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PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by the Government Printer for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

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

The following guidelines should be followed to ensure publication in the *Government Gazette*—

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper.
- Copy must be lodged with the 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:

gazette@dpc.wa.gov.au

- Enquiries regarding publication of notices can be directed to the Publications Officer on (08) 6552 6012.
- Enquiries regarding payment of notices can be directed to (08) 6552 6000 or sales@dpc.wa.gov.au
- **Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.**

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

GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR EASTER AND ANZAC DAY 2023

A gazette will be published on **Thursday 6th April**
and closing time for copy is Wednesday 5th April at noon.

A gazette will be published on **Friday 14th April**
and closing time for copy is Wednesday 12th April at noon.

**The Gazette will not be published on Tuesday 11th April or
on Tuesday 25th April**

— PART 2 —

AGRICULTURE AND FOOD

AG401

BIOSECURITY AND AGRICULTURE MANAGEMENT REGULATIONS 2013

QUARANTINE AREA REVOCATION NOTICE

Under regulation 61 of the *Biosecurity and Agriculture Management Regulations 2013* (Regulations), the Quarantine Area Notice entitled: Quarantine Area Notice—Perth Metropolitan Local Government Boundaries—Polyphagous Shot-Hole Borer (*Euwallacea fornicatus*) published in the *Government Gazette* on 11 November 2022, and in the West Australian newspaper and on the Department of Primary Industries and Regional Development (DPIRD) website, is revoked and replaced by the following notice.

BIOSECURITY AND AGRICULTURE MANAGEMENT REGULATIONS 2013

QUARANTINE AREA NOTICE

Perth Metropolitan Local Government Authority Boundaries

Polyphagous Shot-Hole Borer (*Euwallacea fornicatus*)

1. Under regulation 60 of the *Biosecurity and Agriculture Management Regulations 2013* (Regulations) the area within the 25 Local Government Authority boundaries described below is declared to constitute a quarantine area for a period of 12 months following the date of publication.

City of Bayswater

City of Belmont

City of Canning

City of Cockburn

City of Fremantle

City of Gosnells—Localities of Beckenham, Canning Vale, Huntingdale, Kenwick, Langford, Maddington and Thornlie only)

City of Joondalup (Localities of Duncraig, Greenwood, Marmion, Sorrento and Warwick only)

City of Kalamunda (Localities of Forrestfield, High Wycombe, Perth Airport and Wattle Grove only)

City of Melville

City of Nedlands

City of Perth

City of South Perth

City of Stirling

City of Subiaco

City of Swan (Localities of Ballajura, Beechboro, Bennett Springs, Caversham, Dayton, Guildford, Hazelmere, Kiara, Lockridge, Malaga, Middle Swan, Midland, South Guilford, Viveash, West Swan and Woodbridge only)

City of Vincent

City of Wanneroo (Localities of Alexander Heights, Girrawheen, Koondoola and Marangaroo only)

Town of Bassendean

Town of Cambridge

Town of Claremont

Town of Cottesloe

Town of East Fremantle

Town of Mosman Park

Town of Victoria Park

Shire of Peppermint Grove

- Note:** A map of the quarantine area will be published on the website of the Department of Primary Industries and Regional Development www.agric.wa.gov.au/borer
2. The quarantine area is declared because the declared pest Polyphagous Shot Hole Borer, *Euwallacea fornicatus* (PSHB) was present in the area on 3 September 2021 and there are reasonable grounds to suspect the declared pest remains in, or in the vicinity of, the area.
 3. Persons other than an inspector must not move, or cause or allow to be moved, anything listed in Schedule 1 from a place within the quarantine area to any other place outside the quarantine area except in accordance with—
 - (a) this notice; or
 - (b) an approval under regulation 67 of the Regulations; or
 - (c) a general exemption under regulation 71 of the Regulations.
 4. A thing referred to in clause 3 (listed in Schedule 1) is moved in accordance with this notice if—
 - (a) it is moved as specified in Schedule 2; or
 - (b) it is moved as authorised or directed by an inspector.

5. Subject to the directions in this quarantine area notice, pursuant to section 30(3) of the *Biosecurity and Agriculture Management Act 2007*, each person who is the owner or occupier of land in the quarantine area must take the prescribed control measures required under regulation 27(1) of the Regulations to control the declared pest if it is present on the land.
6. Each person who is the owner or occupier of land in the quarantine area is taken to have been given a quarantine notice that applies to that land in the terms of this quarantine area notice.
7. Failure to comply with this quarantine area notice could result in a fine, the Director General taking remedial action under regulation 133 of the Regulations, or both.

SCHEDULE 1

Wood/timber means wood that is not treated. Treated or seasoned (> 6 months) timber or wood products that are in use for construction, fencing, furniture or packaging and pallets are not considered to be wood and are therefore not considered to be PSHB risk material.

Living plants means any PSHB host plant, organ or plant part (including plant cutting) with woody stems that are greater than 2 cm in diameter. The list of PSHB host plants is published on the Department's website.

Wood machinery means any vehicle, equipment or other mechanical apparatus of any kind that has been used in relation to arboriculture, wood mulching, wood chipping or handling of any other wood.

SCHEDULE 2

Wood may be moved out of the quarantine area if chipped to pieces that are less than 2.5 cm diameter in size.

Wood more than 2.5 cm diameter in size may only be moved out of the quarantine area under an Inspector's Direction.

Living plants with woody stems that are greater than 2 cm in diameter may only be moved out of the quarantine area under an Inspector's Direction.

All **wood machinery** (other than vehicles being used to transport wood in accordance with this notice) must have all wood and plant material removed before moving out of the quarantine area.

Dated 10 March 2023.

SONYA BROUGHTON, A/Executive Director Biosecurity,
Department of Primary Industries and Regional Development.
Delegate of the Director General.

AG402

BIOSECURITY AND AGRICULTURE MANAGEMENT REGULATIONS 2013

EXEMPTION TO QUARANTINE AREA NOTICE

Perth Metropolitan Local Government Authority Boundaries

Polyphagous Shot-Hole Borer (*Euwallacea fornicatus*)

1. In accordance with regulation 60 of the *Biosecurity and Agriculture Management Regulations 2013* (**Regulations**) a Quarantine Area Notice (**QAN**) entitled: Quarantine Area Notice—Perth Metropolitan Boundaries—Polyphagous Shot-Hole Borer (*Euwallacea fornicatus*, PSHB) was published in the *Government Gazette* on 21 March 2023, and in the West Australian newspaper and on the Department of Primary Industries and Regional Development (**DPIRD**) website.
2. Under regulation 71 of the Regulations, the QAN is subject to the general exemption set out in this Notice.
3. **Wood** and **living plants** as described in Schedule 1 of the QAN, may be moved from a place within the quarantine area to a place outside the quarantine area under the following conditions—
 - a. The wood and living plants are transported to waste management premises that are operating under a Pest Control Notice (**PCN**) given under section 31 of the *Biosecurity and Agriculture Management Act 2007* in respect of PSHB;

Note: Please contact DPIRD to confirm whether waste management premises have been given a PCN.
 - b. The wood and living plants are securely transported in a fully sealed and covered skip bin, trailer, or truck.
4. This exemption applies for so long as the QAN remains in force unless this exemption is revoked.

Dated 16 March 2023.

SONYA BROUGHTON, A/Executive Director Biosecurity,
Department of Primary Industries and Regional Development.
Delegate of the Director General.

AG403

BIOSECURITY AND AGRICULTURE MANAGEMENT REGULATIONS 2013

EXEMPTION TO QUARANTINE AREA NOTICE

Perth Metropolitan Local Government Authority Boundaries

Polyphagous Shot-Hole Borer (*Euwallacea fornicatus*)

1. In accordance with regulation 60 of the *Biosecurity and Agriculture Management Regulations 2013* (**Regulations**) a Quarantine Area Notice (**QAN**) entitled: Quarantine Area Notice—Perth Metropolitan Local Government Authority Boundaries—Polyphagous Shot-Hole Borer (*Euwallacea fornicatus*) was published in the *Government Gazette* on 21 March 2023 and in the West Australian newspaper and on the Department of Primary Industries and Regional Development (**DPIRD**) website.
2. Under regulation 71 of the Regulations, the QAN is subject to the general exemption set out in this notice.
3. Members of an incorporated association formed for the purpose of horticultural or gardening activities may take wood or living plants (PSHB host material), as defined in Schedule 1 of the QAN, from a place within the quarantine area to a place outside of the quarantine area, under the following conditions—
 - a. the member must first undertake DPIRD online training on Polyphagous Shot-Hole Borer and obtain a certificate of completion. The online training can be found at www.agric.wa.gov.au/pshb-training
 - b. all PSHB host material must be examined and found free of signs or symptoms of PSHB infestation by the certified member of the association before being taken outside of the quarantine area.
 - c. any PSHB host material presenting signs or symptoms of PSHB infestation must be immediately reported to DPIRD via the Pest and Disease Information Service (PaDIS; phone 08 9368 3080) and this material must be double bagged and secured until directed by DPIRD.

Note: Inspectors authorised under the *Biosecurity and Agriculture Management Act 2007* may conduct inspections from time to time, without notice, to ascertain whether this exemption notice is being complied with.
4. This exemption applies for so long as the QAN remains in force unless this exemption is revoked.

Dated 16 March 2023.

SONYA BROUGHTON, A/Executive Director Biosecurity,
Department of Primary Industries and Regional Development.
Delegate of the Director General.

FIRE AND EMERGENCY SERVICES

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 16 March 2023 for the local government districts of—

Koorda, Dalwallinu.

Dated 15 March 2023.

GARY GIFFORD, 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*.

JUSTICE

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.
Butler	Kelly Andrea	PA 0373
Couttie	Rosemary	PA 0639

Surname	Other Name(s)	Permit No.
Duiker	Madelaine Ellen	PA 0291
Gorman	Phillip	AP 0689
Haddock	Christopher Paul	AP 0730
Tawton	Mark	AP 0787

Dated 17 March 2023.

MIKE REYNOLDS, Commissioner, Corrective Services.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

Shire of Waroona

HEALTH AMENDMENT LOCAL LAW 2023

Under the powers conferred on it by the *Local Government Act 1995* and under all other enabling powers, the Council of Shire of Waroona resolved on 28 February 2023 to make the following local law.

1. Citation

This local law may be cited as the *Shire of Waroona Health Amendment Local Law 2023*.

2. Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

3. Principal Local Law

In this local law the *Shire of Waroona Health Local Law 2021*, as published in the *Government Gazette* on 15 September 2021, is referred to as the Principal Local Law.

4. Principal Local Law amended

- 4.1 The Principal Local Law is amended as described in clauses 4.2 to 4.14 of this local law.
- 4.2 In clause 1.4(1) in the definition of **town site**, delete the words '*Land Administration act*' and insert in their place the words '*Land Administration Act*'.
- 4.3 In clause 2.1 move the definition of **organiser** to the next line.
- 4.4 In clause 2.7(1)(b) delete the comma after the word 'clean' and replace this with a semi-colon.
- 4.5 In clause 2.7(1)(b) move the words 'all sanitary conveniences including sanitary fittings in or on the premises.' to the next line.
- 4.6 Delete clause 2.13(5) and renumber the subsequent sub-clauses of clause 2.13 accordingly.
- 4.7 In clause 5.6(2)(b) delete the comma after the word 'thoroughfare' and replace this with a semi-colon.
- 4.8 In clause 5.6(2)(b) move the words 'then every owner and occupier of the lot commits an offence.' to the next line.
- 4.9 In clause 5.7(4)(b) insert the words 'all exhaust air discharge points are designed and' before the word 'located'.
- 4.10 In clause 5.13(6)(f) delete the word 'to' and insert in its place the word 'of'.
- 4.11 Delete clause 6.10(3) and renumber the subsequent sub-clause of 6.10 accordingly.
- 4.12 Delete clause 7.4(4)
- 4.13 Delete clause 7.11(3)
- 4.14 In clause 8.1 in the definition of **recreational campsite** left justify the words 'but does not include a camp or caravan within the meaning of the *Caravan Parks and Camping Grounds Act 1995*' so that the words align with the existing words 'does' and '*Grounds*'.

Dated this 14th of March 2023.

The Common Seal of the Shire of Waroona was affixed by the authority of a resolution of council in the presence of—

CR JOHN MICHAEL SCOTT WALMSLEY, Shire President.
MARK ANDREW GOODLET, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

Section 89(2)

SURRENDER OF PETROLEUM RETENTION LEASE R 3

The surrender of petroleum retention lease has been registered and has effect on and from the date this notice is published in the *Government Gazette*.

LARA HAENGA, A/Team Leader, Resources Tenure Branch,
Department of Mines, Industry Regulation and Safety.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of East Pilbara

Local Planning Scheme No. 4—Amendment No. 27

Ref: TPS/2799

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of East Pilbara Local Planning Scheme amendment on 9 December 2022 for the purpose of—

- (i) Amending a portion of Crown Reservation R44775 from the 'Rural' zone to the 'Special Use' zone, and inserting into Schedule 4—Special Use Zone No. 17 the following provisions—

No.	Description of Land	Special Use	Conditions
SU17	Portion of Crown Land Reservation 44775 Lot 571 on DP71045	<p>Commercial Uses</p> <p>Caretaker Dwelling (D) Car Park (P) Fuel Filling Station (D) Hire Service (P) Lunch Bar (D) Local Shop (D) Machinery Sales (P) Motor Vehicle Hire (D) Motor Vehicle Repair (P) Motor Vehicle Wash (D) Motor Vehicle/Boat/Caravan Sales (P) Office (D) Open Air Display (P) Petrol Filling Station (A) Roadhouse (A) Service Station (A) Showroom (D) Trade Display (P) Warehouse (P) Educational Establishment (D)</p> <p>Public and Community Uses</p> <p>Civic Use (A) Community Service Depot (D) Public Utility (P) Radio/TV Installation (D)</p>	<p>1. The local government shall prepare and maintain a local development plan which incorporates relevant development and building design and layout requirements, including, but not limited to those prescribed by the National Airports Safeguarding Framework relating to airport operations being—</p> <p style="margin-left: 20px;">i. obstacle height limitations;</p> <p style="margin-left: 20px;">ii. windshear; and</p> <p style="margin-left: 20px;">iii. lighting intensity.</p> <p>2. All subdivision or leasehold design is to have due regards to an approved Local Development Plan.</p> <p>3. Land Use Permissibility is to have due regard to the Special Use Zone Provisions.</p> <p>4. All development is to have due regard to the approved local development plan. Any development that proposes to vary the requirements regarding obstacle height limitations, windshear considerations or lighting intensity must be approved by the Civil Aviation Safety Authority (CASA).</p>

No.	Description of Land	Special Use	Conditions
		<p>Industrial Uses Light Industry (P) Service Industry (P) General Industry (D) Hazardous Industry (A) Motor Vehicle Wrecking (D) Fuel Depot (D) Marine Dealer (D) Transport Depot (P) Storage Yard (P) Building Storage Yard (P) Contractors Yard (P) Salvage Yard (D) Factory Yard (P) Sawmill (D) Machinery Sales (D)</p> <p>Rural Uses Cattery (A) Kennels (A) Farm Supply Centre (D) Produce Store (D)</p>	

(ii) Amending the Scheme Maps accordingly.

A. MIDDLETON, Shire President.
 S. HARDING, Chief Executive Officer.

PREMIER AND CABINET

PR401

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the deputy of the Governor, in accordance with section 12(c) of the *Interpretation Act 1984*, has approved the following temporary appointment.

Hon. S. F. McGurk MLA to act temporarily in the office of Minister for State Development, Jobs and Trade; Hydrogen Industry; Tourism; Science in the absence of the Hon. R. H. Cook MLA for the period 19 to 22 March 2023 (both dates inclusive).

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

WATER

WA401

WATER SERVICES ACT 2012 EXEMPTION NOTICE

Exemption for The Owners of Survey-Strata Plan No. 72562 T/a Karri Mia Bungalows for the provision of water services within the Karri Mia Tourist Zone, Denmark

In accordance with section 7 of the *Water Services Act 2012*, Hon Simone McGurk MLA, Minister for Water, has revoked the previous exemption for Bennett Range Pty Ltd (dated 20 March 2014) and granted an exemption from section 5(1) of the Act to The Owners of Survey-Strata Plan No. 72562 T/a Karri Mia Bungalows.

The service being granted the exemption is a water supply service provided within the Karri Mia Tourist Zone, Denmark. Water is sourced from a spring-fed dam, treated and supplied within the Karri Mia Tourist Zone for potable and non-potable use.

The exemption will come into effect on the day it is published in the *Government Gazette* and is valid for an indefinite period.

Summary of reasons for the decision

Granting this exemption is not contrary to the public interest. It is considered that—

- The regulatory burden imposed by licensing would be disproportionately high given the small scale of the service.
- The risks of the abuse of monopoly power in the provision of this service are low. The service is operated on a not-for-profit basis.
- The public health aspects of the service are regulated under the *Health (Miscellaneous Provisions) Act 1911*.

Dated 09 March 2023.

Hon. SIMONE McGURK, MLA, Minister for Water.

PUBLIC NOTICES

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

Notice to Creditors and Claimants

In the estate of Gary John Munyard late of 102 Finchley Crescent, Balga in the State of Western Australia, Brick Paver, 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 29 September 2022, are required by the executor, Thomas Franklyn Munyard, c/- HFM Legal, PO Box 1, Maddington WA 6989, to send particulars of their claims to him at c/- HFM Legal of PO Box 1, Maddington WA 6989 by the date being one month following the publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to claims of which he then has notice.

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

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estates of the undermentioned deceased persons, are required to send particulars of their claims to Cornerstone Legal of 205/5 Harper Terrace, South Perth, 6151, in the State of Western Australia on or before the expiration of one month from the date of publication of this notice after which date the respective Trustees may convey or distribute the assets, having regard only to the claims of which it then has notice—

Van Rullen, Teresa Maria late of 32 Spencer Avenue, Yokine, in the State of Western Australia, Retail Business Owner, died on 31 August 2022.

Watson, Robert Athol late of 121 Welshpool Road, Welshpool, in the State of Western Australia, Business Owner, who died on 4 December 2022.

BRONWYN WAUGH, Director, Cornerstone Legal.

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

Notice to Creditors and Claimants

Estate of the late Lance Grant Rock late of Mercy Place, 1 Hungerford Avenue, Halls Head, 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 27 February 2021 are requested by the Administrator, Neil Warren Rock care of HHG Legal Group, GPO Box 2716, Cloisters Square PO WA 6850 to send particulars of their claims to the address stated herein within 30 days of this notice, after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.