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

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

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper.
- Copy must be lodged with the Publications Officer, Department of the Premier and Cabinet no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition)—

Email address:

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- Enquiries regarding publication of notices can be directed to the Publications Officer on (08) 6552 6012.
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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR EASTER AND ANZAC DAY 2025

A gazette will be published on **Thursday 17th April**
and closing time for copy is Wednesday 16th April at noon.

A gazette will be published on **Thursday 24th April**
and closing time for copy is Wednesday 23rd April at noon.

The Gazette will not be published on Tuesday 22nd April

JUSTICE

JU401

PRISONS ACT 1981**PERMIT DETAILS**

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

Surname	Other Name(s)	Permit No.
Armstead	Allana	PA 0975
Brown	Steven Raymond	PA 0976
Chilambikunnel	Dani	PA 0977
Egan	Nathalie Rose	PA 0978
Fan	Wai Shing	PA 0979
Harris	Anne Michelle	PA 0980
Nielsen	Mandy Ann	PA 0981
Opum	Crystal Rose	PA 0982
Pratt	Malcolm James	PA 0983
Taylor	Tina Joanne	PA 0984
Yap	Foong Ching	PA 0985

Dated 27 March 2025.

BRAD ROYCE APM, Commissioner, Corrective Services.

LANDS

LA401

ELECTRONIC CONVEYANCING ACT 2014**MAKING AND PUBLICATION OF OPERATING REQUIREMENTS****WA Operating Requirements Version 7.1**

Notice is given that under section 22(1) of the *Electronic Conveyancing Act 2014* (“Act”) the Registrar of Titles has determined that WA Operating Requirements Version 7.1 will come into effect in Western Australia on 09 May 2025. In accordance with section 25 of the Act, the WA Operating Requirements Version 7.1 were published on Landgate’s website on 1 April 2025 and can be found at <http://www.landgate.wa.gov.au>.

Dated 25 March 2025.

BRUCE ROBERTS, Registrar of Titles.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995**DOG ACT 1976***Shire of Gnowangerup***DOGS LOCAL LAW 2024**

Under the powers conferred by the *Dog Act 1976*, the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Gnowangerup resolved on 21 March 2025 to make the following local law.

PART 1—PRELIMINARY**1.1 Citation**

This local law may be cited as the *Shire of Gnowangerup Dogs Local Law 2024*.

1.2 Commencement

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

1.3 Application

This local law applies throughout the district.

1.4 Repeal

This local law repeals the *Shire of Gnowangerup Dogs Local Law 2016* published in the *Government Gazette* on 16 November 2016.

1.5 Definitions

In this local law unless the context otherwise requires—

Act means the *Dog Act 1976*;

adjoining includes land or premises which have a portion of a common boundary with a lot or is separated from that lot by a public reserve, road, right-of-way, pedestrian access way, access leg of a battle-axe lot or the equivalent not more than 6 metres in width;

authorised person means a person appointed by the local government to perform all or any of the functions conferred on an authorised person under this local law;

CEO means the Chief Executive Officer of the local government;

dangerous dog has the meaning given to it by section 3(1) of the Act, and includes a kennel establishment;

district means the district of the Shire of Gnowangerup;

dog management facility has the meaning given to it in section 3(1) of the Act;

infringement notice means the notice referred to in clause 7.4;

kennel establishment means any premises where more than the number of dogs under clause 3.2(2) over the age of three months are kept, boarded, trained or bred temporarily, usually for profit and where the occupier of the premises is not the ordinary keeper of the dogs;

licence means a licence to keep an approved kennel establishment on premises granted under clause 4.7;

licensee means the holder of a licence granted under clause 4.7;

local government means the Shire of Gnowangerup;

local planning scheme means a planning scheme of the local government made under the *Planning and Development Act 2005*;

notice of withdrawal means the notice referred to in clause 7.7(1);

nuisance means—

- (a) an activity or condition which is harmful or annoying and which gives rise to legal liability in the tort of public or private nuisance at law;
- (b) an unreasonable interference with the use and enjoyment of a person's ownership or occupation of land; or
- (c) interference which causes material damage to land or other property on the land affected by the interference;

owner, in relation to a dog, has the same meaning as in section 3(1) and (2) of the Act;

person liable for the control of the dog has the same meaning as in section 3(1) of the Act;

premises in addition to the meaning given to it in section 3 of the Act, means the premises described in the application for a licence made under clause 4.1;

public place has the meaning given to it by section 3(1) of the Act;

Regulations means the *Dog Regulations 2013*;

Schedule means a schedule to this local law;

set fee means a fee or charge made by the local government in accordance with clause 2.1 or clause 4.8;

thoroughfare has the meaning given to it in section 1.4 of the *Local Government Act 1995*;

Townsite means the following townsites constituted under section 26(2) of the *Land Administration Act 1997*—

- (a) Borden;
- (b) Gnowangerup;
- (c) Ongerup;

transferee means a person who applies for the transfer of a licence to themselves under clause 4.12.

PART 2—IMPOUNDING OF DOGS

2.1 Fees and charges

The following are to be imposed and determined by the local government under sections 6.16 to 6.19 of the *Local Government Act 1995*—

- (a) the charges to be levied under section 29(4) of the Act relating to the seizure and impounding of a dog;
- (b) the additional set fee payable under section 29(4) of the Act where a dog is released at a time or on a day other than those determined under clause 2.2; and
- (c) application for additional costs of the destruction and the disposal of a dog referred to in section 29(15) of the Act.

2.2 Attendance of authorised person at dog management facility

An authorised person is to be in attendance at the dog management facility for the release of dogs at the times and on the days of the week as determined by the CEO.

2.3 Release of impounded dog

- (1) A claim for the release of a dog seized and impounded is to be made to an authorised person.
- (2) An authorised person is not to release a dog seized and impounded to any person unless that person has produced, to the satisfaction of an authorised person, evidence—
 - (a) of their ownership of the dog or of their authority to take delivery of it; or
 - (b) that they are the person identified as the owner on a microchip implanted in the dog.

2.4 Unauthorised release

Unauthorised release of dogs is dealt with by section 43 of the Act.

PART 3—KEEPING OF DOGS**3.1 Dogs to be confined**

- (1) An occupier of premises on which a dog is kept must—
 - (a) cause a portion of the premises on which the dog is kept to be fenced in a manner capable of confining the dog;
 - (b) ensure the fence used to confine the dog and every gate or door in the fence is of a type, height and construction which having regard to the breed, age, size and physical condition of the dog is capable of preventing the dog at all times from passing over, under or through it;
 - (c) ensure that every gate or door in the fence is kept closed at all times when the dog is on the premises (unless the gate is temporarily opened in a manner that ensures that the dog remains confined) and is fitted with a proper latch or other means of fastening it;
 - (d) maintain the fence and all gates and doors in the fence in good order and condition; and
 - (e) where no part of the premises consists of open space, yard or garden or there is no open space or garden or yard of which the occupier has exclusive use or occupation, ensure that other means exist on the premises (other than the tethering of the dog) for effectively confining the dog within the premises.
- (2) Where an occupier fails to comply with subclause (1), they commit an offence.
- (3) Notwithstanding subclause (1) and (2), the confinement of dangerous dogs is dealt with in the Act and the Regulations.

3.2 Limitation on the number of dogs

- (1) This clause does not apply to premises which have been—
 - (a) licensed under Part 4 of this local law as an approved kennel establishment; or
 - (b) granted an exemption under section 26(3) of the Act.
- (2) The limit on the number of dogs which may be kept on any premises is, for the purpose of section 26(4) of the Act—
 - (a) Two dogs over the age of 3 months and the young of those dogs under that age if the premises are within a townsite, or zoned “rural residential” under a local planning scheme; or
 - (b) Six dogs over the age of 3 months and the young of those dogs under that age if the land is zoned “General Agriculture” under a local planning scheme.

3.3 Application to keep additional dog or dogs

- (1) Subject to clause 3.5, the local government may consider an application to keep an additional dog or dogs where—
 - (a) the property is deemed suitable by an authorised person—
 - (i) having sufficient space capable of confining all dogs;
 - (ii) noise, odours, fleas, flies and other vectors of disease will be effectively controlled; and
 - (iii) the care and welfare of the dogs is considered adequate;
 - (b) the details of every dog proposed to be kept on the premises are provided including name, age, colour/description, breed, registration number and microchip details; and
 - (c) sufficient reason has been provided, including—
 - (i) to replace an elderly or sick dog not expected to live;
 - (ii) a family emergency resulting in the dog being inherited;
 - (iii) merging of two households;
 - (iv) where the applicants have had approval to keep an additional dog or dogs in another local authority; or
 - (v) on premises zoned as rural or rural residential under a local planning scheme, the dog or dogs are required for stock management or to be on the premises temporarily for the purposes of training for stock management;
 - (d) in the case of a tenanted property provide written consent by either the landowner or their appointed property owner.

3.4 Determination of application

In determining an application for a licence, the local government is to have regard to—

- (a) the matters referred to in clause 3.3;
- (b) the effect which approval of the proposed may have on the environment or amenity of the neighbourhood;
- (c) whether approval of the application will create a nuisance for the owners and occupiers of adjoining premises.

3.5 Where application cannot be approved

The local government will not approve an application to keep an additional dog or dogs where it exceeds the limit (6) referred to in the Act.

3.6 Conditions of approval

- (1) The local government may approve an application to keep an additional dog or dogs subject to any conditions as considered appropriate.
- (2) Approval of an application is not transferable to successive owners or occupiers of the premises.
- (3) A person who fails to comply with a condition imposed under subclause (1) commits an offence.

3.7 Revocation of licence to keep additional dogs

Where a person does not comply with the conditions of approval to keep an additional dog or dogs under clause 3.6 the local government may revoke the approval to keep an additional dog or dogs.

PART 4—APPROVED KENNEL ESTABLISHMENTS

4.1 Application for licence for approved kennel establishment

An application for a licence must be lodged with the local government together with—

- (a) a written acknowledgement that the applicant has read and agrees to comply with any code of practice relating to the keeping of dogs nominated by the local government;
- (b) any other information reasonably required by the local government; and
- (c) the set fee for the application for a licence referred to in clause 4.8(1).

4.2 Notice of proposed use

- (1) An applicant for a licence must give notice of the proposed use of the premises as an approved kennel establishment after the application for a licence has been lodged—
 - (a) once in a newspaper circulating in the district; and
 - (b) to the owners and occupiers of any premises adjoining the premises.
- (2) The notices in subclause (1) must specify that—
 - (a) any written submissions as to the proposed use are to be lodged with the local government within 14 days of the date the notice is given; and
 - (b) the application plans and specifications may be inspected at the offices of the local government.
- (3) The local government may refuse to determine the application for a licence until the notice or notices, as the case may be, is given in accordance with its directions where—
 - (a) a notice given under subclause (1) does not clearly identify the premises; or
 - (b) a notice given under subclause (1)(a) is of a size or in a location in the newspaper which, in the opinion of the local government, would fail to serve the purpose of notifying persons of the proposed use of the premises.

4.3 Exemption from notice requirements

The requirements of clause 4.2 do not apply in respect of the application for a licence where under a local planning scheme an application for a licence is made in respect of premises on which an approved kennel establishment is either a—

- (a) permitted use; or
- (b) use which the local government may approve subject to compliance with specified notice requirements.

4.4 When application can be determined

An application for a licence is not to be determined by the local government until—

- (a) the applicant has complied with clause 4.2;
- (b) the applicant submits proof that the notices referred to in clause 4.2(1) have been given in accordance with that clause; and
- (c) the local government has considered any written submissions received within the time specified in clause 4.2(2)(a) on the proposed use of the premises.

4.5 Determination of application

In determining an application for a licence, the local government is to have regard to—

- (a) the matters referred to in clause 4.6;
- (b) any written submissions received within the time specified in clause 4.2(2)(a) on the proposed use of the premises;

- (c) any economic or social benefits which may be derived by any person in the district if the application for a licence is approved;
- (d) the effect which the kennel establishment may have on the environment or amenity of the neighbourhood;
- (e) whether the approved kennel establishment will create a nuisance for the owners and occupiers of adjoining premises; and
- (f) whether or not the imposition of and compliance with appropriate conditions of a licence will mitigate any adverse effects of the approved kennel establishment identified in the preceding paragraphs.

4.6 Where application cannot be approved

The local government cannot approve an application for a licence where—

- (a) an approved kennel establishment cannot be permitted by the local government on the premises under a local planning scheme; or
- (b) an applicant for a licence or another person who will have the charge of the dogs will not reside on the premises, or, in the opinion of the local government, sufficiently close to the premises so as to control the dogs and so as to ensure their health and welfare.

4.7 Conditions of approval

- (1) The local government may approve an application for a licence subject to the conditions contained in Schedule 2 and to such other conditions as the local government considers appropriate.
- (2) In respect of a particular application for a licence, the local government may vary any of the conditions contained in Schedule 2.
- (3) A person who fails to comply with a condition imposed under subclause (1) commits an offence.

4.8 Fees

- (1) On lodging an application for a licence, the applicant is to pay a set fee to the local government.
- (2) On the issue or renewal of a licence, the licensee is to pay a set fee to the local government.
- (3) On lodging an application for the transfer of a valid licence, the transferee is to pay a set fee to the local government.
- (4) The set fees referred to in subclauses (1) to (3) are to be imposed and determined by the local government under sections 6.16 to 6.19 of the *Local Government Act 1995*.

4.9 Form of licence

The licence is to be in the form determined by the local government from time to time and is to be issued to the licensee.

4.10 Period of licence

- (1) The period of effect of a licence is set out in section 27(5) of the Act.
- (2) A licence is to be renewed if the set fee referred to in clause 4.8(2) is paid to the local government prior to the expiry of the licence.
- (3) On the renewal of a licence the conditions of the licence at the time of its renewal continue to have effect.

4.11 Variation or cancellation of licence

- (1) The local government may vary the conditions of a licence.
- (2) The local government may cancel a licence—
 - (a) on the request of the licensee;
 - (b) following a breach of the Act, the Regulations or this local law; or
 - (c) if the licensee is not a fit and proper person.
- (3) The date a licence is cancelled is to be, in the case of—
 - (a) subclause (2)(a), the date requested by the licensee; or
 - (b) subclause (2)(b) or (c), the date determined under section 27(6) of the Act.
- (4) If a licence is cancelled the set fee paid for that licence is not refundable for the term of the licence that has not yet expired.

4.12 Transfer

- (1) A written application for the transfer of a valid licence from the licensee to another person must be—
 - (a) made by the transferee;
 - (b) made with the written consent of the licensee; and
 - (c) lodged with the local government together with—
 - (i) written evidence that a person will reside at or within reasonably close proximity to the premises the subject of the licence;
 - (ii) the set fee for the application for the transfer of a licence referred to in clause 4.8(3); and
 - (iii) any other relevant information required.

- (2) The local government is not to determine an application for the transfer of a valid licence until the transferee has complied with subclause (1).
- (3) The local government may approve, whether or not subject to such conditions as it considers appropriate, or refuse to approve an application for the transfer of a valid licence.
- (4) Where the local government approves an application for the transfer of a valid licence, then on the date of approval, unless otherwise specified in the notice issued under clause 4.13(b), the transferee becomes the licensee of the licence for the purposes of this local law.

4.13 Notification

The local government is to give written notice to—

- (a) an applicant for a licence of the local government's decision on their application;
- (b) a transferee of the local government's decision on their application for the transfer of a valid licence;
- (c) a licensee of any variation made under clause 4.11(1);
- (d) a licensee when their licence is due for renewal and the manner in which it may be renewed;
- (e) a licensee when their licence is renewed;
- (f) a licensee of the cancellation of a licence under clause 4.11(2)(a); and
- (g) a licensee of the cancellation of a licence under clause 4.11(2)(b) or (c), which notice is to be given in accordance with section 27(6) of the Act.

4.14 Inspection of kennel

With the consent of the occupier, an authorised person may inspect an approved kennel establishment at any time.

PART 5—DOGS IN PUBLIC PLACES

5.1 Places where dogs are prohibited absolutely

Designation of places where dogs are prohibited absolutely is dealt with in the Act.

5.2 Places which are dog exercise areas

Designation of places which are dog exercise areas is dealt with in the Act.

PART 6— MISCELLANEOUS

6.1 Fees and charges

Set fees and charges are to be imposed and determined by the local government under sections 6.16 to 6.19 of the *Local Government Act 1995*.

6.2 Offence to excrete

- (1) A dog must not excrete on—
 - (a) any thoroughfare or other public place; or
 - (b) any land which is not a public place without the consent of the occupier.
- (2) Subject to subclause (3), if a dog excretes contrary to subclause (1), every person liable for the control of the dog at that time commits an offence.
- (3) The person liable for the control of the dog does not commit an offence against subclause (2) if any excreta is removed immediately by that person.
- (4) Notwithstanding clause 7.2, the maximum penalty for an offence under subclause (1) is \$1000.

6.3 False or misleading statements

A person shall not make a false or misleading statement in connection with an application in respect of a licence under this local law

6.4 Objections and appeals

Any person who is aggrieved by the conditions imposed in relation to a licence, the revocation of a licence, or by the refusal of the local government to grant a licence may object to or appeal against the decision under Division 1 Part 9 of the *Local Government Act 1995*.

PART 7— ENFORCEMENT

7.1 Offences

A person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.

7.2 General penalty

A person who commits an offence under this local law is liable, on conviction, to a penalty not exceeding \$5,000 and if the offence is of a continuing nature, to an additional penalty not exceeding \$100 for each day or part of the day during which the offence has continued.

7.3 Modified penalties

- (1) The offences contained in Schedule 3 are offences in relation to which a modified penalty may be imposed.
- (2) The amount appearing in the fourth column of Schedule 3 directly opposite an offence is the modified penalty payable in respect of that offence if the dog is not a dangerous dog.

- (3) The amount appearing in the fifth column of Schedule 3 directly opposite an offence is the modified penalty payable in respect of that offence if the dog is a dangerous dog.

7.4 Issue of infringement notice

Where an authorised person has reason to believe that a person has committed an offence in respect of which a modified penalty may be imposed, they may issue to that person a notice in the form of Form 2 of Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.

7.5 Failure to pay modified penalty

Where a person who has received an infringement notice fails to pay the modified penalty within the time specified in the notice, or within such further time as may in any particular case be allowed by an authorised person, they are deemed to have declined to have the offence dealt with by way of a modified penalty.

7.6 Payment of modified penalty

A person who has received an infringement notice may, within the time specified in that notice or within such further time as may in any particular case be allowed by an authorised person, send or deliver to the local government the amount of the penalty, with or without a reply as to the circumstances giving rise to the offence, and the local government may appropriate that amount in satisfaction of the penalty and issue an acknowledgment.

7.7 Withdrawal of infringement notice

- (1) Whether or not the modified penalty has been paid, an authorised person may withdraw an infringement notice by sending a notice in the form of Form 3 of Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.
- (2) A person authorised to issue an infringement notice under clause 7.4 cannot sign or send a notice of withdrawal.

7.8 Service of notices

An infringement notice or a notice of withdrawal may be served on a person personally, or by leaving it at or posting it to their address as ascertained from them, or as recorded by the local government under the Act, or as ascertained from inquiries made by the local government.

SCHEDULE 1—INFORMATION REQUIRED FOR APPLICATION FOR A LICENCE FOR AN APPROVED KENNEL ESTABLISHMENT

[cl. 4.1]

1. Details of applicants—
 - (a) Full name/s of applicant/s;
 - (b) Postal address;
 - (c) Telephone number;
 - (d) Mobile number;
 - (e) Fax number; and
 - (f) E-mail address.
2. Address of proposed premises.
3. Dogs to be kept—
 - (a) Number; and
 - (b) Breed.
4. Either—
 - (a) Person residing on the premises—
 - (i) Name;
 - (ii) As from; and
 - (iii) Mobile phone number, or
 - (b) Person sufficiently close to the premises so as to control the dogs and ensure their health and welfare—
 - (i) Name;
 - (ii) Address;
 - (iii) As from; and
 - (iv) Mobile phone number.
5. To be included—
 - (a) a site plan of the premises showing the location of the kennels and yards and all other buildings and structures and fences;
 - (b) plans and specifications of the proposed kennel establishment;
 - (c) copy of notice of proposed use to appear in newspaper and to be given to adjoining premises under clause 4.2;

- (d) written evidence that a person will reside—
 - (i) at the premises; or
 - (ii) sufficiently close to the premises so as to control the dogs and so as to ensure their health and welfare; and
 - (e) if the person in item (d) is not the applicant, written evidence that the person is a person in charge of the dogs.
6. Signature of applicant/s.
7. Date.

**SCHEDULE 2—CONDITIONS OF A LICENCE FOR
AN APPROVED KENNEL ESTABLISHMENT**

[cl. 4.7]

An application for a licence for an approved kennel establishment may be approved subject to the following conditions—

- (a) each kennel, unless it is fully enclosed, must have a yard attached to it;
- (b) each kennel and each yard must be at a distance of not less than—
 - (i) 25 metres from the front boundary of the premises and 5 metres from any other boundary of the premises;
 - (ii) 10 metres from any dwelling; and
 - (iii) 25 metres from any church, school room, hall, factory, dairy or premises where food is manufactured, prepared, packed or stored for human consumption;
- (c) each yard for a kennel must be kept securely fenced with a fence constructed of link mesh or netting or other materials approved by the local government;
- (d) the minimum floor area for each kennel must be calculated at 2.5 times the length of the breed of dog (when it is fully grown), squared, times the number of dogs to be housed in the kennel and the length of the dog is to be determined by measuring from the base of the tail to the front of its shoulder;
- (e) the floor area of the yard attached to any kennel or group of kennels must be at least twice the floor area of the kennel or group of kennels to which it is attached;
- (f) the upper surface of the kennel floor must be—
 - (i) at least 100 millimetres above the surface of the surrounding ground;
 - (ii) smooth so as to facilitate cleaning;
 - (iii) rigid;
 - (iv) durable;
 - (v) slip resistant;
 - (vi) resistant to corrosion;
 - (vii) non-toxic;
 - (viii) impervious;
 - (ix) free from cracks, crevices and other defects; and
 - (x) finished to a surface having a fall of not less than 1 in 100 to a spoon drain which in turn must lead to a suitably sized diameter sewerage pipe which must be properly laid, ventilated and trapped in accordance with the health requirements of the local government;
- (g) all kennel floor washings must pass through the drain in item (f)(x) and must be piped to approved apparatus for the treatment of sewage in accordance with the health requirements of the local government;
- (h) the kennel floor must have a durable up-stand rising 75 millimetres above the floor level from the junction of the floor and external and internal walls, or internal walls must be so constructed as to have a minimum clearance of 50 millimetres from the underside of the bottom plate to the floor;
- (i) where a yard is to be floored, the floor must be constructed in the same manner as the floor of any kennel;
- (j) from the floor, the lowest internal height of a kennel must be, whichever is the lesser of—
 - (i) 2000 millimetres; or
 - (ii) four times the height of the breed of dog in the kennel, when it is fully grown, measured from the floor to the uppermost tip of its shoulders while in a stationary upright position;
- (k) the walls of each kennel must be constructed of concrete, brick, stone or framing sheeted internally and externally with good quality new zincalume or new pre-finished colour coated steel sheeting or new fibrous cement sheeting or other durable material approved by the local government;
- (l) all external surfaces of each kennel must be kept in good condition;

- (m) the roof of each kennel must be constructed of impervious material;
- (n) all kennels and yards and drinking vessels must be maintained in a clean condition and must be cleaned and disinfected when so ordered by an authorised person;
- (o) all refuse, faeces and food waste must be disposed of daily into the approved apparatus for the treatment of sewage;
- (p) noise, odours, fleas, flies and other vectors of disease must be effectively controlled;
- (q) suitable water must be available at the kennel via a properly supported standpipe and tap; and
- (r) the licensee or the person nominated in the application for a licence, must, in accordance with the application for the licence, continue to reside—
 - (i) at the premises; or
 - (ii) in the opinion of the local government, sufficiently close to the premises so as to control the dogs, and to ensure their health and welfare.

SCHEDULE 3—PRESCRIBED OFFENCES

[cl. 7.3(1)]

Item	Clause	Nature of offence	Modified penalty \$	Dangerous Dog Modified Penalty \$
1	3.1	Failing to provide means for effectively confining a dog	200	As per Regulations
2	3.6	Failure to comply with conditions of approval to keep additional dog or dogs	200	500
3	4.7	Failure to comply with the conditions of a licence	200	200
4	6.2	Dog excreting in prohibited place	100	100
5	6.3	Making a false or misleading statement	300	300

Dated 4th April 2025.

The Common Seal of the Shire of Gnowangerup was affixed by authority of a resolution of the Council in the presence of—

KATE O'KEEFFE JP, Shire President.
DAVID NICHOLSON, Chief Executive Officer.

LG402

LOCAL GOVERNMENT ACT 1995

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996

NOTICE PURSUANT TO SCHEDULE 6.3 OF THE *LOCAL GOVERNMENT ACT 1995* REQUIRING PAYMENT OF OUTSTANDING RATES OR SERVICE CHARGES

TO: Jeffrey Graham Howard

Notice is hereby given that the sum of \$81,385.01 has been owing to the Shire of Derby / West Kimberley for a period of 3 years for rates and/or service charges in respect of the land described below and unless payment is made of the sum of \$126,478.09, plus any costs and expenses incurred in the interim related to these proceedings, after 3 months from the date of this notice the local government will, pursuant to section 6.64 of the *Local Government Act 1995*, offer the land for sale by public auction at a time and place appointed by the local government.

Signed for and on behalf of the Shire of Derby / West Kimberley this 4th day of March 2025—

TAMARA CLARKSON, Chief Executive Officer.

Description of Land etc.

Names of owners and all other persons appearing to have an estate or interest in the land	Description of land referred to, including title references
Jeffrey Graham Howard Australia and New Zealand Banking Group Limited A.C.N. 005 357 522 Shire of Derby / West Kimberley	Lot 831 on Deposited Plan 182577, being the whole of the land contained in Certificate of Title Volume 1512 Folio 613, with street address 14 Baobab Street, Derby WA 6728.

MINERALS AND PETROLEUM

MP401

PETROLEUM PIPELINES ACT 1969

Section 15

NOTICE OF VARIATION STP-PLV-0149

Petroleum Pipeline Licence PL 40

Petroleum Pipeline Licence PL 40 held by DBNGP (WA) Nominees Pty Limited has, by instrument of variation STP-PLV-0149, been varied with effect on 08 April 2025.

JACINTA SMITH, Tenure Officer, Resource Tenure Division,
Department of Energy, Mines, Industry Regulation and Safety.

MP402

MINING ACT 1978

NOTICE OF FORFEITURE

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

I hereby declare in accordance with the provisions of sections 96A and 97 of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for failure to comply with statutory requirements being failure to lodge the annual Form 5 Operations Report.

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

TYLER SUJDOVIC, Executive Director,
Resource and Environmental Compliance Division.

Tenement	Holder	Mineral Field
	<i>Exploration Licence</i>	
E28/2579	Millward, John Stephen Bladon	North East Coolgardie

MP403

MINING ACT 1978

NOTICE OF FORFEITURE

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

I hereby declare in accordance with the provisions of sections 96A and 97 of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for failure to comply with statutory requirements being failure to pay annual rent.

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

TYLER SUJDOVIC, Executive Director,
Resource and Environmental Compliance Division.

Tenement	Holder	Mineral Field
	<i>Exploration Licence</i>	
E29/1040	State Resources Pty Ltd	North Coolgardie
E52/4175	Wavecrest Investments Pty Ltd	Peak Hill

MP404

MINING ACT 1978
RESTORATION OF MINING LEASES

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

In accordance with the provisions of section 97A of the *Mining Act 1978*, I hereby cancel the forfeiture of the undermentioned Mining Leases previously forfeited for failure to comply with statutory requirements being late lodgement of the annual Form 5 Operations Report and failure to pay penalty imposed in lieu of forfeiture and restore the Mining Leases to the former holders.

Hon. DAVID MICHAEL, MLA, Minister for Mines and Petroleum.

Mining Lease	Tenement Holder	Mineral Field
M36/19	Clive Patrick Palmer Gavin Arthur Palmer Frances Marie Palmer Joanne Lee Hann	East Murchison
M36/20	Clive Patrick Palmer Gavin Arthur Palmer Frances Marie Palmer Joanne Lee Hann	East Murchison

MP405

MINING ACT 1978
NOTICE OF INTENTION TO FORFEIT

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

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 23 April 2025 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.

Number	Holder	Mineral Field
	<i>Exploration Licence</i>	
E 08/3449	Vytas Mining Pty Ltd	Ashburton
E 58/582	Short, Clinton George	Murchison
E 63/1893	Western Australia Energy Resources Limited	Dundas
E 70/5668	PieCo Metals Pty Ltd	South West
	<i>Mining Lease</i>	
M 04/472	Selten, Peter Ernest	West Kimberley
M 15/793	Scorpion Mining Pty Ltd	Coolgardie
M 15/1385	Bell, Colin Andrew	Coolgardie
M 29/433	Melrose Resources Pty Ltd	North Coolgardie

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Armadale
Town Planning Scheme No. 4 Amendment No. 104

File: TPS/2441

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 abovementioned amendment to the City of Armadale Town Planning Scheme No. 4 on 25 March 2025 for the purpose of—

1. Amending the boundary of Town Planning Scheme No. 4 to include in its entirety, Lot 5072 Atlantic Road, Hilbert and Lots 4788 and 5001 Rowley Road, Hilbert; and
2. Amending the Scheme Map to zone Lot 5072 Atlantic Road, Hilbert and Lot 5001 Rowley Road, Hilbert to ‘Urban Development’.

R. BUTTERFIELD, Mayor.
J. ABBISS, Chief Executive Officer.

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Swan
Local Planning Scheme No. 17 Amendment No. 222

File: TPS/3145

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 abovementioned amendment to the City of Swan Local Planning Scheme No. 17 on 1 April 2025 for the purpose of—

- a. Insert new Additional Use provisions into Schedule No. 2—Additional Uses of Local Planning Scheme No. 17 for Lot 463 (No. 108) Swan Street, Guildford as follows—

No.	Description of Land	Additional Use	Conditions
111	Lot 463 (No108) Swan Street Guildford.	‘D’ - Dwelling	The Additional Use of Dwelling is limited to the upstairs portion of the existing building located at Lot 463 (No. 108) Swan Street, Guildford.

T. RICHARDSON, Mayor.
S. CAIN, Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Swan
Local Planning Scheme No. 17 Amendment No. 219

File: TPS/3044

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 abovementioned amendment to the City of Swan Local Planning Scheme No. 17 on 2 April 2025 for the purpose of—

- a. Replace the current ‘Period of Operation’ in Schedule 13—Development Contribution Area No. 1—Brabham (DCA 1) with the following:

Period of Operation	This Development Contribution Plan (DCP) shall retain its force and effect until the completion of the development of all en-globo landholdings within the Development Contribution Area (DCA) and shall operate for a period of twenty years from April 4, 2014, after which the DCP will be reviewed and if necessary, amended or replaced.
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T. RICHARDSON, Mayor.
S. CAIN, Chief Executive Officer.

PL404

PLANNING AND DEVELOPMENT ACT 2005
APPROVED DISTRICT PLANNING SCHEME AMENDMENT
City of Wanneroo
District Planning Scheme No. 2 Amendment No. 225

File: TPS/3216

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 abovementioned amendment to the City of Wanneroo District Planning Scheme No. 2 on 1 April 2025 for the purpose of—

Amending Schedule 14, Clause 1.6.4(a) of the City of Wanneroo's District Planning Scheme No. 2 (DPS2) to change the word 'Council' to 'Local Government'.

L. AITKEN, Mayor.
B. PARKER, Chief Executive Officer.

PL405

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MINOR AMENDMENT 1395/57
Rationalisation of Midland Brick Landholdings
Call for Public Submissions

RLS/1013

The Western Australian Planning Commission (WAPC) is seeking public comment on a proposal to amend the Metropolitan Region Scheme (MRS) for land in the City of Swan.

The amendment proposes to transfer approximately 23.7 ha of land in Middle Swan from the Rural and Industrial zones to the Urban zone and Regional Open Space reserve in the Metropolitan Region Scheme (MRS).

Rationalisation of Bush Forever Site 302 (addition of 0.14 ha, and removal of 0.14 ha) is also proposed.

The amendment defines the boundary between the Urban zone and the new Regional Open Space reservation for the Swan River foreshore. The proposed Urban zoning will allow for primarily residential subdivision following a local scheme amendment, detailed structure planning and subdivision approval.

The proposed amendment is to be progressed as a minor region scheme amendment under the former section 57 of the *Planning and Development Act 2005* (the Act) as it does not constitute a substantial alteration to the region scheme and is generally consistent with the State and Strategic Planning Framework.

Submissions

The WAPC invites people to comment on this proposed amendment to the MRS.

The amendment is being advertised for public submissions for a minimum of 60 days from Friday 11 April 2025 until Friday 13 June 2025.

The amendment report and plans showing the proposed changes are available for public inspection [online](#).

Online submissions are encouraged via <https://haveyoursay.dplh.wa.gov.au/>.

However written submissions commenting on the amendment can be emailed to RegionPlanningSchemes@dplh.wa.gov.au or by post to: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001.

Submissions close **13 June 2025**. Late submissions may not be considered.

Ms SAM BOUCHER, Secretary, Western Australian Planning Commission.

PL406

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Augusta-Margaret River
 Local Planning Scheme No. 1 Amendment No. 80

File: TPS/3102

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 abovementioned amendment to the Shire of Augusta-Margaret River Local Planning Scheme No. 1 on 26 March 2025 for the purpose of—

1. Introducing the following uses into the 'Restricted Use' column and adding a specific condition relating to retail activity and Caretaker's Dwelling size in the 'Conditions' column pertaining to RU 17A, under Schedule 3 of the Scheme Text—

No.	Description of Land	Restricted Use	Conditions
RU 17A		Farm Supply Centre (D) Landscape Supplies (D) Motor Vehicle, Boat, Caravan Sales (A) Motor Vehicle Repair (D) Plant Nursery (D) Service Station (D) Caretaker's Dwelling (A)	Retail activity is limited to that which is incidental to the predominant land use occurring on the site. The maximum Caretaker's Dwelling size shall be 150m ² .

2. Modifying the symbols in the RU 17A column in Schedule 3 of the Scheme Text for the following use classes—
 - (a) Storage—(D) to be deleted and replaced with (P)
 - (b) Warehouse—(D) to be deleted and replaced with (P)
3. Deleting 'Warehouse (P)' from the RU 17B list of uses in Schedule 3 of the Scheme Text.
4. Insert the following in the Restricted Use column for RU17B—
Uses permitted in RU17A with the exception of Caretaker's Dwelling.
5. Insert the following condition in the conditions column for RU17B and RU17C.
Retail activity is limited to that which is incidental to the predominant land use occurring on the site.

J. MELDRUM, President.
 S. ADDISON-BROWN, Chief Executive Officer.

PREMIER AND CABINET

PR401

INTERPRETATION ACT 1984
MINISTERIAL ACTING ARRANGEMENTS

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

Hon R. R. Whitby MLA to act temporarily in the office of Minister for Emergency Services; Corrective Services; Defence Industries; Veterans; Racing and Gaming in the absence of the Hon P. Papalia MLA for the period 31 March to 7 April 2025 (both dates inclusive).

R. SELLERS, A/Director General, Department of the Premier and Cabinet.

PR402**INTERPRETATION ACT 1984**
MINISTERIAL ACTING ARRANGEMENTS

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

Hon S. F. McGurk MLA to act temporarily in the office of Minister for Child Protection; Prevention of Family and Domestic Violence; Minister Assisting the Minister for Transport; Peel in the absence of the Hon J. Stojkovski MLA for the period 19 to 26 April 2025 (both dates inclusive).

R. SELLERS, A/Director General, Department of the Premier and Cabinet.

PR403**INTERPRETATION ACT 1984**
MINISTERIAL ACTING ARRANGEMENTS

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

Hon R. Saffioti MLA to act temporarily in the office of Minister for Planning and Lands; Housing and Works; Health Infrastructure in the absence of the Hon J. N. Carey MLA for the period 2 to 13 May 2025 (both dates inclusive).

R. SELLERS, A/Director General, Department of the Premier and Cabinet.

PR404**INTERPRETATION ACT 1984**
MINISTERIAL ACTING ARRANGEMENTS

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

Hon S. N. Dawson MLC to act temporarily in the office of Minister for Agriculture and Food; Fisheries; Forestry; Small Business; Mid West in the absence of the Hon J. Jarvis MLC for the period 2 to 15 June 2025 (both dates inclusive).

R. SELLERS, A/Director General, Department of the Premier and Cabinet.

PUBLIC NOTICES

ZZ401**TRUSTEES ACT 1962**
DECEASED ESTATES**Notice to Creditors and Claimants**

Notice to creditors and claimants and other persons having claims in respect of the Estate of Edith Evelyn Millicent Congrene, late of 11 Sutton Way West Busselton Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the deceased who died on 21 May 2023, at Busselton Hospital Mill Road West Busselton Western Australia, aforesaid are required by Bryanne Elizabeth Congrene, Rosalynd Mary Congrene and Steven Phan, the Executors, C/O- Coombs Legal of Level 2 Building C 355 Scarborough Beach Road Osborne Park Western Australia 6017, to send particulars of their claims to the Executors by 23 May 2025 after which date the Executors may convey or distribute assets having regard only to the claims of which the Executors then has notice. After such time the Executors shall not, as respects the property so administered or distributed, be liable to any person of whose claim the Executors has not had notice at the time of the administration or distribution.

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

Notice to Creditors and Claimants

Frederick William Forslund, late of 36 Dawson Terrace, Augusta, 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 18th April 2024, are required by the Executor, Mark Adrian McAuliffe of c/- Peter May McAuliffe Legal, to deliver particulars of their claims to Peter May McAuliffe Legal, PO Box 72, Busselton, Western Australia within one (1) 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.

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

Notice to Creditors and Claimants

Harry Joseph Stead, late of Beltana Road, Coomalbidgup, Western Australia, Student, 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 26/12/2023, are required by the Administrator, Susanne Stead, of PO Box 166, Esperance WA 6450, Tel: 0488792098, to send particulars of their claims to her within ONE (1) 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 she then has notice.

SUSANNE STEAD, Administrator.

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

Notice to Creditors and Claimants

In the matter of the Estate of Mavis June Downie late of 70 Colonial Boulevard, Baldivis in Western Australia, Machinist, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 12 November 2024, are required by the Executor of care of Fort Knox Legal, PO Box 390, West Perth WA 6872, to send the particulars of their claims to Fort Knox Legal by one month from the publication of this notice after which date the Personal Representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

Notice to Creditors and Claimants

In the matter of the Estate of Eloise Maglizza late of 6 Naree Road, Wilson in Western Australia, Womens Advocate Counsellor, 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 31 October 2024, are required by the Executor of care of Fort Knox Legal, PO Box 390, West Perth WA 6872, to send the particulars of their claims to Fort Knox Legal by one month from the publication of this notice after which date the Personal Representative may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZZ406

TRUSTEES ACT 1962**DECEASED ESTATES****Notice to Creditors and Claimants**

In the estate of Gillian Margaret Reed late of Room 1 Balladong Gardens, 20 Redmile Street, York, Western Australia, Consulate Registrar, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* (WA) relates) in respect of the estate of the deceased, who died on 18 November 2024, are required by the executors, Christopher Osborn Reed of Unit 4, 103 The Strand, North Ward in the State of Queensland and Robert William Reed of 13 Harriott Street, York in the State of Western Australia to send particulars of their claims to them at HFM Legal, PO Box 1 Maddington, WA 6989 by the date being one month following the publication of this notice, after which date the Executors may convey or distribute the assets, having regard only to claims of which they then have notice.

ZZ407

TRUSTEES ACT 1962**DECEASED ESTATES****Notice to Creditors and Claimants**

Peter Malcolm Elliott late of 62 Digby Street, Gosnells, 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 19 February 2024, are required by the Administrator of the estate, Sarah Louise Elliott, of 8 Ross Street, Kewdale, Western Australia, to send particulars of their claim within one (1) month of 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 they then have notice.

ZZ408

TRUSTEES ACT 1962**DECEASED ESTATES****Notice to Creditors and Claimants**

Patricia Jean Lehman late of 61B Mallard Way, Cannington, 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 2 August 2024 are required by the executor being Richard Andrew Lehman to send particulars of their claim to 61B Mallard Way, Cannington, Western Australia, 6107 by no later than 1 month from publication of this notice, after which date the executor may convey or distribute the estates assets having regard only to the claims of which they then have notice.

ZZ409

TRUSTEES ACT 1962**DECEASED ESTATES****Notice to Creditors and Claimants**

Kerry Doyle Bateman, late of The Queenslea, 1 Shenton Road, Claremont, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* (WA) relates) in respect of the estate of the said deceased who died on 22 September 2024 are required by the Personal Representative, Dominic Bateman c/- Prime Law Pty Ltd Barristers and Solicitors, Suite 12, 443 Albany Highway, Victoria Park WA 6100 to send particulars of their claims to them by Wednesday, 14 May 2025 after which date the Personal Representative may convey or distribute the assets having regard only to the claims of which they then have notice.

Dated this 9th day of April 2025.

CARMELO PRIMERANO c/- Prime Law Pty Ltd Barristers and Solicitors,
Suite 12, 443 Albany Highway, Victoria Park WA 6100.

ZZ410

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 12 May 2025 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bower, Anne Marjorie, late of 5 Allen Court, Bentley, who died on 9 February 2025 (DE33058574 EM56).

Collins, Lionel Raymond, late of 48 Stennett Street, Gosnells, who died on 1 February 2025 (DE19550657 EM313).

Cook, Veronica, late of Unit 75, 140 Teranca Road, Greenfields, who died on 24 December 2024 (DE33013802 EM52).

Dunwoodie, Hellen Manuella, late of 144 Fifth Avenue, Kendenup, who died on 21 November 2024 (DE19740702 EM26).

Hackett, Michael John William, formerly of 111 Jacaranda Drive, Ballajura, late of River Pines Village, House 11, 25-27 Parkhill Way, Wilson, who died on 7 February 2025 (DE19903719 EM110).

Howarth, Rosemary, formerly of Unit 1, 15 Plantation Street, Menora, late of Aegis St Michael's, 53 Wasley Street, North Perth, who died on 13 January 2025 (DE33129858 EM24).

Jones, William Thomas, late of 243 Coode Street, Bedford, who died 6 January 2025 (DE19662197 EM52).

Newman, Kevin Maxwell, late of BaptistCare William Carey Court, 440-450 Bussell Highway, Broadwater, who died on 26 August 2024 (DE19931733 EM213).

Schmook, Andrew Lucas, late of Roshana Romily House, 19 Shenton Road, Claremont, who died on 10 October 2024 (PM30245859 EM54).

Williamson, James (also known as Jim Williamson), late of Regis Port Coogee, 72 Pantheon Avenue, North Coogee, who died on 26 February 2025 (DE20002809 EM55).

Wright, Lynette, late of Rosewood Aged Care West Perth, 67 Cleaver Street, West Perth, who died on 29 January 2025 (DE33179027 EM56).

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