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GOVERNMENT**
 Gazette

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CONTENTS

PART 1

	Page
Shire of Narembeen—	
Cemeteries Amendment Local Law 2021	1111
Fencing Amendment Local Law 2021	1113

PART 2

Energy	1115
Environment	1116
Fire and Emergency Services	1116
Fisheries	1117
Lands	1118
Local Government	1118
Minerals and Petroleum	1119
Public Notices	1122
Racing, Gaming and Liquor	1120

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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:

gazette@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 EASTER 2021

A gazette will be published on **Thursday 1st April**
and closing time for copy is Wednesday 31st March at noon.

A gazette will be published on **Friday 9th April**
and closing time for copy is Wednesday 7th April at noon.

The Gazette will not be published on Tuesday 6th April.

— PART 1 —

LOCAL GOVERNMENT

LG301

CEMETERIES ACT 1986
LOCAL GOVERNMENT ACT 1995

Shire of Narembeen

CEMETERIES AMENDMENT LOCAL LAW 2021

Under the powers conferred by the *Cemeteries Act 1986* and *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Narembeen resolved on 17 February 2021 to make the following local law.

PART 1—PRELIMINARY

1. Citation

This local law may be cited as the *Shire of Narembeen Cemeteries Amendment Local Law 2021*.

2. Commencement

The local law comes into operation on the day it is published in the *Government Gazette*.

3. Principal local law

This local law amends the *Shire of Narembeen Cemeteries Local Law 2020* as published in the *Government Gazette* on 16 June 2020.

4. Clause 1.5 amended

In clause 1.5—

(a) delete the definitions—

(i) **grant of right of burial**; and

(ii) **pre-need certificate**; and

(b) insert in alphabetical order—

grant means a grant issued by the Board for an exclusive right of burial in a specified area of the cemetery;

holder in relation to a grant includes—

(i) a person issued with a grant by the Board, or

(ii) a person for the time being appearing to the Board to be the holder of a grant.

5. Part 2 amended

(1) Insert the following headings—

(a) Prior to clause 2.1 insert—“*Division 1—General*”; and

(b) Prior to clause 2.3 insert—“*Division 2—Right of burial*”.

(2) Delete clause 2.3 and replace it with—

2.3 Issuing of grants

The Board may from time to time issue to a person a grant for the term specified in the Act, upon—

(a) written application by that person; and

(b) payment of the set fee.

(3) Delete clause 2.4 and replace with—

2.4 Right of holder

(1) Subject to this local law, to the prior approval of the Board and to the terms and conditions (if any) imposed by the Board, a grant confers on the holder, during the term of the grant, an exclusive right—

(a) to be buried in an area of the cemetery specified in the grant; and

(b) to carry out monumental works on a gravesite specified in the grant.

(2) The Board, in its absolute discretion, may determine from time to time the number of dead bodies or ashes which may be placed in the grave.

(3) The Board or an authorised officer may request the holder to produce the grant before the exercise of any of the rights referred to in subclause (1) and the holder shall forthwith comply with that request.

(4) If the location stipulated in the grant of right of burial is significantly and adversely affected prior to or at the time of burial by unforeseen conditions such as flooding, a high water table, rock, large tree roots or any other significant matter the Board may allocate any other gravesite of the grantee's choosing that is not already subject to a grant.

2.5 Renewal of grant

(1) Where, at any time during the term of a grant, a holder—

- (a) makes written application; and
- (b) pays a set fee, the Board must renew the grant for a further term of twenty five (25) years commencing on the expiry date of the grant.

(2) The set fee for the issue of a new grant pursuant to this clause shall be determined by the Board from time to time.

(3) The Board may request the holder to deliver an existing grant to it prior to issuing a new grant.

(4) The holder shall forthwith upon receiving a request by the Board in accordance with subclause (3) deliver the existing grant to the Board.

2.6 Replacement of grant

(1) The Board may—

- (a) upon the written application of a holder; and
- (b) upon the production of evidence to the satisfaction of the Board, issue a new grant to replace a grant which is lost or destroyed.

(2) Notwithstanding subclause (1), the Board may prior to issuing a replacement grant, require the holder to make a statutory declaration in a form determined by the Board.

(3) The replacement grant issued by the Board shall be deemed to be the original grant.

2.7 Transfer of grant

A holder who desires to transfer a grant to another person shall make an application to the Board in a form determined by the board and upon receipt of the application the Board may grant permission in accordance with section 26 of the Act.

2.8 Exercising the rights of holder

If evidence is produced in writing to the satisfaction of the Board that a holder is unavailable or not immediately ascertainable, or has died and has not specifically bequeathed a grant, then the rights conferred upon that holder may be exercised by a holder's personal representative or a person acting expressly on behalf of a personal representative. If those persons are unavailable or not immediately ascertainable, the Board may approve any other person.

(4) In current clause 2.5, delete the words 'or holder of a pre-need certificate under clause 2.4'.

(5) Renumber current clause '2.5' to '2.9'.

6. Part 3 amended

(1) Delete clause '3.5(2)'.

(2) Renumber clause '3.5(3)' to clause '3.5(2)'.

7. Clause 5.4(2)(a) amended

In clause 5.4(2)(a) replace the word 'gravesite's' with 'gravesite'.

8. Clause 9.11(1) amended

In clause 9.11(1) delete the word 'and' after the word 'displayed'.

9. Part 11 inserted

After clause 10.2 insert—

'PART 11—OBJECTIONS AND APPEALS

11.1 Objections and appeals

The provisions of Division 1 of Part 9 of *the Local Government Act 1995* and regulation 33 of the *Local Government (Functions and General) Regulations 1996* shall apply to a decision made by the local government under this local law as to whether it will—

- (a) grant a person a permit or authorisation;
- (b) vary or cancel a permit or authorisation; or
- (c) give a person a notice.

10. Contents listing amended

The Contents is amended as follows—

- (a) prior to clause 2.1 insert heading—‘*Division 1—General*’;
- (b) prior to clause 2.3 insert heading—‘*Division 2—Right of burial*’;
- (c) delete clauses 2.3 to 2.5 and replace with—
 - 2.3 Issuing grants
 - 2.4 Right of holder
 - 2.5 Renewal of grant
 - 2.6 Replacement of grant
 - 2.7 Transfer of grant
 - 2.8 Exercising the rights of holder
 - 2.9 Board may enter an agreement for maintenance
- (d) after clause 10.2 insert—

PART 11—OBJECTIONS AND APPEALS

- 11.1 Objections and appeals

Dated 17 day of February 2021.

The Common Seal of the Shire of Narembeen was affixed by authority of a resolution of Council in the presence of—

RHONDA COLE, Shire President.
DAVID BLURTON, Acting Chief Executive Officer.

LG302**LOCAL GOVERNMENT ACT 1995**

Shire of Narembeen

FENCING AMENDMENT LOCAL LAW 2021

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Narembeen resolved on 1 February 2021 to make the following local law.

PART 1—PRELIMINARY**1. Citation**

This local law may be cited as the *Shire of Narembeen Fencing Amendment Local Law 2021*.

2. Commencement

The local law comes into operation on the day it is published in the *Government Gazette*.

3. Principal local law

This local law amends the *Shire of Narembeen Fencing Local Law 2020* as published in the *Government Gazette* on 16 June 2020.

4. Clause 1.5 amended

Clause 1.5 is amended as follows—

- (a) in the definition for **AS or AS/NZS** replace ‘the Shire of Morawa’ with ‘Shire of Narembeen’, and
- (b) insert in alphabetical order—
 - secondary setback area** means the area between the building line of a lot and a side boundary of that lot which adjoins a thoroughfare.

5. Clause 4.4 amended

In clause 4.4 delete subclause (2) and replace it with—

- (2) Screening is not to be affixed to a fence so that the maximum combined height of the fence and screening exceeds 2100mm.

6. Clause 5.2(3)(b) amended

In clause 5.2(3)(b) delete ‘3m’ and replace it with ‘3000mm’.

7. Clause 7.1 amended

In clause 7.1 replace the words 'Where an authorised person exercises a discretion pursuant to this local law, an affected person has a right of objection and appeal under Division 1 of Part 9 of the *Local Government Act 1995*' with 'Where the local government or an authorised person makes a decision whether to grant, renew, vary or cancel any licence, permit, approval or other means of authorisation under this local law, the provisions of Part 9 Division 1 of the *Local Government Act 1995*, and regulation 33 of the *Local Government (Functions and General) Regulations 1996*, apply to that decision.'

8. Clause 8.3 amended

Clause 8.3 is amended as follows—

- (a) number the current clause as '(1)', and
- (b) after subclause (1) insert—
 - (2) An offence against a clause specified in Schedule 4 is a prescribed offence for the purposes of section 9.16(1) of the Act.

9. Schedule 4 amended

In Item 12 of schedule 4 replace '2.1m' in column 3 with '2100mm'.

Dated 17 day of February 2021.

The Common Seal of the Shire of Narembeen was affixed by authority of a resolution of Council in the presence of—

RHONDA COLE, Shire President.
DAVID BLURTON, Acting Chief Executive Officer.

— PART 2 —

ENERGY

EN401**ELECTRICITY INDUSTRY ACT 2004****LICENCE AMENDMENT**

Notice is given that the following electricity retail licence has been amended—

Licensee: Shell Energy Retail Pty Ltd
ABN 87 126 175 460

Address: L30, 275 George Street
Brisbane QLD 4000

Classification: Electricity retail licence ERL15, Version 6

Commencement Date: 15 October 2010

Date of Amendment: 12 March 2021

Term of Licence: Up to and including 14 October 2025

Licence Area: The licence area is the area as set out in plan ERA-EL-122(B) in the State of Western Australia.

Amendment: Change of licensee name from ERM Power Retail Pty Ltd to Shell Energy Retail Pty Ltd

Inspection of Licences: Economic Regulation Authority
4th Floor, Albert Facey House
469 Wellington Street
Perth WA 6000
<http://www.erawa.com.au>

Ms NICOLA CUSWORTH, Chair,
Economic Regulation Authority.

EN402**ELECTRICITY INDUSTRY ACT 2004****RENEWAL OF LICENCE**

Notice is given that the following electricity retail licence has been renewed—

Licensee: Electricity Generation and Retail Corporation (trading as Synergy)
ABN 58 673 830 106

Address: Forrest Centre, 219 St Georges Terrace, Perth WA 6000

Classification: Electricity retail licence (ERL1, Version 8)

Renewal Date: 13 March 2021

Term of Licence: Up to and including 12 March 2036

Licence Area: The licence area is the area as set out in plan ERA-EL-073(B) in the State of Western Australia.

Inspection of Licence: Economic Regulation Authority
4th Floor, Albert Facey House
469 Wellington Street
Perth WA 6000
<http://www.erawa.com.au>

Ms NICOLA CUSWORTH, Chair,
Economic Regulation Authority.

ENVIRONMENT

EV401

ENVIRONMENTAL PROTECTION ACT 1986*City of Busselton*

APPELLABLE DECISION

It is hereby notified for public information that the Chief Executive Officer of the City of Busselton, acting under delegation from the CEO under the *Environmental Protection Act 1986*, has made the following appealable decisions pursuant to Division 7 of the *Environmental Protection (Noise) Regulations 1997*, in relation to an application for approval of a sporting, cultural or entertainment venue, namely the 'Notice of Venue Approval—Macro Music Pty Ltd' dated 12 March 2021—

- (a) approval of the venue;
- (b) the imposition of conditions on the approval of the venue; and
- (c) the specification until 31 March 2024 for which the approval has effect.

Copies of the approval notice, including the conditions of the approval, are available from City of Busselton Administration Office located at 2 Southern Drive Busselton, or from City of Busselton's website www.busselton.wa.gov.au.

Any person who is aggrieved by any of the above decisions may lodge an appeal.

Any appeal must be lodged within 21 days from the date of publication of this notice in the *Gazette*. The grounds for the appeal must be clearly stated.

Appeals are to be addressed to the Minister for the Environment and lodged with—

Appeals Convenor for the Environmental Protection Act
Level 22, Forrest Centre
221 St Georges Terrace
PERTH WA 6000

Appeals can also be lodged by hand delivery or by email to admin@appealsconvenor.wa.gov.au or by fax to (08) 6467 5199.

The appeal must be accompanied by a \$50 fee. For further information about appeals see, 'Types of appeal, Noise Regulations' on the Appeals Convenor's website www.appealsconvenor.wa.gov.au or phone (08) 6364 7990.

Dated the 12th day of March 2021.

MIKE ARCHER, Chief Executive Officer,
City of Busselton.

FIRE AND EMERGENCY SERVICES

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 pm.

Date on which declaration made: 11 March 2021.

This declaration has effect from 12 am on 12 March 2021 and remains in force until—

- (a) 12 am on 26 March 2021; 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 MICHAEL LOGAN, Minister for Emergency Services.

FISHERIES

FI401

FISH RESOURCES MANAGEMENT ACT 1994**KIMBERLEY PRAWN MANAGED FISHERY MANAGEMENT PLAN 1993**

Areas Closed to Fishing for Prawns in the Kimberley Prawn Managed Fishery for 2021

Notice No. 1 of 2021

I, Rick Fletcher, Executive Director Fisheries and Agriculture Resource Management of the Department of Primary Industries and Regional Development, Western Australia, in accordance with clause 17 of the *Kimberley Prawn Managed Fishery Management Plan 1993* (the Plan) and being of the opinion that the prohibition is required in the better interests of the Kimberley Prawn Managed Fishery, do hereby—

1. Cancel Notice of Areas Closed to Fishing for Prawns: *Notice No. 1 of 2020*, dated 20 March 2020; and
2. Prohibit fishing for prawns in those parts of the Kimberley Prawn Managed Fishery (the Fishery), between the times and dates provided in items (a) to (e) below—

- (a) Fishing for prawns is prohibited in the waters described in Schedule 1 of the Plan from the date of the gazettal of *Notice No. 1 of 2021*, until 0600 hours WST on 1 April 2021;
- (b) Fishing for prawns is prohibited in the waters described in Schedule 1 of the Plan during the period commencing at 0800 hours WST on 15 June 2021 and ending at 0600 hours WST on 1 August 2021;
- (c) Fishing for prawns is prohibited in the waters described in Schedule 1 of the Plan during the period commencing at 1630 hours WST on 30 November 2021 until 0600 hours WST on 1 June 2022;
- (d) Fishing for prawns is prohibited in the waters described in (i) to (ii) below from the date of gazettal of this Notice until 0800 hours WST on 15 June 2021—

- (i) **Collier Bay Prawn Size Management Fish Ground**

Waters inshore of a line commencing at a point at 16° 15.34' south latitude and 124° 00' east longitude (on the mainland); then extending due north along the meridian to a point at 15° 50' south latitude and 124° 00' east longitude; then due east along the parallel to a point at 15° 50' south latitude and 124° 24.50' east longitude (on the mainland); but excluding all waters described in (e)(i) Collier Bay Inshore Closure;

- (ii) **Napier Broome Bay Prawn Size Management Fish Ground**

Waters inshore of a line commencing at a point at 13° 56.84' south latitude and 126° 33.88' east longitude (on the mainland near Anjo Hill); then extending easterly along the geodesic to a point at 13° 56.26' south latitude and 126° 41.12' east longitude (on West Governor Island); then easterly along the geodesic to a point at 13° 55.75' south latitude and 126° 48.38' east longitude (on the mainland near Curran Point); but excluding all waters described in (e)(iv) Napier Broome Bay Inshore Closure;

- (e) Fishing for prawns is prohibited in the waters described in (i) to (iv) below at all times—

- (i) **Collier Bay Inshore Closure**

Waters inshore of a line commencing at a point at 15° 52.09' south latitude and 124° 26.20' east longitude (on the mainland); then extending southerly along the geodesic to a point at 16° 04.20' south latitude and 124° 26.30' east longitude; then south-westerly along the geodesic to a point at 16° 17' south latitude and 124° 18.10' east longitude; then westerly along the geodesic to a point at 16° 17.195' south latitude and 124° 07.861' east longitude (on the mainland);

- (ii) **Brunswick Bay-York Sound Inshore Closure**

Waters inshore of a line commencing at a point at 15° 15.40' south latitude and 124° 40.57' east longitude (on the mainland near High Bluff); then extending north-easterly along the geodesic to a point at 15° 09.50' south latitude and 124° 50' east longitude (on the mainland near Cape Wellington); then north-easterly along the geodesic to a point at 15° 00.45' south latitude and 124° 54.20' east longitude (on Coronation Island); then north-easterly along the geodesic to a point at 14° 57.90' south latitude and 125° 01.20' east longitude (near Ena Island); then north-easterly along the geodesic to a point at 14° 45.30' south latitude and 125° 08.10' east longitude; then north-easterly along the geodesic to a point at 14° 43.95' south latitude and 125° 09.45' east longitude; then easterly along the geodesic to a point at 14° 43.99' south latitude and 125° 09.59' east longitude (on the mainland near Cape Pond);

- (iii) **Admiralty Gulf Inshore Closure**

Waters inshore of a line commencing at a point at 14° 19.50' south latitude and 125° 43.50' east longitude (on the mainland); then extending south-easterly along the geodesic to a point at 14° 26.17' south latitude and 125° 48.79' east longitude;

then due east along the parallel to a point at 14° 26.17' south latitude and 125° 54.54' east longitude; then north-easterly along the geodesic to a point at 14° 19.40' south latitude and 125° 57.60' east longitude (on South West Osborn Island); then due east along the parallel to a point at 14° 19.40' south latitude and 126° 05.31' east longitude (on the mainland);

(iv) **Napier Broome Bay Inshore Closure**

Waters inshore of a line commencing at the intersection 14° 02.63' south latitude and 126° 29.57' east longitude (on the mainland); then extending south-easterly along the geodesic to a point at 14° 05.20' south latitude and 126° 31.30' east longitude (on the mainland); then south-easterly along the geodesic to a point at 14° 06.35' south latitude and 126° 35.51' east longitude; then north-easterly along the geodesic to a point at 13° 58.30' south latitude and 126° 42.20' east longitude; then north-easterly to a point at 13° 55.75' south latitude and 126° 48.38' east longitude (on the mainland near Curran Point).

(WST—Western Standard Time)

RICK FLETCHER, Executive Director Fisheries and
Agriculture Resource Management
as delegate for Chief Executive Officer.

Dated this 12th day of March 2021.

LANDS

LA401

ELECTRONIC CONVEYANCING ACT 2014
MAKING AND PUBLICATION OF PARTICIPATION RULES
MAKING AND PUBLICATION OF OPERATING REQUIREMENTS

WA Participation Rules Version 6

Notice is given that under section 23(1) of the *Electronic Conveyancing Act 2014* (“Act”) the Registrar of Titles has determined that WA Participation Rules Version 6 will come into effect in Western Australia on 12 April 2021. In accordance with section 25 of the Act, the WA Participation Rules Version 6 were published on Landgate’s website on 12 March 2021 and can be found at <http://www.landgate.wa.gov.au>.

WA Operating Requirements Version 6

Notice is given that under section 22(1) of the *Electronic Conveyancing Act 2014* (“Act”) the Registrar of Titles has determined that WA Operating Requirements Version 6 will come into effect in Western Australia on 12 April 2021. In accordance with section 25 of the Act, the WA Operating Requirements Version 6 were published on Landgate’s website on 12 March 2021 and can be found at <http://www.landgate.wa.gov.au>.

BRUCE ROBERTS, Registrar of Titles.

Date 16 March 2021.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

City of Albany
BASIS OF RATES

I, Jodie Holbrook, being delegated by the Minister of the Crown to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28 (1) of that Act, hereby, and with effect from 4 March 2021, determined that the method of valuation to be used by the City of Albany 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 11 to 14 inclusive as shown on Deposited Plan 416445.

JODIE HOLBROOK, Acting Executive Director, Local Government,
Department of Local Government, Sport and Cultural Industries.

LG402**LOCAL GOVERNMENT ACT 1995***City of Armadale***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 5 March 2021, determined that the method of valuation to be used by the City of Armadale 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 41 to 58 inclusive and Lots 60 to 75 inclusive as shown on Deposited Plan 419415.

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

LG403**LOCAL GOVERNMENT ACT 1995***Shire of Serpentine Jarrahdale***BASIS OF RATES**

I, Jodie Holbrook, being delegated by the Minister of the Crown to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28 (1) of that Act, hereby, and with effect from 4 March 2021, determined that the method of valuation to be used by the Shire of Serpentine Jarrahdale 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 535 to 539 inclusive, Lots 559 to 561 inclusive and Lots 569 to 589 inclusive as shown on Deposited Plan 416052; Lots 266 to 289 inclusive, Lot 298, Lots 300 to 303 inclusive, Lots 305 to 307 inclusive, Lots 325 to 330 inclusive and Lot 332 as shown on Deposited Plan 419364; Lots 90 to 96 inclusive, Lots 105 to 113 inclusive and Lots 2734 to 2741 inclusive as shown on Deposited Plan 419670; Lot 301, Lot 302, Lots 304 to 308 inclusive and Lots 314 to 324 inclusive as shown on Deposited Plan 420077.

JODIE HOLBROOK, Acting Executive Director, Local Government,
Department of Local Government, Sport and Cultural Industries.

MINERALS AND PETROLEUM

MP401**MINING ACT 1978****FORFEITURE**

Department of Mines, Industry Regulation and Safety,
East Perth WA 6004.

I hereby declare in accordance with the provisions of section 96A of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for failure to comply with statutory requirements being failure to pay annual rent.

KAREN CAPLE, Executive Director,
Resource and Environmental Compliance Division.

TENEMENT**HOLDER****MINERAL FIELD****EXPLORATION LICENCE**

E26/204

Lu; Haozhe

East Coolgardie

E80/5264

Acuity Resources Pty Ltd

Kimberley

MP402

MINING ACT 1978

APPROVAL OF RETENTION STATUS FOR AN EXPLORATION LICENCE

I, Paul Anthony Power, Compliance Tenure Officer (by power delegated under section 12 of the *Mining Act 1978*), give notice that I have approved retention status for 5 blocks within the under mentioned exploration licence pursuant to section 69B of the *Mining Act 1978*, effective from the day on which notice of the approval is published in the *Gazette*.

Tenement	Blocks		Holder	Mineral Field
E70/4815	Albany 861	r,s,v,w,x	Trevor Gerard McLean, Jan Maree McLean, Mineral Search Pty Ltd	South West

Dated at Perth this 12th day of March 2021.

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

RACING, GAMING AND LIQUOR

RA401

LIQUOR CONTROL ACT 1988

LIQUOR CONTROL (SECTION 31) (KIMBERLEY) NOTICE 2021

Issued under the *Liquor Control Act 1988* (‘the Act’) sections 31(6) and (7) by the Director of Liquor Licensing. This notice revokes *Liquor Control (Section 31) (Kimberley) Notice 2020*.

1. Citation

This notice is the *Liquor Control (Section 31) (Kimberley) Notice 2021*.

2. Commencement

This notice comes into operation on the day on which it is published in the *Gazette*.

3. Term used in this notice

“**customer**” means a person other than a liquor merchant as defined by section 3 of the Act but does not include—

- (a) a person outside of Western Australia; or
- (b) a tourist; or
- (c) a station owner, a pastoralist or a person operating or employed at a remote work site.

“**relevant licence**” means any hotel licence, hotel restricted licence, tavern licence, liquor store licence, club licence, producers, wholesalers licence or special facility licence granted before or after this notice comes into operation.

“**spirit producer**” means a producer of spirits operating under a producers licence or a special facility licence.

“**tourist**” means a person who is—

- (a) intending to stay away from their usual place of residence for a period of less than 12 months; and
- (b) not in the course of travelling on a regular journey between their usual place of residence and their place of work or education; and
- (c) travelling in the course of a holiday or for leisure, business, to visit friends or relatives, or for any other reason; and
- (d) not usually a resident of the Kimberley region;

“**station owner**” means the owner, employee or contractor of an agricultural station or farm in the Kimberley or Pilbara region where the liquor is to be consumed at the station or farm.

“**pastoralist**” means the lease holder, employee or contractor of an agricultural farm or station in the Kimberley or Pilbara region where the liquor is to be consumed at the station or farm.

“**person operating or employed at a remote work site**” means an operator, employee or contractor of a remote work site where the liquor is to be consumed at a remote work or camp site.

“**Kimberley region**” is the area as described in Item 4 of Schedule 4—Other regions of the *Planning and Development Act 2005*.

“**Pilbara region**” is the area as described in Item 7 of Schedule 4—Other regions of the *Planning and Development Act 2005*.

4. Affected area

This notice applies to relevant licences and spirit producers in the Kimberley region.

5. Interaction of this notice and other conditions on licences

- (a) A condition imposed by this notice on a relevant licence is in addition to any other condition to which the licence is subject.
- (b) If there is a conflict or inconsistency between a condition imposed by this notice on a relevant licence and any other condition to which the licence is subject, the more onerous condition prevails.

6. Additional conditions applicable to licences

- (a) Each relevant licence, with the exception of a spirit producer, is subject to a condition that the licence does not authorise the sale of packaged liquor in excess of the following quantities per customer per day—
 - (i) 11.25 litres of beer, cider or pre-mixed spirits (eg. one carton or a combination of each kind of liquor up to 11.25 litres); or
 - (ii) 2.25 litres of wine (eg. 3 bottles); or
 - (iii) 1 litre of spirits; or
 - (iv) 1 litre of fortified wine; or
 - (v) a combination of any two of (i), (ii), (iii) or (iv) above but not a combination of two of the same products.
- (b) Each spirit producer is subject to a condition that the licence does not authorise the sale of packaged liquor in excess of 2.25 litres of spirits produced by the licensee per customer per day.
- (c) The sale of liquor is not subject to the quantity restrictions in condition (a) and (b) above where a customer pre-orders liquor at least 72 hours in advance of pickup or delivery and—
 - (i) the customer has completed a Bulk Purchase Order form; and
 - (ii) the Bulk Purchase Order form contains the following information—
 - name, address and licence number of relevant licence and signature of licensee or employee;
 - name, address, phone number of customer;
 - address where the liquor is being taken or delivered;
 - description and quantity of liquor ordered and the reason for the bulk purchase;
 - (iii) a copy of the Bulk Purchase Order form is—
 - provided to the Officer in Charge of the local Police station within 24 hours of the order being received by the licensee; and
 - provided to the customer; and
 - retained by the licensee and made available for inspection at the request of an authorised officer.

7. Register of sales to exempt persons

- (a) Licensees must maintain on the licensed premises, a register of purchases made by a tourist, station owner, pastoralist or a person operating or employed at a remote work site.
- (b) The register must be made available for inspection at the request of an authorised officer and must contain—
 - (i) name, address and phone number of the purchaser, including the residential address of a tourist; and
 - (ii) address where the liquor is being taken or delivered; and
 - (iii) description and quantity of liquor purchased; and
 - (iv) vehicle registration of the purchaser.

8. Term of notice

This notice will remain in force while the State of Emergency declaration made by the Minister for Emergency Services under section 56 or extended under section 58 of the *Emergency Management Act 2005* is in effect or until the notice is revoked by the Director of Liquor Licensing.

DUNCAN ORD, Director of Liquor Licensing.

PUBLIC NOTICES

ZZ401**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Murray Frederick Bray, late of 85 Meridian Drive, Mullaloo in the State of Western Australia, Farmer/Shearer/Miner, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 4 December 2020, are required by the Executor of care of Fort Knox Legal, PO Box 390, West Perth, WA 6872, to send the particulars of their claims to Fort Knox Legal by one month from the publication of this notice after which date the Personal Representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ402**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Cyril Keith Webb, late of Clarence Estate Residential Health and Aged Care, 55 Hardie Road, Albany, 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 3 November 2020, are required by the trustee of the late Cyril Keith Webb of care of Philip Wyatt Lawyers, PO Box 1026, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 15th day of March 2021.

PHILIP WYATT LAWYERS.

ZZ403**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Thomas James Connolly, late of 75 Chittering Street, Muchea, Western Australia, Bus Driver, 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 1 October 2020, are required by Birman & Ride of Level 3, 16 Irwin Street, Perth WA 6000 to send particulars of their claim to them by the date one month from the publication date after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

ZZ404**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Donald James Clothier, late of Kununoppin Health Services, Hughes Street, Kununoppin, 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 10 January 2021, are required by the Executor, Kaye Lynette Bunney of 14 Cruickshank Street, Mukinbudin, Western Australia, to send particulars of their claims within one month of the publication date to her, after which date she may convey or distribute the assets, having regard only to the claims of which she then has notice.

ZZ405**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Duncan Thomas Milliken (also known as Tom Milliken), late of Hillview Lifestyle Village, 268/597 Kalamunda Road, High Wycombe, Western Australia, (the deceased).

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on the 3rd October 2020, are required by the Executor Thomas David Milliken of 311/17 Joynton Avenue, Zetland, NSW 2017 to send particulars of their claims to him within one month from 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 he has notice.

ZZ406**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Erna van der Waarden (also known as Kinny van der Waarden), late of 43 Bridgewater Drive, Kallaroo, Western Australia, (the deceased).

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 28 September 2020, are required by the Administrators Michael Daniel Arthur van der Waarden of 3 Galvin Heights, Clarkson, Western Australia, Marcel van der Waarden of 25 Sandow Green, Clarkson, Western Australia and Andrew van der Waarden of 11 Newbold Road, Casuarina, Western Australia to send particulars of their claims to them within one month from the date of publication of this notice, after which date the Administrators may convey or distribute the assets, having regard only to the claims of which they have notice.

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

Notice to Creditors and Claimants

Bernard Bromilow Johnson, late of McDougall Park Nursing Home, 18 Ley Street, Como in the State of Western Australia, Detective Superintendent, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 16 April 2018, are required by the executrix, Mrs Claire Bernice Sheehy, care of HFM Legal of Suite 5/205 Burslem Drive, Maddington, Western Australia, to send particulars of their claims to her within one (1) month from the publication date, after which date the executrix may convey or distribute the assets, having regard only to the claims of which she 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 Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 19 April 2021 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Barbarich, Diane Faye, late of 16 Foxglove Avenue, High Wycombe, who died on 4 October 2020 (PM33163913 EM214).

Corich, Mary Norma, late of Unit 53, 57 Beach Street, Fremantle, who died on 11 July 2020 (DE19952308 EM16).

Farrell, Walter Raymond also known as Farrell, Wally, late of 6 Third Avenue, Maylands, who died on 31 December 2020 (PM33174283 EM27).

Gehret, Werner Alfred, late of Unit 10, 22 John Street, Cottesloe, who died on 20 August 2020 (DE33177116 EM313).

Greening, Margaret Rose also known as Margaret Rose Archdeacon, late of Carinya of Bicton, 220 Preston Point Road, Bicton, who died on 16 December 2020 (DE19941969 EM37).

Jepson, Martin Francis formerly of 13 Montebello Rise, Yangebup, late of Seacrest Village, Unit 137, 7 Harman Road, Sorrento, who died on 4 December 2020 (DE19882275 EM23).

Lewis, Thomas William formerly of 51 York Street, Tuart Hill, late of 84 Dorchester Avenue, Warwick, who died on 14 June 2020 (DE19981711 EM110).

MacDonald, Keith George also known as McDonald, Keith, late of Craigcare Albany, Beaufort Road, Albany, who died on 30 June 2019 (PM30324520 EM27).

Sandy, Coral Lee, late of 285 Mirrabooka Avenue, Mirrabooka, who died on 15 November 2020 (PM33138059 EM27).

Schryver, Reginald Frank, late of 2 Gidgi Way, Waikiki, who died on 11 January 2021 (DE19660960 EM110).

Symes, Stephen Robert, late of 29 Stevenage Street, Huntingdale, who died on 23 January 2021 (DE1990361 EM213).

Taylor, Maria Barbara also known as Taylor, Barbara, late of Aegis Karalee, 68 Lyall Street, Redcliffe, who died on 27 March 2020 (DE33024659 EM17).

Williamson, Nancy, late of Mercycare Kelmscott, 89 Clifton Street, Kelmscott, who died on 12 November 2020 (DE19790170 EM36).

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