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Nil

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## PUBLISHING DETAILS

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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)—

Email address:

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After lodging any notices, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*



## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR CHRISTMAS 2021 AND NEW YEAR HOLIDAY PERIOD 2022

Publishing Dates	Closing Dates and Times for copy
Tuesday, 21 December 2021	Friday, 17 December 2021 at 12 noon
Friday, 24 December 2021	Wednesday, 22 December 2021 at 12 noon
Friday, 31 December 2021	Wednesday, 29 December 2021 at 12 noon

**The Government Gazette will not be published on  
Tuesday 28 December 2021  
Tuesday 4 January 2022**

The next edition will be published on Friday 7 January 2022 and copy will close 12 noon Wednesday 5 January 2022

# — PART 2 —

## CONSUMER PROTECTION

### CP401

#### RETAIL TRADING HOURS ACT 1987

#### RETAIL TRADING HOURS (CITY OF ALBANY)

#### CHRISTMAS AND PUBLIC HOLIDAY VARIATION ORDER 2021

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

#### 1. Citation

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

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

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

Table

Day	Hours
Wednesday 1 December 2021	From 6.00pm to 9.00pm
Friday 3 December 2021	From 6.00pm to 9.00pm
Saturday 4 December 2021	From 5.00pm to 9.00pm
Sunday 5 December 2021	From 10.00am to 5.00pm
Monday 6 December 2021	From 6.00pm to 9.00pm
Tuesday 7 December 2021	From 6.00pm to 9.00pm
Wednesday 8 December 2021	From 6.00pm to 9.00pm
Friday 10 December 2021	From 6.00pm to 9.00pm
Sunday 12 December 2021	From 10.00am to 5.00pm
Monday 13 December 2021	From 6.00pm to 9.00pm
Tuesday 14 December 2021	From 6.00pm to 9.00pm
Wednesday 15 December 2021	From 6.00pm to 9.00pm
Friday 17 December 2021	From 6.00pm to 9.00pm
Sunday 19 December 2021	From 10.00am to 5.00pm
Monday 20 December 2021	From 6.00pm to 9.00pm
Tuesday 21 December 2021	From 6.00pm to 9.00pm
Wednesday 22 December 2021	From 6.00pm to 9.00pm
Friday 24 December 2021	From 6.00pm to 9.00pm
Sunday 26 December 2021	From 10.00am to 5.00pm
Monday 27 December 2021	From 10.00am to 5.00pm
Tuesday 28 December 2021	From 10.00am to 5.00pm
Wednesday 29 December 2021	From 6.00pm to 9.00pm
Friday 31 December 2021	From 6.00pm to 9.00pm
Saturday 1 January 2022	From 10.00am to 5.00pm
Sunday 2 January 2022	From 10.00am to 5.00pm
Monday 3 January 2022	From 10.00am to 5.00pm

Tuesday 4 January 2022	From 6.00pm to 9.00pm
Wednesday 5 January 2022	From 6.00pm to 9.00pm
Friday 7 January 2022	From 6.00pm to 9.00pm
Sunday 9 January 2022	From 10.00am to 5.00pm
Monday 10 January 2022	From 6.00pm to 9.00pm
Tuesday 11 January 2022	From 6.00pm to 9.00pm
Wednesday 12 January 2022	From 6.00pm to 9.00pm
Friday 14 January 2022	From 6.00pm to 9.00pm
Sunday 16 January 2022	From 10.00am to 5.00pm
Monday 17 January 2022	From 6.00pm to 9.00pm
Tuesday 18 January 2022	From 6.00pm to 9.00pm
Wednesday 19 January 2022	From 6.00pm to 9.00pm
Friday 21 January 2022	From 6.00pm to 9.00pm
Sunday 23 January 2022	From 10.00am to 5.00pm
Monday 24 January 2022	From 6.00pm to 9.00pm
Tuesday 25 January 2022	From 6.00pm to 9.00pm
Wednesday 26 January 2022	From 10.00am to 5.00pm
Friday 28 January 2022	From 6.00pm to 9.00pm
Sunday 30 January 2022	From 10.00am to 5.00pm
Monday 31 January 2022	From 6.00pm to 9.00pm
Sunday 6 March 2022	From 10.00am to 5.00pm
Monday 7 March 2022	From 10.00am to 5.00pm
Sunday 17 April 2022	From 10.00am to 5.00pm
Monday 18 April 2022	From 10.00am to 5.00pm
Monday 25 April 2022	From 12.00pm to 5.00pm
Sunday 5 June 2022	From 10.00am to 5.00pm
Monday 6 June 2022	From 10.00am to 5.00pm
Sunday 25 September 2022	From 10.00am to 5.00pm
Monday 26 September 2022	From 10.00am to 5.00pm

Hon. AMBER-JADE SANDERSON, MLA, Minister for Commerce.

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## ENERGY

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EN101

*CORRECTION*

**GAS SERVICES INFORMATION ACT 2012**  
**GAS SERVICES INFORMATION REGULATIONS 2012**  
**GAS SERVICES INFORMATION RULES**

GSI Rules made by the Minister for Energy.

I, Mr Bill Johnston, Minister for Energy for the State of Western Australia hereby give notice of GSI Rules made in accordance with regulation 7(6) of the *Gas Services Information Regulations 2012*.

These GSI Rules may be cited as the *Gas Services Information Amendment (Transitional Provisions) Rules 2021* and are to commence at 8:00am (WST) on the day after the day this notice is published in the *Gazette*.

Dated at Perth this 25 October 2021.

Hon. W. JOHNSTON MLA, Minister for Energy.

### 1.1 Division 2 amended

1.1 Insert the following new rule 108B—

**108B Transitional provisions for the Review Period from 1 July 2022 to 1 July 2025**

- (1) Notwithstanding rule 108A the following apply—
- (a) the Economic Regulation Authority must publish a proposal guideline by 31 October 2021;
  - (b) AEMO must submit a proposal for its Allowable Revenue and Forecast Capital Expenditure to the Economic Regulation Authority for the Review Period by 31 December 2021;
  - (c) the Economic Regulation Authority must publish on its website a draft determination of AEMO's Allowable Revenue and Forecast Capital Expenditure for the Review Period for public consultation by 31 March 2022; and
  - (d) the Economic Regulation Authority must prepare and publish on its website its final determination of AEMO's Allowable Revenue and Forecast Capital Expenditure for the Review Period by 31 May 2022.

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## JUSTICE

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JU401

### PRISONS ACT 1981

#### PERMIT DETAILS

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

Surname	Other Name(s)	Permit No.
Curtis	Paul	AP 0717
Do Dip Chand Gupta	Aarti	PA 0401
Eivers	Marilyn Patricia	PA 0404
O'Brien	Heather Joan	AP 0470
O'Donnell	Natasha	AP 0716
Mason	Jenna Rae	PA 0543

MIKE REYNOLDS, Commissioner.

22 October 2021.

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## LOCAL GOVERNMENT

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LG401

### LOCAL GOVERNMENT ACT 1995

#### BUSH FIRES ACT 1954

*City of Greater Geraldton*

#### BUSH FIRE BRIGADES LOCAL LAW 2021

Under the powers conferred by the *Local Government Act 1995*, *Bush Fires Act 1954* and under all other powers enabling it, the Council of the City of Greater Geraldton resolved on 26 October 2021 to make the following local law.

#### 1 Citation

- (1) This local law may be cited as the City of Greater Geraldton Bush Fire Brigades Local Law 2021.
- (2) The *City of Greater Geraldton Bush Fire Brigades Local Law 2011* published in the *Government Gazette* on 13 July 2012 is repealed.

#### 2 Definitions

- (1) In this local law unless the context otherwise requires—

*Act* means the *Bush Fires Act 1954*;

*brigade area* is defined in clause 5(1)(b);

*bush fire brigade* is defined in section 7 of the Act;

*CEO* means the Chief Executive Officer of the local government;

*district* means the district of the local government;

*local government* means the City of Greater Geraldton;

*normal brigade activities* is defined by section 35A of the Act; and

*Regulations* means Regulations made under the Act.

(2) In this local law, unless the context otherwise requires, a reference to—

- (a) a Captain;
- (b) a First Lieutenant;
- (c) a Second Lieutenant; and
- (d) any additional Lieutenants;

means a person holding that position in a bush fire brigade.

### 3 Application

This local law applies throughout the district.

### 4 Establishment of a bush fire brigade

(1) The local government may establish a bush fire brigade for the purpose of carrying out normal brigade activities.

(2) A bush fire brigade is established on the date of the local government's decision under subclause (1).

(3) A bush fire brigade established under subclause (1) is to hold a meeting at least once every financial year to appoint persons to the positions in clause 5(1)(c).

### 5 Name and officers of bush fire brigade

(1) On establishing a bush fire brigade under clause 4(1) the local government is to—

- (a) Give a name to the bush fire brigade;
- (b) Specify the brigade area in which the bush fire brigade is primarily responsible for carrying out the normal brigade activities; and
- (c) Appoint—
  - (i) a Captain;
  - (ii) a First Lieutenant;
  - (iii) a Second Lieutenant; and
  - (iv) additional Lieutenants if the local government considers it necessary.;

(2) A person appointed to a position pursuant to subclause (1)(c) is to be taken to be a brigade member.

(3) The appointments referred to in subclause (1)(c) expire at the completion of the first annual general meeting of the bush fire brigade.

(4) An election is to be held at the first annual general meeting by the members of the brigade for appointments to the positions referred to in subclause (1)(c) and every subsequent annual general meeting.

(5) If a position referred to in subclause (1)(c) becomes vacant prior to the completion of the first annual general meeting or at any time, then the Brigade members are to vote for a replacement member to fill the position.

(6) The Brigade members may elect, set the term of office, describe the duties of, and dismiss, any person to any other position including secretary, treasurer, equipment officer, training officer or other positions, and may combine those positions; and

(7) The Brigade members may establish types of brigade membership including fire fighting members, auxiliary members, cadet members, and honorary life members.

### 6 Duties of Captain and bush fire brigade officers

(1) The duties of the Captain are to—

- (a) Provide leadership to bush fire brigades;
- (b) Monitor bush fire brigades' resourcing, equipment and training levels;
- (c) Liaise with the local government concerning—
  - (i) Fire prevention or fire suppression matters generally;
  - (ii) Directions to be issued by the local government to bush fire control officers, including those who issue permits to burn; and
  - (iii) Bush fire brigade officers;
- (d) Ensure that a list of bush fire brigade members is maintained;
- (e) Report annually to the local government the office bearers of the bush fire brigade in accordance with the Regulations;
- (f) Report to the local government no later than 1 February each year, for consideration and appropriate provision being made in the next local government budget, the status of a bush fire brigade's—
  - (i) Training and readiness;
  - (ii) Equipment; and
  - (iii) Vehicles and appliances.

- (g) Arrange for normal brigade activities as authorised by the Act or by the local government; and
  - (h) Where a vacancy occurs in a position appointed under clause 5(1)(c), to—
    - (i) Advise the CEO of the vacancy as soon as practicable; and
    - (ii) Make alternate suitable arrangements for that position until an appointment is made.
- (2) The duties of other bush fire brigade officers are to support the Captain in his/her role.

#### 7 Appointment, employment, payment, dismissal and duties of bush fire control officers

The appointment, employment, payment, dismissal and duties of bush fire control officers is dealt with by the Act.

#### 8 Maintenance and equipment with appliances and apparatus of bush fire brigades

The local government may provide funds for the maintenance and equipment with appliances and apparatus of bush fire brigades in accordance with Part 6 of *the Local Government Act 1995*.

Dated 29 October 2021.

The Common Seal of the City of Greater Geraldton was affixed in the presence of

SHANE VAN STYN, Mayor.  
ROSS MCKIM, Chief Executive Officer.

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## MARINE/MARITIME

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MA401

### WESTERN AUSTRALIAN MARINE ACT 1982

WAMA—2021—204780

Approval and exemption from certain provisions of the *Navigable Waters Regulations 1958* and the *Western Australian Marine Act 1982* for certain vessels in the Swan Canning Riverpark

Department of Transport,  
Fremantle WA, 26 October 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport (DoT), delegate of the Chief Executive Officer, acting pursuant to the powers in section 115A of the *Western Australian Marine Act 1982* (the Act) and regulation 48(a) of the *Navigable Waters Regulations 1958* (the Regulations), hereby make the exemptions and approval set out below, in relation to motorised vessels under the control of a bona fide member, coach or event official of Rowing WA, Rowing Australia, the Western Australian Institute of Sport or associated rowing club or school rowing program (Rowing Safety Vessels) whilst operating within the following areas only—

- a. Coffee Point on the Canning River to Riverton Bridge; and
- b. Fremantle Traffic Bridge to Reid Highway Bridge on the Swan River.

#### Exemptions

Pursuant to section 115A of the Act, Rowing Safety Vessels are **exempt** from compliance with—

- a. Regulations 19A, 48(b), 48(c), 48(d) and 48(e) of the Regulations; and
- b. Notices made under section 67 of the Act that are in force on the date of this exemption but does not include new notices that come into effect during the period of this exemption.

#### Approval

Pursuant to regulation 48(a) of the Regulations, Rowing Safety Vessels are **granted approval** to operate in exceedance of 8 knots in water less than 3 metres in depth and within 50 metres of a river bank or water's edge.

#### Conditions

1. Exceedance of the speed limit is only to the extent as is reasonably necessary to effectively undertake either—
  - (a) safety, coaching or umpiring activities during an aquatic event as listed in the Rowing WA calendar; or
  - (b) organised training.
2. The speed at which Rowing Safety Vessels are operated shall not exceed 12 knots above the specified speed limit.
3. DoT is in receipt of risk management plan(s), which covers all events listed in a calendar of events involving rowing that is maintained by Rowing WA, and addresses the following—
  - (a) conducting events in areas of high traffic density; and
  - (b) the provision of appropriate training for vessel operators and crew to ensure that they are suitably experienced in navigating whilst operating at high speed (including when undertaking emergency response), and they take reasonable care in all circumstances.

All aspects of the risk management plan(s) referred to at condition 3 are adhered to at all times.

4. The operator of a Rowing Safety Vessel must annually complete an online acknowledgement that they have read and understood the requirements outlined within the relevant *Rowing Training Water Safety Guideline*; Rowing WA will provide this online tool. A copy of this acknowledgement must be produced to DoT upon request (To be implemented by 1 February 2022).
5. A copy of the risk management plan(s) referred to at section 3 are produced to DoT upon request.
6. The Rowing Safety Vessels display the word 'Safety' in letters at least 200mm high and 20mm thick, either on both sides of the hull, or on a white flag in red writing positioned on the vessel so that it is visible to other vessels.
7. The Rowing Safety Vessels have suitable and operational navigational lights fitted and these are used always between sunset and sunrise and/or at times of reduced visibility.
8. The Rowing Safety Vessels have a suitable and operational orange 360° flashing light fitted and this is used always when the vessel is being used in accordance with this exemption between sunset and sunrise and/or at times of reduced visibility (To be implemented by 1 February 2022).
9. The operator of a Rowing Safety Vessel must hold, as a minimum, a Recreational Skippers Ticket
10. The operator of a Rowing Safety Vessel must—
  - (a) assess if it is appropriate to exceed the speed limit; and
  - (b) comply with the *Prevention of Collisions at Sea Regulations 1983*) including but not limited to—
    - i. Rule 5 (Look-out);
    - ii. Rule 6 (Safe Speed);
    - iii. Rule 7 (Risk of Collision);
    - iv. Rule 22 (Visibility of Lights); and
    - v. Rule 23 (Power Driven Vessel Underway)
11. A copy of this instrument is produced to DoT within 24 hours upon request.

This instrument is to be known as WAMA—2021—204780 and is valid from the date it is signed until 1 August 2023 inclusive unless revoked sooner. This instrument revokes the previous instrument WAMA—2019—203307.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

## MA402

### WESTERN AUSTRALIAN MARINE ACT 1982 WAMA—2021—204810

Exemption for Australian Power Boat Association members under the age of 17 from compliance with certain regulations of the *Navigable Waters Regulations 1958* when participating in power boat races at the Western Australian Powered Water Sports Area and gazetted racing area at Lake Towerrinning.

Department of Transport,  
Fremantle WA, 26 October 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport (DoT) and delegate of the Chief Executive Officer, acting pursuant to the power in section 115A of the *Western Australian Marine Act 1982* (the Act), hereby exempt bona fide vessels operated by Australian Power Boat Association (APBA) members under the age of 17 participating in organised races, from compliance with Regulations 47A(3), 47A(4) and 47A(5) of the *Navigable Waters Regulations 1958*.

This exemption is subject to the following conditions—

1. Participating members who are 17 years of age or older must hold a recreational skipper's ticket;
2. APBA must ensure a sufficient number of suitable rescue craft are available during all power boat races.
3. DoT is in receipt of ABPA's risk management plans and ABPA must produce a copy of these plans to DoT upon request;
4. All aspects of APBA's risk management plans and safety management systems are adhered to; and
5. APBA officials must carry a copy of this exemption during races or produce it to DoT within 24 hours upon request.

This instrument is to be known as WAMA—2021—204810 and is valid from the date it is signed until 1 August 2023 inclusive unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

MA403

**WESTERN AUSTRALIAN MARINE ACT 1982**  
**NAVIGABLE WATERS REGULATION 1958**  
WAMA-2021-204741

Craft and vessel approval and exemptions for certain aquatic events

Department of Transport,  
Fremantle WA, 12 October 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport make this instrument under section 115A, regulation 48 and regulation 52CA as delegate of the Chief Executive Officer.

**Instrument title**

This instrument is WAMA-2021-204741.

**Definitions**

In this instrument—

**event** means an aquatic race, display or regatta or an exhibition of any form of aquatic sport, including water ski-ing—

- (a) which is listed in the SLSWA Activity Register;
- (b) for which permission has been given by the Chief Executive Officer under regulation 51C(1);
- (c) concerning which the Chief Executive Officer has received from SLSWA a safety management plan; and
- (d) that is commenced after sunrise and is completed before sunset the same day.

**craft** means a paddle board, a surf rowboat, a surf ski or other type of craft propelled only by the movements of the person operating it.

**emergency** means a sea search-and-rescue operation or another situation in which serious injury can either be reasonably expected or has been reported to the exempted vessel.

**controlled** means under the control of a member or employee of SLSWA.

**regulation** means a regulation of the *Navigable Waters Regulations 1958*.

**safety management plan** means a statement of—

- (a) the nature and number, if any, of rescue and safety craft; and
- (b) the medical, evacuation and communications resources,

that will be present at the event to which it relates or, as the case may be, the training to which it relates, and when they will be present.

**section** means a section of the *Western Australian Marine Act 1982*.

**SLSWA** means Surf Life Saving Western Australia Inc (ABN 38926034500).

**SLSWA activity register** means the document maintained by SLSWA as a plan and record of its activities, including its events and the training it conducts.

**training** means training conducted by SLSWA that takes place after sunrise and before sunset the same day and concerning which the Chief Executive Officer has received from SLSWA a safety management plan.

**vessel** includes a personal watercraft.

**Approval under regulation 48(a)—controlled vessels**

I approve a controlled vessel that is being used in training, in an event or in an emergency exceeding 8 knots in water less than 3 metres in depth and within 50 metres of a riverbank or water's edge.

**Exemptions under regulation 52CA—controlled craft—events**

I exempt a controlled craft that is being used in an event from regulations 52A, 52B(1), 52B(1a), 52BAD(3), 52BAD(4), 52BAD(5) and 52C.

**Exemptions under section 115A—controlled vessels—emergencies**

I exempt a controlled vessel that is being used to respond to an emergency from—

- (a) sections 66 and 67; and
- (b) regulations 19(2), 48(b), 48(e), 49, 50B, 51D, 52A, 52B(1), 52B(1a), 52BAA, 52BAB and 52C.

**Exemptions under section 115A—controlled vessels—training—events**

I exempt a controlled vessel that is being used in training or in an event from—

- (a) sections 66 and 67; and
- (b) regulations 49, 50B, 51D, 52A, 52B(1), 52B(1a), 52BAA, 52BAB and 52C.

**Conditions**

It is a condition of each approval and exemption that a copy of this instrument is produced to the Department of Transport within 72 hours of demand.

It is a condition of each exemption of a controlled craft or controlled vessel that is being used in an event that the SLSWA safety management plan for the event is complied with.

It is a condition of each exemption from—

- (a) regulation 50B that all those on board wear a type 2 or level 50 personal floatation device;
- (b) regulation 52A that all crew wear a type 2 or level 50 personal floatation device;
- (c) regulation 52B(1) that the vessel is no more than 2 nautical miles offshore;
- (d) regulation 52B(1a) that an inshore flare kit is on board;
- (e) regulation 52BAA that a SLSWA radio is on board; and
- (f) regulation 52BAB that a personal locator beacon is on board.

It is a condition of each exemption of a controlled vessel that is being used in an event that the SLSWA guidelines titled 'Guidelines for Safer Surf Clubs' are complied with.

#### When this instrument is in force

This instrument remains in force until 1 August 2023 unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

MA404

### WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958

Exemption from certain speed restrictions for Rottneest Fast Ferries passenger ferries  
WAMA-2021-204740

Department of Transport,  
Fremantle WA, 26 October 2021.

I, Raymond Buchholz, Assistant Executive Director Maritime, Department of Transport make this instrument under section 115A and regulation 48 as delegate of the Chief Executive Officer.

#### Instrument title

This instrument is WAMA-2021-204740.

#### Definitions

In this instrument—

**ferry** means—

- (a) Seaflyte (UVI 437438);
- (b) Voyager IV (UVI 450250); and
- (c) Harbour Master (UVI 443404).

**Hillarys Boat Harbour** means the area the subject of Notice 2.

**Notice 1** means the notice under section 67 published in the *Government Gazette* at p.5029 on 8 November 2016.

**Notice 2** means the notice under section 67 published in the *Government Gazette* at p.4250 on 13 December 2019.

**regulation** means a regulation of the *Navigable Waters Regulations 1958*.

**Rottneest Fast Ferries** means CM Marine Pty Ltd (ACN 160 675 374).

**Rottneest Fast Ferries Risk Register and Safety Management System** means the document so titled and provided by Rottneest Fast Ferries to the Chief Executive Officer on 22 July 2021.

**rule** means a rule of the *Prevention of Collision at Sea Regulations 1983* (WA).

**section** means a section of the *Western Australian Marine Act 1982*.

#### Exemptions under section 115A

I exempt a ferry from the application of Notice 1 and Notice 2 while it enters or exits Hillarys Boat Harbour.

#### Approval under regulation 48(a)

I approve a ferry to exceed 8 knots in water less than 3 metres deep and within 50 metres of the water's edge while it enters or exits Hillarys Boat Harbour and while it is in the area to which Notice 1 applies.

#### Conditions

It is a condition of each approval and exemption that—

- (a) the ferry does not exceed a speed of 8 knots while it is within the area covered by Notice 2;
- (b) the ferry does not exceed a speed of 12 knots while it is within the area covered by Notice 1;
- (c) the ferry makes sound signals as described in;
  - a. rule 34(a) when it departs berth at Hillarys Boat Harbour;
  - b. rule 34(e) when it enters or exits Hillarys Boat Harbour;

- (d) the ferry displays a flashing orange light visible from all sides at all times while it is inside Hillarys Boat Harbour;
- (e) the operation of the ferry complies with the Rottneest Fast Ferries Risk Register and Safety Management System; and
- (f) a copy of this instrument is produced to the Department of Transport within 72 hours of demand.

**When this instrument is in force**

This instrument remains in force until 1 August 2023 unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

**MA405**

**WESTERN AUSTRALIAN MARINE ACT 1982**

(WAMA—2021—2047281)

WA Water Ski Association Exemption

Department of Transport,  
Fremantle WA, 17 September 2021.

**1. Definitions**

In this instrument—

“*Act*” means the *Western Australian Marine Act 1982*;

“*DoT*” means the Department of Transport;

“*Regulations*” means the *Navigable Waters Regulations 1958*;

“*WAWSA member vessels*” means Western Australian Water Ski Association (WAWSA) member vessels; and

“*Western Australian Powered Water Sports Area*” means the exclusive use area waters near Heirisson Island in the Swan River, made pursuant to section 66 of the Act and published in the *Government Gazette* on 10 November 2015.

**2. Exemption and approval**

I, Raymond Buchholz, Assistant Executive Director Maritime DoT, delegate of the Chief Executive Officer, pursuant to the power in section 115A(1) of the Act exempt WAWSA member vessels from compliance with—

- I. **Regulation 48(c), (d)(i), d(iv) and (e)**—prohibition on exceeding 8 knots in proximity to certain hazards;
- II. **Regulation 49C**—prohibition of driving speed boats behind skiers;
- III. **Regulation 49E**—restriction on ski ropes;
- IV. **Regulation 49F**—restriction on towing trick water skiers;
- V. **Regulation 49G**—restriction on towing skiers near landing or take-off areas;
- VI. **Regulation 49H**—restriction on ski lines;
- VII. **Regulation 49I**—driver of speed boat not to approach shore where skier has landed;
- VIII. **Regulation 49K**—water skis to be retrieved immediately; and
- IX. **Regulation 50**—prohibition of towing of water skier at certain times;

of the Regulations, and in accordance with regulation 48(a) of the Regulations, grant approval to WAWSA member vessels to exceed the 8-knot speed limit in water less than 3 metres in depth and within 50 metres of a riverbank or water’s edge.

**3. Conditions**

This instrument is subject to the following conditions—

- I. WAWSA must ensure a sufficient number of suitable rescue craft are available during all water skiing activities to ensure safe management of the event;
- II. DoT is in receipt of WAWSA’s risk management plans and WAWSA must produce a copy of these plans to DoT upon request;
- III. All aspects of WAWSA’s risk management plans and safety management systems are adhered to at all times;
- IV. Organisers must carry a copy of this exemption during the exempt period and produce it to DoT within 24 hours upon request; and
- V. This instrument only applies to WAWSA member vessels and members while training for and participating in water skiing activities in the Western Australian Powered Water Sports Area.

#### 4. Commencement

This instrument revokes instrument WAMA—2021—204728 and is valid from the date it is signed until 1 August 2023 inclusive unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

#### MA406

#### WESTERN AUSTRALIAN MARINE ACT 1982

Exemption for tow-in surfing activities from regulations 48A(2) and 49 of the *Navigable Waters Regulations 1958*

(WAMA—2021—204550)

Department of Transport,  
Fremantle WA, 16 July 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport, a delegate of the Chief Executive Officer, acting pursuant to section 115A of the *Western Australian Marine Act 1982*, hereby exempt a person from the application of the following regulations while he or she is operating a personal watercraft (PWC) to carry out tow-in surfing activities—

- (a) Regulation 48A(2) of the *Navigable Water Regulations 1958* (by which the towing of water skiers may only occur in gazetted water-skiing areas); and
- (b) Regulation 49 of the *Navigable Water Regulations 1958* (by which the driver of a speed boat towing a water skier must be accompanied by another person to keep watch over the skier).

This exemption is subject to the following conditions—

The person

1. The person is 17 years of age or over;
2. The person holds a Recreational Skippers Ticket;
3. The person wears a kill switch lanyard on the wrist or attached to his or her personal floatation device; and
4. The person gives way to all other aquatic activities (for example; swimmers, paddle surfers, other vessels, persons on the shore).

The PWC

5. The PWC is equipped with—
  - a. All safety equipment required under the *Navigable Waters Regulations 1958*;
  - b. A rescue sled—
    - (i) of a minimum size of 90cm width, 1.2m length and 7cm thickness equipped with a minimum of five (5) grip handles;
    - (ii) the load on which does not exceed the load capacity recommended by the manufacturer;
  - c. A kill switch lanyard, which is wrapped around the handlebars;
  - d. A marine band radio which has an effective range of coverage for the operation;
  - e. An effective quick release floating tow rope;
  - f. An effective bow tow line;
  - g. A mask, dive fins, and a safety knife, each effective and each in a readily accessible location; and
  - h. A suitable first aid kit.

The person towed

6. Only one person is towed at a time; and
7. The person being towed holds a Recreational Skippers Ticket

The craft towed—

8. Only one craft is towed at a time; and
9. The towed craft is not motorised.

The activities

10. The tow-in surfing is not in protected waters, any gazetted water ski, PWC restricted or prohibited areas;
11. The tow-in surfing activities do not impede the safe passage or navigation of any other craft;
12. The tow-in surfing activities are a minimum of 50 metres from any other tow-in surfing activity and 200 metres from all other aquatic activities (for example, swimmers, paddle surfers, other vessels, persons on the shore); and
13. The tow-in surfing activities take place between sunrise and sunset.

This exemption does not exempt any person or vessel from the application of any other legislation including speed restrictions and the *Prevention of Collisions at Sea Regulations 1983*.

This instrument revokes the instrument known as WAMA—2019—203337 and remains in force until 1 August 2023 inclusive unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

**MA407**

**WESTERN AUSTRALIAN MARINE ACT 1982**

(WAMA-2021—204549)

Exemption of electric hydrofoils from compliance with certain provisions of the *Navigable Waters Regulations 1958*

Department of Transport,  
Fremantle WA, 16 July 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport (DoT) and delegate of the Chief Executive Officer, acting pursuant to the power in section 115A of the *Western Australian Marine Act 1982*, hereby exempt electric hydrofoils from compliance with the following regulations of the *Navigable Waters Regulations 1958*—

- a. Regulation 52A which requires vessels to be equipped with lifejackets;
- b. Regulation 52B which requires vessels to be equipped with distress signals;
- c. Regulation 52BAB which requires vessels to be equipped with an EPIRB;
- d. Regulation 52C which requires vessels to be equipped with anchors and lines;
- e. Regulation 51D(3) which requires vessels under 7m in length not fitted with a bilge pump to carry a bucket or bailer;
- f. Regulation 45B(7)(a)(i), (ii) and (iii) which require vessels to display registration numbers of a certain size, in a specified location.

The exemptions above are subject to the following conditions—

Registration—

1. The electric hydrofoil shall display the registration number allotted to it on the left and right sides of the board, each digit of the number shall be black and shall be not less than 50 mm in height and 12 mm in width; and where the background of each digit is not white, each digit of the number shall have a white surround not less than 7 mm in width; and each digit of the number shall be of plain block design and not script and be vertical and not slanting.

Operation—

2. The electric hydrofoil is operated only between the hours of sunrise and sunset.

Safety Equipment—

3. An operator of an electric hydrofoil outside protected waters and more than 400m from any shore, is to—
  - (a) wear any of the following, appropriate in terms of buoyancy and size to the body mass of that person—
    - i. Level 50 lifejacket;
    - ii. Level 50S lifejacket
    - iii. Level 100 lifejacket;
    - iv. Level 150 lifejacket;
    - v. Level 275 lifejacket;
    - vi. SOLAS lifejacket;
    - vii. PFD Type 1;
    - viii. PFD Type 2;
    - ix. PFD Type 3; and
  - (b) Subject to condition 4, carry—
    - i. an EPIRB or personal locator beacon; or
    - ii. distress signals: not fewer than 2 red hand-held flares or 2 parachute distress rockets; and not fewer than 2 hand held orange smoke signals or 1 orange smoke canister.
4. The operator of an electric hydrofoil more than 2 nautical miles from the mainland, or more than 400 m from an island situated more than 2 nautical miles from the mainland, carries an Emergency Position Indicating Radio Beacon or a personal locator beacon.
5. The required distress signals must—
  - (a) Not pass the marked manufacturer expiry date;
  - (b) Comply with the *Marine Order 25 (Equipment—lifesaving) 2014* (Commonwealth), or *Australian Standard 2092-2004 Pyrotechnical marine distress flares and signals for pleasure craft* published by Standards Australia as amended from time to time.

6. The required safety equipment is maintained in a serviceable condition and produced to a DoT officer upon request.

This instrument does not exempt an electric hydrofoil from being operated in compliance with other marine legislation requirements including speed restrictions, recreational skipper's ticket requirements and the *Prevention of Collisions at Sea Regulations 1983*.

The terms in this instrument have the same meaning as in the Act and the Regulations.

This instrument revokes instrument WAMA—2021—203336 and remains in force until 1st of August 2023, unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

## MA408

### WESTERN AUSTRALIAN MARINE ACT 1982

Approval and exemptions from certain provisions of the *Western Australian Marine Act 1982* the *Navigable Waters Regulations 1958* for certain vessels in the Swan Canning Riverpark

WAMA—2021—204595

Department of Transport,  
Fremantle WA, 28 July 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport, delegate of the Chief Executive Officer, acting pursuant to the powers in section 115A of the *Western Australian Marine Act 1982* (the Act) and regulation 48(a) of the *Navigable Waters Regulations 1958* (the Regulations), hereby make the exemptions and approval set out below, in relation to motorised vessels under the control of a bona fide member or event official of a Yachting WA affiliated club (YWA Vessels) whilst operating within the following areas only—

- Belmont waterski area to Fremantle Traffic Bridge on the Swan River; and
- Salters Point upstream to Shelley Bridge on the Canning River.

#### Exemptions

YWA Vessels are exempt from compliance with—

- regulations 19A, 48(b) 48(c)—(e) of the Regulations; and
- notices made under section 67 of the Act valid for 10 months or longer.

#### Approval

YWA Vessels are granted approval to exceed the speed limit in regulation 48(a) of the Regulations.

#### Conditions

The exemptions and approval listed above apply only if the following conditions are met—

1. Exceedance of the speed limit is only to the extent as is reasonably necessary to effectively undertake either—
  - a. safety, coaching or umpiring activities during an aquatic event as listed in the YWA calendar, or
  - b. the organised training for such an event.
2. Speed shall not be in excess of 12 knots of the specified speed limit.
3. Department of Transport is in receipt of a safety management plan/s which covers all events listed in the YWA calendar, which addresses issues including—
  - (a) conducting events in areas of high traffic density; and
  - (b) the provision of appropriate training for vessel operators and crew to ensure that they are suitably experienced in navigating whilst operating at high speed (including when undertaking emergency response), and they take reasonable care in all circumstances.
4. The YWA Vessels display the word 'Safety' in letters at least 200mm high and 20mm thick, either on both sides of the hull, or on a white flag in red writing.
5. A copy of this instrument is produced to Department of Transport as soon as practicable upon request.

This instrument is to be known as WAMA—2021—204595 and remains in force until 1 August 2023, unless revoked sooner. This instrument revokes the previous instrument WAMA—2019—203313.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

MA409

**WESTERN AUSTRALIAN MARINE ACT 1982**  
**NAVIGABLE WATERS REGULATIONS 1958**

Exemption from compliance with certain provisions of the *Navigable Waters Regulations 1958* for certain craft participating in Yachting WA events and associated training

WAMA—2021—204593

Department of Transport,  
Fremantle WA, 28 July 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime Department of Transport (DoT) and delegate of the Chief Executive Officer, acting pursuant to the powers in section 115A of the *Western Australian Marine Act 1982* (the Act) and regulation 52CA of the *Navigable Waters Regulations 1958* (the Regulations), hereby make the exemptions and conditions set out in the paragraphs below—

**General**

1. In this instrument, *Off the Beach Boats* means open boats including centreboard dinghies, sailboards, skiffs and multihulls launched and recovered from a shoreline.

**Exemptions**

2. Pursuant to section 115A(1) of the Act, Off the Beach Boats are exempt from compliance with regulations 51D, 52BAA and 52BAB of the Regulations.
3. Pursuant to regulation 52CA of the Regulations, Off the Beach Boats are exempt from compliance with regulations, 52A, 52B, and 52C of the Regulations.
4. Pursuant to regulation 52CA of the Regulations, kiteboard riders are exempt from compliance with regulations 52BAC(3), (4) and (5) of the Regulations.

**Conditions**

5. The exemptions at paragraphs 2 and 3 above apply if the vessel is—
  - a. under the control of a bona fide member or employee of Yachting Western Australia (Inc) (“YWA”) or an affiliated club; and
  - b. participating in—
    - i. a YWA event; or
    - ii. organised training for such an event; or
    - iii. organised training for an international or national event;which is listed on YWA’s Calendar of Events, including reasonable travel to and from such events or training.
6. The exemption at paragraph 4 above applies if the kiteboard rider is participating in—
  - i. a YWA ‘Olympic style’ windward and leeward race as defined by YWA; or
  - ii. organised training for such an event;which is listed on YWA’s Calendar of Events, including reasonable travel to and from such events or training.
7. The exemptions at paragraphs 2, 3 and 4 will only apply if—
  - a. DoT is in receipt of a Safety Management Plan/s which covers all events listed on the YWA Calendar of Events and all vessels involved in these events;
  - b. People subject to any of the exemptions wear a Level 50 lifejacket (known as PFD Type 2) or Level 50S lifejacket (known as PFD Type 3) as a minimum whilst participating in and travelling to events and training;
  - c. The events and training commence after sunrise and are completed before sunset;
  - d. The organiser ensures enough suitable safety craft are available throughout the duration of the events and training;
  - e. The organiser ensures that a suitable medical response, including evacuation and communications plans, is in place throughout the duration of the events and training;
  - f. All aspects of the Yachting Australia Regulations, YWA risk management plans and safety management systems are adhered to; and
  - g. A copy of this exemption is produced to DoT as soon as practicable upon request.

This instrument is to be known as WAMA—2021—204593 and remains in force until 1 August 2023, unless revoked sooner. This instrument revokes the previous instrument WAMA—2019—203304.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

## MA410

**WESTERN AUSTRALIAN MARINE ACT 1982**

Exemption from compliance with speed restrictions for power yachts participating in Yachting WA Power Yacht Time Trialling events

(WAMA—2021—204594)

Department of Transport,  
Fremantle WA, 28 July 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport (DoT) and delegate of the Chief Executive Officer, acting pursuant to the powers in section 115A of the *Western Australian Marine Act 1982* (the Act) hereby exempt bona fide power yachts participating in and supporting the Yachting WA Power Yacht Time Trialling events from compliance with the following speed notices made under section 67 of the Act published in the *Government Gazette* on—

- 18 March 2003 relating to the waters of Milyu, Pelican Point and Alfred Cove Marine Parks, Swan River; and
- 31 March 2017 relating to the waters of Matilda Bay.

This exemption is subject to the following conditions—

1. The bona fide power yachts are participating in a Yachting WA Power Yacht Time Trialling event which is listed on Yachting WA's Calendar of Events;
2. The events commence after sunrise and are completed before sunset;
3. The organiser ensures enough suitable rescue craft are available throughout the duration of the events;
4. The organiser ensures that a suitable medical response, including evacuation and communications plan, is in place throughout the duration of the event;
5. DoT has received a Risk Management Plan which covers all Yachting WA Power Yacht Time Trialling events listed on the Yachting WA Calendar of Events;
6. All aspects of the Cruising and Power Yacht Committee of Yachting WA's Risk Management Plan are adhered to;
7. The Power and Cruising Yacht Committee of Yachting WA has prior event approval from the Aquatic Council and the event dates are in the Aquatic Calendar;
8. The organiser carries a copy of this exemption during the event or produces it to DoT as soon as practicable upon request.

This instrument is to be known as WAMA—2021—204594 and remains in force until 1 August 2023, unless revoked sooner. This instrument revokes the previous instrument WAMA—2019—203312.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

## MA411

**WESTERN AUSTRALIAN MARINE ACT 1982**

Approval and exemption from speed limits for Venues West approved motorised vessels operating at the Champion Lakes Regatta Centre

WAMA—2021—204609

Department of Transport,  
Fremantle WA, 28 July 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport, delegate of the Chief Executive Officer, acting pursuant to section 115A of the *Western Australian Marine Act 1982*, hereby exempt motorised vessels approved by Venues West to operate at the Champion Lakes Regatta Centre (Events West Vessels) from compliance with regulations 48(b), 48(c), 48(d) and 48(e) of the *Navigable Waters Regulations 1958* (the Regulations) when operating at Champion Lakes Regatta Centre.

In addition, acting pursuant to the powers in regulation 48(a) of the Regulations, I hereby grant approval for Events West Vessels to exceed the speed limit in regulation 48(a) of the Regulations in the same circumstances.

The exemption and approval listed above apply only if the following conditions are met—

1. Exceedance of the speed limit is only to the extent reasonably necessary to effectively undertake either—
  - (a) safety, coaching or umpiring activities during an event listed in the Events West calendar for the Champion Lakes Regatta Centre, or
  - (b) the organised training for such an event.
2. Speed is not in excess of 12 knots of the speed limit.

3. The Department of Transport is in receipt of a safety management plan/s which covers all events listed in the Events West calendar, which addresses issues including—
  - (a) conducting events in areas of high traffic density; and
  - (b) the provision of appropriate training for vessel operators and crew to ensure that they are suitably experienced in navigating whilst operating at high speed (including when undertaking emergency response), and they take reasonable care in all circumstances.
4. A copy of this instrument is produced to Department of Transport within 72 hours upon request.

This instrument revokes WAMA—2019—203320. This instrument remains in force until 1 August 2023 unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

## MA412

### WESTERN AUSTRALIAN MARINE ACT 1982

Approval and exemption from compliance with certain speed restrictions for disabled water ski vessels

WAMA—2021—204596

Department of Transport,  
Fremantle WA, 28 July 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport (DoT), acting pursuant to the powers contained in Section 115A of the *Western Australian Marine Act 1982* (the Act), hereby make the exemptions set out below in relation to bona fide vessels towing disabled water skiers—

- o compliance with the following notices (the speed notices) made under section 67 of the Act—
  - the 8 knot speed restriction at Point Walter, Swan River, published in the *Government Gazette* on 27 November 2012; and
  - the 8 knot speed restriction at Mangles Bay, Rockingham, published in the *Government Gazette* on 30 June 2009; and
- o compliance with the following provisions of the *Navigable Waters Regulations 1958* (the Regulations)—
  - regulation 48(b), limiting vessel speed to 8 knots in or through a mooring area;
  - regulation 48(d)(i), limiting vessel speed to 8 knots within 50 metres of a moored vessel; and
  - regulation 48A(2), prohibiting towing water skiers in areas other than defined water ski areas.

In addition, bona fide vessels are granted approval to exceed the speed limit in regulation 48(a) of the Regulations.

The exemptions and approval above only apply within the waters described in the speed notices and only if the following conditions are met—

1. The vessel master may exceed the speed limit in the speed notices, up to a maximum of 12 knots, only when expedient and safe to do so;
2. The vessel master navigates directly to and from shore to the adjacent gazetted water ski area (either the Point Walter or the Mangles Bay Water Ski Area); and
3. A copy of this exemption is produced to DoT on request.

This instrument is valid from the date it is signed until 1 August 2023, unless revoked sooner. This instrument revokes the previous exemption WAMA—2019—203305.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport

## MA413

**WESTERN AUSTRALIAN MARINE ACT 1982 (WA) (CI)**  
**WESTERN AUSTRALIAN MARINE ACT 1982 (WA) (CKI)**

Exemptions for Indian Ocean Territories Recreational Registrable Vessels from Hull Identification Number Registration Requirements, made pursuant to section 115A *Western Australian Marine Act 1982 (WA) (CI) & (CKI)*  
(WAMA—2021—206432)

Department of Transport,  
Fremantle WA, 31 August 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport, a delegate of the Chief Executive Officer, make the following two exemptions below—

**Christmas Island Exemption**

1. Acting pursuant to the power in section 115A of the *Western Australian Marine Act 1982 (WA) (CI)*, **hereby exempt** vessels—
  - a. within the definition of **registrable vessel** under regulation 45A(2) of the *Navigable Water Regulations 1958 (WA) (CI)* (“CI Regulations”); and
  - b. which do not have a hull identification number (“HIN”);
from regulation 45B(5a)(a) of the CI Regulations relating to HIN requirements for vessel registration.

**Cocos Keeling Islands Exemption**

2. Acting pursuant to the power in section 115A of the *Western Australian Marine Act 1982 (CKI)*, **hereby exempt** vessels—
  - a. within the definition of **registrable vessel** under regulation 45A(2) of the *Navigable Water Regulations 1958 (WA) (CKI)* (“CKI Regulations”); and
  - b. which do not have a HIN;
from regulation 45B(5a)(a) of the CKI Regulations relating to HIN requirements for vessel registration.

These exemptions only apply to registrable vessels operating within navigable waters, as defined within *Navigable Waters Regulations 1958 (WA) (CI)* and *(CKI)*, of the Territory of Christmas Island and the Territory of Cocos (Keeling) Islands.

These exemptions do not exempt the above vessels from the application of any other legislation.

This instrument revokes WAMA—2019—203327. This instrument is valid from date of signing and is effective until 1 August 2023 unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

## MA414

**WESTERN AUSTRALIAN MARINE ACT 1982 (WA) (CI)**  
**WESTERN AUSTRALIAN MARINE ACT 1982 (WA) (CKI)**

Navigable Waters Regulations 1958 (WA) under regulation 52CA Navigable Waters Regulations (WA)(CKI)

Safety equipment exemptions for specified craft operating within certain waters of the Cocos (Keeling) Islands lagoon  
(NWR—2021—204633)

Department of Transport,  
Fremantle WA, 31 August 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport (DoT) and delegate of the Chief Executive Officer, acting pursuant to the power in section 52CA of the *Navigable Waters Regulations 1958 (WA) (CKI)* (the Regulations), hereby make the exemptions with the condition set out below—

**General**

In this instrument, the term “sailboard riding” includes reference to sailboard riders and the term “Recreational paddle craft” is as defined in regulation 46 of the Regulations.

**Exemptions—**

1. Sailboard riders are exempt from compliance with regulation 52BAC(3) of the Regulations when operating more than 400 m from shore.
2. Sailboard riders are exempt from compliance with regulation 52BAC(4) of the Regulations when operating more than 2 nautical miles from shore.
3. Recreational paddle craft are exempt from compliance with regulation 52BAD(4) of the Regulations when operating more than 400 m from shore.

4. Recreational paddle craft are exempt from compliance with regulation 52BAD(5) of the Regulations when operating more than 2 nautical miles from shore.

**Condition—**

The exemptions only apply when the craft are operating within the area of protected waters of the Territory of Cocos (Keeling) Island lagoon, as set out in the attached chart. The area is defined on its northern boundary by the Port of Cocos (Keeling) Island's southern limit which commences on the West side of Home Island at point 12°07'.28 South and 96°53'.59 East, thence goes in a South West direction to a point on West Island at 12°10' South and 96°49'.98 East.

This instrument revokes WAMA—2019—203326. This instrument is to be known as NWR—2021—204633 and is effective from the date of signing until 1 August 2023 unless revoked sooner.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

**MA415**

**WESTERN AUSTRALIAN MARINE ACT 1982  
NAVIGABLE WATERS REGULATIONS 1958**

Declaration and Exemption of Emergency Vessels  
Volunteer Organisations  
(NWR-2021-204312)

Department of Transport,  
Fremantle WA, 3 March 2021.

I, Raymond Buchholz, Assistant Executive Director, Maritime, Department of Transport (DoT) and delegate of the Chief Executive Officer, DoT,—

1. acting under regulation 19H of the *Navigable Water Regulations 1958* (the Regulations), **hereby declare** the vessels listed in Schedule 1 (Schedule 1 vessels) to be emergency vessels, with the specifications in Schedule 2; and
2. acting under section 115A of the *Western Australian Marine Act 1982* (the Act), **hereby exempt** (the exemption) the Schedule 1 vessels from notices made under—
  - (a) section 66 of the Act (Closure of navigable waters); and
  - (b) section 67 of the Act (Limiting speed of vessels);
 subject to the conditions in Schedule 3.

This instrument is to be known as NWR-2021-204312, and it revokes the previous instrument NWR-2020-204156 dated 30 November 2020.

**Schedule 1—Vessels declared as Emergency Vessels**

Rescue Group / Agency	Vessel Name	Unique Identifier
Marine Rescue Albany	Rescue I	09480
	Rescue II	08684
Marine Rescue Augusta	R.V. Ryal	440922
	RV Wilson	09560
	White Jet Ski	09655
	Blue Jet Ski	456990
Bardi Jawi Rangers	Almban	SPV 7029
Marine Rescue Bremer Bay	VMR 607	445329
Marine Rescue Broome	Redbill II	08692
	Sea Legs	09286
Marine Rescue Busselton	Rescue 1	457352
	Cheryl K	440784
Marine Rescue Bunbury	Spirit of Bunbury	08693
	VMR3	09168
	Dingo Marley	457336
Marine Rescue Carnarvon	Lady Daph	08708
Marine Rescue Cockburn	Avail	08860
	Assure	09162
Marine Rescue Coral Bay	VMR679	08710
Marine Rescue Denmark	RV Ratcliffe Bay	09592

<b>Rescue Group / Agency</b>	<b>Vessel Name</b>	<b>Unique Identifier</b>
Marine Rescue Derby	RV Volunteer	08716
Marine Rescue Esperance	Volunteer IV	09558
	Volunteer III	440799
Marine Rescue Exmouth	Ningaloo Endeavour	08721
	Cape Endeavour	458051
Marine Rescue Fremantle	R 100	08876
	Resolute	09554
	Rova 2	09553
	Rapid 1	458405
	Rapid 2	458407
	Gemini I	08879
Marine Rescue Geraldton	Nashira	08725
Marine Rescue Hopetoun	Mary Ann	434930
Marine Rescue Jurien Bay	Crikey	08732
Marine Rescue Kalbarri	Jet Ski	440811
	Spirit of Kalbarri	09033
Marine Rescue Lancelin	Volunteer Spirit	08736
	Lancelin Plaka	08737
Marine Rescue Leeman	The Abe-Lee	08739
Marine Rescue Mandurah	The Duck	08883
	Spirit of Mandurah	08742
	Charles B	08741
	Westwide I	24578
Marine Rescue Margaret River	RV Brems	440828
	Jet Ski 1	440830
	Jet Ski 2	447037
Marine Rescue Naturaliste	Valarie June	08717
	RV Guinness	09661
	Rescue 2	08718
Marine Rescue Onslow	Rescue	08754
	DY748	08755
	GC347	09440
Marine Rescue Peaceful Bay	Scorpien	08756
	Irwin	08757
Marine Rescue Port Denison	Thungara	458539
Marine Rescue Port Hedland	Iron Pride	08759
	Lancer RIB	09358
Marine Rescue Port Walcott	Pilbara Seeker III	08761
Marine Rescue Rockingham	Orion	457951
	Cape Peron	09035
Marine Rescue Two Rocks	Sea Guardian II	08770
	Guardian I	08769
Marine Rescue Shark Bay	Tamala Rose	440933
	Cape Rose	458540
Volunteer Marine Rescue W.A.	Tom Reid	08880
	Sardam	08881
Marine Rescue Walpole	Harlequin	08771
Marine Rescue Dampier	North West Shelf Venturer	08773
Marine Rescue Whitfords	Ken Blackie	457140
	Stacey Hall	08886
	City of Joondalup	08887
Marine Rescue Windy Harbour	Wind N Sea	450414
Marine Rescue Wyndham	Veronica Ryan	08719
	Sea Salt Lady	08772

**Schedule 2—Declaration specifications**

1. A Schedule 1 vessel is only operating as an emergency vessel when it is being used in relation to sea search and rescue or other situations where serious injury and/or loss of life can either be reasonably expected or has been reported to the vessel master or crew ('identified emergency').
2. Before a Schedule 1 vessel is so used, or as soon as practicable if extraordinary circumstances inhibit compliance with paragraphs (a) to (c) below, the master of a Schedule 1 vessel, must—
  - (a) notify a police officer, or a police marine communications officer, of the particulars of the identified emergency;
  - (b) notify that person which vessel it is they are master of; and
  - (c) have received police authorisation that is required in the circumstances.
3. Regulation 19A (speed limit in Swan and Canning Rivers) and regulation 48 (limitation of speed) of the Regulations do not apply to a Schedule 1 vessel when it is being used as an emergency vessel.
4. A lamp displaying intermittent blue flashes—
  - (a) may be used on a Schedule 1 vessel at any time it is—
    - i. operating as an emergency vessel; or
    - ii. supporting an aquatic event approved under regulation 51C of the Regulations, under the direction of a DoT Marine Inspector appointed pursuant to section 117 of the Act;
  - (b) must be used on a Schedule 1 vessel when it is operating as an emergency vessel and exceeding the speed limit, operating in closed waters, or both of those.
5. The operator of a Schedule 1 vessel when it is operating as an emergency vessel must hold, as a minimum, a Recreational Skippers Ticket.
6. The master of a Schedule 1 vessel when it is operating as an emergency vessel must—
  - (a) assess if it is appropriate to exceed the speed limit; and
  - (b) comply with the *Prevention of Collisions at Sea Regulations 1983* including—
    - i. Rule 5 (Look-out);
    - ii. Rule 6 (Safe Speed); and
    - iii. Rule 7 (Risk of Collision).
7. The master and crew of a Schedule 1 vessel must comply with a direction issued by a Police officer or a DoT Marine Inspector (designated under section 117 of the Act), including a direction to provide a situation report in relation to the identified emergency.

**Schedule 3—Exemption Conditions**

1. The Schedule 1 vessel is being used in relation to an identified emergency.
2. A lamp displaying intermittent blue flashes is used on the Schedule 1 vessel when it is exceeding the speed limit, operating in closed waters, or both of those.
3. The operator of the Schedule 1 vessel holds, as a minimum, a Recreational Skippers Ticket.
4. Before the Schedule 1 vessel is used as an emergency vessel, or as soon as practicable if extraordinary circumstances inhibit compliance with paragraphs (a) to (c) below, the master—
  - (a) notifies a Police officer, or a police marine communications officer, of the particulars of the identified emergency;
  - (b) notifies that person which vessel it is they are master of; and
  - (c) receives from that person any authorisation that is required in the circumstances.
5. The master of a Schedule 1 vessel complies with the *Prevention of Collisions at Sea Regulations 1983* including—
  - (a) rule 5 (Look-out);
  - (b) rule 6 (Safe Speed);
  - (c) rule 7 (Risk of Collision).
6. At all times that the Schedule 1 vessel is exceeding any speed limit, the master is assessing the extent to which, if any, it is appropriate to do so.
7. At all times that the Schedule 1 vessel is operating in closed waters, the master is assessing whether it is appropriate to do so.
8. The master and crew of a Schedule 1 vessel complies with directions issued by Police officers and DoT Marine Inspectors (designated under section 117 of the Act), including directions to provide information and situation reports in relation to the identified emergency.

**Note:** A master of a Schedule 1 vessel when it is operating as an emergency vessel, is not required to hold a commercial Certificate of Competency under regulation 28 of the *W.A. Marine (Certificates of Competency and Safety Manning) Regulations 1983*. However, the Department of Fire and Emergency Services may require the master to hold a minimum qualification higher than the Recreational Skippers Ticket required by this instrument.

RAYMOND BUCHHOLZ, Assistant Executive Director, Maritime,  
Department of Transport.

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**PARLIAMENT**

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**PA401****PARLIAMENT OF WESTERN AUSTRALIA**  
Royal Assent to Bill

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 date shown, to the undermentioned Act passed by the Legislative Council and the Legislative Assembly during the First Session of the Forty First Parliament.

<b>Title of Act</b>	<b>Date of Assent</b>	<b>Act No.</b>
Veterinary Practice Act 2021	27 October 2021	19 of 2021

NIGEL PRATT, Clerk of the Parliaments.

29 October 2021.

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**PLANNING**

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**PL401****PLANNING AND DEVELOPMENT ACT 2005****GREATER BUNBURY REGION SCHEME MINOR AMENDMENT 0064/57**Rezone Lot 562 and Lot 7002, Paris Road, Australind from Regional Open Space to Urban Zone—  
Kingston Drive Extension

Notice of Approved Amendment

File: RLS/0958

The Minister for Planning has approved, as advertised, the abovementioned amendment to the Greater Bunbury Region Scheme. The amendment is shown on Western Australian Planning Commission plan number 3.2779 and is effective from the date of publication of this notice in the *Government Gazette*.

The purpose of this amendment is to amend the Greater Bunbury Region Scheme (GBRS) by rezoning Lots 562 which is already dedicated as part of Paris Road and Lot 7002 Paris Road, Australind from the Regional Open Space Reserve to Urban Zone in order to facilitate the extension of Kingston Drive between Paris Road and Ditchingham Place, as provided by the Shire of Harvey and Shire of Dardanup Joint Town Planning Scheme No. 1 (JTSPS1).

Copies of the report on submissions on the amendment are available for public inspection from 2—15 November 2021 at the following locations—

- Western Australian Planning Commission, Level 2, 140 William Street, Perth
- Department of Planning, Lands and Heritage, 61 Victoria Street, Bunbury
- State Library of WA, Perth Cultural Centre
- Shire of Harvey, Australind Office, 7 Mulgara Street, Australind
- Shire of Harvey, Harvey Office, 102 Uduc Road, Harvey

Documents are also available from the WAPC's website—

<https://www.wa.gov.au/organisation/department-of-planning-lands-and-heritage/greater-bunbury-region-scheme>

Ms SAM FAGAN, Secretary, Western Australian Planning Commission.

**PL402****PLANNING AND DEVELOPMENT ACT 2005****GREATER BUNBURY REGION SCHEME MAJOR AMENDMENT 0059/41**

Wanju Urban Expansion Area

Outcome of Amendment

Ref: RLS/0865

It is hereby notified for public information that the Wanju Urban Expansion Area amendment to the Greater Bunbury Region Scheme (GBRS) has been submitted before both Houses of Parliament in accordance with the provisions of section 56 of the *Planning and Development Act 2005*.

This amendment, as depicted on Western Australian Planning Commission (WAPC) plan number 3.2754, is effective in the GBRS on and from the 16 September 2021.

Documents can also be viewed online at the Department of Planning, Lands and Heritage website [www.dplh.wa.gov.au/gbrs](http://www.dplh.wa.gov.au/gbrs)

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 appointments in the office of Minister for Mines and Petroleum; Energy; Corrective Services in the absence of the Hon. W. J. Johnston MLA—

- Hon. Dr A. D. Buti MLA, for the period 4 to 12 January 2022 inclusive; and
- Hon. R. Saffioti MLA, for the period 13 to 25 January 2022 inclusive.

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

PR402

**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. R. Saffioti, MLA to act temporarily in the office of Minister for Housing; Local Government in the absence of the Hon. J. N. Carey, MLA for the period 4 to 8 November 2021 (both dates inclusive).

E. ROPER, 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

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* as amended relates) in respect of the estate of the late Maizie Margaret Finch, also known as Mazie Margaret Finch, late of Alfred Carson Lodge, Bay Rd Claremont, Western Australia and previously 2 Cygnet Crescent Augusta, Western Australia, who died on 25 August 2007, are required by the Executor of the deceased's estate, being Stephen Macome Finch, to send particulars of their claims addressed to the Executor, Estate of the late Maizie Margaret Finch, 5 Fermoy Close, Waterford WA 6152 within one month of the date of publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which he has notice.

Dated: 2 November 2021.

STEPHEN FINCH, 5 Fermoy Close, Waterford WA 6152.

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

## Notice to Creditors and Claimants

George Berry Mackie Dickson, late of Unit 44/37 Dolphin Drive, Mandurah 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 George Berry Mackie Dickson, deceased, who died on the 30 May 2021 at St John of God Hospital, Murdoch in the said State are required by the executor Ewan George Dickson to send particulars of their claims to Peel Legal Barristers & Solicitors of PO Box 1995, Mandurah, WA 6210 by the date one month following the 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 then had notice.

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

## Notice to Creditors and Claimants

Peter Ernst Christian Allan, also known as Peter Ernst Christian Holthaus, late of 12 Ardagh Street, Morley WA 6062, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of the deceased, who died on 14 April 2021, are required by the executor, Judith Anne Allan, of 12 Ardagh Street, Morley WA 6062, to send particulars of their claims to her within one month 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.

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

## Notice to Creditors and Claimants

Peter John Carpeno late of 1 Macao Road, High Wycombe, 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 17/04/2021, are required by the personal representatives Terence Michael Carpeno and Paul Francis Carpeno c/- Lynn & Brown Lawyers, PO Box 1114, Morley, WA 6943 to send particulars of their claims to them by the 01/12/2021, after which date the personal representatives may convey or distribute the assets of the estate, having regard only to the claims of which they then has notice.

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

## Notice to Creditors and Claimants

Stuart Gregory Ward late of 45 Medina Avenue, Medina, 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 20/08/2020, are required by the personal representative Tania Therese Ward c/- Lynn & Brown Lawyers, PO Box 1114, Morley, WA 6943 to send particulars of their claims to her by the 01/12/2021, after which date the personal representative 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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**ZZ406****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Christian Richard late of Aegis Bassendean, 27 Hamilton Street, Bassendean, 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 24/01/2017, are required by the personal representatives Delphine Sandra Richard c/- Lynn & Brown Lawyers, PO Box 1114, Morley, WA 6943 and Catalina Balbaboco Sabandeja c/- Dwyer Durack, GPO Box M931, Perth, WA 6843 to send particulars of their claims to them by the 01/12/2021, after which date the personal representatives may convey or distribute the assets of the estate, having regard only to the claims of which they then have notice.

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