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GOVERNMENT**  
**azette**

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- Copy must be lodged with the Publications Officer, Department of the Premier and Cabinet no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition)—

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# — PART 1 —

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## JUSTICE

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JU301

Defamation Act 2005

### **Defamation (Damages for Non-economic Loss) Order 2021**

Made by the Minister under section 35(3) of the Act.

**1. Citation**

This order is the *Defamation (Damages for Non-economic Loss) Order 2021*.

**2. Adjustment of maximum damages amount**

From 1 July 2021, the amount that applies for the purpose of section 35(1) of the Act is \$432 500.

J. QUIGLEY, Attorney General.

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## POLICE

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PO301

Police Act 1892

### **Police Force (Member Testing) Amendment Regulations 2021**

SL 2021/99

Made by the Commissioner of Police.

**1. Citation**

These regulations are the *Police Force (Member Testing) Amendment Regulations 2021*.

## 2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *Road Traffic Amendment (Impaired Driving and Penalties) Act 2020* section 37 comes into operation.

## 3. Regulations amended

These regulations amend the *Police Force (Member Testing) Regulations 2011*.

## 4. Regulation 3 amended

- (1) In regulation 3(1) delete the definition of *authorised person* and insert:

*authorised person* has the meaning given in the *Road Traffic Act 1974* section 65;

- (2) In regulation 3(1) in the definition of *confirmed adverse test result for alcohol* delete “or self-testing analysing equipment showing the concentration of alcohol in a person’s blood to be 0.02g” and insert:

showing the concentration of alcohol in a person’s blood to be 0.02 g

- (3) Delete regulation 3(2) and insert:

- (2) In these regulations, the following terms have the meanings given to them in the *Road Traffic Act 1974* section 65 —

*breath analysing equipment*;  
*preliminary test*.

## 5. Regulation 12 amended

In regulation 12(2) delete “equipment, preliminary test and self-testing analysing equipment)” and insert:

equipment and preliminary test apparatus)

## 6. Regulation 15 amended

In regulation 15(2) delete “equipment or self-testing analysing”.

**7. Regulation 31 amended**

In regulation 31(3) delete “or self-testing analysing equipment”.

**8. Regulation 36 amended**

In regulation 36(3) delete “or self-testing analysing equipment”.

**9. Regulation 37 amended**

In regulation 37(2) delete “equipment or self-testing analysing”.

G. DREIBERGS, Acting Commissioner of Police.

P. PAPALIA, Minister for Police.

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## — PART 2 —

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### AGRICULTURE AND FOOD

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AG401

**BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007**  
**BIOSECURITY AND AGRICULTURE MANAGEMENT INDUSTRY FUNDING**  
**SCHEME (CATTLE) REGULATIONS 2010**

CATTLE INDUSTRY DECLARED PEST CONTROL AND COMPENSATION FUNDING SCHEME  
(AREA OF OPERATION AND RATE OF CONTRIBUTIONS) NOTICE 2021

Made by the Minister under regulation 13(1) of the *Biosecurity and Agriculture Management Industry Funding Scheme (Cattle) Regulations 2010* on the recommendation of the Industry Management Committee.

#### 1. Citation

This notice is the *Cattle Industry Declared Pest Control and Compensation Funding Scheme (Area of Operation and Rate of Contributions) Notice 2021*.

#### 2. Area of Operations and Rate of Contributions

- (1) In respect of the financial year 2021-22 I declare that—
- (a) the Scheme is to operate in the whole of the State; and
  - (b) the rate at which contributions are to be paid under regulation 14 for the period beginning on 1 July 2021 and ending on 30 June 2022 is \$0.20 per head of cattle or per carcass comprised in a chargeable sale.
- (2) The contributions raised under the Cattle Industry Funding Scheme (estimated) are likely to be applied to fund payments relating to each specified pest proportionally as follows—
- (a) Enzootic bovine leucosis (*bovine leukaemia virus*): 13%
  - (b) Tuberculosis (*mycobacterium tuberculosis*): 11%
  - (c) Bovine Johne's disease (*mycobacterium paratuberculosis*): 76%

Hon. ALANNAH MacTIERNAN, MLC, Minister for Agriculture and Food.

Date: 8 June 2021.

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AG402

**BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007**  
**BIOSECURITY AND AGRICULTURE MANAGEMENT INDUSTRY FUNDING**  
**SCHEME (GRAINS) REGULATIONS 2010**

GRAINS, SEEDS AND HAY INDUSTRY DECLARED PEST CONTROL AND COMPENSATION  
FUNDING SCHEME (AREA OF OPERATION AND RATE OF CONTRIBUTIONS) NOTICE 2021

Made by the Minister under regulation 13(1) of the *Biosecurity and Agriculture Management Industry Funding Scheme (Grains) Regulations 2010* on the recommendation of the Industry Management Committee.

#### 1. Citation

This notice is the *Grains, Seeds and Hay Industry Declared Pest Control and Compensation Funding Scheme (Area of Operation and Rate of Contributions) Notice 2021*.

#### 2. Area of Operations and Rate of Contributions

- (1) In respect of the financial year 2021-22 I declare that—
- (a) the Scheme is to operate in the agricultural areas the State, which are defined to include all local government districts of Western Australia except for those comprising the Kimberley (municipal districts of Broome, Halls Creek, Derby-West Kimberley and Wyndham-East Kimberley) and the pastoral area (local government districts of Ashburton, Carnarvon, Coolgardie, Cue, Dundas, East Pilbara, Exmouth, Laverton, Leonora, Kalgoorlie-Boulder, Meekatharra, Menzies, Mount Magnet, Murchison, Ngaanyatjarraku, Port Hedland, Roebourne, Sandstone, Shark Bay, Upper Gascoyne, Wiluna and Yalgoo); and

- (b) the rates at which contributions are to be paid under regulation 15 for the period beginning on 1 July 2021 and ending on 30 June 2022 are—
- (i) in respect of a chargeable transaction, where the chargeable produce is grain or seed: \$0.25 per tonne; and
  - (ii) in respect of a chargeable transaction, where the chargeable produce is hay: \$0.125 per tonne.
- (2) The contributions raised under the Grains, Seeds and Hay Industry Funding Scheme (estimated) are likely to be applied to fund payments relating to each specified pest proportionally as follows—
- (a) Three-horned bedstraw (*Galium tricornutum*): 5%
  - (b) Skeleton weed (*Chondrilla juncea* L.): 95%

Hon. ALANNAH MacTIERNAN, MLC, Minister for Agriculture and Food.

Date: 8 June 2021.

#### AG403

### BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007

#### BIOSECURITY AND AGRICULTURE MANAGEMENT INDUSTRY FUNDING SCHEME (SHEEP AND GOATS) REGULATIONS 2010

#### SHEEP AND GOAT INDUSTRY DECLARED PEST CONTROL AND COMPENSATION FUNDING SCHEME (AREA OF OPERATION AND RATE OF CONTRIBUTIONS) NOTICE 2021

Made by the Minister under regulation 13(1) of the *Biosecurity and Agriculture Management Industry Funding Scheme (Sheep and Goats) Regulations 2010* on the recommendation of the Industry Management Committee.

#### 1. Citation

This notice is the *Sheep and Goat Industry Declared Pest Control and Compensation Funding Scheme (Area of Operation and Rate of Contributions) Notice 2021*.

#### 2. Area of Operations and Rate of Contributions

- (1) In respect of the financial year 2021-22 I declare that—
- (a) the Scheme is to operate in the whole of the State; and
  - (b) the rate at which contributions are to be paid under regulation 14 for the period beginning on 1 July 2021 and ending on 30 June 2022 is \$0.17 per head or per carcass comprised in a chargeable sale.
- (2) The contributions raised under the Sheep and Goat Industry Funding Scheme (estimated) are likely to be applied to fund payments relating to each specified pest proportionally as follows—
- (a) Virulent footrot (*Dichelobacter nodosus*): 85%
  - (b) Dog, Wild or Feral (*Canis lupus familiaris* (feral)): 15%

Hon. ALANNAH MacTIERNAN, MLC, Minister for Agriculture and Food.

Date: 8 June 2021.

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## FIRE AND EMERGENCY SERVICES

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#### FE401

### EMERGENCY MANAGEMENT ACT 2005

#### EXTENSION OF STATE OF EMERGENCY DECLARATION

I, Reece Raymond Whitby, 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: 12:26 pm.

Date on which declaration made: 16 June 2021.

This declaration has effect from 12 am on 18 June 2021 and remains in force until—

- (a) 12 am on 2 July 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*.

REECE RAYMOND WHITBY, Minister for Emergency Services.

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**JUSTICE**


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JU401

**COURT SECURITY AND CUSTODIAL SERVICES ACT 1999**  
**PERMIT DETAILS**

Pursuant to the provisions of section 51(1) of the *Court Security and Custodial Services Act 1999*, the Commissioner of Corrective Services has issued the following Permits to do High-Level Security Work—

<b>Surname</b>	<b>First Name(s)</b>	<b>Permit Number</b>	<b>Permit Expiry Date</b>
Bennett	Kelsey Jane	BRS-210002	24/03/2022
Brennan	Hector Gregory James	BRS-210004	Revoked
Burwood	Peter Martin	BRS-210005	24/03/2022
Buscumb	Matthew James Louis	BRS-210006	24/03/2022
Coombs	Brandon Harcourt	BRS-210007	24/03/2022
Fares	Doris Mary	BRS-210008	24/03/2022
Filipe	Paulo Alexandre	BRS-210009	24/03/2022
Ghassemi	Ali Reza	BRS-210010	24/03/2022
Golding	Bradley	BRS-210011	24/03/2022
Gordon	Murray	BRS-210012	24/03/2022
Handa	Alok	BRS-210013	Revoked
Harris	Craig William	BRS-210036	24/03/2022
Henare	Isaac Ihaka	BRS-210014	Revoked
Hyde	Warren Gerard	BRS-210015	24/03/2022
Johnson	Hayden Douglas	BRS-210016	24/03/2022
Kumar	Satish	BRS-210017	24/03/2022
Mkulo	Anton-Karim Ahmed	BRS-210019	24/03/2022
Mkulo	Taviah Ann Nambua	BRS-210020	24/03/2022
Pape	Nils	BRS-210021	24/03/2022
Rankine	Walter Charles	BRS-210023	24/03/2022
Rodney-Hansen	Julian	BRS-210024	24/03/2022
Sanzana Diaz	Francisco Javier	BRS-210026	24/03/2022
Thomas	Stacey Maree	BRS-210027	24/03/2022
Tibbs	Andrew	BRS-210028	24/03/2022
Trott	Marley Douglas	BRS-210029	24/03/2022
Virk	Gurial Singh	BRS-210030	Revoked
Whitfield	Yvette Cordelia	BRS-210032	24/03/2022
Wornham	Stefan	BRS-210033	24/03/2022
Zikhali	Bigboy	BRS-210034	24/03/2022

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

SUE HOLT, Assistant Director,  
 Prisoner Transport and Custodial Services Contract Management.

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## LOCAL GOVERNMENT

LG401

### LOCAL GOVERNMENT ACT 1995

*City of Rockingham*

#### BASIS OF RATES

I, Tim Fraser, 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 16 June 2021, determined that the method of valuation to be used by the City of Rockingham as the basis for a rate in respect of the *land* referred to in the Schedule is to be the gross rental value of the land—

#### Schedule

	Designated Land
UV to GRV	All those portions of <i>land</i> being Lots 45 to 46 inclusive, Lots 78 to 80 inclusive and Lots 82 to 86 inclusive as shown on Deposited Plan 420592.

TIM FRASER, Executive Director Local Government,  
Department of Local Government, Sport and Cultural Industries.

## MINERALS AND PETROLEUM

MP401

### 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 17 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
E69/3348	Wiluna 295— 296— 367— 368—	v,w,x,y,z v a,b,c,d,e,f,g,h,j,k a	Kalium Lakes Potash Pty Ltd	Warburton

Dated at Perth this 16th day of June 2021.

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

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 44 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
E69/3351	Wiluna 510— 511— 512— 513— 582— 583— 584—	y,z n,o,p,s,t,u,v,w,x,y c,d,e,g,h,j,k,l,m,n,o,q,r,s,v,w a,b,f,g,l,m,q,r,v,w d c,d,e a,b	Kalium Lakes Potash Pty Ltd	Warburton

Dated at Perth this 16th day of June 2021.

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

## MP403

## 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 11 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
E69/3352	Wiluna 581— 582:	o,p a,b,c,f,g,h,l,m,n	Kalium Lakes Potash Pty Ltd	Warburton

Dated at Perth this 16th day of June 2021.

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

## MP404

## 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 9 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
E69/3346	Wiluna 581— 582:	u j,k,o,p,q,r,s,t	Kalium Lakes Potash Pty Ltd	Warburton

Dated at Perth this 16th day of June 2021.

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

## MP405

## 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 105 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
E38/3089	Kalgoorlie 555— 556— 557— 627— 628— 629— 630— 631— 701— 702— 703:	r,s,t,u,v,w,x,y,z q,r,s,t,u,v,w,x,y,z v,w,x,y a,b,c,d,e,f,g,h,l a,b,c,d,e,h,j,k,p, a,b,c,d,f,g,h,j,k,l,m,n,o,p,r,s,t,u, x,y,z f,g,h,l,m,n,o,q,r,s,t,u,v,w,x,y,z v d,e a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,s,t,u a,f,l,q,r	K2O Minerals Pty Ltd	Mt Margaret

Dated at Perth this 16th day of June 2021.

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

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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 Forty First Parliament.

Title of Act	Date of Assent	Act No.
COVID-19 Response Legislation Amendment (Extension of Expiring Provisions) Act 2021	2 June 2021	1 of 2021
Treasurer's Advance Authorisation Act 2021	8 June 2021	2 of 2021
Protection of Information (Entry Registration Information Relating to COVID-19 and Other Infectious Diseases) Act 2021	21 June 2021	3 of 2021

NIGEL PRATT, Clerk of the Parliaments.

Dated 22 June 2021.

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## PLANNING

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PL101

*CORRECTION***PLANNING AND DEVELOPMENT ACT 2005**

## AMENDMENT TO THE DECLARATION OF PLANNING CONTROL AREA 149

*City of Swan*

## Morley Ellenbrook Line—Bennett Springs

It is hereby notified for public information that the notice under the above amended planning control area, published at page 1893 of the *Government Gazette* No 93 dated 25 May 2021, contained an error which is now corrected by replacing as follows—

For the words—

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*.

Read—

The planning control area is now modified to remove a portion of Lot 624 Marshall Road, Bennett Springs in accordance with Part 7 of the *Planning and Development Act 2005*.

Ms SAM FAGAN, Secretary, Western Australian Planning Commission.

PL401

**PLANNING AND DEVELOPMENT ACT 2005**

## APPROVED LOCAL PLANNING SCHEME AMENDMENT

*City of South Perth*

## Local Planning Scheme No. 6—Amendment No. 63

Ref: TPS/2546

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 South Perth Local Planning Scheme amendment on 14 June 2014 for the purpose of—

1. Amending the Scheme map by recoding the following lots—

From R80 to R-AC0—

- Lot 51 (No. 25), Lot 79 (No. 17) and Lot 80 (No. 19) Preston Street, Como (Como Central and adjoining site).
- Lot 4 (No. 171) and Lot 18 (No. 175) Labouchere Road. Como.
- Lot 299 (No. 10), Lot 414 (No. 12), Lot 415 (No. 12), Lot 416 (No. 14), Lot 417 (No. 14), Lot 1 (No. 16), Lot 2 (No. 16A), Lot 3 (No. 16B), Lot 66 on D5661, Lot 10 (No. 18-22) and Lot 9 (No. 24) Preston Street, Como.

- Lot 12 (No. 12) and Lot 13 (No. 10) Mary Street, Como.
- Lot 410 (No. 15), Lot 411 (No. 17) Eric Street, Como.

From R80 to R100—

- Lot 150 (No. 167) and Lot 19 (No. 169) Labouchere Road, Como.
- Lot 3 (No. 13), and Lot 14 (No. 19) Eric Street, Como.
- Lot 1 (No. 2), Lot 2 (No. 4), Strata Plan S08025 (No. 6) and Lot 413 (No. 8) Mary Street, Como.

2. Amending the 'Building Height Limits' map for Precinct 8—Como Beach;

- For Lots 1, 2, 412, 413 Mary Street, 13, 14 Eric Street and Lot 19 and 150 Labouchere Road removing height limit controls from the map.
- For 'Site R' (being Lots 51 and 80 Preston Street, Como) removing height limit controls from the map.
- For 'Site S' (being Lots 1, 2, 3, 9, 10, 66, 299, 414, 415, 416, 417 Preston Street, 12, 13 Mary Street, 18, 4 Labouchere Road and Lots 410 and 411 Eric Street, Como), removing the height controls from the map.

3. Inserting a new clause 5.4(16) as follows—

- 16 (a) In this sub-clause, 'Site R' means Lots 51, 79 and 80 Preston Street as depicted on the figure below—



Figure 5a: Location of Site 'S' and Site 'R'

(b) Notwithstanding anything contained in this Scheme or the R-Codes—

(i) Building heights and setbacks for Site R shall be as follows—

- Clause 6.1A does not apply;
- Buildings up to a maximum height of 3 storeys shall be setback a minimum of nil from the Preston Street and Labouchere Road boundary with the exception of the corner on Labouchere Road for which an appropriate architectural corner element may be approved. The corner element shall be limited to a maximum of 10m from the site corner truncation and up to a maximum height of 4 storeys in total; and
- Buildings up to a maximum height of 3 storeys shall be setback a minimum of nil from the western boundary; and
- No development shall occur within 6 metres of the southern boundary above ground level. Development up to a maximum of four storeys shall be setback a minimum of 6 metres from the southern boundary and development up to a maximum of eight storeys shall be setback a minimum of 16 metres from the southern boundary.
- Buildings above 3 storeys, up to a maximum of 8 storeys, shall be setback a minimum of—
  - 5 metres from Preston Street and Labouchere Road; and
  - 6 metres from the western boundary.

Notwithstanding the setbacks detailed under clause 16(i)(E), the local government may approve an application if the non-compliance is minor in nature and will not have any adverse impact upon the amenity of the occupiers or users of the development or the precinct, or upon the likely future development of the precinct.

- (F) Development designed such that a shadow cast at midday on 21 June onto any adjoining property does not exceed 35% of the site area.
- (ii) Land Use
- (A) Notwithstanding Table 1, the following land uses shall be 'P' ('Permitted') uses in Site R—
- i. Home Business
  - ii. Mixed Development;
  - iii. Multiple Dwelling;
  - iv. Single Bedroom Dwelling;
  - v. Office;
  - vi. Shop; and
  - vii. Liquor Store—Small
- (B) Notwithstanding Table 1, the following land uses shall be 'D' (Discretionary) uses in Site R—
- i. Aged or Dependent Persons Dwelling;
  - ii. Aged or Dependent Persons Amenities;
  - iii. High Level Residential Aged Care Facility;
  - iv. Small Bar;
  - v. Reception Centre.
- (C) 'Dual key' dwellings (accessed from the same front door) shall be counted as one dwelling for all standards including car parking. Such 'Dual Key' dwellings are not permitted to be further strata titled;
- (D) A 'take away food outlet' use shall not include a 'drive-through' component.
- (iii) Carparking
- (A) Minimum car parking and bicycle parking shall be varied from the provisions of Table 6 of the Scheme, as below—
- i. Shop—4 car bays per 100m<sup>2</sup> net lettable area;
  - ii. Liquor store (small)—4 car bays per 100m<sup>2</sup> net lettable area; and
  - iii. Restaurant, Tavern and Small Bar—1 car bay per 20m<sup>2</sup> of net lettable area.
- (B) Notwithstanding Table 6 and Clause (iii)(A) above, the local government may approve a lesser number of car, motorcycle/scooter or bicycle parking bays where a Parking Needs Assessment prepared by a qualified traffic engineer demonstrates that the proposed number of bays is sufficient, having regard to—
- i. Different periods of peak demand;
  - ii. The surrounding highly walkable environment;
  - iii. The availability of public transport, bicycle parking and end of trip facilities.
- (C) Minimum car parking for land uses not stipulated in (iii)(A) shall be in accordance with the Scheme.
- (iv) Public Benefits
- In respect of development on Site R, any comprehensive new development on these lots shall include—
- (A) The provision of a publicly accessible plaza within the development, to be retained in private ownership and maintained by the landowner.
- (B) the upgrade or payment of the upgrading of Preston Street surface treatment, street furniture and street trees abutting the respective property to the back of the respective kerb to the satisfaction of the local government.

## 4. Inserting a new clause 5.4(17) as follows—

- 17 (a) In this sub-clause, 'Site S' means Lots 1, 2, 3, 9, 10, 66, 299, 414, 415, 416, 417 Preston Street, 12, 13 Mary Street, 18, 4 Labouchere Road and Lots 410 and 411 Eric Street, Como as depicted on the figure below—

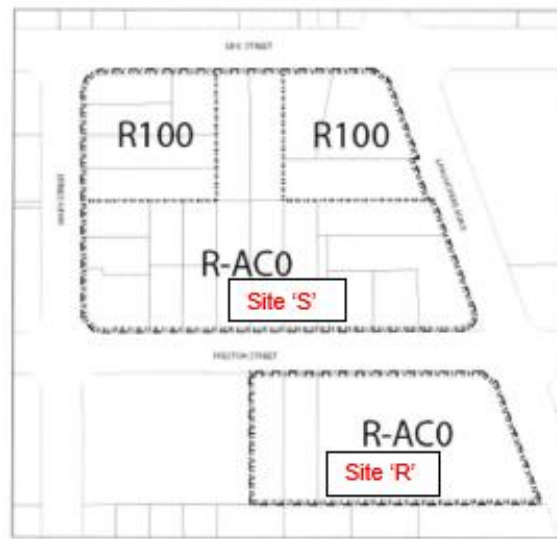


Figure 5b: Location of Site 'S' and Site 'R'



Figure 6: Maximum height of buildings on Site 'S'

- (b) Notwithstanding anything contained in this Scheme or in the R-Codes, the following development standards apply in respect of Site S—
- (i) Building heights
    - (A) The Building Height Limits are depicted on Figure 6.
    - (B) Clause 6.1A does not apply to Site S.
  - (ii) Street and lot boundary setbacks
    - (A) The setbacks from the street and lot boundaries are identified in Figure 6.
    - (B) The local government may, notwithstanding non-compliance with the setbacks shown in Figure 6, approve an application if the non-compliance is minor in nature and will not have any adverse impact upon the amenity of the occupiers or users of the development or the precinct, or upon the likely future development of the precinct.
    - (C) Buildings shall be setback a minimum of 6 metres from the boundary that divides Lot 4 Labouchere Road and Lot 3 Preston Street, with landscaping required to this boundary. Any application for approval of substantial development on Lot 3 Preston Street shall be accompanied by a Landscape and Maintenance Plan that demonstrates how landscaping and/or wall treatments will be provided in the area shown on Figure 6 as "Boundary treatment" and maintained by the owner thereafter.

- (D) For all lots excluding Lots 410 and 411, a parapet wall may be permitted in accordance with SPP 7.3.
- (iii) Special provisions for the Cygnet Cinema
- (A) Notwithstanding the height and setbacks in Figure 6, development on lots directly abutting the Cygnet Cinema must be in accordance with the advice received from the Heritage Council under section 75 of the *Heritage Act 2018*.
- (iv) Land Use
- (A) Notwithstanding Table 1, the following land uses shall be 'P' ('Permitted') uses in the 'Neighbourhood Centre Commercial' Zone—
- i. Cinema/Theatre;
  - ii. Home Business;
  - iii. Mixed Development;
  - iv. Multiple Dwelling;
  - v. Single Bedroom Dwelling;
  - vi. Office;
  - vii. Shop.
- (B) Notwithstanding Table 1, the following land uses shall be 'D' (Discretionary) uses in the 'Neighbourhood Centre Commercial' Zone.
- i. Aged or Dependent Persons Dwelling;
  - ii. Aged or Dependent Persons Amenities;
  - iii. High Level Residential Aged Care Facility;
  - iv. Small Bar;
  - v. Reception Centre.
- (C) 'Dual key' dwellings (accessed from the same front door) shall be counted as one dwelling for all standards including car parking. Such 'Dual Key' dwellings are not permitted to be further strata titled;
- (D) A 'take away food outlet' use shall not include a 'drive-through' component;
- (v) Carparking
- Minimum car parking shall be varied from the provisions of Table 6 of the Scheme as follows—
- (A) Car parking for uses in the Neighbourhood Centre Commercial zone may be provided on land zoned Residential where located on the same Certificate of Title.
- (B) Minimum car parking and bicycle parking shall be varied from the provisions of Table 6 of the Scheme, as below—
- i. Shop—4 car bays per 100m<sup>2</sup> net lettable area;
  - ii. Liquor store (small)—4 car bays per 100m<sup>2</sup> net lettable area;
  - iii. Cinema/theatre—1 car bay per 5 seats; and
  - iv. Restaurant, Tavern and Small Bar—1 car bay per 20m<sup>2</sup> of net lettable area.
- (C) Notwithstanding Table 6 and Clause (v)(B) above, the local government may approve a lesser number of car, motorcycle/scooter or bicycle parking bays where a Parking Needs Assessment prepared by a qualified traffic engineer demonstrates that the proposed number of bays is sufficient, having regard to—
- i. Different periods of peak demand;
  - ii. The surrounding highly walkable environment;
  - iii. The availability of public transport, bicycle parking and end of trip facilities; and
  - iv. Reciprocity of parking.
- (D) Minimum car parking for land uses not stipulated in (v)(B) shall be in accordance with the Scheme.
- (vi) Public Benefits
- In respect of development on Site S, any comprehensive new development on this site shall provide the following—
- (A) For Lots 1 to 3 (No.16) Preston Street—the 'Cygnet Cinema' site, the provision or payment of a public plaza and streetscape upgrades to the northern side of Preston Street and include the carriageway for the frontage of the said lots to the satisfaction of the local government;
- (B) For Lots 1 to 3 (No.16) Preston Street—the 'Cygnet Cinema' site, the provision of a Conservation Management Plan for the Cygnet Theatre. Development shall be carried out in accordance with any approved

conservation management plan to the satisfaction of the Local Government.

- (C) For all remaining lots with frontage to Preston Street, the upgrade or payment of the upgrading of Preston Street surface treatment, street furniture and street trees abutting the respective property to the back of the respective kerb to the satisfaction of the local government;
- (D) A minimum of 50% of the dwellings per development application (excluding student accommodation) developed to a 'Silver' standard and 5% 'Platinum' standard as per the Liveable Housing Design Guidelines issued by Liveable Housing Australia (or equivalent).
- (E) A minimum 5-star Green Star rating or equivalent rating tool unless otherwise agreed by the local government.

5. Inserting a new clause 5.4(18) as follows—

- 18 (a) This sub-clause, applies to Lots 1, 2, 412, 413 Mary Street, 13, 14 Eric Street and Lots 19 and 150 Labouchere Road, Como being the R100 coded lots depicted on the figure below—



Figure 5c: Location of Site 'S' and Site 'R'

- (b) The Building Height Limit for lots referenced in subclause 18(a) is 4 storeys.
- (c) Clause 6.1A does not apply to lots referenced in subclause 18(a).

G. MILNER, Mayor.  
G. GLASS, 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 P Papalia MLA to act temporarily in the office of Minister for Disability Services; Fisheries; Innovation and ICT; Seniors and Ageing in the absence of the Hon D T Punch MLA for the period 26 June to 8 July 2021 (both dates inclusive).

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 90 of 21 May 2021.

E. ROPER, A/Director General, Department of the Premier and Cabinet.



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## TREASURY AND FINANCE

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TR401

**ELECTRICITY INDUSTRY ACT 2004**  
**ELECTRICITY INDUSTRY (TEMPORARY ACCESS CONTRIBUTION)**  
**NOTICE (NO. 1) 2021**

Made by the Treasurer, under section 129N (1) of the *Electricity Industry Act 2004* (the Act).

**1. Citation**

This notice is the Electricity Industry (Temporary Access Contribution) Notice (No. 1) 2021.

**2. Commencement**

This notice shall take effect on 1 July 2021.

**3. Determination of temporary access contribution**

Pursuant to section 129N(1) of the Act, the Temporary Access Contribution that is payable by the Regional Electricity Corporation for the purpose of Part 9B of the Act in respect of the period commencing on—

- (a) 1 July 2021 and ending on 30 June 2022 is \$13,273,426;
- (b) 1 July 2022 and ending on 30 June 2023 is \$13,273,426;
- (c) 1 July 2023 and ending on 30 June 2024 is \$13,273,426; and
- (d) 1 July 2024 and ending on 30 June 2025 is \$13,273,426.

MARK MCGOWAN, MLA, Treasurer.

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## WORKCOVER

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WC401

**WORKERS' COMPENSATION AND INJURY MANAGEMENT ACT 1981**  
**REVOCATION OF EXEMPTION NOTICE**

Given by the Board for the purposes of section 168 of the *Workers' Compensation and Injury Management Act 1981* (the Act).

**Revocation of Exemption**

Notice is given that on 15 June 2021, the Governor, acting under section 168 of the Act and with the advice and consent of Executive Council ordered that the exemption given to ANZ Banking Group Limited under s.164 be revoked.

SHARRYN JACKSON, Chairman of the Board.

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## PUBLIC NOTICES

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ZZ401

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

Notice to Creditors and Claimants

In the matter of the Estate of Anthony Graeme Burrows, late of 35 Coopers Circuit, Mount Tarcoola in the State of 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 the 9th of June 2018, are required by the Executor Thomas Johannes Thuijs, to send the particulars of their claim to Tom Thuijs c/- Encompass Financial, PO Box 1865, Geraldton WA 6531, in the state of Western Australia, by 31 July 2021, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated this 25 June 2021.

THOMAS J. THUIJS, Encompass Financial.

**ZZ402****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Estate of Gwlenys Elaine Walker, late of Peter Arney Nursing Home, 1 Gentilli Way, Salter Point, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 22 November 2020, are required by the executor, Glenn James Beresford Porter, of PO Box 277 Kalamunda, WA 6926, to send particulars of their claims to him on or before 25 July 2021 after which date the executor may convey or distribute the assets having regard only to the claims of which he then has notice.

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**ZZ403****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Ronald Keith Guest, late of 15 Mitchell Street, Castletown, Western Australia, Farmer, 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 5 February 2021, are required by the Executors, 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 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.

WA PROPERTY LAWYERS.

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

## Notice to Creditors and Claimants

Estate of Basil Georgiou, late of 2 Montebello Avenue, Heathridge WA 6027, 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 15 April 2021, are required by the Executor Ann Beverly Georgiou of 2 Montebello Avenue, Heathridge WA 6027 to send particulars of their claims to her by 29 July 2021 after which date the Executor may convey or distribute the assets of the estate, 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

Geoffrey Ronald Chapman late of 12 Brathwaite Road, Lockridge, 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 was found on 22 September 2020 are required by the personal representative to send particulars of their claims to her care of IRDI Legal, 248 Oxford Street, Leederville, Western Australia 6007 by 30 July 2021 after which date the personal representative may convey or distribute the assets having regard to the claims of which she then has notice.

IRDILLEGAL as solicitors for the personal representative.

ZZ406

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

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 25 July 2021 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Allen, Michael, formerly of 94 Government Road, Roelands, late of Valleyview Residence, 3-5 Vernon Street, Collie, who died on 24 February 2020 (DE33159431 EM13).

Davis, Janis Lesley, late of Unit 2, 2 Dynevor Rise, Floreat, who died on 17 March 2021 (DE19853646 EM32).

Feeney, Martin Christopher, also known as Feeney, Christopher, late of 15a Harold Street, Bellevue, who died on 25 April 2021 (DE33043608 EM35).

Kenney, Diane Louise, late of Unit 3, 55 Seymour Street, West Busselton, who died on 16 April 2021 (DE19861970 EM18).

Meakins, Winifred Gladys, late of 3 Carr Street, Beaconsfield, who died on 22 April 2021 (DE19883375 EM32).

Midgley, Betty June, late of Bethanie Waters Retirement Village, 18 Olivenza Crescent, Port Kennedy, who died on 11 May 2021 (DE19892953 EM37).

Mulconray, Dellice Mona, late of Aegis Carrington, 27 Ivermey Road, Hamilton Hill, who died on 15 March 2021 (DE19872013 EM35).

Timms, Lawrence Alexander, late of Unit 7, 23 North Beach Road, North Beach, who died on 27 May 2021 (DE19801283 EM36).

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

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