

**WESTERN  
AUSTRALIAN  
GOVERNMENT  
Gazette**

955



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**CONTENTS**

**PART 1**

	Page
Local Government Act 1995—Shire of East Pilbara—Local Laws Relating to Firebreaks .....	957-8
Rules of Harness Racing 1999—Notice of Amendment.....	958
Water Services Coordination Act 1995—	
Controlled Areas (Cancellation of Certain Areas) Order 2000.....	958-9
Exmouth to Carnarvon Controlled Area (Water Supply and Sewerage Services) Order 2000.....	959-60

**PART 2**

Agriculture.....	961
Energy.....	961
Family and Children's Services .....	961-2
Health .....	962
Justice.....	962
Local Government .....	963
Main Roads.....	963-4
Planning.....	964-5
Public Notices .....	965-6
Transport .....	965

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JOHN A. STRIJK, Government Printer.

# — PART 1 —

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## LOCAL GOVERNMENT

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### LG301\*

#### LOCAL GOVERNMENT ACT 1995

##### *Shire of East Pilbara*

#### LOCAL LAWS RELATING TO FIREBREAKS

In pursuance of the powers conferred upon it by the above mentioned Act in the Council of the Shire of East Pilbara records having resolved 28th November, 1997 to make the following local laws—

1. These local laws may be cited as the *Shire of East Pilbara Firebreaks Local Laws 1997*.
2. In these by-laws unless the contrary intention appears “Council” means the Council of the Shire of East Pilbara, “District” means district of the Council and “Firebreak Period” means—
  - (a) where used in relation to townsite land, a period from and including 1 November in any year until and including 30 April in the following year; and
  - (b) where used in relation to other land, a period from and including 1 October in any year until and including 30 April in the following year.“Other Land” means land within the district that is not townsite land.  
“Townsite Land” means land within the district that is within the boundaries of a townsite (and for the purposes of this definition “townsite” has the meaning given it in section 6 (1) of the *Local Government Act 1995*).  
“Firebreak” means ground from which inflammable material has been removed and which no inflammable material is permitted during the firebreak period.  
“Inflammable Material” for the purpose of these local laws is to include dead grass and timber, boxes, cartons, paper and combustible material or rubbish but does not include green standing trees, grown bushes and plants in gardens or lawns.
3. Except to the extent that the requirements of these local laws are inconsistent with the notice referred to in section 33 (5d) of the *Bush Fires Act 1954* as amended, the owner of the land or occupier of the land in respect of which a firebreak is required by these local laws to be provided shall ensure that at all times during the firebreak period, firebreaks of the dimensions prescribed within these local laws are provided in respect of the land.
4. In the case of townsite land firebreaks shall be provided—
  - (a) Where the area of land is 2,024 square metres or less, all inflammable material on the land shall be removed from the whole of the land.
  - (b) Where the land exceeds 2,024 square metres in area, firebreaks at least 3 metres wide shall be cleared of all inflammable material immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land.
  - (c) To a width of at least 15 metres around any fuel dump or liquid fuel container.
5. In the case of other land except pastoralist leases firebreaks shall be provided—
  - (a) Firebreaks at least 3 metres in width within 100 metres of the perimeter of all buildings and or haystacks or groups of buildings and or haystacks in such manner as to completely encircle the buildings and or haystacks.
  - (b) Firebreaks of at least 3 metres wide immediately inside all boundaries contiguous with any Railway Reserve on which Railway traffic operates shall be the responsibility of the owner of the railway.
6. If it is considered impracticable or undesirable to provide fire breaks as required by these local laws the approval of Council or its duly authorised Officer must be obtained for any variations. Approval will only be granted up to and before 30 October in any year.

If permission is not granted by the Council or its duly authorised Officer then the owner/or occupier shall comply with the requirements of these local laws.

7. Failure to comply with these local laws shall be an offence and shall subject the offender to penalties prescribed in the *Bush Fires Act 1954* as amended.

Dated this 28th day of November 1997.

The Common Seal of the Shire of East Pilbara hereunto affixed by authority of a resolution of the Council in the presence of—

A. COCHRANE, Shire President.  
A. COOPER, A/Chief Executive Officer.

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## RACING, GAMING AND LIQUOR

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**RA301**

### RULES OF HARNESS RACING 1999

#### Notice of Amendment

Notice is hereby given that the Committee of the Western Australian Trotting Association at Gloucester Park, East Perth, on the 20 January 2000 resolved by majority of members of the Committee that the Rules of Harness Racing 1999 be amended as follows—

*Local Rule 256A—be inserted as follows;*

**LR256A Controlling Body—penalties**

*The Controlling Body may, at any time, whether or not an appeal has been brought before it, either increase, reduce or vary any penalty imposed at any time by the Stewards.*

*Footnote:*

*Notwithstanding anything in these rules, an appeal shall not be made to, or heard by the Controlling Body in respect or any determination or finding in relation to which an appeal is made to the Racing Penalties Appeal Tribunal—see section 15(1) Racing Penalties (Appeals) Act 1990.*

G. PAPADOPOULOS, President.

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## WATER

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**WA301\***

### Water Services Coordination Act 1995

## Controlled Areas (Cancellation of Certain Areas) Order 2000

Made by the Governor in Executive Council under section 11.

**1. Citation**

This order may be cited as the *Controlled Areas (Cancellation of Certain Areas) Order 2000*.

**2. Cancellation of Carnarvon Controlled Area (Sewerage Services)**

The status of the Carnarvon Controlled Area (Sewerage Services) as a controlled area is cancelled and the *Carnarvon Controlled Area (Sewerage Services) Order 1996\** is revoked.

[\* Published in Gazette 18 March 1996, p. 19.]

**3. Cancellation of Carnarvon Controlled Area (Water Supply Services)**

The status of the Carnarvon Controlled Area (Water Supply Services) as a controlled area is cancelled and the *Carnarvon Controlled Area (Water Supply Services) Order 1996\** is revoked.

[\* *Published in Gazette 18 March 1996, p. 20.*]

**4. Cancellation of Exmouth Controlled Area (Sewerage Services)**

The status of the Exmouth Controlled Area (Sewerage Services) as a controlled area is cancelled and the *Exmouth Controlled Area (Sewerage Services) Order 1996\** is revoked.

[\* *Published in Gazette 18 March 1996, p. 44.*]

**5. Cancellation of Exmouth Controlled Area (Water Supply Services)**

The status of the Exmouth Controlled Area (Water Supply Services) as a controlled area is cancelled and the *Exmouth Controlled Area (Water Supply Services) Order 1996\** is revoked.

[\* *Published in Gazette 18 March 1996, p. 45.*]

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

**WA302\***

Water Services Coordination Act 1995

## **Exmouth to Carnarvon Controlled Area (Water Supply and Sewerage Services) Order 2000**

Made by the Governor in Executive Council under section 11.

**1. Citation**

This order may be cited as the *Exmouth to Carnarvon Controlled Area (Water Supply and Sewerage Services) Order 2000*.

**2. Commencement**

This order comes into operation on the day on which the *Controlled Areas (Cancellation of Certain Areas) Order 2000* comes into operation.

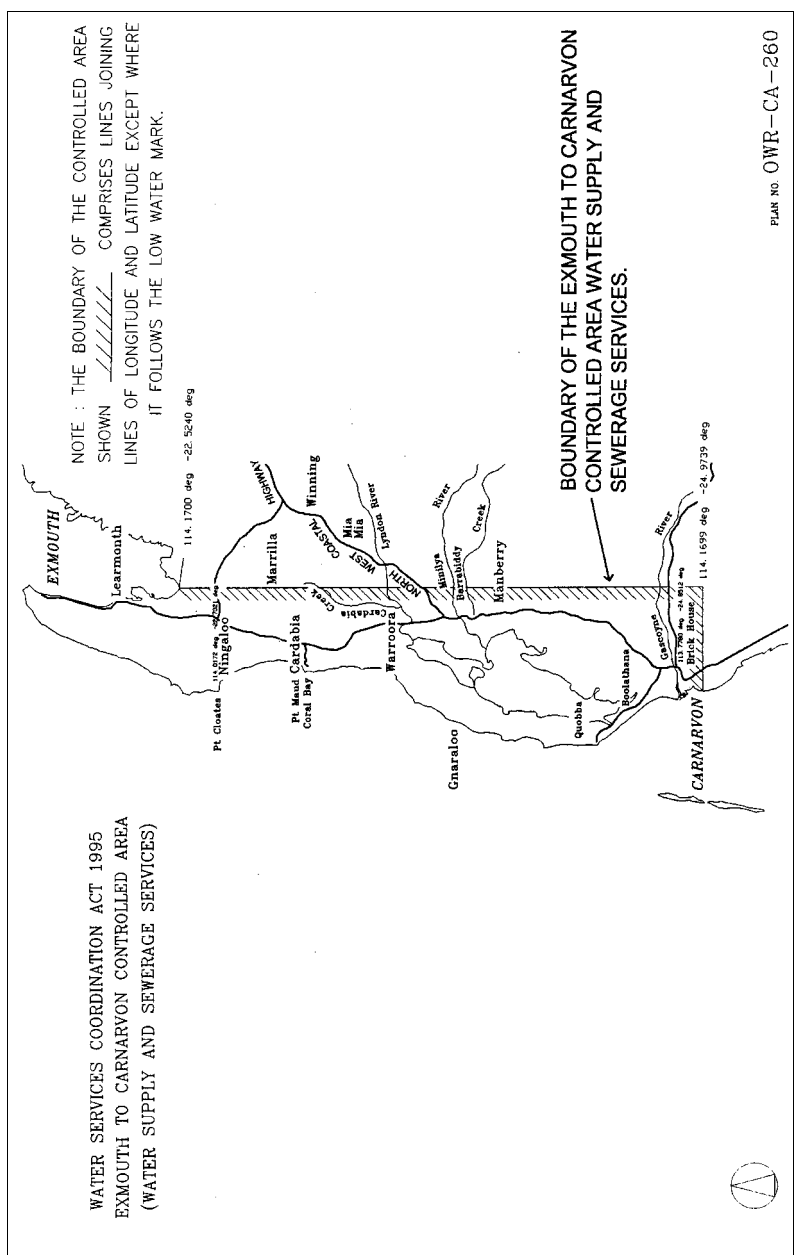
3. Area constituted

The area shown as being bordered by the outline //////////////// and by the Western Australian coastline (at low water mark) on the plan set out in Schedule 1 —

- (a) is constituted a controlled area (water supply and sewerage services); and
- (b) is to be called the Exmouth to Carnarvon Controlled Area (Water Supply and Sewerage Services).

**Schedule 1 — Plan of Exmouth to Carnarvon Controlled Area (Water Supply and Sewerage Services)**

[cl. 3]



By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

## — PART 2 —

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### AGRICULTURE

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**AG401\*****AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976**

Agriculture Protection Board,  
South Perth.

Acting pursuant to the powers granted by Section 35 and 36 of the Agriculture and Related Resources Protection Act 1976, the Agriculture Protection Board hereby—

- a) declares the following plants to be declared plants and assigns them to the categories listed below, that part of the State constituted as the Esperance Region under Section 13 of the Act—

<b>Species</b>	<b>Category</b>
Cape Tulip ( <i>Moraea flaccida</i> )( <i>Moraea miniata</i> ) .....	P1, P4
Cotton Bush ( <i>Gomphocarpus fruticosus</i> ) .....	P1, P4
Horehound ( <i>Marrubium vulgare</i> ) .....	P1, P4
Saffron Thistle ( <i>Carthamus lanatus</i> ) .....	P1, P4

- b) cancels the declaration of Geraldton Carnation Weed (*Euphorbia terracina*), in that part of the State constituted as the Esperance Region under Section 13 of the Act.

Dated 3 February 2000.

KERYL ENRIGHT, Chairman.

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### ENERGY

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**EG401****GAS STANDARDS ACT 1972**

It is hereby notified, in accordance with the provisions of section 8 of the Gas Standards Act 1972, that on 12 August 1999, I approved the minimum standard of the heating value of liquid petroleum gas to be distributed in the Town of Albany by Gas Corporation (trading as AlintaGas) shall be 89.0 megajoules per cubic metre at a temperature of fifteen (15) degrees Celsius and at a pressure of 101.325 kilopascals on and from the date of this notice.

COLIN J. BARNETT, Minister for Energy.

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### FAMILY AND CHILDREN'S SERVICES

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**FA401****ADOPTION ACT 1994**

I, June Van De Klashorst, Minister for Family and Children's Services issue the following person with a licence to act as a Contact and Mediation Agency under Section 105 and 106 of the Adoption Act 1994 and subject to the Adoption Regulations and Code of Practice 1995—

Geertruda Maria Matthea Rosenwald  
PO Box 92  
Mt Helena WA 6082

Dated this 7th day of February 2000.

JUNE VAN DE KLASHORST, Minister for  
Family and Children's Services.

**FA402****ADOPTION ACT 1994**

I, June Van De Klashorst, Minister for Family and Children's Services issue the following person with a licence to act as a Contact and Mediation Agency under Section 105 and 106 of the Adoption Act 1994 and subject to the Adoption Regulations and Code of Practice 1995—

Angela Jean Mercer  
3 Derby Road  
Subiaco WA 6008

Dated this 7th day of February 2000.

JUNE VAN DE KLASHORST, Minister for  
Family and Children's Services.

**FA403****ADOPTION ACT 1994**

I, June Van De Klashorst, Minister for Family and Children's Services issue the following person with a licence to act as a Contact and Mediation Agency under Section 105 and 106 of the Adoption Act 1994 and subject to the Adoption Regulations and Code of Practice 1995—

Norma Elizabeth Welsh  
58 Cranshaw Crescent  
Manning WA 6152

Dated this 7th day of February 2000.

JUNE VAN DE KLASHORST, Minister for  
Family and Children's Services.

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**HEALTH**

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**HE401****HEALTH LEGISLATION ADMINISTRATION ACT 1984  
HEALTH ACT 1911**

Health Department of WA,  
Perth, 14 February 2000.

99-06404

It is hereby notified for public information that the Hon Minister for Health has designated, under section 7 of the Health Legislation Administration Act 1984, Ms Melanie Giles as an Environmental Health Officer for the purpose of the Health Act 1911.

Dr VIVIENNE P. DAWES, delegate of Executive Director,  
Public Health.

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**JUSTICE**

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**JM401\*****CHARITABLE TRUSTS ACT 1962  
ORDER FOR VARIATION OF SCHEME**

TAKE NOTICE THAT on 20 December 1999, the Supreme Court of Western Australia approved an application by the University of Western Australia pursuant to section 15 of the Charitable Trusts Act 1962 to vary the scheme for the disposition and management of the funds subject to the trusts of the Estate of the Hon. Sir John Winthrop Hackett KC MG LL.D, Deceased.

The Court ordered that the Scheme approved by the orders of the Court dated 22 December 1926 as varied be further varied pursuant to section 15(d) of the Charitable Trusts Act 1962 by deleting clause 7(a) of the Scheme and substituting the following new clause 7(a)—

- “(a) to set aside a sum of \$20,000 to be known as the “Hackett Student Loan Fund” and the income thereof or such part or parts thereof as the Senate from time to time determines to be used to provide financial assistance to deserving and enrolled students of limited means by way of scholarships, bursaries, studentships, grants, loans or other financial assistance on such terms and conditions as the Senate may from time to time determine to enable such students to attend and commence or continue or complete their studies at the University of Western Australia or at any other University in Australia or elsewhere; and”.

PRINCIPAL REGISTRAR, Supreme Court of Western Australia.



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**LOCAL GOVERNMENT**

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**LG401\***

TOWN OF VICTORIA PARK  
ADOPTION OF LOCAL LAW  
Repeal Local Law 2000

The Town of Victoria Park has made a local law relating to the repeal of local laws. The purpose and effect of the law is to repeal those Local Laws that can be dealt with through other Legislation or Regulations.

A copy of Repeal Local Law 2000 may be inspected at or obtained from the Town of Victoria Park Administration Centre, 99 Shepperton Road, Victoria Park between the hours of 8 am to 5 pm Monday to Friday. The Local Law will come into operation on 31 March 2000.

JOHN BONKER, Chief Executive Officer.

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**LG402**

CITY OF MELVILLE  
Rangers

It is hereby noted for public information that—

MICHAEL PETER STARLING

Has been appointed from 14 February 2000 as an Authorised Officer of—

THE CITY OF MELVILLE

Pursuant to the following—

- (i) To exercise power under Part XX of the Local Government (Miscellaneous Provisions) Act 1960;
- (ii) Section 449 of the Local Government (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger
- (iii) Part 9 Division 2 of the Local Government Act 1995;
- (iv) Section 9.13, 9.15 of the Local Government Act 1995 as an Authorised Person
- (v) Part 3 Subdivision 4 of the Local Government Act 1995;
- (vi) Section 3.39 of the Local Government Act 1995 as an Authorised Person

And as an Authorised Person pursuant to the following—

Dog Act 1976 for the purposes of

— registering;

— seizing, impounding, detaining and destroying of dogs; Section 33E(1) Dog Act as an Authorised Person

Control of Vehicles (Off Road Area) Act 1978

Litter Act 1979

Bush Fires Act 1954

and effecting general ranger duties within the district.

JOHN McNALLY, Chief Executive Officer.

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**MAIN ROADS**

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**MA401\***

**PUBLIC WORKS ACT 1902**  
INSTRUMENT OF DELEGATION

I, Murray John Criddle MLC, the Minister of the Crown for the time being administering the Government Railways Act 1904, acting in accordance with section 5A of the Public Works Act 1902, hereby delegate to the Minister for Transport, being the Minister for the time being administering the Main Roads Act 1930, my powers and duties under Part VI of the Public Works Act 1902 with respect to all railway works associated with or ancillary to the Kwinana Freeway Interchanges and Extension Project, limited however to such extent as shall be reasonably necessary for the proper performance of the obligations of the Commissioner of Main Roads contained in an agreement which the Commissioner of Main Roads (subject to this delegation and the sub-delegation of those powers to him by the Minister for Transport under section 5B of the Public Works Act 1902) proposes to enter into with the Western Australian Government Railways Commission in respect of the said railway works.

Dated the 16th day of February 2000.

MURRAY CRIDDLE, Minister for Transport.

**MA402\*****PUBLIC WORKS ACT 1902****INSTRUMENT OF SUB-DELEGATION**

I, Murray John Criddle MLC, the Minister for Transport, being the Minister of the Crown for the time being administering the Main Roads Act 1930, acting in accordance with Section 5B of the Public Works Act 1902, hereby sub-delegate to the Commissioner of Main Roads, appointed under the Main Roads Act 1930, the powers and duties of the Minister for Western Australian Government Railways under Part VI of the Public Works Act 1902 with respect to all railway works associated with or ancillary to the Kwinana Freeway Interchanges and Extension Project, limited however to such extent as shall be reasonably necessary for the proper performance of the obligations of the Commissioner of Main Roads contained in an agreement which the Commissioner of Main Roads proposes (subject to this sub-delegation) to enter into with the Western Australian Government Railways Commission in respect of the said railway works.

MURRAY CRIDDLE, Minister for Transport.

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**PLANNING**


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**PD401\*****TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT***SHIRE OF SWAN***TOWN PLANNING SCHEME NO 9—AMENDMENT NO 343**

Ref: 853/2/21/10 Pt 343

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of Swan Town Planning Scheme Amendment on 15 February 2000 for the purpose of amending the Scheme Map by rezoning Lot 54 Great Eastern Highway, South Guildford from Residential Development to Highway Service.

C. M. GREGORINI, President.  
E. W. LUMSDEN, Chief Executive Officer.

**PD501\***

**WESTERN AUSTRALIAN PLANNING COMMISSION**  
**METROPOLITAN REGION SCHEME (SECTION 33) AMENDMENT**  
**SOUTH FREMANTLE / HAMILTON HILL**  
**CALL FOR PUBLIC SUBMISSIONS**

Amendment No: 1008/33

File No: 809-2-1-61

The Western Australian Planning Commission intends to amend the Metropolitan Region Scheme for land at Hamilton Hill in the Cities of Cockburn and Fremantle, and is seeking public comment.

**Purpose**

The amendment will rezone the land from the Industrial Zone and Railways Reservation to the Urban Zone and Parks and Recreation reservation, as detailed in the Commission's *Amendment Report*.

The proposed Urban zone allows for a variety of land uses, the detail of which will be determined under the District Zoning Schemes of the Cities of Cockburn and Fremantle. These local scheme amendments will also have public submission periods.

**Environmental Review**

The Environmental Protection Authority required the Amendment be formally assessed by way of an environmental review. An environmental review has been prepared by the Commission to examine the potential environmental impacts if the amendment is implemented, and puts forward proposed environmental management measures.

The *Environmental Review Report* is being advertised concurrently with the Metropolitan Region Scheme amendment so that environmental matters related to the Amendment can be commented on.

In addition to the official display centres shown below, the environmental review document along with the Commission's *Amendment Report* can be examined at the public libraries of Fremantle, Coolbellup and Spearwood, and the Library Information Centre of the Department of Environmental Protection, 8<sup>th</sup> floor, Westralia Square, 141 St Georges Terrace, Perth.

**Procedure**

The procedure for amending the Scheme, as set out in section 33 of the Metropolitan Region Town Planning Scheme Act, is to be used to advertise this proposal. Public submissions are invited and the Amendment will eventually be put to Parliament for final approval.

Copies of the amending plan and detail plan showing the proposed changes to the zones and reservations of the Scheme, the Commission's *Amendment Report* and the *Environmental Review Report*, will be available for public inspection from Monday 21 February 2000 to Friday 26 May 2000 at each of the following places—

- |   |  |
|---|--|
| <ul style="list-style-type: none"><li>• Ministry for Planning<br/>1<sup>st</sup> Floor<br/><i>Albert Facey House</i><br/>469 Wellington Street<br/>Perth</li><li>• J S Battye Library<br/>Alexander Library Building<br/>Francis Street<br/>Northbridge</li></ul> | <p>Council Offices of the municipalities of—</p> <ul style="list-style-type: none"><li>• City of Cockburn</li><li>• City of Fremantle</li><li>• City of Perth</li><li>• Town of East Fremantle</li></ul> |
|---|--|

Any person who desires to make a submission supporting, objecting to, or providing comment on any provisions of the proposed amendment should do so on the Form 6A. This submission form is available on request from the display locations and is also contained in the explanatory *Amendment Report*.

Submissions must be lodged with the—

Secretary  
Western Australian Planning Commission  
469 Wellington Street  
Perth WA 6000

on or before 5.00 pm Friday 26 May 2000. Late submissions will not be considered.

PETER MELBIN, Secretary,  
Western Australian Planning Commission.

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**TRANSPORT**

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**TR401****PORT AUTHORITIES ACT 1999**

Office of the Minister for Transport,  
Perth.

It is hereby notified for general information that the Minister for Transport has approved—

- the appointment of Ms Tonia Swetman as a Director of the Dampier Port Authority for a term to expire on 31 December 2000; and
- the reappointment of Mr Graeme Rowley as a Director of the Dampier Port Authority for a term to expire on 31 December 2002; and
- the reappointment of Mr Wayne Stewart as Chairperson of the Dampier Port Authority for a term to expire on 31 December 2002.

These appointments are in accordance with Sections 7-10 of the Port Authorities Act 1999.

MURRAY CRIDDLE, Minister for Transport.

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**PUBLIC NOTICES**

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**ZZ201****TRUSTEES ACT 1962**

In the matter of Thomas Male, late of Unit 1, 9 Princes Road, Cottesloe in the State of Western Australia, Retired Accountant, deceased.

Creditors and other persons who have claims (to which section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovementioned deceased who died on the 28th day of October 1999 at Lot 62 Orange Springs Road, Regans Ford, Gingin in the State of Western Australia are required by the Executor of his estate, Robert Male of Unit 1, 9 Princes Street, Cottesloe in the State of Western

Australia, to send particulars of their claims to him at the address hereunder by the 20th March 2000 after which date the Executor may convey or distribute the assets, having regard only to the claims of which he has notice.

Dated the 17th day of February 2000.

BOSTOCK & RYAN, Solicitors for the Executor,  
4th Floor, 172 St George's Terrace, Perth WA 6000.

**ZZ202**

**TRUSTEES ACT 1962**

Claims against the estate of Garnet George Stacey, late of Bethel Hostel, Bethel Way, Albany, Western Australia should be lodged with the Executors, c/- P.O. Box 485, Albany, W.A. before 14 March 2000 after which date the assets will be distributed having regard only to the claims received.

HAYNES ROBINSON.

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WESTERN AUSTRALIA

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