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### CONTENTS

#### PART 1

Nil

#### PART 2

	Page
Consumer Protection .....	4369
Energy .....	4369
Fire and Emergency Services .....	4370
Justice .....	4370
Local Government .....	4371
Parliament .....	4372
Planning .....	4372
Premier and Cabinet .....	4375
Public Notices .....	4375

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## 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](mailto: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	Closing Dates and Times for copy
Tuesday, 22 December 2020	Friday, 18 December 2020 at 12 noon
Thursday, 24 December 2020	Wednesday, 23 December 2020 at 12 noon
Thursday, 31 December 2020	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**The Government Gazette will not be published on**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 2 —

## CONSUMER PROTECTION

CP401

### RETAIL TRADING HOURS ACT 1987

#### RETAIL TRADING HOURS (SHIRE OF ESPERANCE) CHRISTMAS VARIATION ORDER 2020

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

#### 1. Citation

This order is the *Retail Trading Hours (Shire of Esperance) Christmas 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, the Esperance local government district are authorised to be open at time when those shops would otherwise be required to be closed—

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

Table

Day	Hours
Sunday 27 December 2020	From 10.00 am until 4.00 pm
Monday 28 December 2020	From 10.00 am until 4.00 pm
Sunday 3 January 2021	From 10.00 am until 4.00 pm

J. QUIGLEY, Minister for Commerce.

## ENERGY

EN401

### ELECTRICITY INDUSTRY ACT 2004

#### ELECTRICITY INDUSTRY (WHOLESALE ELECTRICITY MARKET) REGULATIONS 2004

##### WHOLESALE ELECTRICITY MARKET RULES

Market Rules made by the Minister for Energy.

I, Mr Bill Johnston, Minister for Energy for the State of Western Australia hereby give notice of market rules made in accordance with regulation 7(5) of the *Electricity Industry (Wholesale Electricity Market) Regulations 2004*.

These market rules may be cited as the *Wholesale Electricity Market Amendment (Tranche 1 Amendments) Rules 2020* and are to commence at 08:00am (WST) on the days specified in the *Wholesale Electricity Market Amendment (Tranche 1 Amendments) Rules 2020*, namely—

1. The amending rules set out in Schedule A come into operation on the day after the day this notice is published in the *Gazette*.
2. The amending rules set out in Schedule B, Part 1 come into operation immediately after the commencement of the amending rules in the *Wholesale Electricity Market Amendment (Technical Rules Change Management) Rules 2020*, that are to commence at 8:00 AM (WST) on 1 January 2021.
3. The amending rules set out in Schedule B, Part 2 come into operation at 8:00 AM (WST) on 1 February 2021.

4. The amending rules set out in Schedule C come into operation immediately after commencement of the amending rules in the *Wholesale Electricity Market Amendment (Reserve Capacity Pricing Reforms) Rules 2019*, that are to commence at 8:00 AM (WST) on 1 October 2021.

A copy of the *Wholesale Electricity Market Amendment (Tranche 1 Amendments) Rules 2020* is available on the website of the Economic Regulation Authority at <https://www.erawa.com.au>.

Dated at Perth this 19 November 2020.

Hon W. JOHNSTON MLA, Minister for Energy.

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## FIRE AND EMERGENCY SERVICES

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**FE401**

### EMERGENCY MANAGEMENT ACT 2005

#### EXTENSION OF STATE OF EMERGENCY DECLARATION

I, Francis Michael Logan, the Minister for Emergency Services, hereby extend the State of emergency declaration made on 15 March 2020 at 12:45 pm.

The state of emergency declaration is extended for a period of fourteen (14) days.

The powers that may be exercised during the period by which the state of emergency declaration is extended are limited as follows: Nil limitations.

Time when declaration made: 17.05.

Date on which declaration made: 11 November 2020.

This declaration has effect from 12 am on 12 November 2020 and remains in force until—

- (a) 12 am on 26 November 2020; or
- (b) It is revoked under section 59 of the *Emergency Management Act 2005*.

This declaration of an extension of a state of emergency declaration is made under section 58 of the *Emergency Management Act 2005*.

FRANCIS M. LOGAN MLA, Minister for Emergency Services.

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## JUSTICE

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**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.
Harris	Tyse Robert	PA 0315
Tomlinson	Ashley	AP 0834

TONY HASSALL, Commissioner.

14 November 2020.

**JU402**

### PUBLIC TRUSTEE ACT 1941

#### COMMON FUND INTEREST RATES

Notice is hereby given that the rates of interest payable to the respective estates and trusts, the moneys of which are held in the Common Account, as from 1 December 2020 have been fixed as follows—

Deceased Estates and Uncared for Property matters (in the course of administration or whilst under investigation) at the rate of 0.10%.

Trust Management accounts at the rate of 0.10% where the balance is up to and including \$53,000; 0.10% where the balance is between \$53,000 and up to and including \$500,000; 0.50% where the balance is over \$500,000.

The Debit Interest Rate remains at 5.50%.

Dated at Perth the 18th November 2020.

B. E. ROCHE, Public Trustee,  
553 Hay Street, Perth WA 6000.

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## LOCAL GOVERNMENT

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### LG501

#### BUSH FIRES ACT 1954

*Shire of Kent*

#### FIRE MANAGEMENT NOTICE 2020/2021

Notice is Hereby Served to all Land Owners and Occupiers in the Shire of Kent

Pursuant to s.33 of the *Bush Fires Act 1954*, you are hereby required to take the following fire mitigation measures on your land, which are to be in place by 1 November 2020 and be maintained until 30 April 2021. (Dates may change—please see Shire of Kent's website [www.kent.wa.gov.au](http://www.kent.wa.gov.au) for any updates).

#### Penalties May Apply

Non-compliance with this notice may incur a maximum penalty of \$5,000. The Shire of Kent, or a contractor engaged by the Shire, may enter your land to install the fire break or reduce fuel loads. You may be charged for expenses incurred.

#### 1. Rural Land

- (a) Trafficable firebreaks 3m wide with 4m vertical clearance shall be constructed within 20m of the outside boundary of all rural properties.
- (b) Trafficable firebreaks 3m wide with 4m vertical clearance shall be constructed within 50m of, and surrounding all buildings and haystacks.
- (c) Trafficable fire breaks not less than 5.5 metres wide shall be constructed around the outside boundary of land rolled, logged etc. for new clearing.

#### 2. Land Within a Townsite

- (a) Land up to and including 4050m<sup>2</sup>—maintain the whole of the property in a low fuel state. Clear and maintain the land free of all inflammable matter including piles of branches, cuttings and other dried vegetation.
- (b) Land over 4050m<sup>2</sup>—a fire break at least 2 metres wide is to be constructed inside all external boundaries (and located as close as possible to the boundaries).

#### 3. Asset Protection Zone (APZ) for Habitable Buildings

An Asset Protection Zone (APZ) is an area directly surrounding a habitable building that is managed to reduce the bushfire hazard to an acceptable level.

- (a) APZs consist of managed vegetation, reticulated lawns and gardens and other non-flammable features.
- (b) APZs are required for all habitable buildings, whether located on rural properties or within a town site
- (c) Habitable buildings should be surrounded by an APZ of 20m measured from the outside of the building (or to the boundary of the property where 20 metres can't be achieved).

#### 4. Fuel Storage Areas

The area within a 3 metre radius of any stored fuel, oil and flammable material is to be kept clear of combustible material.

#### 5. Variation to Requirements

If you can't comply with the requirements of this notice, you may apply to the Shire for a Variation to Requirement, by no later than 13 October 2020. You will need to provide details of alternative protection measures. Applications forms are available from the Shire of Kent website at [www.kent.wa.gov.au](http://www.kent.wa.gov.au).

By Order of CEO Shire of Kent

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## PARLIAMENT

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PA401

PARLIAMENT OF WESTERN AUSTRALIA  
Royal Assent to Bills

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

Title of Act	Date of Assent	Act No.
COVID-19 Response Legislation Amendment (Extension of Expiring Provisions) Act 2020	19 November 2020	39 of 2020
Environmental Protection Amendment Act 2020	19 November 2020	40 of 2020
Environmental Protection Amendment Act (No. 2) 2020	19 November 2020	41 of 2020

NIGEL PRATT, Clerk of the Parliaments.

20 November 2020.

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## PLANNING

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PL401

PLANNING AND DEVELOPMENT ACT 2005  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Kalamunda*  
Local Planning Scheme No. 3—Amendment No. 94

Ref: TPS/2485

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 City of Kalamunda Local Planning Scheme amendment on 7 September 2020 for the purpose of—

- Rezoning Lot 100 (280) Holmes Road, Forrestfield from 'Special Rural' to 'Special Use', as depicted on the Scheme Amendment Map; and
- Modifying Schedule 4—Special Use Zones of the Scheme Text by inserting the following—

No.	Description of Land	Special Use	Conditions
SU22	Lot 100 (280) Holmes Road, Forrestfield	Place of Worship	(a) Land use permissibility shall be in accordance with the provisions of the 'Special Rural' zone. (b) Within this zone the following uses are not permitted unless approval is granted by the Council ('A')— <ol style="list-style-type: none"> <li>Ancillary Dwelling;</li> <li>Caretakers Dwelling;</li> <li>Community Purpose;</li> <li>Residential Building; and</li> <li>Place of Worship.</li> </ol> (c) The term 'Residential Building' shall have the same meaning given to it in the Residential Design Codes, as amended.

M. THOMAS, Mayor.  
R. HARDY, Chief Executive Officer.

PL402

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*City of Cockburn*  
 Town Planning Scheme No. 3—Amendment No. 141

Ref: TPS/2464

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 City of Cockburn Town Planning Scheme amendment on 4 November 2020 for the purpose of—

1. Amending Table 10 of the Scheme text by including DCA15—Treeby/Jandakot as follows—

Ref. No.	DCA15																																																																											
Area:	Treeby/Jandakot																																																																											
Relationship to other planning instruments	The development contribution plan generally conforms to the following plans— <ul style="list-style-type: none"> <li>• City of Cockburn Community Sport and Recreation Facilities Plan (2018-2033).</li> <li>• Treeby District Structure Plan (December 2017).</li> </ul>																																																																											
Infrastructure and administrative items to be funded	<p><b>Treeby East playing field</b> specifically—</p> <ul style="list-style-type: none"> <li>• The cost of land for the oval site is not included in the development contribution plan and will form part of the subdivider's minimum 10% public open space.</li> <li>• The proportional cost of works to construct a multiple use playing field space capable of accommodating either—               <ul style="list-style-type: none"> <li>o 1 x senior size football oval; or</li> <li>o 2 x rectangular fields.</li> </ul> </li> </ul> <p>The cost of works is the cost over and above that of providing a neighbourhood park, proportioned as set out below.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">Playing field element</th> <th style="text-align: center;">Subdivider obligation</th> <th style="text-align: center;">To be shared through DCP15</th> </tr> </thead> <tbody> <tr><td>Landscape Preliminaries</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Site establishment and preliminaries</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Clearing and earthworks</td><td style="text-align: center;">66.66%</td><td style="text-align: center;">33.33%</td></tr> <tr><td>Fine grading to all soft and hardworks areas</td><td></td><td style="text-align: center;">100%</td></tr> <tr><td>Soil treatments and grading</td><td style="text-align: center;">66.66%</td><td style="text-align: center;">33.33%</td></tr> <tr><td>External drainage to oval</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Paving and hardscape</td><td style="text-align: center;">66.66%</td><td style="text-align: center;">33.33%</td></tr> <tr><td>Turf</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Trees and shrub plantings</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Lighting (Paths and oval and amenity lighting)</td><td></td><td style="text-align: center;">100%</td></tr> <tr><td>Sports goals</td><td></td><td style="text-align: center;">100%</td></tr> <tr><td>Playground equipment</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Picnic furniture</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>BBQs (2)</td><td style="text-align: center;">1 BBQ unit</td><td style="text-align: center;">1 BBQ unit</td></tr> <tr><td>Drinking fountain (1)</td><td style="text-align: center;">1</td><td></td></tr> <tr><td>Bins (5)</td><td style="text-align: center;">2 bins</td><td style="text-align: center;">3 bins</td></tr> <tr><td>Wooden bollards</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Reticulation</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Mature tree transplants</td><td></td><td style="text-align: center;">100%</td></tr> <tr><td>Irrigation bore and pump</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Iron filtration unit (1)</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Power connection</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Water supply</td><td style="text-align: center;">100%</td><td></td></tr> <tr><td>Consolidation (12 weeks) plus 2 years maintenance period</td><td style="text-align: center;">100%</td><td></td></tr> </tbody> </table> <ul style="list-style-type: none"> <li>• The oval is to be located generally in accordance with the Treeby District Structure Plan (adjacent to a primary school site) and structure plan for Lot 705 Armadale Road which will confirm the location.</li> </ul>	Playing field element	Subdivider obligation	To be shared through DCP15	Landscape Preliminaries	100%		Site establishment and preliminaries	100%		Clearing and earthworks	66.66%	33.33%	Fine grading to all soft and hardworks areas		100%	Soil treatments and grading	66.66%	33.33%	External drainage to oval	100%		Paving and hardscape	66.66%	33.33%	Turf	100%		Trees and shrub plantings	100%		Lighting (Paths and oval and amenity lighting)		100%	Sports goals		100%	Playground equipment	100%		Picnic furniture	100%		BBQs (2)	1 BBQ unit	1 BBQ unit	Drinking fountain (1)	1		Bins (5)	2 bins	3 bins	Wooden bollards	100%		Reticulation	100%		Mature tree transplants		100%	Irrigation bore and pump	100%		Iron filtration unit (1)	100%		Power connection	100%		Water supply	100%		Consolidation (12 weeks) plus 2 years maintenance period	100%	
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	<p><b>Treeby East Clubrooms</b></p> <p>100% of the cost of works to construct 1 x single storey clubroom building of 590m<sup>2</sup> to be located on the same land as the playing field, comprising—</p> <ul style="list-style-type: none"> <li>• Flexible spaces to accommodate a range of potential clubs/sports</li> <li>• Standard level of finishes and amenities for a public building</li> <li>• Associated car parking bays and access for 40 cars.</li> </ul>
Method for calculating contributions	<p>The City's Community Sport and Recreation Facilities Plan (2018-2033) identifies the needs that impact on the Development Contribution Plan. The contributions outlined in this plan have been derived based on the need for the facilities generated by the additional development in the Development Contribution Plan. This calculation excludes—</p> <ul style="list-style-type: none"> <li>• the demand for a facility that is generated by the current population in existing dwellings; and</li> <li>• the proportion of costs the subdivider of the land upon which the infrastructure will be located would ordinarily be obliged to cover through subdivision conditions.</li> </ul> <p>Contributions shall be calculated on the basis of the number of new lots and/or dwellings created. Existing dwellings on a lot or lots to be subdivided or developed will be exempt from the contribution. Land required for public roads, public open space, drainage and other uses not including residential development will not be assessable. Where a lot may have further subdivision potential, for example as a grouped dwelling site, contributions will be sought at the next development approval stage where additional dwellings or lots are created.</p> <p>Contributions applying to development of aged or dependent persons dwellings or single bedroom dwellings shall be calculated on the number of dwelling units permitted prior to the application of the variations permissible under clause 5.1.3.A3.i of State Planning Policy—Residential Design Codes.</p> <p>Notwithstanding the definitions of 'lot' as may be defined elsewhere in this Scheme, for the purposes of calculating cost contribution liability within DCA 15, the term lot will be inclusive of green title, survey strata and built strata subdivisions.</p>
Administration of funds	<p>In relation to the proportion of costs the subdivider of the land upon which the infrastructure will be located and which they would ordinarily be obliged to meet through subdivision conditions—</p> <ul style="list-style-type: none"> <li>• These costs will also be held in the reserve account for DCA15 as maintained in accordance with 5.3.16 of the Scheme, unless the landowner seeks to satisfy that obligation by provision of the physical infrastructure.</li> </ul> <p>Should provision of the physical infrastructure be considered, it must be in accordance with 5.3.14 of the Scheme.</p>
Period of operation	<p>Until 30 June 2036. However, the DCP may also be extended for further periods with or without modification by subsequent Scheme Amendments.</p>
Priority and Timing	<p>In accordance with the City of Cockburn Capital Expenditure Plan.</p>
Review Process	<p>The plan will be reviewed when considered appropriate, though not exceeding a period of five years duration, having regard to the rate of subsequent development in the catchment areas since the last review and the degree of development potential still existing.</p> <p>The estimated infrastructure costs contained in the Community Infrastructure Cost Contribution Schedule will be reviewed at least annually to reflect changes in funding and revenue sources and indexed based on the Building Cost Index or other appropriate index as approved by an appropriately qualified independent person.</p>
Participants and contributions	<p>In accordance with the Cost Contribution Schedule adopted by the local government for DCA15.</p>

- Amend the scheme map to include the boundaries of proposed Development Contribution Area No. 15 (Treeby/Jandakot).

L. HOWLETT, Mayor.  
D. C. ARNDT, Chief Executive Officer.

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## PREMIER AND CABINET

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PR401

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

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

Hon S. M. Ellery MLC to act temporarily in the office of Minister for Child Protection; Women's Interests; Prevention of Family and Domestic Violence; Community Services in the absence of the Hon S. F. McGurk MLA for the period 24 December 2020 to 1 January 2021 (both dates inclusive).

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

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## PUBLIC NOTICES

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ZZ401

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

Notice to Creditors and Claimants

Bernard Michael Waghorn, late of 31 Fraser Road, Bullsbrook, 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 27 December 2019, are required by the Administrators, Australian Unity Trustees Limited care of PO Box 1194, West Perth WA 6872 to send particulars of their claims within one month of publication of this notice to them, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZZ402

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

Notice to Creditors and Claimants

Glenda Shirley Waghorn, late of 31 Fraser Road, Bullsbrook, 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 14 April 2020, are required by the Administrators, Australian Unity Trustees Limited care of PO Box 1194, West Perth WA 6872 to send particulars of their claims within one month of publication of this notice to them, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

