

# WESTERN AUSTRALIAN GOVERNMENT Gazette

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## CONTENTS

### PART 1

	Page
Dog Act 1976—City of Wanneroo—Animals (Amendment) Local Law 2004 .....	5784-5
Health Act 1911—Health (School Dental Therapists) Amendment Regulations 2004 ..	5783
Local Government Act 1995—City of Wanneroo—Animals (Amendment) Local Law 2004 .....	5784-5
Stamp Act 1921—Stamp Act section 119 Notice (No. 2) 2004 .....	5785

### PART 2

Agriculture .....	5786
Consumer and Employment Protection .....	5787
Health .....	5787
Parliament .....	5788
Planning and Infrastructure .....	5788
Police .....	5788
Premier and Cabinet .....	5789
Salaries & Allowances Tribunal .....	5789-90
Transport .....	5790
Water .....	5790-1

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## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR CHRISTMAS 2004 AND NEW YEAR HOLIDAY PERIOD 2005

*NOTE: Due to Tuesday 28th December being a public holiday there will not be a gazette published on that day*

#### Publishing Dates and times

Friday 31 December 2004 at 3.30 pm

Tuesday 4 January 2005 at 3.30 pm

#### Closing Dates and Times for copy

Wednesday 29 December 2004 at 12 noon

Friday 31 December 2004 at 12 noon



# — PART 1 —

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## HEALTH

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HE301\*

Health Act 1911

### Health (School Dental Therapists) Amendment Regulations 2004

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Health (School Dental Therapists) Amendment Regulations 2004*.

**2. The regulations amended**

The amendments in these regulations are to the *Health (School Dental Therapists) Regulations 1974\**.

[\* Reprinted as at 15 November 2002.]

**3. Regulation 5 amended**

Regulation 5(2) is repealed and the following subregulation is inserted instead —

“

(2) The medical history, the consent for treatment and the updated medical history referred to in subregulation (1) —

- (a) shall be in a form approved by the Commissioner of Health; and
- (b) may be obtained from a person who has responsibility for the day to day care of the child and with whom the child is living if it is not reasonably practicable to obtain it from a parent or guardian.

”

By Command of the Governor,

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

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## LOCAL GOVERNMENT

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LG301\*

**LOCAL GOVERNMENT ACT 1995****DOG ACT 1976***City of Wanneroo***ANIMALS (AMENDMENT) LOCAL LAW 2004**

Under the powers conferred by the Local Government Act 1995 and by all other powers enabling it, the Council of the City of Wanneroo resolved on 23 November 2004 to amend the *City of Wanneroo Animals Local law 1999*.

**Citation**

1. This local law may be cited as the *City of Wanneroo Animals (Amendment) Local Law 2004*.

**Principal local law**

2. In this local law, the *City of Wanneroo Animals Local Law 1999* made under the *Local Government Act 1995* and passed by the Council of the City of Wanneroo on 13 July 1999, and published in the *Government Gazette* on 27 August 1999, No. 163 is referred to as the principal local law.

**Principal Local Law amended**

3. The principal local law is amended as described below—

Headings inserted

Before the main heading “ANIMALS LOCAL LAW 1999” which occurs before heading “ARRANGEMENT”, the following headings to be inserted—

“LOCAL GOVERNMENT ACT 1995; DOG ACT 1976  
CITY OF WANNEROO”

Arrangement amended

The Arrangement is amended by deleting the number “3” occurring after the words “SCHEDULES 1”—and inserting instead—“4”

**PART 2—DOGS**

Clause 11 replaced

Clause 11 is repealed and the following clause is inserted—

“Places where dogs are prohibited absolutely—

11. (1) A person liable for the control of a dog shall prevent that dog from being in or on any place specified in the Fourth Schedule to this local law.

(2) Subclause (1) does not apply to a person with vision impairment accompanied by a bona fide guide dog or a dog trainer accompanied by a bona fide guide dog.”

**Second Schedule amended**

The Second Schedule is amended as follows—

After the heading “Animals Local Law 1999” the heading—

“Prohibited Dog Exercise Area”

is deleted and substituted with the heading—

“Places that are not dog exercise areas.”

Under the heading “Places that are not dog exercise areas”

the following sentence is inserted under Item “1.” after the second sentence—

“Kingsway Sporting Complex, Madeley, being Reserve No 28058, other than those parts of Kingsway Sporting Complex that are places where dogs are prohibited absolutely as specified in the Fourth Schedule of this local law.”

The Item heading—“Restricted Dog Exercise areas”

and the following sentence—

“1. *Nominated areas of Kingsway Sporting Complex, Madeley, being Reserve No. 28058*”

is deleted.

Fourth Schedule inserted

After the Third Schedule the following Schedule is inserted—

**FOURTH SCHEDULE**

CITY OF WANNEROO

**ANIMALS LOCAL LAW 1999**

Places where dogs are prohibited absolutely

1. Any public building, shop or business premises, with the exception of a shop or business premises where dogs are sold.

2. The 3 bituminised areas located on the northern portion of Kingsway Sporting Complex, Reserve No 28058, which have netball courts marked on them and any bituminised areas located between or adjacent to those netball courts.”

Dated this 29 day of November 2004.

The common seal of the City of Wanneroo was hereunto affixed in the presence of—

JON KELLY (JP) Mayor.  
CHARLES JOHNSON, Chief Executive Officer.

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## TREASURY AND FINANCE

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TF301\*

Stamp Act 1921

### Stamp Act section 119 Notice (No. 2) 2004

Made by the Minister under section 119 of the Act.

**1. Citation**

This notice may be cited as the *Stamp Act section 119 Notice (No. 2) 2004*.

**2. Exempt body under section 119**

For the purposes of section 119 of the Act, the body corporate under the name of “The Minister for Family and Children’s Services” created under the *Community Services Act 1972* section 6(1) is declared to be an exempt body with effect on and from the day on which this notice is published in the *Gazette*.

ERIC RIPPER, Treasurer.

Date: 22/11/04.

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## — PART 2 —

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### AGRICULTURE

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AG401\*

#### AGRICULTURE PROTECTION BOARD ACT 1950

Agriculture Protection Board of Western Australia

#### APPOINTMENT OF MEMBERS NOTICE

South Perth WA 6151.

I, the undersigned Minister for Agriculture, Forestry and Fisheries, being the Minister charged with the administration of the *Agriculture Protection Board Act 1950* ("the Act"), hereby give notice of my decision to—

(a) appoint the following persons as members of the Agriculture Protection Board of Western Australia for a two year term expiring on 8 December 2006—

- Pursuant to Section 5 (2) (b) of the Act—

Mr Christopher John Richardson

Ms Maxinne Sclanders

Mr Ron Creagh

Mr Robert John Gillam

Mrs Michelle Allen

Mr John Michael O'Brien

- Pursuant to Section 5 (2) (c) of the Act—

Mr Keith David Wright

Mr Peter William Brown

Mr Brian William Young

Mr Michael Blackburn

Mr Keith Stanley Bridgart

(b) appoint, pursuant to Section 5 (3) of the Act, Mr Christopher Richardson to be the chairperson of the Agriculture Protection Board of Western Australia for a two year term expiring on 8 December 2006.

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

AG402\*

#### AGRICULTURAL PRODUCE COMMISSION ACT 1988

#### FEE FOR SERVICE

I, the undersigned Minister for Agriculture, Forestry and Fisheries being the Minister charged with the administration of the Agricultural Produce Commission Act 1988 grant, pursuant to Section 14 (1) of the said Act, implementation of changes to the fee for service for the APC Pome, Citrus and Stone Fruit Producers' Committee. The fee for service charge for pome fruits is reduced to—

Apples, pears and nashi fruit (packed) @ \$0.0034 per kilogram

Apples and pears (processing) @ \$0.0025 per kilogram

The above charges to operate from 1 January 2005.

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

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## CONSUMER AND EMPLOYMENT PROTECTION

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CE401

**ASSOCIATIONS INCORPORATION ACT 1987**

## CANCELLED ASSOCIATION

## Section 35

Sandstone Craft Group Incorporated

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

Dated the first day of December 2004.

BRAD JOLLY, Acting Manager, Registration Services  
for Commissioner for Fair Trading.

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## HEALTH

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HE401\*

**POISONS ACT 1964**

POISONS (AUTHORIZED POSSESSION OF SUBSTANCES) AMENDMENT ORDER (NO. 8) 2004

Made by the Governor in Executive Council under section 41 of the Act.

**Citation**

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Amendment Order (No. 8) 2004*.

**Commencement**

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

**Principal order**

3. In this order the *Poisons (Authorized Possession of Substances) Order (No. 10) 2002\** is referred to as the principal order.

[\* *Published in Gazette 24 September 2002, p. 4781 and amended in the Gazette 1 November 2002, p. 5368* ]

**Clause 3 replaced**

4. Clause 3 of the principal order is repealed and the following clause is inserted instead—

“ 3. In this order—

“NMI” means the National Measurement Institute at 3 Clive Road, Cottesloe;

“specified place” means the premises occupied by the NMI;

“specified substances” means the amount of the substances included in Schedule 9 to the Act, possession of which is authorized under clause 4. ”.

**Clause 4 replaced**

5. Clause 4 of the principal order is repealed and the following clause is inserted instead—

“ 4. Subject to clause 5, the persons mentioned in the table to this clause are authorized to together possess at the specified place, for the purpose of research, not more than—

(a) 3kg of heroin;

(b) 3kg of 3,4-Methylenedioxy-N, a-Dimethylphenylethylamine (MDMA);

(c) 250g of 3,4-Methylenedioxyamphetamine (MDA);

(d) 100mg of lysergide; and

(e) 250g of 3,4-Methylenedioxyethylamphetamine (MDEA).

**Table**

**Stewart Jones**, operations manager, NMI.

**Roderick Geoffrey Millar**, senior professional officer, NMI.

**Paul Armishaw**, senior chemist, NMI.

**Anita Gupta**, chemist, NMI. ”.

By Command of the Governor,

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

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## PARLIAMENT

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PA401\*

## PARLIAMENT OF WESTERN AUSTRALIA

## Royal Assent To Bills

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Bills passed by the Legislative Council and the Legislative Assembly during the Second Session of the Thirty-Sixth Parliament.

Short Title of Bill	Date of Assent	Act No.
Reserves (National Parks and Conservation Parks) Bill 2004	November 30 2004	63 of 2004
Kambalda Water and Wastewater Facilities (Transfer to Water Corporation) Bill 2004	November 30 2004	64 of 2004

Dated December 2 2004.

L. B. MARQUET, Clerk of the Parliaments.

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## PLANNING AND INFRASTRUCTURE

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PI101\*

*CORRECTION***TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF SCHEME AVAILABLE FOR INSPECTION

*Shire of Augusta-Margaret River*

## District Town Planning Scheme No. 1

Ref: 853/6/3/21

It is hereby notified for public information that the notice under the above Town Planning Scheme No. 1, published at page 5343 of the *Government Gazette* No 199 dated 26 November 2004, contained an error which is now corrected as follows—

For the date 24 February 2005

Read 28 February 2005, wherever it appears.

J. TRAIL, Chief Executive Officer.

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## POLICE

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PO501\*

**POLICE ACT 1892**

## POLICE AUCTION

Under the provisions of the Police Act 1892-1992, unclaimed and forfeited property and bicycles will be sold by public auction Ross's Sales & Auctions, 241 Railway Parade, Maylands on Wednesday 15th December 2004 at 10.00am.

The auction is to be conducted by Mr Brad Buckle, Mr. Craig Edwards, Mr. Kevin Grickage.

K. O'CALLAGHAN, Commissioner of Police,  
Western Australia Police Service.



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## PREMIER AND CABINET

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PC401\*

### INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the Interpretation Act 1984 has approved the following temporary appointment—

Hon K M Chance MLC to act temporarily in the office of Minister for Local Government and Regional Development; Heritage; the Kimberley, Pilbara and Gascoyne; Goldfields-Esperance in the absence of the Hon L Ravlich MLC for the period 29 to 31 December 2004 (both dates inclusive).

M. C. WAUCHOPE, Director General,  
Department of the Premier and Cabinet.

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## SALARIES AND ALLOWANCES TRIBUNAL

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SX401\*

### SALARIES AND ALLOWANCES ACT 1975 SALARIES AND ALLOWANCES TRIBUNAL Determination Variation

**Preamble**

The Tribunal has today issued a report under section 7 of the *Salaries and Allowances Act 1975* to the Minister recommending an adjustment effective from 1 January 2005 in the remuneration to be paid to Judges of the Supreme and District Courts, Masters of the Supreme Court, Magistrates and The Parliamentary Inspector of the Corruption and Crime Commission. The adjustment provides for an increase in salary of 5 per cent representing the last component of the 2002 adjustment and a further 3.9 per cent cost of living adjustment.

The report is required to be laid before each House of Parliament within five sitting days of the House after its receipt by the Minister. Either House of Parliament, within 15 sitting days of that House after a copy of the report has been laid before it, may pass a resolution disapproving a recommendation made by the Tribunal.

This determination provides for the increase to flow through to the linked “judicial” positions of Registrar in both the Supreme and District Courts, and Senior Legal Officer positions in the Office of the Director of Public Prosecutions and the Department of Justice. Should either House of the Parliament disallow the salary adjustment recommended in the report, this determination, insofar as it deals with these positions, shall cease to have effect from the date that House passes such a resolution.

**Determination**

The determination of the Salaries and Allowances Tribunal made on 8 April 2004 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975* (as varied from time to time) is hereby varied by a further determination, to make the amendments set out below—

1. Insert and replace, as the case requires, in Part 1 of the First Schedule the following—

Agency	Office	Classification
Office of the Director of Public Prosecutions	Director Legal Services	\$234058
Note: Effective from 1 January 2005	Consultant State Prosecutor	\$195492
Department of Justice	State Solicitor	\$260065
Note: Effective from 1 January 2005	Parliamentary Counsel	\$260065
	Queen's / Senior Counsel	\$247061
	State Counsel	\$234058
	Deputy State Solicitor	\$221055
	Deputy Parliamentary Counsel	\$221055
	Senior Adviser, State Solicitor's Office	\$208053

2. Insert and replace, as the case requires, in the Second Schedule the following—

Pursuant to section 6(1)(d) of the *Salaries and Allowances Act 1975* the Salaries and Allowances Tribunal determines the following levels of remuneration with effect from 1 January 2005—

Supreme Court	Principal Registrar	\$223396
	Registrar	\$197832

District Court	Principal Registrar	\$208053
	Registrar	\$195492
	Deputy Registrar	\$175779

Dated at Perth this 1st day of December 2004.

Professor M. C. WOOD, Chairman.  
J. A. S. MEWS, Member.  
M. L. NADEBAUM, Member.  
Salaries and Allowances Tribunal.

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## TRANSPORT

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TR401

### SHIPPING AND PILOTAGE ACT 1967 CANCELLATION AND APPOINTMENTS

Office of the Minister for  
Planning and Infrastructure.

It is hereby notified for general information that the Governor, in Executive Council, has approved in accordance with Section 4 of the *Shipping and Pilotage Act 1967*.

#### Cancellation

- The cancellation of the appointment of Captain Stephen Matthew Barron as Harbour Master for the Ports of Barrow Island, Carnarvon, Onslow, Port Walcott, Yampi Sound, Perth and Varanus Island.

#### Appointment

- The appointment of Brian Anthony Edward Riches as Harbour Master for the Ports of Barrow Island, Carnarvon, Onslow, Port Walcott, Yampi Sound, Perth and Varanus Island.

This appointment is in accordance with the *Shipping and Pilotage Act 1967*.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

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## WATER

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WA401\*

### WATER SERVICES LICENSING ACT 1995

#### NOTICE UNDER SECTION 31 (5) AMENDMENT OF LICENCE

Notice is given that the following operating licences have been amended—

<b>Licensee:</b>	<b>City of Kalgoorlie-Boulder</b>
Classification:	Operating Licence, Sewerage Services and Non Potable Water Supply
Amendment :	Substitution of a new licence for existing licence with the term of licence valid up to and including 29 April 2021
Area Covered:	Kalgoorlie/Boulder Operating Area (Sewerage and Non Potable Water Services) Plan No. OWR-OA-028(B)
<b>Licensee:</b>	<b>Shire of Brookton</b>
Classification:	Operating Licence, Non Potable Water Supply and Sewerage Services
Amendment :	Substitution of a new licence for existing licence with the term of licence valid up to and including 29 April 2021
Area Covered:	Brookton Operating Area (Sewerage and Non Potable Water Services) Plan No. OWR-OA-017(B)
<b>Licensee:</b>	<b>Shire of Dowerin</b>
Classification:	Operating Licence, Sewerage Services and Non Potable Water Supply
Amendment :	Substitution of a new licence for existing licence with the term of licence valid up to and including 29 April 2021
Area Covered:	Dowerin Operating Area (Sewerage Services) Plan No. OWR-OA-030(B)

- Licensee:** **Shire of Morawa**  
**Classification:** Operating Licence, Non Potable Water Supply and Sewerage Services  
**Amendment :** Substitution of a new licence for existing licence with the term of licence valid up to and including 29 April 2021  
**Area Covered:** Morawa Operating Area (Sewerage and Non Potable Water Services) Plan No. OWR-OA-059(B)
- Licensee:** **Shire of Ravensthorpe**  
**Classification:** Operating Licence, Non Potable Water Supply and Sewerage Services  
**Amendment :** Substitution of a new licence for existing licence with the term of licence valid up to and including 29 April 2021  
**Area Covered:** Hopetoun Operating Area (Sewerage and Non Potable Water Services) Plan No. OWR-OA-289(A)  
Ravensthorpe Operating Area (Sewerage and Non Potable Water Services) Plan No. OWR-OA-040/2(B)
- Licensee:** **Rottnest Island Authority**  
**Classification:** Operating Licence, Non Potable Water Supply, Sewerage and Drainage Srvices  
**Amendment :** Substitution of a new licence for existing licence with the term of licence valid up to and including 14 December 2023  
**Area Covered:** Rottnest Island Operating Area (Water Supply Services, Sewerage Services, Drainage Services) Plan No. OWR-OA-189(A)
- Licensee:** **Shire of Victoria Plains**  
**Classification:** Operating Licence, Non Potable Water Supply and Sewerage Services  
**Amendment :** Substitution of a new licence for existing licence with the term of licence valid up to and including 29 April 2021  
**Area Covered:** Calingiri Operating Area (Sewerage and Non Potable Water Supply Services) Plan No. OWR-OA-043(B)  
Yerecoin Operating Area (Sewerage and Non-Potable Water Supply Services) Plan No. OWR-OA-097(B)
- Licensee:** **Shire of Yilgarn**  
**Classification:** Operating Licence, Non Potable Water Supply and Sewerage Services  
**Amendment :** Substitution of a new licence for existing licence with the term of licence valid up to and including 29 April 2021  
**Area Covered:** Southern Cross Operating Area (Sewerage and Non Potable Water Supply Services) Plan No. OWR-OA-034(B)  
Marvel Loch Operating Area (Sewerage and Non-Potable Water Supply Services) Plan No. OWR-OA-089(B)
- Inspection of Licences:** Economic Regulation Authority  
6th Floor  
197 St George's Terrace  
Perth WA 6000

LYNDON G. ROWE, Chairman.

WESTERN AUSTRALIA

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(Reprinted as at 9 September 2004)

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