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CHANGE TO PUBLICATION TIMES 2012

Clients please note that the publication time for all General Government Gazettes has changed from 3.30 pm to 12.00 noon.

This change commenced for the General Government Gazette published on 6 January 2012.

All copy close-off times will remain the same, being 12.00 noon on Wednesday each week for the Friday Gazette and 12.00 noon Friday for the Tuesday Gazette.

JOHN STRIJK, Director and Government Printer,  
State Law Publisher,  
Department of the Premier and Cabinet.

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## PUBLISHING DETAILS

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Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

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## ADVERTISING RATES AND PAYMENTS

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

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## — PART 2 —

### CORRECTIVE SERVICES

CS401\*

**COURT SECURITY AND CUSTODIAL SERVICES ACT 1999**

## PERMIT DETAILS

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

Surname	First Name(s)	Permit Number	Date Permit Revoked
Hartigan	Cain	11-0308	27/1/2012

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

COLIN BRANDIS, Manager Court Security & Custodial Services Contract.

### MARINE/MARITIME

MA401\*

**WESTERN AUSTRALIAN MARINE ACT 1982****NAVIGABLE WATERS REGULATIONS 1958***City of Geraldton***CLOSED WATERS—MOTORISED VESSELS**

Pages Beach—Geraldton

Department of Transport,  
Fremantle WA, 7 February 2012.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, I hereby revoke notice TR401 published in the *Government Gazette* on 26 October 1999 and hereby close the following area of water to motorised vessels until further notice—

PAGES BEACH: All the waters of the Indian Ocean bounded by the shore and lines commencing at point A at 28°46.622'S, 114°35.010'E (on the foreshore south of the Pages Beach Groyne); thence to point B at 28°46.571'S, 114°35.022'E (approximately 95 metres north easterly); thence to point C at 28°46.370'S, 114°35.210'E (approximately 480 metres north easterly); thence to point D at 28°46.362'S, 114°35.265'E (on the breakwater approximately 90 metres easterly). All coordinates based on GDA 94.

RAY BUCHHOLZ, A/Marine Safety Operations Director,  
Department of Transport.

### PLANNING

PL401\*

**PLANNING AND DEVELOPMENT ACT 2005****APPROVED LOCAL PLANNING SCHEME AMENDMENT***City of Greater Geraldton*

Local Planning Scheme No. 5—Amendment No. 1

Ref: TPS/0460

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Greater Geraldton local planning scheme amendment on 17 January 2012 for the purpose of—

1. Amending the Scheme Maps by—

- Reclassifying a portion of Lot 206 Horwood Road, Woorree from the 'Major Road' local reserve to the 'Highway Commercial' zone.

- (ii) Rezoning Lot 77 Company Road, Greenough from the 'Rural' zone to the 'Civic and Cultural' zone.
- (iii) Reclassifying Reserve 43314 Hall Road, Waggrakine from the 'Residential' zone to the 'Parks and Recreation' local reserve and excluding Reserve 43314 from the Residential Design Codes 'R12.5' density code.
- (iv) Reclassifying a portion of Lot 30 Hall Road, Waggrakine from the 'Public Purposes—Hall' local reserve to the 'Parks and Recreation' local reserve.
- (v) Modifying the Residential Design Codes density code from 'R20' to 'R12.5' for the land situated at—
  - Lots 173 to 179 Auger Green, Wandina;
  - Lot 304 Seaview Boulevard;
  - Lots 305 to 308, 327 to 336, 501, 502, 538 and 539 Bellimos Drive, Wandina;
  - Lots 503 to 527 and 535 to 537 Beacon Rise, Wandina;
  - Lots 528 to 534 Coral Court, Wandina;
  - Lots 540 to 553 Wallabi Drive, Wandina; and
  - Lots 554 to 562 Jackson Loop, Wandina;

2. Amending the Scheme Text by—

- (i) Modifying Table No. 1—Zoning Table by adding a new use class of 'Home Store' and designating it as an 'A' use in the Residential and Rural Residential zone and an 'X' use in all the other zones; deleting the 'Wind Farm or Wind Energy Facility' use class, and adding a new use class of 'Wind or Solar Energy Facility' and designating it as an 'A' use in the Rural zone and an 'X' use in all the other zones; and modifying 'Recreation Private' from an 'X' use to an 'A' use in the 'General Industry Zone' as follows—

USE CLASSES	ZONES									
	Residential	Commercial	Highway Commercial	Light Industry	General Industry	Rural	Civic Cultural	Rural Smallholding	Rural Residential	Tourist
Home Store	A	X	X	X	X	X	X	X	A	X
Wind or Solar Energy Facility	X	X	X	X	X	A	X	X	X	X
Recreation Private	X	A	A	A	A	A	A	A	X	A

- (ii) Modifying Clause 5.12.2 to read as follows—

5.12.2 Within the Residential, Rural-Residential and Rural-Smallholding zones a person shall not use the land between the street alignment and the minimum front setback or the front setback of an existing dwelling, except for one or more of the following purposes—

- (a) gardens and other landscaping; and
- (b) access driveways.

- (iii) Modifying Clause 5.13.2 to read as follows—

5.13.2 Foreshore Reserves

The local government may seek advice from relevant agencies with regard to appropriate setbacks for development adjacent to the coast or watercourses.

- (iv) Modifying Clause 5.14.6 to read as follows—

5.14.6 In considering an application for planning consent or its recommendations concerning subdivision Council may, if it considers that any trees are of landscape significance and should be retained, enter into negotiations with the applicants or proponent into the means by which any such trees can be retained.

- (v) Modifying Clause 5.15.6 to read as follows—

5.15.6 In considering an application for planning consent or its recommendations concerning subdivision Council may, if it considers that any trees are of landscape significance and should be retained, enter into negotiations with the applicants or proponent into the means by which any such trees can be retained.

- (vi) Deleting the Wind Farm or Wind Energy Facility land use definition in Part 2 of Schedule 1 and adding the following land use definition to Part 2 of Schedule 1—

**“Wind or Solar Energy Facility”** means premises used to generate electricity by wind force or solar power and includes any turbine, panel, building or other structure used in, or in conjunction with, the generation of electricity by wind force or solar but does not include turbines or panels used principally to supply electricity for a domestic property, rural use of the land or anemometers.

- (vii) Deleting 'Holiday Home', 'Home Business' and 'Home Business—Hire' from the list of uses not permitted in the Restricted Use column of Schedule 3—Restricted Uses as applicable to restricted use item No. R4 (Lot 9000 African Reef Boulevard, Greenough).
- (viii) In Clause 5.17.1 replace '5.7.1.16' with '5.17.15' and '5.7.1.12' with '5.17.12'.

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

**PL402\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Kalamunda*  
Local Planning Scheme No. 3—Amendment No. 23

Ref: TPS/0346

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 Kalamunda local planning scheme amendment on 13 December 2011 for the purpose of—

1. Rezoning Lots 4, 9, 11 and 12 Ibis Close, Lot 7 Raven Street, Lots 5 and 6 Sultana Road West and Lots 1 and 7 Milner Street, High Wycombe from Urban Development to Industrial Development.
2. Modifying the Scheme map to identify the subject site with the annotation 'DA2'.
3. Deleting Clause 6.2.10 of the Local Planning Scheme.
4. Deleting Part 2: Milner Road, High Wycombe from Schedule 11—Development Areas and replace with the following—

Part 2: Milner Road, High Wycombe, DA2—

In respect of the Industrial Development Zone generally bounded by Milner Road, Sultana Road West, Dundas Road and Maida Vale Road, the Structure Plan for this area shall ensure—

- (i) the protection of the threatened ecological community in the area of Lot 12 (11) Ibis Place, High Wycombe, for conservation purposes. The boundary of the threatened ecological community shall be defined from botanical survey by a suitably qualified botanist and may extend beyond the lot boundary. In addition, a vegetation management plan shall be prepared and implemented. The management plan and boundary determination shall be completed on advice of the Department of Environment and Conservation and to the requirements of the Environmental Protection Authority, prior to determination of the Structure Plan; and
- (ii) that general and heavy industrial uses are not permitted.

D. McKECHNIE, Shire President.  
J. TRAIL, Chief Executive Officer.

**PL403\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Murray*  
Town Planning Scheme No. 4—Amendment No. 265

Ref: TPS/0625

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Murray local planning scheme amendment on 24 January 2012 for the purpose of—

1. Rezoning portion of Lots 154—155 Pinjarra Road, Furnissdale from 'Special Rural' to 'Service Commercial'.
2. Introducing a Development Contribution Area and Development Contribution Plan to Schedule 13 as follows—

No.	Description of Land	Infrastructure to which cost sharing arrangements relate	Cost sharing arrangement
DCA 3	Southern portion of the Furnissdale Service Commercial	Temporary waste water pump station located in the south west corner of Lot 401 adjacent to Ronlyn Road, Furnissdale and associated infrastructure.	All landowners within DCA 3 shall make a proportional contribution to the provision of a temporary waste water pump station, to be located in the south west corner of Lot 401

No.	Description of Land	Infrastructure to which cost sharing arrangements relate	Cost sharing arrangement
	Precinct, comprising the following lots— Lot 403 Pinjarra Road, Furnissdale Lot 401 Pinjarra Road, Furnissdale Lot 154 Pinjarra Road, Furnissdale Lot 155 Pinjarra Road, Furnissdale Lot 156 Pinjarra Road, Furnissdale, (as identified on Scheme Map as DCA3)	Associated infrastructure does not include any sewerage attached to the pump station. Contributions shall be made towards the following items— <ul style="list-style-type: none"> <li>• Costs associated with the whole of life capital cost, which may include operations, maintenance, renewal and rehabilitation, depreciations and cost of finance and replacement or disposal;</li> <li>• Land requirement for the temporary waste water pump station;</li> <li>• Costs associated with the planning, design, construction and installation of the temporary waste water pump station and associated infrastructure, including any extraneous costs such as dewatering and acid sulfate soil treatments;</li> <li>• Costs to administer cost sharing arrangements including preliminary engineering design and costings, valuations, annual reviews and audits and administration costs.</li> </ul>	adjacent to Ronlyn Road, Furnissdale. The proportional contribution is to be determined in accordance with the provisions of clause 6.14.3 of the Scheme. Contributions from landowners shall be made to the local government at the time of subdivision and/or development where the need for reticulated sewerage is generated. Contributions are to be made in accordance with the Cost Apportionment Schedule adopted by the local government for DCA 3. The first subdivider / developer shall prefund the design, construction and installation of a temporary waste water pump station to the satisfaction of the Water Corporation to service the Furnissdale Service Commercial Precinct, together with any administration costs. The requirement to contribute will expire on the date that a permanent waste water pump station is provided for the lots within DCA 3 and this first becomes operational. The Local Government will not be responsible for any reimbursement or other costs whatsoever, other than those costs received by it by landowners within DCA 3 that are intended to reimburse the first subdivider / developer who prefunded the infrastructure, less any administration costs that it has incurred.

3. Amending the Scheme Map accordingly.

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

PL404\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Nannup*  
Local Planning Scheme No. 3—Amendment No. 11

Ref: TPS/0399

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 Nannup local planning scheme amendment on 22 December 2011 for the purpose of deleting the land use definitions of “cluster farming”, “market garden” and “tearooms” in Schedule 1—Definitions.

B. DUNNET, Shire President.  
R. JENNINGS, Chief Executive Officer.

PL405\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Melville*

Community Planning Scheme No. 5—Amendment No. 60

Ref: TPS/0546

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Melville local planning scheme amendment on 17 January 2012 for the purpose of amending the Scheme Text by—

1. Deleting the precinct development provisions “For Two Storey (or more) developments on Battle-axe Lots” from the following precincts—  
 AR1—Ardross;  
 AT2—Attadale;  
 BC1—Bicton;  
 BC3—Bicton;  
 BC4—Bicton;  
 BT3—Brentwood;  
 ML1—Melville;  
 MP1—Mt Pleasant;  
 MY1—Myaree;  
 P1—Palmyra; and  
 W1—Willagee.
2. Deleting Clause 5.13 “Battleaxe Lots”.
3. Deleting Clause 2.4.1(i) “Dwellings of two or More Storeys on Battleaxe Lots”.

R. AUBREY, Mayor.  
 S. SILCOX, Chief Executive Officer.

PL406\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Armadale*

Town Planning Scheme No. 4—Amendment No. 54

Ref: TPS/0321

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Armadale local planning scheme amendment on 24 January 2012 for the purpose of—

1. Clause 1.6, Aims of the Scheme. Including a new part (l) which reads “To facilitate and encourage high quality design, built form and streetscapes throughout the district”.
2. Clauses 4.2.1 and 4.2.7, objectives of the “Residential” and “Mixed Business / Residential” zones. Inserting new parts (c) in Clauses 4.2.1 and 4.2.7 which read “To facilitate and encourage high quality design, built form and streetscapes throughout residential areas”.
3. Zoning Table. Modifying the permissibility of a ‘Residential Building’ in the ‘Rural Living’ zone from ‘A’ (discretionary) to ‘X’ (not permitted).
4. Clause 5.2.4. Replacing the first sentence of the Clause with “Notwithstanding 5.2.3 above, an increase above the lower residential density code may apply in the following circumstances subject to an *Application for Planning Approval* being granted by the City in accordance with *Local Planning Policy 3.1 Residential Density Development*.” and including reference to Aged or Dependant Persons Dwellings and Single Bedroom Dwellings in a), b), c) and d), and a new sentence after part e) as follows—
  - (i) insert “, aged or dependant persons dwellings and single bedroom dwellings” after the words “group dwellings” in Clauses 5.2.4a), 5.2.4b), 5.2.4c) and 5.2.4d);
  - (ii) insert the following text after Clause 5.2.4e) “Where applications are to be made for aged or dependant persons dwellings or single bedroom dwellings, this clause shall be read in the context of Clause 5.2.6.”
5. Modifying Clause 5.2.5 by inserting the words “, aged or dependant persons dwellings and single bedroom dwellings” after the words “grouped dwellings”.
6. Clause 5.2.6. Renumbering the existing Clause 5.2.6 as Clause 5.2.7 and inserting a new Clause 5.2.6 as follows—  
 “The potential maximum one third reduction to the minimum and average site areas permitted under the Residential Design Codes of Western Australia in respect of Aged or Dependant Persons Dwellings or Single Bedroom Dwellings—  
 (a) does not apply where land is identified on the Scheme Map as R10/25, R12.5/25, R15/25 or R17.5/25, and is replaced by the ability to make application for the higher R-Code in the context of Clauses 5.2.4 a), 5.2.4 c) or 5.2.4 d);

- (b) may be considered by the City in addition to the higher R-Code (R40 with a one-third reduction to the minimum and average site areas) where land is identified on the Scheme Map as R15/40 or R25/40 subject to the application of Clauses 5.2.4 b) or 5.2.5.”
7. Deleting Clause 5.3.1(a) and renumbering the remaining clauses 5.3.1(b) and 5.3.1(c) to 5.3.1(a) and 5.3.1(b).
  8. Modifying Clause 5.3.1(c)(ii) by replacing the word “that” with “than”, after the word “more”.
  9. Clause 5B.8.2. Replacing the words “Where a lot in the General Rural zone has an area in excess of 8ha” with “In the General Rural zone only, where a lot has an area in excess of 8ha”.
  10. Modifying Clause 6.1.1(e) by replacing the reference to ‘Special Control Area Map 3’ with ‘Special Control Area Map 1’.
  11. Modifying Clause 6A.2.3(b) to include the words “dieback (including mapping, management and treatment),” after the word “soils,”.
  12. Modifying Clause 6A.3.4(a) by inserting the words “within 28 days of the determination” after the words “the Proponent may”.
  13. Clause 6A.3.9. Inserting the words “unless otherwise agreed with the proponent” after the words “clause 6A.3.7” in Clause 6A.3.9.
  14. Clause 6A.6.1. Replacing the word “buildings” with the word “development”, inserting “, or are otherwise depicted on an approved development envelope plan,” after the words “Subdivision Guide Plan”, and deleting the second sentence in Clause 6A.6.1.
  15. Clause 6A.6.4. Including “minor earthworks, septic tanks and non-inverted leach drains,” after the word “envelopes:”.
  16. Relocating Clause 6A.6 Development Envelopes within Clause 5.7, renumbering Clause 6A.6.1 as 5.7.1, 6A.6.2 as 5.7.2, 6A.6.3 as 5.7.3, 6A.6.4 as 5.7.4, the existing Clause 5.7.1 as 5.7.5 and 6A.6.5 as 5.7.6, renaming Clause 5.7 “Development Envelopes” and renumbering the remaining clauses in Part 6A accordingly 6A.7 to 6A.6, 6A.8 to 6A.7 and 6A.9 to 6A.8.
  17. Clause 6B.5(a). Modifying Clause 6B.5(a) by inserting the words “or strata” after the word “subdivision” and inserting “, strata title” after the word “subdivide”.
  18. Clause 7.5(b). Inserting a line break after the words “designated under clause 7.2.1,” and start a new paragraph.
  19. Clause 8.2(b). Modifying Clause 8.2(b) by inserting the words “patio, carport, water tank,” after the word “extension,”.
  20. Clause 8.2(b)(i). Modifying Clause 8.2(b)(i) by inserting “, any Local Planning Policy adopted by the City under Clause 2.4, or any applicable Clause of the Scheme Text;” after the word “Codes”.
  21. Clause 11.1.2. Modifying Clause 11.1.2 by inserting “or Chief Executive Officer of the City” after the words “authorized by the City” and correct the spelling of the word “authorized” to “authorised”.
  22. Schedule 1, General Definitions, definition of “Public Access Way”. Inserting a new definition as follows: ““public / pedestrian access way” has the same meaning as in section 152 of the Planning and Development Act 2005;”.
  23. Schedule 1, Land Use Definitions, definition of “Dam Construction”. Inserting “construction of an on-stream or off-stream basin and/or” after the word “involving”, so the Clause reads as follows: “means any works involving construction of an on-stream or off-stream basin and/or constriction of flow associated with a water course, but excludes any drainage work undertaken as part of an approved subdivision of land, or public works undertaken by the authority responsible for the management or maintenance of the particular water course;”.
  24. Schedule 1, Land Use Definitions, definition of “Garden Centre—Retail”. Amending the definition to read as follows: “means land or buildings used for the purposes of propagating and/or growing and/or selling by retail plants and may incidentally include selling by retail domestic garden products and utilities and/or motorised garden implements and/or prefabricated garden buildings and/or bulk garden products”.
  25. Schedule 1, Land Use Definitions, definitions of “Industry”. Amending the definition to read as follows: “means, in the context of the industry sub-categories defined by the Scheme, premises used for any of the following but not limited to the manufacture, dismantling, processing, assembly, treating, testing, servicing, maintenance or repairing of goods, products, articles, materials or substances and may include but is not limited to, premises on the same land used for—
    - (a) the storage of goods;
    - (b) the work of administration or accounting;
    - (c) the selling of goods by wholesale or retail; or
    - (d) the provision of amenities for employees,
 incidental to any of those industrial operations;”.
  26. Schedule 1, Land Use Definitions, definition of “Rural Pursuit”. Inserting “(d) a riding school; or” after part (c), and relabelling the existing part (d) as part (e).
  27. Schedule 1, Land Use Definitions, definition of “Vehicle Wrecking”. Inserting “may” immediately before the word “includes” and removing the “s” from “includes”.
  28. Schedule 2, Additional Use No. 12. Replacing “Lots 53 and 54 Mount Street, Kelmscott” with “Lot 2 Mount Street, Kelmscott”.



29. Schedule 2, Additional Use No. 17. Lot 60 Carawatha Avenue, Mt. Nasura.
  - 29.1 Delete reference to Public Utility;
  - 29.2 Increase number of Consulting Rooms from 2 to 3;
  - 29.3 Delete Clause 17.2a)—requirement for generous landscaping to road frontages;
  - 29.4 Delete Clause 17.4—requirement for a traffic management study;
  - 29.5 Delete Clause 17.7b)—screening of car parking spaces;
  - 29.6 Amend Clause 17.7d)—Replace the word “Development” with the word “Zoning”;
  - 29.7 Delete Clause 17.7e)—regard for compatibility of land uses; and,
  - 29.8 Renumber remaining Clauses as appropriate.’
30. Schedule 13B, Development Contribution Plan No. 3, Clause 3.14. Replacing the words “ten (10)” with “fifteen (15)”.
31. Updating the Table of Contents in respect of the above proposals with new clause numbering, clause titles and page numbering.
32. Rezoning the unzoned portions of the following lots to “Residential” zone—
  - 32.1 Lot 735 (52) Tollington Park Rd, Kelmscott;
  - 32.2 Lot 99 (170) Streich Av, Kelmscott;
  - 32.3 Lot 4 (18) Merrifield Ave, Kelmscott;
  - 32.4 Lot 3 (20) Merrifield Ave, Kelmscott;
  - 32.5 Lot 200 (30) Merrifield Ave, Kelmscott;
  - 32.6 Lot 305 (36) Merrifield Ave, Kelmscott;
  - 32.7 Lot 303 (43) Railway Ave, Kelmscott;
  - 32.8 Lot 304 (23) Third Ave, Kelmscott;
  - 32.9 Lot 9 (9/17-21) Third Ave, Kelmscott (and associated common property);
  - 32.10 Lot 300 Ash Crt, Armadale;
  - 32.11 Lot 87 (14) Bluegum Cl, Armadale;
  - 32.12 Lot 5 (27A) Clarence Rd, Armadale;
  - 32.13 Lot 234 (11) Eneabba Pl, Armadale;
  - 32.14 Lot 36 (14) Windarra Wy, Armadale;
  - 32.15 Lot 250 (25) Townley St, Armadale;
  - 32.16 Lot 1 (24) Edgeroi Wy, Armadale;
  - 32.17 Lot 383 (23) Henrietta Ave, Mt. Nasura;
  - 32.18 Lot 101 (95) Derry Ave, Mt. Nasura and adjacent unallocated Crown land;
  - 32.19 Lot 61 (9) Ellendale Ct, Seville Grove;
  - 32.20 Lot 74 (10) Tangelo Ct, Seville Grove;
  - 32.21 Lot 694 (29) Grovelands Drv, Camillo;
  - 32.22 Lot 217 (16) Elm Cl, Camillo;
  - 32.23 Lot 234 (28) Sapling Wy, Camillo;
  - 32.24 Lot 400 (34) Logpine Cr, Camillo;
  - 32.25 Lot 4 (10) Redtingle Rd, Camillo;
  - 32.26 Lot 82 (15) O’Sullivan Drv, Camillo;
  - 32.27 Lot 17 (34) Lindy Wy, Camillo; and,
  - 32.28 Lot 106 (47) Excalibur Cr, Camillo.
33. Making the following adjustments to the R-Code boundaries—
  - 33.1 Include the unreserved section of Lot 1 South Western Hwy, Mt. Richon within the “R5” code;
  - 33.2 Include the entirety of Lots 27 (103), 100 (97), and 101 (95) Derry Ave, Mt. Nasura within the “R15/25” code.
34. Rezoning Lot 155, an unzoned PAW between Lots 57 Bundalla Court & 2647 Pindari Court, Kelmscott to “Residential R15/25”.
35. Rezoning Lot 175 (15) Honeyeater Retreat, Brookdale to the “Residential” zone.
36. Rezoning Lot 89 (573) Lake Road, Seville Grove from “Rural Living 2” to “Residential R15/25”.
37. Rezoning the former ROW which now forms part of Lot 800 (2907) Albany Hwy, Kelmscott to the “Residential” zone.
38. Including the unzoned portions of the following lots in the “Urban Development” zone—
  - 38.1 Lot 200 (48) Bluestone Lp, Piara Waters;
  - 38.2 Lot 346 Nicholson Rd, Piara Waters (Reserve 49170);
  - 38.3 Lot 325 (42) Birmingham Pde, Piara Waters;
  - 38.4 Lot 326 (44) Birmingham Pde, Piara Waters;
  - 38.5 Lot 334 (7) Lowell Tce, Piara Waters;

- 38.6 Lot 335 (5) Lowell Tce, Piara Waters;  
 38.7 Lot 336 (3) Lowell Tce, Piara Waters;  
 38.8 Lot 340 (70) Columbia Pkwy, Piara Waters;  
 38.9 Lot 341 (72) Columbia Pkwy, Piara Waters;  
 38.10 Lot 342 (74) Columbia Pkwy, Piara Waters; and,  
 38.11 Lot 343 (76) Columbia Pkwy, Piara Waters.

39. Moving the boundary of the “Industrial Business” zone to the common rear boundary of Lots 254 and 255 (11 and 13) Keates Rd, and Lot 256 (285) South Western Hwy, Armadale (including the battleaxe leg of Lot 256).
40. In appropriate numerical order, including an ‘Additional Use No.’ zoning over Lot 409 (27) Waterwheel Rd Nth, Bedfordale on the Scheme Map; deleting Note 2 and making Convenience Store an ‘X’ land use within the Special Residential zone of the Zoning Table; and including a new entry in Schedule 2—Additional Uses as follows—

No.	Description of Land	Additional Use	Conditions and Requirements (See Note 1)
	Lot 409 (27) Waterwheel Road North, Bedfordale	Permitted (P) Use— • Convenience Store The City may at its discretion, permit the following uses (D Uses)— • Shop	1. It is intended that development of the site will take the form of a Convenience Store or Shop, in accordance with the Churchman Brook Estate Structure Plan prepared for Development (Structure Planning) Area No.11, for the daily grocery needs of residents of the area.

41. Reserving the following properties for “Parks and Recreation (Local)”—  
 41.1 Lots 901 and 8001 Morolo St, and Lots 3841 and 4250 Morgan Rd, Seville Grove (Reserve 42863);  
 41.2 Lot 4496 Seville Drv, Seville Grove (Reserve 46207);  
 41.3 Lot 972 Milano Lp, Seville Grove (Reserve 44182);  
 41.4 Lot 115 Hesketh Ave and Lot 833 Lake Road, Seville Grove (Reserve 46675);  
 41.5 Lot 3804 Beazley Rs, Mt. Richon (Reserve 42572);  
 41.6 Lot 3859 Malbec Pl, Mt. Nasura (Reserve 25699);  
 41.7 Lot 555 Numulgi St, Armadale (portion of Reserve 32505—Reg Williams);  
 41.8 Lots 639 and 660 Chiltern Ave, Brookdale (Reserve 49372) and Lots 654-656 Chiltern Ave, Brookdale (Reserve 49373);  
 41.9 Lot 2786 Springfield Rd, Bedfordale (Reserve 33975);  
 41.10 Lot 105 River Rd, Kelmscott (Reserve 26755);  
 41.11 Lot 254 Hicks Rd, Kelmscott (Reserve 30253); and,  
 41.12 Lot 9006 Braemore St, Seville Grove.
42. Reserving Lot 2 Chevin Road, Roleystone (currently zoned “Rural Living 4”) for “Parks and Recreation (Local)”.
43. Reserving Lot 3722 Gaze Court, Armadale (Reserve 33373, currently zoned “Residential R15/25”) for “Parks and Recreation (Local)”.
44. Reserving the unzoned portion of Lot 11 Stocker Rd, Roleystone (adjacent to Lot 301 (8) Vincent Lk, Bedfordale) as “Parks and Recreation (Regional)”.
45. Rezoning the unzoned portion of Lot 4 (180) Buckingham Rd, Kelmscott to “Rural Living 2” zone.
46. Rezoning the battle axe leg of Lot 35 (61) Wallangarra Drive, Bedfordale from “Rural Living 1” to “Rural Living 2” zone.
47. Rezoning the battle axe leg of Lot 40 (16) Chipper Close, Bedfordale from “Rural Living 1” to “Rural Living 2” zone.
48. Rezoning the battle axe legs of Lots 154 (28) and 155 (31) Barnes Road, Roleystone to “Rural Living 4” zone.
49. Rezoning the battle axe legs of Lots 115 (61) and 105 (59) Heritage Drive, Roleystone to “Rural Living 4—Additional Use No. 30” zone.
50. Rezoning the southern battle axe leg of Lot 69 Peet Road, Roleystone to “Rural Living 2” zone.
51. Reserving the following properties for “Public Purpose (Local)”—  
 51.1 Lot 3980 Stevens Rd, Bedfordale (Reserve 44605); and,  
 51.2 Lot 255 Hicks Rd, Kelmscott (Reserve 30048).
52. Reserving the following properties for “Public Purpose WSD”—  
 52.1 Lots 4040 and 201 Poad St, Champion Lakes (Reserve 43957);  
 52.2 Lot 3660 Albany Hwy, Kelmscott (Reserve 40982);

- 52.3 Lot 6 Eighth Rd, Armadale;
- 52.4 Lots 500 & 502 Abbey Rd, Armadale;
- 52.5 Lot 66 Cammillo Rd, Kelmscott (Reserve 37815);
- 52.6 Lots 67 and 68 Merrifield Ave, Kelmscott (Reserve 37815);
- 52.7 Lot 3323 Third Ave, Kelmscott (Reserve 37815).
- 53. Reserving the unzoned portion of the railway reserve adjacent to the Lake Road and Railway Avenue intersection for "Railways".
- 54. Special Control Area Map 1. Adding Lot 431 Oxley Road, Forrestdale to the Special Control Area Map 1 with the designations "Bushfire Protection Area" and "Development Envelope Area".
- 55. Special Control Area Map 1. Removing the kennel buffer shown centred near Furley Road, Southern River (City of Gosnells) and completing the buffer around Hatch and Shepherd Courts, Harrisdale.
- 56. Special Control Area Map 1. Removing the Bush Forever hatching around Salter Road, Mount Nasura.
- 57. Special Control Area Map 3. Deleting the depiction of Development (Structure Planning) Area No. 19.
- 58. Schedule 2, Additional Use No. 33 for Medical Centre and associated hatching on Scheme Map. Deleting Lots 17 (3027) and 21 (3031) Albany Highway, Kelmscott from Additional Use No. 33 in Schedule 2 of the Scheme Text, and removing the Additional Use hatching over former Lots 17 (3027), 21 (3031) Albany Highway, Kelmscott from the Scheme Map. Amending Condition 33.1 in the Scheme Text to state "A coordinated Development Plan shall be required for both lots within the Description of land for this Additional Use".
- 59. Special Control Area Map 1. Removing the buffers shown centred on Lot 21 (387) Nicholson Road, Piara Waters and Lot 9 (420) Nicholson Road, Forrestdale.

H. ZELONES, Mayor.

R. S. TAME, Chief Executive Officer.

#### PL407\*

### PLANNING AND DEVELOPMENT ACT 2005 APPROVED LOCAL PLANNING SCHEME AMENDMENT *Shire of Waroona*

#### Town Planning Scheme No. 7—Amendment No. 4

Ref: 853/6/10/10 Pt 4/2

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Waroona local planning scheme amendment on 22 November 2011 for the purpose of—

1. Rezoning Lot 3 Pt. Wellington Location 2942 Southern Estuary Road, Lake Clifton from "Rural 1 General Farming" to "Rural 6-Rural - Residential"
2. Incorporating into Schedule 2 of the Scheme Text the following—
  - A. Column (a) of Schedule 2 of the Scheme Text be amended by addition of the following—
 

"Harvey River Woods"  
Southern Estuary Road,  
Lot 3 Pt. Wellington Location 2942
  - B. Column (b) be amended by addition of the following—
    - (i) The objective of Council is to ensure that development occurs with the least possible detrimental effect on the rural landscape and the wetland on the property. In order to achieve that objective the EPP wetland will be preserved and set aside on a separate lot and approval to develop any of the lots resulting from subdivision of the balance of Lot 3 must demonstrate adequate concern for the environment and ecology of the area.
    - (ii) Subdivision shall generally be in accordance with a subdivision guide plan adopted by Council, or any variation of that plan approved by Council and the Western Australian Planning Commission. The minimum lot size shall not be less than 2 hectares.
    - (iii) No clearing of native vegetation shall be undertaken, except where the clearing occurs within a building envelope, or is necessary for the provision of a road pavement, driveway access, essential services, firebreaks required by law, or to remove vegetation which is dead, diseased or dangerous. In the case of vegetation considered by the landowner to be dead, diseased or dangerous, an application to Council seeking the removal of that vegetation shall be supported by a report from an appropriately qualified arborist.
    - (iv) Conventional on-site effluent disposal systems shall not be permitted and only Health Department of WA approved alternative treatment units or other modified systems using amended soil to attenuate nutrients may be used.

- (v) A maximum 2,000m<sup>2</sup> building and development envelope area shall be permitted.
- (vii) Rainwater tanks shall be required for domestic water supply. Groundwater bores shall only be permitted where it can be proven there will be no reduction in the water level of the wetland.
- (viii) The clearing of native vegetation in, or the filling or excavation of, the Wetland Protection Area is prohibited.
- (ix) The subdivider shall prepare a Fire Management Plan to be approved by Council and the Fire and Emergency Services of Western Australia. Fire management is to be in accordance with the approved Fire Management Plan for the site. Any further development of the site is to comply with the requirements of the Fire and Emergency Services of Western Australia and Western Australian Planning Commission publication Planning For Bushfire Protection.
- (x) Buildings are to be constructed in accordance with Australian Standards AS 3959-2009: Construction of Buildings in Bushfire Prone Areas (as amended) or subsequent editions (as amended).
- (xi) The keeping of stock where permitted shall require the prior written approval of Council and shall be restricted to the building envelope. Approval to keep stock shall not exceed the stocking rates recommended by the Department of Agriculture and Food WA on the area of cleared land, not the total lot size. Stocking rates shall be set at those for dry pasture with no importation of feed allowed.
- (xii) The subdivider to prepare and implement Wetland, Weed and Mosquito Management Plans as conditions of subdivision approval.

C. Inserting the following clause into Town Planning Scheme 7—

**6.14 Environmental conditions**

- 6.14.1. Environmental conditions to which the Scheme is, or amendments to the Scheme are, subject are incorporated into the Scheme by Schedule VIII of the Scheme.
  - 6.14.2. Where appropriate, the environmental conditions are indicated on the Scheme Map by the symbol EC to indicate that environmental conditions apply to the land.
  - 6.14.3. The local government is to—
    - (a) maintain a register of all relevant statements published under sections 48F and 48G of the EP Act; and
    - (b) make the statements available for public inspection at the offices of the local government.
3. Inserting in Schedule VIII—Environmental conditions the following—

**Schedule VIII—Environmental conditions**

Scheme or Amendment No.	Gazettal Date	Environmental Conditions
4		EC1. Wetland Protection Area 1-1 The subdivision guide plan shall show thereon Portion of Lot 3 Southern Estuary Road (as shown as 'Conservation Area' in Attachment 1 and detailed in Attachment 2) as a Wetland Protection Area. 1-2 The clearing of native vegetation in, or the filling or excavation of, the Wetland Protection Area is prohibited.

N. DEW, Shire President.  
I. N. CURLEY, Chief Executive Officer.

PL408\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Waroona*

Town Planning Scheme No. 7—Amendment No. 17

Ref: 853/6/10/10 Pt 17/2

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Waroona local planning scheme amendment on 22 November 2011 for the purpose of—

- 1. Rezoning Lot 1 Pt. Wellington Location 2942 Southern Estuary Road, Lake Clifton from "Rural 1 General Farming" to "Rural 6 Rural—Residential".

## 2. Incorporating into Schedule 2 of the Scheme Text the following—

## A. Column (a) of Schedule 2 of the Scheme Text be amended by addition of the following—

“Harvey River Woods”  
Southern Estuary Road,  
Lot I Pt. Wellington Location 2942

## B. Column (b) be amended by addition of the following—

- (i) The objective of Council is to ensure that development occurs with the least possible detrimental effect on the rural landscape and the wetland on the property. In order to achieve that objective the EPP wetland will be preserved and set aside on a separate lot and approval to develop any of the lots resulting from subdivision of the balance of Lot 3 must demonstrate adequate concern for the environment and ecology of the area.
- (ii) Subdivision shall generally be in accordance with a subdivision guide plan adopted by Council, or any variation of that plan approved by Council and the Western Australian Planning Commission. The minimum lot size shall not be less than 2 hectares.
- (iii) No clearing of native vegetation shall be undertaken, except where the clearing occurs within a building envelope, or is necessary for the provision of a road pavement, driveway access, essential services, firebreaks required by law, or to remove vegetation which is dead, diseased or dangerous. In the case of vegetation considered by the landowner to be dead, diseased or dangerous, an application to Council seeking the removal of that vegetation shall be supported by a report from an appropriately qualified arborist.
- (iv) Conventional on-site effluent disposal systems shall not be permitted and only Health Department of WA approved alternative treatment units or other modified systems using amended soil to attenuate nutrients may be used.
- (v) A maximum 1,384m<sup>2</sup> building and development envelope area shall be permitted.
- (vi) Use of reflective or white cladding material on buildings in exposed positions shall be prohibited.
- (vii) Rainwater tanks shall be required for domestic water supply. Groundwater bores shall only be permitted where it can be proven there will be no reduction in the water level of the wetland.
- (viii) The clearing of native vegetation in, or the filling or excavation of, the Wetland Protection Area is prohibited.
- (ix) The subdivider shall prepare a Fire Management Plan to be approved by Council and the Fire and Emergency Services of Western Australia. Fire management is to be in accordance with the approved Fire Management Plan for the site. Any further development of the site is to comply with the requirements of the Fire and Emergency Services of Western Australia and Western Australian Planning Commission publication Planning For Bushfire Protection.
- (x) Buildings are to be constructed in accordance with Australian Standards AS 3959-2009: Construction of Buildings in Bushfire Prone Areas (as amended) or subsequent editions (as amended).
- (xi) The keeping of stock where permitted shall require the prior written approval of Council and shall be restricted to the building envelope. Approval to keep stock shall not exceed the stocking rates recommended by the Department of Agriculture and Food WA on the area of cleared land, not the total lot size. Stocking rates shall be set at those for dry pasture with no importation of feed allowed.
- (xii) The subdivider to prepare and implement Wetland, Weed and Mosquito Management Plans as conditions of subdivision approval.

## C. Inserting the following clause into Town Planning Scheme 7—

**6.14 Environmental conditions**

- 6.14.1. Environmental conditions to which the Scheme is, or amendments to the Scheme are, subject are incorporated into the Scheme by Schedule VIII of the Scheme.
- 6.14.2. Where appropriate, the environmental conditions are indicated on the Scheme Map by the symbol EC to indicate that environmental conditions apply to the land.
- 6.14.3. The local government is to—
  - (a) maintain a register of all relevant statements published under sections 48F and 48G of the EP Act; and
  - (b) make the statements available for public inspection at the offices of the local government.

3. Including in Schedule VIII—Environmental conditions the following—

**Schedule VIII—Environmental conditions**

<b>Scheme or Amendment No.</b>	<b>Gazettal Date</b>	<b>Environmental Conditions</b>
17		<p>EC2. Wetland Protection Area</p> <p>1-1 The subdivision guide plan shall show thereon Portion of Lot 1 Southern Estuary Road (as shown as 'Conservation Area' in Attachment 1 and detailed in Attachment 2) as a Wetland Protection Area.</p> <p>1-2 The clearing of native vegetation in, or the filling or excavation of, the Wetland Protection Area is prohibited.</p>

N. DEW, Shire President.  
I. N. CURLEY, Chief Executive Officer.

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## **PREMIER AND CABINET**

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**PR401\***

**AGENT GENERAL ACT 1895**

**APPOINTMENT OF AGENT GENERAL**

It is notified for public information that the Governor, in Executive Council, has appointed Mr Kevin Leslie Skipworth CVO JP as the Agent General for Western Australia, for the period 1 March 2012 to 28 February 2014 (both dates inclusive).

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

**PR402\***

**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 C. C. Porter MLA to act temporarily in the office of Minister for Police; Road Safety in the absence of the Hon R. F. Johnson MLA for the period 2 to 9 March 2012 (both dates inclusive).

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

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## **RACING, GAMING AND LIQUOR**

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**RA401\***

**LIQUOR CONTROL ACT 1988**

**LIQUOR APPLICATIONS**

The following is a summary of applications received under the *Liquor Control Act 1988 (the Act)* and required to be advertised.

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
14306	Magnumaston Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Leederville and known as Zambrero	4/03/2012
14302	Liquorland (Australia) Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Armadale and known as Liquorland Brookdale	14/03/2012
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
39041	Edwin Fox and Judith Fox	Application for an extended trading permit for a Liquor Store licence in respect of premises situated in Frankland and known as Frankland Traders	21/02/2012

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

Dated: 2 February 2012.

B. A. SARGEANT, Director of Liquor Licensing.

## TREASURY AND FINANCE

TR401\*

### TAXATION ADMINISTRATION ACT 2003

#### COMMISSIONER'S PRACTICE

Under the provisions of section 127 of the *Taxation Administration Act 2003*, the following Commissioner's practice is hereby published for public information—

#### TAA 8.6 VALUATION OF LAND FOR DUTIES AND STAMP DUTY PURPOSES

Full details of the Commissioner's practice can be obtained from the Office of State Revenue website at [www.finance.wa.gov.au](http://www.finance.wa.gov.au).

B. SULLIVAN, Commissioner of State Revenue,  
Department of Finance.

## WORKCOVER

WC401

### WORKERS' COMPENSATION AND INJURY MANAGEMENT ACT 1981

#### EXEMPTION

Given by the Board for the purposes of section 164 of the *Workers' Compensation and Injury Management Act 1981*.

#### Notice of Exemption

Notice is given that on 24 January 2012, the Governor, acting under section 164 of the *Workers' Compensation and Injury Management Act 1981* and with the advice and consent of Executive Council, exempted Digital Diagnostic Imaging Pty Ltd from the obligation to issue pursuant to that Act, except for the obligation to insure against liability to pay compensation under that Act for any industrial disease of the kinds referred to in section 151(a)(iii) of the Act.

GREG JOYCE, Chairman of the Board.

## STATE LAW PUBLISHER

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