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CONTENTS

PART 1

	Page
Casino Control Act 1984—	
Casino Control Amendment Regulations 2004	3881
Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations 2004	3882
Casino Control (Controlled Contracts) Notice 2004	3883
Pay-roll Tax Assessment Act 2002—Pay-roll Tax Assessment Amendment Regulations (No. 2) 2004	3883-4

PART 2

Consumer and Employment Protection	3885
Education	3885
Health	3886
Medical Board of WA	3886-7
Minerals and Petroleum	3887
Planning and Infrastructure	3887-90
Public Notices	3890
WorkCover	3890

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

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper 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).

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Per Column Centimetre—\$10.45

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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 1 —

RACING, GAMING AND LIQUOR

RG301*

Casino Control Act 1984

Casino Control Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Casino Control Amendment Regulations 2004*.

2. The regulations amended

The amendment in these regulations is to the *Casino Control Regulations 1999**.

[* Published in Gazette 5 February 1999, p. 429-40.
For amendments to 21 July 2004 see Western Australian
Legislation Information Tables for 2003, Table 4, p. 41 and
Gazette 30 January 2004.]

3. Regulation 4A inserted

After regulation 4 the following regulation is inserted —

“

4A. Exempt class of contract

(1) For the purposes of paragraph (f) of the definition of “controlled contract” in section 29A of the Act, a contract that does not relate to the provision of gaming technical services is exempt from that definition.

(2) In subregulation (1) —

“**gaming technical services**” means services related to the maintenance or repair of gaming equipment or gaming related computer information systems.

”.

By Command of the Governor,

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

RG302*

Casino Control Act 1984

Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations 2004*.

2. The regulations amended

The amendments in these regulations are to the *Casino Control (Burswood Island) (Licensing of Employees) Regulations 1985**.

[* Reprinted as at 2 January 2001.

For amendments to 9 August 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 42, and Gazette 30 January 2004*.]

3. Regulation 4 amended

Regulation 4(5) is repealed and the following subregulation is inserted instead —

“

- (5) The Chief Casino Officer shall not issue a casino key employee licence unless (if the Chief Casino Officer so requires) fingerprints, palm prints and such other means of identifying the applicant as are appropriate to the type of employment or work to be carried out have been taken.

”.

4. Regulation 5 amended

- (1) Regulation 5(4) is amended by deleting “and, where applicable, palm prints which were” and inserting instead —

“ or palm prints which may have been ”.

- (2) Regulation 5(5) is amended by deleting “and, where applicable,” and inserting instead —

“ or ”.

By Command of the Governor,

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

RG303*

Casino Control Act 1984

Casino Control (Controlled Contracts) Notice 2004

Made by the Gaming and Wagering Commission of Western Australia under section 29A of the *Casino Control Act 1984*.

1. Citation

This notice may be cited as the *Casino Control (Controlled Contracts) Notice 2004*.

2. Determination of amount

The amount of \$1 000 000 is determined for the purposes of the definition of “controlled contract” in section 29A of the Act.

Sealed by the Gaming and Wagering
Commission of Western Australia
in the presence of:

B. SARGEANT, Chairperson.

W. SILVER, Member.

Dated 24 August 2004.

TREASURY AND FINANCE

TF301*

Pay-roll Tax Assessment Act 2002

Pay-roll Tax Assessment Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Pay-roll Tax Assessment Amendment Regulations (No. 2) 2004*.

2. The regulations amended

The amendments in these regulations are to the *Pay-roll Tax Assessment Regulations 2003**.

[* *Published in Gazette 27 June 2003, p. 2341-80.*

For amendments to 17 August 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 268, and Gazette 25 June 2004.]

3. Schedule 1 amended

Schedule 1 is amended as follows:

- (a) by deleting “The Department of Environmental Protection” and inserting instead —
“ The Department of Environment ”;
- (b) by inserting after “The South West Development Commission” —
“ The State Supply Commission ”.

By Command of the Governor,

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

— PART 2 —

CONSUMER AND EMPLOYMENT PROTECTION

CE401

ASSOCIATIONS INCORPORATION ACT 1987

Section 35

THE RUSSIAN AUSTRALIAN ASSOCIATION OF WESTERN AUSTRALIA (INC)

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

Dated the 30th day of August 2004.

PATRICK WALKER, Commissioner for Fair Trading.

CE402

ASSOCIATIONS INCORPORATION ACT 1987

Section 35

NORTHBRIDGE BUSINESS ASSOCIATION (INC)

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

Dated the 7th day of September 2004.

PATRICK WALKER, Commissioner for Fair Trading.

EDUCATION

ED401

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 1973-1985*, has approved amendments to Statute No. 1—*Official Seal* and Statute No. 4—*Degrees, Diplomas and Certificates* as set out in the attached schedule.

ALAN CARPENTER MLA, Minister for Education and Training.

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

The proposed amendments of Statutes No. 1 and 4 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.

GEOFFREY BOLTON, Chancellor.

ANDREW BAIN, University Secretary.

15 July 2004

By Command of the Governor,

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

SCHEDULE

Statute No. 1—Official Seal

s.1-3 delete “Secretary” wherever it appears and insert “General Counsel” in its place

Statute No. 4—Degrees, Diplomas and Certificates

s.7(3) delete “Deputy Vice Chancellor” and in its place insert “General Counsel”

HEALTH

HE401**MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) AMENDMENT DETERMINATION (NO. 1) 2004**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Amendment Determination (No. 1) 2004*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Determinations amended

3. The unmet area of need determination specified in the Schedule is amended as shown in the Schedule.

Schedule—Unmet Area of Need Determinations Amended

- *Medical (Unmet Area of Need) Amendment Determination No. 7 of 2004*¹—
Delete in the Schedule “Obstetrics in the”

Dated this 1st day of September 2004.

JIM MCGINTY, Minister for Health.

¹ This determination declares the provision of general medical services—obstetrics in the City of Rockingham and Town of Kwinana to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

MEDICAL BOARD OF WA

MX401**MEDICAL ACT 1894****THE MEDICAL BOARD OF WESTERN AUSTRALIA****Orders of the Board**

Inquiry No.: 1950-137

Date heard: 20 August 2004

In the matter of Dr Edmund Koleits and in the matter of an inquiry conducted by the Medical Board of Western Australia pursuant to Section 13 of the Medical Act.

Before: Professor C. A. Michael AO, MD, FROOG, FRANZCOG, DDU; Ms P. Giles BA LLB Hons; Associate Professor G. Riley MRC Psych., FRACGP, FRANZP; Dr P. Wallace OAM, MBChB, FRACGP, FACRRM, Dip Obst RCOG; Mrs A. White.

Upon hearing Ms Fiona Vernon, Counsel Assisting the Medical Board, and Mr Richard Hooker, Counsel for Dr Edmund Koleits, on the allegations contained in the Notice of Inquiry issued 1 July 2004, the Board finds Dr Edmund Koleits guilty of improper conduct in a professional respect pursuant to section 13(1)(a) of the Medical Act 1894 and the Board orders that—

1. Dr Koleits be reprimanded;
2. Dr Koleits pay a fine of \$5,000 to the Board;
3. In the event Dr Koleits decides to return to practice he is to provide the Board with a written undertaking to be of good behaviour for a period of 12 months after his registration;
4. The practitioner is to pay the reasonable costs of the inquiry.

Dated the 30th day of August 2004.

(Sgd) Registrar Medical Board.

MX402**MEDICAL ACT 1894****THE MEDICAL BOARD OF WESTERN AUSTRALIA****Orders of the Board**

Inquiry No.: 1501-7

Hearing Dates: 24 July 2003; 4, 5, 22, 25, 26 and 27 August 2003; 18 September 2003

Decision Delivered: 20 July 2004

In the matter Dr Douglas McKenzie and in the matter of an inquiry to be conducted by the Medical Board of Western Australia pursuant to Section 13 of the Medical Act 1894 as amended.

Before: Professor C. A. Michael AO, MD, FRCOG, FRACOG, DDU; Mr N. J. Mullany LLB (Hons), BCL; Professor B. A. R. Stokes AM, MB BS, FRACS, FRCS; Associate Professor G. J. Riley MB BS, MRC Psych, FRACGP, FRANZCP; Mr P. Walker FIMM, FAIM; Ms F. Vernon, assisting the Board; Mr J. R. B. Ley, for Dr McKenzie.

Orders of the Board made the 19th day of August 2004.

Upon hearing Ms F. Vernon, Counsel Assisting the Medical Board, and Mr J. Ley, Counsel for the Practitioner, Dr McKenzie, the Board orders that—

1. The Practitioner is hereby reprimanded;
2. The Practitioner be fined \$10,000, and the fine is to be paid within 30 days of the date of this order;
3. The Practitioner is to pay 75% of the reasonable costs of the Inquiry to be agreed or, if not agreed, to be determined by the Board following the receipt of written submissions to be filed by the parties within 30 days of this order.

Dated the 31st day of August 2004.

(Sgd) Registrar Medical Board.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

RENEWAL OF EXPLORATION PERMIT WA-192-P (R4)

The renewal of Exploration Permit No. WA-192-P (R4) has been approved and will take effect from 31 August 2004.

W. L. TINAPPLE, Director Petroleum and Royalties Division.

PLANNING AND INFRASTRUCTURE

PI401

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

City of South Perth

Town Planning Scheme No. 6—Amendment No. 2

Ref: 853/2/11/8 Pt 2

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 South Perth Town Planning Scheme Amendment on 1 September 2004 for the purpose of—

1. Clause 9.3 being deleted, and replaced with the following new clause—

“9.3 Compensation

- (1) The time limit for the making of claims for compensation for injurious affection pursuant to Section 11 of the Act resultant from the making of, or the making of an amendment to, the Scheme is six (6) months from the date of publication of the Scheme or the Scheme amendment in the *Government Gazette*.
- (2) Where, in respect of any application for planning approval on land reserved under this Scheme, the Council, or any appellate body thereafter, refuses or grants approval subject to conditions such that the effect of the decision is to permit the land to be used or developed for no purpose other than a public purpose, the owner of the land may, within six (6) months of the date of the relevant decision, claim compensation from the Council for injurious affection.
- (3) If the Council pays compensation for injurious affection to land arising out of the making of the Scheme or an amendment, or claimed in the circumstances provided for in sub-clause 9.3 (2) of the Scheme, then as part of the process of assessing compensation, the value of the land at the date of the claim shall be assessed, as if the land was not injuriously affected and the City upon payment of the compensation shall be entitled to an equitable interest in the land which bears the same proportion to the value of the land at any time as the compensation paid bears to the value of the land at the date of the claim.

- (4) As a condition of the payment of any compensation, the claimant shall enter into a covenant with the City expressed to bind the owner and all subsequent owners and protected by an absolute caveat over the title to the land, with the intent of protecting the City's equitable interest by a charge over the land.
 - (5) Where—
 - (a) compensation for injurious affection to land ("the original compensation") has been paid to an owner of the land in the circumstances set out in sub-clause 9.3 (3); and
 - (b) as a result of the Scheme being amended or revoked the local reservation of that land is revoked or the area of the land subject of the reservation is reduced,
 the City is entitled to recover from the owner of the land at the date of the revocation or reduction of the reservation an amount ("the refund") which is determined by calculating the relevant proportion (as determined under subsections (12) to (15) of section 36 of the Scheme Act) of the value of the land as at the date on which the refund would become payable under subsection (10) of section 36 of the Scheme Act.
 - (6) Subject to anything in the preceding provisions of this clause, subsections (10) to (22) inclusive of section 36 of the Scheme Act shall apply *mutatis mutandis* to the circumstances of a local reservation and a consequential payment of compensation under this Scheme as if those provisions in section 36 of the Scheme Act were set out herein, but with the following modifications—
 - (a) references to the Commissioners shall be taken as references to the City or the Council as the context requires;
 - (b) references to provisions in section 36 prior to subsection (10) shall be taken as references to the corresponding provisions (if any) in this Scheme; and
 - (c) the reference in subsection (22) to 1 July 1988 shall be read as a reference to the date on which the Scheme Amendment introducing this sub-clause was adopted by the Council under the provisions of regulation 13 of the Town Planning Regulations 1967."
2. Clause 9.4 being deleted, and replaced with the following new clause—
- "9.4 Election to Purchase and Valuation**
- (1) If, where compensation for injurious affection is claimed under the Act or under the Scheme or otherwise, the Council elects to purchase the land the Council shall give written notice to that effect to the claimant within 3 months of the claim for compensation being made.
 - (2) The Council may deal with or dispose of land acquired by it for the purpose of a Local Reserve upon such terms and conditions as it thinks fit but the land must be used, and preserved, for a use compatible with the purpose for which it is reserved.
 - (3) If the Council elects to purchase land in respect of which a claim has been made for compensation for injurious affection the principles and procedures governing the election to purchase and the ascertainment of the price shall be the same as the principles and procedures governing an election to purchase by the Western Australian Planning Commission in respect of land reserved under the Metropolitan Region Scheme, and more specifically the provisions set out in section 36(2), (2a) and (2b) of the Scheme Act shall apply to the Council's election to purchase and the ascertaining of the purchase price *mutatis mutandis* as if those provisions were set out in this clause amended only to reflect the circumstances of a purchase by the Council rather than the Western Australian Planning Commission."
3. Schedule 1 being amended by inserting immediately before the definition 'Scheme Maps', the following new definition—
- " 'Scheme Act' :** means the *Metropolitan Region Town Planning Scheme Act, 1959.*"

J. COLLINS, Mayor.
S. GOODE, Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Stirling

District Planning Scheme No. 2—Amendment No. 438

Ref: 853/2/20/34 Pt 438

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 Stirling Town Planning Scheme Amendment on 1 September 2004 for the purpose of rezoning Lot 67 (East), HN 67 Porter Street, Gwelup, from "Rural" to "Low Density Residential R20".

D. C. VALLELONGA, Mayor.
L. DELAHAUNTY, Chief Executive Officer.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Rockingham

Town Planning Scheme No. 1—Amendment No. 364

Ref: 853/2/28/1 Pt 364

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 Rockingham Town Planning Scheme Amendment on 1 September 2004 for the purpose of—

1. Rezoning Lot 129 Stakehill Road, Baldivis, from “Rural” to “Special Rural”, as depicted on the Scheme Amendment Map.
2. Replacing the title “Amendment Nos. 269 and 298 Area”, within ‘Table IV Special Rural Zones—Provisions Relating to Specified Areas’, with ‘Portions of Planning Unit 2 of the Rural Land Strategy (2003)’.
3. Incorporating Lot 129 Stakehill Road, Baldivis, into Table IV Special Rural Zones—Provisions Relating to Specified Areas (Portions of Planning Unit 2 of the Rural Land Strategy (2003)).

B. SAMMELS, Mayor.
G. G. HOLLAND, Chief Executive Officer.

PI501*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME AMENDMENT NO. 1082/33

Bush forever and Related Lands

TOWN PLANNING AND DEVELOPMENT ACT 1928
STATEMENT OF PLANNING POLICY 2.8

Draft Bushland Policy for the Perth Metropolitan Region

Call for public submissions

The Western Australian Planning Commission intends to introduce two complementary measures relating to the protection and management of regionally significant vegetation on the Swan Coastal Plain, and is seeking public comment.

Metropolitan Region Scheme amendment No.1082/33

Bush Forever and related lands represents the implementation of a major strategic conservation initiative in the Perth metropolitan area. The purpose of this amendment is to—

- create a Special Control Area (Bush Forever Protection Area) and related provisions in the *Metropolitan Region Scheme Text*;
- establish a Special Control Area (Bush Forever Protection Area) in the Metropolitan Region Scheme (MRS) over Bush Forever sites; and
- reserve a number of Bush Forever sites for Parks and Recreation within the MRS.

Statement of Planning Policy 2.8

A complementary Draft *Bushland Policy for the Perth Metropolitan Region* provides the detailed policy framework and requirements for Bush Forever Protection Areas. It provides guidelines on particular matters to be taken into account when considering development in a Bush Forever Protection Area.

For more information

Complete sets of plans showing all Bush Forever sites, MRS amending plans, the Commission's *Amendment Report* which explains the proposals, and the draft Statement of Planning Policy (SPP) are available for public inspection from 10 August 2004 to 12 November 2004 at each of the following locations—

- Department for Planning and Infrastructure, 469 Wellington Street, Perth
- Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Perth, St George's Terrace, Perth
- City of Fremantle, William Street, Fremantle

In addition to these locations, each metropolitan local government affected by Bush Forever displays plans for land in their municipality. Information is also available from the non-metropolitan local governments of Gingin and Mandurah.

Documents are also available from the WAPC Internet site www.wapc.wa.gov.au.

Submissions

The Western Australian Planning Commission invites your comment on both the proposed Metropolitan Region Scheme amendment and the draft Statement of Planning Policy.

Separate submission forms are provided for comment on the MRS and the SPP, and are available from the display locations, the *Amendment Report* (MRS), the draft *Bushland Policy for the Perth Metropolitan Region* (SPP), and the WAPC Internet site.

Submissions should be lodged at the address shown on the submission forms. The closing date for all submissions is **FRIDAY 12 November 2004**. Late submissions will not be considered.

IAN PATTERSON, Secretary,
Western Australian Planning Commission.

WORKCOVER

WC401

WORKERS' COMPENSATION AND REHABILITATION ACT 1981

REVOCATION OF EXEMPTION

Notice is given that on 22 June 2004, the Governor acting under section 168 of the *Workers' Compensation and Rehabilitation Act 1981*, and with the advice and consent of Executive Council ordered the exemption given to the Chubb Security Holdings Australia Ltd be revoked.

BRIAN BRADLEY, Chairman of the Commission.

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 estates of the undermentioned deceased persons, are required to send particulars of their claim to Plan B Trustees Limited of Level 22, 108 St George's Terrace, Perth on or before the expiration of one month from the date of publication of this notice after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice—

Turner, Lucy of Craigwood Nursing Home, 29 Gardner Street, Como, formerly of Unit 32 Rossmoyne Retirement Village, 1 Tuscan Place, Rossmoyne, Home Duties, died on 16 June 2004.

Gordon, Kenneth Roy, of 261 Duke Street, Northam, Farm Hand, died 8 June 2004.

Hunter, Robert James of Marjorie Appleton Anglican Village, 11 Freedman Road, Mt Lawley, formerly of Unit 1/312 Grand Promenade, Dianella, Retired Electrician, died on 22 July 2004.

Dated this 7th day of July 2004.

S. SCHLINK, Manager Trust Services.

ZZ401

DISSOLUTION OF PARTNERSHIP

Read & Goodchild

Read & Goodchild of 37 Slater St, Lower King, retiring partner is Wendy Beatrice Read. Continuing partners are Ian Robert Goodchild & Darnell Read as at 30 June 2004.

Also the partnership of D. & W. B. Read was dissolved as at 30 June 2004.

D. READ.



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