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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2009 AND NEW YEAR HOLIDAY PERIOD 2010

Publishing Dates and times	Closing Dates and Times for copy
Thursday, 24 December 2009 at 3.30 pm	Tuesday, 22 December 2009 at 12 noon
Thursday, 31 December 2009 at 3.30 pm	Thursday, 24 December 2009 at 12 noon
Friday, 8 January 2010 at 3.30 pm	Wednesday, 6 January 2010 at 12 noon

— PART 1 —

PROCLAMATIONS

AA101*

SECURITY AND RELATED ACTIVITIES (CONTROL) AMENDMENT ACT 2008

No. 4 of 2008

PROCLAMATION

Western Australia

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

[L.S.]

KENNETH COMMINOS MICHAEL
Governor

I, the Governor, acting under the *Security and Related Activities (Control) Amendment Act 2008* section 2(b) and with the advice and consent of the Executive Council, fix 13 December 2009 as the day on which that Act, other than sections 1 and 2, comes into operation.

Given under my hand and the Public Seal of the State on 17 November 2009.

By Command of the Governor,

R. JOHNSON, Minister for Police.

Note: Under the *Security and Related Activities (Control) Amendment Regulations (No. 2) 2009* regulation 2(b), the provisions of those regulations, other than regulations 1 and 2, come into operation on the day on which the *Security and Related Activities (Control) Amendment Act 2008* section 3 comes into operation.

PREMIER AND CABINET

PC301*

Supreme Court Act 1935

Acting Attorney General Designation Order (No. 2) 2009

Made by the Governor in Executive Council.

1. Citation

This order is the *Acting Attorney General Designation Order (No. 2) 2009*.

2. Minister designated

Under the *Supreme Court Act 1935* section 154, the Honourable Robert Frank Johnson MLA, the Minister for Police; Emergency Services; Road Safety, is designated as the Minister of the State —

- (a) who may exercise the powers referred to in section 154(3) of that Act; and
- (b) by, to or with reference to whom acts may be done under section 154(4) of that Act,

during the period 7 to 10 December 2009 (both dates inclusive).

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

ROTTNEST ISLAND AUTHORITY

RX301*

Rottnest Island Authority Act 1987

**Rottnest Island Amendment
Regulations (No. 2) 2009**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Rottnest Island 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 *Rottnest Island Regulations 1988*.

4. Regulation 19 amended

- (1) In regulation 19 delete the definitions of:

authorised user

authorised user's vessel

- (2) In regulation 19 insert in alphabetical order:

authorised user, in relation to a mooring site, means a person who is recorded in the register under regulation 31B(5) or 31C(4) as an authorised user of the mooring site;

authorised vessel, in relation to a mooring site, means a vessel recorded in the register under regulation 31B(5) or 31C(4) as the authorised vessel for an authorised user of the mooring site;

5. Regulation 31 replaced

Delete regulation 31 and insert:

31A. Authorised user may use mooring site

- (1) A person other than a mooring site licensee may occupy a mooring site at a particular time if the person —
- (a) is an authorised user of that mooring site; and
 - (b) has obtained the consent of the mooring site licensee to occupy the site at that time.
- (2) A vessel is authorised to be secured to a mooring on a mooring site if it is an authorised vessel for that mooring site.

31B. Authorisation of users by mooring site licensee

- (1) A mooring site licensee may, in the approved form, authorise a person to be an authorised user of the licensee's mooring site.
- (2) The authorisation must specify a vessel that is to be the authorised user's authorised vessel for the mooring site (the *nominated vessel*), which vessel must comply with subregulation (4).

- (3) The authorised person must give the completed authorisation form, signed by the licensee and authorised user, to the Authority together with —
- (a) payment of —
 - (i) the annual admission payment; and
 - (ii) the annual authorised user payment set out in Schedule 7,in respect of the nominated vessel for the year in which the authorisation is to take effect; and
 - (b) if the nominated vessel has a length that is more than that of the longest vessel specified in the last mooring inspection report for the mooring — a mooring inspection report certifying that the mooring is suitable for the use of a vessel up to and including the specifications of the nominated vessel.
- (4) A vessel complies with this subregulation if —
- (a) the authorised person —
 - (i) is named on the certificate of registration of the vessel as the owner of that vessel; or
 - (ii) produces other evidence of ownership of the vessel satisfactory to the Authority;and
 - (b) the vessel has adequate insurance cover.
- (5) On receipt of an authorisation form from a person in accordance with this regulation the Authority may record in the register —
- (a) the person as an authorised user of the mooring site; and
 - (b) the nominated vessel as the person's authorised vessel for the mooring site,

and if it does so must issue to the person an adhesive sticker identifying the vessel as the person's authorised vessel for that site.

31C. Authorisation of users by Authority

- (1) The Authority may, by written notice, authorise a person to be an authorised user of a mooring site.
- (2) The Authority must give a copy of the notice to the mooring site licensee.
- (3) The Authority must not authorise a person under subregulation (1) unless the person —
 - (a) has nominated a vessel that is to be the person's authorised vessel for the mooring site (the

- nominated vessel*), which vessel must comply with regulation 31B(4); and
- (b) has given to the Authority the payments and any documents required by regulation 31B(3) to be given with an authorisation form under that regulation.
- (4) When it authorises a person under subregulation (1) the Authority must —
- (a) record in the register —
 - (i) the person as an authorised user of the mooring site; and
 - (ii) the nominated vessel as the person's authorised vessel for the mooring site;and
 - (b) issue to the person an adhesive sticker identifying the vessel as the person's authorised vessel for that site.

31D. Change of authorised vessel

- (1) The Authority may, at the request of an authorised user of a mooring site, amend the register to change the person's authorised vessel for that site to another vessel that complies with regulation 31B(4).
- (2) The Authority must issue to the person an adhesive sticker identifying the replacement vessel as the person's authorised vessel for that site.

31E. Annual payments for authorised users

- (1) An authorised user must pay to the Authority in respect of the person's authorised vessel —
 - (a) the annual admission payment; and
 - (b) the annual authorised user payment set out in Schedule 7.
- (2) The fees payable under subregulation (1) —
 - (a) are payable for each year commencing on 1 September; and
 - (b) must be paid before the commencement of that year.

31F. Cessation of authorisation

- (1) An authorisation given by a mooring site licensee under regulation 31B —
 - (a) may be revoked by the licensee by written notice given to the Authority;

- (b) may be cancelled by the Authority if the authorised user —
 - (i) fails to make a payment required by regulation 31E; or
 - (ii) fails to comply with a direction under regulation 34(4);
 - (c) expires if the mooring site licence for the site ceases to have effect.
- (2) An authorisation given by the Authority under regulation 31C —
- (a) may be revoked by the Authority by written notice to the authorised user;
 - (b) expires if the licensee's mooring site licence ceases to have effect.
- (3) If an authorised user's authorisation is revoked, cancelled or expires the Authority —
- (a) must give written notice of that fact to the authorised user and mooring site licensee; and
 - (b) delete the authorised user from the register.
- (4) If an authorised person is deleted from the register, the Authority is not required to refund any annual admission payment or authorised user payment made by the person.

6. Various regulations amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 19 def. of <i>mooring inspection report</i> par. (b)(ii), 29(2)	user's	
r. 25(2)(e)	users, and their vessels, as given to the Authority under regulation 31.	users and authorised vessels for the site.
r. 34(4)	authorised user's vessel complies with regulation 31(3).	person's authorised vessel complies with regulation 31B(4).
r. 35	receiving an authorisation under regulation 31,	registering an authorised user,

Provision	Delete	Insert
r. 35B(b)	authorised user's nominated vessel.	person's authorised vessel.
Sch. 7 it. 7	(r. 31(4)(ab))	(r. 31B(3)(a)(ii) and 31E(1)(b))

7. Regulation 38B replaced

Delete regulation 38B and insert:

38BA. Certain vessels may be restricted to specified areas

- (1) The Authority may, by notice published in the *Gazette*, define and set aside any area of the waters of the Island as an area in which vessels of a specified class may be used.
- (2) The Authority may, in the notice, impose conditions on the use of vessels of that class in that area.
- (3) If a notice has been made under this regulation in respect of a class of vessels, a person must not use a vessel of that class in the waters of the Island unless the person does so —
 - (a) in the area set aside by the notice; and
 - (b) in accordance with any conditions specified in the notice.

Penalty: \$1 000.

38B. Areas may be set aside for specified vessels

- (1) The Authority may, by notice published in the *Gazette*, define and set aside any area of the waters of the Island as an area in which vessels other than those of a specified class cannot be used.
- (2) The Authority may, in the notice, impose conditions on the use of vessels of the specified class in that area.
- (3) If a notice has been made under this regulation in respect of an area, a person must not use a vessel in that area unless —
 - (a) the vessel is of the class specified in the notice; and
 - (b) the person does so in accordance with any conditions specified in the notice.

Penalty: \$1 000.

8. Schedule 4 amended

Delete Schedule 4 item 22 and insert:

22.	38BA(3)	Using vessel of specified class outside specified area or in breach of conditions	100
23A.	38B(3)	Using vessel in specified area if vessel not of specified class or in breach of conditions	100

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.

— 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 Revoked
Arnold	Barry	Ernest	CS9-086	23/11/2009
Bayley	Daniel	Robert	CS9-308	23/11/2009
Bowley	David	Allan	CS9-382	23/11/2009
Byron	Ross	Iain	CS9-008	23/11/2009
Campbell	Christine	Anne	CS9-412	23/11/2009
Campbell	Theresa	Annette	CS9-287	23/11/2009
Day	Peter	Jeremy	CS9-021	23/11/2009
Eldridge	Donny	James	CS8-123	23/11/2009
Harvey	Lesley	Anne	CS9-034	23/11/2009
Hunt	Catherine	Janice	CS9-281	23/11/2009
Jones	Denise	Rosalind	CS9-388	23/11/2009
Kendall	Braddon	Andrew	CS8-025	23/11/2009
Kendall	Tamara	Megan	CS8-026	23/11/2009
Norman	Johannes	Jakobus	CS9-250	23/11/2009
Radich	Arihia	Angela Sheree	CS9-486	23/11/2009
Stewart	Julie	Louise	CS9-363	23/11/2009
Summers	Graham		CS9-349	23/11/2009
Wilson	Cornel	Athelston	CS9-351	23/11/2009

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

BRIAN LAWRENCE, CSCS Contract Manager.

FISHERIES

FI401*

NORTHERN DEMERSAL SCALEFISH FISHERY MANAGEMENT PLAN 2000

DETERMINATION

Determination of the Capacity of Area 2 of the Northern Demersal Scalefish Managed Fishery for the 2010 Licensing Period.

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries WA, in accordance with Subclause 19(1) of the *Northern Demersal Scalefish Fishery Management Plan 2000*, do hereby determine the capacity of Area 2 of the Northern Demersal Scalefish Managed Fishery shall be limited to 1030 fishing days for the period commencing 1 January 2010 and ending on 31 December 2010.

Dated this 27th day of November 2009.

STUART SMITH, Chief Executive Officer.

LOCAL GOVERNMENT

LG401*

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 25 March 2009.

JENNIFER MATHEWS, Director General.

SCHEDULE

ADDITIONS TO GROSS RENTAL VALUE AREA**CITY OF ROCKINGHAM**

All those portions of land being Lots 110 to 144 inclusive, Lot 190, Lots 192 to 207 inclusive, Lots 216 to 219 inclusive and Lot 9001 as shown on Deposited Plan 60727 and Lots 101 to 109 inclusive as shown on Deposited Plan 60728.

LG402*

LOCAL GOVERNMENT ACT 1995*Shire of Leonora*

(BASIS OF RATES)

Department of Local Government.

DLGRD: L5-4#2

It is hereby notified for public information that in accordance with 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 schedules hereunder shall be gross rental value for the purposes of rating with effect from 24 August 2009.

JENNIFER MATHEWS, Director General.

SCHEDULES

ADDITION TO GROSS RENTAL VALUE AREA**SINCLAIR NICKEL MINE****SCHEDULE A—ADMINISTRATION and CONCENTRATOR**

That land commencing at a point 4500 metres at a bearing of 23 degrees 00 minutes from the most south west corner of Mining Lease M37/1275 and contained within the following boundaries—

- 500 metres bearing 336 degrees
- 450 metres bearing 66 degrees
- 500 metres bearing 156 degrees
- 450 metres bearing 246 degrees

SCHEDULE B—VILLAGE

That land commencing at a point 7100 metres at a bearing of 16 degrees 20 minutes from the most south west corner of Mining Lease M37/1275 and contained within the following boundaries—

- 500 metres bearing 13 degrees
- 250 metres bearing 103 degrees
- 500 metres bearing 193 degrees
- 250 metres bearing 283 degrees

MINERALS AND PETROLEUM

MP401***MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
SOUTHERN CROSS WA 6426.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provisions of section 96(1)(a) of the *Mining Act 1978* for non payment of rent.

J. R. PACKINGTON, Warden.

To be heard by the Warden at Southern Cross on 19 January 2010.

YILGARN MINERAL FIELD

Prospecting Licences

77/3616 BATEMAN, Tom
77/3465 GONDWANA RESOURCES LTD

MP402***MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
SOUTHERN CROSS WA 6426.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licence is liable to forfeiture under the provisions of section 96(1)(a) of the *Mining Act 1978* for failure to comply with the prescribed expenditure condition.

J. R. PACKINGTON, Warden.

To be heard by the Warden at Southern Cross on 19 January 2010.

YILGARN MINERAL FIELD

Prospecting Licence

77/3629 SOUTHERN CROSS GOLDFIELDS LTD
POLARIS METAL NL

MP403***MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
MEEKATHARRA WA 6642.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licence is liable to forfeiture under the provisions of section 96(1)(a) of the *Mining Act 1978* for non-lodgement of the Operations Report Form 5 within the prescribed period.

S. RICHARDSON, Warden.

To be heard by the Warden at Meekatharra on 13 January 2009.

MURCHISON MINERAL FIELD

Prospecting Licence

51/2553 HOLLOWAY, John Nelson
REES, Adrian Allan

MP404*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
MT MAGNET WA 6638.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provisions of section 96(1)(a) of the *Mining Act 1978* for non payment of rent.

S. RICHARDSON, Warden.

To be heard by the Warden at Mt Magnet on 14 January 2010.

MURCHISON MINERAL FIELD
Prospecting Licences

20/1924	SYME, Geoffrey David
58/1355	BROWN, Lynette Mary

MP405*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
MT MAGNET WA 6638.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licence is liable to forfeiture under the provisions of section 96(1)(a) of the *Mining Act 1978* for non-lodgement of the Operations Report Form 5 within the prescribed period.

S. RICHARDSON, Warden.

To be heard by the Warden at Mt Magnet on 14 January 2010.

YALGOO MINERAL FIELD
Prospecting Licence

59/1631	ROCKE, David Ian BALDWIN, Brett Andrew
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MP406*

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 mining lease 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.

Number	Holder	Mineral Field
		Mining Lease
59/582	Western Star Enterprises Pty Ltd	Yalgoo

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA ROYAL ASSENT TO BILLS

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

Title of Act	Date of Assent	Act No.
Land Administration Amendment Act 2009	26 November 2009	32 of 2009
Valuation of Land Amendment (Assessed Value) Act 2009	23 November 2009	33 of 2009

MALCOLM PEACOCK, Clerk of the Parliaments.

Dated: 30 November 2009.

PLANNING AND INFRASTRUCTURE

PI401*

PLANNING AND DEVELOPMENT ACT 2005 RESOLUTION DECIDING TO PREPARE A LOCAL PLANNING SCHEME Lands Wholly within the Shire of Brookton Local Planning Scheme No. 4

The Shire of Brookton Council at its meeting on 15 January 2009 resolved, in pursuance of section 72 of the *Planning and Development Act 2005*, to prepare the above Local Planning Scheme with reference to an area situated wholly within the Shire of Brookton and enclosed within the inner edge of the Scheme Boundary border on a plan now produced to the Council of the Shire of Brookton and marked and certified by the Chief Executive Officer under his hand dated the 22 January 2009 as "Scheme Area Map".

BARRY COOTE, Shire President.
GARY CLARK, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005 APPROVED LOCAL PLANNING SCHEME AMENDMENT *Shire of Dardanup* Town Planning Scheme No. 3—Amendment No. 149

Ref: 853/6/9/6 Pt149

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 11 November 2009 for the purpose of—

- Rezoning Lot 6 on the corner of Garvey Road and Dardanup Road West, Dardanup West from "General Farming" zone to "Small Holding" zone and amending the Scheme Map.
- Inserting into Appendix VIII—"Additional Requirements—Small Holding Zones" the following provisions.

Under the heading "AREA" insert—

"AREA No. 14—DARDANUP WEST/CROOKED BROOK STRUCTURE PLAN

Lot 6 corner Garvey Road and Dardanup Road West

Under the heading "ADDITIONAL REQUIREMENTS AND MODIFICATIONS TO THE PROVISIONS OF THE SCHEME TEXT" insert—

1. Subdivision and Development Criteria

- Subdivision shall be generally in accordance with a Subdivision Guide Plan, adopted by the Local Government and the WAPC.
- The minimum lot size shall be 1ha, with a required average of 2ha. Larger lots may be required to preserve or enhance landscape qualities or other site specific issues.

- (c) The Local Government may adopt or refuse any proposed modifications to the approved Subdivision Guide Plan by way of resolution of the Local Government where the modifications are consistent with the purpose and objectives of the zone. Where modifications to the Subdivision Guide Plan are proposed, the Local Government shall require the modifications to be advertised for public comment for a period of 21 days prior to considering the proposed modification.
- (d) The Local Government shall forward a copy of any modifications referred to in clause (c) above, once these have been considered by the Local Government, to the Western Australian Planning Commission for its consideration. The modified Subdivision Guide Plan will not come into effect until adopted by the Western Australian Planning Commission.
- (e) The Local Government will require a Subdivision Guide Plan to address the following issues where applicable—
 - (a) drainage and stormwater disposal
 - (b) heritage
 - (c) areas of environmental significance
 - (d) areas of Acid Sulphate Soil
 - (e) wetlands
 - (f) potential land use conflicts
 - (g) bushfire hazard assessment
 - (h) bushfire hazard
 - (i) flora and fauna
 - (j) land capability
 - (k) effluent disposal
 - (l) boundary fencing
 - (m) design guidelines for buildings
 - (n) setbacks from areas of significance
 - (o) foreshore setbacks, management and interface
 - (p) provision and location of community facilities
 - (q) building envelopes
 - (r) minimising use of battleaxe lots
 - (s) bridle path networks
 - (t) tree preservation areas and revegetation, buffer planting
 - (u) waste collection

2. Land Use Controls

- (a) As for the zoning table and Clause 3.14.1 except that—
 - (i) Dog kennels will not be permitted.
 - (ii) Stables will only be permitted where horses are for hobby purposes. Commercial stud or racing stables will not be permitted.
 The number of horses permitted is one per hectare up to a maximum of three horses.
 If in the opinion of the Local Government or the Department of Agriculture, the activities of livestock on any lot are contributing to erosion, pollution or the degradation of vegetation, the landowner may be required to erect and maintain a fence of satisfactory standard in order to protect the area and exclude livestock. Alternatively, the landowner may be required to remove, or the Local Government may remove livestock from the lot.
 - (iii) The number of allowable stock, excluding horses, shall be restricted to the stock rates prescribed by the Department of Agriculture. The area of the lot is to be calculated excluding any areas that are fenced off for vegetation/wetland protection.

3. Development Provisions

Effluent Disposal—

- (a) Disposal of onsite effluent is to be via alternative systems except where otherwise recommended by a geotechnical report to the specifications and satisfaction of the Local Government and the Department of Health.
- (b) Effluent disposal systems are to be located a minimum of 50m from any watercourse or wetland. A greater setback may be required depending on the outcome of a site assessment.
- (c) The subdivider is to submit with a subdivision application a site and soil evaluation for each lot, prepared by a suitably qualified consultant in accordance with Australian Standards and Government guidelines to determine an appropriate onsite domestic waste water treatment system and its location to meet health and environmental objectives to the satisfaction of the Local Government and Department of Health

Drainage—

- (d) Prior to subdivision approval, the subdivider is to submit an Urban Water Management Plan (UWMP), to the satisfaction of the Local Government and the Department of Water. The UWMP shall generally be in accordance with the principles and philosophies outlined in the Dardanup West/Crooked Brook Structure Plan which promotes the use of drainage swales.

A condition of subdivision will require the Urban Water Management Plan to be implemented to the satisfaction of the Local Government and the Department of Water.

Building—

- (e) No more than one dwelling is permitted on each new lot.
- (f) All buildings, structures and on-site effluent disposal systems on each lot shall have minimum setback as follows—
- 20 metres from any road;
 - 50 metres from the edge of any wetland (sumpland) or natural vegetation line, man-made water bodies or waterways;
 - 10 metres from all side boundaries; and
 - be outside of all 'Building Exclusion Areas' as identified on the endorsed Subdivision Guide Plan.

Vegetation—

- (g) No trees or substantial vegetation shall be felled or removed from the site except where—
- (a) required for approved development works;
 - (b) required to fulfil the provisions of an approved Fire Management Plan;
 - (c) required by a Council fire break order; or
 - (d) trees are dead, diseased or dangerous.
- (h) The Local Government will request that the WAPC impose a condition of subdivision requiring the preparation and implementation of a tree planting programme.

Foreshore Management—

- (i) Where applicable and prior to subdivision approval, the subdivider is to submit a Foreshore Management Plan, to the satisfaction of the Department of Water. Wetlands are to be provided with a 50 metre buffer which is to be fenced to restrict access by livestock, and are to be revegetated to the satisfaction of the Department of Environment and Conservation.
- (j) Where applicable, the Local Government will request that the WAPC impose a condition of subdivision requiring the ceding of land adjacent to the Preston River or specifically identified wetlands, free of cost for foreshore purposes consistent with WAPC Policy.

Fire Management—

- (k) The Local Government will request that the WAPC impose a condition of subdivision requiring the implementation of an approved fire management plan to the satisfaction of the Local Government and the Fire and Emergency Services Authority of Western Australia.

Road and Infrastructure requirements—

- (l) The Local Government may request that the WAPC impose a condition of subdivision requiring the provision and construction of bridle paths.
- (m) The Local Government will request that the WAPC impose a condition of subdivision requiring a contribution towards road upgrading for locations identified in the Structure Plan area in accordance with Local Government Policy.
- (n) The Local Government will request that the WAPC impose a condition of subdivision requiring a contribution towards the upgrading and construction of foreshore facilities identified in the Structure Plan area in accordance with the Local Government Policy.

Fencing—

- (o) Boundary fencing shall be post and four strand wire 1.0 to 1.3m high or post and ringlock or similar approved by the Local Government. Solid fencing such as super six or pickets shall not be permitted on boundaries and shall only be permitted in proximity to buildings where the Local Government determines that it will not adversely affect the rural amenity of the area. Fencing to be built to a standard to ensure that all pets are contained on site to minimise conflict with adjoining stock.

Heritage—

- (p) The Local Government may request the WAPC impose a condition of subdivision for Ethnographic and Archaeological Surveys to be undertaken in accordance with the *Aboriginal Heritage Act 1972*.

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

PI403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Northam

Town Planning Scheme No. 3 Amendment No. 11

Ref: 3.1.5.11

The Shire of Northam hereby notifies for public information, in accordance with Section 87 of the *Planning and Development Act 2005*, that the Minister for Planning approved the Shire of Northam Town Planning Scheme No 3 Amendment No 11 on 27th October 2009.

The Amendment involves—

1. Rezoning Loc 6468 Oyston road, Bakers Hill from *Agriculture- Local* to *Rural Smallholding*.
2. Amending the Scheme maps accordingly.
3. Amending the Scheme Text by adding a row into the table in Schedule 11 to include Lot 6468 Oyston Road, Bakers Hill as a Rural Smallholding and by including conditions that apply to the land, as follows—

No.	Description of Land	Conditions
13	Lot 6468 Oyston Road, Bakers Hill	<p>1. Subdivision shall generally be in accordance with a subdivision guide plan as adopted by the local government and endorsed by the Western Australian Planning Commission and any approved modification thereto.</p> <p>2. Minimum lot size shall be 2.0 hectares.</p> <p>3. The subdivider shall prepare and implement an environmental management plan to the satisfaction and approval of the local government prior to the subdivision of the land. The plan shall include—</p> <ol style="list-style-type: none"> (a) vegetation protection, including the registering of conservation covenants on the Certificate of Title of lots with significant areas of native vegetation to ensure that purchasers are aware that remnant vegetation is to be managed; (b) drainage, nutrient and salinity management; and (c) a 'Watercourse Protection Area', the extent of which is to be determined after consultation with the relevant government agency, which requires the protection and rehabilitation of the seasonal watercourse, associated wetland and landscape buffers and does not permit any development including buildings, dams or any stream modification and the keeping of live stock. <p>The area identified for protection and rehabilitation, including revegetated areas, are to be maintained by landowners in accordance with the environmental management plan.</p> <p>4. All buildings and on-site effluent disposal are to be confined to the building envelopes. All building envelopes shall be—</p> <ol style="list-style-type: none"> (a) shown on the subdivision guide plan; (b) located to avoid any native vegetation or any area recognised for protection or rehabilitation identified on the subdivision guide plan or in the environmental management plan; and (c) located to ensure on-site effluent disposal meets the minimum setback requirements from watercourses and wetlands. <p>5. Landscape buffers are to be provided and maintained along Oyston Road to preserve the rural amenity to the satisfaction of the local government.</p> <p>6. The subdivider shall prepare a Fire Management Plan that identifies the need for and the construction requirements relative to strategic firebreaks, water supplies and equipment and any other fire management requirements that may be deemed necessary, to the specifications and the satisfaction of the local government and the relevant state government and the relevant state government fire and emergency agency.</p>

No.	Description of Land	Conditions
		<p>The approved Fire Management Plan shall be implemented prior to the subdivision of the land.</p> <p>7. The permissibility of the uses shall be—</p> <ul style="list-style-type: none"> • Single House (P) • Home occupation (D) • Rural Pursuit (D) <p>All other uses are not permitted.</p> <p>8. The application for rural pursuit that involves the stabling and keeping of stock (including horses) is to be accompanied by a stock management plan to the satisfaction and approval of the local government. The stock management plan shall require all native vegetation and any area recognised for protection or rehabilitation in the environmental management plan to be fenced.</p> <p>9. These conditions are to be read in conjunction with the scheme requirements for the Rural Smallholding zone. Where conflicts exist, the conditions of this Schedule will prevail.</p>

N. A. HALE, Chief Executive Officer.

PI404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Geraldton-Greenough

Town Planning Scheme No. 3 (Geraldton)—Amendment No. 42.

Ref: 853/3/2/7 Pt 42

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the City of Geraldton-Greenough local planning scheme amendment on 11 November 2009 for the purpose of—

1. rezoning Suburban Lots 73, 74 and 75 & Lots 1—7 (inc.) of Suburban Lot 76 and Lots 8—13 of Suburban Lots 76 and 77 & Part Lots 14—15 of Suburban Lots 76 & 77 & Lots 17—23 of Suburban Lots 77 & Lots 5—15 of Suburban Lot 78 as indicated on Certificate of Title Volume 1247 Folio 497 to a new “Mixed Use” zone at an R60 density and “Residential R40”;
2. rezoning Lot 17 Baston Street from Local Scheme Reserve—“Community and Public Purposes” to “Residential R12.5/30/40”.
3. inserting “Mixed Use” in clause 4.1.1 of the Scheme Text;
4. amending “Table 1—Zoning Table” of the Scheme Text by inserting a new “Mixed Use” zone, as follows—

ZONE \ USE CLASS	Mixed Use
COMMERCIAL	
Amusement Parlour	
Betting Agency	
Car Park	P
Dry Cleaning/Laundry Premises	AA
Fast Food Outlet	SA
Fish Shop	
Funeral Parlour	
Garden Centre	
Health Studio	AA
Laundromat	P
Liquor Store	

ZONE \ USE CLASS	Mixed Use
Marine Sales/Service	
Motor Vehicle Sales/Service	
Night Club	
Office	AA
Produce Stall	
Professional Office	P
Public Amusement	
Reception Centre	SA
Restaurant	AA
Restricted Premises	
Service Station	
Shop	AA
Shop—Local Convenience	AA
Tavern	
Veterinary Consulting Rooms	AA
Video Sales/Hire	AA
RESIDENTIAL	
Ancillary Accommodation	AA
Aged or Dependant Persons Dwelling	AA
Caretaker's Dwelling	AA
Home Occupation	AA
Residential—Single House	P
—Grouped Dwelling	AA
—Multiple Dwelling	AA
Residential Building	AA
COMMUNITY USES	
Civic Use	P
Club Premises	SA
Community Service Depot	AA
Consulting Rooms Group	P
Day/Family Care Centre	AA
Educational Establishment	P
Hospital	
Institutional Building	
Medical Centre	P
Museum	P
Occasional Use	AA
Public Utility	P
Public Worship	P
Recreation—Active	AA
—Passive	P
INDUSTRIAL	
Boat Building	
Builders Storage Yard	
Fish Processing/Sales	
Fuel Depot	
Harbour Installation	
Hire Service	

ZONE \ USE CLASS	Mixed Use
Industry—Cottage	SA
—Extractive	
—General	
—Hazardous	
—Light	
—Noxious	
—Rural	
—Service	
Machinery Sales Premises	
Marine Dealers Yard	
Marine—Filling Station	
—Repair	
Motor Vehicle—Repair	
—Wrecking	
Plant Nursery	
Public Utility Depot	
Salvage Yard	
Showroom	
Storage Premises	
Trade Display	
Transport Depot	
Warehouse	
SPECIAL USES	
Camping Area	
Caravan Park	
Holiday Accommodation	AA
Hotel	
Kennels/Cattery	
Marina	
Motel	
Park Home Park	
Veterinary Hospital	

5. inserting a new Section—"Section 4.17 Mixed Use Zone" within the Scheme Text, as follows—

4.17 Mixed Use

4.17.1 Zone Objectives

- (a) To facilitate the establishment of a mix of residential development with small "boutique type" retail and commercial businesses in a residential scale environment that compliments but does not compete with the Geraldton City Centre in terms of its regional primacy as the principal commercial, retail, office, administrative, community and tourist focus.
- (b) To ensure that development contributes towards the desired accessibility, car parking, streetscape and movement to, and within the Geraldton City Centre.
- (c) To ensure that future buildings, facilities and uses are sympathetic with the desired urban character of the area.
- (d) To conserve places of heritage significance the subject of, or affected by any development.

4.17.2 Design Guidelines

Prior to any development or subdivision of the land, Council will require a set of design guidelines to be prepared and approved which shall incorporate the following—

- Height
- Plot Ratio
- Setbacks

- Car Parking
- Land uses and mix
- Heritage considerations
- Protection and enhancement of views
- Pedestrian access and movement
- Landscaping and streetscape
- Building materials and colours
- Public art and/or facilities
- Desired urban character

4.17.3 In determining any application for planning consent, the City shall have regard to the compatibility of the proposed use(s) with the existing and/or potential uses of the site and those sites adjacent.

4.17.4 An office may be permitted provided it is, in the opinion of the local government, ancillary and incidental to the predominant use of the land.

4.17.5 A shop may be permitted provided—

- (a) the shopping floor space does not exceed 200m² NLA;
- (b) it is located so as to not adversely affect the amenity and character of existing or proposed residential areas by way of privacy, traffic generation or other consequences incompatible with residential development;
- (c) having taken into account the cumulative effect of any existing shopping floor space, the local government considers the shop would be consistent with the objectives of the zone in particular 4.17.1 a).

4.17.6 All residential development shall conform to R60 code, however, Council may permit variations in order to achieve the objectives of the zone or in accordance with an approved set of design guidelines.

4.17.7 Where mixed use development incorporating a residential component is proposed, the residential use shall be restricted to above ground floors only, unless otherwise approved by Council.

6. inserting a new use class entitled “Short-Stay Accommodation and Tourism Development” within Table 1—Zoning Table, with the following permissibility—

ZONE \ USE CLASS	City Centre	Central Geraldton	Mixed Use	Local Centre	Residential	Marina	Industry—General	Industry—Light	Industry—Service	Industry—Port	Port	West End
Short-Stay Accommodation and Tourism Development	AA	SA	AA			AA						

7. inserting a new use class definition for “Serviced Apartments” within Schedule 1—Interpretations, as defined below—

“Serviced Apartments” means a complex where all units or apartments provide for self-contained accommodation for short-stay guests, where integrated reception and recreation facilities may be provided, and where occupation by any person is limited to three months in any 12-month period.”

8. inserting a new use class entitled “Serviced Apartments” within Table 1—Zoning Table, with the following permissibility:

ZONE \ USE CLASS	City Centre	Central Geraldton	Mixed Use	Local Centre	Residential	Marina	Industry—General	Industry—Light	Industry—Service	Industry—Port	Port	West End
Serviced Apartments	AA		AA			AA						

and;

9. amending the Scheme Map accordingly.

I. W. CARPENTER, Mayor.
A. BRUN, Chief Executive Officer.

PI405*

TOWN PLANNING REGULATIONS 1967
RESOLUTION TO PREPARE A TOWN PLANNING SCHEME

Town of Vincent

Town Planning Scheme No. 2

Notice is hereby given that the Town of Vincent on 22 September 2009 passed the following resolution—

That the Council pursuant to Town Planning Regulations 1967 (Regulation 4) formally resolves to prepare the above new Town Planning Scheme with reference to the area situated wholly within the Town of Vincent and enclosed within the inner edge of the black border on the plan marked 'Scheme Area Map' and certified by the Town's Chief Executive Officer, John Giorgi J P dated 22 September 2009.

JOHN GIORGI JP, Chief Executive Officer.

PI406*

ARMADALE REDEVELOPMENT ACT 2001

WUNGONG URBAN WATER REDEVELOPMENT SCHEME 2007—AMENDMENT NO. 8

Notice is hereby given that, in accordance with the consent of the Minister for Planning, Culture and the Arts to its public notification, the proposed Wungong Urban Water Redevelopment Scheme 2007—Amendment No. 8 has been prepared by the Armadale Redevelopment Authority.

The Amendment seeks to redefine the areas within the Wungong Urban Water Scheme area that contribute to the 'Scheme Area Costs'. More specifically this amendment seeks to exclude Cell IA as an area that contributes to the 'Scheme Area Costs'. In addition, it is proposed to amend the Appendix 2 map to provide greater clarity on the locations within the Scheme Area which require Structure Plans to be prepared.

A document setting out the Amendment is available for inspection or purchase at the offices of the Armadale Redevelopment Authority, 210-220 Jull Street Mall, Armadale, between the hours of 8.30 am and 5.00 pm, Monday to Friday, from 8 December 2009 until 20 January 2010. The document can also be viewed at the Authority's website at www.wungongurbanwater.com.au

Written submissions on the Scheme should be addressed to—

Executive Director
Armadale Redevelopment Authority
PO Box 816
Armadale WA 6992

Submissions may also be hand delivered to the Authority's office and the closing date for all submissions is 5.00pm, 20 January 2010.

JOHN ELLIS, Executive Director,
Armadale Redevelopment Authority.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984
MINISTERIAL ACTING ARRANGEMENTS

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

Hon J. H. D. Day MLA to act temporarily in the office of Minister for Local Government; Heritage; Citizenship and Multicultural Interests in the absence of the Hon G. M. Castrilli MLA for the period 1 to 17 January 2010 (both dates inclusive).

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

PC402*

INTERPRETATION ACT 1984
MINISTERIAL ACTING ARRANGEMENTS

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

Hon R. F. Johnson MLA to act temporarily in the office of Attorney General; Minister for Corrective Services in the absence of the Hon C. C. Porter MLA for the period 7 to 10 December 2009 (both dates inclusive).

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

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			
13165	Liquorland (Australia) Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Yokine and known as Liquorland Flinders Square	20/12/2009
13180	Kalamunda Rangers Inc	Application for the grant of a Club Restricted licence in respect of premises situated in Maida Vale and known as Kalamunda Rangers Inc	27/12/2009
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
35280	Marilyn McAuley Bowden and Timothy David Bowden	Application for the grant of an extended trading permit—Ongoing hours, in respect of premises situated at Leeman and known as Seaside Supplies	27/12/2009

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

Dated: 2 December 2009.

B. A. SARGEANT, Director of Liquor Licensing.

SALARIES AND ALLOWANCES TRIBUNAL

SX401*

SALARIES AND ALLOWANCES ACT 1975
SALARIES AND ALLOWANCES TRIBUNAL

Determination Variation on the Remuneration of Court Registrars

Preamble

The Tribunal has today issued a report under Section 7 of the *Salaries and Allowances Act 1975* to the Minister recommending two adjustments of 3 per cent effective from 1 December 2009 and 1 July 2010 in the remuneration to be paid to Judges of the Supreme and District Courts, Masters of the Supreme Court, Magistrates and The Parliamentary Inspector of the Corruption and Crime Commission.

The Section 7 report is required to be laid before each House of Parliament within five sitting days of the House after its receipt by the Minister. Either House of Parliament, within 15 sitting days of that House after a copy of the report has been laid before it, may pass a resolution disapproving a recommendation made by the Tribunal.

This determination provides for the two increases of 3 per cent to flow through to the linked positions of Registrar in both the Supreme and District Courts.

The Tribunal has decided that there is not sufficient reason for the salaries of Senior Legal Office holders in the Office of the Director of Public Prosecutions and the Department of the Attorney General to remain linked to the salaries of Judicial Officers. The Tribunal considers that fundamentally, these are not judicial positions and their remuneration should be considered in a different context. Senior legal officers in the Office of the Director of Public Prosecutions and the Department of the Attorney General hold positions either within the Special Division of the Public Service or as Prescribed Office holders under a law of the State. The Tribunal considers that these officers should be given the opportunity to have work changes particular to their appointments considered and determined within the framework of remuneration levels established under determinations pursuant to sections 6(1)(d) and (e) of the *Salaries and Allowances Act 1975*.

Determination Variation

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

Insert and replace, as the case requires, in the Second Schedule the following—

COURT REGISTRARS

Pursuant to section 6(1)(d) of the *Salaries and Allowances Act 1975*, the Salaries and Allowances Tribunal determines the remuneration to be paid to the holders of the offices listed below.

POSITION	REMUNERATION (effective from 1 December 2009)	REMUNERATION (effective from 1 July 2010)
Supreme Court		
Principal Registrar	\$271,778	\$279,931
Registrar	\$240,677	\$247,897
District Court		
Principal Registrar	\$253,113	\$260,707
Registrar	\$237,831	\$244,966
Deputy Registrar	\$213,850	\$220,265

The remuneration is inclusive of Annual Leave Loading.

The holders of these offices have an entitlement to a motor vehicle selected only from Items 1001 to 1008 inclusively of the Government's Common Use Contract No CUA37804 as amended from time to time.

The vehicle entitlement here is provided under the conditions set out in the first Schedule, Part 4 of the Holders of Offices included in the Special Division of the Public Service and Prescribed Offices Determination.

Signed at Perth this 27th day of November 2009.

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

SX402*

SALARIES AND ALLOWANCES ACT 1975

DETERMINATION ON THE REMUNERATION OF FULL-TIME SENIOR AND ORDINARY MEMBERS OF THE STATE ADMINISTRATIVE TRIBUNAL

Section 6(1)(e) of the *Salaries and Allowances Act 1975* ("the Act") requires the Salaries and Allowances Tribunal ("the Tribunal"), at intervals of not more than twelve months, to enquire into and determine the remuneration to be paid to a person holding any office prescribed for this section.

BACKGROUND

In 2008, the Salaries and Allowances Tribunal aligned the timing of its determination on the remuneration of full-time Senior and Ordinary non-judicial Members of the State Administrative Tribunal ("Members") with its report on the remuneration of judicial office holders under its jurisdiction.

The Tribunal has today issued a report under Section 7 of the *Salaries and Allowances Act 1975* to the Minister recommending two adjustments of 3 per cent effective from 1 December 2009 and 1 July 2010 in the remuneration to be paid to Judges of the Supreme and District Courts, Masters of the

Supreme Court, Magistrates and the Parliamentary Inspector of the Corruption and Crime Commission.

The Section 7 report is required to be laid before each House of Parliament within five sitting days of the House after its receipt by the Minister. Either House of Parliament, within 15 sitting days of that House after a copy of the report has been laid before it, may pass a resolution disapproving a recommendation made by the Tribunal.

This determination provides for the two remuneration increases of 3 per cent to flow through to the Members of the State Administrative Tribunal.

CURRENT ENQUIRY

In discharging its statutory requirements with respect to the remuneration of Members, the Tribunal's approach has been to—

- advertise for public submissions;
- write to key office holders; and
- consider relevant labour market and economic data.

This process provides an opportunity for members of the public, the Government, Members themselves or any other interested party to make a submission. It also helps to inform the Tribunal of changes which might have taken place in the roles or responsibilities of Members over the past year and other remuneration issues for Members.

Public Submissions

Public submissions were sought by advertisement in *The West Australian* with a closing date of Friday, 25 September 2009.

Invitation to Office Holders

The Tribunal wrote to the President of the State Administrative Tribunal, inviting submissions to its enquiry.

Labour Market and Economic Data

Relevant labour market and economic data were sought from a variety of sources. For example, the Tribunal sought current data on the Wage Price Index, Average Weekly Earnings, the Consumer Price Index and Total Employment Growth. Economic forecasts at a national and state level were also considered.

CONSIDERATIONS

In exercising its statutory responsibilities, the Tribunal applies broad principles upon which levels of remuneration are determined for all categories of offices and positions coming within the scope of the *Salaries and Allowances Act 1975*. These principles, particularised to Members of the State Administrative Tribunal, have been applied by the Tribunal to make judgements with respect to the remuneration in this determination. These principles are—

- the value of Members to the state and our democratic system of government;
- measures of the “work value” of Members; and
- the level of remuneration of Members within the context of the environment of wage and salary rates applying generally in the community.

Submissions

The Tribunal received a letter from Justice John Chaney and a submission from Mr Murray Allen, Senior Member and Mr Maurice Spilane, Ordinary Member on behalf of the Full-time Senior and Ordinary Members of the State Administrative Tribunal.

The submission sought an adjustment to the remuneration of Members “in line with any increase that may be granted to other judicial officers in Western Australia”.

The submission also requested clarification regarding issues around leave entitlements for Members. Justice Chaney stated “whether that is done by the Salaries and Allowances Tribunal, or by determination by the Governor under s119(1) of the *State Administrative Tribunal Act 2004*, would not seem to much matter”.

A submission was also received from a member of the public suggesting no increase in the remuneration of Members.

DETERMINATION

The Tribunal has adjusted the remuneration of Members in line with the framework of rates payable to judicial office holders and court registrars in Western Australia. The adjustment has taken into account levels of remuneration in other relevant jurisdictions and maintains existing relativities.

Leave Entitlements

In relation to the issue of leave entitlements, the Tribunal noted that under s119(4) of the *State Administrative Tribunal Act 2004*, the Governor may determine the leave of absence to which a non-judicial member is entitled and any other terms and conditions of service as a non-judicial member. The submission from the State Administrative Tribunal stated that the Governor had exercised this clause on one occasion before in the case of Mr James Jordan in 2005.

As the Governor has already determined the leave entitlements of one member, the Tribunal has decided that determination of such entitlements should properly remain with the Governor.

Motor Vehicle Entitlements

As was the case in previous determinations, the Tribunal has provided for Members to have an entitlement to a motor vehicle for private use under the conditions set out in the Schedule below.

The Tribunal determined that the amount payable to a Member who foregoes the entitlement of a Government supplied vehicle will increase from \$23,000 per annum to \$24,000 per annum to reflect increased motor vehicle leasing costs.

The Tribunal determines that the remuneration paid or provided to Senior and Ordinary Members of the State Administrative Tribunal will be as set out in the attached Schedule.

SCHEDULE**1. Remuneration**

POSITION	REMUNERATION (effective from 1 December 2009)	REMUNERATION (effective from 1 July 2010)
Senior full-time member	\$261,023	\$268,853
Ordinary full-time member	\$195,767	\$201,640

2. Motor Vehicles

In addition to the remuneration determined for the officers and persons holding offices listed in Part 1 of this Schedule, the office holders have an entitlement to a motor vehicle for private use provided through State Fleet in accordance with the criteria below.

Benchmark Vehicle

Where a Benchmark Vehicle is sought through State Fleet, the entitlement is to a Ford Falcon G6E or a Holden Calais.

Non-Benchmark Vehicle

Where a vehicle and accessories other than a Benchmark Vehicle is sought through State Fleet, the difference in cost to Government—

- where greater, is to be paid fortnightly by the individual; or
- where lesser, is to be paid fortnightly as part of the individual's remuneration.

The method of determining whether an additional contribution must be made by the individual or the surplus paid as part of remuneration shall be based on the actual cost to Government of the vehicle sought (using the formula detailed below), compared against the more expensive of the Benchmark Vehicles mentioned above. The cost at the time of entering into the lease is applicable.

Where an individual wishes to obtain a motor vehicle that varies from the Benchmark Vehicle, the motor vehicle costs must include the lease cost, Fringe Benefits Tax and all other operating costs based on the relevant figure of nominated kilometres to be travelled annually. The formula to be adopted in valuing the motor vehicle is—

$L + R + aD + \text{FBT}$, where

L	=	Lease payments
R	=	Registration costs
A	=	Running cost per kilometre
D	=	nominated annual kilometres*
FBT	=	Fringe Benefits Tax

*Note: To the extent that in line with State Fleet policy agencies may in practice already have adopted this approach (i.e. departed from the originally specified 20,000 km per annum calculation base) this is endorsed.

FBT is costed at applicable Australian Taxation Office rates as adjusted from time to time. Currently, FBT is costed at purchase price (inc GST) x Statutory fraction x Gross up (2.0647) x FBT rate (0.465).

Fringe Benefits Tax Exempt Agencies: Where an organisation is exempt from FBT in accordance with Commonwealth Government legislation, a notional amount equal to the standard FBT must be added to the cost of the benefit.

Should an officer choose other than a Benchmark Vehicle, it may have implications for the remuneration which is to be taken into account for their superannuation. Further information can be obtained from the Government Employees' Superannuation Board's Members' Services Centre.

Non-chief executive officers who wish to vary from the Benchmark Vehicle must also obtain the approval of their chief executive officer for the make and model of vehicle required.

The cost of vehicle accessories over and above those available to Senior Executive Service members as set out in the "WA Government Fleet Policy and Guidelines" should be borne by the individual.

In most instances the Fleet Manager will provide a total costing for each vehicle.

Cash Value

Where a person elects not to be provided with a motor vehicle through State Fleet he/she is entitled to the cash value being paid fortnightly as additional remuneration. This option can only be accessed as a means of returning motor vehicles to the administering department at the expiration of a normal lease.

The cash value has been determined at \$24,000 per annum.

General

The provision of vehicles remains an administrative responsibility of the Department to manage in a cost effective manner.

An individual accessing a vehicle under this Part shall take due care of the condition and security of the vehicle. This includes responsibility for ensuring the vehicle is regularly serviced and maintained at government expense according to the manufacturer's recommended specifications, and making arrangements for off-street parking at home, whenever practicable, with appropriate security precautions taken at all times. Any theft or damage, however slight, should be reported to the Fleet Manager with a view to repairs being effected at the earliest opportunity.

While the vehicle may be used anywhere in Western Australia at no cost to the individual, if the vehicle is driven interstate, the individual is liable for the cost of fuel and oil while interstate. Furthermore, if used outside of Western Australia, the custodian must be in the vehicle at all times that it is being used.

Should the officer choose not to use the vehicle, supplied through State Fleet, for business, but allows and authorises the vehicle to be used for private use during business hours by another family member or person, he/she is not entitled to access another government vehicle for his/her private use.

Signed at Perth this 27th day of November 2009.

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

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Jessie Ward, late of 14 Burke Drive, Attadale, in the State of Western Australia.

Creditors and other persons having claims to which section 63 of the *Trustees Act 1962*, relates in respect of the estate of the deceased, who died on 26 November 1995, are required by the trustee, Mr E. R. Kelly, of 1535 Rycroft Road Glen Forrest, to send particulars of their claims to him at PO Box 195 Glen Forrest 6071 by the fifth day of January, 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Dawn Louisa Clements late of 5A Fulmar Place, Halls Head in the State of 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 1 August 2009 are required by the personal representative to send particulars of their claims to him/her care of Clement & Co, Lawyers, Unit 2, 12 Sutton Street, Mandurah by the 11th January 2010 after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

Clement & Co as solicitors for the personal representative.

ZX403

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

William Henry Stanford late of Unit 23, Glenn-Craig Village, Beaufort Road, Albany, Western Australian.

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 August 2009, are required by the trustee of the

late William Henry Stanford of C/- Haynes Robinson Solicitors of PO Box 485 Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 27th day of November 2009.

HAYNES ROBINSON.

ZX404

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Jack Gladish late of 7 Simms Street, Albany, Western Australia.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 13 September 2009, are required by the trustee of the late Jack Gladish of C/- Haynes Robinson Solicitors of PO Box 485 Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 1st day of December 2009.

HAYNES ROBINSON.

ZX405

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*, as amended relates in respect of the estate of Lillian Margaret Taylor late of 62 Constitution Street, South Bunbury who died on 18 June 2008 are required by the personal representative to send particulars of their claims addressed to the Executors of the Will of Lillian Margaret Taylor deceased care of Young & Young 5 Spencer Street Bunbury by the 4th day of January 2010 after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative then has notice.

ZX406*

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 4 January 2010 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Budworth, Sylvia Norah, also known as Sylvia Norah Skeggs, late of 2 Westralia Gardens Rockingham, died 7.08.2009 (DE33056189EM16)

Cumming, Phillip Adrian, late of C/-Charles Jenkins House 7-10 Hayman Road Bentley, formerly of 15 Parkfield Road Kelmscott, died 8.10.2009 (DE19950937EM23)

Dakin, Michael Howard, late of 3 Banksia Avenue Wundowie, died 12.10.2009 (DE19883333EM24)

Dondas, Saluna, late of Unit 1/40 Brittain Street Como, died 20.09.2009 (DE33035186EM38)

Fraser, Anne Veronica, late of Brightwater Onslow Gardens Care Facility 39 Hamersley Road, died 26.06.2009 (DE30327475EM214)

Harvey, Douglas Leonard, late of 1 Bradshaw House Air Force Memorial Estate Bull Creek Drive Bull Creek, died 23.09.2009 (DE19902603EM36)

Hogg, Clifford George, late of Annesley House 147 Hill View Terrace Bentley, died 19.10.2009 (DE19920561EM17)

Holder, Margaret Thompson Bradshaw, late of 3 Johnmoore Court Glen Forrest, died 30.10.2009 (DE19912377EM22)

Hunter, Dorothe Gertrude, late of Walridge Village 144/45A Berkshire Road Forrestfield, died 31.10.2009 (DE19914720EM24)

Khoo, Poh Sun, late of 12 Garvey Place Gosnells, died 17.08.2004 (DE20000077EM13)

Morse, Richard John, late of Tuia Lodge 30 Allnut Street Donnybrook, died 3.11.2009 (DE19881915EM37)

Pau, Mario, late of 27 Patterson Street Wongan Hills, died 16.07.2009 (DE33075026EM23)

Screen, Edna Alice, late of Howard Solomon Aged Care Facility 91 Hybanthus Road Ferndale, formerly of Castledare Village Fern Road Wilson, died 22.09.2009 (DE19650790EM15)

Stevenson, Barbara Josephine Ruth, late of Howard Solomon Aged Care Facility 91 Hybanthus Road Ferndale, formerly of 6 Higham Road North Fremantle, died 8.10.2009 (DE19590922EM38)

Strickland, Una Mary, late of Hudson House RAAFA Estate 106 Bull Creek Drive Bull Creek, died 20.10.2009 (DE19692064EM26)

Sweeney, Robert Desmond, late of 112 Brand Highway Geraldton, died 3.11.2009 (DE19920642EM32)

Trewern, Albert Robert, late of 27 Bronzewing Avenue Ellenbrook, died 16.10.2009 (DE20000691EM110)

Tyson, Florence Elizabeth Diana, late of 104 Rannoch Circle Hamersley, died 1.08.2009 (DE19811175EM35)

Tywin, Ilka, late of Mcdougall Park Nursing Home 18 Ley Street Como, died 16.10.2009 (DE19741736EM113)

Walter, Mary Christine, late of Unit 1 24 Morrison Road Midland, died 29.10.2009 (DE19860327EM24)

Woodward, William Horrocks, late of 76-78 Kimberley Street Leederville, died 22.10.2009 (DE33030262EM38)

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

Telephone: 9222 6777

ZX407

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 4th day of December 2009.

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

Name of Deceased	Address	Date of Death	Date Election Filed
Patricia Kathleen Jane Coleman DE19743792EM37	84A Constellation Drive, Ocean Reef	29 May 2003	26 November 2009
John McKenzie DE33067869EM38	429 Rokeby Road, Subiaco	13 October 2008	24 November 2009

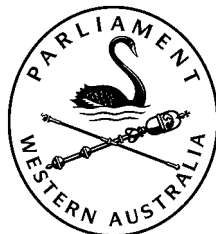
PUBLIC NOTICES

ZZ401

PARTNERSHIP ACT 1895 RETIREMENT OF PARTNER

Notice is hereby given in accordance with the *Partnership Act 1895*, that Travis Frank Walker, as of the 20th of October 2009, has retired from the business partnership of "Artype Media", located at 150 Hay Street in Subiaco, and is no longer associated in the conducting of said business.

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