 2020 (PM33136142 EM27),

Coppins, Daphne Florence, late of MercyCare, 1 Tanby Place, Cooloongup, who died on 11 August 2020 (DE19790917 EM17).

Feist, Gilbert Bruce, late of St Vincents Nursing Home, 224 Swan Street, Guildford, who died on 9 August 2020 (DE30238530 EM36).

Fernie, Alma Maud, late of Residency by Dillons, 51-53 Second Avenue, Mount Lawley, who died on 10 August 2020 (DE33126059 EM16).

Harrison, John Edward, late of 8 Marimba Crescent, City Beach, who died on 16 June 2020 (DE19640082 EM313).

Healey, Lynda May, late of 12 Bullock Street, Manjimup, who died on 23 January 2020 (DE33043738 EM15).

Jimenez-Lozano, Agustin, late of Unit 52, 99 Stafford Road, Kenwick, who died on 9 July 2020 (DE32004217 EM38).

King, Don Felix, formerly of 4/3 Nagel Place, Dianella, late of Aegis Carrington, 27 Ivermey Road, Hamilton Hill, who died on 9 April 2020 (DE20002576 EM36).

Nuttall, Kaye Maxine (also known as Kaye Nuttall), late of Bethanie Waters Retirement Village, 18 Olivenza Crescent, Port Kennedy, who died on 26 February 2020 (DE33138593 EM17).

Southwell, Margaret Rose, formerly of Amana Living, Kinross Care Centre, 71 Kinross Drive, Kinross, late of Osborne Lodge, Osborne Place, Stirling, who died on 11 July 2020 (DE19821676 EM26).

White, Kym Ronald, formerly of 34 Eddington Road, Warwick, late of Bethanie Gwelup, 72-74 Huntriss Road, Gwelup, who died on 17 March 2020 (DE33099252 EM38).

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

---

**ZZ408**

**TRUSTEES ACT 1962**

**DECEASED ESTATES**

**Notice to Creditors and Claimants**

Shirley Joyce Carey, late of Nazareth Care, 17 Crowtherton Street, Geraldton, 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 26 July 2020, are required by the Executor, Robert James Carey of 34 Galilee Way Woorree WA 6530, to send particulars of their claims to him within one (1) month of the date of publication of this notice after which date he may convey or distribute the assets, having regard only to the claims of which he then has had notice.

---