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Gazette**



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- Easter and Christmas holidays cause disruption each year.
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Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

— PART 1 —

PROCLAMATIONS

AA101*

ACTS AMENDMENT (STUDENT GUILDS AND ASSOCIATIONS) ACT 2002 44 of 2002

PROCLAMATION

WESTERN AUSTRALIA
John Sanderson,
Governor.
[L.S.]

} By His Excellency Lieutenant General John Murray
Sanderson, Companion of the Order of Australia,
Governor of the State of Western Australia.

I, the Governor, acting under section 2 of the *Acts Amendment (Student Guilds and Associations) Act 2002*, and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 21 January 2003.

By Command of the Governor,

A. J. CARPENTER, Minister for Education.

GOD SAVE THE QUEEN !

AGRICULTURE

AG301*

Plant Diseases Act 1914

Plant Diseases Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Plant Diseases Amendment Regulations 2003*.

2. The regulations amended

The amendments in these regulations are to the *Plant Diseases Regulations 1989**.

[* Reprinted as at 20 September 2002.]

3. Regulation 17A amended

(1) Regulation 17A(1) is amended as follows:

- (a) in the definition of “Perth Statistical Division” by deleting the full stop and instead inserting a semicolon;
- (b) after the definition of “Perth Statistical Division” by inserting the following definition —

“

“potato growing region” means —

- (a) the Shires of Gingin, Jerramungup and Ravensthorpe; and
- (b) that portion of the State described in Schedule 1 Part B condition 14(3)(b).

”.

(2) After regulation 17A(6) the following subregulation is inserted —

“

- (7) A person who takes imported potatoes into —
- (a) the Shire of Gingin, Jerramungup or Ravensthorpe; or
 - (b) that portion of the State described in Schedule 1 Part B condition 14(3)(b),

commits an offence.

”.

4. Regulation 17AA inserted

After regulation 17A the following regulation is inserted —

“

17AA. Potatoes — Shire of Esperance

(1) In this regulation —

“Perth Statistical Division” has the same meaning as it has in regulation 17A(1)(b).

- (2) A person who takes potatoes from another part of the State into the Shire of Esperance other than —
- (a) minitubers, tissue cultured or plantlets or potatoes, other than potatoes referred to in paragraph (b), that are grown under conditions approved by the Director General; or
 - (b) ware potatoes grown in this State other than those grown in the Perth Statistical Division,

commits an offence.

(3) A person who takes into the Shire of Esperance —

- (a) machinery, farm equipment, bulk bins or containers, other than bags, that have been used

in relation to potatoes or that have been on a property on which potatoes are or have been grown; or

- (b) a vehicle used to transport livestock that has been on a property on which potatoes are or have been grown,

unless accompanied by a certificate issued by an inspector that it is free from plant material and soil commits an offence.

- (4) A person who takes bags —
 - (a) that have been used in relation to potatoes; or
 - (b) that have been on a property on which potatoes are or have been grown,

into the Shire of Esperance commits an offence.

”

5. **Schedule 1 amended**

Schedule 1 Part B condition 14(3)(a) and “and” after it are deleted and the following is inserted instead —

“

- (a) the Shires of Esperance, Gingin, Jerramungup and Ravensthorpe; and

”

By Command of the Governor,

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

— PART 2 —

AGRICULTURE

AG401*

PLANT DISEASES ACT 1914 APPOINTMENTS

Department of Agriculture,
South Perth WA 6151.

I, the undersigned Minister for Agriculture, Forestry and Fisheries, being the Minister responsible for the administration of the Plant Diseases Act 1914, hereby appoint the following Department of Agriculture officers as Authorised Inspectors pursuant to Section 7A of the said Act to carry out all the functions authorized to be performed by an Inspector under the said Act and its Regulations.

Brayley, Deborah Rae
Burrows, Adam Rodney
Cook, David Francis
Foster, Jennifer Lee-Anne
Green, Elizabeth
Harper, Malcolm Harcourt
Iles, John
Martin, Fiona

KIM CHANCE, MLC, Minister for Agriculture, Forestry and Fisheries.

AG402*

SOIL AND LAND CONSERVATION ACT 1945 APPOINTMENTS

Department of Agriculture,
South Perth WA 6151.

I, the undersigned Minister for Agriculture, Forestry and Fisheries, being the Minister responsible for the administration of the Soil and Land Conservation Act 1945, hereby certify the following Department of Agriculture officers to be authorised under Sections 8 and 21 of the said Act to enter on any land, in relation to the power conferred by the Act, and make such surveys, place such marks and carry out such investigations thereon as they may deem necessary.

Burrows, Adam Rodney
Harper, Malcolm Harcourt

KIM CHANCE, MLC, Minister for Agriculture, Forestry and Fisheries.

CONSUMER AND EMPLOYMENT PROTECTION

CE401

ASSOCIATIONS INCORPORATION ACT (1987) SECTION 35

Rockingham-Mandurah Tenpin Bowling Association
The South West Law Society Inc

Notice is hereby given that the incorporation of the above-named associations has been cancelled as from the date of this notice.

Dated the 21st day of January 2003.

PATRICK WALKER, Commissioner for Fair Trading.

CE402

COMPANIES (CO-OPERATIVE) ACT 1943
(SECTION 296(3))

Notice is hereby given that at the expiration of three months from the date hereof, the name of the undermentioned Co-operative Company will, unless cause is shown to the contrary, be struck off the register and the company will be dissolved.

Emu Marketing Co-operative (Western Australia) Limited.

Dated this 17th day of January 2003.

DENIS M. BLAKEWAY, Delegate of the Registrar,
(the Commissioner for Corporate Affairs in
Western Australia).

EDUCATION

ED401

EDITH COWAN UNIVERSITY ACT 1984

It is hereby notified that the Governor in Executive Council, acting under the provisions of Section 27 of the *Edith Cowan University Act 1984*, has approved Amending Statute No. 2 of 2002 as set out in the attached schedule.

ALAN CARPENTER MLA, Minister for Education.

EDITH COWAN UNIVERSITY ACT 1984

Edith Cowan University

Amending Statute No. 2 of 2002

The University Statutes are hereby amended as follows—

1. This Amending Statute comes into operation on the day on which the *Acts Amendment (Student Guilds and Associations) Act 2002* comes into operation.
2. Statute No. 29 Amenities and Services Fee as set out in the attached Schedule A is hereby enacted.
3. Statute No. 11 Student Guild is amended in sections 1, 3, 4, 6, 7, 8, 9 and 15 as set out in the attached Schedule B.

The Common Seal of the Edith Cowan University was hereto affixed by authority of a resolution of the Council of the University in the presence of—

ROBERT NICHOLSON, Chancellor.
DAVID EARL, Authorised Sealing Officer.

Dated this 6th day of December 2002.

Approved by His Excellency the Governor in Executive Council—

M. C. WAUCHOPE, Clerk of the Council.

Schedule A

Edith Cowan University
Statute No. 29 Amenities and Services Fee

1. Definitions

In this Statute—

“**Act**” means the *Edith Cowan University Act 1984* as may be amended from time to time.

“**Allocation Agreement**” has the meaning given this term by sub-section 5(7) of this Statute.

“**Australian university**” means an education institution that is established or recognised as a university under an Act of this State or under an Act of the Commonwealth, another State or a Territory.

“**Committee**” means the Fees Allocation Committee, established by section 5 of this Statute.

“**Entity**” has the meaning given to this term by the Rules.

“**Fee**” or “**Fees**” means the amenities and services fee payable by enrolled students pursuant to section 41A of the Act (inclusive of GST if GST is imposed on the Fee under the GST Act).

“**GST**” has the meaning given this term by the GST Act.

“**GST Act**” means *A New Tax System (Goods and Services Tax) Act 1999 (Cth)*.

“**international offshore students**” means students, other than citizens or permanent residents of Australia, enrolled in one or more units of study with the University while residing in a country other than Australia.

“**Rules**” means the Amenities and Services Fee Rules.

“**Student Guild**” means the Student Guild established by section 41 of the Act.

“**year**” means a calendar year.

2. Amenities and Services Fee

Each student, other than a student exempted under the provisions of sub-section 3(3), is required to pay the Fee.

3. Exemptions and Fee Levels

(1) The Council may specify in the Rules that certain classes of students are required to pay different levels of the Fee.

(2) Payment of the Fee does not confer membership of the Student Guild or any other student organisation upon a student.

(3) The following classes of students are exempt from liability to pay the Fee—

- (a) students undertaking a course of study not leading to the award of any degree, diploma or certificate of the University;
- (b) international offshore students; and
- (c) students who are enrolled in one or more units of study with the University but whose principal place of enrolment is another Australian university.

(4) On or before 1 June of each year, the Student Guild shall provide the Council with its recommendation of the appropriate amount of the Fee for the following year, together with a report setting out its reasons for making such recommendation.

(5) If the Student Guild fails to submit a recommendation and report to the Council in accordance with sub-section 3(4) by 30 June in any year, or such later date as the Council may notify in writing to the Student Guild, the Fee shall remain set at the amount(s) set in respect of the previous year.

4. Categories of Amenities and Services

(1) The broad categories of amenities and services within which the Fees collected may be expended are—

- (a) representation and advocacy services;
- (b) health and welfare services;
- (c) cultural activities;
- (d) social activities;
- (e) commercial activities;
- (f) sporting and recreational activities;
- (g) buildings, communications and information technology and other infrastructure;
- (h) investments and reserves;
- (i) other amenities and services to benefit the student community; and
- (j) costs associated with administering the provision of amenities and services to students and collecting the Fees.

(2) The categories of amenities and services specified in sub-section 4(1) may be varied, reduced or expanded by subsequent Statute made by the Council. Prior to making such a subsequent Statute, the Council must consult the Student Guild in respect of the proposed Statute.

(3) None of the Fees collected are to be expended by the Council or the Student Guild otherwise than in accordance with an Allocation Agreement.

5. Allocation of Fees

(1) A committee to be known as the “Fees Allocation Committee” shall be established to make recommendations to the Council and the Student Guild in respect of—

- (a) the appropriate allocation of the total amount of the Fees estimated to be collected in the following year to some or all of the broad categories of expenditure specified in sub-section 4(1); and
- (b) the proportion or amount of the Fees to be collected which should be paid by the Student Guild and/or the Council to any Entity.

(2) (a) The Committee shall comprise two members appointed by the Council, two members appointed by the Student Guild and an independent Chair elected by a majority of the members of the Committee from persons nominated by the Council and the Student Guild respectively.

- (b) In the event that a majority of the Committee is unable to elect a Chair, the Committee shall provide a report on the election, including the names of those nominated, to the Council and the Council shall elect the Chair.
 - (c) The Chair shall hold office for a term of 36 months and shall be eligible for re-election.
 - (d) Each of the other members of the Committee shall hold office for a term of 12 months and shall be eligible for reappointment.
- (3) Before finalising its recommendations, the Committee shall consult with each of the Entities and, in its discretion, one or more other groups which represent special student interests or provide advice on the provision of amenities and services to students, and the Entities and groups so consulted shall be specified in the Committee's recommendations.
- (4) The Committee may only make such recommendations as are approved unanimously by the Committee and, in the event that unanimity is not achieved in respect of the allocation of all of the Fees estimated to be collected in the following year, the Committee shall forward to the Council and the Student Guild a report detailing the recommendations which are unanimously made, the matters on which agreement has not been reached and the arguments presented by Committee members for and against the unresolved matters.
- (5) The Committee shall submit its recommendations and any report to be made under subsection 5(4) to both the Council and the Student Guild by 31 July of each year.
- (6) If the Fee allocation is not agreed in whole or in part by the Council and the Student Guild by 31 August of any year, the Committee may be requested in writing by either or both of the Council and the Student Guild to reconsider its recommendations and any matters in contention in whole or in part and to provide revised recommendations to the Council and the Student Guild on or before a specified date.
- (7) As soon as practicable following the Council and the Student Guild's receipt of the recommendations and any report from the Committee, and in any event no later than 30 September in each year, the Council and the Student Guild shall sign a document evidencing their agreement in respect of the allocation of the Fees estimated to be collected in the following year between any or all of the categories of amenities and services set out in section 4(1) ("**Allocation Agreement**").
- (8) In agreeing the terms of each Allocation Agreement, the Council and the Student Guild shall—
- (a) adopt all recommendations made by the Committee unless otherwise agreed between the Student Guild and the Council;
 - (b) give due consideration to all matters set out in any report made by the Committee under subsection 5(4) ("**Outstanding Matters**"); and
 - (c) use their best endeavours to agree a mutually satisfactory resolution of any Outstanding Matters.
- (9) Subject to this Statute, the Committee shall regulate its own proceedings.

6. Resolution of Disputes

- (1) If the Council and the Student Guild are unable to agree on any matter or matters to be included in an Allocation Agreement, the unresolved matter or matters shall be submitted to mediation in accordance with and subject to the "Mediation and Conciliation Rules" of The Institute of Arbitrators and Mediators Australia ("Mediation Rules").
- (2) Without limiting sub-section 6(1), the mediator shall be appointed by The Institute for Arbitrators and Mediators Australia in accordance with the Mediation Rules.
- (3) The Council shall appoint two persons and the Student Guild shall appoint two persons, none of whom are to be members of the Committee, to participate in the processes of mediation with the mediator appointed under sub-section 6(2).
- (4) At the conclusion of the mediation, all of the persons appointed under sub-section 6(3) shall report to both the Council and the Student Guild on the outcomes of that process.
- (5) Unless otherwise agreed by the Council and the Student Guild, the costs incurred in the resolution of any matter or matters referred to the mediator shall be borne equally by the Council and the Student Guild.

7. Non-Payment of Fees

- (1) Despite the provisions of section 2(1)(d) of Statute 22, a failure by a student to pay by the due date all or part of the Fee payable by that student under this Statute does not constitute a breach of obligation under the provisions of Statute 22.
- (2) If a student fails to pay by the due date all or part of the Fee payable by that student under this Statute, the University shall not—
- (a) give the relevant student official notification of his or her examination or other assessment results (except for notice of eligibility for supplementary or deferred examinations or assessment);
 - (b) confer a degree, diploma or certificate on the relevant student; nor
 - (c) permit the relevant student to re-enrol in a subsequent semester, until the outstanding Fee, or portion of the Fee, is paid in full.

8. Transitional Arrangements

Notwithstanding the other provisions of this Statute, the Council, after consultation with the Student Guild, may approve such arrangements as are required for the implementation of the relevant provisions of the *Acts Amendment (Student Guilds and Associations) Act 2002* in respect of the 2003 year.

Schedule B

**Edith Cowan University
Statute No. 11 Student Guild****1. Section 1 amended**

Section 1 is amended as follows—

- (a) by inserting after the definition of “absolute majority of Guild Senate” the following definition—
““Act” means the *Edith Cowan University Act 1984* as may be amended from time to time;”
- (b) in the definition of “Guild” by deleting “by section 2 of this Statute” and inserting instead “by section 41 of the Act”;
- (c) in the definition of “Guild Senate” by deleting “means the Senate” and inserting instead “or Senate means the senate”; and
- (d) by inserting after the definition of “Guild Rules” the following definition—
““Officer of the Guild” means a person elected to be an officer of the Guild under section 9 of this Statute.”

2. Section 3 amended

Section 3 is amended as follows—

- (a) by deleting “Senate” in line 1;
- (b) in subsection 3(d) by deleting “a recognised means of communication between its members and the University” and inserting instead “the recognised means of communication between its members and the Council in accordance with any Statutes the Council makes”; and
- (c) by inserting after the end of subsection 3(g) the word “and”.

3. Section 4 amended

Section 4 is amended as follows—

- (a) in subsection 4(d) by deleting “Student Society” and inserting instead “student society”;
- (b) in subsection 4(e)—
 - (i) by deleting “to” where it first appears; and
 - (ii) by deleting “the Guild President” and inserting instead “an Officer of the Guild”;
- (c) in subsections 4(f), (g), (h) and (j) by deleting “to” where it first appears in each case; and
- (d) in subsection 4(i) by—
 - (i) by deleting “to” where it first appears;
 - (ii) by deleting “Associate-membership” and inserting instead “associate membership”; and
 - (iii) by inserting after “Rules;” the word “and”.

4. Section 6 amended

Section 6 is amended by deleting subsections (a)-(e) and inserting instead the following subsections—

- “(a) Subject to the Act and the Statutes, an enrolled student of the University shall become a member of the Guild upon enrolment unless—
 - (i) at the time of enrolment that student elects not to become a member; or
 - (ii) the enrolled student is not eligible to be a member pursuant to this section 6.
- (b) The University must inform students at the time of their enrolment of the provisions of sub-section 6(a).
- (c) An enrolled student who becomes a member of the Guild under sub-section 6(a) may resign from membership at any time.
- (d) An enrolled student who resigns as a member of the Guild under sub-section 6(c) may be reinstated as a member upon his or her requesting reinstatement, provided that the student is not ineligible to be a member pursuant to this section 6.
- (e) Persons who are not enrolled students, other than persons admitted to associate membership pursuant to sub-section 4(i), shall not be eligible to be members of the Guild.
- (f) Members of the staff of the University who are not enrolled students shall be eligible to be associate-members of the Guild.”

5. Section 7 deleted

Section 7 is deleted.

6. Section 8 amended

Section 8 is amended as follows—

- (a) in subsection 8(b) by—
 - (i) deleting “relative” and inserting instead “relevant”; and
 - (ii) deleting “sub-sections (c) and (d)” and inserting instead “sub-sections 8(c) and (d)”;

- (b) by deleting subsection 8(c) and inserting instead the following subsection—
 “(c) An enrolled student (whether a member of the Guild or not) may vote in an election to fill a vacancy for an Officer of the Guild but an enrolled student may not be elected as an Officer of the Guild unless he or she is a member of the Guild.”;
- and
- (c) in subsection 8(d) by—
 (i) deleting “Guild Senate” and inserting instead “The Guild Senate”; and
 (ii) adding after “to the extent specified” the words “and not in a manner inconsistent with the Act, the Statutes or Guild Regulations”.

7. Section 9 amended

Section 9 is amended as follows—

- (a) by deleting the subsection number “(a)”; and
 (b) by deleting subsection (b).

8. Section 15 amended

Section 15 is amended as follows—

- (a) in subsection (b)—
 (i) by deleting “in the same manner as 14(d)(ii)” and inserting instead “in the manner set out in section 14(d)(ii)”; and
 (ii) by deleting “audited accounts of the income and expenditure of the Guild during that time” and inserting instead—
 “a balance sheet and a statement of income and expenditure in respect of that calendar year which has been audited by the Auditor in accordance with sub-section 15(h);”
- (b) in subsection (c).
 (i) by deleting “in the same manner as 14(d)(ii)” and inserting instead “in the manner set out in section 14(d)(ii)”; and
 (ii) by adding after “in the following year” the words—
 “and the confirmed budget shall be provided to the Council not later than 31 March in each year”;
- (c) in subsection (e) by deleting “sub-sections (b) and (c)” and inserting instead “sub-sections 15(b) and (c)”;
- (d) by deleting subsections (f) and (g) and inserting instead the following subsections—
 “(f) The Guild shall provide a quarterly report on the amount, nature and timing of its expenditure of the fees paid to it pursuant to Statute 29—Amenities and Services Fee to the Quality and Audit Committee of Council within 30 days of the end of each calendar quarter.
 (g) The Guild shall provide a quarterly report on its financial position, including an unaudited balance sheet and statement of income and expenditure for the relevant quarter, to the Executive Director (Finance and Administration) within 30 days of the end of each calendar quarter, who may refer such reports to the Resources Committee of Council.
- (h) An auditor, who shall be external to the University, a member of the Institute of Chartered Accountants of Australia or the Australian Society of Certified Practising Accountants and whose appointment has been approved by the Council, shall be appointed each year by the Senate (“Auditor”). The Auditor shall audit the balance sheet and statement of income and expenditure prepared by or on behalf of the Guild in respect of each calendar year and shall report to the Guild as follows—
 (i) that he or she has conducted the audit;
 (ii) whether or not the Auditor has obtained all the information and explanations he or she has required to conduct the audit;
 (iii) whether the Guild’s financial statements (including balance sheet and statement of income and expenditure) (“Statements”) are based on proper accounts and records;
 (iv) whether the Statements have been produced in accordance with the Guild’s accounts and records and show in the Auditor’s opinion a true and fair view of the financial position and transactions of the Guild; and
 (v) on such other matters arising out of the Statements as the Auditor considers should be reported to the members of the Guild.
- (i) A copy of the Auditor’s report prepared in accordance with sub-section 15(h), together with copies of the audited Statements, shall be provided by the Guild to the Council as soon as practicable following their adoption or consideration by the members of the Guild at a general meeting, but in any event no later than four months after the conclusion of the Guild’s financial year.”

ED402**MURDOCH UNIVERSITY ACT 1973**

It is hereby notified that the Governor in Executive Council, acting under the provisions of Section 25 of the *Murdoch University Act 1973*, has approved amendments to Statute No. 17—*Guild of Students* and Statute No. 22—*Fees* as set out in the attached schedule.

ALAN CARPENTER MLA, Minister for Education.

Schedule

Statute No. 17— Guild of Students

Make the following amendments—

- 2(2) delete “a recognised means of communication” and in its place insert “the recognised means of communication”.
- 4 delete, and in its place insert—
4. Membership
- (1) Subject to the provisions of the Act and the following provisions of this section, all students shall be eligible to be members of the Guild. Guild Regulations may make provision for associate membership for non-students.
- (2) Every student is automatically a member of the Guild unless he or she elects, at the time of enrolment, not to be a member, or subsequently resigns.
- (3) The University must not act in a way that may dissuade or discourage a student, or person seeking enrolment as a student, from being or becoming a member of the Guild.
- (4) A person shall cease to be a member of the Guild when he or she ceases to be a student or resigns as a member.
- (5) Except as provided in this Statute the terms and conditions of membership of the Guild shall be prescribed by Guild Regulation.
- (6) Students who are not members of the Guild are not eligible to vote in Guild elections or to hold an elective office of the Guild.
- 7(3) in the 2nd sentence, insert “Election” before “Regulations”, and delete all words after “Regulations”.
- 10 delete
- 11 renumber as 10
- 12 renumber as 11

Statute No. 22— Fees

Make the following amendments—

- 1 delete “may by Regulation” and in its place insert “by Regulation may”.
- 3 delete, and in its place insert—
- Amenities and Services Fee
3. (1) Every student, other than those exempt under the Fee Regulations, is required to pay the amenities and services fee, in accordance with s.20A of the Murdoch University Act.
- (2) The amount of the fee shall be determined by Senate after receiving a report and recommendation from the Guild of Students. In the absence of a report by the Guild by 15 September in any year, concerning the fees payable for the following year, Senate may determine the fee in any event, provided that if it does not do so, the fee shall remain unchanged for the following year.
- (3) The Senate may determine different fee levels for different classes of students.
- (4) The Senate shall pay to the Guild the amenities and services fees received from all students who are members of the Guild, or 51% of the total fees received, whichever is the greater.

insert—

- 4.(1) The fees may be used by the Guild for any or all of the following broad categories of amenities and services to benefit students—
- (a) representation,
- (b) advocacy,
- (c) student societies,
- (d) welfare, cultural, social, commercial, sporting and recreational activities,
- (e) other amenities and services (including capital investment and reserves) to benefit the student community,
- (f) any compulsory government taxes and charges associated with the fee,
- (g) other services and amenities consistent with the objects and powers of the Guild, and
- (h) the administrative costs of any or all of these activities and facilities and of collecting the fees.

- (2) A portion of the fees transferred to the Guild (in an amount agreed between the Guild Secretariat and the Senate) shall be applied by the Guild to capital works for student amenities and facilities, to be spent in accordance with a plan developed in consultation with the Vice Chancellor.
- (3) Any proposal to amend the broad categories of amenities and services listed in subsection (1) must have the approval of the Senate, after receiving a joint recommendation from the Vice Chancellor and the Guild President. If they are unable to agree on a joint recommendation, a recommendation shall be made by the Vice Chancellor (or nominee), Guild President (or nominee) and an independent chair chosen by mutual agreement of the other two persons (or, failing such agreement, a person appointed by the Institute of Arbitrators and Mediators Australia).
- (4) The part of the amenities and services fees not paid to the Guild is to be spent on student amenities and services in a manner agreed by Senate and the Guild. After inviting suggestions from those students who elect not to be Guild members, the Vice Chancellor shall present proposals for consideration at a meeting with the Guild President. That meeting shall make a recommendation to the Senate. If they are unable to agree on a joint recommendation, a recommendation shall be made by the Vice Chancellor (or nominee), Guild President (or nominee) and an independent chair chosen by mutual agreement of the other two persons (or, failing such agreement, a person appointed by the Institute of Arbitrators and Mediators Australia).
- 5.(1) The Guild of Students shall account to the University for the fees received, as follows—
- (a) the annual financial statements of the Guild shall be audited by an independent auditor external to the University, whose appointment requires prior Senate approval;
 - (b) a copy of the audited balance sheet and statement of income and expenditure of the Guild shall be provided to the Senate each year as soon as practicable after it has been adopted by the Guild, but in any event not later than four months after the conclusion of the Guild's financial year; and
 - (c) the Guild shall provide a report on its use of the fee to the Audit Committee of Senate at least quarterly.
- (2) The Guild shall provide a quarterly report on its finances to the University's Chief Finance Officer, who may refer it to the Resources Committee of Senate.

The proposed amendments of Statutes Nos. 17 and 22 as set out in the Schedule have been approved and ratified by an absolute majority of the members of the Senate in accordance with Section 25(1) of the Murdoch University Act 1973-85.

The Official Seal of Murdoch University was hereto affixed in accordance with Senate Resolution 63(1)/96.

JOHN YOVICH, Vice Chancellor.
ANDREW BAIN, University Secretary.

29 November 2002.

Approved by His Excellency the Governor in Executive Council—

M. C. WAUCHOPE, Clerk of the Council.

ED403

UNIVERSITY OF WESTERN AUSTRALIA ACT 1911

It is hereby notified that the Governor in Executive Council, acting under the provisions of Section 33 of the *University of Western Australia Act 1911*, has approved Amending Statute No. 3 of 2002 as set out in the attached schedule.

ALAN CARPENTER MLA, Minister for Education.

UNIVERSITY OF WESTERN AUSTRALIA ACT 1911

Office of the Minister for Education,
Perth 2002.

His Excellency the Governor in Executive Council, acting pursuant to the provisions of Section 33 of the *University of Western Australia Act 1911*, has been pleased to approve the Statute made by the Senate of The University of Western Australia which is set out in the schedule hereunder.

Minister for Education.

Schedule
AMENDING STATUTE No. 3 OF 2002

STATUTE NO.20 — GUILD OF UNDERGRADUATES

Existing Clauses 1 to 15 inclusive are deleted and replaced by the following—

1. In this Statute unless the context otherwise requires—
 - (a) ‘Guild’ means the Guild of Undergraduates referred to in the *University of Western Australia Act*, recognising that both undergraduate and postgraduate students of the University are encompassed by the ‘Guild’ or ‘Student Guild’, as it may also be known.
 - (b) ‘Guild Council’ means the Council of the Guild referred to in Clause 9 of this Statute;
 - (c) ‘regulations’ means regulations made by the Guild under Clause 12 of this Statute;
 - (d) ‘by-laws and rules’ means by-laws and rules made by the Guild under Clause 9 of this Statute;
 - (e) ‘general meeting’ means a general meeting of members of the Guild held under Clause 13 of this Statute at which all ordinary members of the Guild may vote;
 - (f) ‘referendum’ means any ballot on any subject held under Clause 10 of this Statute at which only ordinary members of the Guild are eligible to vote;
 - (g) ‘plebiscite’ means any ballot on any subject held under Clause 10 of this Statute at which all students are eligible to vote;
 - (h) ‘student society’ means a club, society or association within The University of Western Australia having an initial membership of ten or more members of the Guild and having a membership of not less than five members of the Guild at all subsequent times, and which is registered by the Guild in the manner prescribed in the regulations;
 - (i) ‘ordinary members’ means ordinary members of the Guild in terms of Clause 4 of this Statute;
 - (j) ‘sub-ordinate bodies’ of the Guild means bodies established from time to time by the Guild Council and subject to its control;
 - (k) ‘student’ means a person enrolled in the University as a student;
 - (l) ‘Amenities and Services Fee’ means the fee collected by the University as prescribed in the *University of Western Australia Act*; and
 - (m) ‘Sports Association’ means the UWA Sports and Recreation Association Incorporated.
- 2.(1) The objects of the Guild are—
 - (a) to foster all that tends to the advancement of learning and the ennoblement of life;
 - (b) to provide means of social interaction between students at the University;
 - (c) to provide, conduct, facilitate or manage educational, cultural, sporting, welfare, recreational or commercial facilities or activities for the direct or indirect benefit of students of the University;
 - (d) generally to further the common interest of students at the University.
- (2) The Guild is the recognised means of communication—
 - (a) between the students or any section of them and the governing authority of the University;
 - (b) between the students of this University or any section of them and other tertiary institutions.
3. For the purposes of carrying out its objects, the Guild has the power—
 - (a) to spend and invest money;
 - (b) to operate bank accounts;
 - (c) to transact financial business as necessary;
 - (d) to borrow, raise or secure the payment of money for any of the objects of the Guild from time to time, and in particular by mortgaging or charging the Guild’s property or any part of it;
 - (e) to enter into contracts on behalf of the Guild or a student society, provided that the terms of any contracts have been approved by the Guild Council;
 - (f) to lend money to ordinary members of the Guild;
 - (g) to buy, take on lease, take in exchange, hire or otherwise acquire, any real or personal property and to sell, let, mortgage or dispose of that property;
 - (h) to exercise a general supervision and control over all student societies;
 - (i) to register student societies with the Guild and affiliate them with subordinate bodies of the Guild;
 - (j) to assume the care, control and management of the property and financial affairs of a student society, either pending a further resolution of the Guild Council or for such period as the Guild Council deems fit;
 - (k) to engage and dismiss employees;
 - (l) to incorporate or cause to be incorporated a student society under the *Associations Incorporation Act* or under the *Companies Act* or any similar legislation for the benefit of the members of that society and to limit the liability of the Guild, and to hold shares in any company so incorporated;
 - (m) to hold licences under any legislation in force;

- (n) to admit to associate membership, honorary associateship or honorary life associateship persons other than ordinary members of the Guild;
 - (o) in the manner prescribed in the regulations, to impose fines on members of the Guild, on members and officers of student societies and on student societies, for breaches of the provisions of this Statute, or regulations, by-laws or rules authorised to be made under this Statute, provided that the limits of the fines are clearly stated in the regulations, by-laws or rules;
 - (p) generally, to act in all other matters authorised by this Statute or necessary or convenient for giving effect to this Statute.
4. (1) All students of the University are eligible to be ordinary members of the Guild.
- (2) No person other than a student of the University is eligible to be an ordinary member of the Guild.
- (3) All students are automatically members of the Guild unless they elect, either at the time of enrolment in any year or at any time during the year, not to be members.
- (4) The University must not act in a way that may dissuade or discourage a student, or person seeking enrolment as a student, from being or becoming a member of the Guild.
- (5) The University must notify students, at the time of their enrolment, of the provisions of sub-clause (3).
- (6) No academic benefit, right or privilege will be denied to, or withheld from, any student by reason of that student being or not being a member of the Guild.
- (7) A student who elects not to be a member of the Guild may vote in Guild elections but may not hold an elective office of the Guild.
5. (1) The University levies an annual Amenities and Services Fee in accordance with the provisions of the *University of Western Australia Act*.
- (2) The amount of the Amenities and Services Fee in each year is determined by the Senate after it receives a report and recommendation from the Guild and the Sports Association.
- (3) The Senate may determine that a different level of fee is payable by a specified class of students.
- (4) All students are required to pay to the University the Amenities and Services Fee appropriate to their enrolment, as approved by current resolution of the Senate.
- (5) The Senate must ensure that the University offers a loan scheme to which students may apply for assistance in any year, if they believe they can demonstrate financial hardship such that payment of the Amenities and Services Fee would jeopardise their ability to undertake or continue their University course.
6. (1) The Senate has agreed to pass on to the Guild in each year all Amenities and Services Fees collected for that year, after deduction of an administrative charge sufficient to meet the University's reasonable costs in administering the Fee.
- (2) The administrative charge for 2003 must be approved by resolution of the Senate, taking account of the advice of the Registrar and the Guild President.
- (3) In any year after 2002, the Registrar or the Guild President may submit a recommendation to the Senate that the charge be adjusted for the following year to take account of specified changing circumstances, and any adjustment must be approved by Senate resolution.
- (4) The Guild must pay to the Sports Association in each year, for the purposes specified in sub-clause 7(2), a percentage, approved by the Senate, of the Amenities and Services Fees passed to it under sub-clause (1).
- (5) In regard to the percentage referred to in sub-clause (4) the Senate will, after taking account of the advice of the Guild and the Sports Association—
- (a) determine a minimum percentage by resolution; and
 - (b) approve the actual percentage from time to time.
7. (1) (a) The Senate and the Guild Council have agreed that the Amenities and Services Fees which the Guild receives under sub-clause 6(1) may be applied to any or all of the following broad categories of services and amenities, for the benefit of students.
- (i) student representation;
 - (ii) student societies;
 - (iii) social activities;
 - (iv) cultural activities;
 - (v) sporting activities;
 - (vi) welfare;
 - (vii) catering;
 - (viii) commercial activities;
 - (ix) capital funds and infrastructure;
 - (x) investments and reserves;
 - (xi) other services and amenities consistent with the objects and powers of the Guild as defined in Clauses 2 and 3; and
 - (xii) the administrative costs of any or all of the activities and facilities listed in sub-paragraphs (i)-(xi).
- (b) Any proposal to amend the broad categories of services and amenities listed in (a)(i) to (xii) must have the approval of both the Guild Council and the Senate.

(2) The Senate and the Guild have agreed that the Sports Association is required to use the payment received annually from the Amenities and Services Fee under the provisions of sub-clause 6(4) to provide sporting facilities and activities for the benefit of students.

8. (1) For each year, the Guild is required to submit to the Senate, in accordance with the provisions of sub-clause (3)—

- (a) accounts audited in accordance with the relevant auditing standards in force at the time, by an independent external auditor approved from time to time by the Senate, and including an annual balance sheet and statement of income and expenditure; and
- (b) a written report on how the Amenities and Services Fees it received under Clause 6(1) have been applied to provide services and amenities under the broad categories set out in Clause 7(1)(a).

(2) For each year, the Sports Association is required to submit to the Senate, in accordance with the provisions of sub-clause (3)—

- (a) accounts audited in accordance with the relevant auditing standards in force at the time, by an independent external auditor approved from time to time by the Senate, and including an annual balance sheet and statement of income and expenditure; and
- (b) a written report on how the Amenities and Services Fees it received under Clause 6(4) have been applied to provide services and amenities under the broad categories set out in Clause 7(2).

(3) The documents required by sub-clauses (1) and (2) must be submitted to the Senate within one month of their receipt and acceptance by the Guild Council and Sports Association respectively and no later than 31 August.

9. (1) The Guild is governed by a Council called the Guild Council.

(2) The number of members of the Guild Council, and the manner of their election are prescribed in the regulations.

(3) Subject to this Statute and the regulations made under it, the Guild Council has the entire control and management of the affairs and concerns of the Guild and may act in all matters concerning the Guild in the manner which, in its opinion, is best calculated to promote the interests of the Guild.

(4) The Guild Council may in the manner prescribed in the regulations make, alter or repeal by-laws and rules but only when the power to do so is specified in a regulation and only to the extent specified.

(5) The Guild Council must make provision for the control and management of property from time to time owned or occupied by the Guild.

10.(1) A general meeting of the Guild may debate any issue of concern to members of the Guild, and may make recommendations to the Guild Council.

(2) A plebiscite held by the Guild may debate any issue of concern to students, and may make recommendations to the Guild Council.

(3) A referendum held by the Guild determines Guild policy on the issues submitted to the referendum and binds the Guild Council.

11. (1) The Guild Council is responsible for the safe custody of the Common Seal.

(2) The Common Seal may only be used by the authority of a resolution of the Guild Council and in the presence of the President of the Guild.

(3) The President of the Guild must sign every instrument to which the Seal is affixed, and must ensure that the instrument is countersigned by the Secretary of the Guild or another person appointed by the Guild Council.

12. The Guild, in the manner prescribed in this Statute, may make alter and repeal regulations to provide for—

- (a) the administration, organisation and finances of the Guild;
- (b) the interpretation of the provisions of regulations, by-laws and rules, subject to—
 - (i) an appeal to the Guild Council, of a committee comprising no fewer than three members of Guild Council appointed for the purpose; and
 - (ii) to a further appeal to the Senate, or a committee of not less than three members of the Senate appointed for the purpose.
- (c) the detailed implementation of the objects and powers of the Guild and the provisions of this Statute; and
- (d) any other matter requiring regulation for the purpose of this Statute.

13. (1) The power to make, alter or repeal regulations under this Statute is exercised as set out in sub-clauses (2)-(15).

(2) A resolution to make, alter or repeal regulations is first passed by an absolute majority of Guild Council.

(3) The resolution so passed is posted on the official Guild noticeboard and published in the Guild's official newspaper or any other publication produced under the authority of the editor of that newspaper and financed in part or whole from the money set aside in the account for that newspaper.

(4) The notice posted in terms of sub-clause (3) must include advice to the ordinary members of the Guild that they are entitled to have the resolution considered at a general meeting of the Guild, subject to fifteen members giving notice to that effect within 14 days of the date of posting on the noticeboard.

(5) If no notice is received in terms of sub-clause (4), the resolution takes effect after the stipulated 14 day period has expired.

(6) If fifteen members of the Guild give the notice required in sub-clause (4) within the specified timeframe to the Secretary of the Guild, the resolution is considered at the next general meeting of the Guild or at a special general meeting called for the purpose.

(7) At the general meeting the resolution may be confirmed or amended, in either case by a simple majority of the ordinary members present, and if confirmed, becomes effective immediately.

(8) If the resolution is amended at the general meeting, the amended resolution is considered at the next meeting of Guild Council, and if accepted by an absolute majority of Council, becomes effective immediately.

(9) Where a regulation is made, altered or repealed as outlined in sub-clauses (2) to (5) inclusive, the Guild President prepares and signs a certificate setting out the resolution and the manner of compliance with sub-clauses (3) and (4) and presents the certificate to the next general meeting of the Guild for information.

(10) If a general meeting of the Guild passes a resolution that a proposal to make, alter or repeal a resolution is to be submitted to a referendum, the Guild Council submits the proposal to a referendum of the ordinary members of the Guild either at the next scheduled general election, or by-election, or at another time determined by the Council, provided that the time chosen is not after the next scheduled general election.

(11) If the majority of those voting in a referendum approve a proposal submitted to the referendum, the Guild Council passes a resolution at its next meeting that a regulation or regulations be made, altered or repealed in accordance with the decision of the referendum and the resolution becomes effective immediately.

(12) The President of the Guild ensures that advice of any decision to make, alter or repeal a regulation or regulations is forwarded to the Executive Director (Academic Services) and Registrar.

(13) The Registrar acknowledges receipt of advice of any decision to make, alter or repeal a regulation or regulations and submits the regulation or regulations for consideration at the next ordinary meeting of Senate or at a special meeting of Senate called for the purpose.

(14) The Senate may disallow the regulations in whole or in part, but if it does not do so within three months after the first meeting of Senate at which they are considered, they are taken at that time as having been allowed.

(15) Subject to sub-clauses (2)-(14), the regulations are of full force and effect from the date they are allowed by Senate.

14. (1) The President of the Guild is required to maintain formal records of all proposals made by the Guild for the making, amendment or repeal of regulations, of the despatch of advice of such proposals to the Registrar for Senate's consideration, and of the decisions made on them.

(2) The Registrar is required to maintain formal records of the resolutions of Senate in relation to advice received from the Guild regarding the making, alteration or repeal of its regulations, and to forward formal advice of those resolutions to the President of the Guild.

15. This Statute replaces the former No. 20 on the day it is published in the *Government Gazette*.

The Common Seal of The University of Western Australia was hereto affixed by authority of the Senate.

Attested by—

DERYCK SCHREUDER, Vice-Chancellor and President.

Approved by His Excellency the Governor in Executive Council.

M. C. WAUCHOPE, Clerk of the Council.

ED404

CURTIN UNIVERSITY OF TECHNOLOGY ACT 1966

It is hereby notified that the Governor in Executive Council, acting under the provisions of Section 35 of the *Curtin University of Technology Act 1966*, has approved Amending Statute No. 11 and Statute No. 26—Fees and Charges as set out in the attached schedule.

ALAN CARPENTER MLA, Minister for Education.

CURTIN UNIVERSITY OF TECHNOLOGY
AMENDING STATUTE 11 — STATUTE AMENDING STATUTE 4 —
STUDENT GUILD

Statute 4 in force as at the date of coming into force of this Statute is hereby amended, as follows—

Section 3—Powers

In section 3 (f) delete the words “enrolled students” and substitute this with “members of the Guild”.

In section 3(g) delete the word “or” immediately after “let,”, and insert after the word “mortgage” and before the word “it”, the words or otherwise dispose of”.

Section 5—Membership

In section 5 (1), delete the numeral “(2)” and substitute this with the numeral “(3)” on the first line.

In the same section, replace the full-stop after “Guild” with a comma, and insert the words “unless they elect, at the time of enrolment in any year, not to be members; or if they resign as members at any time after enrolment”.

Insert a new section 5 (2) to read “The University shall not act in any way that may dissuade or discourage an enrolled student from being or becoming a member of the Guild”.

Re-number section 5 (2) as section 5 (3).

Delete section 5 (b).

In section 5 (4), insert the following after the words “enrolled student”, and before “or becomes” “; or elects not to be a member;”

Insert a new section 5 (5), to read “A student who elects not to be a member of the Guild may vote in Guild elections but may not hold an elective office of the Guild”.

Section 6—Subscriptions

Delete the word “Subscriptions” in the heading, and substitute this with “Amenities and Services Fee”.

Delete sections 6 (1), 6 (2) and 6 (3).

Insert a new section 6 (1) to read “Members of the Guild shall pay an annual Amenities and Services Fee as provided for under *Statute 26— Fees and Charges*, unless exempted from doing so by the Council.

Section 7—Guild Council

Insert a new section 7 (3) to read “The Guild Council shall make provision for the control and management of any property from time to time owned or occupied by the Guild”.

Insert a new section 7 (4) to read “Subject to this Statute and the regulations made hereunder, the Guild Council shall have the entire control and management of the affairs and concerns of the Guild and may act in all matters concerning the Guild in such a manner as appears to it best calculated to promote the interests of the Guild”.

Section 13—Accounts

Insert at the end of section (2), the sentence “The audited Financial Statements shall be presented to the Council in accordance with *Statute 26— Fees and Charges*.”

Delete the existing section 13 (3) and substitute the following “The Guild Council shall submit to the Council an annual written report on how the Amenities and Services Fees received have been applied during each year.”

Insert a new section 13 (4) to read “The Guild Council shall provide to the Council quarterly statements of Income and Expenditure of the Student Guild”.

The Common Seal of Curtin University of Technology was hereto affixed on the 11th day of December 2002 by the authority of the Council on 27 November 2002.

LESLEY PARKER, A/Vice-Chancellor.
GEM CHEONG, Administrative Secretary.

Approved by His Excellency the Governor in Executive Council.

M. C. WAUCHOPE, Clerk of the Council.

CURTIN UNIVERSITY OF TECHNOLOGY
STATUTE 26 — FEES AND CHARGES

1.0 Power to Impose Fees and Charges

1.1 Collections under the Higher Education Funding Act 1988 (C 4th)

The University may impose and collect contributions from students under the Higher Education Contribution Scheme (HECS), as required under the *Higher Education Funding Act*.

1.2 Amenities and Services Fee

Clause 45 (1) of the *Curtin University of Technology Act 1966* (“the Act”) requires the University to set an annual amenities and services fee, to be approved by the University Council after receiving a report from, and a recommendation by, the Student Guild Council.

1.3 Other fees and charges

Subject to the *Higher Education Funding Act 1988* (C’th), the University Council may, by Resolution, approve the following other fees and charges

- (a) fees for tuition;
- (b) charges for the use of equipment, facilities, services and materials;
- (c) administrative charges;
- (d) fees for student accommodation.

2.0 Policy and Procedures on the Imposition of Fees and Charges

2.1 The collection of contributions under the Higher Education Contribution Scheme (HECS) shall be as prescribed by the Government of the Commonwealth of Australia.

2.2 The policy and procedures for the charging of fees and charges other than for the HECS and the Amenities and Services Fee shall be determined by Resolution of the University Council.

3.0 Amenities and Services Fee

3.1 In accordance with clause 45 of the Act, the University Council shall set an annual Amenities and Services Fee after receiving a report from, and a recommendation by the Student Guild Council.

3.2 The report from the Student Guild Council shall include notification of the percentage of the fees which the Student Guild will allocate to the subsidiary body representing postgraduate students.

3.3 The University Council may, after receiving a report from, and a recommendation by the Student Guild Council, approve a different level of Fee for specified categories of students, or may exempt specified categories of students from payment of the Fee.

3.4 Each student shall pay the Amenities and Services Fee appropriate to their category of enrolment, unless exempt from doing so.

3.5 The University shall pass on to the Student Guild the Amenities and Services Fees collected from all members of the Student Guild for each year in accordance with the provisions of clauses 45 and 46 of the Act, provided that—

- 3.5.1 The University Council shall, after considering advice from the University Administration and the Student Guild Council, annually approve an administrative charge which will be deducted, to meet the University’s reasonable costs in administering the Fee;
- 3.5.2 The Amenities and Services Fees collected from students who are not members of the Student Guild shall be applied to amenities or services as agreed by the University Council and the Student Guild Council, from the list in clause 4.0 below, for the benefit of students.

4.0 Application of the Amenities and Services Fees

4.1 The Amenities and Services Fees which the Student Guild receives under clause 3.4 may be applied to any or all of the following broad categories of services and amenities, for the benefit of students—

- (i) student representation and advocacy;
- (ii) student publications;
- (iii) student societies;
- (iv) social activities;
- (v) cultural activities;
- (vi) sporting activities;
- (vii) student welfare;
- (viii) catering;
- (ix) commercial activities;
- (x) capital funds and infrastructure;
- (xi) investments and reserves;
- (xii) other services and amenities consistent with the objects and powers of the Guild as defined in clauses 2 and 3 of Statute xxx—*Student Guild*; and
- (xiii) the administrative costs of any or all of the activities and facilities listed in sub-paragraphs (i)—(xi).

4.2 Any proposal to amend the broad categories of services and amenities listed in clause 4.1 must have the approval of both the Guild Council and the University Council.

5.0 Dispute Resolution

Where the University Council and Guild Council are unable to agree on the application of the provisions of clauses 3.0 or 4.0, the matters shall be resolved by a group comprising the Vice-Chancellor (or nominee); the Guild President (or nominee); and an independent Chair chosen by mutual agreement of the other two members.

6.0 Accounting

6.1 The Student Guild Council shall account to the University Council for the fees received as follows—

- 6.1.1 The annual financial statements of the Student Guild, audited in accordance with the relevant auditing standards in force at the time, by an independent external auditor approved by the University Council. The statements shall be submitted within six months of the end of the Guild financial year.
- 6.1.2 An annual written report on how the Amenities and Services Fees received under clause 3.4 has been applied to provide services and amenities under the broad categories set out in clause 4.1. The report shall be submitted within six months of the end of the year under review.
- 6.1.3 Quarterly reports on the income and expenditure of the Student Guild. The reports shall be submitted within two months of the conclusion of the quarter under review.

7.0 Rules

The University Council may make Rules to give effect to the provisions of this Statute.

The Common Seal of Curtin University of Technology was hereto affixed on the 11th day of December 2002 by the authority of the Council on 27 November 2002.

LESLEY PARKER, A/Vice-Chancellor.
GEM CHEONG, Administrative Secretary.

FISHERIES

FI401*

PEARLING ACT 1990

SECTION 23(8)

Notice of Grant of a Pearl Oyster Farm Lease – Geographe Shoals

FD 963/01-02

I, Peter Rogers, the Executive Director of the Department of Fisheries, Western Australia, pursuant to Section 23 of the *Pearling Act 1990* (“the *Pearling Act*”) have granted an application by Tennereef Pty Ltd (ACN 009 309 317), for a pearl oyster farm lease for a three year term, in respect of an area of water of 0.685 sqnm located near Geographe Shoals.

Under section 33(1) of the *Pearling Act* a person aggrieved by my decision may, within 14 days after publication of this notice in the *Gazette* appeal against this decision by serving on the Minister for Agriculture, Forestry and Fisheries a statement in writing of the grounds of that appeal.

The statement of the grounds of appeal may be served on the Minister care of the following address:

The Executive Director, Department of Fisheries
Third Floor, SGIO Atrium
168 - 170 St Georges Terrace
PERTH WA 6000

Dated this 17th day of January 2003.

P. P. ROGERS, Executive Director, Department of Fisheries.

FI402*

PEARLING ACT 1990

SECTION 23(8)

Notice of Grant of a Pearl Oyster Farm Lease Variation – Cygnet Bay

FD 464/02-02

I, Peter Rogers, the Executive Director of the Department of Fisheries, Western Australia, pursuant to Section 23 of the *Pearling Act 1990* (“the *Pearling Act*”) have granted an application by Blue Seas Pearling Company, for a pearl oyster farm lease variation, in respect of an area of water located near Cygnet Bay.

Under section 33(1) of the *Pearling Act* a person aggrieved by my decision may, within 14 days after publication of this notice in the *Gazette* appeal against this decision by serving on the Minister for Agriculture, Forestry and Fisheries a statement in writing of the grounds of that appeal.

The statement of the grounds of appeal may be served on the Minister care of the following address:

The Executive Director, Department of Fisheries
Third Floor, SGIO Atrium
168 - 170 St Georges Terrace
PERTH WA 6000

Dated this 17th day of January 2003.

P. P. ROGERS, Executive Director, Department of Fisheries.

JUSTICE

JU401*

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has revoked the following Permit to do High-Level Security Work—

SURNAME	OTHER NAMES	PERMIT No.	REVOCATION DATE
HARRIS	GORDON CHRISTIE	AP 0164	24 January 2003
LITTLEWOOD	DAVID SPENCER	AP 0204	24 January 2003

This notice is published under section 15P of the *Prisons Act 1981*.

Dated 17 January 2003.

BRIAN YEARWOOD, A/Director, Custodial Contracts.

JU402*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

REVOCATIONS

Pursuant to the provisions of section 56 of the Court Security and Custodial Services Act 1999, the Director General of the Department of Justice has revoked the following Permit to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
WHEELER	Scott Michael	CS2-293	20/01/2003

This notice is published under section 57(1) of the Court Security and Custodial Services Act 1999.

BRIAN YEARWOOD, A/Director, Custodial Contracts.

JU403

CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988

RESIGNATIONS

It is hereby notified for public information that His Excellency the Governor in Executive Council has accepted the resignation of Mrs Rhonda Vale Christinger as a member of the Children's Court for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

JU404**JUSTICES ACT 1902**

APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved the appointment of Mr Daryl Gordon Carmody of 23 Kincaig Way, Duncraig, to the office of Justice of the Peace for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

JU405**JUSTICES ACT 1902**

RESIGNATIONS

It is hereby notified for public information that His Excellency the Governor in Executive Council has accepted the resignation of—

Mrs Rhonda Vale Christinger of 385 Robinson Road, Mahogany Creek

Mr Frank Raymond Taylor of Lot 56 Hasson Place, Toodyay.

from the Office of Justice of the Peace for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

LOCAL GOVERNMENT**LG401*****LOCAL GOVERNMENT ACT 1995****LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996***Shire of Wandering***NOTICE OF SALE OF LAND FOR NON-PAYMENT OF OUTSTANDING RATES OR SERVICE CHARGES**

Notice is hereby given that under section 6.64 of the Local Government Act 1995, as rates have been owing for a period of at least three years the Shire of Wandering is to offer for sale by public auction at Wandering on the 10th May, 2003 the land described below.

Signed for and on behalf of the Shire of Wandering on 16th January, 2003.

M. G. OLIVER, Chief Executive Officer.

Description of land and lot or location number	Plan or Diagram Number	Title Reference	Area	Street	Description Of Improvements If any	Name of Owner	Name of Other persons Appearing to Have an estate or interest	Rates/ Service Charges outstanding	Other Charges Due on The land
Lot 42	8812	Vol 1764 Fol 705	862m ²	13 Michibin	Some fencing Garden shed	Terrence John Middlecoat		\$1,232.16	\$1,416.00 Water Corp

LG402***DOG ACT 1976***Shire of Gingin*

APPOINTMENT OF AUTHORISED OFFICERS

It is hereby notified for public information that the following persons have been appointed as authorised officers for the registration of dogs under the Dog Act 1976 (as amended)—

Sparkman, Gemma

Lawrence, Glenyce

Foulkes, Kevin Paul

Butland, Chantelle

Bryant, Lyn
 Chaplin, Elissa
 McLean, Hugh

The appointment of Louise Moore is hereby cancelled.

LG403*

LOCAL GOVERNMENT ACT 1995

Shire of Gingin

APPOINTMENT OF REGISTRATION OFFICER AND AUTHORISED OFFICER

It is hereby notified for public information that Kevin Paul Foulkes has been appointed as an authorized officer pursuant to the following Acts and has been authorised to enforce the following Acts, Regulations and By-laws—

Local Government (Miscellaneous Provisions) Act 1960
 Local Government Act 1995
 Control of Vehicles (Off-Road Areas) Act 1978 and Regulations
 Dog Act 1976 and Regulations
 Bush Fires Act 1954 and Regulations
 Spearguns Control Act
 Justices Act 1902
 The Litter Act 1979
 Caravan Parks and Camping Grounds Act 1995 and Regulations 1997
 All of Council's By-laws

S. D. FRASER, Chief Executive Officer.

LG404

LOCAL GOVERNMENT ACT 1995

DISTRICTS OF BUNBURY AND DARDANUP (CHANGE OF DISTRICT BOUNDARIES) ORDER 2003

Made by the Governor in Executive Council.

1. Citation

This Order may be cited as the Districts of Bunbury and Dardanup (Change of District Boundaries) Order 2003.

2. Commencement

This Order shall take effect from the date of publication in the *Government Gazette*.

3. Boundary changes—district of Bunbury (s. 2.1 (1) (b) of the Act)

(1) The boundaries of the district of Bunbury are changed by including within the district the portions of land described in Schedule 1.

(2) The boundaries of the East Ward in the district of Bunbury are changed by including within the area of the ward the portions of land described in Schedule 1.

4. Boundary changes—district of Dardanup (s. 2.1 (1) (b) of the Act)

(1) The boundaries of the district of Dardanup are changed by excluding from the district the portions of land described in Schedule 1.

(2) The boundaries of the North Ward of the district of Dardanup are changed by excluding from the area of the ward the portions of land described in Schedule 1.

By Command of the Governor,

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

Schedule 1

**TRANSFER OF TERRITORY FROM THE SHIRE OF DARDANUP (NORTH WARD)
 TO THE CITY OF BUNBURY (EAST WARD)**

All that portion of land bounded by lines starting from the southeastern corner of Lot 101, as shown on Deposited Plan 29618, a point on a present southern boundary of the Shire of Dardanup and extending northerly along the eastern boundary of that lot and onwards to the northern side of

Temple Road; thence westerly along that side to the prolongation northerly of the eastern boundary of Collie Agricultural Area. Lot 48, a point on a present western boundary of the Shire of Dardanup and thence southerly and easterly along boundaries of that shire to the starting point.

Area: 641 square metres.

LG405

LOCAL GOVERNMENT ACT 1995

DISTRICTS OF NEDLANDS AND COTTESLOE (CHANGE OF DISTRICT BOUNDARIES) ORDER 2003
Made by the Governor in Executive Council.

1. Citation

This Order may be cited as the Districts of Nedlands and Cottesloe (Change of District Boundaries) Order 2003.

2. Commencement

This Order shall take effect from the date of publication in the *Government Gazette*.

3. Boundary changes—district of Nedlands (s. 2.1 (1) (b) of the Act)

- (1) The boundaries of the district of Nedlands are changed by including within the district the portions of land described in Schedule 1.
- (2) The boundaries of the Coastal Districts Ward in the district of Nedlands are changed by including within the area of the ward the portions of land described in Schedule 1.
- (3) The boundaries of the district of Nedlands are changed by excluding from the district the portions of land described in Schedule 2.
- (4) The boundaries of the Coastal Districts Ward in the district of Nedlands are changed by excluding from the area of the ward the portions of land described in Schedule 2.

4. Boundary changes—district of Cottesloe (s. 2.1 (1) (b) of the Act)

- (1) The boundaries of the district of Cottesloe are changed by including within the district the portions of land described in Schedule 2.
- (2) The boundaries of the North Ward of the district of Cottesloe are changed by including within the area of the ward the portions of land described in Schedule 2.
- (3) The boundaries of the district of Cottesloe are changed by excluding from the district the portions of land described in Schedule 1.
- (4) The boundaries of the North Ward of the district of Cottesloe are changed by excluding from the area of the ward the portions of land described in Schedule 1.

By Command of the Governor

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

Schedule 1

TRANSFER OF TERRITORY FROM THE TOWN OF COTTESLOE (NORTH WARD) TO THE CITY OF NEDLANDS (COASTAL DISTRICTS WARD)

All that portion of land bounded by lines starting from the intersection of the northern side of North Street with the western side of Servetus Street, a present southeastern corner of the City of Nedlands, and extending southerly along the western side of Servetus Street to the centreline of North Street; thence westerly along that centreline to a line joining the southwestern corner of Lot 500, as shown on Office of Titles Diagram 79355, and the northwestern corner of former lot 1, as shown on Office of Titles Plan 3659, a present eastern boundary of the City of Nedlands, and thence northerly and easterly along boundaries of that city to the starting point.

Area: 6487 square metres

Schedule 2

TRANSFER OF TERRITORY FROM THE CITY OF NEDLANDS (COASTAL DISTRICTS WARD) TO THE TOWN OF COTTESLOE (NORTH WARD)

All that portion of land bounded by lines starting from the intersection of the prolongation westerly of the centreline North Street with the Low Water Mark of the Indian Ocean, a point on a present western boundary of the City of Nedlands, and extending easterly to and along that centreline to a line joining the southwestern corner of Lot 500, as shown on Office of Titles Diagram 79355, and the northwestern corner of former lot 1, as shown on Office of Titles Plan 3659, a present eastern boundary of the City of Nedlands, and thence northerly, easterly and southwesterly along boundaries of that city to the starting point.

Area: about 6926 square metres

LG406*

LOCAL GOVERNMENT ACT 1995
DISTRICT OF DUMBLEYUNG (CHANGE OF WARD BOUNDARIES AND REPRESENTATION)
ORDER 2003

Made by the Governor in Executive Council.

1. Citation

This Order may be cited as the District of Dumbleyung (Change of Ward Boundaries and Representation) Order 2003.

2. Abolition of existing wards (s. 2.2 (1) (d) of the Act)

On the first ordinary elections day after the commencement of this order, all wards in the district of Dumbleyung are abolished.

3. New wards created (s. 2.2 (1) (c) of the Act)

(1) On and after the first ordinary elections day after the commencement of this order, the Dumbleyung Ward in the district of Dumbleyung consists of the land described in Schedule 1.

(2) On and after the first ordinary elections day after the commencement of this order, the Kukerin Ward in the district of Dumbleyung consists of the land described in Schedule 2.

(3) On and after the first ordinary elections day after the commencement of this order, the North Ward in the district of Dumbleyung consists of the land described in Schedule 3.

(4) On and after the first ordinary elections day after the commencement of this order, the South Ward in the district of Dumbleyung consists of the land described in Schedule 4.

4. Number of councillors changed (s. 2.18 (3) of the Act)

On and after the first ordinary elections day after the commencement of this order the number of offices of councillor in the district of Dumbleyung is nine (9) instead of ten (10).

5. Number of councillors for new wards (s. 2.18 (3) of the Act)

(1) On and after the first ordinary elections day after the commencement of this order, the number of offices of councillor for the Dumbleyung Ward in the district of Dumbleyung is three (3).

(2) On and after the first ordinary elections day after the commencement of this order, the number of offices of councillor for the Kukerin Ward in the district of Dumbleyung is one (1).

(3) On and after the first ordinary elections day after the commencement of this order, the number of offices of councillor for the North Ward in the district of Dumbleyung is three (3).

(4) On and after the first ordinary elections day after the commencement of this order, the number of offices of councillor for the South Ward in the district of Dumbleyung is two (2).

6. Declaration of vacant offices (s 2.35 and 9.62 of the Act)

All offices of member of the council of the Shire of Dumbleyung become vacant immediately before the first ordinary elections day after the commencement of this order.

7. Election to fill vacancies (s. 4.11 and 9.62 of the Act)

(1) An election is to be held to fill the offices that become vacant under clause 6.

(2) Any poll needed for an election to fill the offices is to be held on the first ordinary elections day after the commencement of this order.

(3) Part 4 of the Act applies to preparing for and conducting the election as if the amendments effected by clauses 2, 3, 4, 5 and 6 had taken effect on the day on which this order commenced.

(4) For the purposes of subclause (3)—

(a) Part 4 of the Act is modified to the extent necessary to give effect to subclauses (1), (2) and (3); and

(b) without limiting paragraph (a), a reference in Part 4 of the Act to a ward, in relation to the district of Dumbleyung, is to be read as a reference to the Dumbleyung Ward, the Kukerin Ward, the North Ward and the South Ward of the district as the respective ward is or will be, as a result of the operation of clauses 3, 4 and 5, on and after the first ordinary elections day after the commencement of this order.

By Command of the Governor

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

Schedule 1

Dumbleyung Ward

All that portion of land bounded by lines starting from the intersection of the prolongation northerly of the eastern boundary of Lot 1455, as shown on Deposited Plan 107362 with the centreline of Bullock Hills Road, a point on a present western boundary of the Shire of Dumbleyung and extending generally southeasterly along that centreline and onwards to the centreline of Katanning-Dumbleyung Road; thence generally northeasterly along that centreline to the prolongation westerly of the southern boundary of Lot 6809, as shown on Deposited Plan 233490; thence easterly to and

along that boundary and generally easterly and easterly along the southern boundaries of Lot 6814 and Lot 9350, as shown on Deposited Plan 233490 and onwards to the centreline of Rifle Range Road; thence northwesterly and generally northerly along that centreline to the prolongation westerly of the northern boundary of Lot 6027, as shown on Deposited Plan 132160; thence easterly to and along that boundary and onwards to and easterly along the northern boundary of Reserve 12238 to the northwestern corner of Lot 6028, as shown on Deposited Plan 120104; thence easterly, southerly and again easterly along boundaries of that lot to the eastern side of Brown Street; thence northerly along that side and onwards to the southern boundary of the southeastern severance of Lot 5887, as shown on Deposited Plan 130862; thence westerly along that severance and onwards to and westerly and northerly along the southern and western boundaries of the northwestern severance of the last mentioned lot to the prolongation easterly of the southern boundary of the southwestern severance of Lot 6709, as shown on Deposited Plan 233489; thence westerly to and along that boundary to the northeastern corner of the northern severance of Lot 3248, as shown on Deposited Plan 110987; thence southerly along the eastern boundary of that severance and southerly along the eastern boundary of Lot 12805, as shown on Deposited Plan 233472 to the northeastern corner of the central severance of Lot 3248, as shown on Deposited Plan 110987; thence southerly along the eastern boundary of that severance and onwards to the northeastern corner of the southern severance of Lot 3248; thence southerly and westerly along the eastern and southern boundaries of that severance and westerly along the northern side of Bairstow Street and onwards to prolongation northerly of the western side of Conway Street; thence southerly to and along that side and southerly along the western boundary of Lot 270 (Reserve 33911) and onwards to the centreline of the Lake Grace to Wagin Railway; thence generally northwesterly along that centreline to the prolongation northerly of the eastern boundary of the southern severance of Lot 2802, as shown on Deposited Plan 118610; thence northerly along that prolongation to a northeastern boundary of Reserve 11315, a point on a present northeastern boundary of the Shire of Dumbleyung and thence generally southwesterly, generally westerly, southerly, southeasterly, generally southerly, westerly and again southerly along boundaries of that shire to the starting point.

Schedule 2

Kukerin Ward

All that portion of land bounded by lines starting from the intersection of the centreline of Siberia Road with the prolongation southerly of the eastern boundary of Lot 15274 as shown on Deposited Plan 167334 and extending northerly to and along that boundary to the southeastern corner of Lot 15663, as shown on Deposited Plan 182695; thence northerly, westerly and again northerly along boundaries of that lot to the southeastern corner of Lot 11101, as shown on Deposited Plan 85167; thence westerly along the southern boundary of that lot and westerly along the southern boundary of the southeastern severance of Lot 9648, as shown on Deposited Plan 233565 and onwards to the centreline of Kukerin Road North East; thence northeasterly along that centreline and onwards to the centreline of Old Lake Grace Road; thence westerly along that centreline to the prolongation southerly of the eastern boundary of northernmost central severance of Lot 9648, as shown on Deposited Plan 233565; thence northerly to and along that severance and onwards to and northerly along the eastern boundary of the southern severance of Lot 12903, as shown on Deposited Plan 147398 and again onwards to a southeastern boundary of the northern severance of the last mentioned lot; thence northeasterly and northerly along the southeasterly and eastern boundaries of that severance to the easternmost southwestern corner of Lot 13945, as shown on Deposited Plan 207041; thence northerly, westerly, again northerly and again westerly along boundaries of that lot and onwards to the centreline of Bladendale Road; thence generally southwesterly and southerly along that centreline to the prolongation easterly of the northern boundary of the northeastern severance of Lot 9649, as shown on Deposited Plan 233565; thence westerly to and westerly and southerly along boundaries of that severance and onwards to the centreline of Kukerin Road North; thence generally northwesterly along that centreline to and generally northwesterly, generally westerly and again generally northwesterly along the centreline of Kings Road to the prolongation easterly of the northern boundary of Lot 12418, as shown on Deposited Plan 146191; thence westerly to and along that boundary and westerly and southerly along the northern and western boundaries of Lot 12588, as shown on Deposited Plan 146190 to the northeastern corner of Lot 12333, as shown on Deposited Plan 146189; thence westerly and southerly along the northern and western boundaries of that lot and southerly along the western boundary of Lot 8397, as shown on Deposited Plan 133140 and onwards to the centreline of Treloars Road; thence easterly, southeasterly and again easterly along that centreline to the prolongation northerly of the centreline of Candlelight Road; thence southerly to and southerly, generally southwesterly and again southerly along that centreline and onwards to the centreline of the Wagin to Lake Grace Railway; thence generally northeasterly along that centreline to the prolongation northerly of the eastern boundary of Lot 14923, as shown on Deposited Plan 206745; thence southerly to and along that boundary to the northwestern corner of Lot 14959, as shown on Deposited Plan 206749; thence easterly, southerly and again easterly along boundaries of that lot to the southernmost southeastern corner of Lot 10756, as shown on Deposited Plan 228658; thence northeasterly along the southeastern boundary of that lot and onwards to the western boundary of Lot 10754, as shown on Deposited Plan 228658; thence southerly and easterly along the western and southern boundaries of that lot and onwards to the centreline of Kukerin Road South; thence southeasterly along that centreline to the prolongation southerly of the eastern boundary of Lot 10598, as shown on Deposited Plan 233445; thence northerly to and along that boundary and northerly along the eastern boundary of Lot 15205, as shown on Deposited Plan 166516 and onwards to the centreline of Siberia Road and thence generally northeasterly along that centreline to the starting point.

Schedule 3

North Ward

All that portion of land bounded by lines starting from the intersection of the westernmost western boundary of Lot 10780, as shown on Deposited Plan 228727 with the prolongation northeasterly of the centreline of an unnamed road passing along the southeastern boundaries of Lot 13868, as shown on Deposited Plan 161218 and Lot 9742, as shown on Deposited Plan 233571, a point on a present eastern boundary of the Shire of Dumbleyung and extending southwesterly to and along that centreline to the prolongation easterly of the centreline of Tarin Rock Road South; thence westerly to and along that centreline and westerly, northerly, again westerly, northwesterly and southwesterly along the centreline of Siberia Road to the prolongation southerly of the eastern boundary of Lot 15274 as shown on Deposited Plan 167334 and extending northerly to and along that boundary to the southeastern corner of Lot 15663, as shown on Deposited Plan 182695; thence northerly, westerly and again northerly along boundaries of that lot to the southeastern corner of Lot 11101, as shown on Deposited Plan 85167; thence westerly along the southern boundary of that lot and westerly along the southern boundary of the southeastern severance of Lot 9648, as shown on Deposited Plan 233565 and onwards to the centreline of Kukerin Road North East; thence northeasterly along that centreline and onwards to the centreline of Old Lake Grace Road; thence westerly along that centreline to the prolongation southerly of the eastern boundary of northernmost central severance of Lot 9648, as shown on Deposited Plan 233565; thence northerly to and along that severance and onwards to and northerly along the eastern boundary of the southern severance of Lot 12903, as shown on Deposited Plan 147398 and again onwards to a southeastern boundary of the northern severance of the last mentioned lot; thence northeasterly and northerly along the southeasterly and eastern boundaries of that severance to the easternmost southwestern corner of Lot 13945, as shown on Deposited Plan 207041; thence northerly, westerly, again northerly and again westerly along boundaries of that lot and onwards to the centreline of Bladendale Road; thence generally southwesterly and southerly along that centreline to the prolongation easterly of the northern boundary of the northeastern severance of Lot 9649, as shown on Deposited Plan 233565; thence westerly to and westerly and southerly along boundaries of that severance and onwards to the centreline of Kukerin Road North; thence generally northwesterly along that centreline to and generally northwesterly, generally westerly and again generally northwesterly along the centreline of Kings Road to the prolongation easterly of the northern boundary of Lot 12418, as shown on Deposited Plan 146191; thence westerly to and along that boundary and westerly and southerly along the northern and western boundaries of Lot 12588, as shown on Deposited Plan 146190 to the northeastern corner of Lot 12333, as shown on Deposited Plan 146189; thence westerly and southerly along the northern and western boundaries of that lot and southerly along the western boundary of Lot 8397, as shown on Deposited Plan 133140 and onwards to the centreline of Treloars Road; thence easterly, southeasterly and again easterly along that centreline to the prolongation northerly of the centreline of Candlelight Road; thence southerly to and southerly, generally southwesterly and again southerly along that centreline and onwards to the centreline of the Lake Grace to Wagin Railway; thence generally southwesterly, generally northwesterly, again generally southwesterly, again generally northwesterly and again generally southwesterly along that centreline to the prolongation easterly of the southern boundary of the northwestern severance of Lot 5887, as shown on Deposited Plan 130862; thence westerly to and westerly and northerly along boundaries of that severance to the prolongation easterly of the southern boundary of the southwestern severance of Lot 6709, as shown on Deposited Plan 233489; thence westerly to and along that boundary to the northeastern corner of the northern severance of Lot 3248, as shown on Deposited Plan 110987; thence southerly along the eastern boundary of that severance and southerly along the eastern boundary of Lot 12805, as shown on Deposited Plan 233472 to the northeastern corner of the central severance of Lot 3248, as shown on Deposited Plan 110987; thence southerly along the eastern boundary of that severance and onwards to the northeastern corner of the southern severance of Lot 3248; thence southerly and westerly along the eastern and southern boundaries of that severance and westerly along the northern side of Bairstow Street and onwards to prolongation northerly of the western side of Conway Street; thence southerly to and along that side and southerly along the western boundary of Lot 270 (Reserve 33911) and onwards to the centreline of the Lake Grace to Wagin Railway; thence generally northwesterly along that centreline to the prolongation northerly of the eastern boundary of the southern severance of Lot 2802, as shown on Deposited Plan 118610; thence northerly along that prolongation to a northeastern boundary of Reserve 11315, a point on a present northeastern boundary of the Shire of Dumbleyung and thence generally northerly, generally easterly, again generally northerly, again generally easterly and generally southerly along boundaries of that shire to the starting point.

Schedule 4

South Ward

All that portion of land bounded by lines starting from the intersection of the prolongation northerly of the eastern boundary of Lot 1455, as shown on Deposited Plan 107362 with the centreline of Bullock Hills Road, a point on a present western boundary of the Shire of Dumbleyung and extending generally southeasterly along that centreline and onwards to the centreline of Katanning-Dumbleyung Road; thence generally northeasterly along that centreline to the prolongation westerly of the southern boundary of Lot 6809, as shown on Deposited Plan 233490; thence easterly to and along that boundary and generally easterly and easterly along the southern boundaries of Lot 6814 and Lot 9350, as shown on Deposited Plan 233490 and onwards to the centreline of Rifle Range Road; thence northwesterly and generally northerly along that centreline to the prolongation westerly of the

northern boundary of Lot 6027, as shown on Deposited Plan 132160; thence easterly to and along that boundary and onwards to and easterly along the northern boundary of Reserve 12238 to the northwestern corner of Lot 6028, as shown on Deposited Plan 120104; thence easterly, southerly and again easterly along boundaries of that lot to the eastern side of Brown Street; thence northerly along that side and onwards to the southern boundary of the southeastern severance of Lot 5887, as shown on Deposited Plan 130862; thence westerly along that severance and onwards to the centreline of the Wagin to Lake Grace Railway; thence generally northeasterly, generally southeasterly, again generally northeasterly, again generally southeasterly and again generally northeasterly along that centreline to the prolongation northerly of the eastern boundary of Lot 14923, as shown on Deposited Plan 206745; thence southerly to and along that boundary to the northwestern corner of Lot 14959, as shown on Deposited Plan 206749; thence easterly, southerly and again easterly along boundaries of that lot to the southernmost southeastern corner of Lot 10756, as shown on Deposited Plan 228658; thence northeasterly along the southeastern boundary of that lot and onwards to the western boundary of Lot 10754, as shown on Deposited Plan 228658; thence southerly and easterly along the western and southern boundaries of that lot and onwards to the centreline of Kukerin Road South; thence southeasterly along that centreline to the prolongation southerly of the eastern boundary of Lot 10598, as shown on Deposited Plan 233445; thence northerly to and along that boundary and northerly along the eastern boundary of Lot 15205, as shown on Deposited Plan 166516 and onwards to the centreline of Siberia Road; thence generally northeasterly, southeasterly, easterly, southerly and again easterly along that centreline to and easterly along the centreline of Tarin Rock Road South and onwards to the centreline of an unnamed road passing along the southeastern boundaries of Lot 9742, as shown on Deposited Plan 233571 and Lot 13868, as shown on Deposited Plan 161218; thence northeasterly along that centreline and onwards to the westernmost western boundary of Lot 10780, as shown on Deposited Plan 228727, a point on a present eastern boundary of the Shire of Dumbleyung and thence generally southerly, generally westerly, again generally southerly, again generally westerly and generally northerly along boundaries of that shire to the starting point.

LG407*

LOCAL GOVERNMENT ACT 1995

**DISTRICT OF GOOMALLING (CHANGE OF WARD BOUNDARIES AND REPRESENTATION)
ORDER 2002**

Made by the Governor in Executive Council.

1. Citation

This Order may be cited as the District of Goomalling (Change of Ward Boundaries and Representation) Order 2002.

2. Change of ward boundaries (s. 2.2 (1) (c) of the Act)

- (1) On and after the first ordinary elections day after the commencement of this order, the North Ward in the district of Goomalling consists of the land described in Schedule 1.
- (2) On and after the first ordinary elections day after the commencement of this order, the Central Ward in the district of Goomalling consists of the land described in Schedule 2.
- (3) On and after the first ordinary elections day after the commencement of this order, the South Ward in the district of Goomalling consists of the land described in Schedule 3.

3. Number of councillors changed (s. 2.18 (3) of the Act)

On and after the first ordinary elections day after the commencement of this order—

- (a) the number of offices of councillor for the Central Ward in the district of Goomalling is 1 instead of 2; and
- (b) the number of offices of councillor for the Town Ward in the district of Goomalling is 4 instead of 3.

4. Election to fill vacancies (s. 4.11 and 9.62 of the Act)

- (1) An election is to be held to fill the offices of councillor in the district of Goomalling that are created under clause 3.
- (2) Any poll needed for an election to fill the offices of councillor in the district of Goomalling is to be held on the first ordinary elections day after the commencement of this order.
- (3) Part 4 of the Act applies to preparing for and conducting the election as if the amendments effected by clauses 2 and 3 had taken effect on the day on which this order commenced.
- (4) For the purposes of subclause (3)—
 - (a) Part 4 of the Act is modified to the extent necessary to give effect to subclauses (1), (2) and (3); and
 - (b) without limiting paragraph (a), a reference in Part 4 of the Act to a ward, in relation to the district of Goomalling, is to be read as a reference to the North Ward, Central Ward, South Ward and Town Ward of the district as the respective ward is or will be, as the result of the operation of clauses 2 and 3 on and after the first ordinary elections day after the commencement of this order.

By Command of the Governor

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

Schedule 1

North Ward

All that portion of land bounded by lines starting from the intersection of a line joining the northernmost northern corner of the eastern severance of Lot M1202, as shown on Office of Titles Plan 4506 sheet 2 and the prolongation northwesterly of the southwestern boundary of Lot 2154, as shown on Deposited Plan 252440 with the centreline of Bolgart East Road, a point on a present northwestern boundary of the Shire of Goomalling and extending generally southeasterly, generally northeasterly, again generally southeasterly and again generally northeasterly along the centreline of Bolgart East Road and onwards to the centreline of Calingiri-Goomalling Road; thence generally southeasterly, generally northeasterly and again generally southeasterly along that centreline to the prolongation southwesterly of the southeastern boundary of Lot 2333, as shown on Deposited Plan 100718; thence northeasterly to and along that boundary and northeasterly along the southeastern boundary of the southwestern severance of Lot 2508, as shown on Deposited Plan 255868 and onwards to and along the southeastern boundary of the northeastern severance of the last mentioned lot and onwards to the centreline of Northam-Pithara Road; thence generally southeasterly along that centreline to the prolongation southwesterly of the centreline of Goomalling-Wyalkatchem Road; thence northeasterly to and generally northeasterly along that centreline to the prolongation westerly of the centreline of Berring East Road; thence easterly to and generally easterly and generally northeasterly along that centreline to the prolongation northerly of the western boundary of Lot 10595, as shown on Deposited Plan 129388, a point on a present eastern boundary of the Shire of Goomalling and thence generally northerly, generally westerly and generally southerly along boundaries of that shire to the starting point.

Schedule 2

Central Ward

All that portion of land bounded by lines starting from the intersection of a line joining the northern corner of the eastern severance of Lot M1202, as shown on Office of Titles Plan 4506 sheet 2 and the prolongation northwesterly of the southwestern boundary of Lot 2154, as shown on Deposited Plan 252440 with the centreline of Bolgart East Road, a point on a present northwestern boundary of the Shire of Goomalling and extending generally southeasterly, generally northeasterly, again generally southeasterly and again generally northeasterly along the centreline of Bolgart East Road and onwards to the centreline of Calingiri-Goomalling Road; thence generally southeasterly, generally northeasterly and again generally southeasterly along that centreline to the prolongation southwesterly of the southeastern boundary of Lot 2333, as shown on Deposited Plan 100718; thence northeasterly to and along that boundary and northeasterly along the southeastern boundary of the southwestern severance of Lot 2508, as shown on Deposited Plan 255868 and onwards to and along the southeastern boundary of the northeastern severance of the last mentioned lot and onwards to the centreline of Northam-Pithara Road; thence generally southeasterly along that centreline to the prolongation southwesterly of the centreline of Goomalling-Wyalkatchem Road; thence northeasterly to and generally northeasterly along that centreline to the prolongation westerly of the centreline of Berring East Road; thence easterly to and generally easterly and generally northeasterly along that centreline to the prolongation northerly of the western boundary of Lot 10595, as shown on Deposited Plan 129388, a point on a present eastern boundary of the Shire of Goomalling; thence generally southerly along boundaries of that shire to the centreline of an unnamed road passing along the southern boundary of the southern severance of Lot 10, as shown on Deposited Plan 31403; thence westerly along that centreline and onwards to the centreline of Hagboom South Road; thence southerly, westerly, southwesterly and again westerly along that centreline and onwards to the prolongation southeasterly of the centreline of Sadler Road; thence northwesterly to and generally northwesterly and generally southwesterly along that centreline and onwards to the centreline of Goomalling-Meckering Road; thence generally northwesterly and generally northeasterly along that centreline to the prolongation northeasterly of the southeastern boundary of Lot 2164, as shown on Deposited Plan 251202; thence southwesterly to and along that boundary and onwards to the northeastern boundary of Lot 21517, as shown on Deposited Plan 252857; thence northwesterly, southwesterly, southeasterly and again southwesterly along boundaries of that lot and onwards to the prolongation southeasterly of the northeastern boundary of the northeastern severance of Lot 2737, as shown on Deposited Plan 100714; thence northwesterly to and northwesterly and southwesterly along the northeastern and northwestern boundaries of that severance and onwards to and along the northwestern boundary of the northwestern severance of the last mentioned lot and onwards to the northern corner of Lot 4024, as shown on Deposited Plan 106846; thence southwesterly and southeasterly along the northwestern and southwestern boundaries of that lot to the easternmost northern corner of the eastern severance of Lot 6304, as shown on Deposited Plan 250956; thence southwesterly along the northernmost northwestern boundary of that severance and onwards to and southwesterly and northwesterly along the southeastern and southwestern boundaries of the southernmost southern severance of Lot 2605, as shown on Deposited Plan 256932 to the eastern corner of Lot 2729, as shown on Deposited Plan 256753; thence southwesterly, northwesterly and again southwesterly along boundaries of that lot and onwards to and southwesterly and northwesterly along the southeastern and southwestern boundaries of the central severance of Lot 40, as shown on Deposited Plan 29209 to the southeastern corner of Lot 3418, as shown on Deposited Plan 253239; thence southwesterly along the southeastern boundary of that lot and southwesterly and northwesterly along the southeastern and southwestern boundaries of Lot 20133, as shown on Deposited Plan 251905 to the eastern corner of Lot 2290, as shown on Deposited Plan 255869; thence

southwesterly along the southeastern boundary of that lot and onwards to and southwesterly and northwesterly along the southeastern and southwestern boundaries of Lot 21531, as shown on Deposited Plan 253642 to the southernmost southeastern boundary of Lot 12616, as shown Deposited Plan 251007; thence southwesterly along that boundary and southwesterly along the southeastern boundary of Lot 12617, as shown on Deposited Plan 251904 and onwards to and southwesterly and northwesterly along the southeastern and southwestern boundaries of Lot 15479, as shown on Deposited Plan 254507 and onwards to a southeastern boundary of the southwestern severance of Lot 23222, as shown on Deposited Plan 148133; thence generally southwesterly and northwesterly along boundaries of that severance to the southeastern boundary of Lot M483, as shown on Office of Titles Plan 2973; thence southwesterly, northwesterly, northerly, again northwesterly and again northerly along boundaries of that lot to the prolongation northeasterly of the southeastern boundary of Lot M481; thence southwesterly to and southwesterly, northwesterly, again southwesterly, southeasterly, again southwesterly and again northwesterly along boundaries of that lot to the southeastern corner of Lot M505; thence southwesterly and northwesterly along the southeastern and southwestern boundaries of that lot to the southeastern corner of the northeastern severance of Lot M476; thence southwesterly along the southeastern boundary of that severance and onwards to and southwesterly along the southeastern boundary of the southwestern severance of the last mentioned lot and onwards to the centreline of an unnamed road passing along the northeastern boundaries of the central severance of Lot M512; thence generally northwesterly along that centreline to a line joining the northernmost northern corner of the eastern severance of Lot M1202, as shown on Office of Titles Plan 4506 sheet 2 and the prolongation northwesterly of the southwestern boundary of Lot 2154, as shown on Deposited Plan 252440, a point on a present northwestern boundary of the Shire of Goomalling and thence generally northerly along boundaries of that shire to the starting point.

Schedule 3

South Ward

All that portion of land bounded by lines starting from the intersection of the prolongation northerly of the western boundary of the northwestern severance of Lot 12653, as shown on Deposited Plan 132658 with the centreline of an unnamed road passing along the southern boundary of the southern severance of Lot 10, as shown on Deposited Plan 31403, a point on a present eastern boundary of the Shire of Goomalling and extending westerly along that centreline and onwards to the centreline of Hagboom South Road; thence southerly, westerly, southwesterly and again westerly along that centreline and onwards to the prolongation southeasterly of the centreline of Sadler Road; thence northwesterly to and generally northwesterly and generally southwesterly along that centreline and onwards to the centreline of Goomalling-Meckering Road; thence generally northwesterly and generally northeasterly along that centreline to the prolongation northeasterly of the southeastern boundary of Lot 2164, as shown on Deposited Plan 251202; thence southwesterly to and along that boundary and onwards to the northeastern boundary of Lot 21517, as shown on Deposited Plan 252857; thence northwesterly, southwesterly, southeasterly and again southwesterly along boundaries of that lot and onwards to the prolongation southeasterly of the northeastern boundary of the northeastern severance of Lot 2737, as shown on Deposited Plan 100714; thence northwesterly to and northwesterly and southwesterly along the northeastern and northwestern boundaries of that severance and onwards to and along the northwestern boundary of the northwestern severance of the last mentioned lot and onwards to the northern corner of Lot 4024, as shown on Deposited Plan 106846; thence southwesterly and southeasterly along the northwestern and southwestern boundaries of that lot to the easternmost northern corner of the eastern severance of Lot 6304, as shown on Deposited Plan 250956; thence southwesterly along the northernmost northwestern boundary of that severance and onwards to and southwesterly and northwesterly along the southeastern and southwestern boundaries of the southernmost southern severance of Lot 2605, as shown on Deposited Plan 256932 to the eastern corner of Lot 2729, as shown on Deposited Plan 256753; thence southwesterly, northwesterly and again southwesterly along boundaries of that lot and onwards to and southwesterly and northwesterly along the southeastern and southwestern boundaries of the central severance of Lot 40, as shown on Deposited Plan 29209 to the southeastern corner of Lot 3418, as shown on Deposited Plan 253239; thence southwesterly along the southeastern boundary of that lot and southwesterly and northwesterly along the southeastern and southwestern boundaries of Lot 20133, as shown on Deposited Plan 251905 to the eastern corner of Lot 2290, as shown on Deposited Plan 255869; thence southwesterly along the southeastern boundary of that lot and onwards to and southwesterly and northwesterly along the southeastern and southwestern boundaries of Lot 21531, as shown on Deposited Plan 253642 to the southernmost southeastern boundary of Lot 12616, as shown Deposited Plan 251007; thence southwesterly along that boundary and southwesterly along the southeastern boundary of Lot 12617, as shown on Deposited Plan 251904 and onwards to and southwesterly and northwesterly along the southeastern and southwestern boundaries of Lot 15479, as shown on Deposited Plan 254507 and onwards to a southeastern boundary of the southwestern severance of Lot 23222, as shown on Deposited Plan 148133; thence generally southwesterly and northwesterly along boundaries of that severance to the southeastern boundary of Lot M483, as shown on Office of Titles Plan 2973; thence southwesterly, northwesterly, northerly, again northwesterly and again northerly along boundaries of that lot to the prolongation northeasterly of the southeastern boundary of Lot M481; thence southwesterly to and southwesterly, northwesterly, again southwesterly, southeasterly, again southwesterly and again northwesterly along boundaries of that lot to the southeastern corner of Lot M505; thence southwesterly and northwesterly along the southeastern and southwestern boundaries of that lot to the southeastern corner of the northeastern severance of Lot M476; thence southwesterly along the southeastern

boundary of that severance and onwards to and southwesterly along the southeastern boundary of the southwestern severance of the last mentioned lot and onwards to the centreline of an unnamed road passing along the northeastern boundaries of the central severance of Lot M512; thence generally northwesterly along that centreline to a line joining the northernmost northern corner of the eastern severance of Lot M1202, as shown on Office of Titles Plan 4506 sheet 2 and the prolongation northwesterly of the southwestern boundary of Lot 2154, as shown on Deposited Plan 252440, a point on a present northwestern boundary of the Shire of Goomalling and thence generally southerly, generally easterly, generally northeasterly and northerly along boundaries of that shire to the starting point.

LG408

LOCAL GOVERNMENT ACT 1995

DISTRICT OF GOSNELLS (CHANGE OF WARD BOUNDARIES) ORDER 2002

Made by the Governor in Executive Council.

1. Citation

This Order may be cited as the District of Gosnells (Change of Ward Boundaries) Order 2002.

2. Change of ward boundaries (s. 2.2 (1) (c) of the Act)

- (1) On and after the first ordinary elections day after the commencement of this order, the Bickley Ward in the district of Gosnells consists of the land described in Schedule 1.
- (2) On and after the first ordinary elections day after the commencement of this order, the Canning Vale Ward in the district of Gosnells consists of the land described in Schedule 2.
- (3) On and after the first ordinary elections day after the commencement of this order, the Gosnells Ward in the district of Gosnells consists of the land described in Schedule 3.

3. Election to fill vacancies (s. 4.11 and 9.62 of the Act)

- (1) Any poll needed for an election to fill offices of councillor in the district of Gosnells is to be held on the first ordinary elections day after the commencement of this order.
- (2) Part 4 of the Act applies to preparing for and conducting the election as if the amendments effected by clause 2 had taken effect on the day on which this order commenced.
- (3) For the purposes of subclause (2)—
 - (a) Part 4 of the Act is modified to the extent necessary to give effect to subclause (2); and
 - (b) without limiting paragraph (a), a reference in Part 4 of the Act to a ward, in relation to the district of Gosnells, is to be read as a reference to the Bickley Ward, Canning Vale Ward and Gosnells Ward of the district as the respective ward is or will be, as a result of the operation of clause 2 on and after the first ordinary elections day after the commencement of this order.

By Command of the Governor

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

Schedule 1

Bickley Ward

All that portion of land bounded by lines starting from the intersection of the prolongation westerly of the southern boundary of Canning Location 63 with the centreline of the Canning River, a point on a present southern boundary of the City of Gosnells and extending generally northeasterly and generally northwesterly downwards along that centreline to the centreline of Station Street; thence generally northeasterly along that centreline to the centreline of Mills Road West; thence generally northwesterly along that centreline and onwards to the prolongation northeasterly of the easternmost southeastern boundary of Lot 21, as shown on Office of Titles Diagram 69931; thence southwesterly to and southwesterly and northwesterly along boundaries of that lot and southwesterly along the southeastern boundary of Lot 501, as shown on Office of Titles Diagram 82510 to the southeastern corner of Lot 2942 (Reserve 34884); thence southwesterly along the southeastern boundary of that lot and onwards to the centreline of the Canning River; thence generally northwesterly, generally westerly and again generally northwesterly downwards along that centreline to the centreline of Roe Highway (undedicated), as shown on Office of Titles Diagrams 7804, 6624, 48677 and Office of Titles Plans 7187 sheets 2, 3 and 4; thence generally southwesterly along that centreline to the centreline of Nicholson Road, a point on a present northwestern boundary of the City of Gosnells and thence generally northeasterly, generally southeasterly, generally southwesterly and generally westerly along boundaries of that city to the starting point.

Schedule 2

Canning Vale Ward

All that portion of land bounded by lines starting from the westernmost southwestern corner of Lot 11, as shown on Office of Titles Diagram 63776, a point on a present southwestern boundary of the City of Gosnells and extending northwesterly along a northeastern side of Ranford Road and generally northeasterly along the southeastern sides of Warton Road and onwards to the prolongation northwesterly of the centreline of Corfield Street; thence southeasterly to and generally southeasterly along that centreline to the centreline of the Southern River; thence generally northerly and generally northeasterly downwards along that centreline and onwards to the centreline of the Canning River; thence generally northwesterly downwards along that centreline to the centreline of Roe Highway (undedicated), as shown on Office of Titles Diagrams 7804, 6624, 48677 and Office of Titles Plans 7187 sheets 2, 3 and 4; thence generally southwesterly along that centreline to the centreline of Nicholson Road, a point on a present northwestern boundary of the City of Gosnells and thence southwesterly, southeasterly, generally southwesterly, generally southeasterly, generally northeasterly and again southeasterly along boundaries of that city to the starting point.

Schedule 3

Gosnells Ward

All that portion of land bounded by lines starting from the intersection of the prolongation westerly of the southern boundary of Canning Location 63 with the centreline of the Canning River, a point on a present southern boundary of the City of Gosnells and extending generally northeasterly and generally northwesterly downwards along that centreline to the centreline of Station Street; thence generally northeasterly along that centreline to the centreline of Mills Road West; thence generally northwesterly along that centreline and onwards to the prolongation northeasterly of the easternmost southeastern boundary of Lot 21, as shown on Office of Titles Diagram 69931; thence southwesterly to and southwesterly and northwesterly along boundaries of that lot and southwesterly along the southeastern boundary of Lot 501, as shown on Office of Titles Diagram 82510 to the southeastern corner of Lot 2942 (Reserve 34884); thence southwesterly along the southeastern boundary of that lot and onwards to the centreline of the Canning River; thence generally northwesterly and generally westerly downwards along that centreline to the prolongation northeasterly of the centreline of the Southern River; thence southwesterly to and generally southwesterly and southerly upwards along that centreline to the centreline of Corfield Street; thence generally northwesterly along that centreline and onwards to the prolongation northeasterly of a southeastern side of Warton Road; thence southwesterly to and generally southwesterly along sides of that road and southeasterly along a northeastern side of Ranford Road to the westernmost southwestern corner of Lot 11, as shown on Office of Titles Diagram 63776, a point on a present southwestern boundary of the City of Gosnells and thence generally southeasterly, generally northeasterly and easterly along boundaries of that city to the starting point.

LG409**LOCAL GOVERNMENT ACT 1995****DISTRICT OF NAREMBEEN (CHANGE OF WARD BOUNDARIES AND REPRESENTATION)
ORDER 2003**

Made by the Governor in Executive Council.

1. Citation

This Order may be cited as the District of Narembeen (Change of Ward Boundaries and Representation) Order 2003.

2. Abolition of existing wards (s. 2.2 (1) (d) of the Act)

On the first ordinary elections day after the commencement of this order, the Central Ward, South Ward and North Ward in the district of Narembeen are abolished.

3. New ward created (s. 2.2 (1) (c) of the Act)

On and after the first ordinary elections day after the commencement of this order, the Rural Ward in the district of Narembeen consists of the land described in Schedule 1.

4. Number of councillors for new ward (s. 2.18 (3) of the Act)

On and after the first ordinary elections day after the commencement of this order, the number of offices of councillor for the Rural Ward in the district of Narembeen is five (5).

5. Number of councillors changed (s. 2.18 (3) of the Act)

On and after the first ordinary elections day after the commencement of this order, the number of offices of councillor for the Town Ward in the district of Narembeen is four (4) instead of two (2).

6. Declaration of vacant offices (s 2.35 and 9.62 of the Act)

All offices of member of the council of the Central Ward, North Ward and South Ward of the Shire of Narembeen become vacant immediately before the first ordinary elections day after the commencement of this order.

7. Election to fill vacancies (s. 4.11 and 9.62 of the Act)

(1) An election is to be held to fill the offices that are created under clauses 4 and 5.

(2) Any poll needed for an election to fill the offices is to be held on the first ordinary elections day after the commencement of this order.

(3) Part 4 of the Act applies to preparing for and conducting the election as if the amendments effected by clauses 2, 3, 4, 5 and 6 had taken effect on the day on which this order commenced.

(4) For the purposes of subclause (3)—

(a) Part 4 of the Act is modified to the extent necessary to give effect to subclauses (1), (2) and (3); and

(b) without limiting paragraph (a), a reference in Part 4 of the Act to a ward, in relation to the district of Narembeen, is to be read as a reference to the Rural Ward and the Town Ward of the district as the respective ward is or will be, as a result of the operation of clauses 2, 3, 4, 5 and 6, on and after the first ordinary elections day after the commencement of this order.

By Command of the Governor

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

Schedule 1

Rural Ward

All that land which formerly comprised the Central Ward, South Ward and North Ward in the district of Narembeen as described in the Schedule of the Shire of Narembeen (Ward Boundaries and Representation) Order No. 1 1987 and published in the *Government Gazette*, 18 December 1987 pp 4503-4505.

LG410**LOCAL GOVERNMENT ACT 1995**

DISTRICT OF RAVENSTHORPE (CHANGE OF WARD BOUNDARIES AND REPRESENTATION)
ORDER 2003

Made by the Governor in Executive Council.

1. Citation

This Order may be cited as the District of Ravensthorpe (Change of Ward Boundaries and Representation) Order 2003.

2. Abolition of existing wards (s. 2.2 (1) (d) of the Act)

On the first ordinary elections day after the commencement of this order, all wards in the district of Ravensthorpe are abolished.

3. New wards created (s. 2.2 (1) (c) of the Act)

(1) On and after the first ordinary elections day after the commencement of this order, the Hopetoun Ward in the district of Ravensthorpe consists of the land described in Schedule 1.

(2) On and after the first ordinary elections day after the commencement of this order, the Ravensthorpe Ward in the district of Ravensthorpe consists of the land described in Schedule 2.

(3) On and after the first ordinary elections day after the commencement of this order, the Rural Ward in the district of Ravensthorpe consists of the land described in Schedule 3.

4. Number of councillors changed (s. 2.18 (3) of the Act)

On and after the first ordinary elections day after the commencement of this order the number of offices of councillor on the council of the district of Ravensthorpe is seven (7) instead of eight (8).

5. Number of councillors for new wards (5.2.18 (3) of the Act)

On and after the first ordinary elections day after the commencement of this order—

(a) the number of offices of councillor for the Hopetoun Ward and the Ravensthorpe Ward in the district of Ravensthorpe is 2 each; and

(b) the number of offices of councillor for the Rural Ward in the district of Ravensthorpe is 3.

6. Declaration of vacant offices (s 2.35 and 9.62 of the Act)

All offices of member of the council of the Shire of Ravensthorpe become vacant immediately before the first ordinary elections day after the commencement of this order.

7. Election to fill vacancies (s. 4.11 and 9.62 of the Act)

- (1) An election is to be held to fill the offices that become vacant under clause 6.
- (2) Any poll needed for an election to fill the offices is to be held on the first ordinary elections day after the commencement of this order.
- (3) Part 4 of the Act applies to preparing for and conducting the election as if the amendments effected by clauses 2, 3, 4, 5 and 6 had taken effect on the day on which this order commenced.
- (4) For the purposes of subclause (3)—
- (a) Part 4 of the Act is modified to the extent necessary to give effect to subclauses (1), (2) and (3); and
 - (b) without limiting paragraph (a), a reference in Part 4 of the Act to a ward, in relation to the district of Ravensthorpe, is to be read as a reference to the Hopetoun Ward, Ravensthorpe Ward and the Rural Ward of the district as the respective ward is or will be, as a result of the operation of clauses 3, 4 and 5, on and after the first ordinary elections day after the commencement of this order.

By Command of the Governor

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

Schedule 1

Hopetoun Ward

All that portion of land bounded by lines starting from the intersection of the Low Water Mark of the Southern Ocean with the prolongation southerly of the western boundary of the southern severance of Oldfield Location 1450 (Reserve 34998), a point on a present southern boundary of the Shire of Ravensthorpe and extending northerly to and along that boundary to a western shore of Culham Inlet; thence generally northeasterly and northwesterly along that shore and northwesterly and generally northeasterly upwards along the left bank of Steere River to a southwestern side of John Forrest Road; thence southeasterly along that side and southeasterly along sides of Road Number 7964 to a western side of an unnamed road; thence southwesterly along that side to a prolongation northwesterly of the southwestern side of Steeredale Road; thence southeasterly to and along sides of that road and onwards to a southeastern side of Hopetoun-Ravensthorpe Road; thence southwesterly along sides of that Road to the westernmost corner of the southern severance of Reserve 7853, a point on a present northern boundary of Hopetoun Townsite; thence easterly and southerly along boundaries of that severance to a northern side of Southern Ocean East Road; thence northeasterly along that side to the prolongation northerly of the eastern boundary of Lot 692 (Part Reserve 28280), as shown on Deposited Plan 93629; thence southerly to and along that boundary and onwards to the Low Water Mark of the Southern Ocean, a point on a present southern boundary of the Shire of Ravensthorpe and thence generally southwesterly and generally northwesterly along that mark to the starting point.

Schedule 2

Ravensthorpe Ward

All that portion of land bounded by the lines starting from the intersection of the left bank of Phillips River with a southwestern side of South Coast Highway and extending generally northeasterly, easterly and southerly along sides of that highway to a line in prolongation southerly of an eastern side of Newdegate-Ravensthorpe Road; thence northerly to and northerly, generally northwesterly and again northerly along sides of that road to a line in prolongation northwesterly of a southwestern side of Old Newdegate Road; thence southeasterly to and generally southeasterly and southerly along sides of that road to a line in prolongation westerly of the northern boundary of Ravensthorpe Lot 761; thence easterly to and along that boundary to the southeastern corner of Lot 1430, as shown on Deposited Plan 186420; thence northerly along the eastern boundary of that lot and northerly along the eastern boundary of Lot 1451, as shown on Deposited Plan 187517, to the southwestern corner of Lot 460 (Reserve 9029), as shown on Deposited Plan 194460; thence northerly, easterly and southerly along boundaries of that lot to a northern side of Chambers Street; thence easterly along that side and onwards to the northernmost northwestern corner of Lot 819 (Reserve 17373), as shown on Deposited Plan 220331; thence easterly along the northern boundary of that lot to the southwestern corner of the southwestern severance of Lot 227, as shown on Deposited Plan 201872; thence easterly, northeasterly and southeasterly along boundaries of that lot and onwards to a southeastern side of Jamieson Street; thence generally northeasterly and easterly along sides of that street to a southern side of South Coast Highway; thence easterly, northeasterly, generally easterly and generally southeasterly along sides of that highway to a southeastern side of Elverdton Road; thence generally southwesterly along the southeastern sides of that road to a northeastern side of Hopetoun-Ravensthorpe Road; thence northwesterly, northerly and generally northwesterly along sides of that road to the prolongation northeasterly of the northernmost northwestern boundary of Oldfield Location 1291 (Part Reserve 16119); thence southwesterly to and generally southwesterly, southerly, westerly, again southerly, again westerly and generally southeasterly and generally southerly along boundaries of that location to the prolongation northeasterly of the southeastern boundary of the eastern severance of Location 1053; thence southwesterly to and along that boundary and

southwesterly and northwesterly along boundaries of Location 1228 (Reserve 30340) to the southern corner of the western severance of Location 1053; thence northwesterly along the southwestern boundary of that location and onwards to a northwestern side of Moir Road (Road Number 6284); thence generally southwesterly, southerly, again generally southwesterly, again southerly and southwesterly along sides of that road to the left bank of Phillips River and thence generally northwesterly upwards along that bank to the starting point.

Schedule 3

Rural Ward

All that portion of land bounded by lines starting from the intersection of the Low Water Mark of the Southern Ocean with the prolongation southerly of the western boundary of the southern severance of Oldfield Location 1450 (Reserve 34998), a point on a present southern boundary of the Shire of Ravensthorpe and thence extending generally southwesterly, generally northerly, generally northeasterly, generally northwesterly, westerly, generally southerly and generally easterly along boundaries of that shire to the starting point. Excluding the Ravensthorpe Ward and Hopetoun Ward.

LG411

LOCAL GOVERNMENT ACT 1995

DISTRICT OF WONGAN-BALLIDU (ABOLITION OF WARDS) ORDER 2003

Made by the Governor in Executive Council.

1. Citation

This Order may be cited as the District of Wongan-Ballidu (Abolition of Wards) Order 2003.

2. Abolition of wards (s. 2.2 (1) (d) of the Act)

All the wards in the district of Wongan-Ballidu are abolished immediately before the first ordinary elections day held after the commencement of this order.

3. Declaration of vacant offices (ss. 2.35 and 9.62 of the Act)

All the offices of member of the council of the Shire of Wongan-Ballidu become vacant immediately before the first ordinary elections day after the commencement of this order.

4. Election to fill vacancies (s. 4.11 and 9.62 of the Act)

(1) An election is to be held to fill the offices that become vacant under clause 3.

(2) Any poll needed for an election to fill the offices is to be held on the first ordinary elections day after the commencement of this order.

(3) Part 4 of the Act applies to preparing for and conducting the election as if the clauses 2 and 3 had taken effect on the day on which this order commenced.

(4) For the purposes of subclause (3), Part 4 of the Act is modified to the extent necessary to give effect to subclauses (1), (2) and (3).

By Command of the Governor

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

MINERALS AND PETROLEUM

MP101*

PRINTERS CORRECTION

MINING ACT 1978

NOTICE OF INTENTION TO FORFEIT

An error occurred in the notice published under the above heading on page 119 of *Government Gazette* No. 7 dated 17 January 2003 and is corrected as follows.

At page 119 in the Exploration Licences list between numbers 80/1409 and 15/468 insert the heading " Mining Leases ".

MP401***PETROLEUM (SUBMERGED LANDS) ACT 1967**

NOTICE OF GRANT OF EXPLORATION PERMIT

Exploration Permit No. WA-337-P has been granted to Kerr-McGee NW Shelf Australia Energy Pty Ltd to have effect for a period of six (6) years from 15 January 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP402***PETROLEUM (SUBMERGED LANDS) ACT 1967**

NOTICE OF GRANT OF EXPLORATION PERMITS

Exploration Permit No. WA-338-P has been granted to Santos Offshore Pty Ltd and SK Corporation to have effect for a period of six (6) years from 15 January 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP403***PETROLEUM (SUBMERGED LANDS) ACT 1967**

NOTICE OF GRANT OF EXPLORATION PERMIT

Exploration Permit No. WA-339-P has been granted to Santos Offshore Pty Ltd and Kerr-McGee NW Shelf Australia Energy Pty Ltd to have effect for a period of six (6) years from 15 January 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP404**MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and
Petroleum Resources, Leonora.

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 provisions of Section 96 (1) (a) of the Mining Act 1978, for breach of covenant, viz, non-payment of rent.

R. H. BURTON (SM), Warden.

To be heard in the Warden's Court at Leonora on 13th March, 2003.

MOUNT MARGARET MINERAL FIELD*Mount Malcolm District*

Prospecting Licences

37/5225—Johnson's Well Mining NL
37/5887—Hawks, Graham Alfred
37/5894—Gutnick Resources NL
37/5895—Gutnick Resources NL
37/5941—Gutnick Resources NL
37/5942—Gutnick Resources NL

Mount Margaret District

Prospecting Licences

38/2937—Shadmar Pty Ltd
38/2942—Foley, Michael Joseph; Sullivan, Gavan Michael
38/2943—Foley, Michael Joseph; Sullivan, Gavan Michael
38/2949—Johnson's Well Mining NL

Mount Morgans District

Prospecting Licences

39/3184—Dixon, Trevor John; McKnight, Russell Geoffrey
 39/3185—Dixon, Trevor John; McKnight, Russell Geoffrey
 39/3449—Crew, Christopher; McKnight, Russell Geoffrey
 39/3818—Gutnick Resources NL
 39/3873—Johnson's Well Mining NL
 39/3878—Johnson's Well Mining NL
 39/3938—Attard Australia Pty Ltd

NORTH COOLGARDIE MINERAL FIELD

Niagara District

Prospecting Licences

40/1079—Duncan, William George Taine
 40/1080—Robinson, Gary John
 40/1084—Gutnick Resources NL
 40/1095—Alcock, Peter Jan

MP405**MINING ACT 1978**

FORFEITURES

Department of Minerals & Petroleum Resources,
 Perth WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) and 97(1) of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for breach of covenant viz; non payment of rent.

CLIVE BROWN MLA, Minister for State Development.

NUMBER	HOLDER	MINERAL FIELD
Exploration Licences		
04/1178	Mansfield, Godfrey Alexander Winston; Towers, Betty Alice	West Kimberley
04/1179	Mansfield, Godfrey Alexander Winston; Towers, Betty Alice	West Kimberley
04/1180	Mansfield, Godfrey Alexander Winston; Towers, Betty Alice	West Kimberley
04/1181	Mansfield, Godfrey Alexander Winston; Towers, Betty Alice	West Kimberley
51/910	Ore Search International Pty Ltd	Murchison
Mining Leases		
15/116	Brown, Eric Robert	Coolgardie
52/552	Soklich, Zdenko; Toomey, Thomas Luke; Walker, Lester Robert	Peak Hill
70/1007	Foley, Kevin Patrick; Ogilvie, Owen Robert John	South West

MP406**MINING ACT 1978**

FORFEITURES

Department of Minerals & Petroleum Resources,
 Perth WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) and 97(1) of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

CLIVE BROWN MLA, Minister for State Development.

NUMBER	HOLDER	MINERAL FIELD
Exploration Licences		
70/2216	Solomon, Ivan Frederick	South West

NUMBER	HOLDER	MINERAL FIELD
		Mining Leases
39/152	Monck, Athol Trevor	Mt Margaret
45/109	BGC Contracting Pty Ltd	Pilbara
45/113	BGC Contracting Pty Ltd	Pilbara
45/657	BGC Contracting Pty Ltd	Pilbara
63/71	Sharpe, Clifford	Dundas
70/234	Green, Amanda Louise; Green, Keith Lang Louis; Green, Pearl McKinnon	South West
80/309	Ynema, Marten Hendrick	Kimberley

MP407

MINING ACT 1978
FORFEITURES

Department of Minerals & Petroleum Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) and 97(1) of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

CLIVE BROWN MLA, Minister for State Development.

NUMBER	HOLDER	MINERAL FIELD
		Mining Leases
24/202	Paddington Gold Pty Ltd	Broad Arrow
27/262	Metal Quest Australia Ltd	North East Coolgardie
27/264	Metal Quest Australia Ltd	North East Coolgardie
27/265	Metal Quest Australia Ltd	North East Coolgardie
36/211	Hodges, Edward George; Mathews, Warren Paterick	East Murchison
80/227	Vuk, Stjepan	Kimberley

POLICE

PO502*

POLICE ACT 1892
POLICE AUCTION

Under the provisions of the Police Act 1892, unclaimed found and stolen property and bicycles will be sold by Public Auction at Smith Broughton & Sons, 1 Clayton Street, Midland on Saturday 1st February 2003 at 10.00 am.

The Auction is to be conducted by Mr Grant Walton.

B. MATTHEWS, Commissioner of Police,
Western Australia Police Service.

RACING, GAMING AND LIQUOR

RG401

LIQUOR LICENSING ACT 1988
SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about

the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
9567	Leonie Robinson	Application for the grant of a Restaurant licence in respect of premises situated in Nannup and known as Hamish's Gallery Café	16/2/03
9569	Colonial Brewing Company Pty Ltd	Application for the grant of a Hotel licence in respect of premises situated in Margaret River and known as Colonial Brewing Co.	16/2/03
9573	Tamrock Holdings Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Hamelin Pool and known as Hamelin Pool Caravan Park	18/2/03
9577	Mariana Chaplin and Constantin Ciobanu	Application for the grant of a Producer's licence in respect of premises situated in Broomehill and known as Broomehill Village Vineyard	23/2/03

This notice is published under section 67(5) of the Liquor Licensing Act 1988.

H. R. HIGHMAN, Director of Liquor Licensing.

WATER

WA401

WATER BOARDS ACT 1904

BUSSELTON WATER BOARD

The Governor in Executive Council has approved the appointment of the following persons as members of the Busselton Water Board—

Ms Debra Summers	for a period expiring on 31 May 2003
Mr David Reid	for a period expiring on 31 May 2003
Mr Justin Devitt	for a period expiring on 31 May 2004
Mr William Scott	for a period expiring on 31 May 2004
Mr Stephen Catchpole	for a period expiring on 31 May 2005
Mr Robert Tognela	for a period expiring on 31 May 2005

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

WA402*

WATER BOARDS ACT 1904

AQWEST - BUNBURY WATER BOARD

The Governor in Executive Council has approved the appointment of the following persons as members of the Aqwest - Bunbury Water Board—

Ms Vera Guinness	for a period expiring on 31 May 2003
Mr Max Brett	for a period expiring on 31 May 2003
Mr Vernon Haley	for a period expiring on 31 May 2004
Mr David Smith	for a period expiring on 31 May 2004
Ms Diana Phillips	for a period expiring on 31 May 2005
Mr Stephen Prosser	for a period expiring on 31 May 2005

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

PUBLIC NOTICES

ZZ201**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Melita May Sleaford, late of 29 Slaughter Street, Three Springs, Western Australia, retired nurse. 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 23rd day of February 2002, are required by the personal representative, of Alexander Peter Granich, care of Granich Partners of Level 1, 87 Colin Street, West Perth, Western Australia to send particulars of their claims to him by the 3rd day of March 2003, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ202**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Estate of the late Inez Irene Barbetti of Unit 36, 22 Hayes Street, Bunbury in the State of Western Australia, Home Duties.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased who died on 29 October 2002 are required to send particulars of their claims to the Executor care of RSM Bird Cameron, GPO Box R1253 Perth WA 6844 within one (1) month of the date of publication of this notice after which date the Executor may convey or distribute the assets having regard only to claims of which notice has been given.

GERALD LESLEY HOOD

c/- RSM Bird Cameron Chartered Accountants,

8 St. George's Terrace, Perth WA 6000.

Telephone (08) 9261 9100

Ref: 940916.

ZZ203**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Gail Lynette Eeles, late of 11 Dunvegan Road, Applecross in Western Australia, Registered Nurse.

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 October 2002 at Prahran in Victoria are required by the personal representative, being Allan Ross Wood to send particulars of their claims to 9 MacBean Place Duncraig, Western Australia 6023 within 30 days of publication of this notice after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ204**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 24th February 2003, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Anderson, Daphne May, late of 80 North Road Albany, died 17/12/02, (DE19841555EM17)

Biffin, Jean Winifred, late of 16 Bawdan Street Willagee, died 7/12/02, (DE19692196EM12)

- Boundy, Laura Muriel, late of Unit 12/9 Osborne Street Joondanna, died 28/11/02, (DE19943043EM17)
- Dillon, Emily Isabel, late of Frank Prendergast House 27 Pearson Drive Success, died 23/12/02, (DE19903580EM22)
- Dobson, Andrew Maurice, late of Unit 3 1-7 Walter Street Gosnells, died 12/10/02, (DE20010924EM44)
- Feakins, Albert Walter, late of 36 Barbican Street Shelley, died 2/12/02, (DE19870967EM12)
- Greive, Phyllis Sarah, late of Elanora Lodge 37 Hastie Street Bunbury, died 22/12/02, (DE19732401EM16)
- Hamilton, Mervyn John, late of Unit 4/67 Mallard Way Cannington formerly of Bay 27, Carnarvon Caravan Park Carnarvon, died 15/10/02, (DE19924689EM37)
- Howell, Dudley, late of 46 Swansea Street East Victoria Park, died 4/01/03, (DE19941857EM32)
- Humes, Olsen, late of 3 Hares Street Wilson, died 10/9/02, (DE30324439EM27)
- Jaiko, Franciszek also known as Franciszek Jajko, late of Romily House 19 Shenton Road Claremont, died 23/12/02, (DE19792849EM34)
- Jones, Mildred Dorothea, late of The Pines Lodge Ponte Vecchio Boulevard Ellenbrook, died 4/01/03, (DE19914205EM35)
- Krawczyk, Valentina, late of 470 Keane Street Mount Helena, died 10/12/02, (DE19991482EM15)
- Leicester, Alma Lydia, late of 15 Westlake Road Morley, died 13/11/02, (DE19982628EM15)
- Lodge, Josephine, late of 100 Spring Road Thornlie, died 1/10/02, (DE33018729EM25)
- Lomas, Alexander Norman, late of Murdoch Community Hospice 100 Murdoch Drive Murdoch formerly of Unit 10/115 Epsom Avenue Redcliffe, died 12/12/02, (DE19710107EM17)
- McKenney, Richard William, late of 18 James Street Bassendean, died 15/01/03, (DE19652545EM32)
- Olywa, Petro, late of 52 Williams Road Narrogin, died 26/4/2000, (DE30325191EM12)
- Phillips, Bradley Stuart, late of Unit 37/6 Verdelho Drive The Vines, died 8/6/02, (DE33017199EM45)
- Stone, Cecilia, late of 5 Nolyang Crescent Wanneroo, died 17/12/02, (DE20000120EM13)
- Utting, Gladys Emily, late of 372B Carrington Street Hamilton Hill, died 3/11/02, (DE19740072EM22)
- Wright, Bonita Grace, late of 113 Matheson Road Applecross, died 12/01/03, (DE19873280EM23)

ANTONINA ROSE McLAREN, Public Trustee,
Public Trust Office, 565 Hay Street, Perth WA 6000.
Telephone 9222 6777.

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STATE LAW PUBLISHER

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