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## CONTENTS

### PART 1

	Page
Commerce Regulations Amendment (Building Services) Regulations 2023 .....	1423
Land Administration Amendment Regulations 2023 .....	1462
Legislation Act 2021 Commencement Proclamation 2023.....	1421
Legislation Regulations 2023.....	1457
Mental Health Amendment Regulations (No. 2) 2023.....	1455
Road Traffic (Events on Roads) Amendment Regulations 2023.....	1463
Rottneest Island Amendment Regulations 2023 .....	1464
Swan and Canning Rivers Management Amendment Act 2023 Commencement Proclamation 2023.....	1422
Swan and Canning Rivers Management Amendment Regulations (No. 2) 2023 .....	1450

### PART 2

Consumer Protection .....	1467
Environment .....	1468
Fire and Emergency Services .....	1469
Local Government.....	1473
Minerals and Petroleum.....	1474
Planning .....	1478
Public Notices.....	1479
WorkCover .....	1479

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# — PART 1 —

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## PROCLAMATIONS

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AA101

Legislation Act 2021

### Legislation Act 2021 Commencement Proclamation 2023

SL 2023/58

Made under the *Legislation Act 2021* section 2(b) by the Governor in Executive Council.

**1. Citation**

This proclamation is the *Legislation Act 2021 Commencement Proclamation 2023*.

**2. Commencement**

The *Legislation Act 2021*, other than Part 1, comes into operation on 1 July 2023.

C. DAWSON, Governor.

L.S.

J. QUIGLEY, Attorney General.

Note: This proclamation brings into operation the remainder of the *Legislation Act 2021*.

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AA102

Swan and Canning Rivers Management Amendment Act 2023

## Swan and Canning Rivers Management Amendment Act 2023 Commencement Proclamation 2023

SL 2023/62

Made under the *Swan and Canning Rivers Management Amendment Act 2023* section 2(b) by the Governor in Executive Council.

### 1. Citation

This proclamation is the *Swan and Canning Rivers Management Amendment Act 2023 Commencement Proclamation 2023*.

### 2. Commencement

The *Swan and Canning Rivers Management Amendment Act 2023*, other than sections 1 and 2, comes into operation on the day after the day on which this proclamation is published in the *Gazette*.

C. DAWSON, Governor.

L.S.

R. WHITBY, Minister for Environment.

Note: This proclamation brings into operation the remainder of the *Swan and Canning Rivers Management Amendment Act 2023*.

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**COMMERCE**

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CM301

Building Services (Complaint Resolution and Administration) Act 2011  
Building Services (Registration) Act 2011

**Commerce Regulations Amendment (Building Services) Regulations 2023**

SL 2023/64

Made by the Governor in Executive Council.

**Part 1 — Preliminary****1. Citation**

These regulations are the *Commerce Regulations Amendment (Building Services) Regulations 2023*.

**2. Commencement**

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) Part 2 Divisions 1 and 2 and Part 3 — on 1 July 2024;
- (c) Part 2 Division 3 — on 1 July 2025;
- (d) the rest of the regulations — on 1 July 2027.

**Part 2 — *Building Services (Registration) Regulations 2011* amended****Division 1 — Preliminary****3. Regulations amended**

This Part amends the *Building Services (Registration) Regulations 2011*.

**Division 2 — Amendments commencing 1 July 2024****4. Regulation 3 amended**

- (1) In regulation 3 insert in alphabetical order:

***Building Code*** means the Building Code of Australia which is volumes 1 and 2, as amended from time to time, of the National Construction Code;

***building engineering work*** has the meaning given in the *Building Services (Complaint Resolution and Administration) Regulations 2011* regulation 4B(1);  
***National Construction Code*** means the National Construction Code series published by, or on behalf of, the Australian Building Codes Board;  
***storey*** has the meaning given in the Building Code Schedule 3.

- (2) In regulation 3 in the definition of ***section*** delete “Act.” and insert:

Act;

**5. Regulation 4 amended**

After regulation 4(bb) insert:

- (bc) building engineering work for a class of registration;

**6. Regulation 6 amended**

- (1) After regulation 6(1)(bc) insert:

- (bd) building engineering practitioner, structural — professional;
- (be) building engineering practitioner, structural — technologist;
- (bf) building engineering practitioner, structural — associate;
- (bg) building engineering practitioner, fire safety — professional;
- (bh) building engineering practitioner, fire systems — technologist;
- (bi) building engineering practitioner, fire systems — associate;

- (2) After regulation 6(2)(df) insert:

- (dg) building engineering contractor — professional (individual);
- (dh) building engineering contractor — professional (partnership);

- (di) building engineering contractor — professional (company);
- (dj) building engineering contractor — technologist (individual);
- (dk) building engineering contractor — technologist (partnership);
- (dl) building engineering contractor — technologist (company);
- (dm) building engineering contractor — associate (individual);
- (dn) building engineering contractor — associate (partnership);
- (do) building engineering contractor — associate (company);
- (dp) building engineering contractor, fire systems — technologist (individual);
- (dq) building engineering contractor, fire systems — technologist (partnership);
- (dr) building engineering contractor, fire systems — technologist (company);
- (ds) building engineering contractor, fire systems — associate (individual);
- (dt) building engineering contractor, fire systems — associate (partnership);
- (du) building engineering contractor, fire systems — associate (company);

**7. Regulation 11 amended**

In regulation 11:

(a) after paragraph (h) insert:

(ha) *Design and Building Practitioners Act 2020*  
(New South Wales);

(b) after paragraph (oa) insert:

(ob) *Professional Engineers Registration Act 2019*  
(Victoria);

**8. Regulation 22 amended**

In regulation 22 delete the definition of *Building Code*.

**9. Regulation 27 amended**

- (1) At the end of regulation 27(2) insert:

Penalty for this subregulation: a fine of \$1 000.

- (2) At the end of regulation 27 delete the Penalty.

**10. Part 3A heading amended**

In the heading to Part 3A delete “**Part 3A —**” and insert:

**Part 2A —**

**11. Regulation 28F replaced**

Delete regulation 28F and insert:

**28F. Insurance requirements: building surveying contractors**

For the purposes of section 18(1)(c), the insurance requirements for registration as a building surveying contractor are —

- (a) the applicant must have professional indemnity insurance appropriate to manage the risk associated with the work the applicant is likely to carry out, taking into account all of the following —
- (i) the nature of, and risks associated with, the work likely to be carried out by the applicant;
  - (ii) the size and volume of the work likely to be carried out by the applicant;
  - (iii) the employment or engagement by the applicant of a building surveying practitioner and the length of time the building surveying practitioner has been registered under section 17;
  - (iv) a reasonable estimate of the quantum of civil claims that might be brought against the applicant given the matters described in subparagraphs (i) to (iii);
  - (v) the financial capacity of the applicant;
  - (vi) the terms of the policy;

or



- (b) the applicant must demonstrate that the applicant —
  - (i) is a member of a professional standards scheme operated by a professional body; and
  - (ii) satisfies the insurance requirements imposed by the body in accordance with the professional standards scheme.

**12. Regulations 28J and 28K deleted**

Delete regulations 28J and 28K.

**13. Part 2B inserted**

Before Part 3 insert:

**Part 2B — Building engineers**

**28J. Terms used**

In this Part —

*building engineering contractor* means any of the following —

- (a) a building engineering contractor — professional (individual);
- (b) a building engineering contractor — professional (partnership);
- (c) a building engineering contractor — professional (company);
- (d) a building engineering contractor — technologist (individual);
- (e) a building engineering contractor — technologist (partnership);
- (f) a building engineering contractor — technologist (company);
- (g) a building engineering contractor — associate (individual);
- (h) a building engineering contractor — associate (partnership);
- (i) a building engineering contractor — associate (company);
- (j) a building engineering contractor, fire systems — technologist (individual);
- (k) a building engineering contractor, fire systems — technologist (partnership);

- (l) a building engineering contractor, fire systems — technologist (company);
- (m) a building engineering contractor, fire systems — associate (individual);
- (n) a building engineering contractor, fire systems — associate (partnership);
- (o) a building engineering contractor, fire systems — associate (company);

***building engineering practitioner*** means any of the following —

- (a) a building engineering practitioner, structural — professional;
- (b) a building engineering practitioner, structural — technologist;
- (c) a building engineering practitioner, structural — associate;
- (d) a building engineering practitioner, fire safety — professional;
- (e) a building engineering practitioner, fire systems — technologist;
- (f) a building engineering practitioner, fire systems — associate.

**28K. Prescribed titles: building engineering practitioners and building engineering contractors**

- (1) The titles listed under each Part heading in the Table are prescribed for the purposes of section 4(1).

**Table**

<b>Part 1 — Building engineering practitioners</b>
Registered Building Engineer
Registered Building Engineering Practitioner: Structural (Professional)
Registered Building Engineering Practitioner: Structural (Technologist)
Registered Building Engineering Practitioner: Structural (Associate)
Registered Building Engineering Practitioner: Fire Safety (Professional)
Registered Building Engineering Practitioner: Fire Systems (Technologist)
Registered Building Engineering Practitioner: Fire Systems (Associate)

**Part 2 — Building engineering contractors**

Registered Building Engineering Contractor

Registered Building Engineering Contractor: Professional  
(Individual)

Registered Building Engineering Contractor: Professional  
(Partnership)

Registered Building Engineering Contractor: Professional  
(Company)

Registered Building Engineering Contractor: Technologist  
(Individual)

Registered Building Engineering Contractor: Technologist  
(Partnership)

Registered Building Engineering Contractor: Technologist  
(Company)

Registered Building Engineering Contractor: Associate  
(Individual)

Registered Building Engineering Contractor: Associate  
(Partnership)

Registered Building Engineering Contractor: Associate  
(Company)

Registered Building Engineering Contractor, Fire Systems:  
Technologist (Individual)

Registered Building Engineering Contractor, Fire Systems:  
Technologist (Partnership)

Registered Building Engineering Contractor, Fire Systems:  
Technologist (Company)

Registered Building Engineering Contractor, Fire Systems:  
Associate (Individual)

Registered Building Engineering Contractor, Fire Systems:  
Associate (Partnership)

Registered Building Engineering Contractor, Fire Systems:  
Associate (Company)

- (2) A building engineering practitioner is entitled to use a title prescribed in Part 1 of the Table to subregulation (1).
- (3) A building engineering contractor is entitled to use a title prescribed in Part 2 of the Table to subregulation (1).

**28L. Building engineering contractors: building services prescribed**

(1) In this regulation —

***low-rise building*** means a building that, under the Building Code, is —

- (a) a Class 1 or 10 building; or
- (b) a Class 2 to 9 building with a gross floor area of not more than 2 000 m<sup>2</sup>, except a building of Type A or Type B construction;

***medium-rise building*** means a building that, under the Building Code, is —

- (a) a Class 2, 3 or 9 building not referred to in paragraph (b) of the definition of ***low-rise building*** to a maximum of 3 storeys above a Class 7a storey; or
- (b) a Class 4 to 8 building not referred to in paragraph (b) of the definition of ***low-rise building*** to a maximum of 3 storeys above a Class 7a storey, except a building of Type A construction;

***professional engineering work*** has the meaning given in the *Building Services (Complaint Resolution and Administration) Regulations 2011* regulation 4B(1);

***technical engineering work*** has the meaning given in the *Building Services (Complaint Resolution and Administration) Regulations 2011* regulation 4B(1).

(2) For the purposes of section 11(a) —

(a) building engineering comprising professional engineering work or technical engineering work is prescribed for the following —

- (i) a building engineering contractor — professional (individual);
- (ii) a building engineering contractor — professional (partnership);
- (iii) a building engineering contractor — professional (company);

and

(b) building engineering comprising technical engineering work is prescribed for the following —

- (i) a building engineering contractor, fire systems — technologist (individual);
- (ii) a building engineering contractor, fire systems — technologist (partnership);
- (iii) a building engineering contractor, fire systems — technologist (company);

and

- (c) building engineering comprising technical engineering work for a low-rise building or medium-rise building, or incidental structure, is prescribed for the following —
- (i) a building engineering contractor — technologist (individual);
  - (ii) a building engineering contractor — technologist (partnership);
  - (iii) a building engineering contractor — technologist (company);
  - (iv) a building engineering contractor, fire systems — associate (individual);
  - (v) a building engineering contractor, fire systems — associate (partnership);
  - (vi) a building engineering contractor, fire systems — associate (company);

and

- (d) building engineering comprising technical engineering work for a low-rise building or incidental structure is prescribed for the following —
- (i) a building engineering contractor — associate (individual);
  - (ii) a building engineering contractor — associate (partnership);
  - (iii) a building engineering contractor — associate (company).

**28M. Qualifications and experience: building engineering practitioners**

- (1) In this regulation —

***eligible person*** means a person —

- (a) who was previously registered at any time in the period of 3 years ending on the day on which an application for registration as a building engineering practitioner is made; and
- (b) whose registration expired or was suspended or cancelled at the request of the person;

***prescribed fire system*** means any of the following —

- (a) a hydraulic fire safety system, including the following —
  - (i) a fire hydrant system;
  - (ii) a fire hose reel system;

- (iii) a fire sprinkler system (whether a wall wetting sprinkler, drencher system or other system);
  - (iv) any type of automatic fire suppression system of a hydraulic nature;
  - (b) a fire detection and alarm system;
  - (c) a mechanical ducted smoke control system;
- previously registered*** means previously registered as a building engineering practitioner;
- relevant***, in relation to experience in building engineering or the building engineering industry, has the meaning given in subregulation (5).
- (2) For the purposes of section 17(1)(b), a qualification (if any) listed in the Table, together with the experience listed opposite the qualification, are prescribed as qualifications and experience for building engineering practitioners.

**Table**

<b>Qualifications</b>	<b>Experience</b>
<b>1. Building engineering practitioner, structural — professional</b>	
Bachelor or Master of civil or structural engineering accredited to the Washington Accord and published by Engineers Australia's Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years
<b>2. Building engineering practitioner, structural — technologist</b>	
Bachelor of engineering technology, science or design in the structural discipline accredited to the Sydney Accord and published by Engineers Australia's Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years

Qualifications	Experience
<b>3. Building engineering practitioner, structural — associate</b>	
Advanced Diploma or Associate Degree in structural design or drafting accredited to the Dublin Accord and published by Engineers Australia's Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years
<b>4. Building engineering practitioner, fire safety — professional</b>	
Bachelor or Master in a relevant field of engineering accredited to the Washington Accord and published by Engineers Australia's Australian Engineering Accreditation Centre and, if the degree is not in fire engineering, a Graduate Diploma in fire engineering or a Master of fire engineering	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years
<b>5. Building engineering practitioner, fire systems — technologist</b>	
Diploma in fire systems design with units relevant to 1 or more prescribed fire systems	5 years of full-time relevant building engineering experience in the past 10 years
<b>6. Building engineering practitioner, fire systems — associate</b>	
Diploma in fire systems design with units relevant to 1 or more prescribed fire systems	3 years of full-time relevant building engineering experience in the past 6 years

- (3) For the purposes of section 17(1)(b), the qualifications and experience for the renewal of the registration of a building engineering practitioner are the qualifications (if any) and the experience that entitled the person to be registered as evidenced by the registration.
- (4) For the purposes of section 17(1)(b), the qualifications and experience for registration as a building engineering practitioner for an eligible person are the qualifications (if any) and the experience that entitled the eligible person to be previously registered as evidenced by the registration.
- (5) For the purposes of section 17(1)(d), reference in the Table to subregulation (2) to *relevant* experience in building engineering or the building engineering industry is a reference to experience demonstrating, at a level appropriate to the qualification, competency in each of the following —
  - (a) engineering knowledge relevant to the applicant's area of practice, including a knowledge of any relevant standards and practices;
  - (b) the practice of building engineering;
  - (c) the development of safe and sustainable solutions to engineering problems or issues;
  - (d) the identification, assessment and management of risks;
  - (e) the handling of ethical issues.
- (6) For the purposes of section 17(1)(d), an application for registration as a building engineering practitioner must include certification from an assessment entity approved by the Building Commissioner that the applicant's qualifications and experience, considered together, are equivalent to, or exceed, the requirements in the Table to subregulation (2).

**28N. Financial requirements: building engineering contractors**

- (1) In this regulation —

***building engineering contractor (company)*** means —

  - (a) a building engineering contractor — professional (company);
  - (b) a building engineering contractor — technologist (company);
  - (c) a building engineering contractor — associate (company);
  - (d) a building engineering contractor, fire systems — technologist (company);



- (e) a building engineering contractor, fire systems — associate (company);

***building engineering contractor (individual)*** means —

- (a) a building engineering contractor — professional (individual);
- (b) a building engineering contractor — technologist (individual);
- (c) a building engineering contractor — associate (individual);
- (d) a building engineering contractor, fire systems — technologist (individual);
- (e) a building engineering contractor, fire systems — associate (individual);

***building engineering contractor (partnership)*** means —

- (a) a building engineering contractor — professional (partnership);
- (b) a building engineering contractor — technologist (partnership);
- (c) a building engineering contractor — associate (partnership);
- (d) a building engineering contractor, fire systems — technologist (partnership);
- (e) a building engineering contractor, fire systems — associate (partnership).

- (2) For the purposes of section 18(1)(b), the following financial requirements are prescribed for registration as a building engineering contractor (individual) —
  - (a) the applicant must not be an insolvent;
  - (b) if the applicant has previously been an insolvent, the applicant must have the capacity to meet debts as and when they fall due.
- (3) For the purposes of section 18(1)(b), the following financial requirements are prescribed for registration as a building engineering contractor (partnership) —
  - (a) each partner of the partnership must not be an insolvent;
  - (b) if a partner of the partnership has previously been an insolvent, the partnership must have the capacity to meet debts as and when they fall due.

- (4) For the purposes of section 18(1)(b), the following financial requirements are prescribed for registration as a building engineering contractor (company) —
- (a) the applicant and each officer of the applicant must not be an insolvent;
  - (b) if the applicant or an officer of the applicant has previously been an insolvent, the applicant must have the capacity to meet debts as and when they fall due.

**280. Insurance requirements: building engineering contractors**

For the purposes of section 18(1)(c), the insurance requirements for registration as a building engineering contractor are —

- (a) the applicant must have professional indemnity insurance appropriate to manage the risk associated with the work the applicant is likely to carry out, taking into account all of the following —
    - (i) the nature of, and risks associated with, the work likely to be carried out by the applicant;
    - (ii) the size and volume of the work likely to be carried out by the applicant;
    - (iii) the employment or engagement by the applicant of a building engineering practitioner and the length of time the building engineering practitioner has been registered under section 17;
    - (iv) a reasonable estimate of the quantum of civil claims that might be brought against the applicant given the matters described in subparagraphs (i) to (iii);
    - (v) the financial capacity of the applicant;
    - (vi) the terms of the policy;
- or
- (b) the applicant must demonstrate that the applicant —
    - (i) is a member of a professional standards scheme operated by a professional body; and
    - (ii) satisfies the insurance requirements imposed by the body in accordance with the professional standards scheme.

**28P. Prescribed requirements: building engineering practitioner**

- (1) In this regulation —  
*approved continuing professional development* means continuing professional development approved by the Building Commissioner and published on the Department's website.
- (2) For the purposes of section 17(1)(d) —
- (a) an applicant for renewal of registration as a building engineering practitioner, fire systems — technologist must have completed 90 hours of approved continuing professional development in the period of 3 years ending on the day on which the application is made; and
  - (b) an applicant for renewal of registration as a building engineering practitioner, fire systems — associate must have completed 50 hours of approved continuing professional development in the period of 3 years ending on the day on which the application is made; and
  - (c) an applicant for renewal of registration as any other building engineering practitioner must have completed 150 hours of approved continuing professional development in the period of 3 years ending on the day on which the application is made.
- (3) The applicant is taken to satisfy the requirement in subregulation (2) if the applicant can evidence continuing membership of an industry association or professional standards scheme approved by the Building Commissioner.

**28Q. Supervisor for building engineering contractors: eligible person**

- (1) In this regulation —  
*building engineering practitioner — associate* means any of the following —
- (a) a building engineering practitioner, structural — associate;
  - (b) a building engineering practitioner, fire systems — associate;
- building engineering practitioner — professional* means any of the following —
- (a) a building engineering practitioner, structural — professional;
  - (b) a building engineering practitioner, fire safety — professional;

***building engineering practitioner — technologist***

means any of the following —

- (a) a building engineering practitioner, structural — technologist;
  - (b) a building engineering practitioner, fire systems — technologist.
- (2) For the purposes of the definition of ***eligible person*** in section 21(1), building engineering practitioner — professional is prescribed as the class of building service practitioner for the following classes of building service contractor —
- (a) building engineering contractor — professional (individual);
  - (b) building engineering contractor — professional (partnership);
  - (c) building engineering contractor — professional (company).
- (3) For the purposes of the definition of ***eligible person*** in section 21(1), building engineering practitioner — professional and building engineering practitioner — technologist are prescribed as classes of building service practitioner for the following classes of building service contractor —
- (a) building engineering contractor — technologist (individual);
  - (b) building engineering contractor — technologist (partnership);
  - (c) building engineering contractor — technologist (company).
- (4) For the purposes of the definition of ***eligible person*** in section 21(1), building engineering practitioner — professional, building engineering practitioner — technologist and building engineering practitioner — associate are prescribed as classes of building service practitioner for the following classes of building service contractor —
- (a) building engineering contractor — associate (individual);
  - (b) building engineering contractor — associate (partnership);
  - (c) building engineering contractor — associate (company).

- (5) For the purposes of the definition of *eligible person* in section 21(1), building engineering practitioner, fire systems — technologist is prescribed as the class of building service practitioner for the following classes of building service contractor —
- (a) building engineering contractor, fire systems — technologist (individual);
  - (b) building engineering contractor, fire systems — technologist (partnership);
  - (c) building engineering contractor, fire systems — technologist (company).
- (6) For the purposes of the definition of *eligible person* in section 21(1), building engineering practitioner, fire systems — technologist and building engineering practitioner, fire systems — associate are prescribed as classes of building service practitioner for the following classes of building service contractor —
- (a) building engineering contractor, fire systems — associate (individual);
  - (b) building engineering contractor, fire systems — associate (partnership);
  - (c) building engineering contractor, fire systems — associate (company).

**14. Part 4 Division 5 inserted**

At the end of Part 4 insert:

**Division 5 — *Commerce Regulations Amendment  
(Building Services) Regulations 2023***

**53. Transitional provision for *Commerce Regulations Amendment (Building Services) Regulations 2023*  
Part 2 Division 2**

- (1) In this regulation —
- amending provisions* means the *Commerce Regulations Amendment (Building Services) Regulations 2023* Part 2 Division 2;
- commencement day* means 1 July 2024.
- (2) This regulation applies to a person who was, immediately before commencement day, carrying out a building service of a class prescribed in regulation 6(1)(bd) to (bi) (the *relevant class*).

- (3) The person may continue carrying out a building service of the relevant class as if the amending provisions had not come into operation until —
- (a) the day that is 2 years after commencement day; or
  - (b) if, before that day, the person makes an application under section 13 for registration for the relevant class and the Board determines the application —
    - (i) the day on which the Board registers the person under section 17 for the relevant class; or
    - (ii) the day on which the Board refuses to register the person under section 17 for the relevant class.

**15. Schedule 1 Division 4A inserted**

After Schedule 1 Division 4 insert:

**Division 4A — Building engineers**

Item	Column 1 Description of fee	Column 2 Fee (\$)
1.	Application for registration as building engineering practitioner	137.00
2.	Application for registration as building engineering contractor	91.00
3.	Registration fee for building engineering practitioner (3 years)	1 125.00
4.	Registration fee for building engineering contractor (individual) (3 years)	788.00
5.	Registration fee for building engineering contractor (partnership) (3 years)	1 874.00
6.	Registration fee for building engineering contractor (company) (3 years)	2 569.00
7.	Late fee for application for renewal made after renewal period	83.00

**16. Schedule 5 Division 1 amended**

In Schedule 5 Division 1 clause 1 insert in alphabetical order:

*building engineering contractor* has the meaning given in regulation 28J;

*building engineering practitioner* has the meaning given in regulation 28J;

**17. Schedule 5 Division 2 amended**

In Schedule 5 Division 2:

- (a) in the item for section 4(1) in the 3<sup>rd</sup> column delete “building contractor or building surveying contractor” and insert:

building engineering practitioner, building contractor,  
building surveying contractor or building engineering  
contractor

- (b) in the item for section 5(1) in the 3<sup>rd</sup> column delete “building practitioner” and insert:

building practitioner, building engineering practitioner

- (c) in the item for section 5(2) in the 3<sup>rd</sup> column delete “building contractor” and insert:

building contractor, building engineering contractor

- (d) in the items for sections 6(1) and 7(1) in the 3<sup>rd</sup> column delete “builder work” and insert:

builder work, building engineering work

- (e) in the items for sections 7(5), 22(2) and 22(3) in the 3<sup>rd</sup> column delete “building contractor” and insert:

building contractor, building engineering contractor

**18. Schedule 5 Division 3 amended**

In Schedule 5 Division 3 delete the items for regulations 28J(1) and 28K(1).

**Division 3 — Amendments commencing 1 July 2025****19. Regulation 6 amended**

After regulation 6(1)(bi) insert:

- (bj) building engineering practitioner, civil — professional;
- (bk) building engineering practitioner, civil — technologist;
- (bl) building engineering practitioner, civil — associate;
- (bm) building engineering practitioner, mechanical — professional;
- (bn) building engineering practitioner, mechanical — technologist;
- (bo) building engineering practitioner, mechanical — associate;

**20. Regulation 28J amended**

In regulation 28J in the definition of *building engineering practitioner*:

- (a) in paragraph (f) delete “associate.” and insert:

associate;

- (b) after paragraph (f) insert:

- (g) a building engineering practitioner, civil — professional;
- (h) a building engineering practitioner, civil — technologist;
- (i) a building engineering practitioner, civil — associate;
- (j) a building engineering practitioner, mechanical — professional;
- (k) a building engineering practitioner, mechanical — technologist;
- (l) a building engineering practitioner, mechanical — associate.



**21. Regulation 28K amended**

In regulation 28K(1) in the Table Part 1 after “Registered Building Engineering Practitioner: Fire Systems (Associate)” insert:

Registered Building Engineering Practitioner: Civil  
(Professional)

Registered Building Engineering Practitioner: Civil  
(Technologist)

Registered Building Engineering Practitioner: Civil  
(Associate)

Registered Building Engineering Practitioner: Mechanical  
(Professional)

Registered Building Engineering Practitioner: Mechanical  
(Technologist)

Registered Building Engineering Practitioner: Mechanical  
(Associate)

**22. Regulation 28M amended**

In regulation 28M(2) in the Table insert in numerical order:

<b>7. Building engineering practitioner, civil — professional</b>	
Bachelor or Master of civil engineering accredited to the Washington Accord and published by Engineers Australia’s Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years

<b>8. Building engineering practitioner, civil — technologist</b>	
Bachelor of engineering technology, science or design in the civil discipline accredited to the Sydney Accord and published by Engineers Australia's Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years
<b>9. Building engineering practitioner, civil — associate</b>	
Advanced Diploma or Associate Degree in civil design, construction or drafting accredited to the Dublin Accord and published by Engineers Australia's Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years
<b>10. Building engineering practitioner, mechanical — professional</b>	
Bachelor or Master of mechanical engineering accredited to the Washington Accord and published by Engineers Australia's Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years
<b>11. Building engineering practitioner, mechanical — technologist</b>	
Bachelor of engineering technology, science or design in the mechanical discipline accredited to the Sydney Accord and published by Engineers Australia's Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years

<b>12. Building engineering practitioner, mechanical — associate</b>	
Advanced Diploma or Associate Degree in mechanical design or drafting accredited to the Dublin Accord and published by Engineers Australia's Australian Engineering Accreditation Centre	5 years of full-time relevant building engineering experience (at least 4 years being post-graduate) in the past 10 years

**23. Regulation 28Q amended**

- (1) In regulation 28Q(1) in the definition of *building engineering practitioner — associate* after paragraph (b) insert:
- (c) a building engineering practitioner, civil — associate;
  - (d) a building engineering practitioner, mechanical — associate;
- (2) In regulation 28Q(1) in the definition of *building engineering practitioner — professional* after paragraph (b) insert:
- (c) a building engineering practitioner, civil — professional;
  - (d) a building engineering practitioner, mechanical — professional;
- (3) In regulation 28Q(1) in the definition of *building engineering practitioner — technologist*:
- (a) in paragraph (b) delete “technologist.” and insert:  
technologist;
  - (b) after paragraph (b) insert:
    - (c) a building engineering practitioner, civil — technologist;
    - (d) a building engineering practitioner, mechanical — technologist.

**24. Regulation 54 inserted**

At the end of Part 4 Division 5 insert:

**54. Transitional provision for *Commerce Regulations Amendment (Building Services) Regulations 2023* Part 2 Division 3**

- (1) In this regulation —  
*amending provisions* means the *Commerce Regulations Amendment (Building Services) Regulations 2023* Part 2 Division 3;  
*commencement day* means 1 July 2025.
- (2) This regulation applies to a person who was, immediately before commencement day, carrying out a building service of a class prescribed in regulation 6(1)(bj) to (bo) (the *relevant class*).
- (3) The person may continue carrying out a building service of the relevant class as if the amending provisions had not come into operation until —
- (a) the day that is 2 years after commencement day; or
  - (b) if, before that day, the person makes an application under section 13 for registration for the relevant class and the Board determines that application —
    - (i) the day on which the Board registers the person under section 17 for the relevant class; or
    - (ii) the day on which the Board refuses to register the person under section 17 for the relevant class.

**Division 4 — Amendments commencing 1 July 2027****25. Regulation 8 amended**

In regulation 8 in the Table after item 2A insert:

2B.	Building engineering practitioner, structural — professional	Building engineers
	Building engineering practitioner, structural — technologist	

Building engineering  
practitioner, structural —  
associate

Building engineering  
practitioner, fire safety —  
professional

Building engineering  
practitioner, fire  
systems — technologist

Building engineering  
practitioner, fire  
systems — associate

Building engineering  
contractor — professional  
(individual)

Building engineering  
contractor — professional  
(partnership)

Building engineering  
contractor — professional  
(company)

Building engineering  
contractor — technologist  
(individual)

Building engineering  
contractor — technologist  
(partnership)

Building engineering  
contractor — technologist  
(company)

Building engineering  
contractor — associate  
(individual)

Building engineering  
contractor — associate  
(partnership)

Building engineering  
contractor — associate  
(company)

Building engineering contractor, fire systems — technologist (individual)	
Building engineering contractor, fire systems — technologist (partnership)	
Building engineering contractor, fire systems — technologist (company)	
Building engineering contractor, fire systems — associate (individual)	
Building engineering contractor, fire systems — associate (partnership)	
Building engineering contractor, fire systems — associate (company)	
Building engineering practitioner, civil — professional	
Building engineering practitioner, civil — technologist	
Building engineering practitioner, civil — associate	
Building engineering practitioner, mechanical — professional	
Building engineering practitioner, mechanical — technologist	
Building engineering practitioner, mechanical — associate	

**Part 3 — *Building Services (Complaint Resolution and Administration) Regulations 2011* amended**

**26. Regulations amended**

This Part amends the *Building Services (Complaint Resolution and Administration) Regulations 2011*.

**27. Regulation 4B inserted**

After regulation 4A insert:

**4B. Building services: building engineering work**

(1) In this regulation —

***building engineering work*** —

(a) means either of the following that relates to a building or incidental structure —

(i) professional engineering work for a class of registration;

(ii) technical engineering work for a class of registration;

and

(b) includes the examination of plans and specifications to provide building design solutions in line with engineering principles, data and calculations, except building design solutions that comprise plumbing work;

***engineering work*** does not include plumbing work;

***prescriptive standard*** means a document that states procedures or criteria —

(a) for carrying out a design, or construction or production activity, relating to engineering; and

(b) the application of which, to the carrying out of the design, or construction or production activity, does not require advanced scientifically-based calculations;

***professional engineering work*** —

(a) means engineering work that requires, or is based on, the application of engineering principles and data to a design, or construction or production activity, relating to engineering; but

(b) does not include engineering work that is done only in accordance with a prescriptive standard;

*technical engineering work* means engineering work that —

- (a) requires, or is based on, the application of engineering principles and data to a design, or construction or production activity, relating to engineering; and
  - (b) is done in accordance with a prescriptive standard.
- (2) Building engineering work is prescribed for the purposes of the definition of *building service* in section 3 of the Act.

V. MOLAN, Clerk of the Executive Council.

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## ENVIRONMENT

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EV301

Swan and Canning Rivers Management Act 2006

# Swan and Canning Rivers Management Amendment Regulations (No. 2) 2023

SL 2023/63

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Swan and Canning Rivers Management Amendment Regulations (No. 2) 2023*.

### 2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *Swan and Canning Rivers Management Amendment Act 2023* section 3 comes into operation.

### 3. Regulations amended

These regulations amend the *Swan and Canning Rivers Management Regulations 2007*.



**4. Regulation 8 replaced**

Delete regulation 8 and insert:

**8. Application of this Division**

This Division does not apply to —

- (a) anything done in accordance with an approval for the purposes of section 70; or
- (b) anything done in accordance with a determination of the Western Australian Planning Commission under the Metropolitan Region Scheme clause 30A; or
- (c) anything done in accordance with a licence agreement; or
- (d) anything that may lawfully be done because of section 69(4).

**5. Regulation 16A amended**

Delete regulation 16A(b) and insert:

- (b) the person holds a permit to carry out the activity.

**6. Regulation 16 replaced**

Delete regulation 16 and insert:

**16. Application of this Part**

This Part does not apply to —

- (a) anything done in accordance with an approval for the purposes of section 70; or
- (b) anything done in accordance with a determination of the Western Australian Planning Commission under the Metropolitan Region Scheme clause 30A; or
- (c) anything done in accordance with a licence agreement; or
- (d) anything that may lawfully be done because of section 69(4).

**7. Regulation 17 amended**

Delete regulation 17(2)(b)(i) and insert:

- (i) in accordance with a licence granted under the *Conservation and Land Management Regulations 2002* regulation 94; or

Note: The heading to amended regulation 17 is to read:

**Restrictions on commercial acts and activities**

**8. Regulation 31 amended**

After regulation 31(1) insert:

- (1A) Without limiting subregulation (1), the CEO may impose a condition on a permit that requires the holder to take out and maintain insurance in connection with the activity to which the permit relates.

**9. Schedule 1 amended**

In Schedule 1 in the item for regulation 16A delete “licence or”.

**10. Schedule 2 Form 1 replaced**

Delete Schedule 2 Form 1 and insert:

**Form 1**

*Swan and Canning Rivers Management Act 2006*

Section 72

**APPLICATION FOR APPROVAL OF DEVELOPMENT****1. Applicant details**

The applicant is the person with whom the department, on behalf of the Chief Executive Officer, will correspond, unless an authorised agent has been appointed to act on behalf of the applicant, in which case correspondence will be sent direct to the agent.

Name	<input type="text"/>				
Position (if applicable)	<input type="text"/>				
Organisation (if applicable)	<input type="text"/>				
Contact person	<input type="text"/>				
Postal address	<input type="text"/>				
Town/Suburb	<input type="text"/>	State	<input type="text"/>	Postcode	<input type="text"/>
Telephone	Work	<input type="text"/>	Mobile	<input type="text"/>	

Email

I give authority for an agent (as identified at item No. 3) to act on my behalf during  YES  NO the assessment of the application.

If 'YES', please provide Agent's details at item No. 3.

Applicant signature

Date

## 2. Landowner details

All owner(s) of the land **must sign this application**. Where land is owned by the Crown, or has a management order granted to a local government or other agency, this application must be signed by the relevant landowner or management body as required under section 72(5)(a) of the Act. If there are more than 2 landowners, please provide the additional information and signature(s) on a separate page.

### Details of first landowner

Name

Position (if applicable)

Organisation (if applicable)

Contact person

Postal address

Town/suburb

State

Postcode

### I consent to this application being made.

First landowner signature

Date

### Details of second landowner (if applicable)

Name

Position (if applicable)

Organisation (if applicable)

Contact person

Postal address

Town/suburb

State

Postcode

### I consent to this application being made.

Second landowner signature

Date

**3. Authorised agent details (if applicable)**

The applicant must sign the form and tick the authorisation under item No. 1 to provide authority for an appointed authorised agent to act on their behalf.

**Details of authorised agent**

Name	<input type="text"/>		
Position (if applicable)	<input type="text"/>		
Company/agency (if applicable)	<input type="text"/>		
ACN/ABN (if applicable)	<input type="text"/>		
Postal address	<input type="text"/>		
Town/suburb	<input type="text"/>	State <input type="text"/>	Postcode <input type="text"/>
Telephone	Work <input type="text"/>	Mobile <input type="text"/>	
Email	<input type="text"/>		
Authorised agent signature	<input type="text"/>	Date	<input type="text"/>

**4. Location of proposed development**

Certificate of title information	Volume	<input type="text"/>	Folio	<input type="text"/>
	Diagram/plan/deposit plan no.	<input type="text"/>		
Lot No.(s)	<input type="text"/>			
Location	<input type="text"/>			
Reserve No.(s) (if applicable)	<input type="text"/>			
Street No.(s) and name	<input type="text"/>			
Town/suburb	<input type="text"/>			
Nearest road intersection	<input type="text"/>			

**5. Details of proposed development**

Please provide a written description of the proposed development (refer to the Development Application Guidelines for further details on what information to include in this section).

Estimated cost of development	<input type="text"/>
Current use of land	<input type="text"/>

Proposed development

Please provide a summary of the proposed use and development. Additional detail should be provided as an attachment to this application form.

V. MOLAN, Clerk of the Executive Council.

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## HEALTH

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HE301

Mental Health Act 2014

# Mental Health Amendment Regulations (No. 2) 2023

SL 2023/56

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Mental Health Amendment Regulations (No. 2) 2023*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

**3. Regulations amended**

These regulations amend the *Mental Health Regulations 2015*.

**4. Regulation 4A amended**

In regulation 4A(3) delete the Table and insert:

**Table**

<b>Name</b>	<b>Registration number</b>
Ali Morshed Aski	MED0001667589
Ramesh Babu Atikum	MED0002570269
Bryn Daniel Elphick	MED0001926283
Etop Etim	MED0001583791
Helen Findlay	MED0001549545
Harprabdeep Gill	MED0001946794
Alex Hegarty	MED0001760770
Than Htaik	MED0001615298
Nasir Khan	MED0002496760
Bolanle Lotsu	MED0002459345
Thomas Blacklay Mole	MED0002210280
Sujay Nama	MED0001206567
Sharon Anne Notley	MED0001538850
Omolola Oboro	MED0002262715
Suhail Rafiq	MED0002652973
Panduranga Mallikarjun Rapuri	MED0002580284
Jeremi Runyan	MED0001878529
Madhavan Seshadri	MED0002651207
Ihab Ahmed Mohamed Soliman	MED0001676672
Richard Murray Laird Stewart	MED0001538248
Hisham Ziauddeen	MED0002660515

V. MOLAN, Clerk of the Executive Council.

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**JUSTICE**

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JU301

Legislation Act 2021

**Legislation Regulations 2023**

SL 2023/57

Made by the Governor in Executive Council.

**Part 1 — Preliminary****1. Citation**These regulations are the *Legislation Regulations 2023*.**2. Commencement**

These regulations come into operation on 1 July 2023.

**Part 2 — Laws and material to be published on WA  
legislation website****3. Subsidiary legislation that must be published as originally  
made and with amendments incorporated**

For the purposes of section 10(1)(c) and (d) of the Act, the Parliamentary Counsel must publish on the WA legislation website the following subsidiary legislation that is made on or after 1 July 2023 —

- (a) regulations made by the Governor under an Act;
- (b) regulations made under the *Police Act 1892* section 9;
- (c) regulations made under the *Industrial Relations Act 1979* section 31(5), 96(13) or 113;
- (d) rules made under an Act by the following —
  - (i) the judges of the Supreme Court;
  - (ii) the judges of the District Court;
  - (iii) the judges of the Family Court;
  - (iv) the judge or judges of the Children’s Court;
  - (v) the magistrates of the Magistrates Court;
- (e) rules made under the following —
  - (i) the *Liquor Control Act 1988* section 22;
  - (ii) the *State Administrative Tribunal Act 2004* section 170;

- (iii) the *Western Australian Marine Act 1982* section 106 or 108;
- (iv) the *Workers' Compensation and Injury Management Act 1981* section 293A or 293B;
- (f) by-laws made under the following —
  - (i) the *Energy Operators (Powers) Act 1979* section 124;
  - (ii) the *Government Railways Act 1904* section 23;
  - (iii) the *Parks and Reserves Act 1895* section 8;
  - (iv) the *Queen Elizabeth II Medical Centre Act 1966* section 20;
  - (v) the *Water Agencies (Powers) Act 1984* section 34;
- (g) orders made under the following —
  - (i) the *Electricity Corporations Act 2005* section 54(4);
  - (ii) the *Health Services Act 2016* section 56;
  - (iii) the *Local Government Act 1995* section 10.3;
- (h) notices made under the *Planning and Development Act 2005* section 20 or 285.

#### 4. Other laws that must be published

For the purposes of section 10(1)(e) of the Act, the Parliamentary Counsel must publish on the WA legislation website the following laws —

- (a) each Imperial enactment that is part of the law of Western Australia because the enactment, or the Act under which the enactment is made, is adopted by 1 of the following Acts —
  - (i) the *Imperial Acts Adopting Act 1836*;
  - (ii) the *Imperial Acts Adopting Act 1844*;
  - (iii) the *Imperial Acts Adopting Ordinance 1867*;
- (b) each proclamation made on or after 1 July 2023 that brings 1 or more provisions of an Act into operation;
- (c) the *Letters Patent relating to the Office of Governor of the State of Western Australia 1986*.

#### 5. Other prescribed material that may be published

For the purposes of section 10(2)(a) of the Act, the Parliamentary Counsel may publish on the WA legislation website the following material —

- (a) each proclamation that fixes a day for the repeal of an Act or 1 or more provisions of an Act;
- (b) each proclamation that postpones the expiry, repeal or cessation of an Act or 1 or more provisions of an Act;



- (c) each proclamation that extends the period during which an Act or 1 or more provisions of an Act have effect;
- (d) each proclamation made under the following —
  - (i) the *Fair Trading Act 2010* section 19C(2);
  - (ii) the *Legal Profession Uniform Law Application Act 2022* section 10(2);
- (e) the Dormant Commission under the Royal Sign Manual and the Public Seal of the State and dated 4 August 1998;
- (f) the *Dormant Commission Appointing the Chief Justice of Western Australia or the Most Senior Available Judge to be the Administrator 2018*.

### Part 3 — Official versions of laws and material

#### 6. Format and indications for official electronic versions of laws and material

- (1) This regulation applies to the following material —
  - (a) a law published on the WA legislation website under section 10(1) of the Act;
  - (b) material published on the WA legislation website under section 10(2) of the Act.

Note for this subregulation:

In relation to paragraph (b), see section 10(3) of the Act.

- (2) For the purposes of section 15(a) of the Act, the format for the material is Portable Document Format (PDF).
- (3) For the purposes of section 15(b)(ii) of the Act, the WA legislation website indicates that an electronic version of the material is an official version by including a tick symbol on the PDF icon link for accessing or downloading the material.

Note for this subregulation:

Shown below, for information purposes only, is the PDF icon with the tick symbol as it appears on the WA legislation website.



#### 7. Indications on official electronic versions of Acts and subsidiary legislation

- (1) This regulation applies to the following —
  - (a) an Act as originally passed that is passed on or after 1 July 2023;
  - (b) an Act with amendments made on or after 1 July 2023 incorporated;
  - (c) subsidiary legislation as originally made that is made on or after 1 July 2023;

- (d) subsidiary legislation with amendments made on or after 1 July 2023 incorporated;
- (e) an Act or subsidiary legislation referred to in paragraph (a), (b), (c) or (d) that is no longer in force.

Note for this subregulation:

In relation to paragraph (e), see section 10(3) of the Act.

- (2) For the purposes of section 15(b)(i) of the Act, an electronic version of the Act or subsidiary legislation indicates that it is an official version by the coat of arms of the State appearing on the first page and the words “Official Version” appearing in the footer of each page.

## **8. Indications on official hard copy versions of Acts and subsidiary legislation**

- (1) For the purposes of section 16(a) of the Act, a hard copy version of an Act, including an Act that is no longer in force, indicates that it is an official version —
  - (a) for an Act as originally passed that is passed on or after 1 July 2023 — by the coat of arms of the State appearing on the first page of the Act and the words “Official Version” appearing in the footer of each page of the Act; or
  - (b) for an Act as originally passed that was passed before 1 July 2023 — by a statement indicating that the Act is printed by authority of the Government appearing on the final page of the Act; or
  - (c) for an Act with amendments made on or after 1 July 2023 incorporated — by the coat of arms of the State appearing on the first page of the Act and the words “Official Version” appearing in the footer of each page of the Act; or
  - (d) for an Act with amendments, other than amendments made on or after 1 July 2023, incorporated —
    - (i) by a statement that the Act is reprinted under the *Reprints Act 1984*, and a reference to the date as at which the Act is reprinted, appearing on the first page of the Act; or
    - (ii) by a statement that the Act is reprinted pursuant to the *Reprinting of Acts Authorisation Act 1953*, and the date of the authorisation to reprint, appearing at the top of the first page of the Act; or
    - (iii) by a statement that the Act is reprinted pursuant to the *Amendments Incorporation Act 1938*, and a list of the laws that amend the Act, appearing on the first page of the Act; or

- (iv) by a list of the laws that amend the Act appearing on the first page of the Act and a statement indicating that the Act is printed by authority of the Government appearing on the final page of the Act; or
- (v) by a statement that the Act incorporates amendments, and a reference to the law that provides authority to print the Act as amended, appearing on the first page of the Act.

Notes for this subregulation:

1. In relation to Acts that are no longer in force, see section 10(3) of the Act.
  2. In relation to paragraphs (b) and (d), see also the *Evidence Act 1906* section 53, which makes provision in relation to a document purporting to be a copy of an Act.
  3. In relation to paragraph (d)(i), see also section 46 of the Act.
- (2) For the purposes of section 16(a) of the Act, a hard copy version of subsidiary legislation, including subsidiary legislation that is no longer in force, indicates that it is an official version —
- (a) for subsidiary legislation as originally made that was made on or after 1 July 2023 — by the coat of arms of the State appearing on the first page of the subsidiary legislation and the words “Official Version” appearing in the footer of each page of the subsidiary legislation; or
  - (b) for subsidiary legislation with amendments made on or after 1 July 2023 incorporated — by the coat of arms of the State appearing on the first page of the subsidiary legislation and the words “Official Version” appearing in the footer of each page of the subsidiary legislation; or
  - (c) for subsidiary legislation with amendments, other than amendments made on or after 1 July 2023, incorporated —
    - (i) by a statement that the subsidiary legislation is reprinted under the *Reprints Act 1984*, and a reference to the date as at which the subsidiary legislation is reprinted, appearing on the first page of the subsidiary legislation; or
    - (ii) by a statement that the subsidiary legislation is reprinted pursuant to the *Reprinting of Regulations Act 1954*, and the date of the authorisation to reprint, appearing at the top right corner of the first page of the subsidiary legislation.

Notes for this subregulation:

1. In relation to subsidiary legislation that is no longer in force, see section 10(3) of the Act.

2. See also the *Evidence Act 1906* section 58(1)(a), which makes provision in relation to subsidiary legislation purporting to be contained in a copy of the *Gazette*.
3. In relation to paragraph (c)(i), see also section 46 of the Act.

V. MOLAN, Clerk of the Executive Council.

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## LANDS

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LA301

Land Administration Act 1997

### **Land Administration Amendment Regulations 2023**

**SL 2023/61**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Land Administration Amendment Regulations 2023*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2023.

**3. Regulations amended**

These regulations amend the *Land Administration Regulations 1998*.

**4. Schedule 1 amended**

- (1) In Schedule 1 item 1:
  - (a) in paragraph (a) delete “197.00” and insert:

203.00

(b) in paragraph (b) delete “757.00” and insert:

781.00

(c) in paragraph (c) delete “1 383.00” and insert:

1 427.00

(2) In Schedule 1 item 1A delete “156.00” and insert:

161.00

V. MOLAN, Clerk of the Executive Council.

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## POLICE

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PO301

Road Traffic Act 1974

# Road Traffic (Events on Roads) Amendment Regulations 2023

SL 2023/59

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Road Traffic (Events on Roads) Amendment Regulations 2023*.

### 2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2023.

### 3. Regulations amended

These regulations amend the *Road Traffic (Events on Roads) Regulations 1991*.

**4. Regulation 6 amended**

In regulation 6(2)(c)(i) delete the Table and insert:

**Table**

<b>Category event</b>	<b>Fee \$</b>
Category 1 event	224.00
Category 2 event	134.40
Category 3 event	90.20
Category 4 event	90.20

V. MOLAN, Clerk of the Executive Council.

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## **ROTTNEST ISLAND**

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**RX301**

Rottnest Island Authority Act 1987

### **Rottnest Island Amendment Regulations 2023**

**SL 2023/60**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Rottnest Island Amendment Regulations 2023*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2023.

**3. Regulations amended**

These regulations amend the *Rottnest Island Regulations 1988*.

**4. Schedules 6 and 7 replaced**

Delete Schedules 6 and 7 and insert:

**Schedule 6 — Aerodrome usage fees**

[r. 7B and 7C]

Item	Description of fee	Fee (\$)
1.	Aerodrome usage fee (r. 7B(1))	60
2.	Annual aerodrome usage fee (r. 7C(1)(b))	169.50

**Schedule 7 — Miscellaneous fees**

[r. 5, 7, 7A, 7C, 20, 22, 26, 30, 31B, 31E and 33]

**Division 1 — Admission fees**

Item	Description of fee	Fee (\$)
1.	Admission fee to Island (r. 5(1)) if travelling to and from the Island on the same day —  (a) for a child (aged 4 years or over but under 13 years)  (b) for an adult (aged 13 years or over)  (c) for a family (2 adults and 2 children)	  7  20  50
2.	Admission fee to Island (r. 5(1)) if travelling to and from the Island on different days —  (a) for a child (aged 4 years or over but under 13 years)  (b) for an adult (aged 13 years or over)  (c) for a family (2 adults and 2 children)	  9  27  61
3.	Annual admission payment for vessel (r. 7(1)(a)) if length of vessel is —  (a) 8 m or less  (b) more than 8 m but less than 10 m  (c) 10 m or more but less than 15 m  (d) 15 m or more but less than 20 m  (e) 20 m or more	  350  420  490  840  980
4.	Annual permit fee for domestic commercial vessel (r. 7A(2))	117.50

Item	Description of fee	Fee (\$)
5.	Annual admission fee for aircraft (r. 7C(1)(a))	360

### Division 2 — Mooring site licences

Item	Description of fee	Fee (\$)
6.	Application fee for mooring site licence (r. 20(3)(c))	62
7.	Annual mooring site licence fee (r. 22(3)(b)(i) and 33(3)(b)(i)) if length of licensed vessel or vessel to be licensed is —  (a) 10 m or less  (b) more than 10 m	1 166.50  116.50/m of length of vessel
8.	Fee for replacement of lost mooring sticker (r. 26(4A)(b))	25
9.	Mooring exchange fee (r. 30(10)(ba))	317

### Division 3 — Authorised user payment

Item	Description of fee	Fee (\$)
10.	Annual authorised user payment (r. 31B(3)(a)(ii) and 31E(1)(b)) in respect of authorised vessel or nominated vessel	59/m of length of vessel

## 5. Schedule 8 amended

Delete Schedule 8 item 1(a) and insert:

- (a) Annual rate      \$67/passenger (based on surveyed passenger carrying capacity for the vessel's highest class of survey)
- plus**
- if length of vessel is 18 m or less —  
\$8 676
- if length of vessel is more than 18 m but less than 35 m — \$482/m of length of vessel
- if length of vessel is 35 m or more —  
\$770/m of length of vessel

V. MOLAN, Clerk of the Executive Council.



## — PART 2 —

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### CONSUMER PROTECTION

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**CP401****ASSOCIATIONS INCORPORATION ACT 2015****ORDER TO CANCEL INCORPORATION**

[Part 10, Division 3, s.147]

Abundant Harvest Ministries Inc	A1005133F
Amity Sports Club Incorporated	A1005374G
Awakening House of Prayer Inc.	A1028840M
B.A.D. Women (Abbrev.) Be Active Daily Inc.	A1013234K
Clan Mackay Society Western Australia Inc	A0034361E
Ellenbrook Community Arts Academy Incorporated	A1011432B
Formula 125 Association Incorporated	A1019228L
Gairdner Playgroup Association Incorporated	A1009051H
Hazelnuts Social Club Inc.	A1014573V

On 31 January 2023 the Commissioner for Consumer Protection (Commissioner) served a notice on the above named Associations pursuant to section 145(1) of the *Associations Incorporation Act 2015 (Act)* informing them that if they did not show cause on or before 60 days after the day on which the notice was given (Allowed Period) the incorporation of the Associations would be cancelled.

The Associations did not show cause within the Allowed Period.

On 24 April 2023 the Commissioner gave notice in writing to the Associations pursuant to section 147(2) of the Act stating that the Commissioner proposed to make an order cancelling their incorporation after the expiration of 28 days from the day on which the notice was given and advising the Associations that it could apply to the State Administrative Tribunal (SAT) for a review of the Commissioner's proposal within his period.

The Associations did not apply to SAT for a review within the period specified. Therefore, pursuant to section 147(1) of the Act, the Commissioner orders that the incorporation of the above named Associations be cancelled with effect on and from the date of this order.

Dated 25 May 2023.

DAVID MORRIS, Manager Associations and Charities,  
for Commissioner for Consumer Protection.

**CP402****ASSOCIATIONS INCORPORATION ACT 2015****ORDER TO CANCEL INCORPORATION**

[Part 10, Division 3, s.147]

Aquatopia Friends Inc.	A1011825 B
Asia Network for Biotechnology Inc	A1012725 D
Australia Cote d'Ivoire Association Incorporated	A1033782 Y
Australian Jordanian Friendship Association Inc.	A1004363 U
Australian National Shearing Association Western Australian Judges Panel Incorporated	A1000507 N
Avon Tourism Inc.	A1011529 U
Beaumaris Districts Playgroup Incorporated	A1003670Z

Brighton Estate Residents Association Incorporated	A1011333 Y
Broome Toy Library Incorporated	A1006924F
Dads Landing Pad Incorporated	A1007523P
Eastern Hills Hornets / Tee Ball and Baseball Association Incorporated	A1003291L
East Perth Business Network Incorporated	A1011410 R
First Nations Deaths in Custody Watch Committee Incorporated	A1004008 U
Fotofreo Inc.	A1011219Z
Gelorup Play Group Incorporated	A1000695 U
Geraldton Panthers Netball Club Inc	A1017619S
Hamersley Rangers Softball Club Inc.	A1011232 R
Heathridge Central Playgroup Inc	A0822067 M

On 31 January 2023 the Commissioner for Consumer Protection (**Commissioner**) served a notice on the above named Associations pursuant to section 145(1) of the *Associations Incorporation Act 2015* (**Act**) informing them that if they did not show cause on or before 60 days after the day on which the notice was given (**Allowed Period**) the incorporation of the Associations would be cancelled.

The Associations did not show cause within the Allowed Period.

On 14 April 2023 the Commissioner gave notice in writing to the Associations pursuant to section 147(2) of the Act stating that the Commissioner proposed to make an order cancelling their incorporation after the expiration of 28 days from the day on which the notice was given and advising the Associations that it could apply to the State Administrative Tribunal (**SAT**) for a review of the Commissioner's proposal within his period.

The Associations did not apply to SAT for a review within the period specified. Therefore, pursuant to section 147(1) of the Act, the Commissioner orders that the incorporation of the above named Associations be cancelled with effect on and from the date of this order.

Dated 25 May 2023.

DAVID MORRIS, Manager Associations and Charities,  
for Commissioner for Consumer Protection.

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## ENVIRONMENT

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EV401

### ENVIRONMENTAL PROTECTION ACT 1986

#### DELEGATION NO. 57

I, Hon. Reece Whitby, Minister for Environment, acting pursuant to section 18 of the *Environmental Protection Act 1986* ("the Act"), hereby delegate to the holders for the time being of the following offices of the Department of Water and Environmental Regulation—

- (a) Director General;
- (b) Executive Director, Environmental Protection Authority Services; and
- (c) Executive Director, Compliance and Enforcement,

all my powers and duties conferred or imposed by sections 47A(3),(4), (5) and (6) of the Act.

Pursuant to section 59(2) of the *Interpretation Act 1984* the delegation of the powers referred to in the sections of the Act listed above shall be deemed to include the delegation of any duty incidental thereto or connected therewith.

Dated the 22nd day of May 2023.

Hon. REECE WHITBY, MLA, Minister for Environment.

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## FIRE AND EMERGENCY SERVICES

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**FE401****FIRE AND EMERGENCY SERVICES ACT 1998****DETERMINATION AND ASSESSMENT OF LEVY**

Pursuant to Section 36G(3) of the *Fire and Emergency Services Act 1998* (the Act), the Minister is to determine the Emergency Services Levy (ESL) that is payable for the next levy year on all land that is located in an ESL area.

Your approval is sought for a determination that the emergency services levy payable for the levy year 2023-24 is \$418,807,000. Pursuant to Section 36G(3) of the Act, that figure has been identified by reference to the following relevant matters—

- the estimated total cost of services for DFES for the 2023-24 levy year, as published in the State Budget Statements presented to the Legislative Assembly on 11 May 2023, is \$565.312 million;
- estimated expenditure on asset investment for DFES for the 2023-24 levy year, as published in the State Budget Statements presented to the Legislative Assembly on 11 May 2023, is \$55.647 million; and
- the Budget Statements provide for \$418.807 million of this expenditure to be funded through ESL income for 2023-24 and for all remaining expenditure to be funded through other revenue sources.

**Ministerial Approval**

I, Stephen Noel Dawson, the Minister administering the *Fire and Emergency Services Act 1998*, hereby determine under section 36G of that Act that the emergency services levy payable for the levy year 2023-24 is \$418,807,000.

Dated 29 May 2023.

Hon. STEPHEN NOEL DAWSON, MLC, Minister for Emergency Services.

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**FE402****FIRE AND EMERGENCY SERVICES ACT 1998****LOCAL GOVERNMENTS NOT REQUIRED TO SUBMIT ESTIMATE OF EXPENDITURE**

I, Stephen Noel Dawson, the Minister administering the *Fire and Emergency Services Act 1998*, hereby give notice under section 36A(2) of that Act that an estimate of expenditure under section 36A(1) is not required from each of the following local governments for the levy year 2023-24—

Town of Cambridge;  
Shire of Christmas Island;  
Town of Claremont;  
Shire of Cocos (Keeling) Islands;  
Town of Cottesloe;  
Town of East Fremantle;  
City of Fremantle;  
Shire of Halls Creek;  
Town of Mosman Park;  
City of Nedlands;  
Shire of Ngaanyatjarraku;  
Shire of Peppermint Grove;  
City of Perth;  
City of South Perth;  
City of Subiaco;  
Shire of Trayning; and  
Town of Victoria Park.

Dated 29 May 2023.

Hon. STEPHEN NOEL DAWSON, MLC, Minister for Emergency Services.

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**FE403****FIRE AND EMERGENCY SERVICES ACT 1998****FIRE AND EMERGENCY SERVICES (DETERMINATION OF EMERGENCY SERVICES LEVY)  
NOTICE 2022****1. Determination of levy for 2023-24 levy year [36G(1)]**

(1) The Emergency Services Levy (ESL) that is payable for the 2023-24 levy year on land in ESL categories 1, 2, 3 and 4 is determined as a rate in the dollar of the gross rental value (GRV) of the land as follows—

- (a) for land in ESL category 1: 0.013953 dollars for each dollar of GRV;
- (b) for land in ESL category 2: 0.010465 dollars for each dollar of GRV;
- (c) for land in ESL category 3: 0.006976 dollars for each dollar of GRV; and
- (d) for land in ESL category 4: 0.004883 dollars for each dollar of GRV.

(2) The emergency services levy that is payable for the 2023-24 levy year on land in ESL category 5 is determined as a fixed charge of \$98.

(3) Subclauses (1) and (2) apply regardless of the purpose for which the land is used.

**2. Determination of minimum and maximum amounts of levy [36I]**

(1) The minimum amount of levy payable for the 2023-24 levy year on land in ESL categories 1, 2, 3 and 4 is determined as \$98.

(2) Subclause 1 applies regardless of the purpose for which the land is used.

(3) The maximum amount of levy payable for the 2023-24 levy year on land in ESL category 1 is determined as follows—

- (a) for vacant land and for land used for farming or single-unit residential purposes: \$491;
- (b) for land used for multi-unit residential purposes: \$491 multiplied by the relevant number of units; and
- (c) for land used for commercial, industrial or miscellaneous purposes: \$280,000.

(4) The maximum amount of levy payable for the 2023-24 levy year on land in ESL category 2 is determined as follows—

- (a) for vacant land and for land used for farming or single-unit residential purposes: \$368;
- (b) for land used for multi-unit residential purposes: \$368 multiplied by the relevant number of units; and
- (c) for land used for commercial, industrial or miscellaneous purposes: \$210,000;

(5) The maximum amount of levy payable for the 2023-24 levy year on land in ESL category 3 is determined as follows—

- (a) for vacant land and for land used for farming or single-unit residential purposes: \$246;
- (b) for land used for multi-unit residential purposes: \$246 multiplied by the relevant number of units; and
- (c) for land used for commercial, industrial or miscellaneous purposes: \$140,000.

(6) The maximum amount of levy payable for the 2023-24 levy year on land in ESL category 4 is determined as follows—

- (a) for vacant land and for land used for farming or single-unit residential purposes: \$172;
- (b) for land used for multi-unit residential purposes: \$172 multiplied by the relevant number of units; and
- (c) for land used for commercial, industrial or miscellaneous purposes: \$98,000.

Dated 29 May 2023.

Hon. STEPHEN NOEL DAWSON, MLC, Minister for Emergency Services.

**FE404****FIRE AND EMERGENCY SERVICES ACT 1998****SPECIAL LEVY CHARGING ARRANGEMENTS**

I, Stephen Noel Dawson, the Minister administering the *Fire and Emergency Services Act 1998*, hereby determine the following matters for the 2023-24 levy year pursuant to section 36H(3) of the Act, after the required consultation under section 36H(4)—

1. The following Mining Tenement types (as classified by the Valuer-General) shall be levied a fixed charge of \$98 in the 2023-24 levy year by each local government in whose district that tenement or a portion of that tenement is located—

- a. Coal Mining Lease (CML);
- b. Gold Mining Lease (GML);
- c. Mining Lease (M);
- d. Mining Lease (Special Agreement) (AM);

- e. Mineral Lease (ML);
- f. Mineral Lease (Special Agreement) (AML);
- g. General Purpose Lease (Special Agreement) (AG);
- h. Tailing Lease (TL);
- i. Licence to Treat Tailings (LTT);
- j. Petroleum Production Licence (PPL); and
- k. Special Licence (Special Agreement) (ASL).

This arrangement shall apply regardless of whether the Mining Tenement is in an area declared to be within ESL categories 1, 2, 3, 4 or 5 or any combination of those categories.

2. If, at 1 July 2023, a Gross Rental Valuation of land is not available for assessable land that is located in an area declared to be within ESL category 1, 2, 3 or 4, that land shall be charged the minimum annual amount of levy that applies to that land use type in the respective ESL category.
3. The levy payable for all Pad Mount Transformers and Pad Mount Sites owned by or vested in the Electricity Networks Corporation and the Electricity Generation and Retail Corporation and located in an area declared to be within ESL category 1, 2, 3 or 4 shall be based solely on the Gross Rental Value of the property and no minimum levy threshold shall apply.
4. The levy payable for all land owned by or vested in the Water Corporation that has an individual Gross Rental Valuation of less than \$2,000 and is located in an area declared to be within ESL category 1, 2, 3 or 4 shall be based solely on the Gross Rental Value of the property and no minimum levy threshold shall apply.
5. All Pad Mount Transformers and Pad Mount Sites owned by or vested in the Electricity Networks Corporation and the Electricity Generation and Retail Corporation and located in an area declared to be within ESL category 5 shall be treated as one property for the purpose of levy assessment and charging.
6. All land owned by or vested in the Water Corporation that has an individual Gross Rental Valuation of less than \$2,000 and is located in an area declared to be within ESL category 5 shall be treated as one property for the purpose of levy assessment and charging.
7. The levy payable on any land located in an area declared to be within ESL category 5 and included within the district of more than one local government shall be one fixed charge of \$98. Of the local governments in whose district the land is located, the local government whose name ranks first alphabetically shall be responsible for assessing the levy payable.

Dated 29 May 2023.

Hon. STEPHEN NOEL DAWSON, MLC, Minister for Emergency Services.

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#### **FE405**

##### **FIRE AND EMERGENCY SERVICES ACT 1998**

##### **LOCAL GOVERNMENT LEVY ADMINISTRATION FEES**

I, Stephen Noel Dawson, the Minister administering the *Fire and Emergency Services Act 1998*, hereby determine that the fees to be paid by the FES Commissioner to local governments collectively for the 2023-24 levy year under section 36W(1) of that Act shall be an aggregate payment of \$2,250,000 and those fees shall be paid by 31 October 2023.

Dated 29 May 2023.

Hon. STEPHEN NOEL DAWSON, MLC, Minister for Emergency Services.

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#### **FE406**

##### **FIRE AND EMERGENCY SERVICES ACT 1998**

##### **ACCRUAL OF INTEREST ON OVERDUE EMERGENCY SERVICES LEVY**

I, Stephen Noel Dawson, the Minister administering the *Fire and Emergency Services Act 1998*, hereby declare under section 36S of that Act that the rate of interest applicable to any unpaid emergency services levy is 11% per annum, commencing 1 July 2023.

Dated 29 May 2023.

Hon. STEPHEN NOEL DAWSON, MLC, Minister for Emergency Services.

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**FE407**

**FIRE BRIGADES ACT 1942**  
**FIRE BRIGADES (FIRE DISTRICTS) NOTICE 2023**  
 Department of Fire and Emergency Services

Correspondence No. 00378

Made by the Minister under section 5(2)(d) of the *Fire Brigades Act 1942*.

**1. Citation**

This notice is the *Fire Brigades (Fire Districts) Notice 2023*.

**2. Adjustment of boundaries of fire districts**

The boundaries of each fire district specified in the Table to this clause are adjusted so that those boundaries correspond to the boundaries of the area shown coloured yellow on the Landgate Deposited Plan specified in the Table opposite the name of the fire district.

**Table**

Name of Fire District	Number of Landgate Deposited Plan
Metropolitan Fire District	35830 Version 16
Yanchep Fire District	35863 Version 4

Dated 29 May 2023.

Hon. STEPHEN NOEL DAWSON, MLC, Minister for Emergency Services.

**FE408**

**FIRE AND EMERGENCY SERVICES ACT 1998**

**FES (EMERGENCY SERVICES LEVY) (DECLARATIONS) AMENDMENT NOTICE 2023**

Made by the Minister under section 36F(2) of the *Fire and Emergency Services Act 1998*.

**1. Citation**

This notice is the *FES (Emergency Services Levy) (Declarations) Amendment Notice 2023*.

**2. Commencement**

This notice comes into operation immediately after the *Fire Brigades (Fire Districts) Notice 2023* comes into operation.

**3. The notice amended**

The amendments in this notice are to the *Fire and Emergency Services Authority (Emergency Services Levy) (Declarations) Notice 2003*\*.

[\* Published in Gazette 17 June 2003, p. 2210-2213. For amendments to 20 June 2006 see Western Australian Legislation Information Tables for 2009, Table 4.]

**4. Clause 6 amended**

Clause 6(2) is amended by deleting the Table and inserting the following Table instead—

"

**Table**

Name of Landgate Deposited Plan	Number of Landgate Deposited Plan
Perth Metropolitan Category Three ESL Boundary	35831 Version 16

".

**5. Declaration in respect of areas in different emergency services categories**

(1) Subclause (2) applies to an area of Western Australia that, as a consequence of the operation of the *Fire and Emergency Services Authority (Emergency Services Levy) (Declarations) Notice 2003* after—

- (a) the amendment of that notice by clause 4; or
- (b) the amendment of the boundaries of a fire district by the *Fire Brigades (Fire Districts) Notice 2023*,

is in an emergency services category (the "new ESL category") different from the emergency services category that the area was in immediately before that amendment was made.

(2) An area of Western Australia to which this subclause applies is declared to be in the new ESL category.

Dated 29 May 2023.

Hon. STEPHEN NOEL DAWSON, MLC, Minister for Emergency Services.

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## LOCAL GOVERNMENT

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LG401

**BUSH FIRES ACT 1954***Shire of Cranbrook*

## APPOINTMENT

In accordance with the *Bush Fires Act 1954* the Shire of Cranbrook has appointed the following officers to the respective positions for 2023/2024 Fire Season.

Chief Bush Fire Control Officer	G Marshall
1st Deputy Chief Bush Fire Control Officer	P Ettridge
2nd Deputy Chief Bush Fire Control Officer	S Hilder
Base Radio Operator	D Preston
Volunteer Bushfire Training Officer	TBA
<b>Fire Control Officers</b>	
East Cranbrook	H Smith W Horrocks P Horrocks
Central	J Climie S Lehmann M Walsh C Williamson
Cranbrook Town	P Eddy D Briggs
Tenterden	C Tomlinson D Packard M House J Watterson K Gibson S Morgan J Treeby T Cunningham A Hearn
Woolonga	N Preston B Smith
Nunijup	L Watterson J Beech M Bunker B Parsons
Kybellup	S Hilder K Haynes K Lange S Beech
Gordon	J Egerton-Warburton G Egerton-Warburton
Frankland River	P Ettridge K Warren
Frankland River Town	A Murray D Clode G Bernhardt
Bokerup/Unicup	T Ettridge G Banks T Bigwood J Roberts R Crosby
Shire of Cranbrook	J Duina

**LG402***SHIRE OF HALLS CREEK*

## APPOINTMENTS

It is hereby notified for public information that—

Craig Roger Walker

has been appointed as a Ranger, Pound Keeper and Authorised Officer in accordance with the various Acts, Regulations and Local Laws as detailed hereunder—

- *Dog Act 1976*
- *Cat Act 2011*
- *Bush Fires Act 1954*
- *Litter Act 1979*
- *Control of Vehicles (Off-road Areas) Act 1960*
- *Local Government (Miscellaneous Provisions) Act 1960*
- *Caravan Parks and Camping Grounds Act 1995*
- Shire of Halls Creek Local Laws

The appointment of Caitlin Fuller as an Authorised Officer is hereby cancelled.

PHILLIP CASSELL, Chief Executive Officer.

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## MINERALS AND PETROLEUM

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**MP401****MINING ACT 1978**

## INTENTION TO FORFEIT

Department of Mines, Industry Regulation and Safety,  
Perth WA 6000.

In accordance with Regulation 50 of the *Mining Regulations 1981*, notice is hereby given that unless the outstanding royalty payment due on the under mentioned leases is paid on or before 28 June 2023 or a written submission is made by that date to the Minister responsible for the *Mining Act 1978* to consider, it is the intention of the Minister under the provisions of Section 97(1) of the *Mining Act 1978* to forfeit such for breach of covenant by the holder of the under mentioned leases for failure to comply with the royalty provisions in accordance with Regulation 86A.

DIRECTOR GENERAL.

<b>Number</b>	<b>Holder</b>	<i>Mining Lease</i>	<b>Mineral Field</b>
M 80/622	Jab Management Pty Ltd		Kimberley
M 80/572	Cooke, Russell Andrew		Kimberley
M 70/613	Hebiton, Robert Neil; Smith, Neil Francis		South West
M 80/477	Jab Management Pty Ltd		Kimberley
M 47/1484	Archipelago Nominees Pty Ltd		West Pilbara
M 77/1015	Stephen, Kim Alexander; Stephen, Carolyn May		Yilgarn
M 80/530	Jab Management Pty Ltd		Kimberley

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**MP402****MINING ACT 1978**  
INTENTION TO FORFEITDepartment of Mines, Industry Regulation and Safety,  
Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Regulations 1981*, notice is hereby given that unless the rent due on the under mentioned mining tenements are paid on or before 4 July 2023 it is the intention of the Minister for Mines and Petroleum under the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* to forfeit such for breach of covenant, being non-payment of rent.

DIRECTOR GENERAL.

<b>Number</b>	<b>Holder</b>	<b>Mineral Field</b>
<i>Exploration Licence</i>		
E 15/1798	Belres Pty Ltd	Coolgardie
E 15/1831	Belres Pty Ltd	Coolgardie
E 31/1046-I	WA Mining Resources Pty Ltd	North Coolgardie
E 38/3611	Geovision Pty Ltd	Mt Margaret
E 39/2239	Geovision Pty Ltd	Mt Margaret
E 53/2184	Selga, Mark	East Murchison
E 69/3193	Aus Diamond Mining Group Pty Ltd	Warburton
E 70/4751	Crucible Resources Pty Ltd	South West
E 70/4752	Crucible Resources Pty Ltd	South West
E 70/5170	IMG (Yilgarn) Pty Ltd	South West
E 77/2316	Crucible Resources Pty Ltd	Yilgarn
E 77/2607	Torque Metals Limited	Yilgarn
<i>Mining Lease</i>		
M 09/51	Chisholm, John Thomas	Gascoyne
M 30/87	Edwards, Charmane Maree	North Coolgardie
M 80/530	Jab Management Pty Ltd	Kimberley

**MP403****MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITUREDepartment of Mines, Industry Regulation and Safety,  
Meekatharra WA 6642.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

T. W. MCPHEE, Warden.

To be heard by the Warden at Meekatharra on 19 July 2023.

**MURCHISON MINERAL FIELD***Prospecting Licences*

P 51/2975	King, Trent Nathan Davies, Todd
P 51/3095	King, Trent Nathan
P 51/3179-S	Mann, Dean Adam Renshaw, Damian

**PEAK HILL MINERAL FIELD***Prospecting Licences*

P 52/1613	Camp, Lindsay George Prince, David Charles
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**MP404**

**MINING ACT 1978**  
**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines, Industry Regulation and Safety,  
 Meekatharra WA 6642.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable for forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for non / late payment of rent.

T. W. MCPHEE, Warden.

To be heard by the Warden at Meekatharra on 19 July 2023.

**MURCHISON MINERAL FIELD**

*Prospecting Licences*

P 51/2975	King, Trent Nathan Davies, Todd
P 51/3023	Sinclair, Maxwell Gregory
P 51/3095	King, Trent Nathan
P 51/3178	Wanbanna Pty Ltd
P 51/3179-S	Mann, Dean Adam Renshaw, Damian

**PEAK HILL MINERAL FIELD**

*Miscellaneous Licences*

L 52/170	Sandfire Resources Limited
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**MP405**

**MINING ACT 1978**  
**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines, Industry Regulation and Safety,  
 Mt. Magnet WA 6638.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable for forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for non / late payment of rent.

WARDEN YOUNG.

To be heard by the Warden at Mt. Magnet on 20 July 2023.

**MURCHISON MINERAL FIELD**

*Prospecting Licences*

P 20/2396	Van Diggelen, Schalk Johannes Petrus Visser Van Diggelen, Carl Schalk
P 58/1868	Centauri Consolidated Investments Pty Ltd
P 58/1869	Centauri Consolidated Investments Pty Ltd
P 58/1877	Sinclair, Maxwell Gregory
P 58/1878	Sinclair, Maxwell Gregory
P 58/1908	Lear, Allan Hahn

**MP406**

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines, Industry Regulation and Safety,  
Mt. Magnet WA 6638.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

WARDEN YOUNG.

To be heard by the Warden at Mt. Magnet on 20 July 2023.

**MURCHISON MINERAL FIELD**

*Prospecting Licences*

P 20/2339	Thompson, Ian Douglas
P 20/2391	Thompson, Ian Douglas
P 20/2442	Lawes, Simon John
P 21/761	Thompson, Ian Douglas
P 21/762	Mavia Pty Ltd
P 58/1730	Micali (WA) Pty Ltd
P 58/1813	Little, Terrence Harold
P 58/1907	Lear, Allan Hahn

**YALGOO MINERAL FIELD**

*Prospecting Licences*

P 59/2162	Bruce, Jeffrey Roy Pedri, Raymond David
P 59/2163	Bruce, Jeffrey Roy Pedri, Raymond David
P 59/2192	Shire of Yalgoo
P 59/2193	Shire of Yalgoo
P 59/2194	Shire of Yalgoo

**MP407**

**MINING ACT 1978**  
NOTICE OF FORFEITURE

Department of Mines, Industry Regulation and Safety,  
East Perth WA 6004.

I hereby declare in accordance with the provisions of section 97 of the *Mining Act 1978* that the undermentioned mining tenement is forfeited for failure to comply with statutory requirements being failure to comply with reporting provisions.

This notice comes into operation at 12:00 midday on the day of publication.

Hon. WILLIAM JOSEPH JOHNSTON, MLA, Minister for Mines and Petroleum.

<b>Tenement</b>	<b>Holder</b>	<b>Mineral Field</b>
	<i>Mining Lease</i>	
M70/57	Rule; Glenn Frederick Rule; Justin Kimberley	South West

**MP408****MINING ACT 1978**  
**INTENTION TO FORFEIT**Department of Mines, Industry Regulation and Safety,  
Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Regulations 1981*, notice is hereby given that unless the rent due on the under mentioned mining tenements are paid on or before 1 June 2023 it is the intention of the Minister for Mines and Petroleum under the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* to forfeit such for breach of covenant, being non-payment of rent.

DIRECTOR GENERAL.

<b>Number</b>	<b>Holder</b>	<b>Mineral Field</b>
<i>Exploration Licence</i>		
E 31/1131	Edwards, Robert Glenn	North Coolgardie
E 31/1136	Edwards, Robert Glenn Brown, Gary Martin	North Coolgardie
E 39/2189	Typhon Minerals Pty Ltd	Mt Margaret
E 47/4366	Baracus Pty Ltd	West Pilbara
E 52/3815	Baracus Pty Ltd	Peak Hill
E 52/4020	Beau Resources Pty Ltd	Peak Hill
E 53/1603	Zeus Resources Limited	East Murchison
E 53/2132	Otan Holdings Pty Ltd	East Murchison
E 57/1075	Kyarra Minerals Pty Ltd	East Murchison
E 57/1076	Kyarra Minerals Pty Ltd	East Murchison
<i>Mining Lease</i>		
M 15/652	Black Mountain Gold Limited	Coolgardie
M 26/490	Kalgoorlie Ore Treatment Company Pty Ltd	East Coolgardie
M 29/322	Duffy, Michael Peter	North Coolgardie
M 51/535	Reed, Matthew	Murchison
M 59/723	Teston, Elsie Rubias Caramulo Pty Ltd	Yalgoo
M 59/727	Teston, Elsie Rubias Caramulo Pty Ltd	Yalgoo
M 70/171	Westdeen Holdings Pty Ltd	South West
M 70/172	Westdeen Holdings Pty Ltd	South West
M 70/173	Westdeen Holdings Pty Ltd	South West
<i>General Purpose Lease</i>		
G 74/10	Goldbridge SL Pty Ltd	Phillips River

**PLANNING****PL401****PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT***Shire of Coolgardie*

Local Planning Scheme No. 5—Amendment No. 6

Ref: TPS/2853

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 Coolgardie Local Planning Scheme amendment on 1 March 2023 for the purpose of—

The Shire of Coolgardie Council resolved, pursuant to section 75 of the *Planning and Development Act 2005*, to amend the above Local Planning Scheme by—

1. Reclassify
  - a. Lot 1501 Gum Nut Place and from Public Purpose to Commercial
  - b. Lot 561 Bluebush Road from Public Purpose to Commercial
  - c. Lot 562 Salmon Gum Road, from Special Use and Public Open Space to Commercial
2. Modify the Scheme Map accordingly

M. R. CULLEN, President.  
J. TRAIL, Chief Executive Officer.

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## WORKCOVER

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WC401

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

Given by the Board for the purposes of section 164 of the *Workers' Compensation and Injury Management Act 1981*.

**Notice of Exemption**

Notice is given that on 30 May 2023, the Governor, acting under section 164 of the *Workers' Compensation and Injury Management Act 1981* and with the advice and consent of Executive Council, exempted the organisations in the table below, from the obligation to insure pursuant to that Act, except for the obligation to insure against liability to pay compensation under that Act for, or to pay damages in respect of, any industrial disease of the kinds referred to in section 151(a)(iii) of that Act.

This exemption ensures the below employers are included as part of the St John of God Health Care Inc.'s exempt employer approval.

**Organisations**

St John of God Foundation Inc.  
St John of God Outreach Services

DON CUNNINGHAME, Chair, WorkCover WA.

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## PUBLIC NOTICES

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ZZ401

**TRUSTEES ACT 1962**  
DECEASED ESTATES

Notice to Creditors and Claimants

David Neill Livingstone, late of Success in Western Australia, deceased.

All creditors or other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estate of the deceased, who died June 11th 2022, are required to send particulars of their claims to the Executor, Emma Kirsty Crofts of PO Box 108, Kellerberrin WA 6410 within one month of publication date. After that date the Executor intends to convey or distribute the assets of the Estate having regards only to the claims of which she then has notice.

Dated 26 May 2023.

EMMA KIRSTY CROFTS.

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

## Notice to Creditors and Claimants

In the matter of the Estate of Lynette Frances Both, late of 21 Manchester Street, Victoria Park, 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 1 January 2023, are required to send particulars of their claims to the executor Christopher Robert Both care of Solomon Hollett Lawyers, PO Box 840, West Perth, Western Australia, 6872, within one month from the date of publication of this notice, after which date the executor may distribute the assets having regard only to the claims of which they then have notice.

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

## Notice to Creditors and Claimants

Walter Patrick Crowley late of 3 Heron Close, Edgewater, WA 6027 who died on 14 February 2023, 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 are required by the Executors of the estate, Edward Campbell and Deborah Burge of 4 Heron Close, Edgewater, WA 6027, to send particulars of their claims to them at the address stated herein within 30 days of this notice, after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

## Notice to Creditors and Claimants

Estate of Patricia Barker late of 100A Allnut Street, 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 the deceased, who died on 14 November 2022, are required by the Executor, Jacobus Johannes de Klerk, of 97 Challenger Road, Madora Bay, in the State of Western Australia, to send particulars of their claims to him within one month from the date of publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 29 May 2023.

LEGACY LEGAL WA.  
97 Challenger Road, Madora Bay WA 6210.  
Ph: 08 9537 2934. Contact: Johan de Klerk.

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

## Notice to Creditors and Claimants

Nigel Charles Blain late of 64B Dallington Crescent, Balga, 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 03/08/2022 are required by the Administrator, Ian Pitt Clairs care of Clairs Keeley Lawyers, PO Box 3301, East Perth WA 6004 to send particulars of their claims to him within one month from the date of publication of this notice, after which date the Administrator may convey or distribute the assets having regard only to the claims of which he then has notice.

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

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the undermentioned deceased persons are required by the respective personal representatives care of Taylor, Nott & Molinari, Solicitors, 64 Austral Terrace, Katanning WA 6317 to send particulars of their claims to them within one calendar month of the date of publication 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.

Bevan Bernhard Paynter late of 3738 Tarwonga East Road Williams, Western Australia who died on 14th September 2021.

Karen McRoberts late of 38 Nadine Promenade Baldivis Western Australia who died on 26th August 2022.

TAYLOR NOTT & MOLINARI as solicitors for the personal representatives.

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

## Notice to Creditors and Claimants

Errol James Gough late of 784B Tamar Street, Palmyra, 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 March 2023 are required by the personal representative, Carol Ann Dallas and Gregory Spencer Ward of care of IRDI Legal, 248 Oxford Street, Leederville, Western Australia 6007, to send particulars of their claims to them within 31 days from date of publication of this Notice after which date the personal representative may convey or distribute the assets having regard to the claims of which they then have notice.

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**ZZ408****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Kenneth Kay Paterson late of 21 Box Hill Road, Porongurup, in the State of Western Australia, Retired Engineer, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased who died on the 19th day of January 2023 at Mount Barker, in the said State are required by the personal representative Trevor Roy Flower c/- PO Box 488, Albany WA 6331 to send particulars of their claims to Narpyn Law & Conveyancing of PO Box 488, Albany WA 6331 by the date one month following the publication of this notice after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.

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**ZZ409****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Mary Noreen Young, late of 46A Tain Street, Applecross, Western Australia, deceased.

Creditors and other persons having claims (to which s 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 22 February 2023 are required by the executor Maureen Annette Carmichael of 10 Parakeet Way, Coogee, Western Australia to send particulars of their claims to her within one month from the date of publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which she has notice.

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**ZZ410****TRUSTEES ACT 1962**  
**DECEASED ESTATES**

## Notice to Creditors and Claimants

Pearl Heather Hall late of 21 Wright Street, Highgate, 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 28/05/2022, are required by Amy Louise Hall c/- Lynn & Brown Lawyers, PO Box 1114, Morley, WA 6943 to send particulars of their claims to her by the 03/07/2023, 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.

**ZZ411****TRUSTEES ACT 1962**  
**DECEASED ESTATES**

## Notice to Creditors and Claimants

Henryk Josef Pozerski, late of 16 Waldemar Street, 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 or about 23 March 2022, are required by the executor of the estate, being Wendy Francis Harris in the C/o- Appius Lawyers of 4/19 Mumford Place, Balcatta Western Australia to send particulars of their claims to the executor within one (1) month of the date of publication hereof, after which date the executors of the estate may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 2 June 2023.

APPIUS LAWYERS as solicitors for the executor.

**ZZ412****TRUSTEES ACT 1962**  
**DECEASED ESTATES**

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 3 July 2023. after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bailey, Joyce Olga, late of Osboine Contemporary Aged Care, 39 Newton Street, Bayswater, who died on 21 April 2023 (DE19734117 EM17).

Bropho, Ashley James, formerly of 166 Sackville Terrace, Doubleview, late of Hakea Prison, 1170 Nicholson Road, Canning Vale, who died on 9 March 2023 (PM33124942 EM214).

Hodnett, Deborah, late of Unit 2, 26 Scalby Street, Scarborough, who died on 13 July 2022 (DE33189035 EM37).

Phillips, Joshua Ross, late of Hillroyd Residence, Sir David Brand Centre and Cer, 106 Bradford Street, Coolbinia, who died on 12 September 2021 (DE33083717 EM17).

Reynolds, Alfred George, (also known as George Reynolds), late of Jacaranda Lodge, 55 Belgrade Road, Wanneroo, who died on 12 April 2023 (DE33079583 EM37).

Tillett, Maxwell Forest, formerly of Unit 29, 8 Lewington Gardens, Bibra Lake, late of Aegis Hilton Park, 19 Laidlaw Street, Hilton, who died on 5 April 2023 (DE19711704 EM26).

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