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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

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— PART 1 —

PROCLAMATIONS

AA101

Residential Parks (Long-stay Tenants) Amendment Act 2020

Residential Parks (Long-stay Tenants) Amendment Act 2020 Commencement Proclamation 2020

SL 2020/174

Made under the *Residential Parks (Long-stay Tenants) Amendment Act 2020* section 2(1)(c) by the Governor in Executive Council.

1. Citation

This proclamation is the *Residential Parks (Long-stay Tenants) Amendment Act 2020 Commencement Proclamation 2020*.

2. Commencement

The *Residential Parks (Long-stay Tenants) Amendment Act 2020* sections 6, 81, 82, 83 and 86 come into operation on 30 September 2020.

K. BEAZLEY, Governor.

L.S.

J. QUIGLEY, Minister for Commerce.

CONSUMER PROTECTION

CP301

Commercial Tenancies (COVID-19 Response) Act 2020

Commercial Tenancies (COVID-19 Response) Amendment Regulations 2020

SL 2020/176

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Commercial Tenancies (COVID-19 Response) 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 *Commercial Tenancies (COVID-19 Response) Regulations 2020*.

4. Regulations 2A to 2D inserted

After regulation 2 insert:

2A. Terms used

In these regulations —

eligible tenant, in relation to a small commercial lease, has the meaning given in Schedule 1 clause 2;

insolvent, in relation to a tenant, means the tenant is —

- (a) according to the *Interpretation Act 1984* section 13D, a bankrupt or a person whose affairs are under insolvency laws; or
- (b) a Chapter 5 body corporate as defined in the *Corporations Act 2001* (Commonwealth) section 9.

2B. End of emergency period (s. 3)

For the purposes of paragraph (b) of the definition of *emergency period* in section 3 of the Act, 28 March 2021 is prescribed.

2C. Prescribed class of small commercial lease (s. 3)

A lease is of a class prescribed for the purposes of paragraph (d) of the definition of *small commercial lease* in section 3 of the Act if the tenant —

- (a) is a corporation registered under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (Commonwealth); and
- (b) uses the land or premises that are the subject of the lease for a commercial purpose.

2D. Prescribed circumstances (s. 9)

For the purposes of section 9 of the Act, on and after 30 September 2020, the following circumstances are prescribed —

- (a) the tenant under the small commercial lease is insolvent when the prohibited action is taken;
- (b) a case where —
 - (i) the tenant under the small commercial lease is not an eligible tenant in relation to the small commercial lease when the prohibited action is taken; and
 - (ii) the prohibited action is taken on the grounds of a breach by the tenant of the small commercial lease that occurs during the emergency period (whether before, on or after 30 September 2020); and
 - (iii) the breach is of a kind referred to in section 9(a) of the Act; and
 - (iv) the breach is not the subject of a dispute that is being dealt with, but is not yet resolved, under Part 5 of the Act; and
 - (v) the tenant has not made a request, under the adopted code of conduct, for rent relief from the landlord in relation to any unpaid rent to which the breach relates; and
 - (vi) the landlord has not granted the tenant a waiver, deferral or reduction in respect of any unpaid rent, or other unpaid amount of money payable by the tenant to the landlord under the small

commercial lease, to which the breach relates;

- (c) a case where —
 - (i) the tenant under the small commercial lease is not an eligible tenant in relation to the small commercial lease when the prohibited action is taken; and
 - (ii) the prohibited action is taken on the grounds of a breach by the tenant of the small commercial lease that occurs during the emergency period on or after 30 September 2020; and
 - (iii) the tenant is not an eligible tenant in relation to the small commercial lease when the breach occurs; and
 - (iv) the breach is of a kind referred to in section 9(b) of the Act.

5. Regulation 3 amended

- (1) In regulation 3(1) delete the definition of *eligible tenant*.
- (2) After regulation 3(4) insert:
 - (5) If a tenant under a small commercial lease ceases to be an eligible tenant in relation to the small commercial lease, subregulations (3) and (4) and the adopted code of conduct continue to apply to matters relating to the period during which the tenant was an eligible tenant in relation to the small commercial lease as if the tenant were still an eligible tenant in relation to the small commercial lease.

6. Regulations 4A to 4C inserted

After regulation 4 insert:

4A. Section 11 of Act does not apply if tenant not eligible tenant (s. 23)

For the purposes of section 23 of the Act, on and after 30 September 2020, section 11 of the Act does not apply in a case where the tenant under the small commercial lease is not an eligible tenant in relation to the small commercial lease when the rent is increased.

4B. Modified s. 12 of Act applies if tenant insolvent (s. 23)

- (1) For the purposes of section 23 of the Act, on and after 30 September 2020, section 12 of the Act applies as if amended as set out in this regulation to a case where the tenant is insolvent.
- (2) After section 12(4) insert —
- (4A) Despite subsections (3) and (4), a stay or suspension under either of those subsections ceases —
 - (a) if on 30 September 2020 the tenant is insolvent — on that day; or
 - (b) if after 30 September 2020, but before the end of the emergency period, the tenant becomes insolvent — on the day on which the tenant becomes insolvent.

4C. Modified s. 12 of Act applies if tenant not eligible tenant (s. 23)

- (1) For the purposes of section 23 of the Act, on and after 30 September 2020, section 12 of the Act applies as if amended as set out in this regulation to a case where the tenant under the small commercial lease is not an eligible tenant in relation to the small commercial lease.
- (2) After section 12(5) insert:
- (6) Despite subsections (3) and (4), a stay or suspension under either of those subsections ceases —
 - (a) in the case of a prohibited action or other measure stayed or suspended under subsection (3) — on the day on which the prohibited action or other measure stayed or suspended ceases to be a prohibited action or other measure that the landlord is prevented under this Part from taking or commencing; or
 - (b) in the case of an effect stayed or suspended under subsection (4) — on the day on which the effect ceases to be an effect that is contrary to the operation of this Part.
- (7) Despite subsection (5), a stay or suspension under that subsection ceases —
 - (a) if on 30 September 2020 the tenant under the small commercial lease is not an eligible tenant in relation to the small commercial lease — on that day; or

- (b) if after 30 September 2020, but before the end of the emergency period, the tenant under the small commercial lease ceases to be an eligible tenant in relation to the small commercial lease — on the day on which the tenant ceases to be an eligible tenant in relation to the small commercial lease.

7. Schedule 1 clause 2 amended

- (1) In Schedule 1 clause 2(1):

- (a) delete “A tenant” and insert:

During the period beginning on 30 May 2020 and ending on 27 September 2020 (the *relevant period*), a tenant

- (b) in paragraph (b)(i) delete “section 7; or” and insert:

section 7 during the relevant period; or

- (c) in paragraph (b)(ii) delete “period,” and insert:

period before 28 September 2020,

- (2) After Schedule 1 clause 2(1) insert:

- (1A) During the period beginning on 28 September 2020 and ending on 3 January 2021 (the *relevant period*), a tenant under a small commercial lease is an *eligible tenant* in relation to the small commercial lease if —
 - (a) the tenant meets the requirements of subclause (1C); and
 - (b) the tenant —
 - (i) qualifies for the jobkeeper scheme under the *Coronavirus Economic Response Package (Payments and Benefits) Rules 2020* (Commonwealth) during the relevant period; or
 - (ii) does not qualify for the jobkeeper scheme during the relevant period, but nevertheless satisfies any test relating to turnover during July, August and September 2020 by which a person can qualify for the jobkeeper scheme during the relevant period.
- (1B) During the period beginning on 4 January 2021 and ending on 28 March 2021 (the *relevant period*), a tenant under a small commercial lease is an *eligible tenant* in relation to the small commercial lease if —
 - (a) the tenant meets the requirements of subclause (1C); and

- (b) the tenant —
 - (i) qualifies for the jobkeeper scheme under the *Coronavirus Economic Response Package (Payments and Benefits) Rules 2020* (Commonwealth) during the relevant period; or
 - (ii) does not qualify for the jobkeeper scheme during the relevant period, but nevertheless satisfies any test relating to turnover during October, November and December 2020 by which a person can qualify for the jobkeeper scheme during the relevant period.
- (1C) For the purposes of subclauses (1A)(a) and (1B)(a), a tenant meets the requirements of this subclause if the following turnover in the financial year ending on 30 June 2020 was less than \$50 000 000 —
 - (a) if the tenant is a franchisee — the turnover of the business conducted by the tenant at the land or premises that are the subject of the small commercial lease;
 - (b) if the tenant is a corporation that is a member of a group — the turnover of the group;
 - (c) in any other case — the turnover of the business conducted by the tenant at the land or premises that are the subject of the small commercial lease.
- (3) In Schedule 1 clause 2(2) delete “subclause (1)(a)(ii),” and insert:

subclauses (1)(a)(ii) and (1C)(b),

8. Schedule 1 clause 4 amended

- (1) In Schedule 1 clause 4(d) in the example delete “system.” and insert:

system or business activity statements submitted to the Australian Taxation Office.
- (2) At the end of Schedule 1 clause 4 insert:

Examples for this paragraph:

 1. A demand to provide future cash flow projections.
 2. A demand to provide balance sheets, or profit and loss or year to date financials.
 3. A demand to provide bank balance details or statements.
 4. A demand that financial information be verified, examined, assured, audited or provided by a third party such as an accountant.

9. Schedule 1 clause 5 amended

In Schedule 1 clause 5(2)(c)(ii) delete “period.” and insert:

period or a relevant part of the emergency period.

10. Schedule 1 clause 7 amended

- (1) In Schedule 1 clause 7(1) delete “that apply to a landlord’s offer of” and insert:

of proportionality that apply in relation to a landlord’s obligation to provide

- (2) Delete Schedule 1 clause 7(4) and insert:

- (3A) Unless otherwise agreed by the landlord and the tenant, the rent relief provided by the landlord must be adjusted from time to time (but not more frequently than monthly) during the emergency period, in accordance with the principle set out in subclause (3), to take into account any variation in the reduction in the tenant’s turnover that the tenant experiences during the emergency period.

Example for this subclause:

In accordance with the example for subclause (3), the tenant was offered rent relief of 60% of the rent payable. If the tenant’s reduction in turnover has decreased to 40%, the rent relief should be adjusted downwards by reference to the 40% figure.

- (4) For the purposes of subclauses (3) and (3A), unless otherwise agreed by the landlord and the tenant, the reduction in the tenant’s turnover is to be calculated using, with such modifications as are appropriate to reflect subclauses (3)(a) and (b) and (3A), the principles, or any updated principles, of any relevant test relating to decline in turnover applicable to the jobkeeper scheme under the *Coronavirus Economic Response Package (Payments and Benefits) Rules 2020* (Commonwealth).

11. Schedule 1 clause 9 amended

- (1) In Schedule 1 clause 9(7) after “must be” insert:

at least

- (2) At the end of Schedule 1 clause 9(7) insert:

Example for this subclause:

If the landlord has granted the tenant a 6-month deferral of rent, the extension offered must be at least 6 months.

12. Schedule 1 clause 10 amended

After Schedule 1 clause 10(3) insert:

- (4) If the rent relief provided under a variation to a small commercial lease, or an agreement, referred to in clause 8 has ended before the end of the emergency period, an eligible tenant in relation to the small commercial lease may, during the emergency period, make a further request for rent relief to the landlord under clause 5.

V. MOLAN, Clerk of the Executive Council.

CP302

Residential Tenancies (COVID-19 Response) Act 2020

Residential Tenancies (COVID-19 Response) Regulations 2020

SL 2020/175

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Residential Tenancies (COVID-19 Response) 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. End of emergency period (Act s. 4)

For the purposes of section 4(b) of the Act, 28 March 2021 is prescribed.

V. MOLAN, Clerk of the Executive Council.

ENERGY

EN301

Electricity Industry Act 2004

**Electricity Industry Exemption Amendment
Order (No. 2) 2020****SL 2020/180**

Made by the Governor in Executive Council.

1. Citation

This order is the *Electricity Industry Exemption Amendment Order (No. 2) 2020*.

2. Commencement

This order comes into operation as follows —

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

3. Order amended

This order amends the *Electricity Industry Exemption Order 2005*.

4. Clause 3A amended

In clause 3A insert in alphabetical order:

Pilbara Energy Connection means the electricity infrastructure used, or to be used, for, or in connection with, or to control, the transportation of electricity between each of the following, through the Lambda Terminal located on mining tenement L45/474 —

- (a) the Chichester Hub located on mining tenement L45/456;
- (b) the Iron Bridge located on mining tenement L45/467;
- (c) the Solomon Hub located on mining tenement L47/859;

5. Clause 28 amended

Delete clause 28(1) and insert:

(1) In this clause —

Pilbara Energy Company means Pilbara Energy Company Pty Ltd (ACN 624 732 878).

6. Clause 29 inserted

After clause 28 insert:

29. Exemption for generating works connecting to Pilbara Energy Connection

The following are exempt from the *Electricity Industry Act 2004* section 7(1) in relation to the construction and operation of generating works that connect to, or will connect to, the Pilbara Energy Connection —

- (a) Pilbara Energy (Generation) Pty Ltd (ACN 631 303 305);
- (b) FMG Solomon Pty Ltd (ACN 128 959 179).

V. MOLAN, Clerk of the Executive Council.

JUSTICE

JU301

High Risk Serious Offenders Act 2020

High Risk Serious Offenders Regulations 2020

SL 2020/181

Made by the Governor in Executive Council.

1. Citation

These regulations are the *High Risk Serious Offenders 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. Relevant agencies

Each of the following is designated as a relevant agency —

- (a) the department of the Public Service principally assisting in the administration of the *Children and Community Services Act 2004*;
- (b) the department of the Public Service principally assisting in the administration of the *Prisons Act 1981*;
- (c) the department of the Public Service principally assisting in the administration of the *Sentence Administration Act 2003*;
- (d) the department of the Public Service principally assisting in the administration of the *Victims of Crime Act 1994*.

V. MOLAN, Clerk of the Executive Council.

TREASURY AND FINANCE

TR301

Pay-roll Tax Relief (COVID-19 Response) Act 2020

Pay-roll Tax Relief (COVID-19 Response) Regulations 2020

SL 2020/178

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Pay-roll Tax Relief (COVID-19 Response) 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. Term used: jobkeeper (extended) subsidised exempt wages

In regulations 4 and 5 —

jobkeeper (extended) subsidised exempt wages —

- (a) means wages paid or payable by an employer, for the period commencing on 28 September 2020 and ending on 28 March 2021, that are subsidised by the jobkeeper payment; but
- (b) does not include any part of wages paid or payable by an employer that are not subsidised by the jobkeeper payment.

4. Emergency period: jobkeeper (extended) subsidised exempt wages

For the purposes of paragraph (c) of the definition of *emergency period* in section 4(2) of the Act, the period commencing on 28 September 2020 and ending on 28 March 2021 is prescribed in relation to jobkeeper (extended) subsidised exempt wages.

5. Exempt wages: jobkeeper (extended) subsidised exempt wages

For the purposes of section 6(c) of the Act, jobkeeper (extended) subsidised exempt wages are prescribed as exempt.

V. MOLAN, Clerk of the Executive Council.

WATER

WA301

Water Services Act 2012

**Water Services (Water Corporations Charges)
Amendment Regulations 2020**

SL 2020/177

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Water Services (Water Corporations Charges) 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 *Water Services (Water Corporations Charges) Regulations 2014*.

4. Schedule 4 amended

In Schedule 4 Division 1 item 2(1) delete “\$20 500 GRV” (each occurrence) and insert:

\$16 400 GRV

V. MOLAN, Clerk of the Executive Council.

WORKSAFE

WS301

Occupational Safety and Health Act 1984

Occupational Safety and Health Amendment Regulations 2020

SL 2020/182

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Occupational Safety and Health 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 *Occupational Safety and Health Regulations 1996*.

4. Regulation 3.37 amended

In regulation 3.37 in the definition of *toxic atmosphere* delete paragraph (a) and insert:

- (a) an atmosphere in which there is an atmospheric contaminant in a concentration exceeding the exposure standard for the contaminant —
 - (i) specified in the *National Exposure Standards* [NOHSC: 1003 (1995)]; or
 - (ii) if the Minister determines an exposure standard under regulation 5.1(3) for that contaminant — as so determined;

and

5. Regulation 5.1 amended

- (1) In regulation 5.1(1) delete the definition of *exposure standard* and insert:

exposure standard, in relation to a substance specified in the *National Exposure Standards* [NOHSC: 1003 (1995)], means —

- (a) the exposure standard specified in those Standards for the substance; or
- (b) in relation to such a substance for which a different exposure standard is determined by the Minister under subregulation (3) — the exposure standard as so determined;

- (2) After regulation 5.1(2) insert:

- (3) The Minister may, on the recommendation of the Commission, determine in writing that an exposure standard other than that specified for a substance in the *National Exposure Standards* [NOHSC: 1003 (1995)] applies to that substance.

V. MOLAN, Clerk of the Executive Council.

— PART 2 —

FIRE AND EMERGENCY SERVICES

FE401

BUSH FIRES ACT 1954
TOTAL FIRE BAN DECLARATION

Correspondence No. 12080

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 19th September 2020 for the local government districts of—

Wiluna, Laverton, Menzies, Ngaanyatjaraku

PAUL RYAN, Assistant Commissioner of the Department of Fire and Emergency Services, as a sub-delegate of the Minister under section 16 of the *Fire and Emergency Services Act 1998*.

18th September 2020.

HEALTH

HE401

MENTAL HEALTH ACT 2014
MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS)
REVOCATION ORDER (NO. 8) 2020

Made by the Chief Psychiatrist under section 539 of the *Mental Health Act 2014*.

1. Citation

This Order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Revocation Order (No. 8) 2020*.

2. Commencement

This Order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

3. Revocation of designation

The designation, as an authorised mental health practitioner of the mental health practitioners specified in Schedule 1 to this order is revoked.

Schedule 1

Name	Profession
Flatt, Chelsey Kim	Registered Nurse
Murray, Natasha Ngahina	Registered Nurse

Dr NATHAN GIBSON, Chief Psychiatrist.

18 September 2020.

HE402**MENTAL HEALTH ACT 2014**

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) ORDER (NO. 7) 2020
Made by the Chief Psychiatrist under section 539 of the *Mental Health Act 2014*.

1. Citation

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Order (No. 7) 2020*.

2. Commencement

This order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

3. Authorised Mental Health Practitioner

The mental health practitioners specified in Schedule 1 to this order are designated as Authorised Mental Health Practitioners.

Schedule 1

Name	Profession
Brooke, Jannina Louise	Registered Nurse

Dr NATHAN GIBSON, Chief Psychiatrist.

18 September 2020.

JUSTICE

JU401**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—

- Clive John Hodson of Currambine
- Grant Ashley Lowe of Halls Creek
- Pauline Zimmer Marcoux of Mullaloo

JOANNE STAMPALIA, Executive Director,
Court and Tribunal Services.

LANDS

LA401**TRANSFER OF LAND ACT 1893**

APPLICATION—O356766

Take notice that the Peter Christie McKay as the Executor of the Will of Finlay Angus McKay who died on 20 September 2012 has made application to be registered under the Act as proprietor of an estate in fee simple in possession in the land situated at Hall Road, Nunile in all of that land being whole of Avon Location 340 on Deposited Plan 224200 (C.S. Plan Avon 9) containing 17.7839ha or there about, being the whole of the Land comprised in the Memorial Book XXV-891.

All persons other than the applicant claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge with Landgate on or before 16th October 2020 a caveat forbidding the land being brought under the operation of the Act.

BRUCE ROBERTS, Registrar of Titles.

Dated 25th September 2020.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995*City of Bunbury*

APPLICATION OF LOCAL LAW OUTSIDE DISTRICT

It is hereby noted for public information that under section 3.6(1) of the *Local Government Act 1995*, the Governor has approved of the making of the *City of Bunbury Public Places and Local Government Property Local Law 2020* to the extent that it will apply outside the district of the City of Bunbury.

GORDON MacMILE, A/Executive Director Local Government,
Department of Local Government, Sport and Cultural Industries.

LG402

LOCAL GOVERNMENT ACT 1995*Shire of Kulin*

RATES EXEMPTION

It is hereby noted for public information that the Minister for Local Government has declared, under section 6.27(2)(k) of the *Local Government Act 1995*, that the following land is not “rateable land” for the purposes of that Act—

Details of land	Roe Location 2620/Lot 2 on Plan 23753
-----------------	---------------------------------------

GORDON MacMILE, A/Executive Director Local Government,
Department of Local Government, Sport and Cultural Industries.

LG501

BUSH FIRES ACT 1954*Shire of Serpentine Jarrahdale*

FIREBREAK NOTICE

Please read carefully these are your legal requirements. This notice applies to all owners and/or occupiers of land within the Shire of Serpentine Jarrahdale.

Pursuant to Section 33 of the *Bush Fires Act 1954* you are required to take action in accordance with this notice for the duration indicated in your category.

The following categories detail what you must do to comply, with no exemptions. Failure to comply may result in you being fined and/or Council entering your land to install firebreak works at the owners expense. This Notice and information has effect 1 October 2020. All previous Firebreak Notices are hereby cancelled.

Definitions

- **“Acre”** 4047m² area of land.
- **“Agricultural buildings”** Any sheds or groups of buildings on agricultural zoned land.
- **“Asset Protection Zone (APZ)”** An area required to achieve a BAL of 29 or less, measured from the outer edge of the building or as stated in your approved BAL assessment (within the boundaries of your land). Fuel loads in this zone may not exceed 2 tonnes per hectare.
- **“Bushfire Attack Level (BAL) Assessment”** A measurement of the buildings potential exposure to a bushfire, in accordance with Australian Standard 3959—Construction of buildings in bushfire prone areas.
- **“Firebreak”** A strip of land that has been cleared of all flammable material, leaving bare mineral earth. This includes the trimming back of anything overhanging the fire break area. Mowed firebreaks are not acceptable.
- **“Flammable material”** Any vegetation (bushes, grasses, trees, mulch and green waste), object or material that is likely to catch fire.
- **“Fire Management Plan”** A document forming part of a building, development or subdivision approval that sets out short, medium and long-term bushfire risk management strategies for the life of the development.
- **“Fuel and vegetation storage”** Storage of hydrocarbons and/or fuel dumps (containing fuel or not) including drums, piles or stacks and any other flammable material.
- **“Trafficable”** The ability for 4x4 vehicles to access your land on a firm surface without obstruction. No firebreak is to terminate without provision for egress to a safe place or a cleared turnaround area of not less than a 21-metre radius (prior written approval from the Shire is required).

- “**You**” Owner or occupier of any land within the locality of the Shire of Serpentine Jarrahdale.
- “**Vertical axis**” An uninterrupted vertical line at a right angle to the horizontal line of the firebreak.

Fire Prevention Requirements

Category	Requirement on your land	Requirement for your dwellings
1. All areas of land 4047m ² (one acre) or less	<ul style="list-style-type: none"> • Cut all grass to less than 25mm in height. • Trim all trees and bushes that overhang driveways, access ways and firebreaks to leave a 4 metre wide clearance and a clear vertical axis. • Prior approval by Shire Officers may be required for the removal of any vegetation on existing properties. 	<ul style="list-style-type: none"> • Maintain 20m asset protection zones or as per your approved BAL/FMP assessment. • Trim back all overhanging trees from buildings.
Compliance is required by 30 November and must be maintained until 31 May each and every year.		
2. All areas of land greater than 4047m ² (one acre)	<ul style="list-style-type: none"> • Keep grasses below 150mm or if used for grazing ensure rotation of grazed and ungrazed to prevent large fire run. • Trim all trees and bushes that overhang driveways, access ways and firebreaks to leave a 4 metre wide clearance and a clear vertical axis. • Install firebreaks that are— <ul style="list-style-type: none"> • Immediately inside all external boundaries. • Immediately surrounding all agricultural buildings, sheds or group of buildings. • A minimum of 3 metres wide, but not wider than 5 metres. • Prior approval by Shire Officers may be required for the removal of any vegetation on existing properties. 	<ul style="list-style-type: none"> • Maintain 20m asset protection zones or as per your approved BAL/FMP assessment. • Trim back all trees overhanging buildings. • Locate new structures 4 metres or more from the perimeter fence of your land.
Compliance is required by 30 November and must be maintained until 31 May each and every year.		
3. Application to vary firebreak	<p>Apply in writing to the Shire from 1 June to 31 October requesting your variation and the reasons for your application. If approved all firebreak conditions will be as per your variation.</p> <p>If your variation is not approved or your previous variation is cancelled, you must comply with the Firebreak Notice requirements for your land. You don't need to apply for a variation every year. Remember, variations are provided to the property owner, not the land.</p> <p>To apply for a variation call 9526 1111 and request a Firebreak Variation application form.</p>	<ul style="list-style-type: none"> • In accordance with your approved Variation to Firebreak Notice. • See the firebreak variation guidelines at www.sjshire.wa.gov.au/firebreaks or more information.
Compliance is required by 15 November and must be maintained until 31 May each and every year.		
4. Plantations	<ul style="list-style-type: none"> • Install firebreaks that are— <ul style="list-style-type: none"> • Immediately inside all external boundaries. • Immediately surrounding all agricultural buildings, sheds or group of buildings. • A minimum of 20 metres wide, or as per your planning approval. • Have a clear vertical axis. 	<ul style="list-style-type: none"> • The Shire's conditions of approval. • Any approved Bushfire Management Plan. • Australian Standard 3959—Construction of buildings in bushfire-prone areas.
Compliance is required throughout the whole year.		
5. Fuel storage/hay stacks	<p>Around fuel storage areas Install firebreaks that are—</p> <ul style="list-style-type: none"> • Immediately surrounding each stack or pile. • A minimum of 4 metres wide, but not wider than 20 metres, with a clear vertical axis. • Include where possible additional low fuel zones outside of the firebreak area. Cut all grass within these zones to less than 100mm in height. 	

Category	Requirement on your land	Requirement for your dwellings
	<p>Around haystacks</p> <p>Your haystack area can't be bigger than 25m long x 10m wide x 5m high.</p> <p>Install firebreaks that are—</p> <ul style="list-style-type: none"> • Immediately surrounding each stack or pile. • A minimum of 5 metres wide, but not wider than 20 metres. If only 5 metres wide then have an additional 5m low fuel area directly adjacent to the firebreak. • Include where possible additional low fuel zones outside of the firebreak area. Cut all grass within these zones to less than 100mm in height. 	
Compliance is required by 30 November and must be maintained until 31 May each and every year.		
6. Other Flammable Materials	<p>Stacks of other flammable materials, such as mulch, compost or combustible materials, can't be bigger than 20m long x 10m wide x 3m high. Install firebreaks that are—</p> <ul style="list-style-type: none"> • Immediately surrounding each stack or pile. • A minimum of 10 metres wide, but not wider than 20 metres. If only 10 metres wide then have an additional 5m low fuel area directly adjacent to firebreak. • Include where possible additional low fuel zones outside of the firebreak area. Cut all grass within these zones to less than 100mm in height. 	<ul style="list-style-type: none"> • Remember Australian Standard 3959—Construction of buildings in bushfire prone areas applies to new buildings on your land.
Compliance is required by 30 November and must be maintained until 31 May each and every year.		
7. Does your property have a Bushfire or Emergency Management Plan?	<p>Some properties need to comply with approved—</p> <ul style="list-style-type: none"> • Bushfire Management plans. • Emergency Management plans. This is because of conditions approved under a subdivision approval, development approval or building permit. <p>These requirements are in addition to the requirements of this Notice.</p>	<ul style="list-style-type: none"> • In accordance with your Bushfire Management/ Emergency Management Plan and/or Bushfire Attack Level assessment and this Firebreak Notice.
Compliance is required throughout the whole year.		
8. Any other requirements	<p>Further to the firebreak requirements listed above, the Shire may instruct property owners or occupiers in writing to comply with additional firebreak prevention works. These works are to reduce hazards and may include a Bushfire Risk Treatment Plan derived from the Shire's Bushfire Risk Management Plan.</p>	

Burning your garden waste

PLEASE READ CAREFULLY: Pursuant to the powers contained in Section 24G of the *Bush Fires Act 1954* (as amended) the following restrictions on the burning of garden refuse apply within the Shire of Serpentine Jarrahdale.

Category	Legislation	Requirements
9. Burning your garden waste	In accordance with Section 24G of the <i>Bush Fires Act 1954</i> as amended.	<p>If you want to burn your garden waste you need to—</p> <ul style="list-style-type: none"> • Let your neighbours know 72 hours before you burn. • Each pile can be no bigger than 1 cubic metre. • Only one pile may be alight at any one time. • Only burn dry garden waste from your property without accelerants. • Don't burn at all during the prohibited burning period.

Category	Legislation	Requirements
		<ul style="list-style-type: none"> During restricted burning period don't burn on Sundays or public holidays. More information about burning your garden waste can be found at www.sjshire.wa.gov.au/burning
	Compliance is required during the restricted and prohibited burning periods.	

This Notice has effect from 1 October 2020. All previous Firebreak Notices are hereby cancelled.

P. MARTIN, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401

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 23 October 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 09/2102	Serena Minerals Limited	Gascoyne
E 28/2811	X Minerals Pty Ltd	N. E. Coolgardie
E 28/2812	X Minerals Pty Ltd	N. E. Coolgardie
E 28/2879	Acuity Resources Pty Ltd	N. E. Coolgardie
E 52/3612	Replain Pty Ltd	Peak Hill
E 69/3648	Acuity Resources Pty Ltd	Warburton
E 69/3649	Acuity Resources Pty Ltd	Warburton
E 70/4928	Shenton Resources Limited	South West
E 70/4971	Avail Resources Pty Ltd	South West
E 70/4997	First Australian Mining Explorations Pty Ltd	South West
E 77/2344	Crucible Resources Pty Ltd	Yilgarn
<i>Mining Lease</i>		
M 16/203	Toro Mining Pty Ltd JH Mining Pty Ltd	Coolgardie
M 38/67	Mitchell, Robert	Mt Margaret

MP402

MINING ACT 1978

APPROVAL OF RETENTION STATUS FOR AN EXPLORATION LICENCE

I, Paul Anthony Power, Compliance Tenure Officer (by power delegated under section 12 of the *Mining Act 1978*), give notice that I have approved retention status for 8 blocks within the under mentioned exploration licence pursuant to section 69B of the *Mining Act 1978*, effective from the day on which notice of the approval is published in the *Gazette*.

Tenement	Blocks	Holder	Mineral Field
E70/4318	Perth 1030: 1031:	Centrex Potash Pty Ltd	South West
	g,h,j,k,o,p f,l		

Dated at Perth this 18th day of September 2020.

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

PREMIER AND CABINET

PR401

INTERPRETATION ACT 1984

COMMITTAL OF ADMINISTRATION OF ACT

It is hereby notified for public information that on 22 September 2020, the Governor, under the *Interpretation Act 1984* section 12(a), committed the administration of the *COVID-19 Response and Economic Recovery Omnibus Act 2020* to the Premier.

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

TRANSPORT

TN401

OWNER-DRIVERS (CONTRACTS AND DISPUTES) ACT 2007

GUIDELINE RATES—TABLE A: NEW VEHICLES

The rates published on 6 December 2019 in the *Government Gazette* are revoked and replaced with the following guideline rates—

PROVISIONAL RATES August 2020 For New Vehicles Heavy Vehicle Type	Metropolitan Based on diesel fuel cost of \$1.20 per litre		Regional Based on diesel fuel cost of \$1.27 per litre			
	One Driver		One Driver		Two Drivers	
	Hourly Rate (ex GST)	Rate per km (ex GST)	Hourly Rate (ex GST)	Rate per km (ex GST)	Hourly Rate (ex GST)	Rate per km (ex GST)
5 tonne GVM (rigid truck, 2 axles)	57.63	2.66	76.87	1.16	 	
8 tonne GVM (rigid truck, 2 axles)	59.75	2.76	79.78	1.20	 	
15 tonne GVM (rigid truck, 2 axles)	65.77	3.04	87.98	1.33	 	
22.5 tonne GVM (rigid truck, 3 axles)	72.86	3.36	99.19	1.50	 	
Prime mover (haulier) 2 axles, 31.5 tonne GCM	77.89	3.60	106.87	1.61	 	
Prime mover (haulier) 3 axles, 1 trailer, 42.5 tonne GCM	84.49	3.41	112.43	1.70	100.76	1.58
Prime mover (haulier) 3 axles, 2 trailers 79 tonne GCM	94.46	3.82	130.45	1.97	116.95	1.83
Prime mover (haulier) 3 axles, 3 trailers 122.5 tonne GCM	 		143.97	2.17	127.51	2.00
Prime mover + 1 trailer 42.5 tonne GCM	90.02	3.64	119.15	1.80	105.61	1.66
Prime mover + 2 trailers 79 tonne GCM	108.15	4.37	149.40	2.25	132.33	2.08
Prime mover + 3 trailers 122.5 tonne GCM	 		174.84	2.64	154.39	2.42
B-Double 62.5 tonne GCM	108.68	4.39	149.18	2.25	132.34	2.08
Pocket road train (haulier) 79 tonne GCM	94.68	3.82	130.45	1.97	116.95	1.83

OWNER-DRIVERS (CONTRACTS AND DISPUTES) ACT 2007**GUIDELINE RATES—TABLE B: VEHICLES 5 YEARS OLD**

The rates published on 2 October 2018 in the *Government Gazette* are revoked and replaced with the following guideline rates—

PROVISIONAL RATES August 2020 For Vehicles 5 Years Old Heavy Vehicle Type	Metropolitan Based on diesel fuel cost of \$1.20 per litre		Regional Based on diesel fuel cost of \$1.27 per litre			
	One Driver		One Driver		Two Drivers	
	Hourly Rate (ex GST)	Rate per km (ex GST)	Hourly Rate (ex GST)	Rate per km (ex GST)	Hourly Rate (ex GST)	Rate per km (ex GST)
5 tonne GVM (rigid truck, 2 axles)	57.52	2.66	76.78	1.16	 	
8 tonne GVM (rigid truck, 2 axles)	59.56	2.75	79.64	1.20	 	
15 tonne GVM (rigid truck, 2 axles)	65.54	3.03	87.81	1.32	 	
22.5 tonne GVM (rigid truck, 3 axles)	72.47	3.35	98.89	1.49	 	
Prime mover (haulier) 2 axles, 31.5 tonne GCM	77.46	3.58	106.55	1.61	 	
Prime mover (haulier) 3 axles, 1 trailer, 42.5 tonne GCM	84.03	3.39	112.09	1.69	99.76	1.56
Prime mover (haulier) 3 axles, 2 trailers 79 tonne GCM	93.99	3.80	130.10	1.96	115.93	1.82
Prime mover (haulier) 3 axles, 3 trailers 122.5 tonne GCM	 		143.51	2.16	126.70	1.99
Prime mover + 1 trailer 42.5 tonne GCM	89.43	3.61	118.70	1.79	104.31	1.64
Prime mover + 2 trailers 79 tonne GCM	107.36	4.34	148.81	2.24	130.61	2.05
Prime mover + 3 trailers 122.5 tonne GCM	 		174.00	2.63	151.97	2.38
B-Double 62.5 tonne GCM	107.85	4.36	148.55	2.24	130.50	2.05
Pocket road train (haulier) 79 tonne GCM	94.21	3.81	130.10	1.96	115.93	1.82

The Guideline Rates—

- Are based on standard, tray-top vehicles.
- Are based on fuel consumption data released by Australian Trucking Association.
- Do not set a minimum or maximum rate.
- Provide general guidance.
- Metropolitan rates might also be applicable for some operations in regional areas.
- Table A rates are based on new vehicles; Table B rates are based on vehicles 5 years old.
- Owner-drivers and hirers need to consider their individual circumstances in deciding a rate that is appropriate for a particular freight task. The Owner-Drivers Cost Calculator, available on the Department of Transport website at <https://www.transport.wa.gov.au/Freight-Ports/owner-drivers.asp>, can assist with cost and rate calculations.
- “Prime mover + 1, 2 or 3 trailers” refers to trailers owned or leased by the owner-driver.
- 2 axles => single steer, single drive; 3 axles => single steer, bogie drive.

The above rates have been approved by the Road Freight Transport Industry Council.

ANNE-MARIE BRITS, A/Chair of the Road Freight Transport Industry Council.

21 September 2020.

PUBLIC NOTICES

ZZ401**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Notice is hereby given to any persons having claims (pursuant to Section 63 of the *Trustees Act 1962*) against the estate of Ann Carr, late of 38/18 Albert Street, St Louis Retirement Estate, Claremont in the State of Western Australia to submit in writing any such claims complete with supporting documentary evidence to the Executors, Christian Carr of 15 Calytrix Crescent, Success in the State of Western Australia. Any such claims must be received by the Executor within 30 days, after which date the Executor may convey or distribute the assets having regard only to the claims of which he then has notice.

ZZ402**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estate of the Late Joan Gertrude Miles, late of 3 William Street, Cottesloe, WA, Retired Academic, who died on 1 October 2019, are required by the Executor, Anthony Stephen Westhoven Ryan of 16 Pebbles Road, Floreat, WA 6014, to send particulars of their claim to him within 30 days of the date of this notice after which date the Executor may convey or distribute the assets of the estate, having regard only to the claims of which he then has notice.

ZZ403**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Constance Mary Buckingham, late of Meath Care Kingsley, 18 Hocking Road, Kingsley, Western Australia, Carer, 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 4 March 2020 are required by the Legal Personal Representative, Jill Coen of c/- Birman & Ride of Level 3, 16 Irwin Street, Perth WA 6000, to send particulars of their claim to them by the date one month from the publication date after which date the Legal Personal Representative may convey or distribute the assets having regard only to the claims of which he then has notice.

ZZ404**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Lorraine Florence Griffiths, late of MercyCare Maddington, 185 Maddington Road, Maddington, 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 22 February 2020, are required by the trustee of the late Lorraine Florence Griffiths of care of Philip Wyatt Lawyers, PO Box 1026, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 21st day of September 2020.

PHILIP WYATT LAWYERS.

ZZ405

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the estate of Shirley Amelia Forkin, late of 9 Cassinia Road, Duncraig in the State of Western Australia, Retired, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 23 January 2020, are required by the executors Michele Forkin and Janice McBroom of PO Box Z5517 St George's Terrace WA 6831 to send the particulars of their claims to them within 1 month from the date of publication of this notice, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZZ406

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons 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 25 October 2020 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Armitage, Roderick Paul Leslie, formerly of 1/21 Temple Street, Victoria Park, late of Italian Village Fremantle Aged, 95 Samson Street, White Gum Valley, who died on 30 July 2020 (DE19982074 EM110).

Barrie, Jillian Edith, formerly of 73 Hampton Street, Bridgetown, late of 2 Sail Court, Waikiki, who died on 29 May 2020 (DE19703026 EM24).

Carpenter, Douglas Keith, late of Unit 4, 10 Heath Road, Kalamunda, who died on 10 August 2016 (DE33117136 EM113).

Carr, Robert Ernest, late of Unit D, 11 Hilda Street, Dowerin, who died on 22 August 2020 (DE33128725 EM110).

Dintinjana, Srecko Milan, late of 98 Hordern Street, Victoria Park, who died on 13 July 2020 (DE19992771 EM32).

Grew, Jean Erin, late of MercyCare Wembley, 18 Barrett Street, Wembley, who died on 23 July 2020 (DE33101369 EM13).

Humphreys, Christopher Leslie, late of 50 Lombardy Crescent, Caversham, who died on 3 March 2020 (DE33055382 EM16).

Lally, Ivan Phillip, formerly of 9 Cook Avenue, Hillarys, late of Brightwater Kingsley, 41 Renegade Way, Kingsley, who died on 28 July 2020 (DE33109173 EM213).

Massey, Lorna June, late of Elimatta Nursing Home, 45 Alexander Drive, Menora, who died on 29 August 2020 (DE33068243 EM26).

Mcguinness, Hugh (also known as Hugh McGuinness), late of 51 Raymond Street, Collie, who died on 28 August 2020 (DE19951652 EM37).

Newman, Stephen Bruce, late of 56 Halesworth Parade, Butler, who died on 12 August 2020 (DE19916414 EM13).

Rainbird, John Maxwell, late of Baptistcare Mirrambeena, 21 Farrelly Street, Margaret River, who died on 3 September 2020 (DE19781024 EM17).

Richardson, Toni Marie, late of 2b Leece Street, Coolbellup, who died on 1 February 2020 (DE33162283 EM13).

Snowden, Valma May, late of 44 Surray Road, Rivervale, who died on 27 July 2020 (DE19680745 EM32).

Stewart, Cheryl Bernadinette (also known as Cheryl Bernadette Stewart), late of 10 Shaw Road, Dianella, who died on 19 August 2020 (DE33102624 EM15).

Twiss, Celia Natalie, late of Unit 7, 20 Queens Crescent, Mount Lawley, who died on 20 July 2020 (DE19703373 EM38).

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

ZZ501**DISPOSAL OF UNCOLLECTED GOODS ACT 1970****DISPOSAL OF UNCOLLECTED GOODS**

Attention Zane Northen and Paul Truslove of Unit 2/52 Clavering Road, Bayswater.

You were issued notices on the 14 June 2020 and again on 14 July 2020 that the goods abandoned at U2/52 Clavering Road, Bayswater were ready for redelivery.

As there has been no attempt to take delivery of these goods they will be sold or auctioned as per the *Disposal of Uncollected Goods Act 1970*.

J K & A E McKENZIE FAMILY TRUST.
0477 669 207
