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ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2011 (Prices include GST).

Deceased Estate notices, (per estate)—\$28.00

Articles in Public Notices Section—\$65.00 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$13.00

Bulk Notices—\$238.00 per page

Clients who have an account will only be invoiced for charges over \$50.

For charges under \$50, clients will need to supply credit card details at time of lodging notice (i.e. notice under 4cm would not be invoiced).

Clients without an account will need to supply credit card details or pay at time of lodging the notice.

— PART 1 —

PROCLAMATIONS

AA101*

JURIES LEGISLATION AMENDMENT ACT 2011

No. 13 of 2011

PROCLAMATION

Western Australia

By His Excellency

*Malcolm James McCusker,**Officer of the Order of Australia,**Queen's Counsel,**Governor of the State of Western Australia*

[L.S.]

M. J. McCUSKER

Governor

I, the Governor, acting under the *Juries Legislation Amendment Act 2011* section 2(b) and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which sections 42, 43 and 44 of that Act come into operation.

Given under my hand and the Public Seal of the State on 18 October 2011.

By Command of Governor,

CHRISTIAN PORTER, Attorney General.

JUSTICE

JU301*

Criminal Procedure Act 2004

Criminal Procedure Amendment Regulations (No. 3) 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Criminal Procedure Amendment Regulations (No. 3) 2011*.

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 *Criminal Procedure Regulations 2005*.

4. Schedule 1A amended

In Schedule 1A insert in alphabetical order:

Juries Act 1957

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

JU302*

Juries Act 1957

Juries Amendment Regulations (No. 2) 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Juries Amendment Regulations (No. 2) 2011*.

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 *Juries Regulations 2008*.

4. Part 4 inserted

After regulation 8 insert:

Part 4 — Infringement notices

9. Prescribed offences and modified penalties

- (1) The offences specified in Schedule 2 are offences for which an infringement notice may be issued under the *Criminal Procedure Act 2004* Part 2.
- (2) The modified penalty specified opposite an offence in Schedule 2 is the modified penalty for that offence for the purposes of the *Criminal Procedure Act 2004* section 5(3).
- (3) The Sheriff of Western Australia may appoint in writing persons or classes of persons to be authorised officers or approved officers for the purposes of the *Criminal Procedure Act 2004* Part 2.
- (4) The Sheriff of Western Australia is to issue to each authorised officer a certificate, badge or identity card identifying the officer as a person authorised to issue infringement notices.

10. Forms concerning prescribed offences

The forms set out in Schedule 3 are prescribed in relation to the matters set out in those forms.

5. Schedule 1 heading amended

In the heading to Schedule 1 after “**Forms**” insert:

concerning jury pools

6. Schedule 1 amended

Delete the reference after the heading to Schedule 1 and insert:

[r. 3A and 3B]

7. Schedules 2 and 3 inserted

After Schedule 1 insert:

Schedule 2 — Prescribed offences and modified penalties

[r. 9]

Offences under <i>Juries Act 1957</i>		Modified penalty
s. 55(1)	Failing without reasonable excuse to obey summons that has been served	\$800
s. 55(2)	Failing without reasonable excuse to obey direction given under section 32H(4)	\$800

Schedule 3 — Forms concerning prescribed offences

[r. 10]

Form 3 — Infringement Notice

Juries Act 1957 section 55

Name:

Address:

Infringement Number:

Modified Penalty: \$800

Due Date:

It is alleged that you failed without reasonable excuse to obey a summons served upon you /a direction given under *Juries Act 1957* section 23H(4) that required you to attend at on at a.m./p.m.

Section 55(1) states: "A person who, without a reasonable excuse, does not obey a summons that has been served on the person under this Act commits an offence."

OR

Section 55(2) states: "A person who, without a reasonable excuse, does not obey a direction given under section 32H(4) commits an offence."

PAYMENT OPTIONS

Payment can be made:

- In person at any magistrate courthouse in the state of Western Australia.
- A cheque or money order made payable to: **Jury Services** posted to:

Sheriffs Office
Level 2, 500 Hay Street
PERTH WA 6000

If you do not pay or respond to the Infringement Notice by the due date, further action will be taken and you will incur further costs.

DISPUTING THE ALLEGATION

If you wish the matter to be dealt with by a court, do not pay the Infringement Notice.

You should advise Jury Services of your intentions in writing to the address below before the due date.

If you wish to discuss this further, please contact Jury Services as stated below.

Under the Juries Act 1957 section 55, the maximum penalty is \$5 000.

JURY SERVICES CONTACT DETAILS

Address:	Level 2, 500 Hay Street PERTH WA 6000	Email:	jurors@justice.wa.gov.au
Telephone:	9425 2481	Website:	www.justice.wa.gov.au
Office Hours:	8:30 a.m. - 4:30 p.m.	Fax:	9425 4406

Authorising Officer: _____ Issue Date: _____

Signature: _____ Issue Location: _____

Form 4 — Notice Of Withdrawal

Juries Act 1957

Criminal Procedure Act 2004 section 15

Infringement Notice Number: _____

(Name)

(Address)

DETAILS OF INFRINGEMENT NOTICE AND ALLEGED OFFENCE	
Infringement Notice Number:	
Date of Issue:	
Alleged Offence:	Failure to obey summons for jury duty/direction under <i>Juries Act 1957</i> section 32H(4)

As the approving officer I withdraw proceedings under the *Criminal Procedure Act 2004* section 15 in relation to the Infringement Notice issued for the above offence. Any payments made will be refunded. No further action will be taken.

.....
Approving Officer (*name*)

.....
Signature

.....
Issue Date

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

JU303*

Magistrates Court Act 2004
Magistrates Court (Civil Proceedings) Act 2004

Magistrates Court (Civil Proceedings) Amendment Rules (No. 2) 2011

Made by the Magistrates Court.

1. Citation

These rules are the *Magistrates Court (Civil Proceedings) Amendment Rules (No. 2) 2011*.

2. Commencement

These rules come into operation as follows —

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

3. Rules amended

These rules amend the *Magistrates Court (Civil Proceedings) Rules 2005*.

4. Rule 131B amended

After rule 131B(11) insert:

- (12) A hearing notice must be in the approved form.

Dated: 20 October 2011.

Magistrates' signatures:

STEVEN HEATH, Chief Magistrate.

E. WOODS, Deputy Chief Magistrate.

P. G. COCKRAM, Magistrate.

J. HAWKINS, Magistrate.

TRAINING

TA301*

Vocational Education and Training Act 1996

Vocational Education and Training (Colleges) Amendment Regulations 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Vocational Education and Training (Colleges) Amendment Regulations 2011*.

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 *Vocational Education and Training (Colleges) Regulations 1996*.

4. Regulation 13B amended

In regulation 13B(3) delete paragraphs (a) and (b) and insert:

- (a) if the person is a concessional student — \$303;
- (b) if the person is not a concessional student — \$606.

5. Regulation 13C amended

In regulation 13C(4):

- (a) in paragraph (a) delete “student — \$298;” and insert:

student — \$303;

- (b) in paragraph (b) delete “student — \$596.” and insert:

student — \$606.

6. Regulation 14 amended

In regulation 14(2) delete “payable for” and insert:

payable on or before 30 June 2012 in respect of

7. Regulation 15A amended

In regulation 15A(4)(b)(ii) delete “309, 310, 785, 820 or 826” and insert:

309, 310, 820, 826 or 851

8. Schedule 1 replaced

Delete Schedule 1 and insert:

Item	Fee for	Fee (\$)
1.	Late application (r. 9(2))	75.00

Item	Fee for	Fee (\$)
2.	Unit fee for unit that is a component of a category A course (r. 12(2)) —	
	(a) For a person who is not a concessional student and is enrolled to undertake the unit —	
	(i) for a band 1 unit	16.00
	(ii) for a band 2 unit	34.00
	(iii) for a band 3 unit	66.00
	(iv) for a band 4 unit	128.00
	(b) For a person who is a concessional student and is enrolled to undertake the unit —	
	(i) for a band 1 unit	8.00
	(ii) for a band 2 unit	17.00
	(iii) for a band 3 unit	33.00
	(iv) for a band 4 unit	64.00
3.	Category B course, per semester (r. 12(1))	25.00
4.	Category C course, per hour or part of an hour, for the course (r. 12(1))	4.15

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

— PART 2 —

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984

DRYANDRA WOODLAND

Final Management Plan

The Conservation Commission of Western Australia advises that the management plan for Dryandra Woodland is available.

The plan covers Dryandra Woodland, which lies about 15 km north west of Narrogin. The total area is 28 066 ha, with blocks ranging in size from 87 ha to 12 283 ha. The management plan was prepared in accordance with sections 53 to 61 of the *Conservation and Land Management Act 1984* (the Act), and was approved by the Minister for Environment on 27 September 2011. No modifications were made to the management plan under section 60(2) of the Act. The management plan comes into operation with this *Gazette* notice.

Copies of the management plan can be obtained from the following DEC offices—

- Head Office, The Atrium, Level 4, 168 St Georges Tce, Perth 6000;
- State Operational Headquarters, 17 Dick Perry Avenue, Technology Park, Western Precinct, Kensington 6151; and
- Wheatbelt Regional Office, 7 Wald Street, Narrogin 6312.

The management plan and analysis of public submissions can be viewed and downloaded from the Department of Environment and Conservation's (DEC) website at—

<http://www.dec.wa.gov.au/landmanagementplanning>

PATRICIA BARBLETT AM, Chairman,
Conservation Commission of Western Australia.

KEIRAN McNAMARA, Director General,
Department of Environment and Conservation.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004

APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Denise Eileen Coombes of 8 Ludlow Mews, Ballajura
Desmond Frank Crawley of 32 Sutcliffe Street, Dalkeith
Gerard Michael Hoey of 17 Sedgeland Way, Ascot Waters
David Paul Rooney of 97 Stuart Street, Inglewood
Debra Jane Royle of 43A Pangbourne Street, Wembley
Helen Elizabeth Tuck of 12B Hazelwood Ramble, Ballajura
Antonio Marrocco of 97 Flinders Street, Mount Hawthorn

RAY WARNES, Executive Director,
Court and Tribunal Services.

LOCAL GOVERNMENT

LG401***LOCAL GOVERNMENT ACT 1995***Shire of Wongan-Ballidu***APPOINTMENTS**

It is hereby notified for public information that the following persons—

Stuart Taylor has been authorised under section 59 of the *Bush Fires Act 1954* to institute and carry out proceedings for offences against the *Bush Fires Act 1954*.

Wayne Smith has been authorised under section 59 of the *Bush Fires Act 1954* to issue infringements under section 59A of the *Bush Fires Act 1954*. The Control of Vehicles (Off-road Areas) Act 1978.

STUART TAYLOR, Chief Executive Officer.

LG402***CARAVAN PARKS AND CAMPING GROUNDS ACT 1995***Shire of York***APPOINTMENTS**

It is hereby notified for public information that the following persons have been appointed as authorised persons for the Shire of York—

Authorised Officers

Angela Plichota	Gordon Tester
Ray Hooper	Tyhscha Cochrane
Phil Gough	Judith Anderson
Shane Fewster	Matthew Sharpe
Sacha Akesson-Werth	Glen Jones
Jodie Taylor	Tim Jurmann
Jacky Jurmann	

All previous appointments are hereby revoked.

Dated 17 October 2011.

RAY HOOPER, Chief Executive Officer.

LG403***DOG ACT 1976***Shire of York***APPOINTMENTS**

It is hereby notified for public information that the following persons have been appointed as authorised persons for the Shire of York—

Authorised Officers

Angela Plichota
Tyhscha Cochrane
Ray Hooper
Don Randell
Robert Windsor
Robert MacKenzie
Matthew Sharpe
Clint Strickland
Richard Smith
Shane Fewster
Phil Gough
Felix McQuistan
Jodie Taylor
Glen Jones

Registration Officers

Hayley McNamara
Tracy McInnes
Kate Emin
Matthew Davies
Natasha Brennan
Jody Lilleyman
Lindy Dewar
Nicole McNamara

All previous appointments are hereby revoked.

Dated 17 October 2011.

RAY HOOPER, Chief Executive Officer.

LG404***LITTER ACT 1979***Shire of York***APPOINTMENTS**

It is hereby notified for public information that the following persons have been appointed as authorised persons for the Shire of York—

Authorised Officers

Angela Plichota	Gordon Tester
Ray Hooper	Judith Anderson
Tyhscha Cochrane	Matthew Sharpe
Glen Jones	Sacha Akesson-Werth
Jacky Jurmann	Shane Fewster
Jodie Taylor	Phil Gough
Tim Jurmann	

All previous appointments are hereby revoked.

Dated 17 October 2011.

RAY HOOPER, Chief Executive Officer.

LG405***LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960***Shire of York***APPOINTMENTS**

It is hereby notified for public information that the following persons have been appointed as authorised persons for the Shire of York—

Authorised Officers

Angela Plichota	Robert MacKenzie
Ray Hooper	Tyhscha Cochrane
Peter Atkins	Don Randell
Robert Windsor	Clint Strickland
Richard Smith	Matthew Sharpe
Shane Fewster	Jacky Jurmann
Gordon Tester	Tim Jurmann
Glen Jones	Jodie Taylor

All previous appointments are hereby revoked.

Dated 17 October 2011.

RAY HOOPER, Chief Executive Officer.

LG406***CONTROL OF VEHICLES (OFF-ROAD AREAS) ACT 1978***Shire of York***APPOINTMENTS**

It is hereby notified for public information that the following persons have been appointed as authorised persons for the Shire of York—

Authorised Officers

Angela Plichota	Gordon Tester
Ray Hooper	Jacky Jurmann
Tyhscha Cochrane	Matthew Sharpe
Shane Fewster	Glen Jones
Jodie Taylor	Phil Gough

All previous appointments are hereby revoked.

Dated 17 October 2011.

RAY HOOPER, Chief Executive Officer.

LG407*

BUSH FIRES ACT 1954*Shire of York*

APPOINTMENTS

In accordance with the *Bush Fires Act 1976* as amended, the following persons are hereby appointed as authorised Fire Control Officers and Fire Weather Officers as described for the Shire of York—

Chief Bush Fire Control OfficerMr Terry Davies **Dual FCO Beverley****Deputy Chief Bush Fire Control Officer**

Mr Wayne Collins

Mr Jeremy Marwick

Burges Siding Bush Fire Brigade

Stephen Chipper

Glen Davies

Andrew Boulton

Tony Robinson

Peter Monger

Warrick McGregor

Greenhills Bush Fire Brigade

Charles Boyle

Graham Penny

Paul Jenkinson **Dual FCO Beverley**

David Jenkinson

Simon Penny

Jeremy Marwick

Norm Whitburn **Dual FCO Beverley**

Peter Keeble

Gary Sargeant

Malebell Bush Fire Brigade

Peter Humphrey

John Hewett

Murray Hewett

Chris Joyce

Eddie Humphrey

Tim Springbett

Bruce Gentle

Peter Boyle

Talbot Brook Bush Fire Brigade

Dave Emin

Colin Luef

Steve McDowall

Dave Wallace

York FESA Unit

Richard Boulton

Angela Plichota

Warrick McGregor

Troy Granville

Alan Milson

Harvest Ban Officers

Paul Jenkinson

Glenn Davies

Murray Hewett

Tim Springbett

Colin Luef

Dual FCO

Clive Owen—Inkpen Brigade—Northam

Mr John Smart—Quairading

Mr James Aird—Beverley

Richard Smith—Beverley

Lewis Shaw—Beverley

John Barrett-Lennard—Beverley

Lincoln Murray—Beverley

Todd Harris—Cunderdin

Doug Kelly—Cunderdin

All previous appointments are hereby revoked.

Dated 17 October 2011.

Shire of York

Shane Fewster

Felix McQuistan

Matthew Sharpe

RAY HOOPER, Chief Executive Officer.

LG408*

FOOD ACT 2008*Shire of York*

APPOINTMENTS

In accordance with the Food Act 2008, the following persons are hereby appointed as authorised persons for the Shire of York—

Gordon Tester

Judith Anderson

Dated 17 October 2011.

RAY HOOPER, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954*Shire of Busselton***FIREBREAK AND FUEL HAZARD REDUCTION**

Take notice that pursuant to Part 3 Division 6 section 33 of the *Bush Fires Act 1954*, all owners and/or occupiers of land within the District of the Shire of Busselton, shall construct firebreaks and carry out fire protection measures in accordance with the provisions of this Notice.

1. INTERPRETATION AND ADDITIONAL INFORMATION

Wherever referred to in this Notice, unless the context requires otherwise—

‘Crop or Pasture Area’ means an area of rural or rural residential land which is totally or substantially covered in agricultural crops or pasture for the grazing of animals.

‘District’ means the district of the Shire of Busselton established under Part 2 of the *Local Government Act 1995*.

‘Firebreak’—the term firebreak includes a mineral earth firebreak.

‘Mineral Earth Firebreak’ means an area of land cleared to mineral earth, which is kept and maintained totally clear of all material (living or dead) so only mineral earth remains, and includes the pruning and removal of all overhanging trees and other vegetation to a height of 5 metres above the ground level of the mineral earth firebreak, for the whole of the compliance period.

‘Fire Management Plan’ means a comprehensive plan for the prevention and control of bushfires which may apply to individual land holdings and a notification, pursuant to the *Transfer of Land Act 1893* (as amended) may be placed on the Certificate(s) of Title of the land for medium to long term fire management to reduce the occurrence and minimise the impact of uncontrolled bush fires, thereby reducing the threat to life, property and the environment.

‘Hazardous and Flammable Materials’ means accumulated fuel (living or dead) such as leaf litter, twigs, trash, bush, dead trees and scrub capable of carrying a running fire, but excludes standing living trees and isolated shrubs.

‘Hazard Separation Zone’ means a modified area of reduced fuel load outside a Building Protection Zone to assist in reducing the fires intensity when flames are approaching buildings. Both the Building Protection Zone and the Hazard Separation Zone are essential strategies for the protection of buildings. A Hazard Separation Zone covers the area 75 metres outside a Building Protection Zone.

A Hazard Separation Zone should be modified to have a maximum fuel load of 6-8 tonne per hectare. This can be implemented by fuel reduction methods such as burning, mowing and slashing to remove the hazard and should not require the removal of living trees or shrubs.

Further information on fuel loading can be found in the ‘Visual Fuel Load Guide’ available by calling FESA or via their website at www.fesa.wa.gov.au.

‘Lot’ means land in one certificate of title or, at the discretion of the Shire, adjoining land in more than one certificate of title that is owned by the same person or body.

‘Notice’ means this Firebreak and Fuel Hazard Reduction Notice made under the *Bush Fires Act 1954* with respect to all land in the District and published in the local newspaper.

‘Parkland Clearing’ means that all dead vegetation, dry grass (excluding approved crop or pasture areas and living trees/shrubs), piles of timber, disused materials and other vegetation, must be maintained to a height of no greater than 10 centimetres

‘Plantation’ means an area of planted pines, eucalypts, proteas or other commercial value trees or plants exceeding 40 metres by 40 metres in area, but not including a plantation.

‘Rural Land’ means land zoned agriculture, viticulture and tourism, rural landscape and/or conservation under the Shire of Busselton District Town Planning Scheme No. 20 or any equivalent zoning under a replacement town planning scheme.

‘Shire’ means the Shire of Busselton.

‘Rural Residential’ means land zoned rural residential under the Shire of Busselton District Town Planning Scheme No. 20 or any equivalent zoning under replacement town planning scheme.

‘Urban Land’ means any land other than rural land, rural residential land or crown or reserve land and includes land zoned residential, business and industrial under the Shire of Busselton District Town Planning Scheme No 20 or any equivalent zoning under a replacement town planning scheme, but not including crown or reserve land.

‘Windbreak’ means an area of planted trees not exceeding 10 metres in depth with an unrestricted length which has been planted to provide wind protection to crop or pasture land.

2. Building in bush fire prone areas

New dwellings and other forms of accommodation, as well as additions to existing buildings (in some instances) in designated bushfire prone areas are to be constructed to the standards set out in *Australian Standard 3959-2009*. In designated bush fire prone areas, the minimum Building Protection Zone in all cases shall be 25 metres.

3. Building Protection Zones

In bush fire prone areas the surroundings of every building must meet the following requirements—

- (1) The Building Protection Zone for existing buildings must be at least 20 metres from any external walls of the building unless varied under an approved Fire Management Plan.
- (2) The minimum Building Protection Zone for buildings constructed after the 1 November 2011, in all cases shall be 25 metres.
- (3) The Building Protection Zone must be located within the boundary of the lot that the building is situated on.
- (4) Hazardous/flammable materials must be maintained to a height of no greater than 10 centimetres.
- (5) Wood heaps and fuel must be a minimum of 10 metres away from a dwelling.
- (6) Fuel loads must be reduced and maintained at 2 tonne per hectare.
- (7) Isolated trees and shrubs may be retained however, the first 5 metres around all buildings must be clear of all hazardous/flammable materials. Reticulated gardens in the Building Protection Zone shall be maintained to a height no greater than 500 millimetres. Wood piles must be at least 10 metres away from all buildings.
- (8) Trees in the Building Protection Zone shall comply with the requirements of section 4.
- (9) Where the land has an approved Fire Management Plan, compliance with that Fire Management Plan. The Fire Management Plan may vary the above Building Protection Zone requirements.
- (10) A Hazard Separation Zone is recommended in the absence of a Fire Management Plan.

Note—

Building Protection Zones starve the fire by reducing the fuel levels around your house. These requirements are designed to reduce the fire's intensity and minimize the likelihood of flame contact with buildings. The Building Protection Zone gives more protection to families should a fire threaten suddenly and they cannot leave. It also provides extra protection for fire fighters and property owners who may decide to stay with their property.

4. Trees on Urban, Rural and Rural Residential

- (1) Tree branches must be removed or pruned to ensure a clear separation of at least 3 metres back from the eaves of all buildings and 5 metres above the top of the roof.
- (2) Branches that may fall on the house must also be removed.
- (3) In a Building Protection Zone, the spacing of individual or groups of trees should be 15 metres apart to provide for a 5 metres separation between tree crowns.
- (4) A separation distance of at least 2.5 metres shall be maintained between trees and power lines to avoid contact and potential to start a fire or bring down a power line.

5. Compliance Period

- (1) An owner and or occupier of Rural Residential and Vacant Urban land shall comply in all respects with the requirements of this Notice by 1 December 2011.
- (2) An owner and or occupier of Rural land shall comply in all respects with the requirements of this Notice by 15 December 2011, and the land is to comply in all respects with the requirements of this Notice for the whole of the compliance period.

6. Restricted and Prohibited Burning Period

BURNING PERMITS ARE REQUIRED FROM
2 November 2011 to
14 December 2011 inclusive
and
1 March 2012 to 12 May 2012 inclusive
BURNING PROHIBITED
15 December 2011 to 29 February 2012 inclusive
(ALL FIRES PROHIBITED)

8. Fire Permits

- (1) Permits to burn are required for the whole of the restricted periods and can only be obtained from the Fire Control Officer for your area.
- (2) Permits are to be obtained before burning commences (the permit holder must be in possession of the permit during the burn).
- (3) Any special conditions imposed by the Fire Control Officer when issuing permits must be strictly adhered to.

9. Fire Permit Holder to notify of Intention to Burn

The permit holder shall notify his/her intentions to burn to—

- (1) The Shire on the day when the burning is to take place ((08) 9781 0444).
- (2) The owner or occupier of adjoining land.
- (3) DEC if the land is situated within 3 kilometres of state forest land or if adjacent to a national park (phone (08) 9731 6232).

10. Burning on Sundays and Public Holidays

Burning on Sundays and public holidays during the restricted fire season is prohibited

11. Use of Tractors

Owners of tractors with down swept exhaust systems are encouraged to have an approved spark arrestor fitted as provided in the Bush Fires Act 1954 regulations.

12. Garden Refuse Urban Areas

No garden refuse is permitted to be burnt on the ground, in the open air or in an outdoor incinerator within the urban areas of Busselton and Dunsborough town sites at any time of the year.

13. Burning Garden Refuse on Rural—Residential Land

The burning of garden refuse is prohibited from 14 December 2011 to 29 February 2012. During the restricted burning period, 2 November 2011 to 14 December 2011 and 1 March 2012 to 12 May 2012, permits are required to be obtained from the fire control officer for your area for the burning of any garden refuse.

14. Burning of Toxic material

Burning of toxic materials and rubbish is prohibited at all times.

15. Wood Fired Pizza Ovens

Wood fired pizza oven must have a spark arrestor fitted.

16. Camp Fires

Camp fires are prohibited within the Shire during the restricted and prohibited burning period.

17. Wood and coal fuelled barbecues

Wood and coal fuelled barbecues are banned during a total fire ban or in any period when the fire danger forecast is 'very high' or above.

18. Electric Fences

Warning: The use of electric fences during periods of 'very high' or above fire danger forecast may cause fire.

19. Welding, Cutting and Grinding Equipment

A person shall not operate Welding, Cutting and Grinding Equipment when the fire index is extreme or above. Contact Shire Ranger and Fire Services prior to use of this equipment. (08—97810444)

20. Requirements for Particular Categories of Land**20.1 Rural Land (Category 1)****(a) Firebreak(s)**

On Rural Land a mineral earth Firebreak shall be constructed 3 metres wide, except in a crop or pasture area where a Firebreak shall be at least 2 metres wide. A Firebreak shall be located adjacent to all external boundaries of a lot. Where the land area exceeds 120 hectares, an additional Firebreak must divide the land into areas of not more than 120 hectares with each part completely surrounded by a Firebreak.

(b) Building Protection Zone

A Building Protection Zone shall surround every building and must comply with the requirements of section 3.

(c) Fuel Storage and Haystack Protection Zones

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

20.2 Urban Residential and Industrial—Commercial (Category 2)**(a) Firebreak(s)**

Where the area of land exceeds 2024m² (½ acre) a mineral earth Firebreak shall be constructed and maintained at least 3 metres wide and within 6 metres of the inside of all external boundaries of the land.

(b) Fuel reduction

Where the area of land is 2024m² (½ acre) or less, hazardous material must be removed from the whole of the land except living trees and in the area remaining, vegetation is to be maintained at a height of no greater than 10 centimetres, including piles of timber, branches and other vegetation.

(c) Trees shall be pruned and must comply with the requirements of section 4**20.3 Plantations (Category 3 and 4)****(a) Firebreaks and Fire Management Plan**

Fire breaks shall be constructed in accordance with the requirements of an approved Fire Management Plan referred to in section 1, and Guidelines for Plantation Fire Prevention.

20.4 Protea Plantations and Vineyards (Category 5)**(a) Firebreak**

A mineral earth Firebreak shall be not less than 3 metres wide on all Protea Plantations and Vineyards.

(b) Fuel Reduction

A 5 metre low fuel area is to be maintained between the 3 metre Firebreak and the plantation/vineyard area. In this area, vegetation is to be maintained to a height of no greater than 10 centimetres, this includes piles of timber, branches and other vegetation.

(c) Building Protection Zone

A Building Protection Zone shall surround every building and must comply with the requirements of section 3.

(d) Fuel Storage and Haystack Protection Zones

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

20.5 Rural Residential Land—Lots with Individual Boundary Firebreak (Category 6)

(Category 6 includes Rural Residential Land not in a Strategic Firebreak Area).

(a) Firebreak

A mineral earth Firebreak shall be constructed 3 metres wide except in a crop or pasture area where a Firebreak shall be at least 2 metres wide and located within 6 metres of all external boundaries of the land.

Where a Fire management Plan has been approved for an estate or a lot, Fire breaks shall be constructed in accordance with the conditions of the approved Fire Management Plan.

(b) Fuel reduction

Parkland clearing referred to in section 1 must be carried out in all open paddocks and along the boundary of the property.

(c) Building Protection Zone

A Building Protection Zone shall surround every building and must comply with the requirements of section 3.

(d) Fuel Storage and Haystack Protection Zones

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

20.6 Rural Residential—Strategic Firebreaks on One or More Boundaries**(Category 7)**

(Category 7 includes Rural Residential Land within a Strategic Firebreak Area with a Strategic Firebreak on one or more boundaries of a lot).

(a) Firebreak

A mineral earth Firebreak shall be constructed 3 metres wide. Free access along a Strategic Firebreak across the boundary of the lots is required to be provided, by means of a 3.5 metres field gate in a boundary fence.

Where a Fire management Plan has been approved for an estate or a lot, Fire breaks shall be constructed in accordance with the conditions of the approved Fire Management Plan.

(b) Fuel reduction

Parkland clearing referred to in section 1 must be carried out in all open paddocks and along the boundary of the property.

(c) Building Protection Zone

A Building Protection Zone shall surround every building and must comply with the requirements of section 3.

(d) Fuel Storage and Haystack Protection Zones

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

20.7 Rural Residential Land—Within a Strategic Firebreak Protected Area**(Category 8)**

(Category 8 includes rural residential land totally within a Strategic Firebreak Area).

(a) Fuel reduction

Parkland clearing referred to in section 1 must be carried out in all open paddocks and along the boundary of the property.

Where a Fire management Plan has been approved for an estate or a lot, the owner and or occupier shall with the terms of the approved Fire Management Plan.

(b) Building Protection Zone

A Building Protection Zone shall surround every building and must comply with the requirements of section 3

(c) Fuel Storage and Haystack Protection Zones

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

21. VARIATION OF FIREBREAK AND FUEL HAZARD REDUCTION REQUIREMENTS

- (a) An owner and/or occupier of land in the district may apply for a variation of the Requirements for Particular Categories of Land referred to under section 20.
- (b) Applications for a variation of section 20 must include reasons for which the variation is sought and include an alternative Fire Management Plan, for fire protection and fuel hazard reduction.
- (c) Application for a variation of section 20 shall be submitted to the Shire of Busselton Administration Office, Southern Drive Busselton, WA 6280, prior to 4:30pm on 8 November 2011.
- (d) Applications for variation will be considered on merit, and a notification of assessment given to the applicant prior 1 December 2011.

The requirements of this Notice are considered to be the minimum standard of fire prevention measures necessary to protect individual properties and the District generally.

The following persons have been appointed as Bush Fire Control Officer for the Shire of Busselton as per Section 38 of the Bush Fires Act 1954—

CHIEF BUSH FIRE CONTROL OFFICER

Allan Guthrie

DEPUTY CHIEF BUSH FIRE CONTROL OFFICER

Geoff Jones

RANGER and EMERGENCY SERVICES MANAGER

Tim Wall

SHIRE/ FESA CESM (Fire Management Officer)

Andy Thompson

SHIRE RANGERS/FIRE CONTROL OFFICERS

Owen Anderton

Michelle McGee

Greg Tennant

Naz Graue

Rhys Nathanielsz

Michael Waight

FESA BUSSELTON TOWNSITE

Busselton Robert Papalia

FESA DUNSBOROUGH TOWNSITE

Dunsborough Mark Flynn

BUSH FIRE CONTROL OFFICERS**Area/Zone Bush Fire Control Officer****ZONE 1—CAPE**

Dunsborough	Barton Hatherly
Eagle Bay	Colin Sanderson
Yallingup Coastal	Paul Blight

ZONE 2—WEST

Metricup	Rob Poole
Wilyabrup	Mark Jolliffe
Yallingup Rural	Daivid Hunt
Yallingup Siding	Mark Standish

ZONE 3—CENTRAL

Ambergate	Ken Sue
Vasse	Peter Dawson
Carbunup	Wally Lewis
Sussex	Mark Smith

ZONE 4—EAST

Hithergreen/Tutunup	Oscar Negus
Ruabon	Todd Johnson
Yalyalup	Tim O'Neill
Jarrahwood	Mark Cannon

ZONE 5—SOUTH

North Acton Park	Douglas Walters
South Acton	Ian McGregor
Kaloorup	Chris Payne
Boallia	Kingsley McSwain
Jindong	Neil MacDonald
Yoongarillup	Ian Slee

By order of the Council

MIKE ARCHER, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum,
Coolgardie WA 6429.

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 provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

T. R. WATT, Warden.

To be heard by the Warden at Coolgardie on 19 December 2011.

COOLGARDIE MINERAL FIELD**Prospecting Licences**

P16/2183	Siberia Mining Corporation Pty Ltd
P16/2184	Siberia Mining Corporation Pty Ltd
P16/2510	Siberia Mining Corporation Pty Ltd
P16/2527	Siberia Mining Corporation Pty Ltd

MP402***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum,
Norseman WA 6443.

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 provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

T. R. WATT, Warden.

To be heard by the Warden at Norseman on 20 December 2011.

DUNDAS MINERAL FIELD**Prospecting Licences**

P63/1798	May, Alan Robert
P63/1808	Drayson, Thomas

MP403***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 provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

PAUL ROTH, Warden.

To be heard by the Warden at Southern Cross on 22 November 2011.**YILGARN MINERAL FIELD****Prospecting Licences**

P77/3868-I Southern Cross Goldfields Ltd
P77/3939 Wiltshire, Peter Andrew

MP404***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 provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

PAUL ROTH, Warden.

To be heard by the Warden at Southern Cross on 22 November 2011.**YILGARN MINERAL FIELD****Prospecting Licences**

P77/3766 Champion, Brian
P77/3982 Fradl, Robert
 Jagem Pty Ltd

MP404***MINING ACT 1978****INTENTION TO FORFEIT**Department of Mines and Petroleum,
Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Regulations 1981*, notice is hereby given that unless the rent due on the under mentioned mining tenements are paid on or before 30 November 2011 it is the intention of the Minister for Mines and Petroleum under the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* to forfeit such for breach of covenant, being non-payment of rent.

Director General.

Number	Holder	Mineral Field
	Exploration Licence	
E 04/1771	Delphinia Diamonds Pty Ltd	West Kimberley
E 04/1994	GHL Resource Investments Pty Ltd	West Kimberley
E 04/1995	GHL Resource Investments Pty Ltd	West Kimberley
E 28/1688	Shepherd, Michael William	N. E. Coolgardie
E 36/716	Foley, Michael Joseph	East Murchison
E 39/1455	Linger and Die Pty Ltd	Mt Margaret
E 51/1191	Emergent Resources Limited	Murchison
E 69/2101	Resource Search Pty Ltd	Warburton
E 69/2102	Resource Search Pty Ltd	Warburton
E 69/2183	Resource Search Pty Ltd	Warburton
E 69/2214	Resource Search Pty Ltd	Warburton
E 74/300	Gough, Roger	Phillips River
E 80/3757	Lee, George Francis	Kimberley
	Mining Lease	
M 38/561	Johnson, Chad Graeme	Mt Margaret
	Johnson, Neale Graeme	
M 39/149	Clark, Virgil John	Mt Margaret
	Steffensmeier, Lloyd Anthony	
	Kimble, Malcolm Duane	
M 80/528	Martinjinni Pty Ltd	Kimberley

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005

DECLARATION OF PLANNING CONTROL AREA No. 2

South Western Highway (Waroona Deviation) and Associated Railway Realignment
Shire of Waroona

File: RLS/0182

General Description

The Hon Minister for Planning has granted approval to the declaration of a Planning Control Area over land which may be required for the proposed South Western Highway (Warooka Deviation), an associated railway realignment and regional open space, as shown on Western Australian Planning Commission Plans 1.7135 and 1.7136.

Purpose of The Regional Planning Control Area

The purpose of the planning control area is to protect the preferred alignment for the proposed South Western Highway (Waroona Deviation) and the associated railway realignment. The Western Australian Planning Commission considers the planning control area is required over the corridor to ensure no development occurs on the land that might prejudice this purpose until it may be reserved for Primary Regional Roads, Railways or Regional Open Space (as applicable) in the Peel Region Scheme.

Duration and Effects

The planning control area remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the Western Australian Planning Commission with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development within a regional planning control area without the prior approval of the Western Australian Planning Commission. The penalty for failure to comply with this requirement is \$200,000 and, in the case of a continuing offence, a further fine of \$25,000 for each day during which the offence continues.

Under the *Planning and Development Act 2005*, from the date of proclamation, compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the Western Australian Planning Commission in the same circumstances and to the same extent as if the land had been reserved in the Peel Region Scheme for a public purpose.

Where the Planning Control Area Documents are Available for Public Inspection—

- Western Australian Planning Commission
Gordon Stephenson House
140 William Street
Perth WA
- Department for Planning
(Peel Region Office)
11-13 Pinjarra Road
Mandurah WA
- Municipal office of the Shire of Waroona
Hesse Street
Waroona WA
- J S Battye Library
Level 3 Alexander Library Building
Perth Cultural Centre

NEIL THOMSON, Acting Secretary,
Western Australian Planning Commission.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Esperance
Local Planning Scheme No. 23—Amendment No. 10

Ref: TPS/0586

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 Esperance local planning scheme amendment on 6 October 2011 for the purpose of rezoning Lots 145-148 Phyllis Street and Lots 239-242 Daphne Street, Castletown from 'Residential' with a density of 'R20' to 'Residential' with a density of 'R30' and amending the Scheme Maps accordingly.

I. S. MICKEL, Shire President.
M. OSBORNE, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Chittering
Town Planning Scheme No. 6—Amendment No. 44

Ref: TPS/0553

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 Chittering local planning scheme amendment on 6 October 2011 for the purpose of—

1. Modifying the current zoning of Lot 501 Tea Tree Road, Bindoon from "Agricultural Resource" to "Rural Retreat".
2. Amending the Scheme Map accordingly.

A. DOUGLAS, Mayor.
H. HAWKINS, Chief Executive Officer.

WATER/SEWERAGE

WA401*

METROPOLITAN WATER AUTHORITY ACT 1982
METROPOLITAN MAIN DRAINAGE DISTRICT NO. 1.
2011 Fremantle Excision

FILE: JT1 2010 10261 V01

Made by the Hon. Minister for Water pursuant to section 104(3) of the *Metropolitan Water Authority Act 1982*.

1. The area formerly known as Metropolitan Main Drainage District No. 1, deemed, pursuant to section 104(7) of the *Metropolitan Water Authority Act 1982*, to have been declared a drainage area, is referred to in this notice as "the declared drainage area".

2. Notice is hereby given that the boundaries of the declared drainage area, as altered, are, as from 30 December 2011, to be further altered by the excision of all land shown as exclusion in the Schedule hereto and more particularly delineated on sheet 2 of plans KR10.

3. A person who is aggrieved by this proposal may, pursuant to Section 104(4) of the *Metropolitan Water Authority Act 1982*, by notice in writing to the Minister within one month of the publication of this notice, object to the proposal contained herein.

BILL MARMION MLA, Minister for Water.

Note: The abovementioned plans may be inspected at the Water Corporation's Business Office at 629 Newcastle Street, Leederville, WA 6007 between the hours of 8.30am and 4.30pm on any working day.

Schedule

Planset No. KR10



In accordance with the provisions of the *Metropolitan Water Authority Act 1982*, it is hereby notified that all land situated within such portions of the declared area as altered by this notice shall cease to be rated for main drainage from 30 December 2011.

SUE MURPHY, Chief Executive Officer.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Avon Samuel Cohen late of 59/301 Morrison Road, Midland, WA.

Creditors and other persons having claims (to which section 63 of the *Trustees Act 1962* relates) in respect to the estate of the above deceased who died on 14/05/2011 are required by the deceased's personal representative to send particulars of their claim to his solicitor R H George, George Lawyers PO Box 929 Balcatta WA 6914 within one month of the date of this publication after which date the personal representative 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

Rosaria Michelina Vigolo late of 33940 Albany Highway, Narrikup in the State of Western Australia, Primary Producer, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of Rosaria Michelina Vigolo deceased who died on the 19th day of June 2011 at Albany, in the said State are required by the personal representative David Malcolm Moss of 45 Duke Street, Albany, Western Australia and Salvatore Pietropaolo of 99 Aberdeen Street, Albany, Western Australia to send particulars of their claims to David Moss & Co of PO Box 5744, Albany WA 6332 by the date one month following the publication of this notice after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.

PUBLIC NOTICES

ZZ401

DISPOSAL OF UNCOLLECTED GOODS ACT 1971

DISPOSAL OF UNCOLLECTED GOODS

Royal Perth Yacht Club hereby gives notice of intent to sell 1(one) endeavour 24 yacht, "Birribi".

The owner has 7 days from the date of publication to contact Mr Stuart Walton, General Manager on 9389 1555. If the Club does not receive contact from the owner, a court order to sell the boat will be issued.

Dated 27 October 2011.

Royal Perth Yacht Club.

REPRINTED SUBSIDIARY LEGISLATION**TITLES REQUIRED FOR SCANNING**

Parliamentary Counsel's Office (PCO) have recently undertaken a project to scan all reprints of subsidiary legislation similar to the reprinted Acts database now available on the web.

There are two titles they require to complete the project, the titles are—

1. *Metropolitan Water Supply, Sewerage and Drainage By-laws 1981*; reprint No. 1 as at 7/11/1986; and
2. *Road Traffic (Licensing) Regulations 1975*; reprint No. 3 as at 5/10/1994.

If anyone has a copy of these reprints and would be prepared to donate (or lend) to PCO please contact them, details below—

Parliamentary Counsel's Office,
Level 13,
141 St Georges Tce,
Perth WA 6000
Phone: (08)9264 1444
Fax: (08)9321 2410
Email: pcoreception@pco.wa.gov.au

The subsidiary legislation reprint database will be made available on the web at the completion of all scanning.

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