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Nil

PART 2

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- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
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## **ADVERTISING RATES AND PAYMENTS**

**EFFECTIVE FROM 1 JULY 2007 (Prices include GST).**

Deceased Estate notices, (per estate)—\$24.75

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Per Column Centimetre—\$11.55

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

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

## — PART 2 —

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### CONSUMER AND EMPLOYMENT PROTECTION

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CE401\*

#### ASSOCIATIONS INCORPORATION ACT 1987

##### REINSTATED ASSOCIATION

The Girrawheen Soccer Club Incorporated—A0780185M

Notice is hereby given that the incorporation of the above-named association has been re-instated pursuant to section 35(4) of the *Associations Incorporation Act 1987*.

Dated 10th January 2008.

ANNE DRISCOLL,, Director of Business Services,  
for Commissioner for Consumer Protection.

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### JUSTICE

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JU401\*

#### COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

##### PERMIT DETAILS

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Director General of the Department of the Attorney General has issued the following persons with Permits to do High-Level Security Work—

| Surname   | First Name(s)                 | Permit Number | Date Permit Issued | Permit Commence Date | Permit Expiry Date |
|-----------|-------------------------------|---------------|--------------------|----------------------|--------------------|
| Boender   | Jendrikus Josephus Christiaan | CS8-040       | 9/01/2008          | 9/01/2008            | 30/07/2008         |
| Perera    | Michelle Suzanne              | CS8-041       | 9/01/2008          | 9/01/2008            | 30/07/2008         |
| De Agrela | Erica Ann                     | CS8-042       | 9/01/2008          | 9/01/2008            | 30/07/2008         |
| Truell    | Timothy Henry Samuel          | CS8-043       | 9/01/2008          | 9/01/2008            | 30/07/2008         |
| Rock      | Denise Iris                   | CS8-044       | 9/01/2008          | 9/01/2008            | 30/07/2008         |

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

MARK CORBETT, Manager CSCS Contract.

JU402\*

#### PRISONS ACT 1981

##### PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Commissioner of the Department of Corrective Services has revoked the following Permit to do High-Level Security Work—

| Surname | Other Names  | Permit No. | Revocation Date |
|---------|--------------|------------|-----------------|
| Bell    | Taylor Renay | AP 0533    | 04/01/08        |

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN LAWRENCE, Manager Acacia Prison Contract.

Date 9 January, 2008.

JU403

**CHARITABLE TRUSTS ACT 1962**

## APPROVAL OF SCHEME UNDER PART III OF THE ACT

Notice is hereby given under section 10A(6)(b) of the Act that the scheme hereinafter set forth for the variation of the charitable trust established by the Declaration of Trust made in 1963 between Marie Louise Wordsworth, Nanette Hidelith Campbell, Bertha Frances Luita Cockburn Johnston and the Shire of Wickepin was approved by the Attorney General on 4 January 2008.

## SCHEME

A. Clause 2 of the Declaration of Trust is deleted and replaced with the following clause—

“2. The Shire shall hold the said land in perpetuity to perpetuate the memory of the late Senator Edward Bertram Johnston, the father of the Settlor, subject to and upon the following Trusts and conditions—

(a) to use the land for all or any of the following purposes—

- (i) for the provision of aged persons accommodation, and associated facilities, to be made available, at no pecuniary profit, to aged persons who wish to reside in the district and who meet the eligibility criteria set by the Government of Western Australia for public rental housing; or
- (ii) for any religious, cultural, educational, sporting or other community use that is made available to the general public at no pecuniary profit.”

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**LOCAL GOVERNMENT**


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LG401\*

**DOG ACT 1976***Shire of Yalgoo*

## APPOINTMENTS

It is hereby notified for public information that the following persons have been appointed under the provisions of the *Dog Act 1976* for the municipality of the Shire of Yalgoo—

**Registration Officers—**

R. Sweetman, K. Power, D. Hodder, R. Adams

**Authorised Officers—**

P. Smith, R. Hall, R. Adams, N. Mitchell, D. Williams

All previous appointments are hereby cancelled.

NIEL MITCHELL, Chief Executive Officer.

LG402\*

**BUSH FIRES ACT 1954***Shire of Yalgoo*

## APPOINTMENTS

It is hereby notified for public information that the following persons have been appointed under the provisions of the *Bush Fires Act 1954* for the municipality of the Shire of Yalgoo—

**Appointment of Officers—**

Ron Adams, Chief Bush Fire Control Officer

Richard Hall, Deputy Chief Bush Fire Control Officer (Town)

Tom Morrissey, Deputy Chief Bush Fire Control Officer (South)

Leith Peskett, Deputy Chief Bush Fire Control Officer (North)

All previous appointments are hereby cancelled.

NIEL MITCHELL, Chief Executive Officer.

LG403\*

**HEALTH ACT 1911***City of Cockburn***FEES AND CHARGES**

The Council gives notice that at the adoption of its 2007/2008 Annual Budget it resolved pursuant to Section 344C of the *Health Act 1911*, to fix the charges for the removal of Residential, Commercial and Industrial refuse and other rubbish from premises under Section 112A(1)(b) of the said Act as follows—

**Commercial, Industrial and Residential Rubbish Removal**

2007/2008 Charge \$240.00 (GST Free)

**Non-Rateable properties Rubbish Removal**

2007/2008 Charge \$345.00 (GST Free)

**New Commercial, Industrial and Residential Rubbish Removal**

All new rubbish services commencing during 2007/2008 period will be levied a pro-rata charge based on \$240.00 (GST Free) p.a.

**Swimming pool Levy**

Council has resolved to impose a Private Pool Inspection levy of \$13.75 per pool owner under Section 245A of the *Local Government (Miscellaneous Provisions) Act 1960*.

S. LEE, Mayor.

S. CAIN, Chief Executive Officer.

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**PLANNING AND INFRASTRUCTURE**

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PI401\*

**SUBIACO REDEVELOPMENT ACT 1994**

SUBIACO REDEVELOPMENT AUTHORITY

Subiaco Redevelopment Scheme—Amendment No. 4

Available for Public Inspection

It is hereby notified for public information that the Minister for Planning and Infrastructure has approved for advertising Amendment No. 4 to the Subiaco Redevelopment Scheme 1996.

Scheme Amendment No. 4 proposes to amend existing elements of the Scheme as well as create new Scheme components in order to enable the delivery of the China Green Precinct Plan.

The purpose of this Scheme Amendment and preparation of associated planning documents, such as Planning Policy and Design Guidelines, is to amend the statutory planning framework for the Subiaco Redevelopment Area to enable the delivery of the China Green Precinct Plan, which is not currently identified on the Indicative Development Plan (IDP) for the Subiaco Redevelopment Area.

Comments are now invited on the proposed amendment. Details of Amendment No. 4, including the Precinct Plan and China Green Design Guidelines, are available for inspection at the office of the Subiaco Redevelopment Authority, 12 Lindsay Street, Perth, 6000 between the hours of 8:30am and 5:00pm, Monday to Friday, and may be viewed on the China Green website [www.chinagreen.com.au](http://www.chinagreen.com.au).

Written submissions should be addressed to—

The Chief Executive Officer  
Subiaco Redevelopment Authority  
Locked Bag 8  
Perth Business Centre  
WA 6849  
Attention: Planning Manager

The Subiaco Redevelopment Authority may modify the proposed amendment in response to submissions received.

The closing date for submissions is Friday 29 February 2008.

**PI402\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Town of Kwinana*

Town Planning Scheme No. 2—Amendment No. 98

Ref: 853/2/26/3 Pt 98

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 Town of Kwinana local planning scheme amendment on 5 December 2007 for the purpose of—

1. Modifying the Subdivision Guide Plan for Special Rural Zone No. 2 to allow for the subdivision of Lots 24, 27, 29 and 30 Robinson Road, Wandi and modifying the subdivision layout for Lot 58 Leslie Road, Wandi.
2. Renaming “Subdivision Guide Plan No. 2 for Special Rural Zone No. 2 dated July 2003” to “Subdivision Guide Plan No. 2 dated October 2006 for Special Rural Zone No. 2” and modifying the Development Conditions of Special Rural Zone No. 2 under the Second Schedule of the Scheme to reflect this.
3. Modifying Division 9—Special Rural Zone under Part V1 of the Scheme Text by deleting the words “to a 2.5 metre wide road sub-base or gravel standard” from Clause 6.12.4(e) and replacing them with “and maintained thereafter, to the Council’s specification and satisfaction”, so that the whole Clause 6.12.4(e) reads—
  - (e) The access strips to the lots shown as battleaxe lots shall be constructed prior to subdivision, and maintained thereafter, to the Council’s specification and satisfaction.
4. Modifying the Development Conditions of Special Rural Zone No. 2 under the Second Schedule of the Scheme to include the following additional clause and renumber accordingly—
  20. Access to additional lots created from subdivision in accordance with the Subdivision Guide Plan No. 2 may be provided in the form of a battleaxe leg in lieu of constructing a road where only one additional lot is being serviced. Adjoining battleaxe legs must provide shared access secured through Reciprocal Rights of Access Agreements and must not be fenced off from each other.

C. E. ADAMS, Mayor.  
 N. P. HARTLEY, Chief Executive Officer.

**PI403\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Mandurah*

Town Planning Scheme No. 3—Amendment No. 75

Ref: 853/6/13/12 Pt 75

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 Mandurah local planning scheme amendment on 17 December 2007 for the purpose of—

1. The Contents page of the scheme and the heading for Clause 6.5 being revised as follows—
  - 6.5 Tree and Bushland Preservation
2. The opening statement of Clause 6.5.1 being revised as follows—
 

The objectives of the tree and bushland preservation provisions are—
3. Clause 6.5.2 and the related sub-clauses being revised as follows—
  - 6.5.2 Prescribed Requirements for Tree and Bushland Preservation
    - 6.5.2.1 The ring-barking, cutting down, topping, lopping, removing, pruning, transplanting, filling or excavating around, injuring, (whether by injecting anything or otherwise) or wilful destruction of any bushland or tree(s) which is of a height greater than 3 metres and has a branch spread greater than 3 metres in diameter is prohibited in any of the following circumstances, unless the Planning Approval of Council has first been obtained—
      - (a) Within 120 metres of the high water mark of a watercourse or the boundary of riparian vegetation for non-tidal affected wetlands, damplands and/or sumplands;
      - (b) On land with a slope in excess of 10 per cent;
      - (c) On land that is zoned Residential with a density coding of R2, R2.5 or R5;
      - (d) All other zoned land with a lot area greater than 4000 square metres;
      - (e) On land that is designated as a Tree Preservation Area on an Outline Development Plan; or

(f) Where the tree or bushland is registered or nominated for registration on the City's 'Significant Tree Register'.

6.5.2.2 Notwithstanding the provisions in 6.5.2.1, the Council may, by notice served upon the owner of the land, require the preservation of a particular tree or species of tree or group of trees, and thereafter no landowner shall cut down, remove or otherwise destroy any tree the subject of such notice until Council rescinds or withdraws the notice.

4. Clause 6.5.3 and the related sub-clauses being revised as follows—

6.5.3 Exemptions from Planning Approval

Notwithstanding the requirements contained in Clause 6.5.2.1, provided the tree or bushland is not affected by the circumstances outlined in Clauses 6.5.2.1 (e) or 6.5.2.1 (f), Council's Planning Approval is not required to ring-bark, cut down, top, lop, remove, prune, transplant, fill or excavate around, injure (whether by injecting anything or otherwise) or wilfully destroy any bushland or tree(s) which is of a height greater than 3 metres and has a branch spread greater than 3 metres in diameter in the following circumstances—

- (a) If the tree(s) or bushland is within—
  - (i) a building envelope or building footprint area as depicted on an approved Outline Development Plan, Development Guide Plan, Subdivision Guide Plan, Precinct Plan or Detailed Area Plan;
  - (ii) the perimeter line of a proposed building for which a building licence has been issued;
  - (iii) three metres of the wall of a building, as measured from the centre of the trunk to the footings of a building;
  - (iv) a firebreak required by a Regulation or By-law;
  - (v) a one metre wide corridor for the purpose of erecting or maintaining a boundary fence;
  - (vi) the area required for the construction of an effluent disposal system approved by Council; or
  - (vii) a lot having an area of 400 square metres or less.
- (b) If the tree is dead or constitutes an immediate threat to life or property.
- (c) Pruning of dead branches and branches directly overhanging the roof of a building.
- (d) Where approval for removal of tree or bushland has been granted by the Council associated with development and/or subdivisional works (including infrastructure provision).
- (e) Pruning of branches to achieve necessary clearances from power lines in accordance with Western Power regulations.
- (f) Trees grown for commercial purposes.
- (g) Any tree within a State Forest.
- (h) Any tree or bushland within any rural zoned area the subject of an approved rural pursuit, subject to its compliance with the Soil Conservation Act, WAPC State Planning Policy No. 2.1—The Peel-Harvey Coastal Plain Catchment and EPA Bulletin No 864 'Final Criteria of Environmental Acceptability for Land Use Proposals Within the Catchment of Lake Clifton'.
- (i) Trees being removed or disturbed as part of a verge/native tree planting program carried out with Council's approval.

5. Clause 6.5.4 and the related sub-clauses being revised as follows—

6.5.4 Criteria for Assessing Applications

In considering and making a determination on any application for the removal of any tree or bushland, Council shall take into consideration and may impose conditions relating to the following—

- (a) Position of tree or bushland in relation to proposed development/building;
- (b) Demonstrated need for the removal of the tree or vegetation to facilitate the development or horticultural use of the land;
- (c) Significance of tree or bushland in terms of physical state, rarity, variety and community value;
- (d) Risk of personal injury and/or damage to buildings, structures or services, potential fire hazard;
- (e) Structural soundness of the tree(s);
- (f) Extent of tree or bushland planting on the property;
- (g) Whether the tree or bushland forms a part of or is a remnant of indigenous vegetation;
- (h) Whether the tree is registered or nominated for registration on the City's Significant Tree Register;

- (i) Whether the property where the tree is located is on the Heritage List;
  - (j) Where pruning or removal of tree/s or bushland including disturbance to the root zone (as defined by the dripline) is likely to occur;
  - (k) Judicious crown thinning (involving removal of up to a maximum of 25% of the tree canopy while retaining the natural height, form and character of the tree) to facilitate sunlight reception by solar panels;
  - (l) Pruning or removal of any tree(s) or bushland providing habitat for fauna protected under the Wildlife Conservation Act 1950 shall be considered and may require the professional preparation of a Species Impact Statement if there is likely to be significant effect.
6. A new Clause 6.5.6 being incorporated into the scheme as follows—
- 6.5.6 A person upon whom a notice is served under Clause 6.5.2.2 may apply under Part 14 of the Planning and Development Act 2005 for a review of the decision to serve the notice.
7. Clause 7.1.3 (c) being revised as follows—
- (c) any of the circumstances outlined under clause 6.5.2.1 of the Scheme or where the excavation, filling of land or other earthworks would change the natural contours of the land by more than 600mm;
8. Clause 7.1.3 (d) being deleted and the subsequent clauses being renumbered accordingly.
9. References to Statement of Planning Policy No.2 in Clauses 4.6.3.1, 6.4.1 and Appendix 10 being updated to State Planning Policy No.2.1. In addition, the reference to the Department of Planning and Urban Development in Clause 4.6.3.1 is to be updated to the Western Australian Planning Commission.
10. Include the following definitions into Appendix 1—Interpretations of the Scheme—
- tree: means a long-lived woody perennial plant greater than 3 metres in height or 3 metres in canopy width with one or relatively few stems.
  - bushland: means land that contains remnant vegetation or is of a similar structure and includes plant species found in natural bushland, including trees.
  - watercourse: means a river and/or its tributaries, estuary, inlet, lake (natural or artificial), wetland (natural or artificial), dampland, sumpland, including the coast but excluding artificial waterways.

P. CREEVEY, Mayor.

M. NEWMAN, Chief Executive Officer.

PI404\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Town of Mosman Park*  
 Town Planning Scheme No 2—Amendment No 35

Ref: 853/2/18/4 Pt 35

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 Town of Mosman Park local planning scheme amendment on 5 December 2007 for the purpose of—

1. Including the Additional Use—Coffee Shop within Appendix B—Schedule of Additional Uses for Memorial Hall, Lot 586 (Nos 12-16) Lochee Street, Mosman Park and the following special conditions—
  - (i) The coffee shop may only operate within the classification “Tearoom” under Town of Mosman Park Health Local Laws;
  - (ii) Operating times to be restricted to the hours between 8.00am and 6.30pm or as otherwise determined by Council.
2. Amending the Scheme Map accordingly.

V. A. MELVILLE-LEVAY, Deputy Mayor.  
 P. G. ANDERSON, Chief Executive Officer.



PI405\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Wyndham East Kimberley*  
Town Planning Scheme No. 7—Amendment No. 21

Ref: 853/7/5/9 Pt 21

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 Wyndham East Kimberley local planning scheme amendment on 17 December 2007 for the purpose of—

1. Rezoning and recoding unallocated crown land bound by the streets—

- Gardenia Drive (on the east);
- Casuarina Way (on the north);
- Celtis Street (along the rear of the properties that face west); and
- Livistona Street (on the south).

Lakeside, Kununurra from Residential R15 to Residential R20 & R30 and No Zone.

2. Amending the Scheme Map accordingly.

M. PUCCI, Shire President.  
P. STUBBS, Chief Executive Officer.

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## PUBLIC SECTOR MANAGEMENT

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PS401

**PUBLIC SECTOR MANAGEMENT ACT 1994**  
EXEMPTION

In accordance with s.25(1)(a) of the *Public Sector Management Act 1994*, I exempt partially the Department of the Attorney General from the Recruitment, Selection and Appointment Standard, for regionally based Customer Service Officer positions, Level 2 within the Court and Tribunal Services Directorate.

This exemption applies to the “open and competitive” component of the Recruitment, Selection and Appointment Standard only, for a period of no more than 6 months from the date of this notice, unless repealed or amended under s.25(1)(b) of the *Public Sector Management Act 1994*.

Dr RUTH SHEAN, Commissioner,  
Public Sector Standards.

Date 8th January 2008.

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## WORKSAFE

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WS401\*

**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**  
OCCUPATIONAL SAFETY AND HEALTH (CODE OF PRACTICE) NOTICE

Published under section 57(4) of the *Occupational Safety and Health Act 1984*.

**1. Citation**

This notice may be cited as the *Occupational Safety and Health (Code of Practice) Notice (No. 1) 2008*.

**2. Approval of code of practice**

Notice is hereby given that I, the undersigned Minister for Employment Protection, being the Minister charged with administration of the *Occupational Safety and Health Act 1984*, acting in exercise of the power conferred upon me by section 57(1) of the said Act, approve the *Code of Practice Ferry and Charter Boat Industry* as a code of practice in accordance with section 57 of the *Occupational Safety and Health Act 1984*.

**3. Commencement**

This approval comes into force from the date of publication in the *Government Gazette*.

Note: A copy of the code of practice referred to in this notice is available for inspection (without charge) at the WorkSafe Library, 5TH floor, 1260 Hay Street, West Perth and the Department for Planning and Infrastructure, Marine House, 1 Essex Street, Fremantle.

MICHELLE ROBERTS MLA, Minister for Employment Protection.

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**DECEASED ESTATES**

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**ZX401****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Ingeborg Mathilde Demczuk late of Bethel Hostel, Bethel Way, Albany in the State of Western Australia, Home Duties, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of Ingeborg Mathilde Demczuk deceased who died on the 19th day of October 2007 at Albany are required by the personal representative David Malcolm Moss of 45 Duke Street Albany, Western Australia to send particulars of their claims to David Moss & Co of PO Box 5744, Albany WA 6332 by the 16th day of February 2008 after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.

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**ZX402****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Robert George Greaves Turner, Late of 271 Walnut Road, Bickley in Western Australia, Marine Consultant.

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 3 June 2007 at Kalamunda Hotel, Railway Road, Kalamunda in the State of Western Australia, are required by the Executrix, being Ann Gillian Turner, to send particulars of their claims to Earnshaw & Associates, PO Box 2235, Midland WA 6936, within 1 month of publication of this notice after which date the Executrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

EARNSHAW & ASSOCIATES.

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**ZX403****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

In the matter of the estate of James Frederick Hagan, 8/63 Forrest Street, Kalgoorlie, 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 abovenamed deceased who died on 4 September 2007, are required by the executor Warrick Ross Long care of PO Box 134, Gosnells, Western Australia to send particulars of their claims to him within one (1) month from the date of publication of this notice, after which time he may convey or distribute the assets having regard only to the claims of which he has then had notice.

(Sgd.) for WARRICK LONG.

ZX404

**TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

In the matter of the Estate of Michael Eyre formerly of 895 Osborne Street, Stoneville in the State of Western Australia, Business Proprietor, 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 August 2005 are required by the personal representative Emalia Eyre to send particulars of their claims to her care of Griffiths Rice & Co, Lawyers, of 11a Old Great Northern Highway, Midland by the 20th of February 2008 after which date the personal representative may convey or distribute the assets having regard to the claims of which she then has notice of.

GRIFFITHS RICE & CO as solicitors  
for the personal representative.

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**PUBLIC NOTICES**

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ZZ401

**TRUSTEES ACT 1962**

## INTENDED DISTRIBUTION OF TRUST PROPERTY

In the matter of the winding up of Braxan Unit Trust.

Creditors and other persons having claims in respect of the property of the trust mentioned above are required by the trustee, Braxan Nominees Pty Ltd (ACN 096011924) of Suite 3, 17 Foley Street, Balcatta, Western Australia 6021, to send particulars of any such claim or claims to the trustee by the 17th day of March 2008, after which date the trustee may convey or distribute the assets, having regard only to claims of which it then has notice.

Dated 15 January 2008.

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