



**WESTERN
AUSTRALIAN
GOVERNMENT**
azette

ISSN 1448-949X (print)

ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, FRIDAY, 9 OCTOBER 2020 No. 172

PUBLISHED BY AUTHORITY GEOFF O. LAWN, GOVERNMENT PRINTER

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

| | Page |
|---|------|
| Building Amendment Regulations (No. 5) 2020 | 3655 |
| Dangerous Goods Safety Regulations Amendment Regulations 2020 | 3656 |
| National Gas Access (WA) (Act Amendment) Regulations 2020 | 3646 |
| National Gas Access (WA) Adoption of Amendments Order 2020..... | 3647 |
| Public Sector Management (General) Amendment Regulations (No. 2) 2020 | 3666 |
| Vocational Education and Training (Colleges) Amendment Regulations (No. 3) 2020 | 3667 |
| Waste Avoidance and Resource Recovery (Container Deposit Scheme) Amendment Regulations 2020 | 3648 |
| Workers' Compensation and Injury Management Amendment (COVID-19 Response) Act 2020 Commencement Proclamation 2020..... | 3645 |
| Workers' Compensation and Injury Management Amendment Regulations (No. 2) 2020..... | 3668 |

PART 2

| | |
|-----------------------------------|------|
| Fire and Emergency Services | 3675 |
| Justice..... | 3675 |
| Local Government..... | 3677 |
| Planning | 3679 |
| Premier and Cabinet..... | 3679 |
| Public Notices..... | 3681 |
| Public Sector..... | 3680 |
| Transport..... | 3680 |

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, Parliamentary Counsel's Office, pco@pco.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.

PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by the Government Printer 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

- 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.*



GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2020 AND NEW YEAR HOLIDAY PERIOD 2021

Publishing Dates and Times

Tuesday, 22 December 2020 at 12 noon

Thursday, 24 December 2020 at 12 noon

Thursday, 31 December 2020 at 12 noon

Closing Dates and Times for copy

Friday, 18 December 2020 at 12 noon

Wednesday, 23 December 2020 at 12 noon

Wednesday, 30 December 2020 at 12 noon

The Government Gazette will not be published on

Tuesday 29 December 2020

Tuesday 5 January 2021

The next edition will be published on Friday 8 January 2021 and
copy will close 12 noon Wednesday 6 January 2021

— PART 1 —

PROCLAMATIONS

AA101

Workers' Compensation and Injury Management Amendment
(COVID-19 Response) Act 2020

Workers' Compensation and Injury Management Amendment (COVID-19 Response) Act 2020 Commencement Proclamation 2020

SL 2020/187

Made under the *Workers' Compensation and Injury Management Amendment (COVID-19 Response) Act 2020* section 2(1)(c) by the Governor in Executive Council.

1. Citation

This proclamation is the *Workers' Compensation and Injury Management Amendment (COVID-19 Response) Act 2020 Commencement Proclamation 2020*.

2. Commencement of Act

The *Workers' Compensation and Injury Management Amendment (COVID-19 Response) Act 2020*, other than sections 1, 2, 3 and 16, comes into operation on 12 October 2020.

K. BEAZLEY, Governor.

L.S.

W. JOHNSTON, Minister for Industrial Relations.

Note: The *Workers' Compensation and Injury Management Amendment Regulations (No. 2) 2020*, other than regulations 1, 2 and 15, come into operation when the *Workers' Compensation and Injury Management Amendment (COVID-19 Response) Act 2020* section 4 comes into operation.

ENERGY

EN301

National Gas Access (WA) Act 2009

**National Gas Access (WA) (Act Amendment)
Regulations 2020**

SL 2020/194

Made by the Governor in Executive Council.

1. Citation

These regulations are the *National Gas Access (WA) (Act 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 on which the *National Gas Access (WA) Adoption of Amendments Order 2020* clause 3 comes into operation.

3. Schedule 1 of the Act amended

These regulations amend the *National Gas Access (WA) Act 2009* Schedule 1.

4. Clause 18 amended

After clause 18(2) insert:

(2A) In Schedule 3 clause 90:

- (a) delete “section 26 of the *Statutes Amendment (National Energy Laws) (Rules) Act 2018*” and insert:

virtue of the *National Gas Access (WA) Adoption of Amendments Order 2020* clause 3 (the **adopting clause**)

- (b) in paragraph (a) delete “commencement of this clause; or” and insert:

coming into operation of the adopting clause; or

- (c) in paragraph (b) delete “commencement of this clause,” and insert:

coming into operation of the adopting clause,

R. NEILSON, Clerk of the Executive Council.

EN302

National Gas Access (WA) Act 2009

National Gas Access (WA) Adoption of Amendments Order 2020

SL 2020/195

Made by the Minister under section 7A(2) and (5) of the Act.

1. Citation

This order is the *National Gas Access (WA) Adoption of Amendments Order 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. Amendments declared to be relevant to WA

- (1) In this clause —

2018 SA Schedule amendment means an amendment to the Schedule to the *National Gas (South Australia) Act 2008* (South Australia) made by section 26 or 29 of the amending Act;

amending Act means the *Statutes Amendment (National Energy Laws) (Rules) Act 2018* (South Australia);

WA text means the Western Australian National Gas Access Law text as defined in section 7(2) of the Act.

- (2) It is declared under section 7A(2) of the Act that each 2018 SA Schedule amendment is relevant to the WA text.

- (3) For the purposes of section 7A(5) of the Act, the day on which this clause comes into operation is specified in relation to each 2018 SA Schedule amendment.
- (4) For the purposes of subclause (2), when section 29 of the amending Act is applied to the WA text, the words “Schedule 3—after Part 14” are taken to read:

Schedule 3—after Part 10

W. JOHNSTON, Minister for Energy.

ENVIRONMENT

EV301

Waste Avoidance and Resource Recovery Act 2007

Waste Avoidance and Resource Recovery (Container Deposit Scheme) Amendment Regulations 2020

SL 2020/191

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Waste Avoidance and Resource Recovery (Container Deposit Scheme) 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 *Waste Avoidance and Resource Recovery (Container Deposit Scheme) Regulations 2019*.

4. Regulation 3 amended

- (1) In regulation 3(1) insert in alphabetical order:

subsidiary has the meaning given in the *Corporations Act 2001* (Commonwealth) section 9.

- (2) In regulation 3(1) in the definition of *scheme participant* delete “Act.” and insert:

Act;

5. Regulation 3A amended

In regulation 3A(1) in the definition of *cordial* paragraph (a) delete “the following” and insert:

all of the following

6. Regulation 3H amended

Delete regulation 3H(3)(b)(iv) and insert:

- (iv) is not fewer than 8, and not more than 14, digits.

7. Part 2A Division 5 Subdivision 1 heading replaced

Delete the heading to Part 2A Division 5 Subdivision 1 and insert:

Subdivision 1 — Sampling plans and eligible container factors

8. Regulation 4ZC amended

In regulation 4ZC in the definition of *approved sampling plan* delete “the document approved by the CEO under regulation 4ZD(3),” and insert:

a document approved by the CEO under regulation 4ZD(3) for a recovery amount protocol,

9. Regulation 4ZD amended

- (1) In regulation 4ZD(1) delete “plan.” and insert:

plan for a recovery amount protocol.

- (2) In regulation 4ZD(2) delete “a determination under regulation 4ZG(1),” and insert:

determinations under regulation 4ZG(1) in relation to the recovery amount protocol,

- (3) After regulation 4ZD(2) insert:

- (2A) The draft sampling plan must also set out the things that the Coordinator proposes that MRF operators be required, or may be required, to do for the purpose of or in relation to —

- (a) determining numbers of containers for the purposes of the recovery amount protocol and verifying any determinations; or
- (b) estimating numbers of containers for the purposes of the recovery amount protocol and verifying any estimates.

- (4) In regulation 4ZD(6) delete “the approved” and insert:

each approved

10. Regulation 4ZE amended

- (1) In regulation 4ZE(1):

- (a) delete “the sampling plan,” and insert:

an approved sampling plan,

- (b) delete “amended sampling plan” and insert:

amended approved sampling plan

- (2) In regulation 4ZE(2):

- (a) delete “a sampling plan” and insert:

an approved sampling plan

- (b) delete “amended sampling plan” and insert:

amended approved sampling plan

Note: The heading to amended regulation 4ZE is to read as follows:

Amendment of approved sampling plan

11. Regulation 4ZF amended

Delete regulation 4ZF(a) and insert:

- (a) cooperate with the conduct of any audit, or other procedure, carried out under an approved sampling plan by an independent auditor; and

12. Regulation 4ZG amended

- (1) In regulation 4ZG(1) delete “The” and insert:

Subject to subregulation (5), in relation to each recovery amount protocol, the

- (2) In regulation 4ZG(2)(a) delete “plan; and” and insert:

plan for the recovery amount protocol; and

- (3) After regulation 4ZG(4) insert:

(5) In relation to a recovery amount protocol, the CEO may, by written notice, advise the Coordinator that the Coordinator is not required to make a determination under subregulation (1) for a material type specified in the notice.

(6) In deciding whether to give a notice under subregulation (5) in relation to a material type, the CEO must consider how likely it is that any estimate determined under subregulation (1) for the material type will be used under the recovery amount protocol for the purpose of calculating payments.

13. Regulation 4ZI amended

In regulation 4ZI(2):

- (a) delete “both” and insert:

more

- (b) delete paragraph (b) and insert:
 - (b) provide for payments under a material recovery agreement for a quantity of containers to be calculated by reference to an estimate, determined using the eligible container factor for the material type of which the containers are made, of the number of containers in the quantity;
 - (c) provide for payments under a material recovery agreement for a quantity of containers to be calculated by reference to an estimate, determined in a way permitted by the recovery amount protocol (other than the way referred to in paragraph (b)), of the number of containers in the quantity.

14. Regulation 7A amended

In regulation 7A(1) in the definition of *specified counterparty* paragraph (b) delete “(as defined in the *Corporations Act 2001* (Commonwealth) section 9)”.

15. Regulation 10 amended

- (1) In regulation 10(1) in the definition of *preliminary year*:

- (a) delete paragraph (a) and insert:
 - (a) the period starting on the day on which the *Waste Avoidance and Resource Recovery (Container Deposit Scheme) Amendment Regulations 2020* regulation 15 comes into operation and ending on 30 June 2021;
- (b) in paragraph (b) delete “1 July 2020;” and insert:

1 July 2021;
- (c) in paragraph (c) delete “1 July 2021.” and insert:

1 July 2022.

- (2) In regulation 10(3):

- (a) delete paragraph (a) and insert:
 - (a) for the preliminary year starting on the day on which the *Waste Avoidance and Resource Recovery (Container Deposit Scheme) Amendment Regulations 2020* regulation 15

comes into operation — a time directed by the CEO; and

- (b) in paragraph (b) delete “1 July 2020 — 1 June 2020; and” and insert:

1 July 2021 — 1 June 2021; and

- (c) in paragraph (c) delete “1 July 2021 — 1 June 2021.” and insert:

1 July 2022 — 1 June 2022.

16. Regulation 11 amended

In regulation 11(a) delete “1 July 2022; and” and insert:

1 July 2023; and

17. Regulation 17 replaced

Delete regulation 17 and insert:

17. Minister may require reports for periods of less than 3 months

- (1) The Minister may, by written notice, require the Coordinator to give the Minister a report about its operations for a period specified in the notice (the *specified period*) that is less than 3 months.
- (2) The report must —
- (a) subject to subregulation (3), be given to the Minister within 20 business days after —
- (i) the last day of the specified period; or
- (ii) if the Minister’s notice is given to the Coordinator after the end of the specified period — the day on which the Minister’s notice is given to the Coordinator;
- and
- (b) be given to the Minister in a manner approved by the Minister; and
- (c) include the following information —
- (i) if the specified period is 1 month — the information that the Reporting Code specifies must be included in a report for 1 month;

- (ii) in any other case — the information that the Minister’s notice specifies must be included;
 - and
 - (d) be signed by the chief executive officer (however described) of the Coordinator.
- (3) If the specified period is a period other than 1 month and the Minister considers it appropriate having regard to the length of the specified period, the Minister’s notice may require the report to be given to the Minister within a period that is different to the period of 20 business days referred to in subregulation (2)(a).

18. Regulation 20 amended

- (1) At the beginning of regulation 20 insert:
 - (1) In this regulation —
approved recycler means a person who is an approved recycler under regulation 9.
- (2) In regulation 20:
 - (a) delete “For” and insert:
 - (2) For
 - (b) after paragraph (b) insert:
 - (ba) any amount received by the Coordinator, or by any of its subsidiaries, from an approved recycler in respect of the sale of containers for the purpose of the containers being recycled;
 - (c) in paragraph (c) delete “process;” and insert:
process (to the extent not covered by paragraph (ba));
 - (d) after paragraph (c) insert:
 - (ca) any amount that is refunded under the *A New Tax System (Goods and Services Tax) Act 1999* (Commonwealth) —
 - (i) to the Coordinator; or
 - (ii) to a subsidiary of the Coordinator that performs tasks for the Coordinator in respect of the Coordinator’s functions;

- (cb) any amount of interest, in respect of the late payment of a refund referred to in paragraph (ca), paid on behalf of the Commonwealth —
 - (i) to the Coordinator; or
 - (ii) to a subsidiary of the Coordinator that performs tasks for the Coordinator in respect of the Coordinator’s functions;

R. NEILSON, Clerk of the Executive Council.

INDUSTRY REGULATION

IS301

Building Act 2011

Building Amendment Regulations (No. 5) 2020

SL 2020/192

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Building Amendment Regulations (No. 5) 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 *Building Regulations 2012*.

4. Regulation 31A amended

- (1) In regulation 31A(2)(b) before “set out” insert:

subject to subregulation (2A),

- (2) After regulation 31A(2) insert:
- (2A) Subregulation (2)(b) applies only if the application for the building permit is made —
- (a) on or before 30 April 2021; or
 - (b) on or after 1 July 2021.

R. NEILSON, Clerk of the Executive Council.

MINERALS AND PETROLEUM

MP301

Dangerous Goods Safety Act 2004

Dangerous Goods Safety Regulations Amendment Regulations 2020

SL 2020/193

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Dangerous Goods Safety Regulations Amendment Regulations 2020*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette* (***gazettal day***);
- (b) regulation 10(2) — on 1 January 2021;
- (c) the rest of the regulations — on the day after gazettal day.

Part 2 — *Dangerous Goods Safety (General) Regulations 2007* amended

3. Regulations amended

This Part amends the *Dangerous Goods Safety (General) Regulations 2007*.

4. Regulation 3 amended

In regulation 3 in the definition of *ADG Code* delete “Edition 7.4 (ISBN 978-1-921604-69-0), as in effect on 1 January 2016,”.

Part 3 — *Dangerous Goods Safety (Major Hazard Facilities) Regulations 2007* amended

5. Regulations amended

This Part amends the *Dangerous Goods Safety (Major Hazard Facilities) Regulations 2007*.

6. Regulation 4 amended

In regulation 4 in the definition of *ADG Code* delete “Edition 7.4 (ISBN 978-1-921604-69-0), as in effect on 1 January 2016,”.

7. Regulation 10 amended

In regulation 10(5) delete “*subsidiary risk*” and insert:

subsidiary hazard

8. Schedule 1 amended

- (1) In Schedule 1 clause 2 delete the definition of *subsidiary risk*.
- (2) In Schedule 1 clause 2 insert in alphabetical order:

subsidiary hazard for a substance means —

- (a) the subsidiary hazard assigned to the substance in the Dangerous Goods List column 4; or
 - (b) if the subsidiary hazard is not assigned as described in paragraph (a), the subsidiary hazard determined using the relevant procedure referred to in the ADG Code.
- (3) In Schedule 1 Table 2 in the item relating to Compressed or liquefied gases delete “subsidiary risk” (each occurrence) and insert:

subsidiary hazard

**Part 4 — *Dangerous Goods Safety (Road and Rail
Transport of Non-explosives) Regulations 2007*
amended**

9. Regulations amended

This Part amends the *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Regulations 2007*.

10. Regulation 4 amended

- (1) In regulation 4 in the definition of *ADG Code* delete “Edition 7.6 (ISBN 978-1-921604-69-0), as in effect on 1 July 2018,”.
- (2) In regulation 4 in the definition of *ADR approved* delete “*European*”.
- (3) In regulation 4 in the definition of *cargo transport unit* paragraphs (a) and (b) delete “tank, or freight,” and insert:

tank or freight

11. Regulation 50 replaced

Delete regulation 50 and insert:

50. Application of Part

This Part does not apply to dangerous goods that are —

- (a) packed in limited quantities; or
- (b) packed in excepted quantities within the meaning of regulation 106(6).

12. Regulation 53 amended

In regulation 53(1):

- (a) in paragraph (f) delete “goods.” and insert:

goods; or

- (b) after paragraph (f) insert:

- (g) for goods purported to be packed in limited quantities — the packaging of the goods does not comply with the ADG Code Chapter 3.4; or
- (h) for goods purported to be packed in excepted quantities within the meaning of regulation 106(6) — the packaging of the goods

does not comply with the ADG Code
Chapter 3.5.

13. Regulation 61 amended

In regulation 61(1) delete “Chapter 3.4.” and insert:

Chapter 3.4 or 3.5.

14. Regulation 110 replaced

Delete regulation 110 and insert:

110. When loads must be placarded

(1) In this regulation —

classification code has the meaning given in the
Dangerous Goods Safety (Explosives)
Regulations 2007 regulation 3;

specified goods means dangerous goods that are —

- (a) packed in limited quantities; or
- (b) any of the following —
 - (i) fireworks that are bonbons, party poppers or sparklers with a classification code of 1.4S;
 - (ii) domestic smoke detectors containing radioactive material;
 - (iii) lighters or lighter refills containing flammable gas;
 - (iv) fire extinguishers containing compressed or liquefied gas, up to a net mass of 23 kg;

or

- (c) a combination of the dangerous goods referred to in paragraphs (a) and (b).

(2) A load that contains dangerous goods must be placarded if —

- (a) it contains —
 - (i) dangerous goods in a receptacle, other than an article, with a capacity of more than 500 L; or
 - (ii) more than 500 kg of dangerous goods in a receptacle, other than an article;

or

- (b) it contains an aggregate quantity of dangerous goods (other than specified goods) of 250 or more and those goods include —
 - (i) dangerous goods of UN Division 2.1 (other than aerosols); or
 - (ii) dangerous goods of UN Division 2.3; or
 - (iii) dangerous goods of Packing Group I;or
 - (c) it contains an aggregate quantity of dangerous goods (other than specified goods) of 1 000 or more; or
 - (d) it contains specified goods and either —
 - (i) the specified goods include an aggregate quantity of 2 000 or more of any one UN number from a single place of consignment; or
 - (ii) the total gross mass of the specified goods is 8 tonnes or more.
- (3) A load that contains dangerous goods, but is not required to be placarded under subregulation (2), must be placarded if the load meets the following conditions —
- (a) the load contains a mixture of specified goods and other dangerous goods;
 - (b) either of the following applies —
 - (i) if the load contains dangerous goods referred to in subregulation (2)(b)(i) to (iii) — the aggregate quantity of those goods, plus 10% of the total gross mass of the specified goods, is 250 or more;
 - (ii) otherwise — the aggregate quantity of dangerous goods that are not specified goods, plus 25% of the total gross mass of the specified goods, is 1 000 or more.

Note for this regulation:

See the ADG Code Table 5.3.

15. Part 7 heading amended

In the heading to Part 7 delete “**empty packaging**” and insert:

nominally empty storage vessels

16. Regulation 120A replaced

Delete regulation 120A and insert:

120A. Term used: nominally empty storage vessels

In this Part —

nominally empty storage vessels means nominally empty tanks or hoppers described in the ADG Code section 7.2.7.1.

17. Regulation 121 amended

In regulation 121(2) delete “empty dangerous goods containers.” and insert:

nominally empty storage vessels.

18. Regulation 122 amended

In regulation 122(2) delete “empty dangerous goods packaging for transport if the person knows, or ought reasonably to know, that the goods” and insert:

nominally empty storage vessels for transport if the person knows, or ought reasonably to know, that the storage vessels

19. Regulation 123 amended

In regulation 123(2) delete “empty dangerous goods packaging” and insert:

nominally empty storage vessels

20. Regulation 124 amended

In regulation 124(2) delete “empty dangerous goods packaging” and insert:

nominally empty storage vessels

21. Regulation 125 amended

In regulation 125(2) delete “empty dangerous goods packaging if the person knows, or ought reasonably to know, that the dangerous goods” and insert:

nominally empty storage vessels if the person knows, or ought reasonably to know, that the storage vessels

22. Part 11 Division 3 inserted

At the end of Part 11 insert:

Division 3 — Dangerous goods packed in limited quantities**162A. Duty on consignors**

A person must not consign dangerous goods that are packed in limited quantities for transport unless the person has provided the prime contractor with the information required by the ADG Code section 3.4.12.1 in the form required by that section.

Penalty: a fine of \$3 000.

162B. Duty on prime contractors

A prime contractor who receives information under the ADG Code section 3.4.12.1 must ensure that the information is readily ascertainable during transport of the dangerous goods.

Penalty: a fine of \$5 000.

162C. False or misleading information

In providing information under the ADG Code section 3.4.12.1, a person must not include information that the person knows, or ought reasonably to know, is false or misleading in a material particular.

Penalty: a fine of \$10 000.

23. Part 13 Division 2 heading replaced

Delete the heading to Part 13 Division 2 and insert:

Division 2 — General precautions: duties on drivers**24. Part 13 Division 3 inserted**

At the end of Part 13 insert:

Division 3 — General precautions: duties on prime contractors**174A. Parking**

A prime contractor must not direct or induce the driver of a road vehicle transporting a placard load to park the road vehicle, or leave the road vehicle standing, in a

public or private place except in accordance with the ADG Code Part 13.

Penalty: a fine of \$3 000.

174B. Unloading

A prime contractor must not direct or induce the driver of a road vehicle transporting a placard load to permit the dangerous goods to be unloaded from the vehicle except in accordance with the ADG Code Part 13.

Penalty: a fine of \$10 000.

174C. Detaching trailer

A prime contractor must not direct or induce the driver of a road vehicle that has attached to it a trailer transporting a placard load to detach the trailer or permit it to be detached from the vehicle except in accordance with the ADG Code Part 13.

Penalty: a fine of \$10 000.

174D. Road tank vehicle equipped with burner

A prime contractor must not direct or induce the driver of a road vehicle that is transporting a placard load, and that is equipped with a burner to heat the load, to operate the burner or permit it to be operated except in accordance with the ADG Code Part 13.

Penalty: a fine of \$10 000.

25. Part 22A inserted

After Part 22 insert:

Part 22A — Miscellaneous

272A. Exception for offence involving compliance with ADG Code

A person does not commit an offence against these regulations in relation to the transport of dangerous goods by road or rail if —

- (a) the offence relates to non-compliance with the ADG Code; and
- (b) the transport takes place during the period of 12 months beginning on the day on which an amendment to the ADG Code takes effect; and
- (c) the person transports the goods in accordance with the ADG Code as in force immediately before that day.

26. Part 23 Division 7 inserted

At the end of Part 23 insert:

Division 7 — Provision for *Dangerous Goods Safety Regulations Amendment Regulations 2020*

291. Transitional provision for offence involving compliance with ADG Code

- (1) In this regulation —
commencement day means the day on which the *Dangerous Goods Safety Regulations Amendment Regulations 2020* regulation 26 comes into operation.
- (2) A person does not commit an offence against these regulations in relation to the transport of dangerous goods by road or rail if —
- (a) the offence relates to non-compliance with the ADG Code; and
 - (b) the transport takes place during the period that begins on commencement day and ends on 30 September 2021; and
 - (c) the person transports the goods in accordance with the ADG Code as it was defined in regulation 4 immediately before commencement day.

27. Schedule 1 amended

In Schedule 1:

- (a) after item 49 insert:

| | | | |
|------|-----------------|-----|-------|
| 49A. | Regulation 162A | 200 | 1 000 |
| 49B. | Regulation 162B | 300 | 1 500 |

- (b) after item 59 insert:

| | | | |
|------|-----------------|-----|-------|
| 59A. | Regulation 174A | 200 | 1 000 |
| 59B. | Regulation 174B | 600 | 3 000 |
| 59C. | Regulation 174C | 600 | 3 000 |
| 59D. | Regulation 174D | 600 | 3 000 |

Part 5 — *Dangerous Goods Safety (Security Sensitive Ammonium Nitrate) Regulations 2007* amended

28. Regulations amended

This Part amends the *Dangerous Goods Safety (Security Sensitive Ammonium Nitrate) Regulations 2007*.

29. Regulation 3 amended

In regulation 3 in the definition of *ADG Code* delete “Edition 7.4 (ISBN 978-1-921604-69-0), as in effect on 1 January 2016,”.

Part 6 — *Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007* amended

30. Regulations amended

This Part amends the *Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007*.

31. Regulation 4 amended

- (1) In regulation 4 delete the definitions of:

subsidiary risk

subsidiary risk label

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

subsidiary hazard has the meaning given in regulation 9;

subsidiary hazard label, in relation to dangerous goods, means a label of a type specified in the ADG Code for the subsidiary hazard of the dangerous goods;

32. Various references to “subsidiary risk” amended

In the provisions listed in the Table:

- (a) delete “subsidiary risk” (each occurrence) and insert:

subsidiary hazard

- (b) delete “subsidiary risk” and insert:

subsidiary hazard

Table

| | |
|---|---|
| r. 4 def. of <i>fire risk dangerous goods</i> par. (b)(i) to (iv) | r. 4 def. of <i>free from dangerous goods</i> par. (b)(i) |
| r. 4 def. of <i>lower explosive limit</i> | r. 9(1) and (2) |
| r. 12A(2)(c) | r. 21(1)(a) |
| r. 57(1) def. of <i>hazardous atmosphere</i> par. (c) | Sch. 4 cl. 3(2)(d) and (3)(a) and (b) |

Note: The heading to amended regulation 9 is to read:

Term used: subsidiary hazard

R. NEILSON, Clerk of the Executive Council.

PUBLIC SECTOR

PS301

Public Sector Management Act 1994

Public Sector Management (General) Amendment Regulations (No. 2) 2020

SL 2020/189

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Public Sector Management (General) 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 30 November 2020.

3. Regulations amended

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

4. Regulation 5 amended

Delete regulation 5(b).

R. NEILSON, Clerk of the Executive Council.

TRAINING

TA301

Vocational Education and Training Act 1996

**Vocational Education and Training (Colleges)
Amendment Regulations (No. 3) 2020**

SL 2020/190

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Vocational Education and Training (Colleges) Amendment Regulations (No. 3) 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 *Vocational Education and Training (Colleges) Regulations 1996*.

4. Regulation 11 amended

In regulation 11(1) delete “2019 or 2020,” and insert:

2020 or 2021,

Note: The heading to amended regulation 11 is to read:

Course fees for 2020 and 2021: Schedule 1

5. Regulation 12 amended

In regulation 12(5) and (6) delete “2020” and insert:

a year referred to in regulation 11(1)

R. NEILSON, Clerk of the Executive Council.

WORKCOVER

WC301

Workers’ Compensation and Injury Management Act 1981

**Workers’ Compensation and Injury
Management Amendment Regulations
(No. 2) 2020**

SL 2020/188

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Workers’ Compensation and Injury Management 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) regulation 15 — on 16 November 2020;
- (c) the rest of the regulations — on the day on which the *Workers’ Compensation and Injury Management Amendment (COVID-19 Response) Act 2020* section 4 comes into operation.

3. Regulations amended

These regulations amend the *Workers’ Compensation and Injury Management Regulations 1982*.

4. Regulation 2AAA inserted

After regulation 2 insert:

2AAA. Terms used

In these regulations —

CPI means the all groups consumer price index for Perth published by the Australian Statistician;

December WPI, for a financial year, means the WPI for the last December quarter before the financial year;

March CPI, for a financial year, means the CPI for the last March quarter before the financial year;

WPI means the wage price index for ordinary time hourly rates of pay excluding bonuses (all sectors) (original) for Western Australia published by the Australian Statistician.

5. Regulation 2A amended

Delete regulation 2A(2) and insert:

- (2) The amount is varied by the percentage by which the December WPI varies from the previous December WPI.

6. Regulation 6G inserted

After regulation 6F insert:

6G. Giving notices under Act s. 57A and s. 57B and r. 25

- (1) A notice under section 57A or 57B of the Act or regulation 25 may be given to a worker or an employer by emailing the notice to an email address nominated by the worker or employer (whichever is relevant).
- (2) A worker or employer is taken to have nominated an email address as described in subregulation (1) if the email address is included in the worker's claim for compensation.

7. Regulation 11A amended

In regulation 11A(2) in the description of the variable "W" delete "(as defined in regulation 17AF(1))".

8. Regulation 17AAA deleted

Delete regulation 17AAA.

- 9. Regulation 17AA amended**
Delete regulation 17AA(2).
- 10. Regulation 17AE amended**
- (1) In regulation 17AE(1)(b) delete “in accordance with section 5A of the Act,”.
 - (2) Delete regulation 17AE(2).
- 11. Regulation 17AF amended**
Delete regulation 17AF(1).
- 12. Regulation 17AG amended**
Delete regulation 17AG(1).
- 13. Regulation 17A amended**
- (1) In regulation 17A(1)(b) delete “in accordance with section 5A of the Act,”.
 - (2) Delete regulation 17A(2).
- 14. Regulation 23 deleted**
Delete regulation 23.
- 15. Regulation 25 replaced**
Delete regulation 25 and insert:
- 25. Notice relating to common law claims**
- (1) In this regulation —
approved form means a form approved by the chief executive officer.
 - (2) This regulation applies in relation to a claim by a worker for compensation by way of weekly payments.
 - (3) If an insurer notifies the worker under section 57A of the Act that liability is accepted in relation to the claim, the insurer must at the same time notify the worker, in the approved form, of the effect of the provisions of Part IV Division 2 Subdivision 3.
Penalty for this subregulation: a fine of \$1 000.
 - (4) If a self-insurer accepts liability in relation to the claim, the self-insurer must on or before making the 1st weekly payment notify the worker, in the approved form, of the effect of the provisions of Part IV Division 2 Subdivision 3.
Penalty for this subregulation: a fine of \$1 000.

16. Parts 9 and 10 inserted

After regulation 60 insert:

Part 9 — Variation of certain amounts**61. Amount C (Act s. 5A(1A))**

For the purposes of paragraph (c) of the definition of *Amount C* in section 5A(1A) of the Act, the amount for a financial year is worked out by multiplying by 2 the average of the amounts that the Australian Statistician published as the all employees average weekly total earnings in Western Australia for pay periods ending in the months of May and November preceding the financial year.

Note for this regulation:

Under section 5A(5) of the Act a variation that would reduce the amount has no effect.

62. Prescribed amount (Act s. 5A(1A))

For the purposes of paragraph (c) of the definition of *prescribed amount* in section 5A(1A) of the Act, the amount for a financial year is worked out by varying the prescribed amount for the previous financial year by the percentage by which the December WPI varies from the previous December WPI.

Note for this regulation:

Under section 5A(5) of the Act a variation that would reduce the amount has no effect.

63. Board and lodging value (Act Sch. 1 cl. 15)

- (1) This regulation has effect for the purposes of assessing the value of board or board and lodging under Schedule 1 clause 15 of the Act for a financial year commencing on or after 1 July 2021.
- (2) For the purposes of section 5A(1)(c) of the Act, the amount, which the sum assessed for the board or board and lodging is not to exceed, is the amount per day worked out by varying the amount per day for the previous financial year by the percentage by which the March CPI varies from the previous March CPI.

Notes for this regulation:

1. The amount for the financial year commencing on 1 July 2020 is \$157 per day.
2. Under section 5A(5) of the Act a variation that would reduce the amount has no effect.

64. Wheeled chair or similar appliance expenses (Act Sch. 1 cl. 17(4))

- (1) This regulation has effect for the purposes of assessing the reasonable expenses incurred or likely to be incurred in respect of the purchase or supply of a wheeled chair or similar appliance under Schedule 1 clause 17(4) of the Act for a financial year commencing on or after 1 July 2021.
- (2) For the purposes of section 5A(1)(c) of the Act, the amount, which the sum payable for those expenses is not to exceed, is the amount worked out by varying the amount for the previous financial year by the percentage by which the March CPI varies from the previous March CPI.

Notes for this regulation:

1. The amount for the financial year commencing on 1 July 2020 is \$12 180.
2. Under section 5A(5) of the Act a variation that would reduce the amount has no effect.

65. Meals and lodging cost (Act Sch. 1 cl. 19(1))

- (1) This regulation has effect for the purposes of assessing the reasonable costs incurred for meals and lodging under Schedule 1 clause 19(1) of the Act for a financial year commencing on or after 1 July 2021.
- (2) For the purposes of section 5A(1)(c) of the Act, the amount, which the amount payable for those costs is not to exceed, is the amount per day worked out by varying the amount per day for the previous financial year by the percentage by which the March CPI varies from the previous March CPI.

Notes for this regulation:

1. The amount for the financial year commencing on 1 July 2020 is \$121 per day.
2. Under section 5A(5) of the Act a variation that would reduce the amount has no effect.

66. Rounding

An amount worked out under this Part must be rounded to the nearest whole dollar with an amount that is 50 cents more than a whole dollar being rounded up to the next whole dollar.

Part 10 — Prescribed diseases: presumption of work-related injury

67. COVID-19: prescribed disease and prescribed employment (Act s. 49F)

- (1) In this regulation —
health professional means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in a health profession;
NATA means the National Association of Testing Authorities.
- (2) For the purposes of section 49F(1)(a) of the Act, COVID-19 is specified as a prescribed disease.
- (3) For the purposes of section 49F(1)(b) of the Act, the following kinds of employment are specified as prescribed employment for COVID-19 —
 - (a) employment as a health professional;
 - (b) employment, of any kind, in a hospital, medical practice, clinic or facility where persons attend for health related screening, testing or treatment;
 - (c) employment as an ambulance officer.
- (4) For the purposes of section 49F(3) of the Act, a worker who suffers an injury by contracting COVID-19 is taken to have suffered the injury —
 - (a) if paragraph (b) does not apply — on the day on which the worker is diagnosed as having COVID-19 by a medical practitioner on the basis of a test result described in subregulation (6); or
 - (b) if the worker dies as a result of contracting COVID-19 before they are diagnosed as described in paragraph (a) — on the day on which the worker dies.
- (5) Section 49F(3) of the Act does not apply to a worker who suffers an injury by contracting COVID-19 if —
 - (a) the day on which the worker is taken, under subregulation (4), to have suffered the injury is before 16 February 2020; or
 - (b) the worker is not in prescribed employment for COVID-19 on the day on which the worker is taken, under subregulation (4), to have suffered the injury.

- (6) For the purposes of subregulation (4)(a), the test results are as follows —
- (a) detection of SARS-CoV-2 using a SARS-CoV-2 specific nucleic acid test by a NATA accredited laboratory;
 - (b) isolation of SARS-CoV-2 in a cell culture, with confirmation using a SARS-CoV-2 specific nucleic acid test, by a NATA accredited laboratory;
 - (c) confirmation of SARS-CoV-2 specific antibodies by a NATA accredited laboratory.

17. Appendix I amended

- (1) In Appendix I Form 34 delete the part of the Form headed “**Termination day**” and insert:

WARNING

An election cannot be withdrawn after the Director registers it and a subsequent election cannot be made in respect of the same injury or injuries (see section 93L(6) of the Act).
Registration of an election may affect your entitlement to statutory compensation under the *Workers' Compensation and Injury Management Act 1981*.

You should seek appropriate independent advice before lodging this form.

- (2) Delete Appendix I Forms 35 and 36.

R. NEILSON, 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 4 October 2020 for the local government districts of—

Exmouth

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*.

3 October 2020.

FE402

BUSH FIRES ACT 1954
APPOINTMENTS

Correspondence No. D10267

Department of Fire and Emergency Services.

The following persons have been appointed as Fire Weather Officers for the Shire of Boyup Brook in accordance with the *Bush Fires Act 1954*—

Brad Fairbrass—Fire Weather Officer

James Johnston—Deputy Fire Weather Officer

All previous appointments of Fire Weather Officers for the Shire of Boyup Brook are hereby cancelled.

DARREN KLEMM AFSM, FES Commissioner.

30 September 2020.

JUSTICE

JU101

CORRECTION
LEGAL PROFESSION ACT 2008

LEGAL PROFESSION (MAGISTRATES COURT) (CIVIL) REPORT AND DETERMINATION 2020

Various errors occurred in the notice published for the *Legal Profession (Magistrates Court) (Civil) Report and Determination 2020* of the *Government Gazette* dated 18 June 2020.

The errors occur on the following pages—

Page 1739 **Heading: 3 Inquiries and submissions under section 277 of the Act**

First line under the heading: “2018” should read “2020”

Heading: 4 Maximum hourly and daily rates changed—scale of costs amended

5th line from the bottom of the page: “2016” should read “2018”

Page 1741 **Heading: 7 Counsel**

In (a), first line: “14” should read “13” and “16” should read “15”

In (a), third line, “16(b)” should read “15(a)”

In (a), fourth line, “14” should read “13”

Page 1742 **Table B**

Heading line: 2018 should read 2020

Page 1744 **Item 18**

“3 hours” and “RP” are misaligned with “(a) execution”, whereas they should be aligned with “(b) If against land, an additional”

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 Permits to do High-Level Security Work—

| Surname | First Name(s) | Permit Number | Permit Expiry Date |
|------------------|----------------------|----------------------|---------------------------|
| Bowman | Grace Robin | BRS-200048 | 24/03/2022 |
| Brown | Felicity Rose | BRS-200063 | 24/03/2022 |
| Byfield | Emily Louise | BRS-200049 | 24/03/2022 |
| Eudey | Graeme John | BRS-200050 | 24/03/2022 |
| Gartlan | Liam Sean | BRS-200064 | 24/03/2022 |
| Kestle | Lisa Maree | BRS-200052 | 24/03/2022 |
| Krupljanin | Branko | BRS-200053 | 24/03/2022 |
| Lynch | Keihanna Lilly May | BRS-200065 | 24/03/2022 |
| Midani | Samir Ben Ali | BRS-200062 | 24/03/2022 |
| Milosevski | Goran | BRS-200068 | 24/03/2022 |
| Najeeb | Muhammad | BRS-200054 | 24/03/2022 |
| Rouse | Aaron Spencer | BRS-200066 | 24/03/2022 |
| Sherrell | Emily | BRS-200067 | 24/03/2022 |
| Smith | Devi Lewis | BRS-200055 | 24/03/2022 |
| Sobha Venu | Veena | BRS-200047 | 24/03/2022 |
| Stokes | Mark Robert | BRS-200056 | 24/03/2022 |
| Talanai | Falemai | BRS-200057 | 24/03/2022 |
| Tamaalii | Justice-Kayde | BRS-200058 | 24/03/2022 |
| Vejrych | Catherine Clare | BRS-200059 | 24/03/2022 |
| Whittle-Surfield | Bianca Skye | BRS-200060 | 24/03/2022 |
| Woodhouse | Mark Dwayne | BRS-200061 | 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 |
|-----------------|----------------------|----------------------|----------------------------|
| Bashir | Muse Mohammad | BRS-170006 | 29/09/2020 |
| Donnini | Rodney James | BRS-200038 | 09/09/2020 |
| Francis | Andrew Matthew | BRS-170491 | 09/09/2020 |
| Hill | Kathrine Elaine | BRS-200037 | 29/09/2020 |
| Karan Pal Singh | Karan Pal Singh | BRS-180113 | 29/09/2020 |
| McKenzie | Nathan John | BRS-200035 | 29/09/2020 |
| Panchol | John Kar | BRS-180155 | 29/09/2020 |
| Tambungu | Patricia Robyn | BRS-190041 | 29/09/2020 |
| Taylor | Jessica Marie | BRS-190043 | 29/09/2020 |
| Tran | Kevin Huy Quang | BRS-200042 | 09/09/2020 |
| Warburton | Bradley James | BRS-200041 | 08/09/2020 |
| Yorkshire | Margaret Debbie Ann | BRS-190042 | 08/09/2020 |
| Zammit | John | BRS-200031 | 29/09/2020 |

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.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960*City of Armadale*

APPOINTMENT

It is hereby notified for public information that effective from 29 July 2020, the following persons have been appointed as Rangers and Pound Keepers pursuant to Part XX, Section 449 of the *Local Government (Miscellaneous Provisions) Act 1960*—

Cole Tanner

Nicole Ivory

JOANNE ABBISS, Chief Executive Officer.

LG402

LOCAL GOVERNMENT ACT 1995*City of Kwinana*

BASIS OF RATES

I, Gordon MacMile, 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 24 September 2020, determined that the method of valuation to be used by the City of Kwinana 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 2187 to 2192 inclusive, Lots 2218 to 2223 inclusive and Lots 2341 to 2347 inclusive as shown on Plan 415250. |

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

LG403

LOCAL GOVERNMENT ACT 1995*Shire of Augusta Margaret River*

BASIS OF RATES

I, Gordon MacMile, 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 this date, determine that the method of valuation to be used by the Shire of Augusta-Margaret River, 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 that portion of land being Lot 121 as shown on Deposited Plan 246144. |

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

Dated: 6 October 2020.

LG404

LOCAL GOVERNMENT ACT 1995*Shire of Chittering***BASIS OF RATES**

I, Gordon MacMile, 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 4 October 2020, determined that the method of valuation to be used by the Shire of Chittering as the basis for a rate in respect of the land referred to in the Schedules are to be the gross rental value of the land;

Schedule 'A'

| | Designated Land |
|-----------|---|
| UV to GRV | All that portion of land being Lot 101 as shown on Deposited Plan 415968. |

Schedule 'B'

| | Designated Land |
|-----------|--|
| UV to GRV | All that portion of land being Lot 12 as shown on Deposited Plan 417826. |

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

LG501

BUSH FIRES ACT 1954*Town of Bassendean***FUEL LOAD NOTICE 2020/21**

Notice to all owners and/or occupiers of land situated within the Town of Bassendean

As a measure to assist in the control of bush fires, or preventing the spread or extension of a bush fire which may occur, notice is hereby given to all owners and/or occupiers of land within the Town of Bassendean that pursuant to the powers conferred in section 33 of the *Bush Fires Act 1954*, works in accordance with the requisitions of this notice must be carried out before 1 November in each year, or within 14 days of becoming the owner or occupier of land if after that date. All work specified in this notice is to be maintained up to, and including, 31 March in the following year.

All land

- Cleared to the satisfaction of Council or it's duly authorised officer, of all flammable material from the whole of the land, except living trees, shrubs and plants under cultivation and lawns
- Maintain all dry grass on the land to a height no greater than 10cm
- Wood piles and flammable material stored a safe distance from buildings

Application to vary the above requirements

If it is considered impractical for any reason to implement any of the requirements of this notice, you may apply in writing to the Town of Bassendean by no later than 15 October each year for permission to implement alternative measures. If permission is not granted in writing, by the Town of Bassendean, you must comply with the requirements of this notice.

Additional Works

In addition to the requirements of this Notice, you may be required to carry out further works that are considered necessary by an Authorised Officer and specified by way of a separate written notice, with reasonable time allowed to undertake the works as required.

Additional Information

The Town has prohibited all burning of garden material, for all properties within the district, as per the notice published in the *Government Gazette*.

Penalty for Failure to Comply

The penalty for failing to comply with this notice is a fine of not more than \$5000.

Additional Costs to Owner / Occupier

A person, who has failed to undertake the works as required by this notice, whether prosecuted or not is liable to pay the costs of performing the works as directed by an Authorised officer.

In accordance with Section 38 of the Bush Fires Act, the following officers have been Appointed Bush Fire Control Officers—

Peta Mabbs (Chief), Sharna Merritt (Deputy) Mark Bettridge (FCO), Carol Grazier (FCO), Damian Stephen (FCO), Edy Srblin (FCO) and Andrea Smith (FCO).

By order of the Council

PETA MABBS, Chief Executive Officer.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
APPROVED TOWN PLANNING SCHEME AMENDMENT

Town of Victoria Park

Town Planning Scheme No. 1—Amendment No. 84

Ref: TPS/2564

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Town of Victoria Park Town Planning Scheme amendment on 7 September 2020 for the purpose of—

1. Inserting the following land use definition into Schedule B—Definitions of the Scheme Text—
‘home business’ means a dwelling or land around a dwelling used by an occupier of the dwelling to carry out a business, service or profession if the carrying out of the business, service or profession—
 - (a) does not involve employing more than 2 people who are not members of the occupier’s household; and
 - (b) will not cause injury to or adversely affect the amenity of the neighbourhood; and
 - (c) does not occupy an area greater than 50m²; and
 - (d) does not involve the retail sale, display or hire of any goods unless the sale, display or hire is done only by means of the Internet; and
 - (e) does not result in traffic difficulties as a result of the inadequacy of parking or an increase in traffic volumes in the neighbourhood; and
 - (f) does not involve the presence, use or calling of a vehicle of more than 4.5 tonnes tare weight; and
 - (g) does not involve the use of an essential service that is greater than the use normally required in the zone in which the dwelling is located.
2. Amending the Zoning Table in the Scheme Text by inserting the use class Home Business in the left hand column under the heading ‘Use Class’ and inserting the permissibility of this use in each zone as follows—

| Use Class | 1. Residential | 2. Residential/ Commercial | 3. Office/ Residential | 4. Local Centre | 5. District Centre | 6. Commercial | 7. Industrial (1) | 8. Industrial (2) | 9. Special Use |
|---------------|----------------|-------------------------------|---------------------------|--------------------|-----------------------|---------------|-------------------|-------------------|---|
| Home Business | AA | AA | P | AA | AA | AA | X | X | Refer to provisions in Precinct Plan |

3. Amending the extract of the Zoning Table that appears in all Precinct Plans for all zones to reflect the amendment to the Zoning Table in item 2 above.
4. Amending Clause 31 in the Scheme Text by—
 - 4.1 Inserting ‘and Home Businesses’ to the end of the clause header after ‘for Home Occupations’.
 - 4.2 Insert ‘or Home Business’ within the text of the clause after ‘a Home Occupation’.

K. VERNON, Mayor.
A. VULETA, Chief Executive Officer.

PREMIER AND CABINET

PR401

RESIGNATION OF CLERK OF THE EXECUTIVE COUNCIL

It is hereby notified for public information that the Governor, in Executive Council, has accepted the resignation of Ms Regina Michelle Bolton as Clerk of the Executive Council with effect from the end of 20 November 2020.

R. NEILSON, Clerk of the Executive Council.

PUBLIC SECTOR

PS401

PUBLIC SECTOR MANAGEMENT ACT 1994

SEPARATION SCHEME DEPARTMENT FOR PUBLIC SECTOR RENEWAL APPROVED BY THE MINISTER

Pursuant to regulation 16 of the *Public Sector Management (Redeployment and Redundancy) Regulations 2014* (the Regulations), I, Mark McGowan, Premier; Minister for Public Sector Management, hereby approve a scheme, under which employees of the Department of Communities or Disability Services Commission are invited to apply to be offered voluntary severance, as follows—

- the scheme shall apply to all eligible Department of Communities or Disability Services Commission employees under the *Public Sector Management Act 1994* and the Regulations;
- the scheme shall provide for the employing authority to make an offer of a voluntary severance to an eligible employee;
- a period of not less than 4 weeks is to be specified after an offer is made within which the employee may accept or refuse the offer; this period may be varied by mutual consent by the parties before an offer is made;
- the employee shall resign no later than 4 weeks after the day on which the offer is accepted;
- regulations 3, 13, 14, and 17 shall apply to all offers of voluntary severance made under this scheme;
- an employee who accepts a voluntary severance shall be paid an incentive payment consistent with regulation 15;
- a \$500 payment for each employee who accepts a voluntary severance to be paid on separation;
- the period within which an application under the scheme may be made will be up to and including 30 June 2021; and
- applications made, as provided above, may only be accepted on the basis that the employee exits the public sector no later than 30 June 2021.

MARK MCGOWAN, MLA, Premier; Minister for Public Sector Management.

TRANSPORT

TN401

RAIL FREIGHT SYSTEM ACT 2000

RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 1/2020

Made under Section 37 by the Minister for Transport

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 1/2020*.

2. Cancellation of Corridor Land

The Corridor land identified in the last column of the Schedule is cancelled.

Schedule—Land to be cancelled

| Designation Identification | Railway Line Identification | Railway Identification Plan Number | Land Description |
|---|--|------------------------------------|---|
| Between the 272.3 and 272.6 kilometre marks | Avon Yard to Albany Corridor Line (31) | Plan 31-6 | Identified as Lot 500 in the inset of Deposited Plan 415369 and having a total area of 4097m ² . |

Hon RITA SAFFIOTI MLA, Minister for Transport.

Dated this 24th day of September 2020.

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Kathleen May Lee, late of 17 Connell Way, Girrawheen, in the State of Western Australia 6064, 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 passed away on 11 February 2020, are required by the executors Steven Smith and Stephan Hammat, c/- the Executors of late Kathleen Lee, 30 Connell Way, Girrawheen, Western Australia 6064, to send particulars of their claims to the executors within 30 days of this notice, after which date the executors may convey or distribute the assets, having regard only to the claims of which the executors then have notice.

ZZ402

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Peter Alwyn Evans, late of 28 Lambertia Street, Greenwood, Western Australia, University Art Lecturer/Artist, 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 16 July 2020 are required by the Legal Personal Representatives Lindsay Ann Holly and Thomas James O'Neill of care of 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 Representatives may convey or distribute the assets having regard only to the claims of which they have notice.

ZZ403

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

William Brian Robinson, late of Acacia Aged Care, 82 Oakmont Avenue, Meadow Springs, WA, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the abovementioned deceased, who died on 24 June 2020, are required by the executor of his estate, Sheila Robinson, of 44 Queens Crescent, Mount Lawley, WA, 6050, to send particulars of their claims to her within thirty-one (31) days of the date of publication of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

ZZ404

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Andrew Butcher, late of U709/23 Adelaide Street, Fremantle, 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 16 April 2020, are required by the trustee Rhona Burnett, of 4 Sheridan Court, Lake Coogee to send particulars of their claim to her by the 9th day of November 2020, after which date the trustee may convey or distribute the assets, having regard only to claims of which she then has notice.

ZZ405

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Edith Baillie Morris, late of Unit 8, 9 Augustus Drive, Jane Brook, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estate of the deceased, who died on 9 January 2020, are required by the Executors John William Morris and Peter Kevin Morris, to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by 13 November 2020, after which date the said Executors may convey or distribute the assets, having regard only to the claims of which they then have had notice.

Dated the 6th day of October 2020.

PETER A. NEVIN, Taylor Smart.

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

Ball, Robert Frederick, late of Opal Narrogin, 50-52 Williams Road, Narrogin, who died on 26 July 2020 (PM3310605 EM27).

Denton, Shirley Alice, late of Aegis Balmoral, 29 Gardner Street, Como, who died on 27 September 2020 (DE19915177 EM26).

Gibbs, Carmen, formerly of 20 Christison Way, Rockingham, late of The Oaks Aged Care Facility, 2-10 Oakwood Crescent, Waikiki, who died on 12 September 2020 (DE19852574 EM23).

Goodwin, Fiona Lee, late of 856 Great Northern Highway, Herne Hill, who died on 9 September 2020 (DE33091708 EM313).

Hall, Wilhelmina Laura, late of Bethanie Aged Care Gwelup, 74 Huntriss Road, Gwelup, late of 31 August 2020 (DE19941128 EM37).

Lucocq, Dorothy Joyce, formerly of 2A Staines Street, Lathlain, late of Mercy Place Lathlain, 63 Archer Street, Carlisle, who died on 18 May 2020 (DE33050186 EM23).

Shynn, William James, late of Brightwater Care Group, 39 Hammersley Road, Subiaco, who died on 27 July 2020 (PM33160624 EM27).

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

ZZ407

PUBLIC TRUSTEE ACT 1941
ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth 9 October 2020.

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

| Name of Deceased | Address | Date of Death | Date Election Filed |
|--|---|-----------------|---------------------|
| Fernandez, Dionisio (DE32004103 EM36) | Late of 31 The Avenue, Alexander Heights | 17 January 2020 | 6 July 2020 |