3617



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— PART 1 —

LANDS

LA301*

Land Administration Act 1997

Land Administration Amendment Regulations (No. 3) 2009

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Land Administration Amendment Regulations (No. 3) 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations on the day after that day.

3. Regulations amended

These regulations amend the *Land Administration Regulations* 1998.

4. Regulation 4A replaced by regulations 5A to 5E

Delete regulation 4A and insert:

5A. Certain City Arcade transactions have authorisation under s. 18(7)

- (1) The circumstances and conditions prescribed for the purposes of section 18(7)(b) of the Act in relation to a transaction being the grant of any further sublease in respect of the land that is the subject of Sublease G362051 are that
 - (a) under Sublease G362051 the consent of the Minister and the Sublessor to the grant of the sublease is not required; and

- (b) the Sublessee under Sublease G362051 has granted, or consented to the grant of, the sublease; and
- (c) the provisions of the sublease are consistent with the provisions of Sublease G362051.
- (2) The circumstances and conditions prescribed for the purposes of section 18(7)(b) of the Act in relation to a transaction being the assignment, sale, transfer or other dealing with a sublease mentioned in subregulation (1) are that
 - (a) under Sublease G362051 the consent of the Minister and the Sublessor to the transaction is not required; and
 - (b) the Sublessee under Sublease G362051 has consented to the transaction.

5B. Certain Collier Park Retirement Complex transactions have authorisation under s. 18(7)

- (1) The circumstances and conditions prescribed for the purposes of section 18(7)(b) of the Act in relation to a transaction being the grant of a lease, sublease, licence or sublicence in respect of part of the land within Reserve 38665 are that
 - (a) Reserve 38665 is subject to a management order at the time the grant takes effect; and
 - (b) the grant is in respect of residential premises under a retirement village scheme as defined in the *Retirement Villages Act 1992* section 3(1); and
 - (c) the management body for Reserve 38665 is a local government at the time the grant takes effect; and
 - (d) in the case of the grant of a sublease, licence or sublicence, the management body for Reserve 38665 has consented to the grant; and
 - (e) in the case of the grant of a lease or licence, the term of the lease or licence (including the further term that would apply if any applicable option to renew were exercised) is not longer than the term permitted under the management order for Reserve 38665 subsisting at the time the lease or licence takes effect.
- (2) The circumstances and conditions prescribed for the purposes of section 18(7)(b) of the Act in relation to a transaction being the assignment, sale, transfer or other dealing with or disposal of a lease, sublease, licence or sublicence mentioned in subregulation (1), or the

mortgage of a lease mentioned in subregulation (1) are that —

- (a) Reserve 38665 is subject to a management order at the time the transaction takes effect; and
- (b) the transaction is in respect of residential premises under a retirement village scheme as defined in the *Retirement Villages Act 1992* section 3(1); and
- (c) the management body for Reserve 38665 is a local government at the time the transaction takes effect.

5C. Certain Perth Convention and Exhibition Centre transactions have authorisation under s. 18(7)

- (1) The circumstances and conditions prescribed for the purposes of section 18(7)(b) of the Act in relation to a transaction being the grant of any sublease in respect of the land that is the subject of Lease I953026 are that
 - (a) the sublease is for the purpose of short stay residential accommodation, in a hotel room, hotel suite or serviced apartment, only; and
 - (b) under Lease 1953026 the consent of the lessor to the grant of the sublease is not required; and
 - (c) the lessee under Lease I953026 has granted, or consented to the grant of, the sublease; and
 - (d) the provisions of the sublease are consistent with the provisions of Lease 1953026; and
 - (e) the sublease contains the provisions, and the provisions are in a form, that have been approved by the Minister as being required for subleases mentioned in this subregulation.
- (2) The circumstances and conditions prescribed for the purposes of section 18(7)(b) of the Act in relation to a transaction being the assignment, sale, transfer or other dealing with a sublease mentioned in subregulation (1) are that
 - (a) under Lease I953026 the consent of the lessor to the transaction is not required; and
 - (b) the lessee under Lease I953026 has consented to the transaction.

5D. Certain Old Swan Brewery transactions have authorisation under s. 18(7)

(1) The circumstances and conditions prescribed for the purposes of section 18(7)(b) of the Act in relation to a

transaction being the grant of any sublease in respect of the land that is the subject of Lease I219828 are that —

- (a) the sublease is for residential purposes only; and
- (b) under Lease I219828 the consent of the lessor to the grant of the sublease is not required; and
- (c) the lessee under Lease I219828 has granted, or consented to the grant of, the sublease; and
- (d) the provisions of the sublease are consistent with the provisions of Lease I219828; and
- (e) the sublease contains the provisions, and the provisions are in a form, that have been approved by the Minister as being required for subleases mentioned in this subregulation.
- (2) The circumstances and conditions prescribed for the purposes of section 18(7)(b) of the Act in relation to a transaction being the assignment, sale, transfer or other dealing with a sublease mentioned in subregulation (1) are that
 - (a) under Lease I219828 the consent of the lessor to the transaction is not required; and
 - (b) the lessee under Lease I219828 has consented to the transaction.

5E. Land to be regarded as having been reserved under s. 41

Reserve 26741 is land that is prescribed for the purposes of section 51A(1) of the Act.

5. Regulation 17B amended

In regulation 17B delete "Act, the *Local Government Act 1995* is prescribed." and insert:

Act, the following Acts are prescribed —

- (a) the Carbon Rights Act 2003;
- (b) the Local Government Act 1995:
- (c) the Tree Plantation Agreements Act 2003.

By Command of the Governor,

MARINE/MARITIME

MX301*

Port Authorities Act 1999

Port Authorities Amendment Regulations (No. 2) 2009

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Port Authorities Amendment Regulations (No. 2) 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations on the day after that day.

3. Regulations amended

These regulations amend the *Port Authorities Regulations 2001*.

4. Schedule 1 clause 74 amended

In Schedule 1 clause 74(2)(b) after "Class 3" insert:

or Class 4

5. Schedule 1 clause 90 replaced

Delete Schedule 1 clause 90 and insert:

90. Validity and renewal of certificate of local knowledge

- (1) A certificate of local knowledge is valid for 2 years and expires at the end of that period unless it is sooner revoked under clause 91B.
- (2) If a person who holds a certificate of local knowledge (including a certificate of local knowledge previously renewed under this subclause or revalidated under

clause 91A) applies to the harbour master, in a form approved by the harbour master —

- (a) before the certificate expires; and
- (b) with evidence that satisfies the harbour master that the person has moved a vessel under the authority of the certificate within 2 years before the application,

the harbour master may renew the certificate for a period that, in the discretion of the harbour master, does not exceed 2 years.

91A. Revalidation of expired certificate of local knowledge

- (1) A person whose certificate of local knowledge expires under clause 90 may apply to the harbour master, in a form approved by the harbour master, to have the certificate revalidated if the application is made within 2 years of the expiry.
- (2) The harbour master is to revalidate the certificate of local knowledge for a period that, in the discretion of the harbour master, does not exceed 2 years if satisfied by evidence given with the application that the applicant has applied in accordance with subclause (1) and complies with subclause (4).
- (3) The harbour master is to make available to a person who requests it written information explaining what is required to satisfy the harbour master under subclause (2).
- (4) An applicant complies with this subclause if
 - (a) the applicant has moved a vessel under the authority of a licence within 2 years of the application; or
 - (b) the applicant
 - (i) is capable of safely moving a vessel of more than 150 gross registered tonnes in the area or areas of the port in relation to which the application is made; and
 - (ii) has an adequate knowledge of those matters that the port authority considers relevant to the safe movement of vessels into, within and out of the port.
- (5) A certificate of local knowledge that is revalidated under this clause has the same effect as it did immediately before it expired.
- (6) A person whose certificate of local knowledge expires and is not revalidated within the period referred to in subclause (1) may apply for a new certificate of local knowledge under clause 88 if the person is eligible under clause 87.

91B. Revocation of certificate of local knowledge

(1) The harbour master may, in the discretion of the harbour master, revoke a certificate of local knowledge by written notice given to the person who holds the certificate.

(2) A notice under subclause (1) has effect on the day on which the person who holds the certificate of local knowledge is given the notice or on any later day specified in the notice.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

PLANNING

PI301*

Planning and Development Act 2005
Planning and Development (Consequential and Transitional Provisions)
Act 2005

Planning and Development (Repeal) Regulations 2009

Made by the Minister for Planning under the *Planning and Development* (Consequential and Transitional Provisions) Act 2005 section 25(1) and the *Planning and Development Act 2005* section 256.

1. Citation

These regulations are the *Planning and Development (Repeal) Regulations 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations on the day after that day.

3. Regulations repealed

The Metropolitan Region Planning Authority (Reserved Land) Regulations are repealed.

Dated: 9/9/2009.

RACING, GAMING AND LIQUOR

RG301

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003

RWWA RULES OF THOROUGHBRED RACING 2004

In accordance with Section 45 (1) (a) of the $Racing\ and\ Wagering\ Western\ Australia\ Act\ 2003$, notice is hereby given that the Board of Racing and Wagering WA on 14/9/09 resolved that, the RWWA Rules of Thoroughbred Racing 2004 be amended as follows—

Amendment to National Rules

Amend AR103(2) by deleting the word "all".

Amend AR1 by the addition of the definition of "Allocated Weight" as follows-

'Allocated weight' means the weights allotted by the handicapper after taking into account the true weight that horse would have been allotted in the absence of a declared minimum weight.

Amendment to Local Rules

Add Local Rule 103.

A copy of the above rules may be obtained during office hours from the offices of the Western Australian Turf Club, 70 Grandstand Road, Ascot, WA or Racing and Wagering Western Australia website, www.rwwa.com.au.

RICHARD BURT, Chief Executive Officer.

TRANSPORT

TR301*

Road Traffic Act 1974

Road Traffic Code Amendment Regulations (No. 3) 2009

Made by the Governor in Executive Council.

1. Citation

These regulations are the Road Traffic Code Amendment Regulations (No. 3) 2009.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations on the day after that day.

3. Regulations amended

These regulations amend the Road Traffic Code 2000.

4. Regulation 31 amended

In regulation 31(2) after "unless" insert:

the U turn is permitted by the traffic-control signals or

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

— PART 2 —

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

PILBARA FISH TRAWL FISHERY NOTICE REVOCATION ORDER 2009 Order No. 9 of 2009

FD 1620/98 [923]

Made by the Minister under section 43.

1. Citation

This order is the Pilbara Fish Trawl Fishery Notice Revocation Order 2009.

2. Revocation

Pilbara Fish Trawl Notice 1992 (Notice No. 545) published in the *Government Gazette* of 22 December 1992, which was made under the *Fisheries Act 1905* and continued in force under regulation 186 of the *Fish Resources Management Regulations 1995* as if it was made under section 43 of the Act, is revoked.

Dated this 31st day of August 2009.

NORMAN MOORE, Minister for Fisheries.

HEALTH

HE401*

MENTAL HEALTH ACT 1996

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) REVOCATION ORDER (No. 2) 2009

Made by the Chief Psychiatrist under section 20.

1. Citation

This order may be cited as the Mental Health (Authorised Mental Health Practitioners) Revocation Order 2009.

2. Commencement

This order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

3. Revocation of designation

The designation, as an authorised mental health practitioner of the mental health practitioners specified in Schedule 1 to this order is revoked.

Schedule 1

Name

Battley, Jan Cunningham, Rachel Edmunds, Mark

Profession

Social Worker Mental Health Nurse Mental Health Nurse

Dated: 3 September 2009.

HE402*

MENTAL HEALTH ACT 1996

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) ORDER (No. 2) 2009

Made by the Chief Psychiatrist under section 20.

1. Citation

This order may be cited as the Mental Health (Authorised Mental Health Practitioners) Order (No. 2) 2009.

2. Commencement

This order comes into operation as follows-

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

3. Authorised mental health practitioner

The mental health practitioners specified in Schedule 1 to this order are designated as authorised mental health practitioners.

Schedule 1

Name	Profession
Arthur, Stephen	Mental Health Nurse
Avery, Tom	Mental Health Nurse
Burrows, Lynda	Occupational Therapist
Davies, Michael	Mental Health Nurse
Dickson, Karen	Occupational Therapist
Fletcher, Jo	Mental Health Nurse
Ferguson, Sally	Mental Health Nurse
Foster, Stephen	Mental Health Nurse
Goddard, Sarah	Mental Health Nurse
Harris, Tracy	Mental Health Nurse
Jordan, Glenyse	Social Worker
Kovacevic, Natalie	Mental Health Nurse
Mansell, Vanya	Mental Health Nurse
McKee, Jo	Mental Health Nurse
McGarry, Paul	Mental Health Nurse
Molloy, Helen	Mental Health Nurse
Pickering, Lynn	Social Worker
Seagrott, Jeanette	Mental Health Nurse
Terriaca, Allison	Mental Health Nurse
Van Mierlo, Sonja	Social Worker

Dated: 3 September 2009.

Dr ROWAN DAVIDSON, Chief Psychiatrist.

HERITAGE

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

RESOLUTION

Delegation of Functions

Take notice that on September 11 2009, the Heritage Council of Western Australia resolved as follows— $\,$

"The Heritage Council of Western Australia resolves pursuant to Section 22(1) of the Heritage of Western Australia Act 1990 ("the Act") to delegate and hereby does delegate to the Manager of Financial Services of the Department of Local Government all of the powers, functions and duties of the Heritage Council of Western Australia with respect to financial management, record keeping, auditing and reporting as set out in Division 3 of Part 3 of the Act."

Dated the 14th day of September 2009.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004

TERMINATIONS

It is hereby notified for public information that the appointment of the following persons as a Justice of the Peace for the State of Western Australia has been terminated pursuant to section 14 of the Justices of the Peace Act 2004 (WA).

Mr Ian Barrie McClelland of 300 Beechboro Road, Morley Mr Shane Cecil Conder of 22 Williams Road, Narrogin

RAY WARNES, Executive Director, Court and Tribunal Services.

JU402*

JUSTICES OF THE PEACE ACT 2004

APPOINTMENTS

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—

Coralie May Harvey of 5 Littlemore Road, Orelia Debra Lorraine Irwin of 8 Bolivar Court, Safety Bay Richard John Palmer of Unit 8, 54-56 Parkin Street, Rockingham

RAY WARNES, Executive Director, Court and Tribunal Services.

JU403*

JUSTICES OF THE PEACE ACT 2004

RESIGNATIONS

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

Brian Charles Cooper of 16 Coralberry Cres Dianella,

John Francis O'Meehan of 9 Anstey St Claremont

from the Office of Justice of the Peace for the State of Western Australia.

RAY WARNES, Executive Director, Court and Tribunal Services.

LOCAL GOVERNMENT

LG501*

BUSH FIRES ACT 1954

Town of Victoria Park and Town of Vincent 2009/2010 FIREBREAK NOTICE

Notice to all Owners and/or Occupiers of Land within the Town of Victoria Park and Town of Vincent. Pursuant to the powers conferred in Section 33 of the *Bush Fires Act 1954*, you are required on or before the 31st October 2009, or within fourteen days of the date you become the owner or occupier should this be after the 31st day of October 2009 and thereafter up to and including the 30th day of April 2010, to clear inflammable matter, on land owned and/or occupied by you in accordance with the following requirements—

- 1. All land which is 2000 m² or less in area; Remove inflammable matter from the whole of the land, except living trees and shrubs; plants under cultivation and lawn, by means of ploughing, cultivating or slashing to a height of no more than 50mm.
- 2. All other land within the Town of Victoria Park and Town of Vincent—
 - (i) Firebreaks of a minimum width and height of 3 metres are to be cleared immediately inside all external boundaries of the land;
 - (ii) Firebreaks to a minimum width of 3 metres and height of 3 metres are to be cleared immediately surrounding all buildings situated on the land; and any place where inflammable liquids and gas products are kept;

(iii) In addition to the requirements in this clause Council may, by notice in writing require an owner and/or occupier to act as and when specified in the notice with respect to anything which is upon land and which in the opinion of Council is or is likely to be conducive to the outbreak of a bush fire or the spread or extension of a bush fire.

The term "Inflammable Matter" for the purpose of this notice includes bush (as defined in the *Bush Fires Act 1954*), timber, boxes, cartons, paper, rubbish and any other combustible or inflammable matter, but does not include buildings, green standing trees and bushes or growing bushes or plants in gardens or lawns.

All firebreaks must be cleared on or before 31st October in any year and thereafter maintained clear of inflammable matter up to and including 30 April in the following year.

If for any reason an owner and/or occupier considers it impractical to clear firebreaks or comply with other fire protection measures in accordance with the Notice, the owner and/or occupier may apply in writing to Council no later than 31 October in any year for a variation. If permission is not granted in writing by Council or its authorised officer, the owner and/or occupier must comply with the requirements of this Notice. Any variation granted by Council will apply only for a single Firebreak Period. A variation granted by Council shall only remain in force until 30 April in the following year.

The penalty for failing to comply with this notice is a fine of not more than \$5,000.00 and a person in default is also liable whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

Pursuant to Sections 24G(2) and 25(1a) of the *Bush Fires Act 1954*, the burning of garden refuse and lighting of fires in the open air is prohibited within the districts of the Town of Victoria Park and Town of Vincent between 31st October 2009 and 30 April 2010.

By order of Town of Victoria Park,

JOHN BONKER, Chief Executive Officer.

By order of Town of Vincent,

JOHN GIORGI JP, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

PETROLEUM ACT 1936

PARTIAL SURRENDER

On 8 September 2009 the Governor of the State of Western Australia consented to the partial surrender of the said parts (as to area and depth) of Barrow Island Petroleum Lease 1H (R2) as described below.

Description of Surrendered Parts

Description	Area (square metres)	Depth (metres below natural surface)	Block Number (pt)
Gorgon Gas Treatment Plant (GTP) and Associated Facilities	1,564,000	200m	5666A
Gorgon Main Administration Area	41,500	200m	5666A
Gorgon Construction Village	230,500	200m	5666A
Gorgon Operations Workforce	18,000	200m	5666A
Gorgon Water Disposal Wells (DWD1 and DWD2)	1,400	200m	5665

Endorsed in the register on 14 September 2009.

MP402*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

(Section 275)

CANCELLATION OF EXPLORATION PERMIT WA-393-P

The Cancellation of Exploration Permit WA-393-P held by Sweetpea Petroleum Pty Ltd will take effect on the date this notice appears in the *Government Gazette*.

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

MP403*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

RENEWAL OF EXPLORATION PERMIT EP368 (R3)

Renewal of Exploration Permit EP 368 (R3) has been granted to Westranch Holdings Pty Ltd to have effect from and including 10 September 2009 for a period of five years.

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

MP404*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

GRANT OF PRODUCTION LICENCE WA-36-L

Production Licence WA-36-L has been granted to Chevron (TAPL) Pty Ltd, Chevron Australia Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 14 September 2009.

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

MP405*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

GRANT OF PRODUCTION LICENCE WA-37-L

Production Licence WA-37-L has been granted to Chevron (TAPL) Pty Ltd, Chevron Australia Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 14 September 2009.

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

MP406*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

GRANT OF PRODUCTION LICENCE WA-38-L

Production Licence WA-38-L has been granted to Chevron (TAPL) Pty Ltd, Chevron Australia Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 14 September 2009.

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

MP407*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

GRANT OF PRODUCTION LICENCE WA-39-L

Production Licence WA-39-L has been granted to BP Exploration (Alpha) Ltd, Chevron (TAPL) Pty Ltd, Chevron Australia Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 14 September 2009.

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

MP408*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

GRANT OF PRODUCTION LICENCE WA-40-L

Production Licence WA-40-L has been granted to BP Exploration (Alpha) Ltd, Chevron (TAPL) Pty Ltd, Chevron Australia Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 14 September 2009.

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

MP409*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 10

Geothermal Exploration Permit GEP 10 has been granted to BHP Billiton Worsley Alumina Pty Ltd and Green Rock Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP410*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 11

Geothermal Exploration Permit GEP 11 has been granted to BHP Billiton Worsley Alumina Pty Ltd and Green Rock Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP411*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 12

Geothermal Exploration Permit GEP 12 has been granted to BHP Billiton Worsley Alumina Pty Ltd and Green Rock Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP412*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 13

Geothermal Exploration Permit GEP 13 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP413*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 14

Geothermal Exploration Permit GEP 14 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP414*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 15

Geothermal Exploration Permit GEP 15 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP415*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 16

Geothermal Exploration Permit GEP 16 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP416*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 17

Geothermal Exploration Permit GEP 17 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP417*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 18

Geothermal Exploration Permit GEP 18 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP418*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 19

Geothermal Exploration Permit GEP 19 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP419*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 20

Geothermal Exploration Permit GEP 20 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP420*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF GEOTHERMAL EXPLORATION PERMIT GEP 21

Geothermal Exploration Permit GEP 21 has been granted to New World Energy Limited to have effect for a period of six (6) years from and including 11 September 2009.

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

MP421*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

RENEWAL OF PETROLEUM RETENTION LEASE WA-5-R (R3)

Renewal of Petroleum Retention Lease WA-5-R (R3) has been granted to Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 15 September 2009 for a period of five years.

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

MP422*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

RENEWAL OF PETROLEUM RETENTION LEASE WA-19-R (R1)

Renewal of Petroleum Retention Lease WA-19-R (R1) has been granted to Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 15 September 2009 for a period of five years.

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

MP423*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

RENEWAL OF PETROLEUM RETENTION LEASE WA-20-R (R1)

Renewal of Petroleum Retention Lease WA-20-R (R1) has been granted to Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 15 September 2009 for a period of five years.

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

MP424*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

RENEWAL OF PETROLEUM RETENTION LEASE WA-21-R (R1)

Renewal of Petroleum Retention Lease WA-21-R (R1) has been granted to Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 15 September 2009 for a period of five years.

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

MP425*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

RENEWAL OF PETROLEUM RETENTION LEASE WA-22-R (R1)

Renewal of Petroleum Retention Lease WA-22-R (R1) has been granted to BP Exploration (Alpha) Ltd, Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 15 September 2009 for a period of five years.

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

MP426*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

RENEWAL OF PETROLEUM RETENTION LEASE WA-23-R (R1)

Renewal of Petroleum Retention Lease WA-23-R (R1) has been granted to BP Exploration (Alpha) Ltd, Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 15 September 2009 for a period of five years.

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

MP427*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

RENEWAL OF PETROLEUM RETENTION LEASE WA-24-R (R1)

Renewal of Petroleum Retention Lease WA-24-R (R1) has been granted to BP Exploration (Alpha) Ltd, Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Limited and Shell Development (Australia) Proprietary Limited to have effect from and including 15 September 2009 for a period of five years.

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

MP428*

MINING ACT 1978

INSTRUMENT OF EXEMPTION OF LAND

Extension of Period

The Minister for Mines and Petroleum, pursuant to the powers conferred by Section 19 of the *Mining Act 1978*, hereby extends for a period of two years expiring on 27 October 2011, the exemption granted on 28 October 2005 and published in the *Government Gazette* dated 11 November 2005, of that portion of the exemption area described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) from Divisions 1 to 5 of Part IV of the *Mining Act 1978*.

Description of Land

Land designated S19/234 in the Tengraph electronic plan of the Department of Mines and Petroleum. A geospatial description is filed at page 08 of Department of Mines and Petroleum File No A0730/200302.

Locality

Doctors Creek—Derby.

Dated at Perth this 7th day of September 2009.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

MP429*

MINING ACT 1978 INTENTION TO FORFEIT

Department Mines and Petroleum, 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 licences and leases is paid on or before 19 October 2009 it is the intention of the Minister for Mines and Petroleum under the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* to forfeit such for breach covenant, being non-payment of rent.

DIRECTOR GENERAL

Number	Minerald Field		
	EXPLORATION LICENCE		
08/1835	Gianni, Peter Romeo	Ashburton	
15/997	Platx Ltd	Coolgardie	
51/348	Mercator Gold Australia Pty Ltd	Murchison	
52/1612	Gemstar Diamonds Ltd	Peak Hill	
53/1278	Woodbine Aviation Pty Ltd	East Murchison	
59/1255	WCP Resources Ltd	Yalgoo	
59/1315	Broken Range NL	Yalgoo	
63/839	Acclaim Exploration NL	Dundas	
63/840	Acclaim Exploration NL	Dundas	
63/841	Acclaim Exploration NL	Dundas	
70/3413	Agaton Phosphate Pty Ltd	South West	
70/3415	Agaton Phosphate Pty Ltd	South West	
70/3416	Agaton Phosphate Pty Ltd	South West	
80/3196	Timespan Holdings Pty Ltd	Kimberley	
80/3255	Rad Resources Pty Ltd	Kimberley	
80/3256	Rad Resources Pty Ltd	Kimberley	
	MINING LEASE		
20/212	Mercator Gold Australia Pty Ltd	Murchison	
38/559	French, Donald Victor	Mt Margaret	
38/844	Maynard, Allen John	Mt Margaret	
40/6	Dwyer, Gregory	North Coolgardie	
51/31	Mercator Gold Australia Pty Ltd	Murchison	
51/92	Mercator Gold Australia Pty Ltd	Murchison	
51/280	Mercator Gold Australia Pty Ltd	Murchison	
51/422	Mercator Gold Australia Pty Ltd	Murchison	
51/423	Mercator Gold Australia Pty Ltd	Murchison	
51/424	Mercator Gold Australia Pty Ltd	Murchison	
51/427	Mercator Gold Australia Pty Ltd	Murchison	
51/484	Atkins, Colin Ross	Murchison	
51/501	Mercator Gold Australia Pty Ltd	Murchison	
51/539	Mercator Gold Australia Pty Ltd	Murchison	
80/227	Vuk, Stjepan	Kimberley	

PARLIAMENT

PA401*

LOCAL GOVERNMENT ACT 1995

CITY OF JOONDALUP CATS LOCAL LAW 2008

Disallowance of Local Law

It is hereby notified for public information that the Legislative Council has disallowed the following Exemption Order made under the City of Joondalup Cats Local Law 2008—

City of Joondalup Cats Local Law 2008 published in the Gazette on 2 April 2009 and tabled in the Legislative Council on 8 April 2009 under the Local Government Act 1995, be and is hereby disallowed.

Disallowance is effective on and from Tuesday, 15 September 2009.

Date: 15 September 2009.

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT Shire of Broome

Town Planning Scheme No. 4—Amendment No. 49

Ref: 853/7/2/4 Pt 49

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 Broome local planning scheme amendment on 2 September 2009 for the purpose of excising portion of Reserve No. 14551 from the Parks and Recreation Reserve and including it in the Residential zone "R40" code area and modifying the Scheme map accordingly.

G. T. CAMBELL, Shire President. K. R. DONOHOE, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Dardanup

Town Planning Scheme No. 3—Amendment No. 152

Ref: 853/6/9/6 Pt152

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 Dardanup local planning scheme amendment on 7 September 2009 for the purpose of—

- 1. Deleting Clause 3.4.1 and inserting the following—
 - For development and/or subdivision of grouped dwellings in the "Residential" zone, Council may, in a particular case but only where sewerage is available, modify the development standards to the R20 Code requirements. In assessing proposals Council will have regard to access, servicing, topography, drainage, amenity and any other matters Council considers appropriate.
- 2. Inserting Clause 3.4.5 as the following—
 - (a) Where a lot has a split density code, Council may permit the development of grouped dwellings and/or subdivision at the higher density code providing—
 - (i) the development site shall have a minimum frontage of 40m; and
 - (ii) the proposed development shall have only one crossover from the public street; and
 - (iii) the proposed development shall have a minimum of two dwellings fronting and overlooking the public street.
 - (b) Where grouped dwellings are proposed under Clause 3.4.5(a) on a development site with a minimum frontage of 55m, an additional crossover from the public street may be permitted.
 - (c) Where grouped dwellings are proposed under Clause 3.4.5(a) and the development cannot reasonably meet the required criteria due to exceptional circumstances, the Council may, in a particular instance, vary the provisions under Clause 3.4.5.
 - (d) Determination of the nature of "exceptional circumstances" under Clause 3.4.5(c), is at the discretion of Council.
- 3. Amending Appendix X—Density Bonus Scheme Exclusion Areas to include Lots 1, 226, 225,126 and 127 Bobin St, Eaton.

APPENDIX X—DENSITY BONUS SCHEME EXCLUSION AREAS

The provisions of 3.4.2 and 3.4.2 will not apply to the land identified below

Locality Street		Land Description	
Eaton	Bobin Street	Lots 1, 226, 225, 126 and 127	

- 4. Recoding portions of Eaton from "Residential R12.5" to "Residential R12.5/R40" as shown on the Scheme Amendment Map.
- 5. Recoding portions of Eaton from "Residential R12.5" to "Residential R12.5/R30" as shown on the Scheme Amendment Map.
- 6. Rezoning Lot 124 Castieau Street, Burekup from "General Farming" to "Residential R12.5".
- 7. Remove Lots 65 to 68 Russell Road, Burekup from the "Special Development Area".

- 8. Removing the Lots south of Castieau Street, Burekup from the "Residential Development Area" as shown on the Scheme Amendment Map.
- 9. Recoding Lots 7, 10, 55 Ferguson Road, Lots 102, 9, 1, 2, 17, 51, 50, 3 Doolan Street, Lots 56, 1, 4 Little Street, Lots 18, 15, 14, 39-41 Hayward Street, Lots 27, 30 Clearys Road and Lot 56 Mitchell Way, Dardanup from "Residential R12.5" to "Residential R30".
- 10. Removing the lots in Dardanup between Hayward Street and Clearys Road from the "Residential Development Area" as shown on the Scheme Amendment Map.
- 11. Removing the lots in Dardanup between Charlotte Street, Clearys Road and Ferguson Road from the "Special Development Area" as shown on the Scheme Amendment Map.
- 12. Rezoning Lot 108 Castieau Street, Burekup from "Residential R12.5" to "Public Utilities".
- 13. Amending the Scheme Map accordingly.

B. G. DAY, President. M. L. CHESTER, Chief Executive Officer.

PI403*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Cuballing

Town Planning Scheme No. 2—Amendment No. 2

Ref: 853/4/9/2 Pt 2

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 Cuballing local planning scheme amendment on 12 August 2009 for the purpose of rezoning Lot 3111 (Reserve 49201) Andover Street, Cuballing from Public Purpose Reserve to Rural Townsite R10.

T. H. WITTWER, Shire President. P. T. NAYLOR, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RG401*

LIQUOR CONTROL ACT 1988

LIQUOR APPLICATIONS

The following is a summary of applications received under the Liquor Control Act 1988 (the Act) 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, 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
APPLICATI	ON FOR THE GRANT O	F A LICENCE	
13059	Ian Alistair Crab	Application for the grant of a Producers licence in respect of premises situated in Karridale and known as Wychwood Vineyard	20/10/2009
APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
34561	Trinity Flame Pty Ltd	Application for the grant of an Extended Trading Permit (Ongoing Hours) in respect of premises situated in Kalgoorlie and known as The Exchange Hotel	1/10/2009
34060	Paul Anthony Dixon & Dianne Kelly	Application for the grant of an Extended Trading Permit (Ongoing Hours) in respect of premises situated in Carnarvon and known as Sandhurst Tavern	30/09/2009

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIO 298042	ON TO ADD, VARY OR Trinity Flame Pty Ltd	CANCEL A CONDITION OF LICENCE Application to add, vary or cancel a condition of the Tavern licence in respect of premises situated in Kalgoorlie and known as The Exchange Hotel	1/10/2009

This notice is published under section 67(5) of the Act.

Dated: 16 September 2009.

B. A. SARGEANT, Director of Liquor Licensing.

REGIONAL DEVELOPMENT

RD401

REGIONAL DEVELOPMENT COMMISSIONS ACT 1993

APPOINTMENTS

It is hereby notified for general information that the Minister for Regional Development has approved the following appointments in accordance with Part 3 of the Regional Development Commissions Act 1993.

SOUTH WEST DEVELOPMENT COMMISSION Board of Management

- Cr Wade De Campo as a local government representative for a two-year term expiring 30 June 2011.
- Cr Bradley Day as a local government representative for a three-year term expiring 30 June 2012.
- Mr Stephen Harrison as Chairman and ministerial representative for a three-year term expiring 30 June 2012.
- · Mr Stan Liaros as a ministerial representative for a three-year term expiring 30 June 2012.
- · Mr David Trench as Deputy Chairman.

Hon. BRENDON GRYLLS, MLA, Minister for Regional Development.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the Estate of Guy Toler Sadleir, late of Hollywood Village, Monash Avenue, Nedlands, 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 above named Deceased who died on 18 August 2008, are required by the Executors Michael Peter Workman of 7 Ainslie Road, North Fremantle, WA 6159 and Jocelyn Mary Workman of 40 Ord Street, Nedlands WA 6009 as the grantees of the Probate of the Will of the deceased, to send particulars of their claims to the Executors on or before 18 October 2009, after which date the Executors may convey or distribute the assets having regard only to the claims of which they have notice.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Maria Di Giulio, late of 18 Surrey Street, Dianella, 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 13 June 2009 at Sir Charles Gairdner Hospital, Nedlands, are required by the executors of the estate, Anna Astone and Franco Di Giulio of c/o Lynn & Brown Lawyers, PO Box 1114, Morley WA 6943 to send particulars of their claims to him by 30 October 2009, after which date the executors may convey or distribute the assets of the estate, having regard only to the claims of which they then have notice.

ZX403*

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 18/10/2009 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Boers, Johan, late of 5 Balfour Street, Kalgoorlie, died 8.08.2009 (DE19860666EM13)

Chiomey, William, late of Craigville Nursing Home, 1 French Road, Melville, died 3.08.2009 (DE33068931EM110)

Dawson, Patricia Joy, late of 24 Kalangedy Drive, Riverton, died 9.09.2009 (DE19900705EM213)

Eland, Lillian Margaret Morgan, late of St Andrew's, 20 Burwood Road, Balcatta, died 30.06.2009 (DE19672485EM214)

Gosling, Alice Edith, late of Unit 13, 46 Fifth Street, Bicton, died 4.07.2009 (DE33013492EM13)

Greer, Frances Adelaide, late of 224 Swan Street, Guildford, died 22.08.2009 (DE19962427EM16)

 $Hadley, Gertrude\ Elsie,\ late\ of\ 303\ Red\ Brook\ Circle,\ Morangup,\ died\ 20.08.2009\ (DE19913376EM36)$

Hall, Peter, late of 4/2 Britannia Place, Boulder, died 12.07.2009 (DE19765048EM27)

Herman, Daryl John, late of 86 Bridgewater Drive, Kallaroo, died 24.03.2007 (DE20001531EM32)

Hogan, Esme Eileen, late of Unit 106 North Terrace, Rowethorpe Village, River Gum Drive, Bentley, Died 19.08.2009 (DE19610472EM37)

Jeffery, Edna Mary, late of Peter Arney Home, 1 Gentilli Way, Salter Point, died 29.06.2009 (DE19842943EM17)

Lumbus, Patricia Clare, late of Unit 1, 6 Merope Close, Rockingham, died 27.08.2009 (DE19831714EM35)

McCallan, Dorcas Lois, late of Rowethorpe, Trinity Lodge, 4-10 Hayman Road, Bentley, died 15.07.2009 (DE20002887EM16)

Plint, Charles Edward, late of Craigwood Green, 29 Gardner Street, Como, died 26.07.2009 (DE33021365EM213)

Tolloy, Paula, late of Brightwater "Estuary", 35 Hudson Drive, Dudley, died 1.08.2009 (DE19990930EM24)

Troon, Irene Jean, late of Craigmont Waters, Third Avenue East, Maylands, died 13.08.2009 (DE20012117EM15)

Tuppin, Norman Joseph, late of Edmund House, 12 Barrett Street, Wembley, died 3.04.2009 (DE33074083EM17)

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

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