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## — PART 2 —

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### HEALTH

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HE401

#### PUBLIC HEALTH ACT 2016

##### EXTENSION OF DECLARATION (NO. 2) OF PUBLIC HEALTH STATE OF EMERGENCY

Pursuant to section 170 of the *Public Health Act 2016* (WA) I, Roger Cook, the Minister for Health, hereby extend the public health state of emergency declaration, which came into effect on 23 March 2020 at 13:30 hours.

The duration of the public health state of emergency declaration is extended for a period of **14 days** (the extension).

Time of this extension: 1:45 pm.

Date of this extension: 13 May, 2021.

Hon. ROGER COOK, MLA, Minister for Health.

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### MARINE/MARITIME

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MA401

#### PORT AUTHORITIES ACT 1999

##### PORT TRANSFER (PORT OF DERBY) TRANSITIONAL ORDER 2021

Made under the Act Schedule clause 58 by the Minister for Ports.

#### 1. Citation

This order is the *Port Transfer (Port of Derby) Transitional Order 2021*.

#### 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. Terms used

In this order—

**Act Schedule** means Schedule 8 of the *Port Authorities Act 1999*;

**CEO** means the person holding the office of chief executive officer of the port authority;

**port authority** means the Kimberley Ports Authority;

**Transport CEO** has the same meaning in clause 52 of the Act Schedule;

**Transport Department** has the same meaning as in clause 52 of the Act Schedule;

**Transport Minister** has the same meaning in clause 52 of the Act Schedule.

#### 4. Assets of the State

In addition to an asset of the State mentioned in clause 57(1) of the Act Schedule, an asset of the State that is to—

- (a) vest in the port authority is specified in Schedule 1 Division 1;
- (b) become property of the port authority is specified in Schedule 1 Division 2.

#### 5. Substitution of parties and references in documents and proceedings

(1) An agreement or instrument in which the port authority, or the CEO, is to be substituted, in accordance with this order, for the State, the Transport Minister or the Transport CEO as a party, is specified in Schedule 2.

(2) An agreement, instrument or document that is to have effect as if references to the port authority, or the CEO or a member of staff, were substituted in accordance with this order, for references in it to the State, the Transport Minister, the Transport Department or the Transport CEO (however expressed), is specified in Schedule 3.

RITA SAFFIOTI, Minister for Ports.

Dated 17 May, 2021.

### Schedule 1—Transfer of Assets

[cl. 4]

#### Division 1—Assets of the State to be vested in the port authority

Item	Asset of the State
1.	Navigation Aid DOT A 9917 (Derby Front Lead)
2.	Navigation Aid DOT A 9937 (Black Rocks Beacon)
3.	Navigation Aid DOT A 9938 (Derby Rear Lead)

#### Division 2—Assets of the State to become property of the port authority

Item	Asset of the State
1.	Indemnity (chose in action) referred to in clause 5.1 and 15.6 of Jetty Licence, Port of Derby Barge Ramp (LM4742) dated 7 August 2017 between The Manager Property Services, Coastal Facilities Management of the Department of Transport and the Shire of Derby West Kimberley

### Schedule 2—Substitute party to agreement or instrument

[cl. 5(1)]

Item	Agreement or Instrument	Party	Substitute Party
2.	Port of Derby Management Agreement dated 16 December 1997 between the Transport Minister and the Shire of Derby/West Kimberley	<i>Transport Minister</i>	<i>port authority</i>
3.	Deed of Renewal of Management Agreement dated 3 December 2015 between the Transport Minister and the Shire of Derby/West Kimberley	<i>Transport Minister</i>	<i>port authority</i>
4.	Port of Derby Head Lease dated 16 December 1997 between the Transport Minister and the Shire of Derby/West Kimberley	<i>Transport Minister</i>	<i>port authority</i>
5.	Renewal of Port of Derby Lease dated 3 December 2015 between the Transport Minister and the Shire of Derby/West Kimberley	<i>Transport Minister</i>	<i>port authority</i>
6.	Deed of Variation of the Port of Derby Lease dated 3 December 2015 between the Transport Minister and the Shire of Derby/West Kimberley	<i>Transport Minister</i>	<i>port authority</i>
7.	Deed of Variation of the Port of Derby Lease dated 14 May 2018 between the Transport Minister and the Shire of Derby/West Kimberley	<i>Transport Minister</i>	<i>port authority</i>
8.	Head Lessor's Consent to Sublease of Land Located at Derby Port dated 24 December 2018 between Richard Sellers, Director General in the Department of Transport of the State of Western Australia as the delegate of the Minister for Transport and the Shire of Derby-West Kimberley and WGPL Property No 3 Pty Ltd and ACE Infrastructure SPV Pty Ltd	<i>Richard Sellers, Director General in the Department of Transport of the State of Western Australia as the delegate of the Transport Minister</i>	<i>port authority</i>
9.	Head Lessor's Consent to Sublease of land located at Derby Wharf dated 14 May 2018 between Nina Lyhne, Acting Director General in the Department of Transport of the State of Western Australia as the delegate of the Minister for Transport and the Shire of Derby-West Kimberley and Thunderbird Operations Pty Ltd and Sheffield Resources Limited	<i>Nina Lyhne, Acting Director General in the Department of Transport of the State of Western Australia as the delegate of the Transport Minister</i>	<i>port authority</i>

## Schedule 3—Substitute references in agreement, instrument or document

[cl. 5(2)]

Item	Agreement, Instrument or Document	Reference	Substitute reference
1.	Jetty Licence, Port of Derby Barge Ramp (LM4742) dated 7 August 2017 between The Manager Property Services, Coastal Facilities Management of the Department of Transport and the Shire of Derby West Kimberley	<i>Licensor</i> in clauses 3.1, 3.3, 4.1, 4.4(b), 6.2, 8, 9, 10(ii) and 15.1 to 15.14, in all instances where it occurs	<i>port authority</i>
2.		<i>Licensor</i> in clauses 5.1 to 5.3, and 15.6 in all instances where it occurs	<i>port authority</i>
3.		<i>General Manager, Coastal Infrastructure Business Unit of the Department of Transport</i> in clause 10(ii)	<i>CEO</i>
4.		<i>Department of Transport</i> in clause 15.2	<i>port authority</i>
5.		<i>Director Coastal Facilities Management</i> in clause 15.10(a)(ii)	<i>CEO</i>
6.	Jetty Licence between the Transport Minister and the Shire of West Kimberley in respect to the jetty adjacent to the south side of the Derby Jetty within the Port of Derby (commenced 1 August 1980)	<i>Minister</i> in clauses 1 and 2 in all instances where it occurs	<i>port authority</i>
7.		<i>Manager of the Harbour and Light Department</i> in clause 2(2)	<i>CEO</i>
8.	Jetty Licence between the Transport Minister and the Shire of Derby/West Kimberley with respect to the Jetty in the Port of Derby (commenced 1 June 1984)	<i>Minister</i> in clauses 1 and 2 in all instances where it occurs	<i>port authority</i>
9.		<i>General Manager of the Department of Marine and Harbours</i> in clause 2(2)	<i>CEO</i>
10.	Port of Derby Management Agreement dated 16 December 1997 between the Transport Minister and the Shire of Derby/West Kimberley	<i>Minister</i> in clauses 1 to 24.8 in all instances where it occurs	<i>port authority</i>
11.	Deed of Renewal of Management Agreement dated 3 December 2015 between the Transport Minister and the Shire of Derby/West Kimberley	<i>Minister</i> in clauses 1 to 9 and the Schedule, in all instances where it occurs	<i>port authority</i>

MA402

## PORT AUTHORITIES ACT 1999

## PORT TRANSFER (PORT OF WYNDHAM) TRANSITIONAL ORDER 2021

Made under the Act Schedule clause 58 by the Minister for Ports.

## 1. Citation

This order is the *Port Transfer (Port of Wyndham) Transitional Order 2021*.

## 2. Commencement

This order comes into operation as follows—

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

### 3. Terms used

In this order—

*Act Schedule* means Schedule 8 of the *Port Authorities Act 1999*;

*CEO* means the person holding the office of chief executive officer of the port authority;

*port authority* means the Kimberley Ports Authority;

*Transport CEO* has the same meaning in clause 52 of the Act Schedule;

*Transport Department* has the same meaning as in clause 52 of the Act Schedule;

*Transport Minister* has the same meaning in clause 52 of the Act Schedule.

### 4. Assets of the State

(1) In addition to an asset of the State mentioned in clause 57(1) of the Act Schedule, an asset of the State that is to—

(a) vest in the port authority is specified in Schedule 1 Division 1;

(b) become property of the port authority is specified in Schedule 1 Division 2.

(2) Anything that is not to vest in the port authority under clause 57(1) of the Act Schedule is specified in Schedule 2.

### 5. Substitution of parties and references in documents and proceedings

(1) An agreement or instrument in which the port authority, or the CEO, is to be substituted, in accordance with this order, for the State, the Transport Minister or the Transport CEO as a party, is specified in Schedule 3.

(2) An agreement, instrument or document that is to have effect as if references to the port authority, or the CEO or a member of staff, were substituted in accordance with this order, for references in it to the State, the Transport Minister, the Transport Department or the Transport CEO (however expressed), is specified in Schedule 4.

RITA SAFFIOTI, Minister for Ports.

Dated 17 May, 2021.

## Schedule 1—Transfer of Assets

[cl. 4(1)]

### Division 1—Assets of the State to be vested in the port authority

Item	Asset of the State
1.	Navigation Aid DOT A 9646 (Wyndham Jetty Stbd Buoy)
2.	Navigation Aid DOT A 9647 (Mangrove Point East Card Buoy)
3.	Navigation Aid DOT A 9650 (Middle Ground Stbd Buoy)
4.	Navigation Aid DOT A 9652 (Myrmidon Bank No. 13 Buoy)
5.	Navigation Aid DOT A 9654 (Wyndham No. 11 Buoy Stbd)
6.	Navigation Aid DOT A 9660 (Roe Bank Port Buoy)
7.	Navigation Aid DOT A 9996 (Laffam Point Onshore Rear Lead)
8.	Navigation Aid DOT A 9998 (Northern Hare Rear Lead Unlit)
9.	Navigation Aid DOT A 10180 (Wyndham 5 Unlit Marks 2,4,6,7,9)
10.	Navigation Aid DOT A 20152 (Wyndham—Rhino Point Beacon)
11.	Navigation Aid DOT A 21768 (Pender Point Beacon)
12.	Navigation Aid DOT A 21727 (Port Marker No. 12)

### Division 2—Assets of the State to become property of the port authority

Item	Asset of the State
1.	Plant and Equipment DOT A 4209 (WY7202 Howard Porter Trailer—Serial/ID No. 797676)
2.	Plant and Equipment DOT A 4210 (WY17140 Howard Porter Trailer—Serial/ID No. 797675)
3.	Plant and Equipment DOT A 4211 (WY17141 Howard Porter Trailer—Fuel—Serial/ID No. 797627)
4.	Plant and Equipment DOT A 4212 (8TS275 Howard Porter Trailer—Serial/ID No. 797684)
5.	Plant and Equipment DOT A 4213 (8TS272 Trailer—Serial/ID No. 797683)
6.	Plant and Equipment DOT A 4214 (8TS271 Howard Porter Trailer—Serial/ID No. 797681)
7.	Plant and Equipment DOT A 4215 (8TS259 Howard Porter Trailer—Serial/ID No. 797680)

Item	Asset of the State
8.	Plant and Equipment DOT A 4216 (8TS274 Howard Porter Trailer—Serial/ID No. 797678)
9.	Plant and Equipment DOT A 4217 (8TS276 Howard Porter Trailer—Serial/ID No. 797682)
10.	Plant and Equipment DOT A 4218 (8TS277 Howard Porter Trailer—Serial/ID No. 797679)
11.	Plant and Equipment DOT A 4301 (8TS281 Fire Fighting Trailer—Serial/ID No. 8TS281)
12.	Plant and Equipment DOT A 4517 (9JI493 John Deere Tractor—Serial/ID No. MK42006)
13.	Plant and Equipment DOT A 4518 (WY8127 Tractor Chamberlain /J Deere—Serial/ID No. MK42028)
14.	Plant and Equipment DOT A 4519 (WY8125 Tractor Chamberlain / J Deere—Serial/ID No. MK42004)
15.	Plant and Equipment DOT A 4709 (WY8547 Ford Trader 0811 4WD Crew Cab)
16.	Plant and Equipment DOT A 4483 (Air Compressor—1-XAS 175)
17.	Plant and Equipment DOT A 4516 (WY8095 Perkins Forklift 4000KG—Serial/ID No. 3351736)
18.	Plant and Equipment DOT A 4520 (WY8130 Forklift 8000KG Caterpillar)
19.	Plant and Equipment DOT A 4521 (Forklift 24290KG Clark OHead Lift—Unregistered)
20.	Plant and Equipment DOT A 4522 (Forklift 25400KG Clark—Unregistered)
21.	Plant and Equipment DOT A 4524 (Shiploader (Electric))
22.	Plant and Equipment DOT A 7555 (10 Tonne Misia Wire Rope Hoist)
23.	Plant and Equipment DOT A 6048 (Lincoln Welder SAM 400)
24.	Plant and Equipment DOT A 9073 (Dinghy)
25.	Plant and Equipment DOT P 106 (Panasonic Microwave)
26.	Plant and Equipment DOT P 4517 (Codan SSB Transceiver Radio (Base ADS)—Serial/ID No. 2306)
27.	Plant and Equipment DOT P 4521 (Codan Transceiver 8528S Mariner and Antenna/TNR—ID No. 0355)
28.	Plant and Equipment DOT P 99 (Pilotphone LX VHF-FM MARINE RADIO)
29.	Plant and Equipment DOT P 2015 (Air Compressor 3HP—Serial/ID No. 24217)
30.	Plant and Equipment DOT P 4523 (Air Compressor 7.3HP—Serial/ID No. 37551)
31.	Plant and Equipment DOT P 4522 (Air Compressor Ingersoll Rand 20CFM—Serial/ID No. 205485GT)
32.	Plant and Equipment DOT P 4524 (Mobile Crane Steelweld Ex PWD 3T—Unregistered—No. IND2938)
33.	Plant and Equipment DOT P 4525 (WY8097 Mobile Crane BHB Ex PWD—5T)
34.	Plant and Equipment DOT P 2046 (3PH Wood Buzzer PBP 001)
35.	Plant and Equipment DOT P 1980 (Oxy Acetylene Set 9 Hose Realer On Red Lincoln Welder Trailer)
36.	Plant and Equipment DOT P 2032 (3PH Drill Press Town Woodhouse 150)
37.	Plant and Equipment DOT P 2033 (3PH Lathe)
38.	Plant and Equipment DOT P 2002 (Oxy Set and Hoses (On Trolley))
39.	Plant and Equipment DOT P 2045 (3PH Bench Circular Saw PBS 001)
40.	Plant and Equipment DOT P 4528 (Welder Weldmatic 325 SN42130.1—Serial/ID No. 42130.1)
41.	Plant and Equipment DOT P 2100 (Mig Welder Weldmatic 205S)
42.	Plant and Equipment DOT P 2039 (Oxy Acetylene set on Trolley (Boiler Shop))
43.	Plant and Equipment DOT P 4530 (8TS282 Fire Fighting Trailer)
44.	Plant and Equipment DOT P 94 (Boat Trailer—Unregistered)
45.	Plant and Equipment DOT P 2009 (Bermuda Barra Punt)
46.	Plant and Equipment DOT P 7037 (Welder HD400 Trans Arc—Serial/ID No. 8107061)
47.	Plant and Equipment DOT P 7038 (Box Trailer 8TS283)
48.	Transport Minister's indemnity (chose in action) referred to in clause 1(i) of Jetty licence 1138B/0186C dated 10 November 1983 between the Honourable Julian Fletcher Grill MLA and Mobil Oil Australia Limited.

**Schedule 2—Things not to vest in the port authority**

[cl. 4(2)]

Item	Asset of the State
1.	Wyndham Port Tide Recorder, comprising— (a) Open Air Non-Contact Microwave Radar Gauge (VEGAPULS 65—Serial No. 24397128) (b) Data Recorder/Logger (Data Taker Digital DT80M—Serial No. 099639) (c) Barometer (BAROCAP Vaisala PTB110 Series) (d) Router (Unimax+ HSPA Ethernet Router MA-2025—Serial No. U2141644075310S)

**Schedule 3—Substitute party to agreement or instrument**

[cl. 5(1)]

Item	Agreement or Instrument	Party	Substitute party
1.	Regional Facilities Ground Lease, Wyndham Fuel Facility (DPI/04/1443) dated 21 January 2013 between The Minister for Transport and Cambridge Gulf Limited	<i>Transport Minister</i>	<i>port authority</i>
2.	Renewal of Lease, Wyndham Fuel Facility (DT/12/03015) dated 8 October 2014 between The Minister for Transport and Cambridge Gulf Limited	<i>Transport Minister</i>	<i>port authority</i>
3.	Lease of Additional Premises, Renewal and Variation of Lease, Wyndham Fuel Facility (DT/12/03015) dated 11 December 2017 between The Minister for Transport and Cambridge Gulf Limited	<i>Transport Minister</i>	<i>port authority</i>
4.	Renewal of Lease, Wyndham Fuel Facility (DT/12/03015) dated 28 June 2018 between The Minister for Transport and Cambridge Gulf Limited	<i>Transport Minister</i>	<i>port authority</i>
5.	Extension and Variation of Lease, Wyndham Fuel Facility (DT/12/03015) dated 30 April 2019 between The Minister for Transport and Cambridge Gulf Limited	<i>Transport Minister</i>	<i>port authority</i>
6.	Seabed Lease, Barge Loading Facility, Port of Wyndham (DT/10/01319) dated 17 February 2011 between The Minister for Transport, KMG Logistics Pty Ltd and Kimberley Metals Group Pty Ltd	<i>Transport Minister</i>	<i>port authority</i>
7.	Deed of Variation and Lease of Additional Mooring Area, Barge Loading Facility, Port of Wyndham (DT/10/01319) dated 18 September 2012 between The Minister for Transport, KMG Logistics Pty Ltd and Kimberley Metals Group Pty Ltd	<i>Transport Minister</i>	<i>port authority</i>
8.	Deed of Variation and Lease of Additional Mooring Area, Barge Loading Facility, Port of Wyndham (DT/10/01319) dated 15 April 2013 between The Minister for Transport, KMG Logistics Pty Ltd and Kimberley Metals Group Pty Ltd	<i>Transport Minister</i>	<i>port authority</i>
9.	Deed of Variation and Lease of Additional Jetty Structures Area, Barge Loading Facility, Port of Wyndham (DT/10/01319) dated 18 November 2013 between The Minister for Transport, KMG Logistics Pty Ltd and Kimberley Metals Group Pty Ltd	<i>Transport Minister</i>	<i>port authority</i>
10.	Deed of Variation of Lease, Barge Loading Facility, Port of Wyndham (DT/10/01319) dated 16 December 2015 between The Minister for Transport, KMG Logistics Pty Ltd and Kimberley Metals Group Pty Ltd	<i>Transport Minister</i>	<i>port authority</i>



Item	Agreement or Instrument	Party	Substitute party
11.	Deed of Variation and Lease of Additional Mooring Area, Barge Loading Facility, Port of Wyndham (DT/10/01319) dated 22 December 2020 between The Minister for Transport, KMG Logistics Pty Ltd and Kimberley Metals Group Pty Ltd	<b>Transport Minister</b>	<b>port authority</b>
12.	Renewal of Lease, Barge Loading Facility, Port of Wyndham (DT/10/01319) dated 1 February 2021 between the Minister for Transport, KMG Logistics Pty Ltd and Kimberley Metals Group Pty Ltd	<b>Transport Minister</b>	<b>port authority</b>

**Schedule 4—Substitute references in agreement, instrument or document**

[cl. 5(2)]

Item	Agreement, Instrument or Document	Reference	Substitute reference
1.	Jetty Licence 1138B/0186C dated 10 November 1983 between the Honourable Julian Fletcher Grill MLA and Mobil Oil Australia Limited	<b>Minister</b> in all instances where it occurs on page 2	<b>port authority</b>
2.		<b>Minister</b> in clauses 1(a)-(h) on pages 3-4 in all instances where it occurs	<b>port authority</b>
3.		<b>Minister</b> in clause 1(i) on page 4 in all instances where it occurs	<b>port authority</b>
4.		<b>General Manager of the Department of Marine and Harbours</b> in clause 2(3)	<b>CEO</b>
5.		<b>Minister</b> in clauses 2 and 3 on pages 5 to 8 in all instances where it occurs	<b>port authority</b>
6.	Assignment and Variation of Pipeline Licence LM1423 dated 8 April 2004 between the Minister for Transport, Mobil Oil Australia Pty Ltd and Ord River District Co-Operative Ltd	<b>Licensor</b> in clause 6(a) in all instances where it occurs	<b>port authority</b>
7.	Assignment of Jetty Licence DPI/03/0958 dated 22 October 2007 between The Manager Property Services of the Department of Planning and Infrastructure, Ord River District Co-Operative Ltd and Cambridge Gulf Limited	<b>Licensor</b> in clause 4(a) in all instances where it occurs	<b>port authority</b>
8.	Jetty Licence, Barge Loading Facility, Port of Wyndham (LM4013) dated 17 February 2011 between The Manager, Property Services, Coastal Facilities of the Department of Transport, KMG Logistics Pty Ltd and Kimberley Metals Group Pty Ltd	<b>Manager, Coastal Facilities of the Department of Transport</b> in clause 10 in all instances where it occurs	<b>CEO</b>
9.		<b>General Manager Coastal Facilities</b> in clause 16.10(ii) in all instances where it occurs	<b>CEO</b>

MA403

**PORT AUTHORITIES ACT 1999****PORT TRANSFER (PORT OF YAMPI SOUND) TRANSITIONAL ORDER 2021**

Made under the Act Schedule clause 58 by the Minister for Ports.

**1. Citation**This order is the *Port Transfer (Port of Yampi Sound) Transitional Order 2021*.**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. Terms used**

In this order—

**Act Schedule** means Schedule 8 of the *Port Authorities Act 1999*;**CEO** means the person holding the office of chief executive officer of the port authority;**port authority** means the Kimberley Ports Authority;**Transport CEO** has the same meaning in clause 52 of the Act Schedule;**Transport Department** has the same meaning as in clause 52 of the Act Schedule;**Transport Minister** has the same meaning in clause 52 of the Act Schedule.**4. Assets of the State**

In addition to an asset of the State mentioned in clause 57(1) of the Act Schedule, an asset of the State that is to become property of the port authority is specified in Schedule 1.

**5. Substitution of parties and references in documents and proceedings**

An agreement, instrument or document that is to have effect as if references to the port authority, or the CEO or a member of staff, were substituted in accordance with this order, for references in it to the State, the Transport Minister, the Transport Department or the Transport CEO (however expressed) is specified in Schedule 2.

RITA SAFFIOTI, Minister for Ports.

Dated 17 May, 2021.

**Schedule 1—Transfer of Assets**

[cl. 4]

Item	Asset of the State
1.	Guarantee (chose in action) referred to in clause 3 of Jetty licence LM 4917 dated 27 August 2019 between Property Services Manager of Department of Transport (as delegate of the Transport CEO) and Cockatoo Is Pty Ltd
2.	Indemnity (chose in action) referred to in clause 5 of Jetty licence LM 3386 dated 25 September 2008 between the Manager Property Services of the Department for Planning and Infrastructure and Koolan Iron Ore Pty Ltd

**Schedule 2—Substitute references in agreement, instrument or document**

[cl. 5]

Item	Agreement, Instrument or Document	Reference	Substitute reference
1.	Jetty licence LM 4917 dated 27 August 2019 between Property Services Manager of Department of Transport (as delegate of the Transport CEO) and Cockatoo Is Pty Ltd	<b>Licensor</b> in the phrase "...paying to the Licensor the annual licence fee..." on page 2	<b>port authority</b>
2.		<b>CEO</b> in clause 1(k)	<b>port authority</b>
3.		<b>Licensor</b> in clause 1(o) in all instances where it occurs	<b>port authority</b>
4.		<b>Licensor</b> in clause 3 in all instances where it occurs	<b>port authority</b>
5.		<b>Manager Property Services of the Department of Transport</b> in clause 3(h)	<b>CEO</b>

Item	Agreement, Instrument or Document	Reference	Substitute reference
6.	Jetty licence LM 3386 dated 25 September 2008 between the Manager Property Services of the Department for Planning and Infrastructure and Koolan Iron Ore Pty Ltd	<b>Licensor</b> in clause 3.1(b)	<b>port authority</b>
7.		<b>Licensor</b> in clause 3.4 in all instances where it occurs	<b>port authority</b>
8.		<b>Licensor</b> in clause 5 in all instances where it occurs	<b>port authority</b>
9.		<b>Licensor</b> in the phrase "...surrender and yield up to the Licensor the Jetty..." in clause 6	<b>port authority</b>
10.		<b>Licensor</b> in clause 8	<b>port authority</b>
11.		<b>Manager, Coastal Facilities, Department for Planning and Infrastructure</b> in clause 9(a)(ii)	<b>CEO</b>
12.		<b>Licensor</b> in clause 14 in all instances where it occurs	<b>port authority</b>

**MA404****PORT AUTHORITIES ACT 1999****PORT TRANSFER (PORT OF VARANUS ISLAND) TRANSITIONAL ORDER 2021**

Made under the Act Schedule clause 58 by the Minister for Ports.

**1. Citation**

This order is the *Port Transfer (Port of Varanus Island) Transitional Order 2021*.

**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. Terms used**

In this order—

**Act Schedule** means Schedule 8 of the *Port Authorities Act 1999*;

**CEO** means the person holding the office of chief executive officer of the port authority;

**port authority** means the Pilbara Ports Authority;

**Transport CEO** has the same meaning as in clause 52 of the Act Schedule;

**Transport Department** has the same meaning as in clause 52 of the Act Schedule;

**Transport Minister** has the same meaning as in clause 52 of the Act Schedule.

**4. Substitution of parties and references in documents and proceedings**

An agreement, instrument or document that is to have effect as if references to the port authority, or the CEO or a member of staff, were substituted in accordance with this order, for references in it to the State, the Transport Minister, the Transport Department or the Transport CEO (however expressed), is specified in Schedule 1.

RITA SAFFIOTI, Minister for Ports.

Dated 17 May, 2021.

**Schedule 1—Substitute references in agreement, instrument or document**

Item	Agreement, Instrument or Document	Reference	Substitute reference
1.	Jetty licence LM 4198 dated 13 January 2020 between Property Services Manager of Department of Transport (acting as the delegate of the Transport CEO) and Santos WA Energy Limited (ABN 39 009 301 964)	<b>Licensor</b> in the phrase "...paying to the Licensor the annual licence fee as advised by the Licensor prior to the date of commencement of the next period..." on page 1	<b>port authority</b>
2.		<b>Licensor</b> in clause 1 in all instances where it occurs, except in clause 1(k)	<b>port authority</b>
3.		<b>CEO</b> in clause 1(k) in all instances where it occurs	<b>port authority</b>
4.		<b>Licensor</b> in clause 2 in all instances where it occurs	<b>port authority</b>
5.		<b>Licensor</b> in clause 3 in all instances where it occurs, except in clause 3(a)	<b>port authority</b>
6.		<b>Licensor</b> in clause 4 in all instances where it occurs	<b>port authority</b>

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## PLANNING

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**PL401****METROPOLITAN REDEVELOPMENT AUTHORITY ACT 2011**

## APPROVAL OF METRONET EAST REDEVELOPMENT SCHEME

It is hereby notified that under Section 47 of the *Metropolitan Redevelopment Authority Act 2011*, the Minister for Lands has granted approval of the METRONET East Redevelopment Scheme (the Scheme).

The Scheme comes into effect on 26 May 2021 and establishes the statutory planning framework to guide future development within the METRONET East Redevelopment Area.

The Scheme can be viewed at DevelopmentWA's Perth office (Level 2, The Esplanade, Perth) between the hours of 8:30am and 5:00pm Monday to Friday.

The Scheme is also available to view on DevelopmentWA's website at [www.developmentwa.com.au](http://www.developmentwa.com.au).

**PL402****PLANNING AND DEVELOPMENT ACT 2005**

## REVOCATION OF PLANNING CONTROL AREA 135

*City of Bayswater*

Bayswater Station (Metronet)

File: RLS/0802

Notice is hereby given that the Western Australian Planning Commission has resolved to revoke Planning Control Area 135, land identified for railways and related public purposes pursuant to section 113 of the *Planning and Development Act 2005*, and that the Minister for Planning has granted approval to the revocation.

The revocation of Planning Control Area 135 is affective from the date of this notice in the *Government Gazette*.

Ms SAM FAGAN, Secretary, Western Australian Planning Commission.

**PL403**

**PLANNING AND DEVELOPMENT ACT 2005**  
AMENDMENT TO THE DECLARATION OF PLANNING CONTROL AREA 149  
*City of Swan*

Morley Ellenbrook Line – Bennett Springs

File No. 835-2-1-29

**General description**

The Minister for Planning as granted approval to amend Planning Control Area 149. The planning control area has previously been declared to protect land required for the Morley Ellenbrook Line at Bennett Springs. The planning control area is now modified to remove the stage one subdivision area in accordance with Part 7 of the *Planning and Development Act 2005*. Western Australian Planning Commission (WAPC) plan numbered 3.2770/1.

**Purpose of the Planning Control Area**

The purpose of this amended planning control area is to facilitate development of the land for railways and related road widening purposes. The WAPC considers that the amended planning control area is required to ensure that no development occurs on this land which might prejudice this purpose.

**Duration and effects**

The amended Planning Control Area has effect from the date of publication of this notice in the *Government Gazette* to 14 August 2025, or until revoked by the WAPC with the approval of the Minister.

A person shall not commence and carry out development in a planning control area without the prior approval of the WAPC. The penalty for failure to comply with this requirement is \$200,000 and, in the case of a continuing offence, a further fine of \$25,000 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the WAPC in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

**Display locations**

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Swan, 2 Midland Square, Midland.

Documents can also be viewed online at the Department of Planning, Lands and Heritage website <https://www.dplh.wa.gov.au/planning-control-areas>.

Ms SAM FAGAN, Secretary, Western Australian Planning Commission.

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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 W J Johnston MLA to act temporarily in the office of Minister for Health; Medical Research; State Development, Jobs and Trade; Science in the absence of the Hon R H Cook MLA for the period 28 June to 11 July 2021 (both dates inclusive).

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

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**PR402**

## DEPARTMENT OF THE PREMIER AND CABINET

## Retention of the Title Honourable

It is hereby notified for public information that the Governor, on behalf of Her Majesty the Queen, has approved the retention of the title "Honourable" for the following former ministers, former speaker of the Legislative Assembly, and former members of the Legislative Council—

Hon Michael Philip Murray

Hon Adele Farina

Hon Benjamin Sana Wyatt

Hon Colin James Holt

Hon Peter Charles Tinley MLA

Hon Robin Howard Chapple

Hon Peter Bruce Watson

Hon James Edward Chown

Hon Michael Mischin

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

Beryl Vera Griffiths, late of 20 Waverley Street, Dianella, Western Australia, Retired, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 24 December 2020, are required by the Executor, care of WA Property Lawyers, 48 Outram Street, West Perth, WA, 6005, Telephone: (08) 9380 3600, Facsimile: (08) 9322 1112 to send particulars of their claims to the Executor within one (1) 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 she then has notice.

WA PROPERTY LAWYERS.

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**ZZ402****TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Malcolm William Steele, late of 8 Smugglers Pass, Drummond Cove, 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 31 January 2021, are required by the Executors, Scott Glen Steele, Murray Anthony Steele and Gregg Malcolm Steele (Executors) all care of Mid West Lawyers, Suite 1, Wiebbe Hayes House, 7 Wiebbe Hayes Lane, Geraldton, Western Australia, to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

MID WEST LAWYERS.

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**ZZ403****TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Graham John Major, late of 9 Hammersley Street, Geraldton, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 9 February 2021, are required by the Executor, Marlene Rose Antonovich (Executor) care of Mid West Lawyers, Suite 1, Wiebbe Hayes House, 7 Wiebbe Hayes Lane, Geraldton, Western Australia, to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

MID WEST LAWYERS.

**ZZ404****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Gillian Primrose Hamilton late of 29 Gardner Street, Como, Western Australia, Lip Reading Teacher and Administrator, 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 26 January 2021, are required by the Executor, Mrs Sara Kirstin Frost care of Butlers Lawyers & Notaries, 45 Stirling Highway, Nedlands, Western Australia, to send particulars of their claims to her within one (1) month from today, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

## Notice to Creditors and Claimants

Lois Grant, late of 5 Horgan Street, Mosman Park, in the State of Western Australia, Pensioner, 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 6th day of March 2021, are required by the Executors, being Mrs Debra Lane and Paul Grant to send particulars of their claims to them at 15 Bradley Court, Samson, WA, 6163, by the date being one month following the publication of this notice, after which date the Executors may convey or distribute the assets, having regard only to claims of which they then have notice.

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

## Notice to Creditors and Claimants

Brice Francis Roberts late of 34/3A Moolanda Boulevard, Kingsley Western Australia Bank Manager 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 July 2020 are required by the Trustee Equity Trustees Wealth Services Limited ACN 006 132 332 of Level 1, 575 Bourke Street, Melbourne Victoria 3000 to send particulars of their claim to them by 6 July 2021 after which date the Trustee may convey or distribute the assets having regard only to the claims of which it then has notice.

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

## Notice to Creditors and Claimants

Notice to Creditors and Claimants Lolkje Ytje Wiersma O/W Lolkje Ytje Lopez and Loeky Wiersma late of 57 Ross Street Cloverdale Western Australia Retired Nursing Sister 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 11 June 2020 are required by the Trustee Equity Trustees Wealth Services Limited ACN 006 132 332 of Level 1, 575 Bourke Street, Melbourne Victoria 3000 to send particulars of their claim to them by 6 July 2021 after which date the Trustee may convey or distribute the assets having regard only to the claims of which it then has notice.

**ZZ408****TRUSTEES ACT 1962**

## DECEASED ESTATES

## Notice to Creditors and Claimants

Notice to Creditors and Claimants of Patricia Anne Varney late of Osboine Contemporary Care, 39 Newton Street, Bayswater Western Australia Spiritual Teacher 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 31 October 2019 are required by the Trustee, care of McFarlane Lawyers, PO Box 1079 West Perth WA 6872 to send particulars of their claim to them by 6 July 2021 after which date the Trustee may convey or distribute the assets having regard only to the claims of which it then has notice.

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