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GOVERNMENT  
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CONTENTS

PART 1

	Page
Port Authorities Act 1999—Port Authorities Amendment Regulations (No. 4) 2009 .....	4068
Proclamations—Marine and Harbours Act 1981 (2 notices).....	4067
Road Traffic Act 1974—Road Traffic (Infringements) Amendment Regulations (No. 2) 2009 .....	4069

PART 2

Corrective Services .....	4070
Deceased Estates .....	4083
Heritage.....	4070
Local Government.....	4071
Minerals and Petroleum .....	4073
Parliament.....	4078
Planning .....	4078
Racing, Gaming and Liquor .....	4082
Salaries and Allowances Tribunal .....	4082
Training.....	4083

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# — PART 1 —

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## PROCLAMATIONS

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AA101\*

**MARINE AND HARBOURS ACT 1981**

## PROCLAMATION

Western Australia

By His Excellency

*Doctor Kenneth Comninos Michael,  
Companion of the Order of Australia,  
Governor of the State of Western Australia*

[L.S.]

KENNETH COMNINOS MICHAEL  
Governor

I, the Governor, acting under the *Marine and Harbours Act 1981* section 9 and with the advice and consent of the Executive Council—

- (a) cancel the proclamation made under the *Marine and Harbours Act 1981* section 9(1) and published in the *Gazette* on 6 October 1989 p. 3721–3722;
- (b) withdraw from the Minister for Transport and revest in the Crown the land vested in the Minister for Transport under that proclamation other than the land set out in Schedule 1 to this proclamation;
- (c) vest in the Minister for Transport, as constituted by the *Marine and Harbours Act 1981* section 8(1) the land set out in Schedule 1 to this proclamation.

Given under my hand and the Public Seal of the State on 6 October 2009.

By Command of the Governor,

S. O'BRIEN, Minister for Transport.

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**Schedule 1—Mindarie Keys Marina**

Lot 11187 on Plan 16754 being the land comprised in Record of Qualified Certificate of Crown Land Title Volume LR3155 Folio 787.

Lot 3000 on Deposited Plan 44439 being the land comprised in Record of Qualified Certificate of Crown Land Title Volume LR3155 Folio 788.

AA102\*

**MARINE AND HARBOURS ACT 1981**

## PROCLAMATION

Western Australia

By His Excellency

*Doctor Kenneth Comninos Michael,  
Companion of the Order of Australia,  
Governor of the State of Western Australia*

[L.S.]

KENNETH COMNINOS MICHAEL  
Governor

I, the Governor, acting under the *Marine and Harbours Act 1981* section 9 and with the advice and consent of the Executive Council—

- (a) cancel the proclamation made under the *Marine and Harbours Act 1981* section 9(1) and published in the *Gazette* on 29 November 1996 p. 6645; and
- (b) vest in the Minister for Transport, as constituted by the *Marine and Harbours Act 1981* section 8(1) the land set out in Schedule 1 to this proclamation.

Given under my hand and the Public Seal of the State on 6 October 2009.

By Command of the Governor,

S. O'BRIEN, Minister for Transport.

**Schedule 1—Port Bouvard Marina**

Lot 300 on Deposited Plan 61850 being the land comprised in Record of Qualified Certificate of Crown Land Title Volume LR3155 Folio 538.

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**MARINE/MARITIME**

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MX301\*

Port Authorities Act 1999

## **Port Authorities Amendment Regulations (No. 4) 2009**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Port Authorities Amendment Regulations (No. 4) 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. Regulation 50 amended**

Delete regulation 50(a) and “and” after it and insert:

- (a) a fee of —
    - (i) for a pilotage exemption certificate in respect of the Port of Dampier, \$810.98;  
and
    - (ii) for a pilotage exemption certificate in respect of any other port, \$660.00;
- and

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

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**TRANSPORT**

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TR301\*

Road Traffic Act 1974

**Road Traffic (Infringements) Amendment  
Regulations (No. 2) 2009**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Infringements) 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 *Road Traffic (Infringements) Regulations 1975*.

**4. Regulation 4 amended**

In regulation 4(2) delete paragraphs (a) and (b) and “or” after paragraph (a) and insert:

- (a) the General Manager, Licensing Business Unit, Department of Transport; or
- (b) the Principal Prosecutions Officer, Prosecutions, Department of Transport; or
- (c) the Senior Prosecutions Officer, Prosecutions, Department of Transport; or
- (d) the Prosecutions Officer, Prosecutions, Department of Transport.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

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## — PART 2 —

### CORRECTIVE SERVICES

CS401\*

#### COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

##### PERMIT DETAILS

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

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Howell	Che Marie	CS10-495	09/10/2009	09/10/2009	30/07/2011

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

BRIAN LAWRENCE, CSCS Contract Manager.

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Commissioner of the Department of Corrective Services has revoked the following Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Weston	Christine Susan	CS9-185	07/10/2009

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

BRIAN LAWRENCE, CSCS Contract Manager.

### HERITAGE

HR401\*

#### HERITAGE OF WESTERN AUSTRALIA ACT 1990

##### PART 6—ENFORCEMENT

##### SECTION 59

##### CONSENT CONSERVATION ORDER

The seabed area surrounding the Long Jetty, Bathers Bay, Fremantle

Whereas—

In my opinion it is necessary and desirable to provide special protection in respect of the seabed area surrounding the Long Jetty, Bathers Bay, Fremantle, being unallocated Crown land and containing a portion of Lot 300 on Deposited Plan 49868 being part of the land contained in Crown Land Title Volume 3136 Folio 977 and a portion of other unnumbered unallocated Crown land together as is shown within the boundary defined by the Heritage Council of Western Australia Survey Drawing No. 18586 prepared 4 June 2009 by Midland Survey Services, being the area enclosed within the boundary defined by the coordinates (Datum GDA 1994) 115.731652 ° long -32.059335 ° lat, 115.731611 ° long -32.06038 ° lat, 115.739351 ° long -32.060298 ° lat, 115.741605 ° long -32.058793 ° lat, 115.741416 ° long -32.058119 ° lat, and 115.7401 ° long -32.059205 ° lat (“the place”), which is part of a Maritime Archaeological Site declared by the Director of the Western Australian Museum pursuant to Section 4(1)(b) of the *Maritime Archaeology Act 1973* on 19 May 2008, notice of which declaration was published in the

*Government Gazette* for 22 August 2008 at page 3672, and by reason of the likelihood of imminent damage to the place a specific prohibition is urgently necessary,  
now pursuant to section 59(2)(a) of the *Heritage of Western Australia Act 1990*, I, The Hon. G M (John) Castrilli, MLA, Minister for Local Government; Heritage; Citizenship and Multicultural Interests, administering the *Heritage of Western Australia Act 1990*, HEREBY PROHIBIT, except with my authority—

- (a) the intentional or negligent demolition, damage or alteration of the place or any portion of the place, or any building or structure on the place; and
- (b) the intentional or negligent carrying out of any activity that may detrimentally affect the cultural heritage characteristics of the place.

Dated the 21st day of September 2009.

G. M. (JOHN) CASTRILLI, MLA, Minister for Local Government;  
Heritage; Citizenship and Multicultural Interests.

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## LOCAL GOVERNMENT

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LG401\*

### LOCAL GOVERNMENT ACT 1995

*City of Albany*  
(Basis of Rates)

Department of Local Government.

DLGRD: AL5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 1 August 2009.

JENNIFER MATHEWS, Director General.

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### SCHEDULE

#### ADDITION TO GROSS RENTAL VALUE AREA

##### CITY OF ALBANY

All those portions of land being Lot 1 as shown on Diagram 28112 and Lots 201 to 258 inclusive, Lots 269 to 292 inclusive, Lots 295 to 301 inclusive, Lots 351 to 356 inclusive, Lot 374, Lots 385 to 393 inclusive, Lots 395 to 411 inclusive, Lot 9000 and Lot 9001 as shown on Deposited Plan 61739.

LG402\*

### LOCAL GOVERNMENT ACT 1995

*Shire of Irwin*  
(Basis of Rates)

Department of Local Government.

DLGRD: I5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 2 July 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE  
ADDITION TO GROSS RENTAL VALUE AREA  
SHIRE OF IRWIN

All those portions of land being Lots 199 to 207 inclusive, Lots 210 to 243 inclusive, Lot 251, Lot 252 and Lot 9500 as shown on Deposited Plan 57285.

**LG403\***

**LOCAL GOVERNMENT ACT 1995**

*City of Rockingham*

(Basis of Rates)

Department of Local Government.

DLGRD: RK5-4#05

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 10 August 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE  
ADDITION TO GROSS RENTAL VALUE AREA  
CITY OF ROCKINGHAM

All those portions of land being Lot 10 as shown on Plan 7531; Lot 112 as shown on Deposited Plan 52600; Lots 2 to 16 inclusive, Lot 45, Lot 46 and Lots 67 to 70 inclusive as shown on Deposited Plan 60373; Lots 1234 to 1239 inclusive, Lots 1310 to 1331 inclusive, Lots 1341 to 1366 inclusive, Lots 1455 to 1461 inclusive and Lot 9020 as shown on Plan 62504 and Lots 80 to 90 inclusive and Lots 702 to 704 inclusive as shown on Plan 63470.

**LG501\***

**BUSH FIRES ACT 1954**

*Shire of Kalamunda*

FIREBREAK NOTICE TO ALL OWNERS AND OCCUPIERS OF LAND

As a measure to assist in the control of bush fires, or preventing the spread or extension of a bush which may occur, all owners and occupiers of land within the Shire's district are required before the 1st day of December in each year, or within 14 days of becoming the owner or occupier of land if after that date, to clear firebreak or take measures in accordance with this notice and maintain those firebreaks and measures in accordance with this notice up to and include the 31st day of March in the following year.

Pursuant to Section 33 of the *Bushfires Act 1954* you are hereby required to clear of flammable material firebreaks not less than 3 meters in width, and 4 meters in height, immediately inside all external boundaries of any lot or occupied by you of situated within the Shire of Kalamunda. Such a firebreak may be constructed by one or more of the following methods;

PLOUGHING, CULTIVATING, SCARIFYING, RAKING, BURNING, CHEMICAL SPRAYING  
OR OTHER APPROVED METHOD.

**SUBURBAN PROPERTIES ZONED RESIDENTIAL**

If your land is in an urban area and is less than 4,000 square meters (1 acre)—

- Slash or mow all grass, to a height no greater than 5cm
- Clear a three (3) metre wide firebreak by removing inflammable matter inside all external boundaries
- Clear away overhanging branches and shrubs around all building to create a safety buffer zone
- Clear building roofs and gutters of inflammable material
- Clear all dead inflammable material to a height no greater than 5cm



**SEMI-RURAL PROPERTIES ZONED SPECIAL RURAL**

If your land is in a Special Rural or Rural area or is more than 4,000 square meters (1 acre)—

- Clear a three (3) metre wide firebreak by removing all dead inflammable material around all external boundaries of each property
- All firebreaks area to be maintained vertically to a height of four (4) metres to allow access for emergency vehicles
- Clear a ten (10) meter wide fuel free zone around haystacks and fuel tank storage areas
- Clear away overhanging branches and shrubs around all building to create a safety buffer zone
- Clear building roofs and gutters of inflammable material
- Clear all dead inflammable material to a height no greater than 5cm

**LIVESTOCK**

If the land is stocked, the livestock must graze the grass down so the grass is no greater than 5 cms high prior to the end of December of that year.

**FUEL DUMPS**

On all land where fuel drum ramps are located and where fuel dumps, whether containing fuel or not, are stored, clear and maintain a firebreak at least 10 metres wide around any drum, ramp or stack of drums.

**HAY STACKS**

Clear and maintain a firebreak at least 3 metres wide completely surrounding any haystack on the land, within 60 metres of the haystack.

**ALTERNATIVE FIREBREAKS**

Should you consider it to be impracticable for any reason to clear firebreaks or remove inflammable material from the land as required by this notice, you may apply to the Council in writing on or before the 15 November, 2009, for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land. If permission is not granted in writing by the Council prior to 2 December 2009, you shall comply with the requirements of this notice.

**COMPLIANCE**

Where the owner or occupier of the land who has received notice, fails or neglects to comply with the requisitions within the time specified, the Shire of Kalamunda may, by its officers and with such servants, workmen and contractors, vehicles and machinery as the officers deem fit, enter upon the land and carry out the requisitions of the notice which have not been complied with. The amount of any costs and expenses incurred shall be recovered from you as the owner-occupier of the land.

**FIREBREAK CONSTRUCTION**

Without affecting the generality of any other provision herein requiring trafficable firebreaks, all firebreaks required by this order on properties greater than 5 hectares in area shall be constructed and maintained in a condition trafficable by 4 wheel drive vehicles. Overhanging trees abutting firebreaks shall be pruned to minimise accumulation of litter and to allow unimpeded access to vehicles up to 4 metres high.

**BURNING**

The requirements of this notice to provide a firebreak, other than an alternative or strategic firebreak may be carried out by burning. That burning must be in accordance with the relevant provisions of the *Bushfires Act 1954*.

By Order of the Council,

JAMES TRAIL, Chief Executive Officer,  
Shire of Kalamunda.

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**MINERALS AND PETROLEUM**

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MP401\*

Commonwealth of Australia

**OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006**

(Section 275)

**CANCELLATION OF PETROLEUM EXPLORATION PERMIT WA-372-P**

I, William Lee Tinapple, Executive Director Petroleum and Environment Division, delegate of the Designated Authority in respect of the offshore area of the State of Western Australia and on behalf of the Commonwealth—Western Australia Offshore Petroleum Joint Authority, hereby cancel

Petroleum Exploration Permit WA-372-P, of which Holloman Oil & Gas Ltd are the registered holders, on the grounds of—

Non compliance with Condition 1 (work commitments) of Petroleum Exploration Permit No. WA-372-P

Dated at Perth this 9th day of October 2009.

W. L. TINAPPLE, Delegate of the Designated Authority.

Pursuant to the Instrument of Delegation dated 2 February 2009.

For and on Behalf of the Commonwealth—

Western Australia Offshore Petroleum Joint Authority.

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**MP402\***

Commonwealth of Australia

**OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006**

(Section 275)

**CANCELLATION OF PETROLEUM EXPLORATION PERMIT WA-373-P**

I, William Lee Tinapple, Executive Director Petroleum and Environment Division, delegate of the Designated Authority in respect of the offshore area of the State of Western Australia and on behalf of the Commonwealth—Western Australia Offshore Petroleum Joint Authority, hereby cancel Petroleum Exploration Permit WA-373-P, of which Holloman Oil & Gas Ltd are the registered holders, on the grounds of—

Non compliance with Condition 1 (work commitments) of Petroleum Exploration Permit No. WA-373-P

Dated at Perth this 9th day of October 2009.

W. L. TINAPPLE, Delegate of the Designated Authority.

Pursuant to the Instrument of Delegation dated 2 February 2009.

For and on Behalf of the Commonwealth—

Western Australia Offshore Petroleum Joint Authority.

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**MP403\***

Commonwealth of Australia

**OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006**

(Section 275)

**CANCELLATION OF PETROLEUM EXPLORATION PERMIT WA-395-P**

I, William Lee Tinapple, Executive Director Petroleum and Environment Division, delegate of the Designated Authority in respect of the offshore area of the State of Western Australia and on behalf of the Commonwealth—Western Australia Offshore Petroleum Joint Authority, hereby cancel Petroleum Exploration Permit WA-395-P, of which Holloman Oil & Gas Ltd are the registered holders, on the grounds of—

Non compliance with Condition 1 (work commitments) of Petroleum Exploration Permit No. WA-395-P

Dated at Perth this 9th day of October 2009.

W. L. TINAPPLE, Delegate of the Designated Authority.

Pursuant to the Instrument of Delegation dated 2 February 2009.

For and on Behalf of the Commonwealth—

Western Australia Offshore Petroleum Joint Authority.

**MP404\*****PETROLEUM PIPELINES ACT 1969****VARIATION OF PIPELINE LICENCE**

Pipeline Licence PL 40 held by, DBNGP (WA) Nominees Pty Limited has been varied by instrument of Variation 6P/09-0, to authorise the Licensee to design, construct, operate and maintain a gas metering station and a custody transfer point within the Dampier to Bunbury Natural Gas Pipeline corridor, for gas supply to the Horizon Power Station located in Onslow via BHP Billiton's Griffin Pipeline, has been approved.

MARK GABRIELSON, Acting Executive Director,  
Petroleum and Environment Division.

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**MP405\*****PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967****RENEWAL OF PRODUCTION LICENCE L10 (R1)**

Renewal of Production Licence L10 (R1) has been granted to Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Ltd and Santos Offshore Pty Ltd to have effect from and including 9 October 2009 for a period of twenty one (21) years.

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

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**MP406\*****PETROLEUM (SUBMERGED LANDS) ACT 1982****RENEWAL OF PETROLEUM PRODUCTION LICENCE TL/3 (R1)**

Renewal of Petroleum Production Licence TL/3 (R1) has been granted to Chevron Australia Pty Ltd, Chevron (TAPL) Pty Ltd, Mobil Australia Resources Company Pty Ltd and Santos Offshore Pty Ltd to have effect from and including 9 October 2009 for a period of twenty one (21) years.

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

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**MP407\*****PETROLEUM PIPELINES ACT 1969****VARIATION OF PIPELINE LICENCE**

Pipeline Licence PL47 held by, DBNGP (WA) Transmission Pty Limited has been varied by instrument of Variation 5P/09-0, to authorise the Licensee to design, construct, test, maintain and operate offtake, metering station and custody transfer point to the Western Energy Power Station at DBNGP Compressor Station 10 on the Dampier to Bunbury Natural Gas Pipeline.

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

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**MP408\*****MINING ACT 1978****FORFEITURE**

Department of Mines and Petroleum  
100 Plain Street  
East Perth WA 6004.

I hereby declare in accordance with the provisions of section 99(1)(a) of the *Mining Act 1978* that the undermentioned exploration licences are forfeited for breach of covenant, being failure to comply with the prescribed expenditure condition, with prior right of application being granted to the applicant for forfeiture under section 100(2).

NORMAN MOORE MLC, Minister for Mines and Petroleum.

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Number	Holder	Mineral Field
EXPLORATION LICENCES		
09/1200	William Robert Richmond Goldlaw Pty Ltd	Gascoyne
09/1201	William Robert Richmond Goldlaw Pty Ltd	Gascoyne

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**MP409\*****MINING ACT 1978**  
**FORFEITURE**

Department of Mines and Petroleum,  
100 Plain Street,  
East Perth WA 6004.

I hereby declare in accordance with the provisions of section 99(1)(a) of the *Mining Act 1978* that the undermentioned exploration licence is forfeited for breach of covenant, being failure to comply with the prescribed expenditure condition, with prior right of application being granted to the applicant for forfeiture under section 100(2).

NORMAN MOORE MLC, Minister for Mines and Petroleum.

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Number	Holder	Mineral Field
EXPLORATION LICENCE		
09/1247	William Robert Richmond Goldlaw Pty Ltd	Gascoyne

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**MP411\*****MINING ACT 1978**  
**FORFEITURE**

Department of Mines and Petroleum,  
East Perth WA 6004.

I hereby declare in accordance with the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* that the undermentioned mining tenements are forfeited for the non-lodgement of the annual Operations Report (Form 5).

NORMAN MOORE MLC, Minister for Mines and Petroleum.

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Number	Holder	Mineral Field
EXPLORATION LICENCE		
08/1351	Deacon Nominees Pty Ltd Bambi Pty Ltd	Ashburton
MINING LEASE		
15/370	The Public Trustee	Coolgardie

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**MP410\*****MINING ACT 1978**  
**FORFEITURE**

Department of Mines and Petroleum,  
100 Plain Street,  
East Perth WA 6004.

I hereby declare in accordance with the provisions of section 96A(1) of the *Mining Act 1978* that the undermentioned exploration licences are forfeited for breach of covenant being failure to comply with the prescribed expenditure conditions.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
EXPLORATION LICENCES		
77/998	St Barbara Ltd	Yilgarn
77/1050	St Barbara Ltd	Yilgarn

**MP412\*****MINING ACT 1978**  
**RESTORATION OF MINING LEASE**

Department of Mines and Petroleum,  
100 Plain Street,  
East Perth WA 6004.

In accordance with section 97A(8) of the *Mining Act 1978*, I hereby cancel the forfeiture of the undermentioned mining lease previously forfeited for non payment of a penalty imposed pursuant to section 97(5) of the Act for non compliance with the minimum reporting requirement for the year ending 30 September 2007, and restore the mining lease to the former holders.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
MINING LEASE		
15/1432	Focus Minerals Ltd Focus Operations Pty Ltd	Coolgardie

**MP413\*****MINING ACT 1978**  
**RESTORATION OF MINING LEASE**

Department of Mines and Petroleum,  
100 Plain Street,  
East Perth WA 6004.

In accordance with section 97A(8) of the *Mining Act 1978*, I hereby cancel the forfeiture of the undermentioned mining lease previously forfeited for the non-payment of the annual prescribed rent, and restore the mining lease to the former holder.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
MINING LEASE		
16/167	Robert Fenton	Coolgardie

**MP414\*****MINING ACT 1978**  
**RESTORATION OF MINING LEASE**

Department of Mines and Petroleum,  
100 Plain Street,  
East Perth WA 6004.

In accordance with section 97A(8) of the *Mining Act 1978*, I hereby cancel the forfeiture of the undermentioned mining lease previously forfeited for non payment of a penalty imposed pursuant to section 97(5) of the Act for failure to lodge a report on operations (Form 5) for the year ending 13 June 2007 within the prescribed period, and restore the mining lease to the former holder.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
MINING LEASE		
45/451	Hardrock Minerals Pty Ltd	Pilbara

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## PARLIAMENT

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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-Eighth Parliament.

Title of Act	Date of Assent	Act No.
Road Traffic Amendment (Hoons) Act 2009	6 October 2009	23 of 2009

Dated 9 October 2009.

MALCOLM PEACOCK, Clerk of the Parliaments.

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## PLANNING

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PI401\*

## PLANNING AND DEVELOPMENT ACT 2005

## METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1159/41

## BELMONT RACECOURSE REDEVELOPMENT

## Outcome of Amendment

It is hereby notified for public information that the Belmont Racecourse Redevelopment amendment to the Metropolitan Region Scheme has been submitted before both Houses of Parliament in accordance with the provisions of section 41 of the *Planning and Development Act 2005*.

This amendment, as depicted on Western Australian Planning Commission plan number 3.2275, is effective in the Metropolitan Region Scheme on and from 18 September 2009.

By virtue of section 126(1) of the *Planning and Development Act 2005*, the Town of Victoria Park Town Planning Scheme No. 1 is amended to give effect to the reservations included in MRS Amendment 1159/41.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

PI402\*

## PLANNING AND DEVELOPMENT ACT 2005

## AMENDMENT 016/57 TO THE PEEL REGION SCHEME

## (Minor Amendment)

## SPECIAL CONTROL AREA NO. 2

## GORDON ROAD WASTEWATER TREATMENT PLANT ODOUR BUFFER

## Call for Public Submissions

The Western Australian Planning Commission intends to amend the Peel Region Scheme in relation to land located in the City of Mandurah and is seeking public comment.

The amendment proposes to—

- establish the Gordon Road Wastewater Treatment Plant Odour Buffer as a Special Control Area in the Peel Region Scheme (PRS); and
- introduce provisions in the PRS scheme text, to give statutory effect to the odour buffer and associated planning requirements.

The Western Australian Planning Commission (WAPC) hereby certifies that, in its opinion, the amendment does not constitute a substantial alteration to the Peel Region Scheme.

The plans showing the proposed change and the WAPC amendment report which explains the proposal will be available for public inspection from Friday 16 October to Wednesday 16 December 2009 at the following places—

- Department of Planning, 469 Wellington Street, Perth
- Department of Planning (Peel Region Office), Unit 2B 11-13 Pinjarra Road, Mandurah
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Mandurah Municipal Offices, 3 Peel Street, Mandurah

Documents are also available from the Planning WA website : [www.planning.wa.gov.au](http://www.planning.wa.gov.au).

Any person who wishes to make a submission either supporting, objecting or providing comment on any provision of the proposed amendment should do so on a submission form (Form 57). These submission forms are available from the display locations, the *amendment report* and the internet.

Submissions must be lodged with the Secretary, Western Australian Planning Commission, Unit 2B, 11-13 Pinjarra Road, Mandurah WA 6210 on, or before 5.00pm **Wednesday, 16 December 2009**.

Late submissions will not be considered.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

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**PI403\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**GREATER BUNBURY REGION SCHEME AMENDMENT 0007/57**  
**SOUTHERN SEAWATER DESALINATION PLANT**  
Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Greater Bunbury Region Scheme (GBRS) for land in the local government of Harvey and is seeking public comment.

This amendment proposes to rezone Part Lot 8 Binningup Rd, Binningup & Part Lot 554, Honeymoon Rd, Warawarrup from Rural zone to Public Purposes—Public Utilities reservation, as outlined in the WAPC amendment report.

The WAPC certifies that, in its opinion, the proposed amendment does not constitute a substantial alteration to the GBRS.

The plans showing the proposed change and the WAPC amendment report which explains the proposal, will be available for public inspection from Friday 16 October 2009 to Tuesday 15 December 2009 at each of the following places—

- Western Australian Planning Commission, 469 Wellington Street, Perth
- Department of Planning, 61 Victoria Street, Bunbury
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- Municipal offices of the Shires of Harvey, Dardanup and Capel and the City of Bunbury

Documents are also available from the WAPC website [www.planning.wa.gov.au](http://www.planning.wa.gov.au) (Public Comment page).

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, 61 Victoria Street, BUNBURY, WA, 6230, on or before 5.00pm **Tuesday 15 December 2009**.

Late submissions will not be considered.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

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**PI404\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Rockingham*  
Town Planning Scheme No. 2—Amendment No. 48

Ref: 853/2/28/4 Pt 48

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 Rockingham local planning scheme amendment on the 30 September 2009 for the purpose of—

1. Inserting a new clause 4.10.11—Outline Development Plans

**4.10.11 Outline Development Plans**

4.10.11.1 A proponent in the General Industry and Special Industry Zones of the IP14 area, may choose to prepare and Outline Development Plan (“ODP”) for works, to detail proposed development, which enable a holistic approach to site development, as adopted by Council—

- (a) An ODP shall include: site dimensions, all existing and proposed buildings, access ways, car parking and loading areas, ground levels, the location, use, height. Dimension, floor area and elevations of any proposed buildings

and other works and proposed advertising signs and any other information the Council considers relevant;

- (b) The ODP shall be submitted to the Council for approval, prior to any works being carried out on the site;
- (c) In considering whether to grant approval to an ODP, the Council shall advertise the ODP for public inspection in accordance with the requirements of clause 6.3.3;
- (d) Upon receipt of an approved ODP, planning approval of the Council is not required for any development carried out in accordance with the approved ODP;
- (e) All proposed development must be carried out in accordance with an approved ODP shall require development approval of the Council pursuant to clause 6.1 and 6.2 of the Scheme;
- (f) Once approved, an ODP is valid for a period of five years from the date of approval;
- (g) Where an approved ODP exists for a site, industrial development shall be undertaken in accordance with the approved ODP;
- (h) All minor works undertaken in 6.1.4 (a) to (g) shall comply with the standards and requirements of Part 4—General Development Requirements;
- (i) Council may specify in a Planning Policy prepared and adopted in accordance with Clause 8.9, additional types of works not requiring planning approval under the Scheme. Such works may not include use or development which increases the off-site impact of industry, including risks, airborne emissions, odours, noise, vibration, or light spill or new use and development of a Use Class defined under Table No. 1—Zoning Table different to that approved for the site or uses requiring licensing; and
- (j) Once an approved ODP has expired, it is no longer valid until revised by the proponent and approved by Council.

4.10.11.2 Notwithstanding Clause 4.10.11.1, an Outline Development Plan will not be valid within the IP-14 area that is the subject of the Strategic Environment Assessment being undertaken by EPA pursuant to Part IV of the *Environmental Protection Act 1986* (EP Act) until the Minister for the Environment has issued a 'Statement that a proposal may be implemented' pursuant to the EP Act.

2. Inserting the Outline Development Plan interpretation to Schedule No. 1 as follows—

"Outline Development Plan": Means a plan prepared in accordance with clause 4.10.11 of the Scheme Text that proposes development as adopted by Council and details inter alia, with the matters raised in that clause.

3. Inserting a new sub-clause 6.1.2 (m) as follows—

6.1.2 (m) The minor works undertaken on land in the General and Special Industrial Zones of the IP14 Area (as detailed in clause 6.1.4), where such works are undertaken in accordance with an Outline Development Plan prepared in accordance with clause 4.10.11 of the Scheme.

4. Inserting a new clause 6.1.4—

**6.1.4 Minor Works in the General and Special Industry Zones of IP14 Area Not Requiring Planning Approval**

The planning approval of the Council is not required for the following minor works on land undertaken in the General and Special Industry Zones of the IP14 area where such works—

- (a) are undertaken in accordance with an approved ODP;
- (b) in the opinion of Council, involve minor alteration or modification to an approved ODP;
- (c) involve the minor rearrangement of landscaping or car parking areas provided that the overall area of landscaping or number and size of car parking bays are not diminished and are reconstructed and marked out in accordance with Council's approved engineering standards;
- (d) re-arrange, alter or renew plant (Plant includes industrial infrastructure such as tanks and associated bunding, silos, pipe work and pipe racks, conveyor belts, cooling towers, air compressors, tanker loading facilities and rigging) provided that the area of plant external to the existing building area is not increased, the capacity of the plant does not exceed approved levels and hazard or risk levels are not increased offsite;
- (e) re-arrange, alter or renew a utility installation or infrastructure that is ancillary to an existing use and development;
- (f) are necessary to comply with licenses or notices issued under State Government legislation or regulations;



- (g) involve a shed or structure, not exceeding 100 square metres in floor area, which is not a driveway, carpark or loading or landscaping area, unless such areas are replaced and which—

- is not used for activities which increase the offsite impacts of the industry by virtue of the generation of risks, airborne emissions, odours, noise, vibration, or light spill;
- is used for the storage of material, equipment or machinery or the carrying out of activities associated with the construction, maintenance and similar functions.

Notwithstanding Clause 6.1.4 (a) and 6.1.4 (g), all other applicable licences or approvals are to be obtained and complied with including Council's East Rockingham Industrial Park—Environmental Planning Policy; and

Prior to the commencement of any of these works, a copy of the plans and details should be forwarded to Council for records.

B. SAMMELS, Mayor.

ANDREW HAMMOND, Chief Executive Officer.

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**PI501\***

**PLANNING AND DEVELOPMENT ACT 2005**

**GREATER BUNBURY REGION SCHEME AMENDMENTS:**

**0004/41—CAPEL EAST**

**0006/41—AREAS IDENTIFIED IN THE CAPEL TOWNSITE STRATEGY**

**Call for Public Submissions**

The Western Australian Planning Commission (WAPC) intends to amend the Greater Bunbury Region Scheme (GBRS) for land in the local government of Capel and is seeking public comment.

**0004/41—Capel East**

The purpose of this amendment is to transfer Lots 930, 4422, 1, 2563 and 21 Weld Road and Jamieson Road, Capel from Rural zoning to Urban Deferred zoning.

The subject land is zoned Rural under the GBRS and is located approximately 1.5km south-east of the Capel Town Centre. These lots comprise a total land area of approximately 54.7ha. The subject land abuts land zoned Urban to the west and land zoned Rural to the north, east and south.

**0006/41—Areas Identified in the Capel Townsite Strategy**

The purpose of this amendment is to transfer areas identified in the recently endorsed Capel Townsite Strategy from Rural zoning to Urban Deferred zoning.

The parcels of land identified are zoned Rural under the GBRS and are located in various locations surrounding the existing Capel Townsite. These lots comprise a total land area of approximately 131.7ha. These parcels of land abut land zoned Urban or are in very close proximity to it, as well as abutting other lots zoned Rural.

**Display locations**

The plans showing the proposed changes and the WAPC's amendment reports which explain the proposals, will be available for public inspection from Friday 16 October 2009 to Friday 15 January 2010 at each of the following places—

- |  |                           |
|--|---------------------------|
| • Western Australian Planning Commission<br>469 Wellington Street, Perth             | Municipal offices of the— |
| • Department of Planning, 61 Victoria Street,<br>Bunbury                             | • City of Bunbury         |
| • J S Battye Library<br>Level 3, Alexander Library Building<br>Perth Cultural Centre | • Shire of Dardanup       |
|  | • Shire of Harvey         |
|  | • Shire of Capel          |

Documents are also available from the WAPC's website [www.planning.wa.gov.au](http://www.planning.wa.gov.au) (Public Comment page).

**Submissions**

Any person who desires to make a submission to support, object or provide comment on any of the proposed amendments 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, 61 Victoria Street, BUNBURY WA 6230; on or before 5.00pm **Friday, 15 January 2010**.

Late submissions will not be considered.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

## 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 & 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
APPLICATIONS FOR THE GRANT OF A LICENCE			
13100	Pedestal Wines Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Wilyabrup and known as Pedestal Wines Pty Ltd	15.11.2009
13098	Jane Elizabeth Burchett	Application for the grant of a Special Facility licence—Caterer in respect of premises situated in The New Esplanade Hotel Perth and known as Attitude on Food	15.11.2009
13095	Harvey Horticulture Enterprises Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Harvey and known as Inly Wines	11.11.2009
13093	Taylor and Pearce Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in William St, Perth and known as The Quarter on Hay	10.11.2009
APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
34780	Simon Zaccaria and Paul Zaccaria	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Mandurah and known as Cellarbrations at Harbourside	23.10.2009
34280	The Publican Group Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Perth and known as The George	19.10.2009

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

Dated: 14 October 2009.

B. A. SARGEANT, Director of Liquor Licensing.

## SALARIES AND ALLOWANCES TRIBUNAL

SX401\*

### SALARIES AND ALLOWANCES ACT 1975

#### DETERMINATION VARIATION

The Salaries and Allowances Tribunal has been requested to make determinations in respect of the remuneration of Deputy Commissioners in the Public Sector Commission following their inclusion in the Special Division of the Public Service.

The determination of the Salaries and Allowances Tribunal made on the 3rd of April 2009 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975*, as amended from time to time, is hereby varied by a further determination, set out below—

Amend and include in Part 1 of the First Schedule the following—

Agency	Office	Remuneration
Public Sector Commission	Deputy Commissioner Strategic Policy and Planning	Group 2 Maximum

Agency	Office	Remuneration
Public Sector Commission	Deputy Commissioner Agency Support	Group 2 Minimum
Public Sector Commission	Deputy Commissioner Capability and Development	Group 2 Minimum

Dated at Perth this 8th day of October 2009.

W. S. COLEMAN AM, Chairman.  
B. J. MOORE, Member.  
Salaries and Allowances Tribunal

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## TRAINING

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TA401

### VOCATIONAL EDUCATION AND TRAINING ACT 1996

#### WEST COAST TAFE RENAMING ORDER 2009

Made by the Minister for Training under section 35(c) of the *Vocational Education and Training Act 1996*.

#### 1. Citation

This order may be cited as the *West Coast TAFE Renaming Order 2009*.

#### 2. Commencement

This order comes into operation on the day on which it is published in the *Government Gazette*.

#### 3. Renaming of college

A college known by the name, **West Coast TAFE** is continued under the name **West Coast Institute of Training**.

#### 4. Identities not affected

(1) Nothing in clause 3 is to be taken as having affected the identity of a college formerly known by the name, West Coast TAFE.

(2) A reference to a college formerly known by the name West Coast TAFE in any instrument, contract, legal proceedings or other documents made or commenced before the date on which this order comes into operation is to be read and construed as a reference to the college with the new name of West Coast Institute of Training.

Hon PETER COLLIER MLC, Minister for Training.

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## DECEASED ESTATES

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ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Allan William Hesford, late of "Parklands", Perenjori, Western Australia, Farmer, 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 3 September 2005, are required by the Executor, Edward Joseph Coonan of care of Allion Legal, Level 2, 50 Kings Park Road, West Perth, Western Australia to send particulars of their claims to him within one (1) month from the date of publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

ALLION LEGAL.

**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 1962*, relates) in respect of the estate of the late Brian Henry Finlayson McKay, late of 133 Piesse Street, Boulder, who died on 18 March 2009 are required by the personal representatives to send particulars of their claims to them care of Irdi Legal, Solicitors of 248 Oxford Street, Leederville by 16 November 2009 after which date the personal representatives may convey or distribute assets, having regard only to the claims of which they then have a 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 16 November 2009 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Blinco, Essie, late of 20 Boulder Street, Ascot, died 26.07.2009 (DE20010735EM16)

Chapman, Gladwyn Tamsin, late of Brightwater Care Group, 31 Mildenhall Street, Huntingdale, died 16.08.2009 (DE19731512EM110)

Cleal, Alan Terrance, late of 13 Tern Loop, Yangebup, died 25.05.2008 (DE19992607EM36)

Coggins, Ruth Marion, late of 3/89 Baden Street, Joondanna, died 12.09.2009 (DE33026433EM35)

Dawson, Marjorie Kate, late of Amaroo Village McMahon Caring Centre, 74 Lissiman Street, Gosnells, died 27.08.2009 (DE19750231EM27)

Harley, Joan Yvonne, late of St Andrews 20 Burwood Road, Balcatta, died 29.09.2009 (DE33015224EM15)

Johnson, George Jefferey, late of Morrison Lodge Hostel, 1A North Street, Midland, formerly of 19 Frankland Place, Jane Brook, died 22.09.2009 (DE19951993EM36)

Jones, Maureen Fay, late of 24 Alexandra Street, Rockingham, died 24.08.2009 (DE33033038EM32)

Kolodij, Barbara, late of 5 Towning Street, Embleton, died 08.09.2009 (DE19770500EM24)

McFadzean, Robert, late of 115 Leach Highway, Wilson, died 19.02.2009 (DE33054037EM36)

Poundall, Michelle Marie Joseph, late of 2 Westralia Gardens, Rockingham, died 11.09.2009 (DE19920367EM27)

Shaw, Alexander David, late of Gracewood Hostel, 3/10 Roebuck Drive, Salter Point, died 28.08.2009 (DE19701951EM36)

Sigley, Lorna Winifred, late of 95 Imperial Court, Madeley, died 11.09.2009 (DE19913888EM16)

Stafford, Ronald Edgar, late of Como House, 36-38 Talbot Avenue, Como, died 15.08.2009 (DE19920796EM38)

Stokes, Roy, late of 22 Morrison Road, Midland, died 30.09.2009 (DE30331401EM15)

Thompson, Maureen Valerie, late of Homestead Lakes Tlc Aged Care Facility, 33 Homestead Avenue, Wallington Victoria, died 5.07.2009 (DE19990790EM313)

Tomlin, John, late of Villa 25, 4 Page Road, Kelmscott, died 31.08.2009 (DE19893602EM17)

Walton, Frederick Joseph, late of 110 Star Street, Carlisle, died 18.06.2009 (DE30227988EM36)

Wood, Harry, late of St Judes Hostel, 30 Swan Street, Guildford, died 10.08.2004 (DE30297687EM213)

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

**ZX404\*****PUBLIC TRUSTEE ACT 1941****ADMINISTERING OF ESTATES**

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 16th day of October 2009.

JOHN SKINNER, Public Trustee,  
565 Hay Street, Perth WA 6000.

<b>Name of Deceased</b>	<b>Address</b>	<b>Date of Death</b>	<b>Date Election Filed</b>
Eric Alan Hovey DE19571081EM16	102 Zenobia Street, Palmyra	14 May 2009	8/10/2009