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EFFECTIVE FROM 1 JULY 2007 (Prices include GST).

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

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

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— PART 1 —

PROCLAMATIONS

AA101*

CRIMINAL LAW AND EVIDENCE AMENDMENT ACT 2008

No. 2 of 2008

PROCLAMATION

Western Australia

*By His Excellency**Doctor Kenneth Comminos Michael,
Companion of the Order of Australia,
Governor of the State of Western Australia*

[L.S.]

KENNETH COMMINOS MICHAEL
Governor

I, the Governor, acting under the *Criminal Law and Evidence Amendment Act 2008* section 2 and with the advice and consent of the Executive Council, fix 27 April 2008 as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 22 April 2008.

By Command of the Governor,

J. McGINTY, Attorney General.

— PART 2 —

CONSUMER AND EMPLOYMENT PROTECTION

CE401*

DANGEROUS GOODS SAFETY ACT 2004

DANGEROUS GOODS SAFETY APPOINTMENT NOTICE (NO. 3) 2008

Made by the Chief Dangerous Goods Officer, namely the Executive Director of the Resources Safety Division of the Department of Consumer and Employment Protection, under section 27(1) of the *Dangerous Goods Safety Act 2004*.

1. Citation

This notice may be cited as the *Dangerous Goods Safety Appointment Notice (No.3) 2008*.

2. Dangerous goods officers appointed

I appoint each person listed below who is employed in the Resources Safety Division of the Department of Consumer and Employment Protection, to be a dangerous goods officer while the person is so employed.

Peter Geoffrey Xanthis
Bevan Michael Fernandez
Kristin Laura Priest
Mark Francis Comber
Vun Pheng Leong
Eu Fan Yong

M. P. RUSSELL, Chief Dangerous Goods Officer.
(Executive Director of the Resources Safety Division
of the Department of Consumer and
Employment Protection, Western Australia).

CE402

COMPANIES (CO-OPERATIVE) ACT 1943

COMPANY STRUCK OFF THE REGISTER

Notice is hereby given that the following company has been struck off the register in accordance with s296(5) of the Act and is hereby dissolved—

MITS Co-operative Ltd

Dated this 18th day of April 2007.

WILL MORGAN, for the Registrar for Consumer Protection.

MARINE/MARITIME

MX401

WESTERN AUSTRALIAN MARINE ACT 1982

NAVIGABLE WATERS REGULATIONS 1958

WATER SKI AREA

Shire of Waroona

Waroona Dam

Department for Planning and Infrastructure,
Fremantle WA, 24 April 2008.

Acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, the department by this notice revokes Notice MX402 as published in the *Government Gazette* on 23 December 2005 and hereby closes Waroona Dam to water skiing until further notice.

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

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

GRANT OF EXPLORATION PERMIT

Exploration Permit number WA-408-P has been granted to Total E&P Australia to have effect for a period of six (6) years from 18 April 2008.

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

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Royal Assent to Bills

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

Title of Act	Date of Assent	Act No.
Parental Support and Responsibility Act 2008	15 April 2008	14 of 2008
Mines Safety and Inspection Amendment Act 2008	16 April 2008	16 of 2008
Casino (Burswood Island) Agreement Amendment Act 2008	16 April 2008	17 of 2008

NIGEL LAKE, Acting Clerk of the Legislative Council.

22 April 2008.

PLANNING AND INFRASTRUCTURE

PI401*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED DISTRICT PLANNING SCHEME AMENDMENT

City of Stirling

District Planning Scheme No. 2—Amendment No. 527

Ref: 853/2/20/34 Pt 527

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 Stirling District Planning Scheme Amendment on 1 April 2008 for the purpose of amending the Scheme Text by inserting the following Additional Use into Schedule 2B—

No.	Description of Land	Additional Use	Special Provisions
33	Lot 88, HN 818 Beaufort Street, Inglewood	Shop, consulting Rooms and Offices	

D. BOOTHMAN, Mayor.
S. JARDINE Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED DISTRICT PLANNING SCHEME AMENDMENT

City of Stirling

District Planning Scheme No. 2—Amendment No. 525

Ref: 853/2/20/34 Pt 525

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 Stirling local planning scheme amendment on 1 April 2008 for the purpose of rezoning Lots 478 and 479 HN 145 and 147 Main Street (The Plaza), Osborne Park from 'Medium Density Residential R40' to 'Restricted Business'.

D. BOOTHMAN Mayor.
S. JARDINE Chief Executive Officer.

PI403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Canning

Town Planning Scheme No. 40—Amendment No. 148

Ref: 853/2/16/44 Pt 148

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* (as amended) that the Minister for Planning and Infrastructure approved the City of Canning town planning scheme amendments on 1 April 2008 for the purpose of—

1. Scheme Map Modification—

Designate a Scheme Overlay Map titled “Jandakot Airport Buffer Special Control Area (SCA2)”

2. Scheme Text Modification—

(a) by adding reference to the Jandakot Airport Buffer to Clause 2.9.1.1 as follows—

2.9.1.1 The following Special Control Areas are shown on the Scheme Map—

Special Control Area No.	Title / Location
SCA1	Perth Airport Buffer Special Control Area
SCA2	Jandakot Airport Buffer Special Control Area

(b) By adding the provisions wholly contained as part of proposed section “2.9.3 Jandakot Airport Buffer Special Control Area” as follows—

2.9.3 Jandakot Airport Buffer Special Control Area

Land included within the boundaries of the Jandakot Airport Buffer Special Control Area (SCA 2) is shown on the Scheme Map. The boundaries of this Special Control Area conform to that area known as the “Core Area” as defined under the Statement of Planning Policy No. 5.3—Jandakot Airport Vicinity, which is prepared under the Act.

2.9.3.1 Purpose

The Special Control Area is created to enable the implementation of the Policy Measures contained in Statement of Planning Policy No. 5.3—Jandakot Airport Vicinity and in particular to provide an additional head of power to control noise-sensitive development within the Core Area as defined in the Policy.

2.9.3.2 Application requirements

2.9.3.2.1 The development or use of premises in the Jandakot Airport Buffer Special Control Area for the purposes of a single house on a lot requires the prior planning approval of the Local Government, in accordance with the provisions of the Scheme.

2.9.3.2.2 Applications for planning approval must be accompanied by a statement or report which demonstrates that the development achieves all the relevant policy measures under the Statement of Planning Policy No. 5.3—Jandakot Airport Vicinity.

2.9.3.3 Subdivision and Development Requirements

Subject to the Scheme, Council shall not support the subdivision, development or use of land in the Jandakot Airport Buffer Special Control Area unless in accordance with the Statement of Planning Policy No.5.3—Jandakot Airport Vicinity.

2.9.3.4 Relevant Considerations

In considering any development application, the Council will have regard to a range of matters including but not limited to the following—

- (a) existing development and land uses on a lot/development site;
- (b) levels of background noise to which a site is subject to during a 24 hour period;
- (c) levels of aircraft noise likely to be experienced at a site during a 24 hour period;
- (d) frequency and peak times of overflights during a 24 hour period;
- (e) likely noise attenuation from the type of construction and mitigation design features proposed;
- (f) level of sensitivity to aircraft noise of a proposed use; and
- (g) occupational characteristics of the proposed development.

2.9.3.5 Referral of Applications

Applications for planning approval in the Jandakot Airport Buffer Special Control Area may be referred to the Jandakot Airport operators for comment and advice in accordance with Statement of Planning Policy No. 5.3—Jandakot Airport Vicinity.

Dr M. S. LEKIAS, Mayor.
D. CARBONE, Chief Executive Officer.

PI404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Bayswater
Town Planning Scheme No. 24—Amendment No. 34

Ref: 853/2/14/29 Pt 34

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 1 April 2008 for the purpose of—

1. Reclassifying Lot 10 No. 221 Railway Parade, Maylands from a 'Public Purposes' reserve to the 'Special Purpose' zone.
2. Inserting the following details into Appendix 3 Special Purpose Zones—

Street	Particulars of Land	Permitted Uses	Discretionary Uses
Railway Parade (No. 221), corner Eighth Avenue, Maylands	Lot 10 Diagram 42598	Community Purpose Office Restaurant	Shop Caretakers Dwelling

L. J. MAGRO, Mayor.
M. J. CAROSELLA, Chief Executive Officer.

PI405*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Busselton
Town Planning Scheme No. 20—Amendment No. 89

Ref: 853/6/6/21 Pt 95

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 Busselton local planning scheme amendment on 9 March 2008 for the purpose of—

- (a) rezoning Lot 4 Commonage Road, Dunsborough from 'Agriculture' to 'Special Purposes (Dunsborough Lakes Development Area)';
- (b) including Lot 4 Commonage Road, Dunsborough in a 'Special Provision' area;
- (c) deleting the 'Waste Water Buffer' and 'Waste Water Exclusion' areas surrounding Lot 10 Commonage Road, Dunsborough; and

(d) inserting the following special provisions into Schedule 7 of the Scheme—

Particulars of Land	Zone	Special Provisions
Lot 4 Commonage Road, Dunsborough	Special Purposes (Dunsborough Lakes Development Area)	<p>1. Subdivision and development shall be generally in accordance with the Development Guide Plan for the land adopted by Council and endorsed by the Western Australian Planning Commission pursuant to clause 25 of the Scheme.</p> <p>2. Notwithstanding the provisions of clause 25 of the Scheme, the Development Guide Plan must also include the following details—</p> <ul style="list-style-type: none"> (a) The area to which the Development Guide Plan applies. (b) Key opportunities and constraints of the Development Area including, landform, topography, hydrology, landscape, vegetation, soils, conservation, contamination and heritage values, ownership, land use roads and public transport and services. (c) The planning context for the Development Area including the regional and neighbourhood structure, relevant strategies, Scheme provisions and polices and where appropriate, indicating how the proposed Development Guide Plan is to be integrated into the surrounding area. (d) Proposed major land uses, in particular residential areas, public open spaces, school sites, civic and community uses, commercial uses (including the location and hierarchy of commercial centres), missed use and mixed business uses. (e) Estimates of future lots, dwellings, population employment and commercial floor space. (f) Provision for major infrastructure, including main drainage, sewerage, water supply and other key infrastructure services. (g) The proposed road network and hierarchy, public transport services, and bicycle and pedestrian networks. (h) Buffers or other similar treatment at the interface between development cells and main/arterial roads or adjoining land. (i) The boundaries of all Development Cells which are to be subject of Detailed Local Area Plans. (j) Such other information as may be required by Council. <p>3. The provisions of the endorsed Development Guide Plan apply to the land within the Development Area as if its provisions were incorporated into the Scheme and it is binding and enforceable in the same manner as those provisions included in the Scheme.</p> <p>4. All provisions (such as land use and development controls or approval procedures) applicable to a zone, reserve or R-Code pursuant to the Scheme shall apply to the corresponding land use designations pursuant to the endorsed Development Guide Plan.</p> <p>5. A Detailed Local Area Plan is to be adopted by Council and endorsed by the Western Australian Planning Commission for a particular Development Cell prior to subdivision or development within that Development Cell. Nothing in this provision prevents entire DLAP Development Cells from being subdivided from the original parent lot (s)</p>

Particulars of Land	Zone	Special Provisions
		<p>and created as super-lots, provided that no closer subdivision or development of such super-lots occurs prior to endorsement of a DLAP.</p> <p>6. A Detailed Local Area Plan may include plans or other documents, and in any case shall not be adopted by the Council for community consultation until the following are completed—</p> <ul style="list-style-type: none"> (a) An ethnographic and archaeological survey is undertaken and the findings are reported to Council and the Department of Indigenous Affairs. Any changes to the subdivision design resulting from the findings of the survey (s) shall be considered in the preparation of the relevant Detailed Local Area Plan. (b) A mosquito management plan (which may be integrated with the drainage management strategy/plan) is approved by Council. (c) A drainage management strategy/plan is approved by Council. (d) Site contamination investigations must be conducted to the satisfaction of the Department of Environment and Conservation. <p>7. A Detailed Local Area Plan is to contain such detail as, in the opinion of Council, is required to satisfy the detailed planning requirements of each Development Cell and should include—</p> <ul style="list-style-type: none"> (a) the proposal internal and external road network; (b) the proposal bicycle and pedestrian network; (c) the relationship between residential, service industrial, tourist, commercial, recreational and community uses; (d) buffering or similar treatment at the interface of different land uses and at the interface of the Development Area and adjoining land; (e) buffering or similar treatment at the interface of development cells and local distributor roads or significant local roads; (f) the indicative lot layout; (g) the lot yield; (h) the average lot area and density; (i) public open space provision; (j) the landscaping strategy; (k) drainage areas; (l) density codings; and (m) provisions for land use and development control. (n) Identify areas for contamination requiring mediation and validation to the satisfaction of the Department of Environment and Conservation. <p>8. Landscaping strategies/plans that are considered along with a Detailed Local Area Plan shall include—</p> <ul style="list-style-type: none"> (a) restoration of remnant vegetation in public open space areas including the replacement of endemic understorey plant species where considered necessary; and (b) the provision of habitat for wetland bird species and rehabilitation of wetland areas, where appropriate.

Particulars of Land	Zone	Special Provisions
		<p>9. Upon receiving a Detailed Local Area Plan Council is to either—</p> <ul style="list-style-type: none"> (a) determine that the Detailed Local Area Plan is to be advertised for a minimum period of 21 days; or (b) determine that the Detailed Local Area Plan is to be considered without advertising ; or (c) determine that the Detailed Local Area Plan is not to be advertised or considered until further details have been provided or modifications undertaken; or (d) determine that the Detailed Local Area Plan is not satisfactory for advertising or immediate consideration and refuse it, with the reasons for this decision to be provided to the proponent. <p>If after advertising or immediate consideration Council determines the Detailed Local Area Plan to be consistent with the endorsed Development Guide Plan, the Scheme and the orderly and proper planning of the locality, Council may adopt the Plan with or without modification and forward the Plan to the Western Australian Planning Commission for its endorsement.</p> <p>10. Once adopted by Council and endorsed by the Western Australian Planning Commission, a Detailed Local Area Plan is to be used as the basis for—</p> <ul style="list-style-type: none"> (a) making recommendations to the Western Australian Planning Commission on subdivision applications; (b) determining development applications; and (c) with respect to the land subject to the Detailed Local Area Plan. <p>11. Once adopted by Council a Detailed Local Area Plan constitutes a variation of the Development Guide Plan.</p> <p>12. For the purposes of clause 15 (3) and (4) of the Scheme a Detailed Local Area Plan shall be deemed to be a Development Guide Plan.</p> <p>13. The right of appeal pursuant to clause 95 of the Scheme shall apply to any decision made by Council or the Western Australian Planning Commission in respect to Detailed Local Area Plan.</p> <p>14. Salinity and nutrient monitoring of groundwater and surface water shall be carried out by the developer and reported to Council and the Department of Environment every 12 months. Detailed Local Area Plans may not be considered unless a salinity and nutrient monitoring report has been submitted to Council at every 12 month interval.</p> <p>15. Notification of prospective purchasers by way or memorial on the title of proposed lots is to be undertaken to warn of the potential threat of viral infection from mosquitos.</p> <p>16. Prior to any development or clearance of any subdivision of the land, a Dust Management Plan shall be prepared that addresses dust management at each and every stage of the development. This Plan is to be prepared and implemented to the satisfaction of the Chief Executive Officer ensuring that all polices and mechanisms of dust management endorsed by the Shire are met.</p> <p>17. Prior to the subdivision or development of the land, the proponent is to prepare a developer contributions plan to the satisfaction of the Shire to</p>

Particulars of Land	Zone	Special Provisions
		ensure the proponent's appropriate and timely contributions toward service infrastructure, distributor roads and community facilities (including examining the need for change-rooms and other infrastructure in association with a possible district—level active public open space area) on a progressive and staged basis. An Appeal right will exist in respect to determination of the plan pursuant to clause 96 (2) of the Scheme.

W. HARTLEY, Shire President.
ANDREW MacNISH, Chief Executive Officer.

PI406*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Busselton
Town Planning Scheme No. 20—Amendment No. 95

Ref: 853/6/6/21 Pt 95

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 Busselton local planning scheme amendment on 18 March 2008 for the purpose of amending the Scheme Text by inserting in "Schedule 10—Planning Policies" the following—

Policy	Adoption Date
Ambergate North District Structure Plan	February 2006

W. HARTLEY, Shire President.
ANDREW MacNISH, Chief Executive Officer.

POLICE

PO501

POLICE ACT 1892
POLICE AUCTION

Under the provisions of the *Police Act 1892*, unclaimed and stolen property will be sold by public auction at Lot 1513 Lambert Road, Karratha at 10.00am on Friday 9th May 2008.

Auction to be conducted by Ross's Auctions, Licensed Auctioneer.

K. O'CALLAGHAN, Commissioner of Police.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984
MINISTERIAL ACTING ARRANGEMENTS

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

Hon J. A. McGinty MLA, to act temporarily in the office of Minister for Energy; Resources; Industry and Enterprise in the absence of the Hon F. M. Logan MLA, for the period 26 May to 8 June 2008 inclusive.

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

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Susan Teresa Todd, late of 95A Ardross Street, Applecross, Western Australia.

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 2 April 2007, are required by the trustee's solicitors, McDONALD PYNT LAWYERS of PO Box 697, Fremantle, Western Australia to send particulars of their claims to them within 30 days of this notice after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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 24 May 2008 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Beleska, Kostadina, late of Klimestani Debarca Ohrid Macedonia, former Yugoslav Republic, died 21.10.2007 (DE33063412EM313)

Cunningham, Peter Arthur, late of 59/8 Kathleen Avenue, Maylands, died 29.01.2008 (DE33063334EM36)

Eacott, Ivan Edgar, late of C/- RSL Aged Care, 51 Alexander Drive, Mount Lawley, died 31.12.2007 (DE19880298EM38)

Fergus, Michael Joseph, late of 12/1256 Rowley Road, Darling Downs, died 25.11.2007 (DE33062674EM113)

Hillam, Roy Linekar, late of 5 Winjana Road, Lesmurdie, died 31.03.2008 (DE19914570EM26)

Huggins, Margaret Elizabeth, late of C/- Walter Links, 2A Walter Road, Inglewood, died 28.11.2007 (DE33031765EM27)

Pearce, William Joseph, late of 1 Matlock Place, Dudley Park, died 12.04.2008 (DE19993161EM13)

Seaman, Eveline Freda, late of Rowthorpe Hostel, 4-10 Hayman Road, Bentley, died 27.03.2008 (DE19732036EM16)

Soper, Patrick, late of C/- Leighton Nursing Home, 40 Florence Street, West Perth, died 1.04.2008 (DE20001498EM23)

Watson, Angelina, late of 43 Woodlands Street, Woodlands, died 1.10.2007 (DE19840115EM36)

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

WESTERN AUSTRALIA**FAIR TRADING (RETIREMENT VILLAGES
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