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Per Column Centimetre—\$11.05

Bulk Notices—\$201.70 per page

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

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— PART 1 —

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Shire of Bridgetown-Greenbushes

LOCAL LAWS RELATING TO FENCING AMENDMENT LOCAL LAW 2006

Under the powers conferred by the *Local Government Act 1995* and by all other powers enabling it, the Council of the *Shire of Bridgetown-Greenbushes* resolved on 25th January 2007 to make the "*Shire of Bridgetown-Greenbushes Local Laws Relating to Fencing Amendment Local Law 2006*".

The *Shire of Bridgetown-Greenbushes Local Laws Relating to Fencing* as published in the *Government Gazette* on 31 August 2004 is referred to as the principal local law. The principal local law is amended as follows.

1. Clause 2 replaced

Clause 2 is deleted and the following is inserted instead—

"2. Repeal

The "*Municipality of the Shire of Bridgetown-Greenbushes Fencing Local Law*" as published in the *Government Gazette* on 8 April 1988 is repealed."

2. Clause 4 amended

Clause 4 is amended in the following ways:—

- (a) the following definition is inserted in the appropriate alphabetical location—
"Council" means the Council for the Shire of Bridgetown-Greenbushes;";
- (b) in the definition of "dangerous", in paragraph (a) the words "Part 6" are deleted and the words "Part 5" are inserted instead;
- (c) in the definition of "dangerous", all of paragraph (c) is deleted and the following is inserted instead—
"(c) a fence containing any harmful projection or material including broken glass, asbestos fibre or razor wire; or"; and

3. Subclause 6(4) amended

Subclause 6(4) is amended by deleting the words "Building Surveyor" and inserting instead the word "Council".

4. Clause 8 deleted

Clause 8 is deleted and all other Clauses renumbered accordingly.

5. Subclause 11(2) amended

Subclause 11(2) is amended by deleting the words "Building Surveyor" and inserting instead the word "Council".

6. Paragraph 13(2)(b) amended

Paragraph 13(2)(b) is amended by deleting paragraph 13(2)(b) and inserting instead—

- "(b) unless the fence complies with AS/NZS 3016:2002; and".

7. First Schedule amended

Clause A of the First Schedule is amended in the following ways—

- (a) subclause (a) is deleted and the following is inserted instead—
"(a) corner posts to be not less than 100mm x 100mm x 2400mm and intermediate posts to be not less than 100mm x 75mm x 2400mm spaced at 2400mm centres;";
- (b) subclause (e) is deleted and the following is inserted instead—
"(e) rails to be a minimum 75mm x 50mm with each rail spanning two bays of fencing double railed or bolted to each post with joints staggered;";

- (c) subclause (f) is deleted and the following is inserted instead—
 “(f) the fence to be covered with a minimum 75mm x 20mm sawn pickets, 1800mm in height placed a maximum 75mm apart and affixed securely to each rail.”; and
- (d) subclause (b) and subclause (c) are deleted and all of the subclauses renumbered accordingly.

8. Third Schedule amended

Clause (1) of the Third Schedule is amended in the following ways—

- (a) subclause (c) is amended by deleting “50mm” and inserting instead the words “not less than 75mm”; and
- (b) subclause (d) is amended by deleting “50mm” and inserting instead the words “not less than 125mm”.

9. Form 1 amended

Form 1 is amended by deleting the words “AS/NZS 30016:1994” and inserting instead “AS/NZS3016:2002”.

Dated this 25th day of January 2007.

The Common Seal of the Shire of Bridgetown-Greenbushes was affixed by authority of a resolution of the Council in the presence of—

ROBERT WALSTER, Shire President.
 TIMOTHY CLYNCH, Chief Executive Officer.

LG302*

LOCAL GOVERNMENT ACT 1995

City of Albany

SIGNS LOCAL LAW 2006

Under the powers conferred by the *Local Government Act 1995* and by all other powers, the Council of the City of Albany resolved on 19th September 2006 to make the “*City of Albany Signs Local Law 2006*”.

PART 1—PRELIMINARY

Citation

1. This local law may be referred to as the *City of Albany Signs Local Law 2006*.

Commencement

2. This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

Repeal

3. The following local laws are repealed on the day this local law comes into operation—
- (a) the Local Law of the Shire of Albany described as “*Local Laws Relating to Signs, Hoardings and Bill Posting (No 13)*” and published in the *Government Gazette* on 12 October 1979 and amended from time to time, are repealed; and
- (b) the Local Law of the Town of Albany described as “*Local Laws Relating to Signs, Hoardings and Bill Posting (No 38)*” and published in the *Government Gazette* on 30 October 1987 and amended from time to time, are repealed.

Application

4. This local law applies throughout the district.

Definitions

5. In this local law unless the context otherwise requires—

“**Act**” means the *Local Government Act 1995*;

“**advertisement**” means the publication, display, or presentation of any sign or advertising device;

“**advertising device**” means any object or structure on which words, numbers, figures, designs are written, placed, affixed, painted, projected or otherwise displayed for the purpose of advertising any business, function, operation, event, undertaking, product, or thing whatsoever, and includes an airborne device anchored to any land, building or thing, and also includes any vehicle or trailer or other similar stationary object placed or located so as to serve the purpose herein before referred to;

- “**animation**” means the incorporation of movement on, in or associated with a sign or advertising device including but not limited to illumination, rotation, flapping, and any mechanical or electrical device;
- “**application**” means the completed form lodged for the purpose of obtaining a sign licence or permit in accordance with this local law;
- “**appointed place**” means a place appointed by the local government or the CEO, of the local government to which signs and hoardings, erected and maintained in breach of this local law, may be—
- (a) placed by the local government; and
 - (b) recovered by the sign owner;
- “**authorised person**” means a person authorised by the local government under section 9.10 of the Act to perform any of the functions of an authorised person under this local law;
- “**bill posting**” means the attaching, sticking or posting of a bill, poster or placard, or painting, stencilling or affixing an advertisement on a building, structure, fence, wall, hoarding, sign post, pole, blind, or awning, whether erected on private property or a public place so as to be visible to a person in a street, public place, private property or other land; and to post a bill has a corresponding meaning;
- “**CEO**” means the chief executive officer of the local government;
- “**direction sign**” means a sign erected in a street or public place by or with the approval of the local government, to indicate the direction to another place but does not include a sign erected or affixed by the local government or the Commissioner of Main Roads or a road direction sign erected or affixed by a duly incorporated association or union of motorists authorised in that regard by the Minister for the time being administering the *Road Traffic Act 1974*;
- “**district**” means the district of the local government;
- “**election sign**” means a sign which encourages persons to vote for a candidate, political party or matter, relating to any federal, state or local government election;
- “**fly posting**” means advertising by means of posters placed on fences, walls, trees, rocks and any like places, or things without authority;
- “**hoarding**” means a detached or detachable structure, other than a pylon sign, that is erected for the sole purpose of displaying an advertisement and includes a wall panel or an illuminated panel but does not include a hoarding within the meaning of Section 377 of the *Local Government (Miscellaneous Provisions) Act 1960*;
- “**illuminated sign**” means a sign that is so arranged as to be capable of being lighted either from within or without the advertisement by artificial light provided, or mainly provided for that purpose;
- “**licence**” means a licence issued under this local law;
- “**licensee**” means the holder of a licence;
- “**local government**” means the City of Albany;
- “**owner**” means the owner of the land or building on which the sign is to be or is erected and includes the owner of the business conducted on the land or building, to which the sign relates, or other person, who in the opinion of the local government is responsible for the sign;
- “**permit holder**” means the person issued with a permit;
- “**planning approval**” means an approval given under a relevant town planning scheme;
- “**private property**” means any real property, parcel of land or lot that has a separate certificate of title, which is in private ownership or subject of a lease or agreement with a company or person enabling its use for private purposes and includes any building or structure thereon;
- “**property transaction sign**” means an advertisement indicating that the premises on which they are for sale or for lease or are to be auctioned;
- “**public property**” means any real property, land, lot, or reserve which is open and available for use by the public for public purposes, whether through payment of a fee or not and includes any building or structure thereon;
- “**rural producer’s sign**” means a sign erected on land lawfully used for rural purposes which advertises goods or products produced, grown or lawfully manufactured on the land within the boundaries of which the sign is located;
- “**sign**” means any message, direction or representation whatsoever displayed on a building, structure, board, or clock, other than a clock built into a wall which does not project beyond the face of the wall, or flags and bunting whether they contain a written message or not and includes any display produced by way of video or electronic means and every other type or style of sign defined or referred to in this local law;

“**thoroughfare**” means any street, way or place that is designed and used for the passage of vehicles and includes the shoulders and embayments at the side or centre of the carriageway used for the parking of vehicles;

“**town planning scheme**” means any town planning scheme for the time being applying zoning or classification to land within the district;

“**vehicle**” includes every conveyance, and every object capable of being propelled or drawn, on wheels or tracks, by any means, not being a train, vessel or aircraft while being used as such.

Transitional

6. A sign which—

- (a) was displayed prior to the commencement date; and
- (b) immediately prior to the commencement date was the subject of a valid licence issued under a local law repealed by clause 3,

is deemed to be the subject of a valid licence issued under this local law on the same terms and conditions as the licence issued under the local laws repealed by clause 3, for so long as the sign is not changed, but otherwise the provisions of this local law shall apply to the sign.

PART 2—LICENCES AND EXEMPTIONS

Licence Requirements

7. Subject to clause 16, a person shall not erect, maintain or display, or permit to be erected, maintained or displayed, any sign or hoarding in, on or above any land or building—

- (a) without a licence; or
- (b) otherwise than in accordance with the conditions of the licence issued in respect of the sign or hoarding.

Planning Approval

8. The requirement for a licence under this local law, in respect of a sign or a hoarding, is additional to the requirement if any, for a planning approval for that sign or hoarding.

Application for Licence

9. (1) Where a person is required under this local law to hold or obtain a licence to display a sign, that person shall apply for the licence in accordance with subclause 2.

(2) An application for a licence under this local law shall—

- (a) be in the form determined by the local government;
- (b) be signed by the applicant and by the owner or occupier of the land where the sign is to be displayed;
- (c) provide two (2) copies of plans drawn to scale of not less than 1:50 showing the size, position, design, and inscription thereon, the method of construction and fixing of the sign for which the licence is sought;
- (d) be forwarded to the local government with the application fee and licence fee;
- (e) include, where required by the local government, a certificate from a structural engineer or other person approved by the local government or an authorized person, certifying that the building or structure upon which it is proposed to erect the sign is in all respects of sufficient strength to support the sign, under all reasonable conditions, and that the sign is itself of structurally sound design;
- (f) include, where the application is for a licence for an illuminated sign and if required by the local government or an authorized person, a written consent to the erection of the sign by or on behalf of the person or body having for the time being the management of traffic control lights within the district;
- (g) include such other information as may be required by the local government or an authorized person to assist in determining the application.

Determination of Application

10. (1) The local government or an authorised person may refuse an application for a licence that does not comply with the requirements of clause 9, and in any event shall refuse an application for a licence where the required planning approval has not first been obtained, or is inconsistent with the planning approval.

(2) The local government or an authorised person may, in respect of an application for a licence—

- (a) refuse the application; or
- (b) approve the application on such terms and conditions as it sees fit.

Licence Issue

11. (1) Where the local government approves an application for a licence, then the local government shall issue to the applicant a licence in the form determined by the local government and may include plans or other documents other than the form of the licence.

(2) A licence shall not be valid until such time as any public liability insurance policy, if required as a condition of the licence, has been put into effect and a certificate of currency covering the period of the licence has been lodged with the local government.

Term and Validity of Licence

12. Except where otherwise stated in this local law, a licence remains valid until—

- (a) a public liability insurance policy, where required as a condition of the licence, lapses, is cancelled or is no longer in operation;
- (b) the sign or hoarding is removed;
- (c) an alteration is made to the structure or area of the sign for which the licence was issued;
- (d) change is made in the message of the sign or its illumination which is so significant as to amount to a different sign than that in respect of which the licence was issued;
- (e) the sign no longer relates to the business conducted in the building to which it is attached; or
- (f) the licence is cancelled by the local government;

in any of these events an application shall first be made and a new licence issued before the sign or hoarding can be re-erected, changed or altered as the case may be, or a new sign or hoarding erected.

Inspection of Licence

13. An owner or licensee shall produce the licence when requested to do so by an authorised person.

Cancellation of Licence

14. (1) The local government may, without derogation of any penalty to which a person may be liable, cancel a licence if:—

- (a) the licensee has not complied with a term or condition of the licence;
- (b) the licensee has not complied with a provision of this local law;
- (c) variations are made to the sign or to its content which may have the effect that the sign is not that approved by the licence;
- (d) the licensee is convicted of an offence against this local law; or
- (e) a licensed sign is so altered that it is determined by the local government to be detrimental to the interests of the public, any adjacent property owner or occupier.

Right of Appeal

15. When the local government makes a decision as to whether it will—

- (a) grant a person a licence under this local law;
- (b) renew, vary or cancel a licence that person has under this local law; or
- (c) impose or amend a condition to which a licence is subject;

the provisions of Division 1 of Part 9 of the Act and regulation 33 of the *Local Government (Functions and General) Regulations 1996* apply to the decision.

Licence Exemptions

16. (1) The following signs are exempt from the requirements of clause 7—

- (a) a sign erected or maintained in accordance with any Act;
- (b) a property transaction sign not exceeding 1.0m² for dwellings or 2.5m² for multiple dwellings/commercial/ industrial developments erected on private property or immediately adjacent to the front boundary, where it is not possible to erect it on private property;
- (c) a plate not exceeding 0.6m² in area erected or affixed on the street alignment or between that alignment and the building line to indicate the name and occupation or profession of the occupier of the premises;
- (d) a sign used solely for the direction and control of people, animals or vehicles or to indicate the name or street number of a premises, if the area of the sign does not exceed 0.2m²;
- (e) an advertisement affixed to or painted on a shop window by the occupier thereof and relating to the business carried on therein;
- (f) a sign displaying solely the name and occupation of any occupier of business premises painted on a wall of those premises;
- (g) a sign within a building;

- (h) a sign not larger than 0.7m x 0.9m on an advertising pillar or panel approved by or with the consent of the local government for the purpose of displaying public notices for information;
 - (i) a building name sign on any building, where it is of a single line of letters not exceeding 600mm in height, fixed to the facade of the building;
 - (j) newspaper or magazine posters, provided they are displayed against the outside wall of the business premises from which the newspapers or magazines are sold so as to cause no obstruction to pedestrian traffic;
 - (k) a rural producer's sign less than 2m² in area, which is the only sign on the lot on which it is erected;
 - (l) a sign erected by the local government, or with the approval of the local government, on land under the care, control and management of the local government;
 - (m) a sign erected and maintained on street furniture, bus shelters or seats in accordance with the terms and conditions of a contract between the local government and the company responsible for those signs;
 - (n) a maximum of 4 garage sale signs, each not greater than 0.25m², advertising the sale of second hand domestic goods in domestic quantities, not being part of a business, trade or profession and only being displayed on the day of the sale and on no more than 2 occasions for the same lot in each 6 month period;
 - (o) a sign erected by the local government for the purpose of—
 - (i) encouraging participation in voting (but not in favour of any candidate, political party, group or thing) at a local government election, provided that the signs are erected no more than 28 days prior to the election; or
 - (ii) advertising a planning proposal; or
 - (iii) indicating the name and location of a polling place for an election;
 - (p) an election sign which is—
 - (i) Erected on private property with the approval of the owner of that property, where such approval has been obtained prior to the erection of the election sign;
 - (ii) not in excess of 0.75m² in area per property, except a corner property which may display one sign facing each thoroughfare of the corner;
 - (iii) Erected not more than 28 days prior to the date of the election to which it relates;
 - (iv) Erected in accordance with the restriction provisions of clause 17;
 - (v) removed within 7 days of the date of the election; and
 - (q) a sign permanently affixed or painted on a vehicle to identify a company, business, service or product supplied or sold by that company.
- (2) A person shall not erect or maintain a sign which would otherwise be an exempt sign under sub clause (1), if it contains—
- (a) any illumination or radio;
 - (b) animation or movement in its design or structure; or
 - (c) reflective, retro-reflective or fluorescent materials in its design or structure.

PART 3—RESTRICTIONS

17. A person shall not erect, maintain or display a sign or hoarding, or suffer or permit a sign or hoarding to be erected, maintained or displayed or to remain on any land or building—

- (a) so as to obstruct the view from a street or public place of traffic in a street or public place;
- (b) so as to be likely to be confused with or mistaken for an official traffic light or sign or so as to contravene the *Road Traffic Act 1974* or the Regulations made under that Act;
- (c) so as to obstruct access to or from a door, fire escape or window, other than a window designed for the display of goods;
- (d) except with the approval of the local government or an authorised person on an ornamental tower, spire, dome or similar architectural feature or on a lift machinery room, bulkhead over stairs or other superstructure over the main roof of a building;
- (e) where the stability of the building is, in the opinion of an authorised person, likely to be affected by the sign;
- (f) on any light or power pole;
- (g) on any tree, shrub or plant;

- (h) which is temporarily or permanently fixed to any vehicle which is parked in one location on private or public property or in a public place, so as to advertise or display a message to the public;
- (i) which contains glass other than an electric light globe or tube or toughened glass;
- (j) which contains or has attached to it any paper, cardboard, cloth or other readily combustible material, except posters securely fixed to a signboard or hoarding, flags, banners or canvas awnings;
- (k) except with the approval of the local government or an authorised person on any street, thoroughfare or other public place, if the sign is an election sign.

Fixing of Signs

18. The owner or licensee of a sign must—
- (a) cause it to be securely fixed to the structure by which it is supported, to the satisfaction of an authorised person;
 - (b) maintain the sign in a safe condition; and
 - (c) ensure that the structure on which a sign is fixed is sound and capable of withstanding any forces that it would be reasonably subjected to without collapsing, deforming or moving from the position on which it is erected.

Headroom

19. The owner or licensee of a sign erected over walkways, accessways or other public land, shall cause it to be fixed to provide a clear headway under the sign of not less than 2.75m, unless otherwise permitted by an authorised person.

Signs to be Kept Clean

20. The owner or licensee of a sign shall keep it clean and free from unsightly matter and shall maintain it in good order and condition.

Bill Posting

21. Subject to clause 16, a person shall not post a bill or paint, stencil, place or affix an advertisement on a street or on a building, structure, fence, wall, hoarding, sign post, blind or awning so as to be visible to a person in a street, public place, reserve or other land, except for a hoarding approved for the purpose by the local government or an authorised person.

Fly Posting

22. A person shall not fly post at any place or location within the district.

PART 4—REMEDY FOR BREACH**Removal of Signs from Public Property**

23. (1) The local government or an authorised person may remove to an appointed place any sign, advertisement, or other advertising device, placed or erected on any thoroughfare, footpath or other public place under the care control and management of the local government, unless placed or erected in accordance with the provisions of this local law.

(2) Where a sign, hoarding, advertisement, or other advertising device is removed to an appointed place in accordance with sub clause (1) and where it is possible to identify the name of the owner of the sign or advertising device, a notice shall be served on the owner advising—

- (a) the location of the appointed place to where the sign has been removed;
- (b) that the sign may be collected during such hours and on payment of such fees and charges as may be specified in the notice.

PART 5—MISCELLANEOUS**Fees and Charges**

24. All fees and charges applicable under this local law shall be imposed and determined by the local government under section 6.16 to 6.19 of the Act.

Public Liability Insurance and Indemnity

25. (1) Where, as a condition of a sign licence or permit, the owner, licensee or permit holder is required to provide a public liability insurance policy, indemnifying the local government against all actions, suits, claims, damages, losses and expenses made against or incurred by the local government arising from any activity, action or thing performed or erected in accordance with the licence and keep that insurance policy current for the duration of the licence, the owner or licensee shall—

- (a) enter into an agreement with the local government to provide the required public liability insurance protection;
- (b) take out a public liability insurance policy in the name of the owner or licensee and the local government, for a minimum value of \$10m or such other amount as considered appropriate to the risk involved;

- (c) include a clause in the policy which prevents the policy from being cancelled without the written consent of the local government;
 - (d) include a clause in the public liability insurance policy which requires the owner or licensee and the insurance company, to advise the local government if the policy lapses, is cancelled or is no longer in operation;
 - (e) on the request of an authorized person, provide for inspection, a certificate of currency for the required insurance policy.
- (2) An owner or licensee who refuses or cannot provide a current certificate of insurance within 2 working days as requested in accordance with sub clause (1) commits an offence.

PART 6—OFFENCES AND PENALTIES

Offences

26. (1) Any person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.
- (2) A person who fails to comply with a notice given under this local law commits an offence.
- (3) Any person who commits an offence under this local law shall be liable, upon conviction, to a penalty not exceeding \$5,000, and if the offence is of a continuing nature, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.

Offence Description and Modified Penalty

27. (1) An offence against a clause specified in the First Schedule of this local law is a prescribed offence for the purposes of section 9.16(1) of the Act.
- (2) The amount appearing in the final column of the First Schedule directly opposite an offence described in that Schedule is the modified penalty for that offence.

Infringement and Infringement Withdrawal Notices

28. For the purposes of this local law—
- (a) the form of the infringement notice referred to in section 9.17 of the Act is form 2 in the First Schedule of the *Local Government (Functions and General) Regulations 1996*; and
 - (b) the form of the infringement withdrawal notice referred to in section 9.20 of the Act is form 3 in the First Schedule of the *Local Government (Functions and General) Regulations 1996*.

Records to be Kept

29. The local government shall cause adequate records to be kept of all infringement notices given under section 9.16(1) of the Act and modified penalties received.

First Schedule

City of Albany

SIGNS LOCAL LAW 2006

OFFENCES AND MODIFIED PENALTIES

Clause	Nature of Offence	Modified Penalty \$
7(a)	Erect or maintain or permit to be erected or maintained, a sign or hoarding without a licence.	100
7(b)	Erect, maintain or display or permit to be erected, maintained or displayed a sign or hoarding otherwise than in accordance with licence conditions.	100
13	Fail to produce a sign licence for inspection when required.	100
16(2)(a)	Erect a sign otherwise exempt under clause 16(1) containing illumination or radio.	100
16(2)(b)	Erect a sign otherwise exempt under clause 16(1) with animation or movement in its design or construction.	100
16(2)(c)	Erect a sign otherwise exempt under clause 16(1) with reflective, retro-reflective or fluorescent materials in design or construction.	100
17(a)	Erect or maintain, suffer or permit a sign or hoarding to obstruct the view of traffic in a street or public place.	100

Clause	Nature of Offence	Modified Penalty \$
17(b)	Erect or maintain, suffer or permit a sign or hoarding to be confused or mistaken for official traffic lights or signs.	100
17(c)	Erect or maintain, suffer or permit a sign or hoarding to obstruct access to or from a door, fire escape or window not designed for display of goods.	100
17(d)	Erect or maintain, suffer or permit a sign or hoarding on an ornamental tower, spire, dome or other super structure over the main roof of a building.	100
17(e)	Erect or maintain, suffer or permit a sign or hoarding on a building which the stability is likely to be affected by the sign.	100
17(f)	Erect or maintain, suffer or permit a sign or hoarding on any light or power pole.	100
17(g)	Erect or maintain, suffer or permit a sign or hoarding on any tree, shrub or plant.	100
17(h)	Erect or maintain, suffer or permit a sign or hoarding temporarily or permanently fixed to any vehicle on private or public property to advertise/display message	100
17(i)	Erect or maintain, suffer or permit a sign or hoarding containing glass, other than an electric light globe or tube, in a sign.	100
17(j)	Form part of or attach, paper, cardboard, cloth or other readily combustible material to any sign.	100
17(k)	Erect or maintain, suffer or permit a sign or hoarding on any street, thoroughfare or public place if an election sign.	100
18(a)	Fail to securely fix a sign to a supporting structure.	100
18(b)	Fail to maintain a sign in a safe condition.	100
19	Fail to fix a sign over walkways, accessways or public land to provide clear headway of not less than 2.75m.	100
20	Fail to keep a sign clean and maintained in good order.	100
21	Post a bill, or fix advertisement visible from a street, public place, reserve except a hoarding approved for the purpose	100
22	Fly post at any place or location in district.	100
	Other offences not specified.	100

Dated this 21st day of November 2006.

The Common Seal of the City of Albany was affixed by authority of a resolution of the Council in the presence of—

ALISON GOODE JP, Mayor.
ANDREW HAMMOND, Chief Executive Officer.

ROTTNEST ISLAND AUTHORITY

RX301*

Rottnest Island Authority Act 1987

Rottnest Island (Management Plan) Notice 2007

Given by the Rottnest Island Authority under section 21 of the Act.

1. Citation

This notice is the *Rottnest Island (Management Plan) Notice 2007*.

2. Management plan amendments notification

The Rottnest Island Authority gives notice that amendments to the Rottnest Island Management Plan 2003-2008 have been prepared.

3. Inspection of proposed amendments

Copies of the proposed amendments may be inspected at —

- (a) Administration Office
Rottnest Island Authority
Level 1, E Shed, Victoria Quay
Fremantle WA; and
- (b) Salt Store Gallery and Exhibition Centre
Rottnest Island WA.

4. Copies of proposed amendments

Copies of the proposed amendments may be obtained from —

- (a) the Rottnest Island Authority website
www.rotnnestisland.com; and
- (b) the Rottnest Island Authority —
 - (i) by telephoning the Rottnest Island Authority on (08) 9432 9300; or
 - (ii) at Administration Office
Rottnest Island Authority
Level 1, E Shed, Victoria Quay
Fremantle WA.

5. Written submissions on proposed management plan

Written submissions on the proposed management plan must be —

- (a) posted to —
The Rottnest Island Management Plan 2003-2008
Rottnest Island Authority
PO Box 693
Fremantle WA 6959; or
- (b) delivered to —
Administration Office
Rottnest Island Authority
Level 1, E Shed, Victoria Quay
Fremantle WA,

so that they are received by 5 p.m. Monday 23 April 2007 .

The Common Seal of the
Rottnest Island Authority
is affixed in the presence of:

LAURIE O'MEARA,
Chairman.

PAOLO AMARANTI,
Chief Executive Officer.

— PART 2 —

AGRICULTURE

AG401

WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY ACT 1976 APPOINTMENT

Western Australian Meat Industry Authority,
Midland.

I, Kim Chance MLC, Minister for Agriculture and Food, hereby appoint the following person as an inspector pursuant to Section 24G of the Western Australian Meat Industry Authority Act 1976—

John Gregory Oag

KIM CHANCE MLC, Minister for Agriculture and Food.

CONSUMER AND EMPLOYMENT PROTECTION

CE401*

LAND VALUERS LICENSING ACT 1978 LICENSED VALUERS CODE OF CONDUCT

The Licensed Valuers Code of Conduct (“the Code”) has been made by the Land Valuers Licensing Board with the approval of the Minister for Consumer Protection pursuant to section 26 of the *Land Valuers Licensing Act 1978* (“the Act”). A licensed valuer failing to comply with the Code will be liable for disciplinary action pursuant to section 28(2)(c) of the Act.

Citation

This notice may be cited as the Licensed Valuers Code of Conduct.

Commencement

The Code shall commence three months after the date of publication of this notice in the *Government Gazette* and will replace the Code of Conduct published in the *Government Gazette* on 30 January 2004 which shall be repealed three months after the date of publication of this notice in the *Government Gazette*.

1. Interpretation

In this Code—

“**as if complete**” valuation means a valuation that assumes the proposed development to be in a completed state as at the date of valuation and reflects current market conditions at the date of valuation;

“**as is**” valuation means a valuation that provides the current market value of the property as it currently exists rather than the value of the proposed development;

“**proposed development**” means any planned development or redevelopment of a property, including building improvements or modifications, which are proposed, approved or under construction on the property (but does not include a planned development or redevelopment of a single dwelling residential property for residential use) where the value of the proposed or planned development is estimated to be \$50 000 or more when complete;

“**the Act**” means the *Land Valuers Licensing Act 1978*;

“**licensed valuer**” means a person who is licensed under the *Land Valuers Licensing Act 1978*; and

“**valuation statement**” as referred to in rule 2.1(a) in this Code, means the statement usually found at the end of a valuation report stating the valuation amount, the date of the valuation and reference to qualifications and disclaimers, if any.

1. A licensed valuer shall—
 - 1.1 ensure that the duties and obligations imposed by the Act, Regulations and this Code are complied with in the performance of valuation work by the licensed valuer or by any person assisting the licensed valuer. A licensed valuer shall not be excused from non-compliance with these provisions by reason of claimed ignorance of their existence or content;
 - 1.2 maintain a risk management program;
 - 1.3 (a) carry out valuation work with diligence and competence in accordance with the accepted principles and practices of valuation;
(b) act at all times with honesty and integrity; and
(c) where it is their duty to do so, act with impartiality and independence;
 - 1.4 take all reasonable steps to—
 - (a) gather sufficient relevant data in forming an opinion of value or, in the absence or deficiency of such data, explain in the valuation report the basis on which the opinion of value was formed; and
 - (b) ascertain and verify such relevant facts and information as a prudent licensed valuer would have ascertained or verified in order to provide a professional valuation of a property. Where all such facts or information have not been ascertained or verified, make written disclosure of this to the client in the valuation report together with a statement of the extent, if any, to which the failure to ascertain or verify the facts or information in question qualifies or affects the valuation provided;
 - 1.5 except with the written agreement of the client, personally inspect the property to be valued in accordance with accepted valuation practice. If the property is not inspected or is only partially inspected, the licensed valuer must disclose this in the valuation report and state the effect that the failure to conduct an inspection or complete inspection has on the valuation provided;
 - 1.6 include in the valuation report—
 - (a) in the case of a mortgage valuation, other than a valuation of a single dwelling residential property for residential use, as a covering page, a valuation Executive Summary in the form of Schedule 1 to this Code;
 - (b) the date of any inspection(s) made of the property, the interest to be valued (e.g. freehold, leasehold etc.), the valuation date and the date on which the report was issued. The licensed valuer must also sign the report and state their licence number;
 - (c) a statement, under the heading of “Assumptions, Conditions and Limitations”, of all assumptions made in arriving at an opinion of value and all conditions, requirements or limitations arising from the client’s instructions or arising due to any other circumstances;
 - (d) where the licensed valuer has an interest of any kind, whether direct or indirect in a property to be valued or a development proposed for that property, a statement describing the nature and extent of the interest in the property or development as the case may be; and
 - (e) particulars of any conflict of interest that are provided to a client or prospective client under sub-rule 2.6(a);
 - 1.7 hold any valuation as confidential unless the client otherwise agrees in writing or unless required by law to disclose the valuation;
 - 1.8 retain in a place of safe keeping for a minimum of 6 years a copy of the valuation report, all instructions from the client or the client’s representative, and all other records and information upon which the valuation opinion was based;
 - 1.9 obtain or confirm in writing all instructions of the client or the client’s representative;
 - 1.10 attach as an annexure to all valuation reports all instructions received from the client or the client’s representative and also any written consent obtained from a client or prospective client under sub-rule 2.6(b);
 - 1.11 where a valuation is to be undertaken on a proposed development, include in the valuation report the definitions of “as if complete” valuation and “as is” valuation that are provided in the Interpretation section of this Code;
 - 1.12 where a valuation is to be undertaken of a proposed development, include an “as is” valuation immediately following the “as if complete” valuation in the body of the valuation report and also in any certificate of valuation or other valuation summary in the report or attached to it;
 - 1.13 properly supervise and control the work of unlicensed persons engaged in assisting in the valuation work and be responsible for any work performed by unlicensed persons on behalf of the valuer; and
 - 1.14 where instructions are accepted to perform valuation work, for either a single task or multiple tasks, carry out all the valuations in accordance with the requirements of this Code regardless of the fee which has been agreed with the client.
2. A licensed valuer shall not—
 - 2.1 produce a valuation statement that purports to predict future value or future values (see Rule 3);
 - 2.2 advertise the licensed valuer’s services, skills or experience in a manner that is false or misleading;

- 2.3 accept instructions to undertake valuation work which is contingent upon obtaining a predetermined result or finding;
- 2.4 except with the written consent of the client, accept an engagement to perform a valuation or continue an engagement to provide a valuation where a conflict of interest exists, or arises prior to the completion of a valuation;
- 2.5 use confidential information obtained in the course of making a valuation to the benefit of the licensed valuer or any person other than the licensed valuer's client;
- 2.6 accept or continue an engagement to perform a valuation where a conflict of interest would or does arise, unless;
- (a) written particulars of the conflict or potential conflict are given to the client or proposed client as the case may be; and
- (b) the client or proposed client has consented in writing to the licensed valuer performing or continuing to perform the valuation as the case may be;
- 2.7 accept instructions to perform a valuation beyond their competency and if after accepting instructions to perform a valuation, a licensed valuer becomes aware of any circumstance or matter which places the performance of the valuation beyond their competency the licensed valuer shall not continue to act on the valuation (see Rule 4);
- 2.8 adopt the role of advocate in a matter where—
- (a) their duty is to exercise independence and impartiality; or
- (b) it is the duty of another member of the same firm to exercise independence and impartiality in the same matter; or
- 2.9 accept an engagement, or continue to be engaged, to exercise independence and impartiality in a matter where another member of the same firm has adopted the role of advocate in the same matter.
3. Sub-rule 2.1 does not prevent a licensed valuer from—
- (i) forecasting income or outgoings using economic price prediction modelling, including discounted cash flows, to determine a present value; or
- (ii) making properly qualified forecasts.
4. Sub-rule 2.7 does not prevent a licensed valuer from accepting an engagement beyond their competency or continuing to perform a valuation after becoming aware of a circumstance or matter putting the assignment beyond their competency, if with the prior written consent of the client the licensed valuer engages another licensed valuer with the necessary competency to assist in the valuation.

B. GARDINER, Chairman,
Land Valuers Licensing Board.

Approved by the Minister—

S. McHALE MLA, Minister for Consumer Protection.

Schedule 1

(Sub-rule 1.6 (a))

EXECUTIVE SUMMARY

MORTGAGE FINANCE VALUATION

PROPERTY ADDRESS:

CERTIFICATE OF TITLE:

REGISTERED OWNERS:

ENCUMBRANCES: (Limited to those that affect the use or value of the subject property.)

LAST SALE: (Report any transaction(s) within the last three years including date of sale, consideration and other relevant details. Facts relating to a current contract for sale of the subject property must also be included.)

ZONING:

DESCRIPTION OF THE PROPERTY "AS IS":

DESCRIPTION OF PROPOSED IMPROVEMENTS:

COMMENTS:

INTEREST VALUED:

VALUATION DATE:

CURRENT MARKET VALUE "AS IS":

CURRENT MARKET VALUE "AS IF COMPLETE":

VALUER: (name, signature, valuer's licence number and date)

IMPORTANT: All data provided in this summary is wholly reliant on and must be read in conjunction with the information provided in the attached report. It is a synopsis only designed to provide a brief overview and must not be acted on in isolation.

ENERGY

EN401*

ENERGY COORDINATION ACT 2004

NOTICE UNDER SECTION 11W AMENDMENT OF LICENCE

Notice is given that the following Distribution and Trading Licences have been amended—

Licensee:	Wesfarmers Kleenheat Gas Pty Ltd
Issue Date:	2 February 2007
Address of Licensee:	Campus Drive Murdoch WA 6150
Classification:	Distribution (GDL 4)
Term of Licence:	21 years commencing on the date of grant, 25 January 2001, unless earlier surrendered under clause 23 or cancelled under section 11ZE of the Act.
Area Covered:	Gas Distribution Licence— <ul style="list-style-type: none"> • Leinster Townsite—Deposited Plan 21050 • Hopetoun & Surrounds—Map ERA-GAS-002
Amendment:	Amendment to Clause 2, Licence Area, with the inclusion of Hopetoun and Surrounds.
Classification:	Trading (GTL 4)
Term of Licence:	10 years commencing on the date of grant, 25 January 2001, unless earlier surrendered under clause 25 or cancelled under section 11ZE of the Act.
Area Covered:	Gas Trading Licence— <ul style="list-style-type: none"> • Leinster Townsite—Deposited Plan 21050 • Hopetoun & Surrounds—Map ERA-GAS-001
Amendment:	Amendment to Clause 2, Licence Area, with the inclusion of Hopetoun and Surrounds.
Inspection of Licence:	Economic Regulation Authority 6th Floor 197 St Georges Terrace Perth WA 6000 http:// www.era.wa.gov.au

LYNDON G. ROWE, Chairman,
Economic Regulation Authority.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

SHARK BAY SCALLOP MANAGED FISHERY

Clause 9 closures of areas within the Fishery

I, Peter Millington, Chief Executive Officer of the Department of Fisheries Western Australia, in accordance with the *Shark Bay Scallop Management Plan 1994* hereby give notice that I have cancelled *Determination No. 1 of 2006* which set out the dates, times and areas that fishing is prohibited in the Shark Bay Scallop Managed Fishery.

I hereby give notice that a new Determination (*Determination No. 1 of 2007*) has been made in accordance with clause 9 of the *Shark Bay Scallop Management Plan 1994* of the dates, times and areas that fishing is prohibited in the Shark Bay Scallop Managed Fishery over the period commencing from the date of gazettal of this notice and ending 0800 hours on 1 June 2008.

A copy of this Determination which is signed by me may be obtained from, or inspected at the Head Office of the Department of Fisheries located at 168 St George's Terrace, Perth or the offices of Department of Fisheries located at 83 Olivia Terrace, Carnarvon and Knight Terrace, Denham.

Dated this 16th day of February 2007.

P. J. MILLINGTON, Chief Executive Officer.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004 RESIGNATIONS

It is hereby notified for public information that the Minister has accepted the resignation of—

John Henry Cartledge of Koombana Bay Holiday Village, Bunbury
from the Office of Justice of the Peace for the State of Western Australia.

ROBERT M. CARTER, A/Executive Director
Court and Tribunal Services.

JU402*

JUSTICES OF THE PEACE ACT 2004 APPOINTMENT

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the office of Justice of the Peace for the State of Western Australia—

Julie Leanne Brown of 18 Frankish Road, Northam.

ROBERT M. CARTER, A/Executive Director
Court and Tribunal Services.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995 *City of Wanneroo* (BASIS OF RATES)

Department of Local Government
and Regional Development,
16 February 2007.

DLGRD: WC5-4#04

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government and Regional Development under delegation from the Hon John Bowler MLA, Minister for Local Government being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 23 February 2007.

CHERYL GWILLIAM, Director General.

SCHEDULE

Additions to Gross Rental Value Area *City of Wanneroo*

All those portions of land being Lot 93 as shown on Plan 7404; Lots 11 to 13 inclusive, Lots 34 to 41 inclusive, Lot 43, Lots 49 to 53 inclusive, Lot 56 and Lot 57 as shown on Deposited Plan 36110; Lots 25 to 33 inclusive, Lot 42, Lots 44 to 48 inclusive, Lot 58 and Lot 106 as shown on Deposited Plan 36217; Lot 54, Lot 55, Lots 59 to 90 inclusive and Lots 100 to 105 inclusive as shown on Deposited Plan 38231; Lot 24, Lots 91 to 99 inclusive and Lots 107 to 131 inclusive as shown on Deposited Plan 39433 and Lots 1 to 10 inclusive, Lots 14 to 23 inclusive and Lots 132 to 139 inclusive as shown on Deposited Plan 40184.

MARINE/MARITIME

MX401*

WESTERN AUSTRALIAN MARINE ACT 1982**BOATING PROHIBITED AREA**

Hillarys Boat Harbour

*City of Joondalup*Department for Planning and Infrastructure,
Fremantle WA, 23 February 2007.

Acting pursuant to the powers conferred by Section 66 of the Western Australian Marine Act 1982, the department hereby revokes Notice TR401 as published in the *Government Gazette* on 29 January 2002.

DAVID HARROD, General Manager, Marine Safety,
Department for Planning and Infrastructure.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967**RENEWAL OF RETENTION LEASE WA-7-R**

Renewal of Retention Lease WA-7-R has been granted to Woodside Energy Ltd, Shell Development (Australia) Proprietary Limited, BHP Billiton Petroleum (North West Shelf) Pty Ltd, Japan Australia LNG (MIMI) Pty Ltd, BP Developments Australia Pty Ltd, Chevron Australia Pty Ltd & CNOOC NWS Private Limited to have effect from and including 12 February 2007 for a period of five years.

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

MP402*

PETROLEUM (SUBMERGED LANDS) ACT 1982**RENEWAL OF RETENTION LEASE TR/3 (R2)**

Renewal of Retention Lease TR/3 (R2) has been granted to Apache Northwest Pty Ltd to have effect from and including 12 February 2007 for a period of five years.

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

MP403*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967**GRANT OF EXPLORATION PERMIT**

Exploration Permit No. WA-391-P has been granted to OMV Australia Pty Ltd to have effect for a period of six (6) years from 13 February 2007.

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

MP404*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
 GRANT OF EXPLORATION PERMIT

Exploration Permit No. WA-392-P has been granted to Chevron Australia (W06-12) Pty Ltd, Shell Development (Australia) Pty Ltd, Mobil Australia Resources Company Pty Ltd to have effect for a period of six (6) years from 19 February 2007.

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

MP405*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
 GRANT OF EXPLORATION PERMIT

Exploration Permit No. WA-393-P has been granted to Sweetpea Petroleum Pty Ltd to have effect for a period of six (6) years from 19 February 2007.

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

MP406*

MINING ACT 1978
 APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry & Resources,
 Mt Magnet, 6th February 2007.

In accordance with Regulation 49(2)(c) of the Mining Act 1978-1983, notice is hereby given that the licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz. non-payment of rent.

J. PACKINGTON, Warden.

To be heard in the Warden's Court, Mt Magnet on the 9th March 2007.

MURCHISON MINERAL FIELD
Cue District

P20/1882—Giles, John Barry

P20/1883—Giles, John Barry

P20/1884—Giles, John Barry

Mt Magnet District

P58/1251—Brockman, Vernon John

YALGOO MINERAL FIELD

P59/1394—Hodgson, Phillip Arthur

P59/1560—Windimurra Resources Pty Ltd

P59/1561—Windimurra Resources Pty Ltd

P59/1564—Windimurra Resources Pty Ltd

P59/1567—Windimurra Resources Pty Ltd

P59/1568—Windimurra Resources Pty Ltd

P59/1569—Windimurra Resources Pty Ltd

P59/1570—Windimurra Resources Pty Ltd

P59/1571—Windimurra Resources Pty Ltd

P59/1572—Windimurra Resources Pty Ltd

P59/1573—Windimurra Resources Pty Ltd

MP407*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry & Resources,
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that the following Prospecting Licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act 1978 for breach of covenant, viz. non—compliance with the expenditure condition &/or non-compliance with the reporting requirement.

K. AUTY (SM), WARDEN.

To be heard in the Warden's Court, Kalgoorlie on the 16.03.2007.

BROAD ARROW MINERAL FIELD

24/3740—Oxenburgh, Steven Kenneth
24/3775—Murchison Mining Co. Pty Ltd
24/3781—Heron Resources Ltd

EAST COOLGARDIE MINERAL FIELD

26/3175—Miles, Adrian Joseph and Miles, Martin Bernard

NORTH EAST COOLGARDIE MINERAL FIELD

27/1671—Rogers, Sharon Marie

NORTH COOLGARDIE MINERAL FIELD

29/1342—Harris, Clifford Burge
29/1787—Gibson, Peter Ronald
29/1788—Cavanagh, Richard James

MP408*

MINING ACT 1978
INTENTION TO FORFEIT

Department of Industry Resources,
Perth WA 6000.

In accordance with Regulation 50(b) of the Mining Regulations 1981, notice is hereby given that unless the rent due on the under mentioned licence and lease are paid on or before 23 March 2007 it is the intention of the Minister for Resources under the provisions of sections 96A(1) and 97(1) of the *Mining Act, 1978* to forfeit such for breach covenant, viz. non-payment of rent.

JIM LIMERICK, Director General.

Number	Holder	Mineral Field
Exploration Licence		
E15/844	Rita Marian Brooks	Coolgardie
E25/290	Avoca Resources Ltd	East Coolgardie
E38/1637	Richard Anthony Bayliss	Mt Margaret
E40/207	Archimedes Mining Pty Ltd Trevor John Dixon	North Coolgardie
E57/232	Joseph Paul Legendre	East Murchison
E74/339	Goldhour Pty Ltd	Phillips River
Mining Lease		
M15/1339	Charles Joseph Boyes	Coolgardie
M38/373	Russell Geoffrey McKnight	Mt Margaret
M45/642	Douglas Murray Gerloff Helen Raye Gerloff Philip John Quick	Pilbara
M58/332	Ronald Malcolm Martin	Murchison

PLANNING AND INFRASTRUCTURE

PI401*

PLANNING AND DEVELOPMENT ACT 2005

REPEAL OF A LOCAL PLANNING SCHEME

*City of Mandurah*Town Planning Scheme No. 6—
Mandurah Marina Waterway Management Scheme

Notice is hereby given that the Council of the City of Mandurah in pursuance of its powers under the Planning and Development Act 2005 resolved at the ordinary meeting of Council held on 15 August 2006 to repeal Town Planning Scheme No. 6—Mandurah Marina Waterway Management Scheme and the seal of the Municipality was pursuant to that resolution hereunto affixed in the presence of—

P. CREEVEY, Mayor.

Council Seal

W. F. PEPPINCK, Corporate Lawyer—authorised
signatory pursuant to delegation.

Recommended/Submitted for Approval—

R. KOHN, delegated under S.16 of PD Act 2005.

14 February 2007.

Approval Granted—

ALANNAH MacTIERNAN, Minister for Planning
and Infrastructure.

19 February 2007.

PI402*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Bayswater

Town Planning Scheme No. 24—Amendment No. 22

Ref: 853/2/14/29 Pt 22

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 Bayswater local planning scheme amendment on 23 January 2007 for the purpose of—

1. Rezoning Lot 102, No 207 Guildford Road, Maylands, from 'Hotel' to 'Business'.
2. Adding to 'Appendix 2—Schedule of Additional Uses', the following—

No.	Description of Land	Additional use	Conditions
2	Lot 102, No. 207 Guildford Road, Maylands	Hotel	

3. Amending the Scheme Map accordingly.

T. G. KENYON, Mayor.
M. J. CAROSELLA, Chief Executive Officer.

PI403*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of East Pilbara

Town Planning Scheme No. 4—Amendment No. 1

Ref: 853/8/2/5 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 Shire of East Pilbara local planning scheme amendment on 6 February 2007 for the purpose of—

1. Rezoning portion of unallocated Crown land north-west of the intersection of Forrest Avenue and Welsh Drive, Newman from 'Rural' to 'Residential R15/R40' as identified by the Scheme Amendment Map.

2. Rezoning portion of unallocated Crown land on the north side of Kurra Street, Newman and the western portion of the adjoining Reserve 41654 from 'Rural' and 'Community and Cultural Purposes' to 'Residential R15' as identified by the Scheme Amendment Map.
3. Amending the Scheme Map in accordance with the Scheme Amendment Map.

L. CRAIGIE, Shire President.
A. COOPER, Chief Executive Officer.

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			
11863	Wirrinup Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in East Victoria Park and known as Wirrinup Pty Ltd	04/03/2007
11869	David Pearson and Jennifer Pearson	Application for the grant of a Wholesaler's licence in respect of premises situated in Gosnells and known as Artisan Wines	06/03/2007
APPLICATIONS FOR EXTENDED TRADING PERMITS – ONGOING EXTENDED HOURS			
29643	Palmerville Pty Ltd	Application for the grant of an extended trading permit - ongoing extended hours, in respect of premises situated in Kambalda and known as Giants Liquor Kambalda Motor Hotel	06/03/2007
29663	Perth Flying Squadron Yacht Club Inc	Application for the grant of an extended trading permit - ongoing extended hours, in respect of premises situated in Dalkeith and known as Perth Flying Squadron Yacht Club Inc	08/03/2007
APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
270046	Bunbury Turf Club Inc	Application to add, vary or cancel a condition of the Special Facility licence in respect of premises situated in Bunbury and known as Bunbury Turf Club Inc	04/03/2007
APPLICATIONS FOR APPROVAL TO ALTER/REDEFINE THE LICENSED PREMISES			
269653	Argyle Holdings Pty Ltd, Fini Group Pty Ltd, Fortuna Nominees Pty Ltd and Tegra Pty Ltd	Application for approval to alter/redefine the Tavern licence in respect of premises situated in Bunbury and known as Stadium Sportsbar.	12/03/2007

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

Dated: 21 February 2007.

P. MINCHIN, Director of Liquor Licensing.

WORKSAFE

WS401*

OCCUPATIONAL SAFETY AND HEALTH ACT 1984
OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996
EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13
(No. 3 of 2007)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to Argon (Isotank) Ltd from the requirements of regulation 4.2(1) of the Occupational Safety and Health Regulations 1996 in relation to the import of four liquid nitrogen tanks (pressure vessels) for use at a workplace without design registration by myself as WorkSafe Western Australia Commissioner or a regulatory authority. An exemption from regulation 4.14(1) of the Occupational Safety and Health Regulations 1996 is also granted in relation to the use of four liquid nitrogen tanks (pressure vessels) at a workplace without individual plant registration by myself as WorkSafe Western Australia Commissioner or a regulatory authority.

The exemptions only apply to the liquid nitrogen tanks (pressure vessels) with the serial numbers TMLU 997 517-1, TMLU 997 522-7, TMLU 997 515-0 and TMLU 997 524-8.

The exemptions are granted with the following conditions—

1. Before the four liquid nitrogen tanks (pressure vessels) are filled, ensure that that a competent person/organisation inspects and certifies each as safe for use.
2. Ensure that the four liquid nitrogen tanks (pressure vessels) are operated, inspected and maintained in accordance with regulation 4.43(1) of the Occupational Safety and Health Regulations 1996.

The exemptions expire on 16 May 2007.

Dated this 19th day of February 2007.

NINA LYHNE, WorkSafe Western Australia Commissioner.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Notice to Creditors and Claimants of Robyn Cherie Somers late of 146 Broadbeach Boulevard, Hillarys, Western Australia, Gym Instructor 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 20 November 2006 are required by the Trustee ANZ Executors & Trustee Company Limited ABN 33 006 132 332 of Level 4, 100 Queen Street, Melbourne, Vic 3000 to send particulars of their claim to them by 30 March 2007 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962
INTENDED DISTRIBUTION OF TRUST PROPERTY

In the matter of the winding up of Essex Street Village Trust.

Creditors and other persons having claims in respect of the property of the trust mentioned above are required by the trustee, Maryhill Pty Ltd (ACN 059855033) of Suite 3, 17 Foley Street, Balcatta, Western Australia 6021, to send particulars of any such claim or claims to the trustee by the 30th day of May 2007, after which date the trustee may convey or distribute the assets, having regard only to claims of which it then has notice.

Dated: 23 February 2007.