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# — PART 1 —

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## CONSUMER AND EMPLOYMENT PROTECTION

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CE301\*

Finance Brokers Control Act 1975

### Finance Brokers Control (General) Amendment Regulations (No. 5) 2006

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Finance Brokers Control (General) Amendment Regulations (No. 5) 2006*.

**2. The regulations amended**

The amendments in these regulations are to the *Finance Brokers Control (General) Regulations 2005*\*.

[\* *Published in Gazette 14 October 2005, p. 4585-613.*  
*For amendments to 24 November 2006 see Gazette*  
*10 February, 5 May and 27 June 2006.*]

**3. Regulation 6 amended**

Regulation 6(3) is amended as follows:

- (a) in paragraph (a) by deleting “one month” and inserting instead —

“ 3 months ”;

- (b) in paragraph (b) after “agency” by inserting —

“

no more than 3 months before the application is  
lodged

”;

- (c) in paragraph (f)(iii) by deleting “a copy of” .

**4. Regulation 7 amended**

Regulation 7(3) is amended as follows:

- (a) in paragraph (a) by deleting “one month” and inserting instead —  
“ 3 months ”;
- (b) in paragraph (b) by deleting “one month” and inserting instead —  
“ 3 months ”;
- (c) in paragraph (c) after “lodged with ASIC” by inserting —  
“  
    , if the body corporate has existed for sufficient  
    time for the documents to be produced  
”;
- (d) in paragraph (d) after “agency” by inserting —  
“  
    no more than 3 months before the application is  
    lodged  
”;
- (e) in paragraph (h)(iii) by deleting “a copy of”.

**5. Regulation 8 amended**

Regulation 8(3) is amended as follows:

- (a) in paragraph (a) by deleting “one month” and inserting instead —  
“ 3 months ”;
- (b) in paragraph (b) after “lodged with ASIC” by inserting —  
“  
    , if the body corporate has existed for sufficient  
    time for the documents to be produced  
”;
- (c) in paragraph (c) after “agency” by inserting —  
“  
    no more than 3 months before the application is  
    lodged  
”;
- (d) in paragraph (f)(iii) by deleting “a copy of”.

**6. Regulation 9 amended**

- (1) Regulation 9(1)(b) is amended after “prior to” by inserting —  
“ , or any time after, ”.

- (2) Regulation 9(2) is amended after “at the same time as” by inserting —

“ , or any time after, ”.

**7. Regulation 16 amended**

- (1) Regulation 16(3)(b)(ii) is amended by deleting “nominated broker.” and inserting instead —

“

nominated “A” class licensee or  
“B” class licensee;

or

- (c) a “D” class licence — granted subject to a condition that —

- (i) the individual is either a partner of a firm or a director of a body corporate that is the holder of a licence; and
- (ii) another individual in the employ of the firm or body corporate who has bona fide control of the finance broking operations of the business holds an “A” class or a “B” class licence.

”.

- (2) After regulation 16(5) the following subregulation is inserted —

“

- (5a) For a “D” class licence to be granted to an individual, that individual must satisfy the prerequisite criteria set out in regulation 18A.

”.

**8. Regulation 17 amended**

Regulation 17(3) is repealed.

**9. Regulation 18 amended**

Regulation 18(3), and the Table to that subregulation, are repealed.

**10. Regulation 18A inserted**

After regulation 18 the following regulation is inserted —

“

**18A. Requirements for a “D” class licence  
(section 95(2)(ba))**

The following requirements are imposed as prerequisite criteria to the grant of a “D” class licence to an individual —

- (a) the individual must be either a partner of a firm or a director of a body corporate that is a

licensee, or that is applying for a licence under section 24 of the Act or renewing a licence under section 32 of the Act;

- (b) the individual must identify and nominate another individual in the employ of the firm or body corporate who has bona fide control of the finance broking operations of the business of the firm or body corporate;
- (c) the individual nominated under paragraph (b) must be the holder of an “A” class licence or a “B” class licence.

”.

**11. Schedule 2 amended**

Schedule 2 is amended as follows:

- (a) in item 14 by deleting “s. 45(2)” and inserting instead —  
“ s. 45(3) ”;
- (b) in item 17 by deleting “r. 14(1)” and inserting instead —  
“ r. 15(1) ”;
- (c) in item 18 by deleting “r. 14(2)” and inserting instead —  
“ r. 15(2) ”.

By Command of the Governor,

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

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## — PART 2 —

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### FISHERIES

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FI401\*

#### FISH RESOURCES MANAGEMENT ACT 1994

##### WEST COAST ROCK LOBSTER MANAGEMENT PLAN AMENDMENT (NO. 3) 2006

FD 1064/01 [775]

Made by the Minister under section 54.

#### 1. Citation

This instrument is the *West Coast Rock Lobster Management Plan Amendment (No. 3) 2006*.

#### 2. Management plan amended

The amendments in this instrument are to the *West Coast Rock Lobster Management Plan 1993\**.

#### 3. Clause 2 amended

Clause 2 is amended—

- (a) in the definition of “rock lobster” by deleting “of the regulations” and inserting instead—  
“to the regulations”; and
- (b) by deleting the definition of “total fee” and inserting instead—  
“**total fee** means the product of the fee (per unit) specified in the relevant item of Part 3 of Schedule 1 to the regulations and the number of units of usual entitlement specified on the relevant licence;”.

#### 4. Clause 7 amended

Clause 7 is amended by deleting subclauses 7(2), 7(3) and 7(4) and inserting instead—

- “(2) For the purposes of subclause (1) and subject to clause 7A, the zone endorsed on the licence shall be the zone that was endorsed on the licence on 15 November 2006.”.

#### 5. Clause 7A amended

Clause 7A is amended by deleting “Executive Director” and inserting instead—

“CEO”.

#### 6. Clause 9A replaced

Clause 9A is repealed and the following clause is inserted instead—

##### “Restrictions on fishing

- 9A. (1) A person must not operate in the waters of Zone B of the Fishery at any time during the period commencing on 15 January and ending on 9 February in any year.
- (2) Subclause (1) does not apply to—
  - (a) soaking a pot during the period commencing on 6 February and ending on 8 February in any year; or
  - (b) pulling an unbaited pot, baiting a pot, or setting a pot on 9 February in any year.
- (3) A person must not set a pot in the waters of Zone B of the Fishery on 9 February in any year at any time before 0600 hours or after 1930 hours on that day.
- (4) A person must not pull or bait a pot in the waters of Zone B of the Fishery on any Sunday during the period commencing on 15 March and ending on 30 June in any year.
- (5) A person must not pull or bait a pot in the waters of Zone A, Zone B or Zone C of the Fishery on 25 December or 1 January in any year.”.

#### 7. Clause 9B amended

Clause 9B(1) is amended by deleting “Executive Director” and inserting instead—

“CEO”.

#### 8. Clause 9C amended

Clause 9C is amended—

- (a) by deleting “9A(4)” in each place where it occurs and inserting instead—  
“9A(5)”;

- (b) by deleting “9A(3)” in each place where it occurs and inserting instead—  
“9A(4)”; and
- (c) in subclause (3)(b) by deleting “9A(1), 9A(2)” and inserting instead—  
“9A(1)”.

#### **9. Clause 9D amended**

Clause 9D is amended—

- (a) in paragraph (a) by deleting “9A(1), 9A(2)” and inserting instead—  
“9A(1)”; and
- (b) by deleting “9A(4)” in each place where it occurs and inserting instead—  
“9A(5)”.

#### **10. Clause 9E amended**

Clause 9E(2)(b) is amended by deleting “Executive Director” and inserting instead—  
“CEO”.

#### **11. Clause 9F amended**

Clause 9F(b) is amended by deleting “9A(4)” and inserting instead—  
“9A(5)”.

#### **12. Clause 9H amended**

Clause 9H(2) is amended by deleting “9A(1), 9A(2) and 9A(3)” and inserting instead—  
“9A(1) and 9A(4)”.

#### **13. Clause 9I amended**

Clause 9I is amended—

- (a) by deleting subclause 9I(1) and inserting instead—  
“(1) Subclauses 9E(1) and 9E(4) do not apply in respect of a Zone A or a Zone B boat—
  - (a) during the period commencing on 6 February and ending on 9 February in any year in respect of the use of the boat to soak a pot in the waters of Zone B; or
  - (b) on 9 February in any year in respect of the use of the boat to pull an unbaited pot, bait a pot, or set a pot in the waters of Zone B.”; and
- (b) by deleting subclause (3) and inserting instead—  
“(3) Despite subclauses (1) and (2), a person must not set a pot in the waters of Zone C before 0600 hours on the last day of any closure time specified in a notice made under clause 9B.”.

#### **14. Clause 10 amended**

Clause 10 is amended by deleting “Executive Director” in each place where it occurs and inserting instead—  
“CEO”.

#### **15. Clause 13 amended**

Clause 13 is amended by deleting “Executive Director” in each place where it occurs and inserting instead—  
“CEO”.

#### **16. Clause 13B amended**

Clause 13B(j) is amended by deleting “Executive Director” and inserting instead—  
“CEO”.

#### **17. Clause 14 replaced**

Clause 14 is repealed and the following clause is inserted instead—

##### **“Capacity of the Fishery**

- 14. (1) Subject to clause 14A, at any time on or before 14 March 2007, and during the period 1 November to 14 March in any year thereafter, the combined capacity of Zones A and B of the Fishery is 24,822 pots.
- (2) Subject to clause 14A, the capacity of Zone A of the Fishery—
  - (a) during the period commencing on 15 March in any year and ending on 14 April in that year is 13,792 pots; and
  - (b) during the period commencing on 15 April in any year and ending on 31 October in that year is 15,283 pots.
- (3) Subject to clause 14A, the capacity of Zone B of the Fishery during the period commencing on 15 March in any year and ending on 31 October in that year is 12,223 pots.
- (4) Subject to clause 14A, the capacity of Zone C of the Fishery is 29,220 pots.”.



**18. Clause 14A replaced**

Clause 14A is repealed and the following clause is inserted instead—

**“ Change in capacity of the Fishery**

- 14A.** (1) Each capacity applying to a zone of the Fishery, as provided for in Clause 14, shall be reduced upon the making of an order under section 76(2) of the Act in respect of a relevant licence, such reduction being equal to the number of pots by which the entitlement of the licence was exceeded for the purposes of section 76(2) of the Act.
- (2) Each capacity applying to a zone of the Fishery shall be reduced upon—
- (a) the expiry of the 60 day period provided for in section 139 of the Act without an application for renewal of a relevant licence having been made;
  - (b) the cancellation or non-renewal of a relevant licence under section 143 of the Act;
  - (c) the cancellation of a relevant licence under section 223 or 224 of the Act; or
  - (d) the surrender of a relevant licence under section 144 of the Act, such reduction being equal to the number of pots which could have been operated under the authority of the licence.
- (3) Each capacity applying to a zone of the Fishery shall be increased upon the increasing of the entitlement of a relevant licence pursuant to clause 14H, such increase being equal to the increase in the number of pots that may be operated under the licence. ”.

**19. Clause 14B replaced**

Clause 14B is repealed and the following clause is inserted instead—

**“ CEO to publish notice of any change in capacity**

- 14B.** The CEO shall, as soon as practicable following any change in a capacity applying to a zone of the fishery, publish notice of the change in the Gazette. ”.

**20. Clause 14C replaced**

Clause 14C is repealed and the following clause is inserted instead—

**“ Licence entitlements to equal capacity**

- 14C.** During the period for which each capacity provided for under clause 14 applies, the aggregate of the entitlements of all the relevant licences is equal to that capacity. ”.

**21. Clause 14D replaced**

Clause 14D is repealed and the following clause is inserted instead—

**“ Licence entitlements to be expressed in terms of units**

- 14D.** (1) The entitlement to use pots conferred by a licence is to be expressed in terms of units of entitlement of a class designating the zone of the licence.
- (2) Subject to subclause (3), the maximum number of units that may be conferred by all the—
- (a) Zone A licences is 18,638 class A units;
  - (b) Zone B licences is 14,906 class B units; and
  - (c) Zone C licences is 35,634 class C units.
- (3) Where the capacity applying to a zone of the fishery is reduced or increased under clause 14A, the maximum number of units that may be conferred by all the relevant licences is reduced or increased by the number of units relevant to the change in capacity. ”.

**22. Clause 14E replaced**

Clause 14E is repealed and the following clause is inserted instead—

**“ Unit values**

- 14E.** Despite clause 14C, during the period for which each capacity provided for under clause 14 applies, the unit value of the relevant units of entitlement is equal to that capacity divided by the total number of units of entitlement conferred by all the relevant licences, rounded to the second decimal place. ”.

**23. Clause 14G repealed**

Clause 14G is repealed.

**24. Clause 14H amended**

Clause 14H(1) is amended by deleting “Executive Director” and inserting instead—

“ CEO ”.

**25. Clause 14I amended**

Clause 14I is amended—

- (a) by deleting subclause (3) and inserting instead—

“ (3) Subject to subclauses (4), (6) and (7) a person fishing under the authority of a licence must not operate more than the maximum number of pots provided for in subclause (1). ”; and

(b) at the end of the clause by inserting the following—

- “ (6) Subclause (3) does not apply on 14 March of any year to the baiting and setting of a number of pots in excess of the current entitlement of a Zone B licence where the total number of pots that are baited and set does not exceed the number of pots that may be operated under that licence on 15 March in that year.
- (7) Subclause (3) does not apply on 14 April of any year to the baiting and setting of a number of pots in excess of the current entitlement of a Zone A licence where the total number of pots that are baited and set does not exceed the number of pots that may be operated under that licence on 15 April in that year. ”.

## **26. Clause 15 amended**

Clause 15 is amended—

- (a) in subclause (1) by deleting “Executive Director” and inserting instead—  
“ CEO ”;
- (b) in subclause (2) by deleting “Executive Director” in the first place where it occurs and inserting instead—  
“ CEO ”; and
- (c) by deleting paragraphs (2)(d) and (e) and inserting instead—  
“ (b) the CEO is of the opinion that the holder of the transferor’s licence may be liable to prosecution for an offence which has been prescribed for the purposes of section 224 of the Act; or  
(c) the proposed transfer is not of a whole unit or whole number of units. ”.

## **27. Clause 15A amended**

Clause 15A is amended by deleting “Executive Director” and inserting instead—

“ CEO ”.

## **28. Clause 16 amended**

Clause 16 is amended in subclause 16(2) by deleting “Executive Director” and inserting instead—

“ CEO ”.

## **29. Clause 20 replaced**

Clause 20 is repealed and the following clause is inserted instead—

### **“ How the CEO may give notice**

- 20.** The CEO may, by letter, or by notice published in *The West Australian* newspaper or in the *Western Fisheries* magazine published by the Department, give notice of the names and addresses of the persons who hold licences to engage in the fishery and the zones to which those licences apply. ”.

*[\*Published in the Gazette of 2 November 1993. For amendments to 24 November 2006 see Notice No. 684 published in the Gazette of 25 November 1994, Notice No. 688 published in the Gazette of 13 December 1994, Notice No. 706 published in the Gazette of 12 May 1995, Notice No. 731 published in the Gazette of 29 September 1995, the West Coast Rock Lobster Management Plan Amendment 1996 published in the Gazette of 5 November 1996, the West Coast Rock Lobster Management Plan Amendment 1997 published in the Gazette of 21 February 1997, the West Coast Rock Lobster Management Plan Amendment (No. 2) 1997 published in the Gazette of 30 September 1997, the West Coast Rock Lobster Management Plan Amendment 1998 published in the Gazette of 13 November 1998, the West Coast Rock Lobster Management Plan Amendment (No. 2) 1999 published in the Gazette 12 November 1999, the West Coast Rock Lobster Management Plan Amendment 2000 published in the Gazette of 29 August 2000, the West Coast Rock Lobster Fishery Management Plan Amendment 2001 published in the Gazette of 10 August 2001, the West Coast Rock Lobster Fishery Management Plan Amendment (No. 2) 2001 published in the Gazette of 12 October 2001, the West Coast Rock Lobster Fishery Management Plan Amendment 2002 published in the Gazette of 22 January 2002, the West Coast Rock Lobster Fishery Management Plan Amendment 2003 published in the Gazette of 11 July 2003, the West Coast Rock Lobster Fishery Management Plan Amendment (No. 3) 2003 published in the Gazette of 21 October 2003, the West Coast Rock Lobster Fishery Management Plan Amendment (No. 2) 2003 published in the Gazette of 28 October 2003, the West Coast Rock Lobster Fishery Management Plan Amendment (No. 4) 2003 published in the Gazette of 7 November 2003, the West Coast Rock Lobster Fishery Management Plan Amendment 2004 published in the Gazette of 22 June 2004; the West Coast Rock Lobster Fishery Management Plan Amendment (No. 2) 2004 published in the Gazette of 19 October 2004, the West Coast Rock Lobster Fishery Management Plan Amendment 2005 published in the Gazette of 9 November 2005, the West Coast Rock Lobster Fishery Management Plan Amendment 2006 published in the Gazette of 20 January 2006, and the West Coast Rock Lobster Fishery Management Plan Amendment (No.2) 2006 published in the Gazette of 7 February 2006.]*

*See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices under the Fisheries Act 1905 immediately before the commencement of those regulations.]*

Dated this 26th day of December 2006.

JON FORD, Minister for Fisheries.

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## LOCAL GOVERNMENT

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LG401

**LOCAL GOVERNMENT ACT 1995***District of Mandurah***(ALTERATION OF WARD BOUNDARIES) ORDER 2006**

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government and Regional Development.

**1. Citation**

This Order may be cited as the *District of Mandurah (Alteration of Ward Boundaries) Order 2006*.

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

On the first ordinary elections day after the commencement of this Order, the boundaries of the Town Ward, and Coastal Ward in the City of Mandurah shall be altered by transferring the land described in the Schedule to this Order from the Coastal Ward to the Town Ward.

**3. Transitional directions (s.9.62 of the Act)**

Part 4 of the Act, with any necessary changes, applies to preparing for and conducting the next ordinary elections as if the changes effected by clause 2 had taken on the first day this Order commenced.

**Schedule****TRANSFER OF TERRITORY FROM THE COASTAL WARD TO  
THE TOWN WARD**

All that portion of land bounded by lines starting from the intersection of the centreline of Old Coast Road with the prolongation southeasterly of the centreline of Casuarina Drive, a point on a present northeastern boundary of the Coastal Ward of the City of Mandurah and extending generally southwesterly along the centreline of Old Coast Road to the prolongation southeasterly of the centreline of Merlin Street; thence northwesterly to and northwesterly and northerly along that centreline to the southernmost southern boundary of Lot 9029 as shown on Deposited Plan 49114; thence westerly along that boundary and onwards to the low water mark of the Indian Ocean, a point on a present northwestern boundary of the Coastal Ward of the City of Mandurah and thence generally northeasterly, generally southeasterly, generally southwesterly and again generally southeasterly along that boundaries of that ward to the starting point.

Area: about 296 hectare.

I recommend that the orders in clauses 1 and 2 be made as recommended by the Local Government Advisory Board.

JON FORD JP MLC, Minister for Local Government and  
Regional Development; Fisheries;  
The Kimberley, Pilbara and Gascoyne.

By Command of the Governor,

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

LG402

**LOCAL GOVERNMENT ACT 1995***Shire of Pingelly***(DISCONTINUATION OF WARD SYSTEM) ORDER 2006**

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government and Regional Development.

**1. Citation**

This order may be cited as the *Shire of Pingelly (Discontinuation of Ward System) Order 2006*.

**2. Discontinuation of ward system for the Shire of Pingelly (s.2.2(1)(d) of the Act)**

All wards in the Shire of Pingelly are abolished immediately before the first ordinary elections day of the Shire after the commencement of this order.

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

All the offices of member of the council of the Shire of Pingelly 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 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).

I recommend that the order in clauses 2, 3 and 4 be made as recommended by the Local Government Advisory Board.

JON FORD JP MLC, Minister for Local Government and  
Regional Development; Fisheries;  
The Kimberley, Pilbara and Gascoyne.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Council.

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## MINERALS AND PETROLEUM

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### MP401\*

#### MINING ACT 1904

Department of Industry and Resources,  
Perth, 2 January 2007.

In accordance with the provisions of the Mining Act 1904 the Governor has been pleased to deal with the following Temporary Reserves.

JIM LIMERICK, Director General.

\_\_\_\_\_

The rights of occupancy on the undermentioned Temporary Reserves have been renewed.

Number	Occupant	For Further Period Expiring On	Locality	Mineral Field
5615H, 5616H, 5621H and 5622H	Westraint Resources Pty Ltd	31 December 2007	Wittenoom	West Pilbara

### MP402\*

#### MINING ACT 1904

Department of Industry and Resources,  
Perth, 2 January 2007.

In accordance with the provisions of the Mining Act 1904 the Governor has been pleased to deal with the following Temporary Reserves.

JIM LIMERICK, Director General.

\_\_\_\_\_

The rights of occupancy on the undermentioned Temporary Reserves have been renewed.

Number	Occupant	For Further Period Expiring On	Locality	Mineral Field
4192H, 4193H, 4266H, 4267H, 4737H and 4881H to 4884H	Hancock Prospecting Pty Ltd Wright Prospecting Pty Ltd Hamersley Resources Ltd	31 December 2007	Rhodes Ridge	West Pilbara and Peak Hill

## PLANNING AND INFRASTRUCTURE

PI401\*

### PLANNING AND DEVELOPMENT ACT 2005 APPROVED LOCAL PLANNING SCHEME AMENDMENT

*City of Cockburn*

Town Planning Scheme No. 3—Amendment No.1

Ref: 853/2/23/20 Pt 1

It is hereby notified for public information, in accordance with section 87 of the Planning and Development Act 2005 that the Minister for Planning and Infrastructure approved the City of Cockburn local planning scheme amendment on 19th December 2006 for the purpose of—

### PLANNING AND DEVELOPMENT ACT 2005 RESOLUTION TO AMEND A TOWN PLANNING SCHEME

*City of Cockburn*

TOWN PLANNING SCHEME

Town Planning Scheme No. 3—Amendment No. 1

Resolved that the Council, in pursuance of Section 7 of the Town Planning and Development Act 1928 (as amended), amend the above Town Planning Scheme by—

1. Amending the Scheme Map by—
  - (a) the land bounded by Beeliar Drive, Poletti Road, North Lake Road, Kentucky Court and Kwinana Freeway being zoned “Regional Centre (DA23)” with the area of land affected by the Other Regional Road Reservation in the MRS being excluded.
  - (b) Lot 800, Lot 801, Lot 806, Lot 807 and portion of Lot 203 Beeliar Drive being rezoned from Regional Reserve—Railways and Local Reserve—Public Purpose DOT to “Regional Centre (DA24)”.
  - (c) renaming “Thomsons Lake Regional Centre” to “Cockburn Central Regional Centre”.
2. Amending the Scheme Text by—
  - (a) inserting Development Area (“DA23”) Town Centre Precinct, into Schedule 11—Development Areas as follows—

Ref No.	Area	Provisions
	COCKBURN CENTRAL (TOWN CENTRE PRECINCT)	<p>1. An approved Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development.</p> <p>2. To facilitate the development of a multifunctional Town Centre which shall include a range of intensive residential and commercial development, shopping, entertainment, regional sport, bushland/wetland area and cultural facilities supported by a highly interconnected transport system. Supermarkets will not be permitted within the Town Centre; for the purpose of this clause supermarkets are defined as self service retail stores or markets with a sales area of 1100 square metres (NLA) or greater, the main function of which is to sell a variety of ordinary fresh and/or packaged food and grocery items.</p> <p>3. Notwithstanding any other provisions of the Scheme, where a Structure Plan stipulates the permissibility of land uses, that permissibility shall apply, in accordance with clause 4.3.3.</p> <p>4. The Structure Plan is to provide a public transport corridor within Development Area 23 abutting the western boundary of the Kwinana Freeway Primary Regional Roads reservation, linking the Cockburn Central Railways Station with the Gateways Precinct, and safe and efficient pedestrian connections between the Cockburn Central Railway Station, the Town Centre Precinct and the Gateways Precinct.</p> <p>5. Unless otherwise provided for by an approved Structure Plan and Detailed Area Plan(s), the residential density applying to the area of the Town Centre Precinct is R160.</p> <p>6. The local government may adopt Detailed Area Plan(s) pursuant to Clause 6.2.15 for any part of the Development Area as defined on the approved Structure Plan. All land use and development for a</p>

Ref No.	Area	Provisions
		particular lot or lots the subject of a Detailed Area Plan shall accord with the adopted Detailed Area Plan including any incorporated special development controls and guidelines in addition to any other requirements of the approved Structure Plan and of the Scheme.  7. Car parking shall be provided at a rate and in such a location as specified by the approved Structure Plan.

(b) inserting Development Area ("DA24") Gateways Precinct, into Schedule 11—Development Areas as follows—

	Area	Provisions
	COCKBURN CENTRAL (GATEWAYS PRECINCT)	<p>1. An approved Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development. The combined Gross Leasable Area (GLA) of retail floor space within the Gateways Precinct shall not exceed 35,000 square metres (GLA) until a review of the shopping centre design and associated access arrangements has been undertaken to the satisfaction of Council. In this respect particular attention is to be given to access arrangements to Beeliar Drive and to the provision of a suitable public transport corridor through the Gateways Precinct to the Town Centre Precinct on advice from the Public Transport Authority.</p> <p>2. The Structure Plan shall facilitate the development of a Precinct that includes regional shopping, showroom, office, entertainment, and community facilities supported by a highly interconnected transport system.</p> <p>3. Notwithstanding any other provisions of the Scheme, where a Structure Plan stipulates the permissibility of land uses, that permissibility shall apply, in accordance with clause 4.3.3.</p> <p>4. The local government may adopt Detailed Area Plan(s) pursuant to Clause 6.2.15 for any part of the Development Area as defined on the approved Structure Plan. All land use and development for a particular lot or lots the subject of a Detailed Area Plan shall accord with the adopted Detailed Area Plan including any incorporated special development controls and guidelines in addition to any other requirements of the approved Structure Plan and of the Scheme.</p> <p>5. The Structure Plan is to provide for safe and efficient pedestrian connections between the Cockburn Central Railway Station, the Town Centre Precinct and the Gateways Precinct.</p>

(c) in the heading to Zoning Table, adjacent to the "Regional Centre" Zone, insert the following—

"See Note 4"

At the foot of the Zoning Table, add the following:—

"Note 4

(a) In that part of the Regional Centre Zone comprised in Development Area 23, the Zoning Table shall have no application, and the permissibility of land uses shall be governed by the applicable Special Control Area provisions of Schedule 11 and any approved Structure Plan.

(b) In that part of the Regional Centre Zone comprised in Development Area 24, the permissibility of land uses shall be in accordance with the Zoning Table until such time as a Structure Plan is approved which indicates a different permissibility of land uses. The permissibility of land uses shall then be governed by the applicable Special Control Area provisions of Schedule 11 and any approved Structure Plan."

(d) amend clause 6.2.6.3 as follows—

"6.2.6.3 Notwithstanding clause 6.2.12.2, and without limiting the provisions of clause 6.1.2 or the extent of any provisions which may be included for a Special Control Area in Schedule 11, a Structure Plan may—

(a) Impose a classification on the land included in it by reference to reserves, zones or the Residential Design Codes;

- (b) Identify precincts or otherwise place a designation on any land as an alternative, or in addition to classifying the land in accordance with the preceding paragraph; and
  - (c) Indicate the permissibility of land uses within any part or all of the land in the Structure Plan,
- and where a Structure Plan includes any such matter it shall have effect according to its tenor as if it were part of the Scheme, unless the provisions of Schedule 11 relating to the applicable Special Control Area are to the contrary.”

Dated this 25th day of October 2006.

S. LEE, Mayor.  
S. G. CAIN, Chief Executive Officer.

## POLICE

PO401

### MISUSE OF DRUGS ACT 1981 MISUSE OF DRUGS REGULATIONS 1982 APPROVED ANALYSTS

I, Karl Joseph O'Callaghan, Commissioner of Police in the State of Western Australia, under section 3A of the *Misuse of Drugs Act 1981* approve the following persons, employed by the Australian Forensic Drug Laboratory, as Approved Analysts for the purpose of the Act.

Title	Given Names	Family Name	DOB	Qualifications
Mr	Shane Farley	Cameron	10/12/1972	B.Sc. (AppChem)
Mr	Hilton Barrymore	Swan	14/09/1960	M.Sc.
Ms	Laura Catherine	Enis	24/06/1981	B.Sc. (Hons)
Ms	Gladys	Yau FoonYu	28/09/1957	B.Sc. (AppChem)
Mr	Julian Leigh	Russo	08/03/1982	B.Sc. (Hons)
Ms	Natalie	Hau	09/01/1981	B.Sc. (Hons)

Dated: 21 December 2006.

K. J. O'CALLAGHAN APM, Commissioner of Police.

## RACING, GAMING AND LIQUOR

RG401\*

### LIQUOR LICENSING ACT 1988 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 Department of Racing, Gaming and Liquor, 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			
11801	Jillian May Glenister	Application for the grant of a Restaurant licence in respect of premises situated in Busselton and known as Riverbank Teahouse and Bistro	25/01/2007

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE—<i>continued</i></b>			
11804	Beachfront Enterprises Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Cottesloe and known as Barchetta Cafe	18/01/2007
11800	The Quairading Farmers Co-operative Company Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Quairading and known as The Quairading Farmers Co-operative Ltd	26/01/2007
11799	Boolerappin Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Mount Lawley and known as Caffissimo Mount Lawley	10/01/2007
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
29343	Warehouse Liquor W.A. Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Osborne Park and known as Op's Tavern	18/01/2007
29205	Kimberley Charter Company Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Preston Beach and known as Preston Beach General Store	23/01/2007
29184	Whilan Holdings Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Busselton and known as Esplanade Hotel	23/01/2007
<b>APPLICATIONS FOR APPROVAL TO ALTER/DEFINE THE LICENSED PREMISES</b>			
269533	National Franchise Systems Pty Ltd	Application for approval to alter/redefine in respect of premises situated in Mirrabooka and known as Northwood Ale House	18/01/2007
269329	Orebo Pty Ltd	Application for approval to alter/redefine in respect of premises situated in Fremantle and known as Moondyne Joes	19/01/2007

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

Dated: 3 January 2007.

P. MINCHIN, Director of Liquor Licensing.

## DECEASED ESTATES

ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

#### Notice to Creditors and Claimants

Estate of Dennis Melville Sharp, late of Unit C, Royal Court, 4-6 Wyong Road, Bentley, Western Australia, deceased.

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 25 July 2006, are required by the Executors, being David Ian Sharp and Robin Melville Sharp of care of Mort & Associates, P.O. Box 20, Cannington WA 6987, to send particulars of their claims to Mort and Associates, P.O. Box 20, Cannington WA 6987, within one (1) month of the date of publication of this notice, after which date the Executors may convey or distribute the assets, having regard only to claims of which they then have notice.

MORT & ASSOCIATES, as solicitors for the Executors.



ZX402\*

**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 5th February 2007, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Dare, Arthur, late of Wanneroo Community Nursing Home, 9 Amos Road, Wanneroo, formerly of 166 Parkland Villas, Liege Street, Woodlands, died 13/12/2006, (DE19760040EM38)

Ersser, Gladys, late of St Georges Nursing Home, 2 Essex Street, Bayswater, died 7/11/2006, (DE19580983EM27)

Farmer, Betty Faye, late of 19 Wallsend Street, Safety Bay, died 28/10/2006, (DE19923849EM38)

Griffiths, Thomas James, late of 30 Deakin Street, Collie, died 4/12/2006, (DE19760584EM35)

Johnson, Gwendoline Joan, late of 11 Crawshaw Crescent, Manning, died 15/10/2006, (DE19640204EM27)

Keir, Annie Doris, late of 95 Samson Street, White Gum Valley, died 6/12/2006, (DE19910805EM27)

Ngai, Chow Yen, late of Regents Gardens Nursing Home, 2 Amur Place, Bateman, died 11/5/2006, (DE19951986EM15)

Randell, Gordon Elliott, late of Morrison Lodge, 1A North Street, Midland, died 9/12/2006, (DE19931259EM13)

Vitali, Mary Anne, also known as Mary Ann Vitali and Maryann Vitali, late of 12 Smith Street, Claremont, died 16/11/2006, (DE20012379EM113)

JOHN SKINNER, Public Trustee,  
Public Trust Office, 565 Hay Street, Perth WA 6000.  
Telephone 9222 6777.

WESTERN AUSTRALIA

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