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GOVERNMENT**
azette

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CONTENTS

PART 1

	Page
Bush Fire Risk Treatment Standards 2020.....	4130
Liquor Control (Kadjina Restricted Area) Regulations 2020.....	4161
Local Government (Employee Superannuation) Amendment Regulations 2020	4138
Local Government (Financial Management) Amendment Regulations 2020	4154
Local Government Legislation Amendment Act 2019 Commencement Proclamation 2020 ..	4129
Local Government Regulations Amendment Regulations (No. 2) 2020	4139
Lotteries Commission (Authorised Lotteries) Amendment Rules 2020	4156
Medicines and Poisons Amendment Regulations 2020	4135
Mental Health Amendment Regulations (No. 3) 2020	4134
Regional Development Commissions (Act Amendment) Regulations 2020	4163

PART 2

Agriculture and Food.....	4165
Conservation	4165
Consumer Protection	4166
Environment	4167
Fire and Emergency Services	4167
Health.....	4168
Justice.....	4169
Local Government.....	4170
Public Notices.....	4170

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- 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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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2020 AND NEW YEAR HOLIDAY PERIOD 2021

Publishing Dates	Closing Dates and Times for copy
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Thursday, 24 December 2020	Wednesday, 23 December 2020 at 12 noon
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The Government Gazette will not be published on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

Local Government Legislation Amendment Act 2019

Local Government Legislation Amendment Act 2019 Commencement Proclamation 2020

SL 2020/212

Made under the *Local Government Legislation Amendment Act 2019*
section 2(b) by the Governor in Executive Council.

1. Citation

This proclamation is the *Local Government Legislation Amendment Act 2019 Commencement Proclamation 2020*.

2. Commencement

The *Local Government Legislation Amendment Act 2019* sections 5, 13, 14, 16, 17, 20, 24, 57, 64, 65, 66, 68 and 74(1) and (2) and Part 4 come into operation on the day after the day on which this proclamation is published in the *Gazette*.

K. BEAZLEY, Governor.

L.S.

D. TEMPLEMAN, Minister for Local Government.

Note: The *Local Government Regulations Amendment Regulations (No. 2) 2020*, other than Part 1, come into operation on the day on which the *Local Government Legislation Amendment Act 2019* sections 5, 13, 14, 16, 17, 20, 24, 57, 64, 65, 66, 68 and 74(1) and (2) and Part 4 come into operation.

FIRE AND EMERGENCY SERVICES

FE301

Bush Fires Act 1954

Bush Fire Risk Treatment Standards 2020

SL 2020/220

Made by the FES Commissioner under section 35AA of the Act.

1. Citation

These standards are the *Bush Fire Risk Treatment Standards 2020*.

2. Commencement

These standards come into operation as follows —

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

3. Terms used

In these standards —

Building Code means the Building Code of Australia which is Volumes One and Two, as amended from time to time, of the National Construction Code series published by, or on behalf of, the Australian Building Codes Board;

collar, of a branch of a tree, means the base of the branch where it meets the trunk of the tree;

development approval means —

- (a) approval under the *Planning and Development Act 2005* for the development of any land; or
- (b) approval, authorisation, consent or permission under any other written law to do anything that would or might significantly affect the physical character of any land;

inner zone has the meaning given in clause 5(2);

lot has the meaning given in the *Land Tax Assessment Act 2002* Glossary clause 2;

Metropolitan Region Scheme has the meaning given in the *Planning and Development Act 2005* section 4(1);

outer zone has the meaning given in clause 5(3);

relevant building means a building that —

- (a) is classified under the Building Code as —
 - (i) Class 1, 2, 3, 9 or 10c; or
 - (ii) Class 10a, but only if part of the building is within 6 metres of a building classified under the Building Code as Class 1, 2, 3 or 9;
- and
- (b) was built under development approval obtained before 8 December 2015;

riparian vegetation means the distinctive vegetation associated with a wetland or watercourse;

risk treatment area has the meaning given in clause 5(1);

tree means a perennial plant —

- (a) having one or more woody, self-supporting trunks; and
- (b) standing at a height of at least 5 metres;

vegetation does not include a tree;

watercourse has the meaning given in the *Rights in Water and Irrigation Act 1914* section 3;

wetland has the meaning given in the *Environmental Protection Act 1986* Schedule 5 clause 2.

4. Areas to which standards apply

- (1) Except as provided in subclauses (2) and (3), these standards apply to land in an area of the State designated as a bush fire prone area under the *Fire and Emergency Services Act 1998* section 18P.
- (2) These standards do not apply to land —
 - (a) that is within 100 metres inland from the high water mark of the coastline of the State; or
 - (b) that is covered by the riparian vegetation of a wetland or watercourse; or
 - (c) identified as a Bush Forever area under —
 - (i) the Metropolitan Region Scheme clause 28A(1); or
 - (ii) an approved redevelopment scheme under the *Metropolitan Redevelopment Authority Act 2011*;

or

 - (d) to which a biodiversity conservation covenant under the *Biodiversity Conservation Act 2016* section 122 applies; or
 - (e) to which a conservation covenant or an agreement to reserve under the *Soil and Land Conservation Act 1945* section 30B applies; or
 - (f) to which a restrictive covenant under the *Transfer of Land Act 1893* section 129BA that has the effect of

- limiting the ability to clear vegetation or a tree applies;
or
- (g) to which a covenant under the *National Trust of Australia (W.A.) Act 1964* section 21A that has the effect of limiting the ability to clear vegetation or a tree applies; or
 - (h) that is an Aboriginal site as defined in the *Aboriginal Heritage Act 1972* section 4; or
 - (i) that under the *Heritage Act 2018* —
 - (i) is registered land as defined in section 4 of that Act; or
 - (ii) is subject to a heritage agreement (as defined in section 4 of that Act) to which the Heritage Council of Western Australia established under section 11(1) of that Act is a party; or
 - (iii) is an area to which a protection order under Part 4 of that Act applies;
- or
- (j) that is a reserve as defined in the *Land Administration Act 1997* section 3(1); or
 - (k) that is a nature strip as defined in the *Road Traffic Code 2000* regulation 3(1); or
 - (l) that is subject to an agreement under the *Planning and Development Act 2005* section 121(1)(c).
- (3) These standards do not apply to a lot, or any part of the lot, if the lot contains threatened flora or a threatened ecological community as those terms are defined in the *Biodiversity Conservation Act 2016* section 5(1).
- (4) For the purposes of subclause (2)(a) —
- (a) the coastline follows the shores of bays, inlets and other similar bodies of water that are connected to the sea (disregarding any temporary closure from the sea); and
 - (b) the high water mark is that at ordinary spring tides; and
 - (c) the high water mark of the coastline extends across the mouth of a river or riverine estuary from the last point on the high water mark of one of the banks of the mouth of the river or estuary at which a line extended at 90° to the bank will reach the opposite bank to the other such point on the opposite bank.

5. Risk treatment areas

- (1) Land is a *risk treatment area* if —
- (a) these standards apply to the land under clause 4; and
 - (b) the land is within 20 metres of a relevant building.

- (2) Land is in the *inner zone* of a risk treatment area if the land is within 10 metres of the relevant building.
- (3) Land is in the *outer zone* of a risk treatment area if it is not in the inner zone of the area.
- (4) For the purposes of subclauses (1)(b) and (2) a carport, veranda, balcony, patio, pergola or other similar outdoor area that is contiguous to a building forms part of the building.

6. Clearing risk treatment areas

- (1) The owner or occupier of land that is a risk treatment area may clear any vegetation from the land.
- (2) Except as provided in subclause (4), the owner or occupier of land that is in the inner zone of a risk treatment area may do the following —
 - (a) if a tree is located on the land and is not also located on land owned by a person other than the owner or occupier (as the case may be) — remove the tree;
 - (b) if a tree is located on the land and is also located on land owned by a person other than the owner or occupier (as the case may be) and the owner or occupier obtains the consent of the person — remove the tree;
 - (c) if a branch of a tree that is not located on the land overhangs the land —
 - (i) if the tree is located on land owned by the owner or occupier (as the case may be) or the owner or occupier obtains the consent of the person who owns the land on which the tree is located — prune the branch back to its collar; or
 - (ii) otherwise — prune the branch back to the boundary of the land.
- (3) Except as provided in subclause (4), the owner or occupier of land that is in the outer zone of a risk treatment area and above which part of a branch of a tree is at a height of less than 2 metres may —
 - (a) if the tree is located on land owned by the owner or occupier (as the case may be) or the owner or occupier obtains the consent of the person who owns the land on which the tree is located — prune the branch back to its collar; or
 - (b) otherwise — prune the branch back to the boundary of the land.
- (4) The owner or occupier of land that is a risk treatment area must not under subclause (2) or (3) remove, or prune the branch of, a tree that is listed on a register of significant trees established under a local planning scheme as defined in the *Planning and Development Act 2005* section 4(1).

- (5) For the purposes of this clause a tree is located on specified land if any part of its trunk —
- (a) meets the ground on the land; or
 - (b) is above the land at a height of less than 2 metres.

DARREN KLEMM AFSM,
Fire and Emergency Services Commissioner.

HEALTH

HE301

Mental Health Act 2014

Mental Health Amendment Regulations (No. 3) 2020

SL 2020/215

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Mental Health 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 *Mental Health Regulations 2015*.

4. Regulation 4A amended

In regulation 4A(3) delete the Table and insert:

Table

Name	Registration number
Thomas Blacklay Mole	MED0002210280

M. INGLIS, Clerk of the Executive Council.

HE302

Medicines and Poisons Act 2014

Medicines and Poisons Amendment Regulations 2020

SL 2020/214

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Medicines and Poisons 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 *Medicines and Poisons Regulations 2016*.

4. Regulation 142 amended

In regulation 142(3) delete “record” and insert:

information recorded under subregulation (2)

5. Regulation 143 amended

In regulation 143(2) delete “record” and insert:

information recorded under subregulation (1)

6. Regulation 143A inserted

After regulation 143 insert:

143A. Record of prescription of medicine that is Schedule 4 or 8 poison

- (1) An authorised health professional who prescribes a medicine that is a Schedule 4 or 8 poison for the

treatment of a person or an animal must ensure that the following information is recorded on the clinical record for the person or animal —

- (a) the name and address of the authorised health professional;
 - (b) the name, quantity, strength and form of the medicine prescribed;
 - (c) if the medicine is prescribed for the treatment of a person —
 - (i) the name and address of the person; and
 - (ii) if the medicine is a Schedule 8 poison — the date of birth of the person;
 - (d) if the medicine is prescribed for the treatment of an animal —
 - (i) the name and address of the owner of the animal; and
 - (ii) the species of the animal;
 - (e) the date on which the medicine is prescribed.
- (2) The information recorded under subregulation (1) must —
- (a) be provided to the CEO in the manner and form and at the times specified by the CEO; and
 - (b) in the case of a medicine that is a Schedule 4 poison — be kept for at least 2 years from the date on which the medicine is prescribed; and
 - (c) in the case of a medicine that is a Schedule 8 poison — be kept for at least 5 years from the date on which the medicine is prescribed; and
 - (d) be produced for inspection on the request of the CEO or an investigator.

7. Schedule 2 amended

In Schedule 2 insert in alphabetical order:

N-[(1S)-1-(AMINOCARBONYL)-2-METHYLPROPYL]-1-(5-FLUOROPENTYL)-1H-PYRROLO[2,3-B]PYRIDINE-3-CARBOXAMIDE (5F-AB-P7AICA)

1-BUTYL-N-(2-PHENYLPROPAN-2-YL)-1H-INDOLE-3-CARBOXAMIDE (CUMYL-BICA)

1-(4-CYANOBUTYL)-N-(1-METHYL-1-PHENYLETHYL)-1H-INDAZOLE-3-CARBOXAMIDE (SGT-78; 4-CN-CUMYL-BINACA; CUMYL-CB-PINACA; CUMYL-CYBINACA; 4-CYANOCUMYL-BUTINACA)

1-CYCLOHEXYL-4-(1,2-DIPHENYLETHYL)PIPERAZINE (MT-45; IC-6)
2,5-DIHYDRO-2-(1-METHYL-1-PHENYLETHYL)-5-PENTYL-1H-PYRIDO[4,3-B]INDOL-1-ONE (CUMYL-PEGACLONE; SGT-151)
5-(5-FLUOROPENTYL)-2-(2-PHENYLPROPAN-2-YL)-2,5-DIHYDRO-1H-PYRIDO[4,3-B]INDOL-1-ONE (5F-CUMYL-PEGACLONE; 5F SGT-151)
2-(2-FLUOROPHENYL)-2-METHYLAMINO-CYCLOHEXANONE (2-FLUORODESCHLOROKETAMINE; 2FDCK)
METHYL 2-(9-(CYCLOHEXYLMETHYL)-9H-CARBAZOLE-3-CARBOXAMIDO)-3,3-DIMETHYLBUTANOATE (MDMB-CHMCZCA)
METHYL 2-[1-(4-FLUOROBENZYL)-1H-INDOLE-3-CARBOXAMIDO]-3-METHYLBUTANOATE (MMB-FUBICA; AMB-FUBICA)
METHYL 2-[[1-(4-FLUOROBUTYL)INDAZOLE-3-CARBONYL]AMINO]-3,3-DIMETHYL-BUTANOATE (4F-MDMB-BINACA; 4F-MDMB-BUTINACA)
METHYL 2-[[1-(5-FLUOROPENTYL)INDOLE-3-CARBONYL]AMINO]-3,3-DIMETHYL-BUTANOATE (5-FLUORO MDMB-PICA; 5F-MDMB-PICA)
N-METHYL-1-(THIOPHEN-2-YL)PROPAN-2-AMINE (METHIOPROPAMINE; MPA)
N-(1-NAPHTHYL)-1-(5-FLUOROPENTYL)-1H-INDOLE-3-CARBOXAMIDE (5F-NNEI; 5F-MN-24)

M. INGLIS, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG302

Local Government Act 1995

**Local Government (Employee Superannuation)
Amendment Regulations 2020**

SL 2020/217

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Local Government (Employee Superannuation) 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 3 December 2020.

3. Regulations amended

These regulations amend the *Local Government (Employee Superannuation) Regulations 2016*.

4. Regulation 3 amended

- (1) In regulation 3 delete the definitions of *industry scheme* and *industry scheme trust deed*.
- (2) In regulation 3 insert in alphabetical order:

industry scheme means Aware Super as maintained and administered under the industry scheme trust deed;

industry scheme trust deed means the trust deed as defined in the *First State Superannuation Act 1992* (NSW) section 3;

M. INGLIS, Clerk of the Executive Council.

LG301

Caravan Parks and Camping Grounds Act 1995
Control of Vehicles (Off-road Areas) Act 1978
Dog Act 1976
Local Government Act 1995

Local Government Regulations Amendment Regulations (No. 2) 2020

SL 2020/213

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Local Government Regulations Amendment Regulations (No. 2) 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*;
- (b) the rest of the regulations — on the day on which the *Local Government Legislation Amendment Act 2019* sections 5, 13, 14, 16, 17, 20, 24, 57, 64, 65, 66, 68 and 74(1) and (2) and Part 4 come into operation.

Part 2 — *Caravan Parks and Camping Grounds Regulations 1997* amended

3. Regulations amended

This Part amends the *Caravan Parks and Camping Grounds Regulations 1997*.

4. Regulation 6 replaced

Delete regulation 6 and insert:

6. Performance of local government functions by authorised persons

A function conferred on a local government by these regulations may be performed by an authorised person appointed under the *Local Government Act 1995* section 9.10(2) for the purposes of the Act or these regulations.

5. Schedule 1 amended

- (1) In Schedule 1 delete the List of Forms.
- (2) Delete the reference before the heading to Schedule 1 Form 1 and insert:

[r. 43, 46, 63, 64 and 68]

- (3) In Schedule 1 Form 5:
 - (a) delete the passage that begins with “Department” and ends with “government].” and insert:

Department of Local Government, Sport and Cultural Industries.

- (b) delete “* Delete whichever is not applicable.”.

Part 3 — *Control of Vehicles (Off-road Areas) Regulations 1979* amended**6. Regulations amended**

This Part amends the *Control of Vehicles (Off-road Areas) Regulations 1979*.

7. Regulation 14 amended

In regulation 14:

- (a) delete “officer” and insert:

person

- (b) delete “he” and insert:

the authorised person

Note: The heading to amended regulation 14 is to read:

Authorised person may seize and take possession of number plates

8. Regulation 36 amended

In regulation 36:

- (a) delete “he is an authorised officer” and insert:

the person is an authorised person

- (b) delete “his” and insert:

the person’s

9. Regulation 37 amended

In regulation 37(a) delete “officer” and insert:

person

Note: The heading to amended regulation 37 is to read:

Certificates of appointment and notices prohibiting use of vehicles

10. First Schedule amended

In the First Schedule:

(a) in Form 3 delete “officer” (each occurrence) and insert:

person

(b) in Form 4 delete “authorised officer” and insert:

person authorised by the local government

(c) delete Form 5 and insert:

Form 5

<p>WESTERN AUSTRALIA</p> <p><i>Control of Vehicles (Off-road Areas) Act 1978</i></p> <p>CERTIFICATE OF APPOINTMENT OF AUTHORISED PERSON</p>	
<div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>[Photograph of authorised person]</p>	<p>This is to certify that <i>[name of authorised person]</i> whose signature appears below has been appointed by the Minister for Local Government as an authorised person under the <i>Control of Vehicles (Off-road Areas) Act 1978</i>, and that the area of jurisdiction entrusted to the person under that Act is</p> <p style="text-align: center;">.....</p> <p style="text-align: center;">Signature (authorised person)</p>
<p>.....</p> <p>Signature (Minister for Local Government)</p>	<p>.....</p> <p>Date</p>

(d) in Form 7 delete “officer” (each occurrence) and insert:

person

Part 4 — *Dog Regulations 2013* amended

11. Regulations amended

This Part amends the *Dog Regulations 2013*.

12. Regulation 35 amended

Delete regulation 35(6) and insert:

- (6) An authorised person who serves an infringement notice under subregulation (1) cannot withdraw the infringement notice on behalf of the local government under subregulation (5).

13. Schedule 1 Form 1 replaced

Delete Schedule 1 Form 1 and insert:

Form 1

[r. 14]

Dog Act 1976 s. 11(3)

Certificate of authorisation

(1)

[Photograph of authorised person] This is to certify that ⁽²⁾
has been appointed by the ⁽¹⁾
..... to exercise the powers of a
registration officer in accordance with the provisions
of the *Dog Act 1976*.

Signed
CEO of the ⁽¹⁾

.....
Signature of authorised person

.....
Date

Insert:

- ⁽¹⁾ name of local government;
⁽²⁾ name of authorised person.

Note: The heading to regulation 14 is to read:

Certificates of authorisation

**Part 5 — *Local Government (Administration)*
Regulations 1996 amended**

14. Regulations amended

This Part amends the *Local Government (Administration) Regulations 1996*.

15. Part 1A inserted

After regulation 3 insert:

Part 1A — Public notices

3A. Requirements for local public notice (Act s. 1.7)

(1) For the purposes of section 1.7(a), notice of a matter must be published on the local government's official website for —

- (a) the period specified in or under the Act in relation to the notice; or
- (b) if no period is specified in relation to the notice — a period of not less than 7 days.

(2) For the purposes of section 1.7(b), each of the following ways of giving notice of a matter is prescribed —

- (a) publication in a newspaper circulating generally in the State;
- (b) publication in a newspaper circulating generally in the district;
- (c) publication in 1 or more newsletters circulating generally in the district;
- (d) publication on the official website of the Department or another State agency, as appropriate having regard to the nature of the matter and the persons likely to be affected by it, for —
 - (i) the period specified in or under the Act in relation to the notice; or
 - (ii) if no period is specified in relation to the notice — a period of not less than 7 days;
- (e) circulation by the local government by email, text message or similar electronic means, as appropriate having regard to the nature of the matter and the persons likely to be affected by it;

- (f) exhibition on a notice board at the local government offices and each local government library in the district for —
 - (i) the period specified in or under the Act in relation to the notice; or
 - (ii) if no period is specified in relation to the notice — a period of not less than 7 days;
- (g) posting on a social media account administered by the local government for —
 - (i) the period specified in or under the Act in relation to the notice; or
 - (ii) if no period is specified in relation to the notice — a period of not less than 7 days.

3B. Requirements for Statewide public notice (Act s. 1.8)

- (1) For the purposes of section 1.8, one of the ways in which Statewide public notice of a matter must be given is the way prescribed in regulation 3A(2)(a) or (d).
- (2) If Statewide public notice of a matter is required to be given by the Electoral Commissioner —
 - (a) regulation 3A(2)(e) applies in relation to the Electoral Commissioner as if the reference to circulation by the local government by email, text message or similar electronic means were a reference to circulation by the Electoral Commissioner by email, text message or similar electronic means; and
 - (b) regulation 3A(2)(g) applies in relation to the Electoral Commissioner as if the reference to posting on a social media account administered by the local government were a reference to posting on a social media account administered by the Electoral Commissioner.

16. Regulation 10 amended

Delete regulation 10(2) and insert:

- (2) If a decision is made at a council or committee meeting, any decision to revoke or change the decision must be made by an absolute majority.

17. Regulation 11 amended

In regulation 11:

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

interest; and
- (b) after paragraph (f) insert:

- (g) each document attached to an agenda relating to a council or committee meeting unless the meeting or that part of the meeting to which the document refers is closed to members of the public.

18. Regulations 12 and 13 replaced

Delete regulations 12 and 13 and insert:

12. Publication of meeting details (Act s. 5.25(1)(g))

- (1) In this regulation —
meeting details, for a meeting, means the date and time when, and the place where, the meeting is to be held.
- (2) The CEO must publish on the local government’s official website the meeting details for the following meetings before the beginning of the year in which the meetings are to be held —
 - (a) ordinary council meetings;
 - (b) committee meetings that are required under the Act to be open to members of the public or that are proposed to be open to members of the public.
- (3) Any change to the meeting details for a meeting referred to in subregulation (2) must be published on the local government’s official website as soon as practicable after the change is made.
- (4) If a local government decides that a special meeting of the council is to be open to members of the public, the CEO must publish the meeting details for the meeting and the purpose of the meeting on the local government’s official website as soon as practicable after the decision is made.

**13. Publication of unconfirmed minutes of meetings
(Act s. 5.25(1)(i))**

- (1) The CEO must publish on the local government's official website —
 - (a) the unconfirmed minutes of each council and committee meeting that is open to members of the public; and
 - (b) if a council or committee meeting is closed to members of the public — that part of the unconfirmed minutes of the meeting that is a record of decisions made at the meeting.
- (2) The unconfirmed minutes of a council meeting must be published within 14 days after the meeting is held.
- (3) The unconfirmed minutes of a committee meeting must be published within 7 days after the meeting is held.

19. Regulation 14 amended

- (1) In regulation 14(1) after “public” insert:

and published on the local government's official website

- (2) In regulation 14(2) delete “Nothing in subregulation (1) entitles members of the public to inspect the information referred to in that subregulation” and insert:

Subregulation (1) does not apply

20. Regulations 19B and 19CA replaced

Delete regulations 19B and 19CA and insert:

**19B. Information to be included in annual report
(Act s. 5.53(2)(g) and (i))**

- (1) In this regulation —

remuneration has the meaning given in the *Salaries and Allowances Act 1975* section 4(1).
- (2) For the purposes of section 5.53(2)(g) and (i), the annual report for a financial year beginning on or after 1 July 2020 must contain the following —
 - (a) the number of employees of the local government entitled to an annual salary of \$130 000 or more;
 - (b) the number of employees of the local government entitled to an annual salary that

- falls within each band of \$10 000 over \$130 000;
- (c) any remuneration and allowances paid by the local government under Schedule 5.1 clause 9 during the financial year;
 - (d) any amount ordered under section 5.110(6)(b)(iv) to be paid by a person against whom a complaint was made under section 5.107(1), 5.109(1) or 5.114(1) to the local government during the financial year;
 - (e) the remuneration paid or provided to the CEO during the financial year;
 - (f) the number of council and committee meetings attended by each council member during the financial year;
 - (g) if available, the gender, linguistic background and country of birth of council members;
 - (h) if available, the number of council members who are aged —
 - (i) between 18 years and 24 years; and
 - (ii) between 25 years and 34 years; and
 - (iii) between 35 years and 44 years; and
 - (iv) between 45 years and 54 years; and
 - (v) between 55 years and 64 years; and
 - (vi) over the age of 64 years;
 - (i) if available, the number of council members who identify as Aboriginal or Torres Strait Islander;
 - (j) details of any modification made to a local government's strategic community plan during the financial year;
 - (k) details of any significant modification made to a local government's corporate business plan during the financial year.

21. Regulation 19D replaced

Delete regulation 19D and insert:

19D. Public notice of adoption of strategic community plan

- (1) If a strategic community plan is adopted, the CEO must —
 - (a) give local public notice that the plan has been adopted; and

- (b) publish the plan on the local government's official website.
- (2) If modifications to a strategic community plan are adopted, the CEO must —
 - (a) give local public notice that modifications to the plan have been adopted; and
 - (b) publish the modified plan on the local government's official website.

22. Regulation 29 amended

- (1) Delete regulation 29(1)(baa) and (c).
- (2) Delete regulation 29(1)(d) and insert:
 - (d) all superseded versions of each policy of the local government;
- (3) Delete regulation 29(2) and (3).

23. Regulation 29A amended

Delete regulation 29A(1).

24. Regulations 29C and 29D inserted

At the end of Part 7 insert:

**29C. Information to be published on official website
(Act s. 5.96A(1)(i))**

- (1) In this regulation —
 - annual return* means a return required by section 5.76;
 - oversight entity* means any of the following —
 - (a) the Corruption and Crime Commission established under the *Corruption, Crime and Misconduct Act 2003*;
 - (b) an Inquiry Panel;
 - (c) the Public Sector Commissioner;
 - (d) a Royal Commission;
 - (e) the State Administrative Tribunal;
 - primary return* means a return required by section 5.75.
- (2) For the purposes of section 5.96A(1)(i), the following information is prescribed —
 - (a) any adverse recommendation made by an authorised person under section 8.13(2) and provided to the local government in respect of

- the local government, its council, a council member or the CEO;
- (b) any adverse finding, recommendation or proposition made by an oversight entity and made available to the public in respect of the local government, its council, a council member or the CEO;
 - (c) an up-to-date version of each policy of the local government;
 - (d) the name of each council member who lodged a primary return or annual return for a financial year beginning on or after 1 July 2020;
 - (e) the position of each employee who lodged a primary return or annual return for a financial year beginning on or after 1 July 2020;
 - (f) the type, and the amount or value, of any fees, expenses or allowances paid to each council member during a financial year beginning on or after 1 July 2020.
- (3) An adverse recommendation referred to in subregulation (2)(a) must be published on the local government's official website within 14 days after the adverse recommendation is provided to the local government.
- (4) An adverse finding, recommendation or proposition referred to in subregulation (2)(b) must be published on the local government's official website within 14 days after the finding, recommendation or proposition is made available to the public.
- (5) The information referred to in subregulation (2)(d) and (e) must be published on the local government's official website —
- (a) if the return is lodged with the local government on or before 31 August immediately following the financial year to which the return relates — on or before 14 September immediately following the end of that financial year; or
 - (b) if the return is lodged with the local government after 31 August immediately following the financial year to which the return relates — within 14 days after the return is lodged with the local government.
- (6) The information referred to in subregulation (2)(f) must be published on the local government's official website on or before 14 July immediately following the end of the financial year to which the information relates.

29D. Period for which information to be kept on official website (Act s. 5.96A(5))

For the purposes of section 5.96A(5), a period of not less than 5 years, beginning on the day on which the information is first published on the local government's official website, is prescribed for the following information —

- (a) the annual report;
- (b) the annual budget;
- (c) confirmed minutes of council and committee meetings;
- (d) minutes of electors' meetings;
- (e) information referred to in section 5.96A(1)(h);
- (f) information referred to in regulation 29C(2).

25. Regulation 34B amended

- (1) In regulation 34B(1) insert in alphabetical order:

employee does not include the CEO;

- (2) In regulation 34B(4)(d) delete "is an employee" and insert:

accepted the gift

**Part 6 — Local Government (Elections)
Regulations 1997 amended**

26. Regulations amended

This Part amends the *Local Government (Elections) Regulations 1997*.

27. Regulation 30G amended

After regulation 30G(4) insert:

- (5) The CEO must publish an up-to-date version of the electoral gift register on the local government's official website.
- (6) The version of the electoral gift register published under subregulation (5) must not include the address of an individual included in a 'disclosure of gifts' form and must instead include the town or suburb mentioned in the address.

Note: The heading to amended regulation 30G is to read:

Electoral gift register

28. Regulation 30I amended

In regulation 30I(2) delete the definition of *publish* and insert:

publish has the meaning that the term has in the law of tort (as modified by the *Defamation Act 2005*) relating to defamation.

29. Regulation 43 amended

In regulation 43(1)(ba) delete “gifts” and insert:

gift

30. Regulation 73 amended

Delete regulation 73(5) and insert:

- (4) The notice under subregulation (1) or (3) must be published on the local government’s official website for a period of not less than 3 days.
- (5) If the notice under subregulation (1) or (3) is given in a way prescribed in the *Local Government (Administration) Regulations 1996* regulation 3A(2)(d), (f) or (g), the period specified in relation to the notice is not less than 3 days.

**Part 7 — Local Government (Financial Management)
Regulations 1996 amended****31. Regulations amended**

This Part amends the *Local Government (Financial Management) Regulations 1996*.

32. Regulation 27 amended

In regulation 27(1) delete “president —” and insert:

president, for each person —

33. Regulation 44 amended

In regulation 44 delete “include —” and insert:

include, for each person —

**Part 8 — *Local Government (Functions and General)*
Regulations 1996 amended**

34. Regulations amended

This Part amends the *Local Government (Functions and General) Regulations 1996*.

35. Regulation 15 amended

In regulation 15(1) delete the passage that begins with “notice is” and continues to the end of the subregulation and insert:

notice is —

- (a) published on the local government’s official website; and
- (b) published in at least 3 of the ways prescribed in the *Local Government (Administration) Regulations 1996* regulation 3A(2).

36. Regulation 17 amended

After regulation 17(1) insert:

- (1A) The CEO must publish the tenders register on the local government’s official website.

37. Regulation 22 amended

In regulation 22 delete the passage that begins with “is first published” and continues to the end of the regulation and insert:

is —

- (a) published on the local government’s official website; and
- (b) published in at least 3 of the ways prescribed in the *Local Government (Administration) Regulations 1996* regulation 3A(2).

38. Regulation 24AE amended

In regulation 24AE delete the passage that begins with “is first published” and continues to the end of the regulation and insert:

is —

- (a) published on the local government’s official website; and

- (b) published in at least 3 of the ways prescribed in the *Local Government (Administration) Regulations 1996* regulation 3A(2).

39. Regulation 24E amended

In regulation 24E(1):

- (a) in paragraph (c) delete “notice.” and insert:

notice; and

- (b) after paragraph (c) insert:

- (d) publish the proposed regional price preference policy on the local government’s official website.

40. Regulation 24F amended

Delete regulation 24F(4)(b) and insert:

- (b) published on the local government’s official website.

41. Regulation 30 amended

Delete regulation 30(2b) and insert:

- (2b) Details of a disposition of property under subregulation (2a) must, for a period of 1 year beginning on the day of the initial auction or tender —
 - (a) be made available for public inspection; and
 - (b) be published on the local government’s official website.

**Part 9 — *Local Government (Regional Subsidiaries)*
Regulations 2017 amended**

42. Regulations amended

This Part amends the *Local Government (Regional Subsidiaries) Regulations 2017*.

43. Regulation 18 amended

Delete regulation 18(7) and (8) and insert:

- (7) The *Local Government (Administration) Regulations 1996* regulation 19B(2)(a), (b) and (e) apply in relation to a regional subsidiary as if amended by the general modifications.

M. INGLIS, Clerk of the Executive Council.

LG303

Local Government Act 1995

Local Government (Financial Management) Amendment Regulations 2020

SL 2020/219

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Local Government (Financial Management) 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 *Local Government (Financial Management) Regulations 1996*.

4. Regulation 16 deleted

Delete regulation 16.

5. Regulation 17A amended

(1) Delete regulation 17A(1) to (3) and insert:

(1) In this regulation —

carrying amount, in relation to a non-financial asset, means the carrying amount of the non-financial asset determined in accordance with the AAS;

fair value, in relation to a non-financial asset, means the fair value of the non-financial asset measured in accordance with the AAS;

right-of-use asset, of a local government, includes the local government's right to use —

- (a) Crown land; or
- (b) other land that is not owned by the local government,

that is vested in the local government at nil or nominal cost for an indefinite period for the purpose of roads or for any other purpose;

vested improvement, in relation to a local government, means a pre-existing improvement on land of which the care, control or management is vested in the local government at nil or nominal cost for an indefinite period.

(2) A local government must show in each financial report for a financial year ending on or after 30 June 2020 —

- (a) the fair value of all of the non-financial assets of the local government that are —
 - (i) land and buildings that are classified as property, plant and equipment; or
 - (ii) investment properties; or
 - (iii) infrastructure; or
 - (iv) vested improvements that the local government controls;

and

- (b) the carrying amount of all of the non-financial assets of the local government that are plant and equipment type assets measured using the cost model in accordance with the AAS; and
- (c) the carrying amount of all of the right-of-use assets of the local government (other than vested improvements referred to in paragraph (a)(iv)) measured using the cost model in accordance with the AAS.

- (2) In regulation 17A(4):
- (a) delete “an asset of the local government —” and insert:
- a non-financial asset of the local government referred to in subregulation (2)(a) —
- (b) in paragraph (b) delete “at least 3 years but”.
- (3) In regulation 17A(5) delete “An asset” and insert:

A non-financial asset

Note: The heading to amended regulation 17A is to read:

Valuation of certain assets for financial reports

M. INGLIS, Clerk of the Executive Council.

LOTTERIES

LO301

LOTTERIES COMMISSION ACT 1990

LOTTERIES COMMISSION (AUTHORISED LOTTERIES) AMENDMENT RULES 2020

Made by the Lotteries Commission under section 28(1) of the Act.

1. Citation

These rules are the *Lotteries Commission (Authorised Lotteries) Amendment Rules 2020*.

2. Commencement

These rules come into operation as follows—

- (a) rules 1 and 2—on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules—9 November 2020.

3. Rules amended

These rules amend the *Lotteries Commission (Authorised Lotteries) Rules 2016*.

4. Rule 3 amended

(1) In rule 3 insert in alphabetical order—

authorised provider means an online or other service provider authorised by the Commission to facilitate entries in lotto;

Category A member means a person who has a membership with the Commission to enter lotto through an agent or a website or mobile application maintained by the Commission;

Category B member means a person who has a membership with the Commission to enter lotto through a website, mobile application or other channel maintained by an authorised provider and approved by the Commission;

Lotterywest member means a person who has applied and been accepted by the Commission or an authorised provider as a Category A member or a Category B member;

Lotterywest membership means registration as a Lotterywest member following acceptance by the Commission or an authorised provider;

membership account means a Lotterywest member’s account held by the Commission or an authorised provider which may be used for the purchase of entries by, and the payment of prizes to, that member;

- (2) In rule 3 delete the definition of *Lotterywest App* and insert—
Lotterywest App means the mobile application maintained by the Commission, or any other mobile application maintained by an authorised provider and approved by the Commission, for entering lotto;
- (3) In rule 3 in the definition of *Lotterywest membership card* delete “following a request”
- (4) In rule 3 in the definition of *Lotterywest membership number*—
(a) after “player membership number” insert—
issued
(b) after “receipted ticket” insert—
or allocated to a digital entry
(c) delete “an” and insert—
a membership
- (5) In rule 3 delete the definition of *Play Online* and insert—
Play Online means the Lotterywest website maintained by the Commission, and any other website or channel maintained by an authorised provider and approved by the Commission, for entering lotto;
- (6) In rule 3 in the definition of *receipted ticket* after “means a” insert—
physical
- (7) In rule 3 in the definition of *selling period*—
(a) delete “time” and insert—
times
(b) after “by the Commission” insert—
and published by the Commission or an authorised provider

5. Rule 5 amended

Delete rule 5 and insert—

- (1) Where a person enters lotto in accordance with these rules—
(a) a receipted ticket must be generated and given to the subscriber; or
(b) an entry under Part 2 Division 5 must be generated and made available to the subscriber electronically,
(as the case requires).

Note: The heading to amended rule 5 is to read—

Receipted tickets or digital entries to be issued

6. Rule 6 amended

- (1) In rule 6(1) delete “person” and insert—
subscriber
- (2) In rule 6(2)—
(a) delete “Lotterywest membership card number” and insert—
Lotterywest membership number
(b) after “be linked to the” insert—
Lotterywest membership

7. Rule 8 amended

After rule 8(1) insert—

- (2) Where permitted by the Commission or an authorised provider, a Lotterywest member can select entries into each lotto draw or such nominated lotto draws of a selected lotto game to continue automatically (*Autoplay*) until cancelled by the Lotterywest member or their membership account has insufficient funds to complete the purchase of the entry, and—
(a) the Lotterywest member may cancel the Autoplay at any time by notifying the Commission or authorised provider; and
(b) any increase or decrease in the entry price will apply to the Autoplay entry and their membership account will be charged the new price from the date of increase or decrease specified by the Commission.

8. Rule 9 amended

In rule 9(3)(a) after “spending limit” insert—

for their membership account or the 7 day spending limit for the total of all of their membership accounts

9. Rule 11 amended

- (1) In rule 11(1), (2) and (3) after “ticket” (each occurrence) insert—
or digital entry

- (2) In rule 11(1)—
- (a) after “by the Commission” insert—
or an authorised provider
 - (b) after “recorded in the” insert—
Commission’s
- (3) In rule 11(2)(a) before “has been surrendered” insert—
in the case of a receipted ticket,
- (4) In rule 11(3)—
- (a) after “information in the” insert—
Commission’s
 - (b) after “system records, the” insert—
Commission’s

Note: The heading to amended rule 11 is to read—

Effect of receipted tickets and digital entries

10. Rule 12 heading amended

Delete the heading to Rule 12 and insert—

Which divisions can be won by a receipted ticket or entry

11. Rule 14 amended

In rule 14—

- (a) after “holder of a receipted ticket” insert—
or the purchaser of an entry under Part 2 Division 5
- (b) after “in relation to a receipted ticket” insert—
or entry under Part 2 Division 5

12. Rule 15 amended

Delete rule 15(1), (2), (3) and (4) and insert—

- (1) To apply to become a Lotterywest member a person must—
 - (a) make an application to the Commission or an authorised provider in a form approved by the Commission; and
 - (b) be an individual; and
 - (c) confirm that they are at least 16 years of age and provide a Western Australian residential address; and
 - (d) subject to subrule (3), not already be a Lotterywest member or be a player whose registration or membership has been suspended or cancelled under rule 42.
- (2) Where a person has complied with subrule (1), the Commission may, in its absolute discretion, accept a person as a Lotterywest member.
- (3) A person may apply to become a Category A member and a Category B member and the Commission may, in its absolute discretion, register a person as both a Category A member and a Category B member with separate membership accounts.
- (4) A Lotterywest member must ensure that their Lotterywest member login details are not disclosed to any other person.
- (5) A Lotterywest membership, Lotterywest membership number and a membership account will be issued to a subscriber who applies to become a Lotterywest member under this rule, is accepted by the Commission or an authorised provider as a Lotterywest member and pays the amount determined by the Commission (if any).
- (6) A Lotterywest membership card may be issued to a Lotterywest member who is a Category A member.
- (7) Prior to purchasing an entry or withdrawing funds from their membership account, a Category A member must have provided to the Commission what the Commission accepts as appropriate confirmation of identification.
- (8) A person who presents to an agent a winning receipted ticket that is endorsed with a Lotterywest membership number within the timeframe stipulated by the Commission in relation to that type of lotto draw, will be paid in accordance with these rules, unless—
 - (a) the Commission has been notified that the particular ticket has been lost or stolen, within a day of the loss or theft; or
 - (b) the Lotterywest membership number on the receipted ticket is different to the number on the Lotterywest membership card presented to the agent.

- (9) The prize entitlement of a winning receipted ticket that—
- (a) is endorsed with a Lotterywest membership number; and
 - (b) is not claimed, or paid, within the timeframe stipulated by the Commission,

will be paid in a manner determined by the Commission to the person named, or to the player's membership account or to the authorised financial institution account recorded against that player's Lotterywest membership number.

- (10) Payment of a prize entitlement under subrule (8) or (9) discharges the liability of the Commission in relation to any particular winning receipted ticket that is endorsed with a Lotterywest membership number, and possession by a subscriber of a Lotterywest membership card does not entitle the subscriber to claim a prize from the Commission that has already been paid.

13. Rule 18 amended

In rule 18 after "receipted tickets" insert—
and digital entries

14. Rule 21 amended

In rule 21 after "Lotterywest website" insert—
and any authorised provider's website

15. Rule 22 amended

In rule 22 delete "is to" and insert—
and any authorised provider must

16. Rule 23 amended

In rule 23—

- (a) delete "is marked to indicate" and insert—
or the digital entry indicates
- (b) after "on the ticket" insert—
or digital entry

17. Rule 24 amended

In rule 24(1) after "Lotterywest website" insert—
and any authorised provider's website

18. Part 2 Division 5 heading amended

In the heading to Part 2 Division 5 delete "Lotterywest membership" and insert—
Lotterywest membership and digital entries

19. Rule 37 amended

In rule 37—

- (a) in the definition of *player* after "Lotterywest membership" insert—
and enters lotto online
- (b) delete the definitions of *player's account* and *registration*

20. Rule 39 amended

(1) In rule 39(1) delete "the website (*Play Online*) or the mobile application (*Lotterywest App*) maintained by the Commission for the purposes of these rules" and insert—

Play Online or the Lotterywest App

- (2) In rule 39(2) after "by an agent" insert—
or an authorised provider
- (3) In rule 39(3) delete "Commission or an agent" and insert—
Commission, an agent or an authorised provider

21. Rule 40 amended

Delete rule 40(2) and (3) and insert—

- (2) Prior to purchasing a digital entry, a Lotterywest member must have provided to the Commission or an authorised provider what the Commission accepts as appropriate confirmation of identification.

Note: The heading to amended rule 40 is to read—

Purchase of digital entry

22. Rule 41 amended

(1) In rule 41(1) delete "Lotterywest membership" and insert—
membership account

- (2) In rule 41(2) delete “the player’s” and insert—
a membership
- (3) After rule 41(3) insert—
- (4) Prior to withdrawing money from a membership account, a Lotterywest member must have provided to the Commission or an authorised provider what the Commission accepts as appropriate confirmation of identification.

Note: The heading to amended rule 41 is to read—

Membership account

23. Rule 42 amended

- (1) In rule 42(1) after “The commission” insert—
or an authorised provider
- (2) In rule 42(2)—
- (a) delete “player’s” and insert—
person’s membership
- (b) after “and the Commission” insert—
or authorised provider
- (c) delete “the player any amount payable by law to the player” and insert—
that person any amount payable by law to them

24. Rule 43 amended

- (1) In rule 43(1)—
- (a) after “The Commission” insert—
or authorised provider
- (b) delete “players” and insert—
membership
- (2) After rule 43(1) insert—
- (1A) The Commission may set a different 7 day spending limit for a single membership account and for the total of all membership accounts of a Lotterywest member.
- (3) In rule 43(2)(b) delete “by a Lotterywest” and insert—
through a

25. Rule 44 amended

In rule 44 delete “Lotterywest”

26. Rule 45 amended

- (1) In rule 45(1) delete “player” and insert—
Lotterywest member
- (2) In rule 45(2) after “the Commission” insert—
or authorised provider

27. Rule 46 amended

- (1) In rule 46(1) after “the Commission” insert—
or an authorised provider
- (2) In rule 46(3)—
- (a) delete “the Commission must” and insert—
the Commission or the authorised provider (if directed to do so by the Commission) must
- (b) after “into the player’s” insert—
membership

28. Rule 47 amended

In rule 47 delete “player’s” (each occurrence) and insert—
membership

29. Rule 48 amended

- In rule 48(1)—
- (a) after “the Commission” insert—
or authorised provider
- (b) after “into the player’s” insert—
membership

30. Rule 49 amended

- (1) In rule 49(2) delete “bank” and insert—
authorised financial institution

(2) In rule 49(3) delete “membership” and insert—
authorised financial institution

31. Rule 50 amended

In rule 50 after “The Commission” insert—
or authorised provider (with the approval of the Commission)

32. Rule 51 amended

In rule 51 after “The Commission” and “the Commission” insert—
or authorised provider

33. Rule 62 amended

In rule 62 delete “ticket” and insert—
ticket, or a player’s entry under Part 2 Division 5,

34. Rule 120 amended

- (1) In rule 120(2), (4) and (5) after “receipted ticket” (each occurrence) insert—
or entry purchased under Part 2 Division 5 of these rules
- (2) In rule 120(5) after “the same ticket” insert—
or entry

The Common Seal of the Lotteries Commission was affixed on the 22nd day of October, 2020, by order and in the presence of —

S. P. KLINKEN, Chairperson.
S. CARRE, Board Member.
J. MCGINTY, Board Member.

RACING, GAMING AND LIQUOR

RA301

Liquor Control Act 1988

Liquor Control (Kadjina Restricted Area) Regulations 2020

SL 2020/218

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Liquor Control (Kadjina Restricted Area) 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: Kadjina Aboriginal Community

In these regulations —

Kadjina Aboriginal Community means —

- (a) the area of land described as Lot 9 on Deposited Plan 238001 and the subject of Certificate of Title LR3011/45; and
- (b) the area of land described as Lot 60 on Deposited Plan 238001 and the subject of Certificate of Title LR3011/50.

Part 2 — Restricted area

4. Declaration of restricted area

The Kadjina Aboriginal Community is declared to be a restricted area for the purposes of section 175(1a) of the Act.

5. Notice of restricted area

- (1) The Director of Liquor Licensing must take all reasonable steps to cause to be posted, and while the Kadjina Aboriginal Community continues to be a restricted area by operation of regulation 4 to be kept posted, at each place where a customary access route enters the Kadjina Aboriginal Community a notice —
 - (a) describing the offences set out in regulation 6; and
 - (b) specifying the penalties for those offences.
- (2) A failure to comply with subregulation (1) does not invalidate the declaration in regulation 4.

Part 3 — Prohibitions and related provisions

6. Prohibitions as to liquor in Kadjina Aboriginal Community

- (1) A person commits an offence if the person —
 - (a) brings liquor into, or causes liquor to be brought into, the Kadjina Aboriginal Community; or
 - (b) possesses liquor in the Kadjina Aboriginal Community.

Penalty for this subregulation:

- (a) if subregulation (2) applies — a fine of \$5 000;
 - (b) in any other case — a fine of \$2 000.
- (2) This subregulation applies to an offence under subregulation (1) committed by a licensee, a manager of licensed premises or a director of a body corporate that holds a licence.

7. Seizure and disposal of containers of liquor

Despite section 155(4) and (5) of the Act, a member of the Police Force may seize and, as soon as is practicable, dispose of

any opened or unopened container of liquor suspected on reasonable grounds to be the subject of an offence under regulation 6.

Part 4 — Period of effect

8. Period during which these regulations have effect

Unless sooner repealed, these regulations have effect for the period that ends at the close of 10 October 2025.

Part 5 — *Liquor Control Regulations 1989* amended

9. Regulations amended

This Part amends the *Liquor Control Regulations 1989*.

10. Regulation 27 amended

In regulation 27(4) in the Table insert in alphabetical order:

<p><i>Liquor Control (Kadjina Restricted Area) Regulations 2020</i> regulation 6(1)</p>

M. INGLIS, Clerk of the Executive Council.

REGIONAL DEVELOPMENT

RG301

Regional Development Commissions Act 1993

Regional Development Commissions (Act Amendment) Regulations 2020

SL 2020/216

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Regional Development Commissions (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 after that day.

3. Schedule 1 of the Act amended

These regulations amend the *Regional Development Commissions Act 1993* Schedule 1.

4. Schedule 1 amended

- (1) In Schedule 1 Part B delete “Ngaanyatjarraku and Ravensthorpe.” and insert:

Ngaanyatjarraku, Ravensthorpe and Wiluna.

- (2) In Schedule 1 Part E delete “Springs, Wiluna” and insert:

Springs

M. INGLIS, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE AND FOOD

AG401

AGRICULTURAL PRODUCE COMMISSION ACT 1988 CHANGE IN BEEKEEPERS FEE FOR SERVICE CHARGE

The Agricultural Produce Commission hereby notifies that the following Fee for Service charges, under section 14 of the *Agricultural Produce Commission Act 1988* and approved by Minister MacTiernan, will apply for the APC Beekeepers Producers' Committee.

The charges will be effective from 1 January 2021.

Service charge per beekeeper	\$20 per beekeeper per annum, plus
Service charge per beehive in production	\$1.00 per hive per annum

Dr WILLIAM RYAN, Chairperson, Agricultural Produce Commission.

CONSERVATION

CO401

CONSERVATION AND LAND MANAGEMENT ACT 1984 GUNIYAN BINBA CONSERVATION PARK JOINT MANAGEMENT PLAN 2020

1. Notice is hereby given that the Hon Stephen Dawson MLC, Minister for Environment, has approved the *Guniyan Binba Conservation Park joint management plan 2020* (the plan).
2. The plan has been prepared in accordance with Part V of the *Conservation and Land Management Act 1984*. The plan applies to Guniyan Binba Conservation Park, reserved for the purpose of 'conservation park', and will be jointly held and jointly managed by Yawuru Registered Native Title Body Corporate, the Shire of Broome and the Conservation and Parks Commission.
3. No modifications were made to the plan under section 60(2) of the Act.
4. The plan can be viewed and downloaded from the Department of Biodiversity, Conservation and Attractions website at: www.dbca.wa.gov.au/managementplans
5. The plan comes into operation with this *Government Gazette* notice.

THOMAS (UNDA) EDGAR, Chair,
Yawuru Native Title Holders Aboriginal Corporation (PBC).

HAROLD TRACEY, President,
Shire of Broome.

Professor CHRIS DOEPEL, Chair,
Conservation and Parks Commission.

MARK WEBB, Director General,
Department of Biodiversity, Conservation and Attractions.

CONSUMER PROTECTION

CP401

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS CITY OF ALBANY CHRISTMAS AND PUBLIC HOLIDAY VARIATION ORDER 2020

Made by the Minister for Commerce under section 12E of the Act.

1. Citation

This order is the *Retail Trading Hours (City of Albany) Christmas and Public Holiday Variation 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. Variation of retail trading hours

General retail shops, other than motor vehicle shops, in the Albany local government district are authorised to be open at times when those shops would otherwise be required to be closed—

- (a) on each day specified in the Table; and
- (b) during the hours specified for that day in the Table.

Table

Day	Hours
Tuesday 1 December 2020	From 6.00pm until 9.00pm
Wednesday 2 December 2020	From 6.00pm until 9.00pm
Friday 4 December 2020	From 6.00pm until 9.00pm
Saturday 5 December 2020	From 5.00pm until 9.00pm
Sunday 6 December 2020	From 10.00am until 5.00pm
Monday 7 December 2020	From 6.00pm until 9.00pm
Tuesday 8 December 2020	From 6.00pm until 9.00pm
Wednesday 9 December 2020	From 6.00pm until 9.00pm
Friday 11 December 2020	From 6.00pm until 9.00pm
Sunday 13 December 2020	From 10.00am until 5.00pm
Monday 14 December 2020	From 6.00pm until 9.00pm
Tuesday 15 December 2020	From 6.00pm until 9.00pm
Wednesday 16 December 2020	From 6.00pm until 9.00pm
Friday 18 December 2020	From 6.00pm until 9.00pm
Sunday 20 December 2020	From 10.00am until 5.00pm
Monday 21 December 2020	From 6.00pm until 9.00pm
Tuesday 22 December 2020	From 6.00pm until 9.00pm
Wednesday 23 December 2020	From 6.00pm until 9.00pm
Saturday 26 December 2020	From 10.00am until 5.00pm
Sunday 27 December 2020	From 10.00am until 5.00pm
Monday 28 December 2020	From 10.00am until 5.00pm
Tuesday 29 December 2020	From 6.00pm until 9.00pm
Wednesday 30 December 2020	From 6.00pm until 9.00pm
Friday 1 January 2021	From 10.00am until 5.00pm
Sunday 3 January 2021	From 10.00am until 5.00pm
Monday 4 January 2021	From 6.00pm until 9.00pm
Tuesday 5 January 2021	From 6.00pm until 9.00pm
Wednesday 6 January 2021	From 6.00pm until 9.00pm
Friday 8 January 2021	From 6.00pm until 9.00pm
Sunday 10 January 2021	From 10.00am until 5.00pm
Monday 11 January 2021	From 6.00pm until 9.00pm
Tuesday 12 January 2021	From 6.00pm until 9.00pm
Wednesday 13 January 2021	From 6.00pm until 9.00pm
Friday 15 January 2021	From 6.00pm until 9.00pm

Day	Hours
Sunday 17 January 2021	From 10.00am until 5.00pm
Monday 18 January 2021	From 6.00pm until 9.00pm
Tuesday 19 January 2021	From 6.00pm until 9.00pm
Wednesday 20 January 2021	From 6.00pm until 9.00pm
Friday 22 January 2021	From 6.00pm until 9.00pm
Sunday 24 January 2021	From 10.00am until 5.00pm
Monday 25 January 2021	From 6.00pm until 9.00pm
Tuesday 26 January 2021	From 10.00am until 5.00pm
Wednesday 27 January 2021	From 6.00pm until 9.00pm
Friday 29 January 2021	From 6.00pm until 9.00pm
Sunday 31 January 2021	From 10.00am until 5.00pm
Sunday 28 February 2021	From 10.00am until 5.00pm
Monday 1 March 2021	From 10.00am until 5.00pm
Sunday 4 April 2021	From 10.00am until 5.00pm
Monday 5 April 2021	From 10.00am until 5.00pm
Monday 26 April 2021	From 12.00am until 5.00pm
Sunday 6 June 2021	From 10.00am until 5.00pm
Monday 7 June 2021	From 10.00am until 5.00pm
Sunday 26 September 2021	From 10.00am until 5.00pm
Monday 27 September 2021	From 10.00am until 5.00pm

J. QUIGLEY, Minister for Commerce.

ENVIRONMENT

EV401

ENVIRONMENTAL PROTECTION ACT 1986

APPOINTMENT OF MEMBER AND DEPUTY CHAIRPERSON OF THE ENVIRONMENTAL PROTECTION AUTHORITY

On 3 November 2020, under Section 7 of the *Environmental Protection Act 1986*, the Governor, on the recommendation of the Minister for Environment, appointed Ms Lee McIntosh as a part-time Member and Deputy Chairperson of the Environmental Protection Authority for a term of 5 years, from 18 November 2020 to 17 November 2025.

MICHAEL CHARLES ROWE, Director General,
Department of Water and Environmental Regulation.

4 November 2020.

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 31 October 2020 for the local government districts of—

Cue, Meekatharra, Mount Magnet, Murchison, Sandstone, Upper Gascoyne, Wiluna, Yalgoo, Mount Marshall, Mukinbudin, Westonia, Yilgarn, Bruce Rock, Kellerberrin, Merredin, Narembeen, Nungarin, Trayning

JON BROOMHALL, 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*.

30 October 2020.

FE402**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 1 November 2020 for the local government districts of—

Wiluna, Laverton, Ngaanyatjaraku

JON BROOMHALL, 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*.

31 October 2020.

FE403**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 2 November 2020 for the local government districts of—

Wiluna, Laverton

JON BROOMHALL, 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*.

1 November 2020.

HEALTH

HE401**MENTAL HEALTH ACT 2014**
MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS)
REVOCATION ORDER (NO. 9) 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. 9) 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
Armstrong, Maximillian	Social Worker
Swift, Jane Catherine	Registered Nurse

Dr NATHAN GIBSON, Chief Psychiatrist.

4 November 2020.

HE402**MENTAL HEALTH ACT 2014**

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) 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) 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. 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
Allia, Sarah	Social Worker
Blackwell, Danielle Leah	Registered Nurse
Butler, Stephanie Esther	Registered Nurse
Ewens, Christine Mary	Registered Nurse
Giles, Kellie Marie	Registered Nurse
Gregory, Nyree Elizabeth	Registered Nurse
Jenkins, Michelle Seizan	Registered Nurse
Lawrence, Galina Vladimirovna	Registered Nurse
Little, Angela Jane Elizabeth	Registered Nurse
Marcon, Caroline Margaret	Registered Nurse
McCormack, Melissa	Social Worker
McKenna, Damien Edward	Registered Nurse
O'Connor, Fionnuala Louise	Registered Nurse
Parle, Belinda	Social Worker
Phillips, Lyn Paula	Registered Nurse
Quilty, Peter John	Registered Nurse
Reichard, Matthew Arnold	Registered Nurse
Ruwani, Mercy Charwi	Registered Nurse
Soo, Wen	Registered Nurse
Sorensen, Susan Maree	Social Worker
Tracy, Linda Dianne	Registered Nurse
Trethewey, Jasmine Louise	Registered Nurse
Turton, David	Social Worker
Webb, Roland James	Registered Nurse

Dr NATHAN GIBSON, Chief Psychiatrist.

4 November 2020.

JUSTICE**JU401****PRISONS ACT 1981****PERMIT DETAILS**

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

Surname	Other Name(s)	Permit No.
Spain	Ashling Marie	PA 0244
Marco	Biz	PA 0250

TONY HASSALL, Commissioner.

28 October 2020.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995*City of Rockingham***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 13 October 2020, determined that the method of valuation to be used by the City of Rockingham as the basis for a rate in respect of the land referred to in the Schedule is to be the gross rental value of the land—

Schedule

	Designated Land
UV to GRV	All those portions of land being Lots 449 to 452 inclusive, Lots 465 to 476 inclusive, Lots 490 to 492 inclusive, Lots 502 to 505 inclusive, Lots 522 to 525 inclusive and Lots 552 to 555 inclusive as shown on Deposited Plan 404927.

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

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

In the matter of Dorothy Leslie Carder, late of Aegis Parkview, 6 Drummond Street, Redcliffe, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the deceased, who died on 5 May 2018, are required by the Executor, Hugh Richard Carder of 261 Harrison Road, Boscabel WA 6394, to send particulars of their claims to the Executor within one month of the publication of this notice, after which the Executor may distribute the assets having regard only to the claims of which the Executor then had 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 Monica Bovenizer, late of 7 Gadd Avenue, Byford WA 6122, deceased, who died on the 17th June 2020, are required by the executor of the estate namely Jacqueline Beaman to send particulars of their claims to them, Jacqueline Beaman c/- 12A Caddy Avenue, West Leederville 6007, within one (1) month of the date of publication hereof, after which date the executor may convey or distribute the assets having regard to the claims of which they then have notice.

ZZ403

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Estate of the late James Michael Martinovich who died on the 16 September 2019, of 9 Candella Square, Stirling, 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 said deceased person are required by the Executor of the deceased's estate being Graham Ronald Stephen of 19 Bennetts Place, Sorrento, WA, 6020 to send particulars of their claims to the address stated herein within 30 days of this notice, after which date the Executor may convey or distribute the assets having regard only to the claims of which they then have notice.

ZZ404**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 Roko Milan Jokovich, late of 8 Hale Street, Beaconsfield, Western Australia, who died on 3 August 2020, are required by the Executor, Eddy Gerald Jokovich, to send particulars of their claims addressed to the Executor, Estate of the late Roko Milan Jokovich care of Leach Legal, Level 15, 240 St Georges Terrace, Perth WA 6000 within one month 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 the Executor then have notice.

LEACH LEGAL,
Level 15, 240 St Georges Terrace, Perth WA 6000.

ZZ405**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Robert Harley Taylor-Rennie, late of McDougall Park Nursing Home, 18 Ley Street, Como, 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 said deceased, who died on 24 May 2020, are required by the Personal Representative, Vanessa Taylor-Rennie c/- Carlo Primerano & Associates, Barristers and Solicitors, Suite 12, 443 Albany Highway, Victoria Park 6100 to send particulars of their claims to her by Monday, 7 December 2020 after which date the Personal Representative may convey or distribute the assets having regard only to the claims of which she then has notice.

Dated this 6th day of November 2020.

CARMELO PRIMERANO,
c/- Carlo Primerano & Associates,
Barristers and Solicitors,
Suite 12, 443 Albany Highway, Victoria Park WA 6100.

ZZ406**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Jenness Merrilyn Royston, late of 7B/1303 Hay Street, West Perth, 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 May 2020, are required by Philip Warre Parbury, the Executor of the Will of the late Jenness Merrilyn Royston, to send particulars of their claims to the Executor at 7B/1303 Hay Street, West Perth WA 6005 by 23 December 2020, after which the said Executor may convey or distribute the Estate having regard only to the claims of which the executor then has notice.

ZZ408**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 Peter Thomas Lisiewich, deceased, who died on 16 August 2020, are required by executor, Shayne Marree O'Donnell, to send particulars of claims to P.O. Box 132, Bassendean, WA 6934 within thirty (30) days from the publication of this notice after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

ZZ407

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Margaret Louise Piper, late of Mercycare Rockingham, 1 Tanby Place, Coo loongup, Western Australia, deceased (‘the Deceased’).

Any person having a claim (to which Section 63 of the *Trustees Act 1962* relates) against or to an interest in the estate of the Deceased, who died on 9 July 2019, are required by her personal representative to send particulars in writing of his/her claims to the personal representative care of IRDI Legal, 248 Oxford Street, Leederville, Western Australia 6007 by 6 January 2021 after which date the personal representative will convey or distribute the estate among the persons entitled thereto having regard only to the claims and interests of which she then has notice and will not, as respects the property so distributed, be liable to any person of whose claim she shall not have had notice.

IRDI LEGAL as solicitors for the personal representative.

ZZ409

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 6 December 2020 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Beck, Irene Ellen, late of 24 Hewton Street, Morley, who died on 14 September 2020 (DE19973449 EM24).

Belke, Richard (also known as Ryszard Belke), formerly of Unit C, 247 Forrest Street, Palmyra, late of Leslie A Watson Nursing Home, Room 102, 18-20 Roebuck Drive, Salter Point, who died on 30 August 2020 (DE19970755 EM16).

Bruce, Joyce Marie (also known as Joyce Bruce), late of Bethanie Beachside, 629 Two Rocks Road, Yanchee, who died on 31 August 2020 (DE19760793 EM36).

Burrows, Eileen Joan, late of Aegis Woodlake, 40 Woodlake Retreat, Kingsley, who died on 16 September 2020 (DE19991993 EM37).

Causby, David Peter Robert, late of 9B Cambey Way, Brentwood, who died on 25 September 2020 (PM33060057 TM22).

Chandler, Dorothy Lilian (also known as Dorothy Lilian Chandler-Haywood), late of Opal Gardens, 39 Hayes Street, Bunbury, who died on 22 June 2020 (DE19811370 EM37).

Currall, Roberta Anne (also known as Roberta Currall), late of Aegis St Michael’s, 53 Wasley Street, North Perth, who died on 10 September 2020 (DE33035900 EM36).

Gardner, Colin William, late of 98 Ellesmere Street, Mount Hawthorn, who died on 2 September 2020 (DE19873061 EM13).

Harris, Kathleen May, formerly of 202 Station Street, East Cannington, late of Craiglea Park Nursing Home, Alday Street, St James, who died on 14 May 2002 (DE33167699 EM35).

Harris, Norman Frank, formerly of 202 Station Street, East Cannington, late of Craiglea Park Nursing Home, Alday Street, St James, who died on 3 January 1985 (DE33167701 EM35).

Langford, Felicity Ann, late of Amaroo Village, Unit 22, 12 Hardy Street, Denmark, who died on 24 September 2020 (DE20010430 EM32).

Leech, James, late of 20 Derrington Crescent, Balga, who died on 4 February 2015 (PM31051098 EM214).

Linehan, Jessie Estella, late of Rosewood Care Group, 5 Britannia Road, Leederville, who died on 29 September 2020 (DE19742490 EM17).

Marsh, John Douglas (also known as John Marsh), late of Aegis Stirling, 32 Spencer Avenue, Yokine, who died on 30 June 2020 (PM33174361 EM214).

Mathieson, Glenys Dawn, late of 11 Koolunda Court, Karawara, who died on 28 April 2018 (PM30232071 EM214).

Meakins, Kenneth George, late of 3 Carr Street, Beaconsfield, who died on 8 September 2020 (DE19883626 EM26).

O’Brien, Betty Ada, formerly of Hall & Prior Aged Care, Unit 1, 39 Sheldrake Way, Willetton, late of Kensington Park, 62 Gwenyfred Road, Kensington, who died on 14 June 2020 (DE19733233 EM32).

Ryan, Denis, late of 168 Balga Avenue, Balga, who died on 19 August 2020 (DE19903575 EM36).

Selby, Veronica Mary, formerly of 23 Lucraft Gardens, Winthrop, late of Regents Garden Aubin Grove, 248 Lyon Road, Aubin Grove, who died on 2 May 2020 (DE19991838 EM32).

Slamon, Esme Joy, late of 122 Duffy Road, Carine, who died on 4 May 2010 (DE19733426 EM15).

Staric, Josip, formerly of Opal Applecross, River Way, Applecross, late of St John of God Health Care, 100 Murdoch Drive, Murdoch, who died on 14 May 2017 (PM33128904 EM214).

Wormald, Edna Elizabeth, formerly of Unit 6, 5 Kelly Place, Willetton, late of Tandara Care Centre, 73 Jarrah Road, Bentley, who died on 5 October 2020 (DE33100547 EM26).

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