



WESTERN AUSTRALIAN GOVERNMENT Gazette ISSN 1448-949X



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Table with 2 columns: Content and Page. Rows include Local Government, Planning and Infrastructure, and Public Notices.

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

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically. The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

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- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2004 (Prices include GST).

Deceased Estate notices, (per estate)—\$22.45

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$52.40

Other articles in Public Notices Section—\$52.40 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$10.45

Bulk Notices—\$194.70 per page

Clients who have an account will be invoiced for advertising charges.

Clients without an account will need to pay at time of lodging the notice.

PUBLISHING ALTERATIONS

Periodically the normal *Gazette* publishing times need to be altered to cater for disruption caused by public holidays.

- Easter and Christmas holidays cause disruption each year.
- Australia Day and Anzac Day cause disruption when they fall on a Tuesday or Friday.

In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

— PART 2 —

LOCAL GOVERNMENT

LG401

HEALTH ACT 1911*Shire of Exmouth***FEES AND CHARGES**

That Council give notice that at the adoption of its 2004/2005 Annual Budget it resolved pursuant to section 344C of the *Health Act 1911*, to fix the charges for the removal of house and trade refuse and other rubbish from premises under Section 112A(1)(b) of the said Act as follows—

Residential Rubbish Removal

2004/2005 Charge (1 collection per week) — \$175 (GST Free)

Commercial Rubbish Removal

2004/2005 Charge (4 collections per week) — \$525 (GST Free)

2004/2005 Charge (5 collections per week) — \$675 (GST Free)

R. J. COOPER, President.

K. J. GRAHAM, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954*City of Canning***FIREBREAK REQUIREMENTS**

Notice to all Owners and/or Occupiers of land within the City of Canning

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, you are hereby required on or before 31st October 2004 or within 14 days after the date of you becoming an owner or occupier should this be after 31st October 2004 and thereafter up to and including 31st March 2005 to have a firebreak clear of all flammable material at least three (3) metres wide immediately inside all external boundaries of the land and also immediately surrounding all buildings situated in the land. You are additionally required to clear and remove all vegetation overhanging adjacent properties and remove all dense vegetation from vacant properties and install further firebreaks on the land if necessary to achieve this.

If it is considered impracticable for any reason to clear firebreaks or carry out other work as required by this notice, you may apply to the Council or a duly authorised officer not later than 14 October 2004 for permission to install firebreaks in alternative locations on the land. If the Council or a duly authorised officer does not grant permission, you shall comply with the requirements of this notice.

Flammable material is defined for the purpose of this notice to include bush, (as defined in the Bush Fires Act) boxes, cartons, paper and like flammable materials, rubbish and also any other combustible matter, but does not include green standing trees or plants in gardens or lawns.

The penalty for failing to comply with the requirements of this notice is a penalty of not less than \$250 or more than \$5,000 and such person in default is also liable, whether prosecuted or not, to pay the costs of a private contractor being engaged by the City of Canning to carry out the required work.

Further information regarding the requirements of this notice or other related matters may be obtained from Patrol & Security Services on telephone 9231 0699.

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Kalgoorlie-Boulder

Town Planning Scheme No. 1—Amendment No. 22

Ref: 853/11/3/6 Pt 22

It is hereby notified for public information, in accordance with Section 7 of the *Town Planning and Development Act 1928* (as amended) that the Hon Minister for Planning and Infrastructure approved the City of Kalgoorlie-Boulder Town Planning Scheme Amendment on 9 August 2004 for the purpose of—

1. Rezoning portion of Part Lot 3422 Davidson Street, Kalgoorlie from General Residential R40 Zone to Local Business Zone.
2. Rezoning Lots 5 and 6 Oswald Street, Kalgoorlie from Local Business Zone to General Residential R40 Zone.
3. Modifying Schedule 10 - Additional Uses - to include the following—

Description of Land	Additional Uses	Conditions
Pt. Lot 3422 Davidson Street, Kalgoorlie	Showroom	The total floor space of the Showroom is not to exceed 4,000m ² NLA

4. Introducing within Part V - Special Controls a new Clause 5.15 Local Business Zone—
 Within the “Local Business” Zone the following additional provisions shall apply—
 - a. The following controls in addition to all other Scheme requirements and controls shall apply to the subject portion of Part Lot 3422 Davidson Street, Kalgoorlie—
 - (i) A maximum total floor space of 4,000m² NLA for Shop uses.
 - (ii) Medical Centre not to exceed a maximum floor space of 1,6000m² which may include a pharmacy not greater than 200m² NLA.
 - (iii) Fast food outlets not to exceed 400m² NLA of floor space.
 - (iv) Personal Services not to exceed 180m² NLA of floor space.
 - (v) Other activities not included or detailed above to a maximum of 400m² NLA of floor space.

R. S. YURYEVICH, Mayor.

I. FLETCHER, Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Kalgoorlie-Boulder

Town Planning Scheme No. 1—Amendment No. 68

Ref: 853/11/3/6 Pt 68

It is hereby notified for public information, in accordance with Section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Kalgoorlie-Boulder Town Planning Scheme Amendment on 8 August 2004 for the purpose of—

- Amending Table 1 - Zoning Table by inserting the symbol AA for the use class Dwelling Single in the Central Business and District Business zones as follows—

USE CLASSES	G E N E R A L	E X C E N S I V E	S P E C I A L	C E N T R A L	D I S T R I C T	L O C A L	M I X E D	G E N E R A L	S E R V I C E	T R A N S P O R T	T O U R I S T	R U R A L	P R I V A T E
	R E S I D E N T I A L	R E S I D E N T I A L	R E S I D E N T I A L	B U S I N E S S	B U S I N E S S	B U S I N E S S	B U S I N E S S	I N D U S T R Y	/ L I G H T I N D U S T R Y	/ F R E E I G H T			R E C R E A T I O N
Dwelling-Single	P	P	P	AA	AA		AA						

- Clauses 4.1 (1), (2), (3), (4) and (5) of the Scheme—
Deleting reference to the Residential Planning Codes and inserting Residential Design Codes.
- Deleting Clauses 5.1 (3), (4), (5) and (6) in their entirety and renumbering the remaining Clauses accordingly.
- Deleting Clauses 5.2 (1), (2), (3) and (4) in their entirety and renumbering the remaining Clauses accordingly.
- Clause 6.2—
 - In part (c) after the words ‘the erection of a boundary fence’ add “excluding the front boundary fence”.
 - Following (h) iii, add the following Clause—
“iv. no variation to the Residential Design Codes is required.”
- Deleting Clause 6.3 in its entirety and renumbering the remaining Clauses accordingly.
- In Schedule 1 - Definition for Residential Planning Codes—
Deleting reference to the Residential Planning Codes and inserting Residential Design Codes.
- Deleting Schedule 6 in its entirety and renumbering the remaining Schedules accordingly.

R. S. YURYEVICH, Mayor.
D. W. PIPER, Acting Chief Executive Officer.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of Yvonne Gay White late of Unit 6, 22 Salvado Street, Cottesloe, who died on 3 August 2000 are required by the personal representative to send particulars of their claims to him care of Irđi Legal, Solicitors of 248 Oxford Street, Leederville by 17 September 2004 after which date the personal representative may convey or distribute assets, having regard only to the claims of which he then has notice.

ZZ202

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Alexander David Kiddie, late of 5 Pecten Close, Heathridge in Western Australia, Teacher.

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 17 December 2003 at Wanneroo Road, Yanchep in Western Australia, are required by the personal representative, being Steven Raymond Fidock to send particulars of their claims to Suite 2, 11 Richardson Street, South Perth in Western Australia WA 6151 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.

ZZ203

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Estate of the late Peter John Gobetti of 98 Robert Street Como in the State of Western Australia.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the above-named deceased who died on 2 April 2004 are required to send particulars of their claims to the Executor of the Estate of the Late PJ Gobetti care of RSM Bird Cameron, GPO Box R1253, Perth Western Australia 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.

c/- RSM Bird Cameron Chartered Accountants, 8 St. George's Terrace, Perth WA 6000.

Telephone: (08) 9261 9100

RBF: 950162

ZZ401

CHARITABLE TRUSTS ACT 1962

("the Act")

SUPREME COURT ACTION CIV 1331 OF 2004

NOTICE OF APPROVAL OF SCHEME UNDER PART III OF THE ACT

Notice is hereby given under Section 16 of the Act that the Scheme hereinafter set forth for the variation of the JB Hawkins Scholarship Trust was approved by the Supreme Court of Western Australia on the 24th June 2004.

SCHEME

- (1) That **UNITING CHURCH IN AUSTRALIA PROPERTY TRUST (WA)** be appointed Trustee of the JB Hawkins Scholarship Trust Fund in substitution for **COLIN ARTHUR BLYTH** of 7 Rummer Way, Bateman, Western Australia and **ROBERT VICTOR LOCKE** of 140 Roberts Street, Joondanna, Western Australia.
- (2) Subclauses (a), (b), (c), (d), (e) and (f) of Clause 1 of the First Codicil of **JOHN BEARNE HAWKINS** deceased be varied by inserting at the end of subclause (a) the words ("*the Trust Fund*") and by deleting subclauses (b), (c), (d), (e) and (f) and substituting the following—
 - (b) The net income of the JB Hawkins Scholarship Trust Fund shall be applied for the purpose of providing—
 - (i) assistance with the educational needs of children with disabilities who are in long term foster care with the Western Australian based agency of the Uniting Church in Australia known as "Mofflyn" or any other Western Australian based agency of the Uniting Church in Australia; and
 - (ii) equipment for such children.
 - (c) The payments referred to in clause (b) shall be made at least once per year.
 - (d) The Trust Fund shall be known as "The JB Hawkins Scholarship Trust Fund".
 - (e) The purpose of the Trust Fund shall not be varied except by order of a Judge of the Supreme Court of Western Australia.

- (3) All reasonable costs and expenses of the Trustees and the Attorney General of and incidental to—
- (a) preparing and advertising this scheme
 - (b) obtaining approval for the scheme
- be paid out of the Trust Fund.

K. F. CHAPMAN, Principal Registrar,
Supreme Court of Western Australia.

WESTERN AUSTRALIA

RETIREMENT VILLAGES ACT 1992

**Price: \$18.50 counter sales
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RETIREMENT VILLAGES REGULATIONS 1992

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WESTERN AUSTRALIA

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WESTERN AUSTRALIA

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***Price \$5.15 counter sales
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