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Nil

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- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

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Deceased Estate notices, (per estate)—\$25.60

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— PART 2 —

AGRICULTURE AND FOOD

AG401*

GENETICALLY MODIFIED CROPS FREE AREAS ACT 2003
GENETICALLY MODIFIED CROPS FREE AREAS EXEMPTION ORDER 2009

Made by the Minister under section 6.

1. Citation

This order is the *Genetically Modified Crops Free Areas Exemption Order 2009*.

2. Duration

This order comes into operation on the date of its publication and remains in force until 31 December 2009.

3. Exemption

A person who cultivates genetically modified canola of a type licensed for intentional release into the environment under the *Gene Technology Act 2000* (Commonwealth) for the purpose of demonstrating agronomic viability and supply chain management practices (a trial cultivation) is exempt from the application of section 5(1) of the Act if the trial cultivation has been approved by the chief executive officer of the Department of Agriculture and Food.

Approval will not be given for any trial cultivation that exceeds an area of 70 hectares or for any trial cultivation that would result in the total area cultivated under authority of this exemption exceeding 1000 hectares.

TERRY REDMAN MLA, Minister for Agriculture and Food.

CONSUMER AND EMPLOYMENT PROTECTION

CE401*

ASSOCIATIONS INCORPORATION ACT 1987
REINSTATEMENT OF ASSOCIATION
THE PLAY FACTORY INCORPORATED

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

AARON RAYNER, A/Director, Business Services,
 for Commissioner for Consumer Protection.

CE402*

ASSOCIATIONS INCORPORATION ACT 1987
CANCELLED ASSOCIATIONS

KLEVA KIDS KINDERGARTEN INCORPORATED—A0823027G
 DJIDJIKU PRE-SCHOOL EDUCATION CENTRE—A0750194C
 EAR THROAT AND NOSE RESEARCH FUND INC—A1005924Y
 RELIABLE PARENTS INCORPORATED—A1009959Z
 NATIONAL SENIORS ASSOCIATION SCARBOROUGH & DISTRICTS BRANCH—A1009167E
 NATIONAL SENIORS ASSOCIATION SORRENTO & DISTRICTS BRANCH—A1006962P
 REAPERS INTERNATIONAL MINISTRY INC—A1009743X

WINDOWS OF HOPETOUN INCORPORATED—A1012083F
 AUSTRALIAN INTELLIGENCE ASSOCIATION—A1005165V
 2006 I.W.F.S. FESTIVAL INC—A1011960J

Notice is hereby given that, pursuant to section 35 of the *Associations Incorporation Act 1987*, the incorporation of the above-named associations have been cancelled as from the date of this notice.

Dated: 13 February 2009.

TIM ROACH, Director,
 Business Services,
 for the Commissioner for Consumer Protection.

LANDS

LA401*

DAMPIER TO BUNBURY PIPELINE ACT 1997

DESIGNATED LAND

I, Brendon John Grylls, MLA, DBNGP Land Access Minister, give notice in accordance with section 33(1) of the *Dampier to Bunbury Pipeline Act 1997* that the land the subject of the LAND DESCRIPTION described below is designated, at the beginning of the day this notice is published in the *Government Gazette*, as additional land in the DBNGP corridor.

LAND DESCRIPTION

1. Portion of Lot 389 on Deposited Plan 202726 shown as DBNGP corridor marked Y on Deposited Plan 39029 being part of the land comprised in Certificate of Title Volume 1789 Folio 889.

The Plans may be inspected at Landgate, Midland Square, Midland.

BRENDON GRYLLS MLA, DBNGP Land Access Minister.

LOCAL GOVERNMENT

LG401

BUSH FIRES ACT 1954

Shire of Chittering

AUTHORISED PERSONS

It is hereby notified for public information that the following persons have been appointed Authorised Officers in accordance with the relevant Act hereunder effective immediately—

Bush Fires Act 1954 Section 38 (Fire Control Officers)

Dennis Badcock, Chief Bush Fire Control Officer
 Hartley Read, Deputy Chief Bush Fire Control Officer South
 Greg Cocking, Deputy Chief Bush Fire Control Officer North
 Lower Chittering—Max Brown, Ian Hollock, Fire Weather Officer South
 Upper Chittering—Phil Humphrey, Wayne Knight
 Bindoon—Phillip Beardsmore, Frank Schubert
 Wannamal—Kim Haeusler, Graham Taylor, Fire Weather Officer North
 Muchea—Dennis Harvey, Wes Harris, Peter Hall
 Shire of Chittering—Anthony Martonovich, Craig Highlands (Permit issuing only)

LG402

LOCAL GOVERNMENT GRANTS ACT 1978

APPOINTMENTS

Under section 5(1)(c) of the Local Government Grants Act 1978, appointed the following persons to the WA Local Government Grants Commission for a term expiring on 31 July 2011—

Cr Sheryl Froese as Metropolitan Member;
 Cr Ian Carpenter as Country Urban Member

Under section 5(3) of the Local Government Grants Act 1978, appointed the following persons as deputy members to the WA Local Government Grants Commission for a term expiring on 31 July 2011—

- Cr Michelle Stubbs as Deputy to the Metropolitan Member
- Cr Sally Higgins as Deputy to the Country Urban Member
- Cr Graeme Campbell as Deputy to the Country Rural Member

MINERALS AND PETROLEUM

MP101*

CORRECTION

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF EXPLORATION PERMIT

The notice at page 164 of the *Government Gazette* dated 23 January 2009 for the grant of Exploration Permit No. EP464 is corrected as follows—

Grant of the Exploration Permit was made under the *Petroleum and Geothermal Energy Resources Act 1967*.

W. L. TINAPPLE, Executive Director,
Petroleum and Environment Division.

PLANNING AND INFRASTRUCTURE

PI401*

PLANNING AND DEVELOPMENT ACT 2005

METROPOLITAN REGION SCHEME AMENDMENT 1168/57

Matilda Bay Brewery Precinct Minor Amendment

Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local government of Fremantle and is seeking public comment.

The amendment proposes to rezone approximately 4.1ha of land from the industrial zone to the urban zone in the Metropolitan Region Scheme.

The Western Australian Planning Commission certifies that, in its opinion, the proposed amendment does not constitute a substantial alteration to the Metropolitan Region Scheme.

The plans showing the proposed change and the WAPC amendment report which explains the proposal will be available for public inspection from Tuesday 17 February 2009 to Friday 24 April 2009 at each of the following places—

- Western Australian Planning Commission, 469 Wellington Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- Municipal office of the City of Fremantle and the Town of Mosman Park

Documents are also available from the WAPC website www.wapc.wa.gov.au.

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 57. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, 469 Wellington Street, Perth WA 6000; on or before 5.00pm **Friday, 24 April 2009**.

Late submissions will not be considered.

TIM HILLYARD, Acting Secretary,
Western Australian Planning Commission.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Albany
 Town Planning Scheme No. 1A—Amendment No. 163

Ref: 853/5/2/15 Pt 163

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Albany local planning scheme amendment on 28 January 2009 for the purpose of—

1. Rezoning lots 212 Martin Road, Spencer Park Albany, from the 'Residential R20' zone to 'Residential (Special Use Site—Aged Persons Housing at Residential R30)' zone.
2. Introducing a further Special Site to Appendix II—Schedule of Special Sites numbered S43 and detailed as—

	CODE NO.	PARTICULARS OF LAND	BASE ZONE	ADDITIONAL USE
S43	43.	Lot 212 Martin Road, Spencer Park	Residential R20	Aged Person Dwellings R30

CONDITIONS

Where aged person dwellings are proposed such development shall—

- i.) Have due regard for the adjoining residential zone;
- ii.) Achieve a high standard of development in the opinion of Council, with dwelling designs that complement each other through common design elements, colours and materials but which also allow for variation in front facades and individuality for each dwelling;
- iii.) Achieve high architectural quality in the opinion of Council and positively contribute and address each of the to the bordering streets. I
- iv.) Incorporate adequate space for a paved driveway with landscaping either side.

3. Amending the Scheme Map accordingly.

M. J. EVANS, Mayor.
P. R. RICHARDS, Chief Executive Officer.

PI403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Albany
 Town Planning Scheme No. 1A—Amendment No. 166

Ref: 853/5/2/15 Pt 166

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Albany local planning scheme amendment on 28 January 2009 for the purpose of inserting clause 4.19 as follows—

“The provisions of the Residential Design Codes may be varied for new urban residential areas and large urban infill sites by a structure plan and/or a Detailed Area Plan that clearly identifies proposed variations to the residential design codes and is approved by Council and endorsed by the Western Australian Planning Commission”.

M. J. EVANS, Mayor.
P. R. RICHARDS, Chief Executive Officer.

PI404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENTS
Town of Cambridge

Town Planning Scheme No. 1—Amendment No. 18

853/2/31/2 Pt18

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 Cambridge local planning scheme amendment on 21 January 2009 for the purpose of—

1. Include an Additional Use “Medical Centre and Pharmacy” for the subject site at Lot 10 (Strata Lots 1 and 2) No. 272 and 274 Cambridge Street, Wembley by inserting the following wording under “Schedule 2—Additional Uses” as follows—

SCHEDULE 2—ADDITIONAL USES

No.	Land Particulars	Additional Uses	Development Standards/Conditions
4	Lot 10 comprising Strata Lot 2 (No. 272) and Strata Lot 1 (No. 274) Cambridge Street, Wembley	Medical Centre and Pharmacy	<ul style="list-style-type: none"> • The maximum height of the building shall be two storeys. • The setbacks for any new building shall not be less than the setbacks prescribed by the Residential Design Codes. Where a setback is provided it will predominantly be landscaped. • A maximum of five practitioners at any one time will operate from the medical centre. • Parking provision to fully satisfy Council policy.

2. Amend the Scheme map accordingly.

PI405*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Murray

Town Planning Scheme No. 4—Amendment No. 199

Ref: 853/6/16/7 Pt 199

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Murray local planning scheme amendment on 2 February 2009 for the purpose of—

1. Rezoning Lots 229 & 965 Batt Way, Lots 967 and 968 Holyoake Road and Lots 962, 963, 964, 966 and 969 Pegrum Ramble from “Rural” to “Special Rural”.
2. Introducing the following table Schedule IV of the Scheme.

(A) Specified Land		(B) Special Provisions relating to (A)
SR31	Lots 229 & 965 Batt Way, Lots 967 and 968 Holyoake Road and Lots 962, 963, 964, 966 and 969 Pegrum Ramble, Dwellingup	<ol style="list-style-type: none"> 1. Notwithstanding the provisions of Table I—Zoning Table, the permissibility of the following land uses shall apply— <ul style="list-style-type: none"> (a) Chalet Park— SA Use; (b) Bed and Breakfast—AA Use. 2. The minimum lot size shall be 1 ha. 3. The subdivision of land shall be undertaken in accordance with the Shire of Murray Planning Policy as adopted from time to time. 4. No Dwelling or building shall be constructed within 20 metres of a lot boundary or 50 metres

(A) Specified Land	(B) Special Provisions relating to (A)
	<p>from State Forest, unless Council approves a lesser distance if in the opinion of Council—</p> <ul style="list-style-type: none"> (i) the topography or shape of the lot or the natural flora upon it makes it desirable to alter the normal setback requirements; and (ii) that the location of the building will not detract from the environment quality of the area or from the amenity of existing or future residences on adjoining lots. <p>5. Prior to subdivision of the land the Council shall require preparation and implementation of a detailed Fire Management Plan.</p> <p>6. In order to retain the rural character of the land and general locality, the Council may require, as a condition of approval to commence development, that a landscape plan be prepared and implemented.</p> <p>7. With the intention of preventing overstocking or other practices detrimental to the amenity of the zone, the breeding or keeping of animals shall not be permitted without the approval in writing of Council. In considering applications for the breeding or keeping of stock, Council will be guided by the advice from the Department of Agriculture. Notwithstanding the above, in cases where stocking approval has been given but environmental problems develop, Council may after consultation with the Department of Agriculture, may take appropriate action to ban or reduce the stocking of animals.</p> <p>8. Fences along all common boundaries between freehold and Crown Land shall be maintained to the satisfaction of Council.</p> <p>9. Each dwelling shall be provided with a supply of potable water from either an underground bore or a rainwater storage tank with a capacity of not less than 92,000 litres being connected to roof catchment with an area of not less than 120m².</p> <p>10. Stormwater drainage shall be contained on site to the satisfaction of Council. The subdivider shall obtain the approval of Council for all drainage proposals prior to commencement of site works.</p> <p>11. Water Supply provisions—</p> <ul style="list-style-type: none"> (a) The subdivider shall make arrangements satisfactory to the Council for prospective purchasers to be advised that a reticulated water supply cannot be provided by the Water Authority of Western Australia. (b) The land is subject to the provisions of the Water Authority of Western Australia's By-laws applicable to underground water supply and pollution control. The subdivider shall inform all prospective purchasers in writing of the Water Authority of Western Australia's requirements mentioned in (c) and (d) below. (c) A well licence must be obtained prior to construction of a well or bore to draw groundwater. Groundwater may be drawn from each of the lots to supplement household water supply and to supply water for irrigated development of an area not more than 1000m². The maximum amount of groundwater to be drawn shall be 1500 cubic meters annually. (d) Activities carried out on this land shall not contravene the Water Authority of Western Australia's By-Laws applicable to underground water pollution control.

(A) Specified Land	(B) Special Provisions relating to (A)
	<p>12. On-site effluent disposal systems shall be to the specifications and satisfaction of both the Council and the Environmental Protection Authority. The use of non-standard effluent disposal systems may be required and in any event the following requirements shall be satisfied—</p> <ul style="list-style-type: none"> (a) A 2 metre separation between the base of the leach drain and the highest recorded groundwater level or bedrock. (b) At least 100m horizontal separation between the effluent disposal system and existing drains, water courses and water bodies. (c) The area around each effluent disposal system shall be planted with indigenous trees and shrubs by the owners of the subdivided lots and maintained to the satisfaction of Council. (d) Prevention of direct movement of wastewater and nutrients from the locality of each disposal system; and (e) The above requirements may be altered where soil amending techniques are introduced or alternatively the use of modified effluent disposal systems may be permitted in accordance with management guidelines prepared by the Council to the satisfaction of the Environmental Protection Authority. <p>13. A memorial being placed on any lot created that comes within 250 metres of the Pinjarra-Williams Road, advising that the road is expected to cart ore from Boddington Gold Mine from 2009 for a period of up to 20 years.</p>

3. Inserting the following clause into Part 6.4 of the Scheme—

6.4.8 Notwithstanding the fact 'Intensive Agriculture' is listed in Table 1—Zoning Table as an 'X' use (i.e. not permitted) for the Special Rural Zone, Council may be prepared to consider listing "Intensive Agriculture" as a discretionary land use under Schedule IV, subject to land capability being adequately addressed by the proponent. Key considerations that would need to be addressed in any such proposal include soil quality, water supply, drainage and nutrient management.

4. Modifying the Scheme Map and Text Accordingly.

N. H. NANCARROW, Shire President.
D. UNSWORTH, Chief Executive Officer.

PI406*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Bridgetown-Greenbushes
Town Planning Scheme No. 3—Amendment No. 66

Ref: 853/6/5/3 Pt 66

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning has approved the Shire of Bridgetown-Greenbushes local planning scheme amendment on 2 February 2009 for the purpose of amending the Scheme Map by rezoning Lot 781 Rowley Street from 'Public Purpose (Government Offices)' reserve to 'Residential' zone with a density of R12.5/20.

B. J. MOORE, President.
T. CLYNCH, Chief Executive Officer.

PI501*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME AMENDMENT 1160/41
HELENA VALLEY PRECINCT

Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local government of Mundaring and is seeking public comment.

The planning objective of this amendment is to rezone approximately 29.65 ha of land from the rural zone to the urban zone which will allow for future residential development of the subject land, following a local scheme amendment, local structure planning and subdivision approval.

Display locations

The plans showing the proposed change and the WAPC's amendment report which explains the proposal, will be available for public inspection from Tuesday 25 November 2008 to Friday 13 March 2009 at each of the following places—

- Western Australian Planning Commission
Wellington Street, Perth
- City of Perth
- City of Fremantle
- City of Swan
- Shire of Mundaring
- J S Battye Library
Level 3, Alexander Library Building
Perth Cultural Centre

Documents are also available from the WAPC's website www.wapc.wa.gov.au.

Submissions

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 41. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, 469 Wellington Street, Perth WA 6000; on or before 5.00pm **Friday, 13 March 2009**.

Late submissions will not be considered.

WAYNE WINCHESTER, Acting Secretary,
Western Australian Planning Commission.

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 Dr K. D. Hames MLA to act temporarily in the office of Premier; Minister for State Development in the absence of the Hon C. J. Barnett MLA for the period 15 to 20 February 2009 (both dates inclusive).

P. CONRAN, Director General,
Department of the Premier and Cabinet

TRANSPORT

TR401*

ROAD TRAFFIC CODE 2000

DECLARATION IN RESPECT OF VEHICLE CO-DRIVERS OCCUPYING SLEEPER BERTHS

I, Simon O'Brien MLC, Minister for Transport, under Regulation 4A(1) of the *Road Traffic Code 2000* (the Code), declare that for a period of twelve months from the date of this declaration the provisions of Regulations 234(1) and 237(1) of the Code do not apply to a passenger in a vehicle where the passenger is the co-driver of the vehicle and is occupying a sleeper berth facility in the vehicle.

For the purposes of this declaration, "sleeper berth" means a sleeper berth conforming to the Australian Design Rules ADR 42, the National Transport Commission publication "Sleeping Berth Standard for New Buses Manufactured after 31 December 2000", or other sleeper berth that has been approved by the Director General.

This instrument is called RTCode 2009/00577.

Dated: 5 February 2009.

SIMON O'BRIEN MLC, Minister for Transport.

TR402*

ROAD TRAFFIC ACT 1974
ROAD TRAFFIC CODE 2000
EXEMPTION

Drivers of omnibuses may drive despite passengers not using seatbelts

(RTC 2008/00533)

I, Eric Lumsden PSM, Director General for Planning and Infrastructure, pursuant to regulation 240 of the *Road Traffic Code 2000* ("the Code"), hereby exempt the drivers of vehicles licensed as omnibuses (including small charter vehicles) under Part III, Division 4 of the *Transport Coordination Act 1966* from the provisions of regulation 233(1) of the Code.

This Instrument of Exemption is called RTC 2008/000533

ERIC LUMSDEN PSM, Director General,
Department for Planning and Infrastructure.

Dated this 14th day of August 2008.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Mary Mountford, late of Denmark Lodge, 18 Scotsdale Road, Denmark, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 23 August 2008, are required by the trustee of the late Mary Mountford of c/- Haynes Robinson Solicitors of 70-74 Frederick Street, Albany, Western Australia to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets having regard only to the claims of which it then has notice.

Dated this 10th day of February 2009.

HAYNES ROBINSON.

ZX402

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Kathleen Therese Walsh, late of 79 Alvah Street, St James, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 24 March 2002, are required by the trustee of c/- Macdonald Rudder Lawyers of Ground Floor, 109 James Street, Northbridge, Western Australia to send particulars of their claims to the trustee within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee then has notice.

Dated this 12th day of February 2009.

MACDONALD RUDDER LAWYERS.

PUBLIC NOTICES

ZZ401

DISPOSAL OF UNCOLLECTED GOODS ACT 1970 DISPOSAL OF UNCOLLECTED GOODS

We, Karass Pty Ltd trading as Welshpool Self Storage of 122 Welshpool Road, Welshpool, hereby inform Benjamin Falconer-Brown that under Part VII of the Disposal of Uncollected Goods Act, have made application to the Fremantle Magistrates Court to sell or otherwise dispose of your vehicle, a Beige Ford Falcon Station Wagon registration number 1BAX 827.

Please be advised that the application for an order to dispose of the goods will be heard in the Fremantle Magistrates Court at 9.30 am on 25 February 2009.

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