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Nil

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Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

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- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper.
- Copy must be lodged with the 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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- **Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.**

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



## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR CHRISTMAS 2022 AND NEW YEAR HOLIDAY PERIOD 2023

Publishing Dates	Closing Dates and Times for copy
Tuesday, 20 December 2022	Friday, 16 December 2022 at 12 noon
Friday, 23 December 2022	Wednesday, 21 December 2022 at 12 noon
Friday, 30 December 2022	Wednesday, 28 December 2022 at 12 noon

**The Government Gazette will not be published on  
Tuesday 27 December 2022  
Tuesday 3 January 2023**

The next edition will be published on Friday 6 January 2023 and  
copy will close 12 noon Wednesday 4 January 2023

# — PART 2 —

## EDUCATION

### ED401

#### SCHOOL EDUCATION ACT 1999

#### NON-GOVERNMENT SCHOOLS FUNDING ORDER 2023

Made by the Minister for Education under section 183 of the *School Education Act 1999*.

#### 1. Citation

This order may be cited as the Non-Government Schools Funding Order 2023.

#### 2. Application

This Order applies for the year commencing on 1 January 2023.

#### 3. Interpretation

In this Order, unless the contrary intention appears—

*Act* means the *School Education Act 1999*;

*attendance data report* means an application for funding by schools in funding category 'H' referred to in clause 21(3);

*chief executive officer* has the same meaning as in section 151 of the Act;

*eligible school* means a registered school described in clause 5;

*eligible student* means a student described in clause 6;

*full-time equivalent* has the meaning specified;

*funding* means funding referred to in clause 8;

*funding category* means a category specified in column 1 of the table in Part 1 of the Schedule;

*Guidelines* means the Guidelines issued by the Minister under clause 23;

*high support needs student* means an eligible student classified as having high support needs;

*incorporated* in respect of a governing body means incorporated in Australia;

*per capita funding application form* means an application for funding by schools in a funding category other than 'H' referred to in clause 7;

*schedule* means the Schedule to this Order;

*special education student* means an eligible student classified as having a mild, moderate or severe disability;

*specified* means specified by the Minister, whether in the Guidelines or otherwise;

*student census* means a student census referred to in clause 21(3) or any other document specified as such;

*Talkabout 4 student* means an eligible student classified as being enrolled in Telethon Speech and Hearing's "Talkabout 4" program;

*Talkabout 5 student* means an eligible student classified as being enrolled in Telethon Speech and Hearing's "Talkabout 5" program; and

*Telethon Speech and Hearing* means the registered non-government school of that name.

### PART 1—ELIGIBILITY AND APPLICATION FOR FUNDING

#### 4. Funding

Funding for the purposes of school education will be paid under and in accordance with this Order and the Guidelines to or for eligible schools which apply for funding in accordance with clause 7. Funding will be—

- in the case of funding referred to in clause 8(1), calculated for an eligible school on the basis of its eligible students;
- in the case of funding referred to in clause 8(3), calculated as determined by the Minister; and
- provided on and subject to the conditions, limitations and restrictions set out in this Order and in the Guidelines.

#### 5. Eligible Schools

An eligible school is a registered school which satisfies all of the following criteria at the relevant point in time—

- (a) its governing body is incorporated or the Minister has otherwise approved its status for the purposes of this clause;
- (b) there is not in effect a determination of the Minister that the registered school is conducted for profit for the purposes of this clause; and
- (c) there is not in effect a determination of the Minister that the registered school is ineligible for the purposes of this clause.

### 6. Eligible Students

A student is an eligible student in relation to an eligible school if he or she satisfies all of the following criteria—

- (a) the student is resident in Western Australia;
- (b) the student is enrolled at the eligible school;
- (c) the student is enrolled in a year level of education which is recorded in the register in respect of the eligible school and which is no earlier than the pre-compulsory education period for the student;
- (d) the student is compliant with the specified year level requirements;
- (e) the student has specified citizenship, residency or visa status in Australia;
- (f) the student meets the specified attendance requirements; and
- (g) the student has not turned 21 years of age before 1 January 2023.

### 7. Application for Funding

- (1) An eligible school, or a school system for which a system agreement is in force, may apply for funding under clause 8(1) in respect of its eligible students in the manner set out in this clause and as specified.
- (2) An application for funding under subclause (1) is to be made, on behalf of the eligible school or school system, by its governing body.
- (3) An application for funding is to be certified as specified.

## PART 2—CALCULATION AND PAYMENT OF FUNDING

### 8. Calculation of Funding

- (1) The amount of funding to be paid to the governing body of an eligible school or school system which has made an application under clause 7 will be, in respect of its eligible students—
  - (a) a Per Capita Grant for each eligible student, calculated and paid in accordance with clause 9;
  - (b) a Special Education Supplementary Per Capita Grant for each eligible student who is a special education student, calculated and paid in accordance with clause 10;
  - (c) a High Support Needs Per Capita Grant for each eligible student who is a high support needs student, calculated and paid in accordance with clause 11;
  - (d) a Talkabout 4 Supplementary Per Capita Grant for each eligible student who is a Talkabout 4 student, calculated and paid in accordance with clause 12; and
  - (e) a Talkabout 5 Supplementary Per Capita Grant for each eligible student who is a Talkabout 5 student, calculated and paid in accordance with clause 13.
- (2) The funding category for each eligible school is as determined by the Minister.
- (3) In addition to the funding described in subclause (1), other funding may be provided for a registered school or school system at the discretion of and as determined by the Minister.

### 9. Calculation and Payment of Per Capita Grant Funding

- (1) A Per Capita Grant amount for a full-time equivalent eligible student of an eligible school is specified in the table in Part 1 of the Schedule, corresponding to the funding category of the eligible school and according to the year level of the full-time equivalent eligible student specified in columns 2, 3, 4 and 5 of that table. This amount is the **Part 1 amount** for that full-time equivalent eligible student.
- (2) Per Capita Grant funding under clause 8(1)(a) for an eligible school in a funding category other than 'H' is to be calculated and, unless otherwise determined in accordance with clause 15, paid in four instalments as follows—
  - (a) a February instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's August 2022 student census;
  - (b) a May instalment equal to the aggregate of 50% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's February 2023 student census, less the instalment amount paid for the eligible school in February as calculated under subclause (2)(a);
  - (c) an August instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's February 2023 student census; and
  - (d) an October instalment equal to the aggregate of 50% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's August 2023 student census, less the instalment amount paid for the eligible school in August as calculated under subclause (2)(c).

(3) Per Capita Grant funding under clause 8(1)(a) for an eligible school in funding category 'H' is to be calculated and, unless otherwise determined in accordance with clause 15, paid in four instalments as follows—

- (a) a February instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the November 2022 quarter;
- (b) a May instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the March 2023 quarter;
- (c) an August instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the June 2023 quarter; and
- (d) an October instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the September 2023 quarter.

#### **10. Calculation and Payment of Special Education Supplementary Per Capita Grant Funding**

(1) A Special Education Supplementary Per Capita Grant amount for a full-time equivalent special education student of an eligible school applies as follows—

- (a) mild disability—110 per cent of the relevant Part 1 amount for the full-time equivalent eligible student;
- (b) moderate disability—210 per cent of the relevant Part 1 amount for the full-time equivalent eligible student; and
- (c) severe disability—360 per cent of the relevant Part 1 amount for the full-time equivalent eligible student.

(2) Special Education Supplementary Per Capita Grant funding under clause 8(1)(b) for an eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—

- (a) a June instalment equal to the aggregate of 50% of the relevant Special Education Supplementary Per Capita Grant amount for each full-time equivalent special education student of the eligible school; and
- (b) an October instalment equal to the aggregate of 50% of the relevant Special Education Supplementary Per Capita Grant amount for each full-time equivalent special education student of the eligible school.

#### **11. Calculation and Payment of High Support Needs Per Capita Grant Funding**

(1) A High Support Needs Per Capita Grant amount for a full-time equivalent high support needs student of an eligible school is specified in the table in Part 2 of the Schedule, according to the year level of the full-time equivalent high support needs student specified in columns 2, 3, 4 and 5 of that table. This amount is the **Part 2 amount** for that full-time equivalent high support needs student.

(2) High Support Needs Per Capita Grant funding under clause 8(1)(c) for an eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—

- (a) a June instalment equal to—
  - (i) the aggregate of 50% of the Part 2 amount for each full-time equivalent high support needs student of the eligible school, less
  - (ii) all amounts of funding paid or payable in respect of those full-time equivalent high support needs students under clause 9(2)(a) and (b) or clause 9(3)(a) and (b); and
- (b) an October instalment equal to—
  - (i) the aggregate of 50% of the Part 2 amount for each full-time equivalent high support needs student of the eligible school, less
  - (ii) all amounts of funding paid or payable in respect of those full-time equivalent high support needs students under clause 9(2)(c) and (d) or clause 9(3)(c) and (d).

#### **12. Calculation and Payment of Talkabout 4 Supplementary Per Capita Grant Funding**

(1) A Talkabout 4 Supplementary Per Capita Grant amount for a full-time equivalent Talkabout 4 student of Telethon Speech and Hearing, in lieu of Special Education Supplementary Per Capita Funding, applies as follows—

- (a) mild disability—110 per cent of the relevant Part 1 amount for the full-time equivalent eligible student;
- (b) moderate disability—210 per cent of the relevant Part 1 amount for the full-time equivalent eligible student; and
- (c) severe disability—360 per cent of the relevant Part 1 amount for the full-time equivalent eligible student.

(2) Talkabout 4 Supplementary Per Capita Grant funding under clause 8(1)(d) for Telethon Speech and Hearing is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—

- (a) a March instalment equal to—
  - (i) the aggregate of 50% of the relevant Talkabout 4 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 4 student of Telethon Speech and Hearing,  
less
  - (ii) all amounts of funding paid or payable in respect of those full-time equivalent Talkabout 4 students also enrolled in Telethon Speech and Hearing's Outpost program under clause 9(2)(a) and (b); and
- (b) a September instalment equal to—
  - (i) the aggregate of 50% of the relevant Talkabout 4 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 4 student of Telethon Speech and Hearing,  
less
  - (ii) all amounts of funding paid or payable in respect of those full-time equivalent Talkabout 4 students also enrolled in Telethon Speech and Hearing's Outpost program under clause 9(2)(c) and (d).

### 13. Calculation and Payment of Talkabout 5 Supplementary Per Capita Grant Funding

(1) A Talkabout 5 Supplementary Per Capita Grant amount for a full-time equivalent Talkabout 5 student of Telethon Speech and Hearing and the eligible school, in lieu of Special Education Supplementary Per Capita Funding, is 50% of the combined total of payments otherwise applicable for the full-time equivalent Talkabout 5 student under clause 9 and clause 10.

(2) Talkabout 5 Supplementary Per Capita Grant funding under clause 8(1)(e) for Telethon Speech and Hearing and the eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—

- (a) a March instalment equal to—
  - (i) the aggregate of 50% of the relevant Talkabout 5 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 5 student of Telethon Speech and Hearing and the eligible school,  
less
  - (ii) all amounts of funding paid or payable in respect of those full-time equivalent Talkabout 5 students under clause 9(2)(a) and (b); and
- (b) a September instalment equal to—
  - (i) the aggregate of 50% of the relevant Talkabout 5 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 5 student of Telethon Speech and Hearing and the eligible school,  
less
  - (ii) all amounts of funding paid or payable in respect of those full-time equivalent Talkabout 5 students under clause 9(2)(c) and (d).

### 14. Variation or Withholding of Payment of Funding

(1) Subject to subclause (2), a payment of funding for an eligible school may, with the approval of the chief executive officer, be increased or decreased to correct an overpayment or an underpayment previously made for that eligible school, whether due to an error in the eligible school's application or student census or otherwise.

(2) Funding will not be paid in respect of eligible students for any period prior to the 2023 year.

(3) A payment of funding for an eligible school may be withheld or payment recouped for the relevant period if, in the opinion of the Minister, the eligible school has not provided to the chief executive officer satisfactory evidence of an appropriate claim of funding under Part 4, Division 4 of the Act.

(4) A payment of funding for an eligible school may be withheld or payment recouped for the relevant period if, in the opinion of the Minister, the eligible school has not provided to the chief executive officer satisfactory evidence of appropriate acquittal of funding previously provided to the eligible school under Part 4, Division 5 of the Act.

### 15. Safeguarding of Funds—Monthly Payments

(1) Should the Minister consider it necessary in order to ensure that funding to be paid for an eligible school under this Order will be available to be applied for the purposes stipulated in clause 17, the Minister may determine that funding for the eligible school is to be paid in equal monthly instalments in the manner determined by the chief executive officer instead of in accordance with clauses 9, 10, 11, 12 or 13 (as the case may be).

(2) The Minister is to notify the governing body of the eligible school in writing if the Minister makes a determination under subclause (1) as soon as practicable after the making of that determination.

(3) The Minister may, by notice in advance to its governing body, revoke a determination made under subclause (1) in relation to an eligible school.

## 16. Payment Method

Unless otherwise approved by the chief executive officer, funding paid to a governing body under this Order is to be paid into the bank account of the governing body.

## PART 3—APPLICATION AND ACQUITTAL OF FUNDING

### 17. Purposes for which Funding May Be Applied

- (1) The governing body of an eligible school must apply, and ensure the application of, Per Capita Grant funding received for that eligible school under clause 8(1)(a) only for the purposes of school education.
- (2) The governing body of an eligible school must apply, and ensure the application of, Special Education Supplementary Per Capita Grant funding, High Support Needs Per Capita Grant funding, Talkabout 4 Supplementary Per Capita Grant funding and Talkabout 5 Supplementary Per Capita Grant funding received for that eligible school under clause 8(1)(b), (c), (d) and (e) only to support the education of the students in respect of whom that funding is paid, either individually or collectively.
- (3) The governing body of an eligible school which receives funding under clause 8(3) must apply, and ensure the application of, that funding for the purpose stipulated by the Minister in allocating the funding.

### 18. Distribution of Funding by the Governing Body

- (1) Unless authorised under subclause (2), where—
  - (a) a governing body of a school system receives funding for eligible schools in its school system, the governing body must allocate to each school in the school system the funding paid for that school under clause 8; and
  - (b) a governing body receives funding as the governing body of more than one eligible school other than as the governing body of a school system, the governing body must allocate to each such eligible school the funding paid for that eligible school under clause 8.
- (2) The Minister may authorise—
  - (a) the governing body of a school system to allocate the funding paid to it under clause 8 among the schools in the school system in a manner approved by the chief executive officer; and
  - (b) a governing body which is the governing body for more than one eligible school to allocate the funding paid to it under clause 8 among the eligible schools for which it receives funding, in a manner approved by the chief executive officer,instead of in accordance with subclause (1).

### 19. Grant Acquittal and Reporting

- (1) A governing body in receipt of funding under this Order must provide to the chief executive officer a statement (a **funding acquittal**) by no later than 30 June 2023 confirming that the funding paid to it under this Order has been spent or committed in accordance with this Order.
- (2) A funding acquittal must comply with the specified requirements.

### 20. Safeguarding of Funds—Separate Accounting

- (1) The chief executive officer may determine that the governing body of a registered school must separately identify in its accounts the revenue and expenditure related to funding provided under this Order, as from a specified date and in the manner determined by the chief executive officer.
- (2) The chief executive officer is to notify the governing body of the eligible school in writing if the chief executive officer makes a determination under subclause (1) as soon as practicable after the making of that determination and of the date from which the governing body must give effect to the determination. The chief executive officer's notice must be given not less than 60 days prior to the date from which the governing body must give effect to the determination and the commencement of the governing body's financial year.
- (3) The chief executive officer may, by notice in advance to its governing body, revoke a determination made under subclause (1) in relation to an eligible school.

### 21. Governing Body Records

- (1) The chief executive officer may personally or through any representative conduct an audit to verify entitlement to or expenditure of funding or to verify any other matter in connection with this Order or the provision of funding. A governing body in receipt of funding under this Order must keep and provide when requested all necessary or appropriate student enrolment and attendance records and other records (including disability assessment and residency status records) validating a school's funding application to enable audits to be conducted by the chief executive officer or any representative of the chief executive officer.
- (2) A governing body in receipt of funding under this Order must maintain financial records and documents to enable audits to be conducted by the chief executive officer or any representative of the chief executive officer in accordance with Australian Accounting Standards and Australian Auditing and Assurance Standards.
- (3) A governing body applying for, or in receipt of, funding under this Order must provide, at the times and in the form from time to time specified—
  - (a) in the case of an eligible school in a funding category other than 'H', a per capita funding application form; and
  - (b) in the case of an eligible school in funding category 'H', an attendance data report,

in respect of each eligible school for which funding has been provided or for which an application for funding is made.

## 22. Notice to be Given to the Chief Executive Officer

A governing body in receipt of funding under this Order must notify the chief executive officer within 14 days if any of the following occurs—

- (a) any change to the governing body's bank account details;
- (b) any change to the governing body's registration for Goods and Services Tax by the Commissioner of Taxation;
- (c) a decision to proceed with the winding up of any eligible school of which it is the governing body;
- (d) the affairs of the governing body or the affairs of any eligible school of which it is the governing body go under any form of external control (for example the control of a voluntary administrator) under a law of the Commonwealth or a State or Territory;
- (e) any change to the relationship between the governing body and one or more eligible schools insofar as it affects the governing body's ownership, oversight, management or control, or which negatively impacts interaction with an eligible school; and
- (f) any eligible school of which it is the governing body is conducted for profit.

## 23. Information Sharing

Information pertaining to the funding or eligibility of a governing body, school or students including, but not limited to, in regard to clauses 14, 15, 20, 21 and 22 may be shared with the Commonwealth Department of Education from time to time as deemed appropriate.

## 24. Guidelines

The Minister may from time to time issue Guidelines under this Order expressing the principles on which funding will be provided and assistance given under this Order.

## SCHEDULE

### Part 1

#### 2023 PER CAPITA GRANTS

Column 1	Column 2	Column 3	Column 4	Column 5
State Funding Category	School year Pre-Compulsory (Kindergarten)	School year Compulsory Primary (Pre-Primary to Year 6)	School year Compulsory Middle (Year 7 to Year 10)	School year Compulsory Secondary (Year 11 and Year 12)
	\$	\$	\$	\$
A	2,249	1,500	2,204	2,276
B	2,592	1,727	2,539	2,799
C	2,602	1,736	2,550	2,867
D	2,684	1,789	2,631	2,953
E	2,816	1,877	2,757	3,082
F	2,937	1,956	2,876	3,182
G	3,029	2,019	2,969	3,297
G (A)	4,512	3,010	4,423	4,909
H	0	0	4,423	4,909
I	6,004	4,003	5,885	6,486
J	0	8,701	12,791	14,093

### Part 2

#### 2023 HIGH SUPPORT NEEDS PER CAPITA GRANTS

State Funding Category	School year Pre-Compulsory (Kindergarten)	School year Compulsory Primary (Pre-Primary to Year 6)	School year Compulsory Middle (Year 7 to Year 10)	School year Compulsory Secondary (Year 11 and Year 12)
	\$	\$	\$	\$
A—J	12,977	32,443	32,443	32,443

Dated this 8th day of December 2022.

Hon. SUE ELLERY, MLC, Minister for Education and Training.



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**ENERGY**

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EN401

**ELECTRICITY INDUSTRY ACT 2004**  
**ELECTRICITY INDUSTRY (WHOLESALE ELECTRICITY MARKET) REGULATIONS 2004**  
**WHOLESALE ELECTRICITY MARKET RULES**

Market Rules made by the Minister for Energy.

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

These market rules may be cited as the *Wholesale Electricity Market Amendment (Tranche 6 Amendments) Rules 2022* and are to commence—

1. The amending rules set out in Schedule A come into operation at 8:00 AM (WST) on 1 January 2023.
2. The amending rules set out in Schedule B come into operation at 8:00 AM (WST) on 1 February 2023.
3. The amending rules set out in Schedule C come into operation at 8:00 AM (WST) on 1 March 2023.
4. The amending rules set out in Schedule D come into operation at 8:00 AM (WST) on 17 April 2023.
5. The amending rules set out in Schedule E come into operation at a time specified by the Minister in a notice published in the *Gazette*. Different days may be specified for different provisions.

Where there are market rules made by the Minister for Energy in accordance with regulation 7(5) of the *Electricity Industry (Wholesale Electricity Market) Regulations 2004* prior to the date of this notice which are specified to come into operation on the same day as the amending rules set out in the *Wholesale Electricity Market Amendment (Tranche 6 Amendments) Rules 2022*, the amending rules set out in the *Wholesale Electricity Market Amendment (Tranche 6 Amendments) Rules 2022* come into operation immediately after the commencement of those market rules.

A copy of the *Wholesale Electricity Market Amendment (Tranche 6 Amendments) Rules 2022* is available on the website of the Coordinator for Energy at [<https://www.wa.gov.au/organisation/energy-policy-wa/past-wem-rule-changes>].

Dated at Perth this 14th day of December 2022.

Hon. W. JOHNSTON, MLA, Minister for Energy.

EN402

**ELECTRICITY INDUSTRY ACT 2004**  
**ELECTRICITY INDUSTRY (WHOLESALE ELECTRICITY MARKET) REGULATIONS 2004**  
**WHOLESALE ELECTRICITY MARKET RULES**

Commencement of Market Rules made by the Minister for Energy.

I, Mr Bill Johnston, Minister for Energy for the State of Western Australia hereby give notice of the commencement of specific amending rules contained in Schedule C of the *Wholesale Electricity Market Amendment (Tranches 2 and 3 Amendments) Rules 2020*.

The specific amending rules contained in Schedule C of the *Wholesale Electricity Market Amendment (Tranches 2 and 3 Amendments) Rules 2020* are to commence—

1. The amending rules set out in Part 1 come into operation at 8:00 AM (WST) on 1 January 2023.

Dated at Perth this 14th day of December 2022.

Hon. W. JOHNSTON, MLA, Minister for Energy.

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**Part 1**

1. The amending rules at paragraph 10.1.
2. The amending rules at paragraph 10.2.
3. The amending rules at paragraph 15.3.
4. The amending rules at paragraph 80.1.
5. The amending rules at paragraph 90.1.
6. The section 4.14 heading only of the amending rules at paragraph 90.2.

7. The amending rules at paragraph 92.1.
8. The amending rules at paragraph 126.17.

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**EN403**

**ELECTRICITY INDUSTRY ACT 2004**  
**ELECTRICITY INDUSTRY (WHOLESALE ELECTRICITY MARKET) REGULATIONS 2004**  
**WHOLESALE ELECTRICITY MARKET RULES**

Commencement of Market Rules made by the Minister for Energy.

I, Mr Bill Johnston, Minister for Energy for the State of Western Australia hereby give notice of the commencement of specific amending rules contained in Schedule I of the *Wholesale Electricity Market Amendment (Tranche 5 Amendments) Rules 2021*.

The specific amending rules contained in Schedule I of the *Wholesale Electricity Market Amendment (Tranche 5 Amendments) Rules 2021* are to commence—

1. The amending rules set out in Part 1 come into operation at 8:00 AM (WST) on 1 January 2023.
- Dated at Perth this 14th day of December 2022.

Hon. W. JOHNSTON, MLA, Minister for Energy.

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**Part 1**

1. The amending rules at paragraph 1.1.
2. The amending rules at paragraph 2.1.
3. The amending rules at paragraph 3.1.
4. The amending rules at paragraph 26.6.

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**FIRE AND EMERGENCY SERVICES**

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**FE401**

**BUSH FIRES ACT 1954**  
**TOTAL FIRE BAN DECLARATION**

Correspondence No. D18023

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 15 December 2022 for the local government districts of—

Karratha

Dated 14 December 2022.

GRAHAM SWIFT, Assistant Commissioner of the Department of  
Fire and Emergency Services, as a sub-delegate of the Minister  
under section 16 of the *Fire and Emergency Services Act 1998*.

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**FE402**

**BUSH FIRES ACT 1954**  
**TOTAL FIRE BAN DECLARATION**

Correspondence No. D18023

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 16 December 2022 for the local government districts of—

Port Hedland, Karratha

Dated 15 December 2022.

JON BROOMHALL, Assistant Commissioner of the Department of  
Fire and Emergency Services, as a sub-delegate of the Minister  
under section 16 of the *Fire and Emergency Services Act 1998*.

## FISHERIES

FI401

### FISH RESOURCES MANAGEMENT ACT 1994

#### WEST COAST DEMERSAL SCALEFISH (INTERIM) MANAGEMENT PLAN AMENDMENT 2022

[3509]

Made by the Minister under section 54.

#### 1. Citation

This instrument is the *West Coast Demersal Scalefish (Interim) Management Plan Amendment 2022*.

#### 2. Management plan amended

The amendment in this instrument is to the *West Coast Demersal Scalefish (Interim) Management Plan 2007*.

#### 3. Commencement

This amendment comes into operation as follows—

- (a) clauses 1 and 2 of this instrument—on the day this instrument is published in the *Gazette*;
- (b) the rest of the clauses—on the day after that day.

#### 4. Schedule 5 replaced

Delete Schedule 5 and insert—

##### SCHEDULE 5

##### Capacity of Areas of the Fishery—Clause 16A

For each calendar year after 31 December 2022 the capacity of each Area of the Fishery is specified in the following Table—

Kalbarri Area	Mid-West Area	South-West Area
5 595 hours	9 711 hours	3 803 hours

Dated 15 December 2022.

Hon. DON PUNCH, MLA, Minister for Fisheries.

## GOVERNMENT EMPLOYEES SUPERANNUATION BOARD

GZ401

### STATE SUPERANNUATION ACT 2000

#### ELECTED PERSON

Government Employees Superannuation Board,  
David Malcolm Justice Centre,  
28 Barrack Street,  
Perth WA 6000.

In accordance with section 8(1)(c) and clauses 3 and 4 of Schedule 1 to the *State Superannuation Act 2000* notice is given that UnionsWA conducted an election for an employee representative on the Government Employees Superannuation Board. Nominations opened on Tuesday 8 November 2022 and closed on Wednesday 23 November 2022.

The following person has been declared as elected to the position of an Employee Representative on the Government Employees Superannuation Board for a three-year term commencing on 8 February 2023.

#### Name

Ms Anne Gisborne

Mr BEN PALMER, Chief Executive Officer.

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## HEALTH

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**HE401****HEALTH (MISCELLANEOUS PROVISIONS) ACT 1911 (WA)****PERINATAL AND INFANT MORTALITY COMMITTEE (APPOINTMENT OF INVESTIGATORS)  
INSTRUMENT 2022**

Made by the Minister under section 340AJ of the *Health (Miscellaneous Provisions) Act 1911 (WA)*.

**1. Citation**

This instrument may be cited as the *Perinatal and Infant Mortality Committee (Appointment of Investigators) Instrument 2022*.

**2. Appointment of Investigators**

2.1 Dr Christine Rosemary Marsack is appointed as an investigator to the Perinatal and Infant Mortality Committee for three years commencing on 7 December 2022.

2.2 Dr Corrado Minutillo is appointed as an investigator to the Perinatal and Infant Mortality Committee for three years commencing on 7 December 2022.

**3. Remuneration**

An investigator is to be remunerated in accordance with the base sessional rate for a Year 9 Consultant under Arrangement B in the *WA Health System Medical Practitioners AMA Industrial Agreement 2022*, as amended from time to time.

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

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**HE402****MENTAL HEALTH ACT 2014****MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS)  
REVOCATION ORDER (NO. 7) 2022**

Made by the Chief Psychiatrist under section 539 of the *Mental Health Act 2014*.

**1. Citation**

This Order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Revocation Order (No. 7) 2022*.

**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) clause 3 — on the day after that day.

**3. Revocation of designation**

The designation, as an authorised mental health practitioner of the mental health practitioners specified in Schedule 1 to this order is revoked.

**Schedule 1**

<b>Name</b>	<b>Profession</b>
Bartlett, Correne Lynette	Occupational Therapist
Chan, Meng Sung	Registered Nurse
Claydon, Daniel Michael Hiini	Social Worker
Walker, Elizabeth Avis	Social Worker

Dated 15 December 2022.

Dr NATHAN GIBSON, Chief Psychiatrist.

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**HE403****MENTAL HEALTH ACT 2014**

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) ORDER (NO. 7) 2022  
 Made by the Chief Psychiatrist under section 539 of the *Mental Health Act 2014*.

**1. Citation**

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Order (No. 7) 2022*.

**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) clause 3 — on the day after that day.

**3. Authorised Mental Health Practitioner**

The mental health practitioners specified in Schedule 1 to this order are designated as Authorised Mental Health Practitioners.

**Schedule 1**

<b>Name</b>	<b>Profession</b>
Bake, Helena Elizabeth Rose	Registered Nurse
Barker, Jessica Wanda	Registered Nurse
Brooke, Jannina Louise	Registered Nurse
Cheung, Chun Ngai	Registered Nurse
Collins, Lisa Michelle	Occupational Therapist
Cooper, Raquel Tayla	Occupational Therapist
Earley, Barry William	Registered Nurse
Feeney, Blaithin Bernadette	Registered Nurse
Hein, Anne-Maree	Registered Nurse
Imari, Phanice	Registered Nurse
Mangoro, Winnie Chipo	Registered Nurse
Markland, Andrew	Social Worker
McCarthy, Bianca Diane	Registered Nurse
McInnes, Rebecca Jane	Social Worker
Middlewick, Julian Paul	Registered Nurse
Money, Lindsey Ann	Registered Nurse
Morrison, Maeve	Registered Nurse
Muttissery, Neethu	Registered Nurse
Plej, Veronica Jeanette	Registered Nurse
Ray, Michael James	Registered Nurse
Rooney, Paul George	Registered Nurse
Sewell, Amy Lillian	Registered Nurse
Sims, Kylie Rose	Registered Nurse
Sweeney, Sarah-Lee Claire	Registered Nurse
Thomas, Penelope Anne	Occupational Therapist
Webb, Lisa	Social Worker
Zivkovic, Kirsty Marie	Registered Nurse
Zvinairo, Blessing Tambudzai	Registered Nurse

Dated 15 December 2022.

Dr NATHAN GIBSON, Chief Psychiatrist.

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**JUSTICE**


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**JU401**

**PRISONS ACT 1981**  
**PERMIT DETAILS**

Pursuant to Section 15P of the *Prisons Act 1981*, I hereby issue the following permits—

<b>Surname</b>	<b>Other Name(s)</b>	<b>Permit No.</b>
Bekisz	Jack	PA 0688
Boehm	Alexandria Rachel	PA 0689
Burling	Alyssa Jane	PA 0690
Chantler	Adam James	PA 0691
Chapman	Paul Leslie	PA 0692
De Mezieres le Pervanche	Matthew Cole	PA 0693
Gullotto	Davide Vincent	PA 0694
Horsfall	Raymond Clive	PA 0695
Joss	Kirsty Denise	PA 0696
Katyal	Sagar	PA 0697
Kaur	Amandeep	PA 0698
O'Farrell	Brian Karl	PA 0699
Pannu	Mandeep	PA 0700
Peach	David	PA 0701
Sims	Grace	PA 0702
Slavik	Daniel Karel John	PA 0703
Spencer	Louise Natasha	PA 0704
Sreedharan	Ambi Shanker	PA 0705
Sweeney	Blayn Tamaki	PA 0706
Teriitanoa	Heremoana Georges	PA 0707
Wheatley-Hey	Leah	PA 0708
White	Rhiannon Jayde Brownlie	PA 0709

Dated 15 December 2022.

MICHAEL REYNOLDS, Commissioner, Corrective Services.

**JU402**

**JUSTICES OF THE PEACE ACT 2004**  
**APPOINTMENTS**

It is hereby notified for public information that the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Felicity Jane Cowan of Narembeen  
Mark Gregory Duperouzel of York  
Robyn Dawn Ferries of Carramar  
Alison Evelyn Harris of Cunderdin  
Wendy Elaine McNeil of Kellerberrin  
Angela Laurel Ramshaw of Stratton

JOANNE STAMPALIA, Executive Director, Court and Tribunal Services.

JU403

**PRISONS ACT 1981**  
**PERMIT DETAILS**

Pursuant to Section 15P of the *Prisons Act 1981*, I hereby issue the following permits—

<b>Surname</b>	<b>Other Name(s)</b>	<b>Permit No.</b>
Elliot	Jason	PA 0710
Samerdali	Ash	PA 0711
Gorton	Michael	PA 0712
Ladhani	Sunilkumar	PA 0713
McLean	Arahia	PA 0714
Tashkovski	Marjan	PA 0715
Thirion	Nathaniel	PA 0716
Kent	Sharon	PA 0717

Dated 15 December 2022.

MICHAEL REYNOLDS, Commissioner, Corrective Services.

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## LOCAL GOVERNMENT

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LG401

**LOCAL GOVERNMENT ACT 1995**  
**DETERMINATION—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 4 November 2022, determine that the method of valuation to be used by the Shire of Mount Magnet, as the basis for a rate on the mining tenements referred to in Column 1 of the Schedule (Mining Tenement), in respect of the portions of land referred to in Column 2 of the Schedule (Portion of Land), is to be the gross rental value of the land;

**Schedule**

<b>1. Mining Tenement</b>	<b>2. Portion of Land</b>
GNT Resources Pty Ltd— Gold Project Village Dalgarranga TWA	All that portion of land being part of Lot 108, as shown on Deposited Plan 238398 starting from a point at coordinate 530800 metres East, 6922100 metres North (MGA2020 Zone 50) and extending easterly 90 degrees, 0 minutes, 0.0 seconds, 460.0 metres; thence southerly 180 degrees, 0 minutes, 0.0 seconds, 415.0 metres; thence westerly 270 degrees, 0 minutes, 0.0 seconds, 460.0 metres; thence northerly 0 degrees, 0 minutes, 0.0 seconds, 415.0 metres to the starting point. Approximate Area: 19.09 hectares

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

LG402

**LOCAL GOVERNMENT ACT 1995**  
**DETERMINATION—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 21 November 2022, determine that the method of valuation to be used by the Shire of Mount Magnet, as the basis for a rate on the mining tenements referred to in Column 1 of the Schedule (Mining Tenement), in respect of the portions of land referred to in Column 2 of the Schedule (Portion of Land), is to be the gross rental value of the land;

## Schedule

1. Mining Tenement	2. Portion of Land
Atlantic Vanadium Pty Ltd—Vanadium Project Village Windimurra TWA	All that portion of land being part of Lot 120, as shown on Deposited Plan 220039 starting from a point at coordinate 647974 metres East, 6872668 metres North (MGA2020 Zone 50) and extending easterly 90 degrees, 0 minutes, 0.0 seconds, 430.0 metres; thence southerly 180 degrees, 0 minutes, 0.0 seconds, 420.0 metres; thence westerly 270 degrees, 0 minutes, 0.0 seconds, 430.0 metres; thence northerly 0 degrees, 0 minutes, 0.0 seconds, 420.0 metres to the starting point. Approximate Area: 18.06 hectares

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

## ROTTNEST ISLAND

RX401

### ROTTNEST ISLAND REGULATIONS 1988

#### TEMPORARY NOTICE TO MARINERS

Closure of Waters to Boating for Special Event

Thomson Bay North, Rottnest Island

26 February 2023

Acting pursuant to the powers conferred by regulation 38B of the *Rottnest Island Regulations 1988*, the Rottnest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised support vessels.

#### Thomson Bay (North)

Between 9.00am and 10.30am Sunday 26 February 2023.

All waters between the Stark Jetty and Main Jetty extending eastwards from the foreshore following a line along the southern side of Stark Jetty to a position 115° 32' 30.8E and 31° 59' 40.5S, then south to a position 115° 32' 31.9E and 31° 59' 42.2S finishing at a point on the Main Jetty at 115° 32' 32.0E and 31° 59' 43.2S.

These restrictions have been put in place to ensure safety of swimmers competing in the Champs of the Bay. Event safety craft will be patrolling the area to guide passing vessels. A map showing this restriction is available at [www.rottnestisland.com](http://www.rottnestisland.com) on the 'Notices to Mariners' page.

ARVID HOGSTROM, Director Environment Heritage and Parks,  
Rottnest Island Authority.

RX402

### ROTTNEST ISLAND REGULATIONS 1988

#### TEMPORARY NOTICE TO MARINERS

Closure of Waters—Special Event -Rottnest Channel Swim

Thomson Bay, Rottnest Island

Friday 24 February 2023—12.00pm to Saturday 25 February 2023—6.00pm

Acting pursuant to the powers conferred by Regulation 38B of the *Rottnest Island Regulations 1988*, the Rottnest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised vessels as set out below between 12.00pm on Friday 24 February 2023 to 6.00pm on Saturday 25 February 2023.

#### Thomson Bay

##### Between Ferry Jetty and Fuel Jetty

All waters with 25 metres of the shoreline.

Authorised Vessel: Powered support vessel displaying a 2023 Rottnest Channel Swim sticker.

##### Between Fuel Jetty and Hotel Jetty

##### Swim Channel

All waters from a point 38 metres on the foreshore on the southern side of the Fuel Jetty extending in an easterly direction encompassing the following moorings—

Ranger; Ranger II; TB062; TB072; RIA015 Hire; TB078; RIA016 Hire; TB056; TB100; TB319; TB053; RIA005 Hire; TB051; TB081; RIA017 Hire; TB357, TB200; South Cardinal Marker (115° 32.836'E 31° 59.79'N); TB091, RIA028 Hire; RIA009 Hire; TB077; TB322; TB058; TB060.

Authorised Vessel: bonafide emergency vessels



**South of Swim Channel**

All waters starting 38 metres south of the Fuel Jetty extending 110 metres in a southerly direction following the foreshore and 25 metres east

Authorised Vessel: bonafide emergency vessels.

**North of Hotel Jetty**

All waters north of the Hotel Jetty extending 51 meters in a northerly direction and 25 metres east.

Authorised Vessel: bona fide emergency vessels and competitor's support paddle craft displaying a 2023 Rottnest Channel Swim sticker.

**South of Hotel Jetty**

All waters south of the Hotel Jetty extending 51 metres following the foreshore in a southerly direction and 25 metres east.

Authorised Vessel: bona fide emergency vessels and tenders <3.75metres in length.

These restrictions have been put in place due to the unusually large number of vessels and people entering the Rottnest Reserve and the need achieve public safety. Appropriate signage will be placed on site and a map showing these restrictions is available for viewing at <http://www.rotnnestisland.com>

Mariners are further advised that due to the proximity of the swim channel to fuel dispensing facilities, fuel supplies will not be available between 10.00am to 6.00pm on Saturday 25 February 2023.

**Mariners are advised to navigate with caution and maintain a safe clearance when transiting this area.**

ARVID HOGSTROM, Director Environment Heritage and Parks,  
Rottnest Island Authority.

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## TRAINING

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**TA401****VOCATIONAL EDUCATION AND TRAINING ACT 1996**

## APPOINTMENTS

Made by the Minister for Education and Training under sections 19(1)(a), 19(2), 19(4A)(a) and 19(4B) of the *Vocational Education and Training Act 1996*.

**Citation**

This instrument may be cited as the *State Training Board (Appointment of Members) (No. 1) 2022*.

**Appointment**

The person whose name is listed below, namely—

- o Mr James (Jim) Allan Walker, retired, formerly Chief Executive Officer, WesTrac

is reappointed as a member and Chair of the Western Australian State Training Board in accordance with section 19(1) of the *Vocational Education and Training Act 1996* for the period commencing 1 January 2023 and ending 31 December 2025.

The person whose name is listed below, namely—

- o Ms Lena Constantine, Associate Director, Industry Skills, Chamber of Commerce and Industry of Western Australia

is appointed as a member of the Western Australian State Training Board in accordance with sections 19(1), 19(4A)(a) and 19(4B) of the *Vocational Education and Training Act 1996* for the period commencing 1 January 2023 and ending 31 December 2025.

The person whose name is listed below, namely—

- o Ms Debra Zanella, Chief Executive Officer, Ruah Community Services

is appointed as a member of the Western Australian State Training Board in accordance with section 19(2) of the *Vocational Education and Training Act 1996* for the period commencing 1 January 2023 and ending 31 December 2025.

Dated this 12th day of December 2022.

Hon. SUE ELLERY, MLC, Minister for Education and Training.

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**PUBLIC NOTICES**

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**ZZ401****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Estate of the late Mary Ch'ng of 3 Colleran Way, Booragoon, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* (WA) relates), in respect of the estate of the deceased, who died on 15th July 2022 are requested by the Joint Executors, Mervyn Paul Sooi Seang Ch'ng and Mark Peter Sooi Leong Ch'ng care of BNT Legal PO Box 200, Osborne Park, Western Australia 6917, to send particulars of their claims to the Joint Executors at the above address, within one month from the date on which this notice is published, after which date the Joint Executors may convey or distribute the assets of the estate, having regard only to the claims of which he then has notice.

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

## Notice to Creditors and Claimants

Mark D'Olimpio late of 46 Harden Park Trail, Carramar 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 12 June 2021 are required by the Executor to send particulars of their claims to them care of GV Lawyers, Level 5, 16 Irwin Street, Perth by 28 January 2023 after which date the Executor may convey or distribute the assets having regard to the claims of which they then have notice.

GV LAWYERS, as Solicitors for the Executor.

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

## Notice to Creditors and Claimants

Estate of Maurice Dennis Tatham, late of 65 Gingin Road, Lancelin, 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 20/07/2022, are required by the Executor Nicole Marie Tatham of 83 Hamiltons Road, Leichardt VIC 3516 to send particulars of their claims to her within 30 days by registered mail 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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**ZZ404****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Estate of Elsie Preston, late of 30 Waterford Drive, Hillarys, 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 13/08/2022, are required by the Executor Geoffrey Preston of 176 Lilburne Road, Duncraig WA 6023 to send particulars of their claims to him within 30 days by registered mail after which date the Executor may convey or distribute the assets of the estate, having regard only to the claims of which he then has notice.

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

## Notice to Creditors and Claimants

Estate of Barbara Lorraine Butler, late of 3 Jenkyn Circle, Landsdale, 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 22/08/2022, are required by the Executors Anette Daphne Sojan, Tracey Lee Yotopoulos and Graham Leslie Raymond Butler in care of PO Box 3060, Joondalup WA 6027 to send particulars of their claims to them within 30 days by registered mail after which date the Executors 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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**ZZ406****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Margarete Elisabeth Russell late of Lefroy Hostel, 22 Lefroy Rd. Bullcreek 6149 WA, 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 23rd November 2022, are required by the Executor, John Russell of 13 Avocet Island Keys, Wannanup WA 6210 to send particulars of their claims by the date one month from the publication date 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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**ZZ407****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Yvonne Selina Janet Rattray late of 72 Huntriss Road, Gwelup 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 18 August 2018 are required by the Executor, to send particulars of their claims to them care of GV Lawyers, Level 5, 16 Irwin Street, Perth by 23 January 2023 after which date the Executor may convey or distribute the assets having regard to the claims of which they then have notice.

GV LAWYERS, as Solicitors for the Executor.