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— PART 1 —

PROCLAMATIONS

AA101*

ELECTRONIC TRANSACTIONS ACT 2011

No. 46 of 2011

PROCLAMATION

Western Australia
By His Excellency
Malcolm James McCusker,
Companion of the Order of Australia,
Commander of the Royal Victorian Order,
Queen's Counsel,
Governor of the State of Western Australia
M. J. McCUSKER
Governor

[L.S.]

I, the Governor, acting under the *Electronic Transactions Act 2011* section 2(c) 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 the provisions of that Act, other than sections 1, 2 and 26, come into operation.

Given under my hand and the Public Seal of the State on 24 July 2012.

By Command of the Governor,

M. MISCHIN, Attorney General.

Note: Under the *Electronic Transactions Regulations 2012* regulation 2, the provisions of those regulations come into operation on the day on which the *Electronic Transactions Act 2011* section 22 comes into operation.

INDUSTRIAL RELATIONS

IR301*

Industrial Relations Act 1979

Industrial Magistrates Courts (General Jurisdiction) Amendment Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Industrial Magistrates Courts (General Jurisdiction) Amendment Regulations 2012*.

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 *Industrial Magistrates Courts (General Jurisdiction) Regulations 2005*.

4. Regulation 3 amended

Delete regulation 3(1) and insert:

- (1) Unless —
 - (a) a Court in a particular case orders otherwise; or
 - (b) these regulations provide otherwise,the practice and procedure provided for in these regulations applies in every case.

5. Regulation 4 amended

- (1) In regulation 4 insert in alphabetical order:

Board means the Construction Industry Long Service Leave Payments Board established under the *Construction Industry Portable Paid Long Service Leave Act 1985* section 5(1);

CIPPLSL case means any proceedings in a Court involving or in connection with the Court's jurisdiction under section 83E in respect of a provision of the *Construction Industry Portable Paid Long Service Leave Act 1985* that is specified to be a civil penalty provision;

- (2) In regulation 4 in the definition of ***default judgment*** delete “the Act,”.

6. Regulation 7 amended

Delete regulation 7(1)(n)(iii) and insert:

- (iii) except in a CIPPLSL case, to attend before the Court before trial to deal with case management, interlocutory and pre-trial issues;

7. Regulation 8 amended

- (1) In regulation 8(2) delete “the Act,”.
- (2) After regulation 8(2) insert:
 - (3A) Without limiting regulation 6, the Court may exercise its powers under subregulation (2) on the application of a party or on its own initiative.

8. Regulation 13 amended

- (1) After regulation 13(2) insert:
 - (3A) The originating claim in respect of a CIPPLSL case must not be served unless the clerk has recorded on the claim the date set for the initial hearing of the trial under regulation 35A.
- (2) After regulation 13(4) insert:
 - (5) Without limiting subregulation (4), if, at the initial hearing of a CIPPLSL case, the Court specifies a time within which a counterclaim or third party claim in the case may be made, the counterclaim or third party claim must be made within that time.

9. Regulation 14 amended

- (1) In regulation 14(1) delete “A party” and insert:

Except in a CIPPLSL case, a party
- (2) In regulation 14(2) delete “The party” and insert:

Except in a CIPPLSL case, the party
- (3) After regulation 14(2) insert:
 - (3A) A party against which a claim in a CIPPLSL case is made must —
 - (a) complete the response included with the claim served on the party, and lodge it; and
 - (b) after lodging the response, serve it, within 28 days after the service of the claim.

10. Regulation 16A inserted

At the beginning of Part 4 insert:

16A. Application of Part

This Part does not apply to CIPPLSL cases.

11. Regulation 34 amended

In regulation 34(1) delete “regulation 22.” and insert:

regulation 22 or 35A.

12. Regulation 35A inserted

After regulation 34 insert:

35A. Initial hearing for CIPPLSL cases

- (1) At the initial hearing of a trial of a CIPPLSL case the Court may do any or all of the following —
 - (a) give directions as to how the material necessary to determine the trial is to be presented;
 - (b) give directions setting the date, time and length of time for the hearing of the trial;
 - (c) set a final hearing date.
- (2) At the initial hearing the Court may make any order that concludes the trial.

13. Regulation 41 amended

- (1) In regulation 41(2) after “the order” insert:

in relation to a case other than a CIPPLSL case
- (2) After regulation 41(2) insert:
- (3) When a Court sets aside the order in relation to a CIPPLSL case it must list the case for hearing and notify the parties in writing.

14. Regulation 53 amended

In regulation 53(3):

- (a) in paragraph (b)(ii) delete “the business.” and insert:

the business;

- (b) after paragraph (b) insert:

or

- (c) in a CIPPLSL case, by delivering it, or sending it by pre-paid post, to the person’s address last known to the Board.

15. Regulation 54 amended

In regulation 54(2):

- (a) in paragraph (b) delete “public authority.” and insert:

public authority; or

- (b) after paragraph (b) insert:

- (c) in a CIPPLSL case, if no address for service has been provided under regulation 52(1), by delivering it, or sending it by pre-paid post, to the public authority’s address last known to the Board.

16. Regulation 55 amended

In regulation 55(3):

- (a) in paragraph (b) delete “the corporation.” and insert:

the corporation; or

- (b) after paragraph (b) insert:

- (c) in accordance with the *Corporations Act 2001* (Commonwealth) section 109X if the corporation is a company within the meaning of that Act.

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

JUSTICE

JU301*

Electronic Transactions Act 2011

Electronic Transactions Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Electronic Transactions Regulations 2012*.

2. Commencement

These regulations come into operation on the day on which the *Electronic Transactions Act 2011* section 22 comes into operation.

3. Exemptions from s. 8(1) — transactions

- (1) Section 8(1) of the Act does not apply to —
 - (a) a transaction by which an instrument is created appointing an enduring power of attorney or appointing an attorney to manage a person's affairs; or
 - (b) any other transaction that requires a document to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.
- (2) Section 8(1) of the Act does not apply to a transaction required to be effected by personal service only.

4. Exemptions from Part 2 Division 2 — requirements and permissions

- (1) Part 2 Division 2 of the Act does not apply to —
 - (a) a requirement or permission relating to the creation, execution or revocation of a will, codicil or other testamentary instrument; or
 - (b) a requirement or permission relating to the creation of an instrument appointing an enduring power of attorney or appointing an attorney to manage a person's affairs; or

- (c) any other requirement that a document is to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.
 - (2) Part 2 Division 2 of the Act does not apply to a requirement that information or a document is to be delivered by personal service only.
- 5. *Electronic Transactions Regulations 2003* repealed**
- The *Electronic Transactions Regulations 2003* are repealed.

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

JU302*

Magistrates Court Act 2004

Magistrates Court (General) Amendment Rules 2012

Made by the Magistrates Court.

1. Citation

These rules are the *Magistrates Court (General) Amendment Rules 2012*.

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 1 August 2012.

3. Rules amended

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

4. Rule 50B inserted

After rule 50A insert:

50B. Applications under RTA s. 71F, how to be made

- (1) An application under the RTA section 71F(1) must be made by lodging a Form 4B, accompanied by a copy of the disqualification notice and any affidavit that the applicant proposes to tender at the hearing of the application.
- (2) When a form and any affidavit is lodged under this rule, 2 copies must also be lodged.

5. Rule 51B amended

In rule 51B(2) after “rule” insert:

50B or

6. Rule 52 amended

After rule 52(1) insert:

- (2A) On accepting a Form 4B, a registrar must —
 - (a) list the application for hearing on the earliest convenient date that is at least 14 clear days after the date on which the form is lodged; and
 - (b) insert the hearing details on the form; and
 - (c) return one copy of the form to the applicant and serve one copy on the Commissioner of Police in accordance with the CPA Schedule 2 clause 2 or 3 at least 14 clear days before the date set by the Court for the hearing of it.

7. Rule 53 amended

In rule 53(1a) delete “71B(7)” and insert:

71B(7), 71F(1)

8. Schedule 2 Form 4B inserted

After Schedule 2 Form 4A insert:

4B. Application for revocation of disqualification notice (r. 50B)

Court Copy

MAGISTRATES COURT of WESTERN AUSTRALIA APPLICATION FOR REVOCATION OF DISQUALIFICATION NOTICE <i>Road Traffic Act 1974 s. 71F(1)</i> <i>Magistrates Court (General) Rules 2005</i> Form 4B	Court No.	
	Magistrates Court at	
	Date lodged	
	Receipt No.	

Applicant (Name of the party applying)	Name			
	Address			
	DOB		MDL No.	
Application	Under the <i>Road Traffic Act 1974</i> section 71F, the applicant applies for an order that revokes the disqualification notice issued in respect of the below matter.			
Notice details	Provision/ Grounds			
	Date			
Grounds [A copy of the disqualification notice must be attached to this application]	The grounds for this application are:			
Signature of applicant or lawyer		Date		

HEARING DETAILS				
This application will be heard on:				
Date and time	Date		Time	or as soon after as possible
Place				

<i>For Court Use Only</i>				
Date	Appearance by accused	Counsel	Record of court proceedings	Judicial officer
	Y / N			
	Y / N			
	Y / N			
	Y / N			
Orders				
Judicial officer		Date		

Return of Service Copy

<p style="text-align: center;">MAGISTRATES COURT of WESTERN AUSTRALIA</p> <p style="text-align: center;">APPLICATION FOR REVOCATION OF DISQUALIFICATION NOTICE</p> <p style="text-align: center;"><i>Road Traffic Act 1974 s. 71F(1)</i> <i>Magistrates Court (General) Rules 2005</i> Form 4B</p>	Court No.	
	Magistrates Court at	
	Date lodged	
	Receipt No.	

Applicant (Name of the party applying)	Name			
	Address			
	DOB		MDL No.	
Application	Under the <i>Road Traffic Act 1974</i> section 71F, the applicant applies for an order that revokes the disqualification notice issued in respect of the below matter.			
Notice details	Provision/ Grounds			
	Date			
Grounds [A copy of the disqualification notice must be attached to this application]	The grounds for this application are:			
Signature of applicant or lawyer			Date	

HEARING DETAILS This application will be heard on:				
Date and time	Date		Time	or as soon after as possible
Place				

Service details [Service on applicant]	On _____, I served a copy of the application referred to above in the following manner: Method of service: Person served: Name of server: Signature:
Service details [Service on respondent]	On _____, I served a copy of the application referred to above in the following manner: Method of service: Person served: Name of server: Signature:

Copy for Applicant to retain

MAGISTRATES COURT of WESTERN AUSTRALIA APPLICATION FOR REVOCATION OF DISQUALIFICATION NOTICE <i>Road Traffic Act 1974 s. 71F(1)</i> <i>Magistrates Court (General) Rules 2005</i> Form 4B	Court No.	
	Magistrates Court at	
	Date lodged	
	Receipt No.	

Applicant (Name of the party applying)	Name			
	Address			
	DOB		MDL No.	
Application	Under the <i>Road Traffic Act 1974</i> section 71F, the applicant applies for an order that revokes the disqualification notice issued in respect of the below matter.			
Notice details	Provision/ Grounds			
	Date			
Grounds [A copy of the disqualification notice must be attached to this application]	The grounds for this application are:			

Signature of applicant or lawyer		Date	
---	--	------	--

HEARING DETAILS				
This application will be heard on:				
Date and time	Date		Time	or as soon after as possible
Place				

Copy for service on Respondent

MAGISTRATES COURT of WESTERN AUSTRALIA APPLICATION FOR REVOCATION OF DISQUALIFICATION NOTICE <i>Road Traffic Act 1974 s. 71F(1)</i> <i>Magistrates Court (General) Rules 2005</i> Form 4B	Court No.	
	Magistrates Court at	
	Date lodged	
	Receipt No.	

Applicant (Name of the party applying)	Name			
	Address			
	DOB		MDL No.	
Application	Under the <i>Road Traffic Act 1974</i> section 71F, the applicant applies for an order that revokes the disqualification notice issued in respect of the below matter.			
Notice details	Provision/ Grounds			
	Date			
Grounds [A copy of the disqualification notice must be attached to this application]	The grounds for this application are:			
Signature of applicant or lawyer		Date		

An application to revoke the disqualification notice above has been lodged. Your attendance is required at the date, time and place stated below. If you do not attend, the court may deal with the application in your absence.

HEARING DETAILS
This application will be heard on:

Date and time	Date		Time	or as soon after as possible
Place				

9. Schedule 2 Form 5 amended

In Schedule 2 Form 5 Note 2 delete “State the hardship and inconvenience that would result if this application were refused.”.

Dated: 25 June 2012.

Magistrates’ signatures:

STEVEN HEATH, Chief Magistrate.

ELIZABETH WOODS, Deputy Chief Magistrate.

MICHAEL WHEELER, Magistrate.

MARLEEN BOON, Magistrate.

LANDS

LA301*

Land Administration Act 1997

Land Administration (Land Management) Amendment Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Land Administration (Land Management) Amendment Regulations 2012*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Land Administration (Land Management) Regulations 2006*.

4. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Managed reserves to which these regulations apply

[r. 2]

Reserve		Management body
Number	Location	
No. 30360	Quaranup, Albany	The Minister to whom the administration of the <i>Western Australian Sports Centre Trust Act 1986</i> is for the time being committed by the Governor.
No. 27853	Point Peron, Rockingham	
No. 40184	Woodman Point, Munster	
No. 23563	Ern Halliday Centre, Hillarys	

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE AND FOOD

AG401

MARKETING OF POTATOES ACT 1946**POTATO MARKETING POOLS****POTATO MARKETING CORPORATION OF WESTERN AUSTRALIA**

Public notice in accordance with Section 26(2) of the *Marketing of Potatoes Act 1946*.

Pool 1, Season 2012/13

Pool period: The pool commences on 1 July 2012 and closes on 29 September 2012.

The quantity of ware potatoes required to be accepted.: 14, 916 tonnes.

Additional specifications: Nil.

COMMUNITY AND CHILD SERVICES

CN401

ADOPTION ACT 1994**CONTACT AND MEDIATION LICENCE**

I, Andrea Nixon, Director, Fostering and Adoption Services, Department for Child Protection, issue the following person with a licence to act as a Contact and Medication Licensee under Sections 105 and 106 of the *Adoption Act 1994* and subject to the Adoption Regulations, the *Code of Practice 1995* and conditions as stipulated for a period of three years—

Helen Louise Thomas
10 Caperton Court
Ferndale WA 6148

Dated this 27th day of July 2012.

ANDREA NIXON, Director,
Fostering and Adoption Services,
Department for Child Protection.

CONSUMER PROTECTION

CP401*

ASSOCIATIONS INCORPORATION ACT 1987**REINSTATED ASSOCIATION****THE BENTLEY CENTRE MERCHANTS ASSOCIATION INC.—A0750070G**

Notice is hereby given that the incorporation of the above-named association has been re-instated pursuant to Section 35(4) of the *Associations Incorporation Act 1987*.

Dated: 23 July 2012.

DAVID HILLYARD, Director,
Retail and Services
for Commissioner of Consumer Protection.

HEALTH

HE401***POISONS ACT 1964****POISONS (AUTHORISED POSSESSION OF SUBSTANCES) ORDER 2012**

Made by the Governor in Executive Council under section 41 of the *Poisons Act 1964*.

1. Citation

This order may be cited as the *Poisons (Authorised Possession of Substances) Order 2012*.

2. Commencement

This order comes into operation as follows—

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

3. Interpretation

In this order—

“**specified place**” means the premises occupied by Safework Laboratories at Unit 3/324 Orrong Road, Welshpool WA 6106;

“**specified substances**” means the amount of the substances included in Schedule 9 to the Act, possession and use of which is authorised under clause 4.

4. Possession and use of certain substances authorised

Subject to clause 5, the persons listed in the table to this clause are authorised to together possess and use at the specified place, for the purpose of analytical chemical analysis, not more than—

- (a) 5mg N,α-Dimethyl-3,4-(Methylenedioxy)Phenylethylamine (MDMA);
- (b) 5mg 3,4-Methylenedioxyamphetamine (MDA);
- (c) 5mg 3,4-Methylenedioxy-N-ethylamphetamine (MDEA); and
- (d) 5mg Tetrahydrocannabinol.

Table

Name	Title
Mr Tyren Edwards	Chief Scientist, Safework Laboratories
Mr Mal Beacham	Scientist and Managing Director, Safework Laboratories
Mr Benjamin Hatfield	Senior Scientist, Safework Laboratories

5. Conditions of authorised possession and use

The possession and use authorised under clause 4 is subject to the conditions that—

- (a) the specified substances, when not required for the purposes referred to in clause 4, are stored at the specified place in a secure manner, as directed by the CEO;
- (b) written records relating to the specified substances are maintained by the persons listed in the table to clause 4 at the specified place, as directed by the CEO; and
- (c) if requested by the CEO, any oral information or written report relating to the specified substances is given to the CEO by the persons listed in the table to clause 4.

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

HE402***HEALTH ACT 1911****PERINATAL AND INFANT MORTALITY COMMITTEE (APPOINTMENT OF MEMBER)
INSTRUMENT 2012**

Made by the Minister under section 340AB(3)(d) of the Act.

1. Citation

This instrument may be cited as the *Perinatal and Infant Mortality Committee (Appointment of Member) Instrument 2012*.

2. Appointment of Member

The appointment of Dr Corrado Minutillo, pursuant to section 340AB(3)(d), and of the *Health Act 1911* as Member to the Committee is approved for a period commencing on the date following publication of the appointment in the Government Gazette and ending on 24 May 2013.

Dr KIM HAMES MLA, Deputy Premier,
Minister for Health.

Date: 4th July 2012.

LANDS

LA401*

DAMPIER TO BUNBURY PIPELINE ACT 1997**DESIGNATED LAND**

I, Brendon John Grylls, MLA, DBNGP Land Access Minister, give notice in accordance with section 33(1) of the *Dampier to Bunbury Pipeline Act 1997* that the land the subject of the land description described below is designated, at the beginning of the day this notice is published in the *Government Gazette*, as additional land in the DBNGP corridor.

LAND DESCRIPTION

1. Portion of Lot 290 on Deposited Plan 202704 shown as DBNGP corridor marked Y on Deposited Plan 39120 being part of the land comprised in Certificate of Title Volume 1259 Folio 733.
2. Portion of Lot 291 on Deposited Plan 202704 shown as DBNGP corridor marked Y on Deposited Plan 39119 being part of the land comprised in Certificate of Title Volume 1461 Folio 19.

The Plans may be inspected at Landgate, Midland Square, Midland.

Hon BRENDON GRYLLS MLA. DBNGP Land Access Minister.

LOCAL GOVERNMENT

LG401*

DOG ACT 1976*Shire of Gingin***APPOINTMENTS**

It is hereby notified for public information that the following persons have been appointed as Authorised Officers for the registration of dogs in accordance with the *Dog Act 1976* (as amended) and *Dog Regulations 1995*—

Lee-Anne Burt

Tanya Edwards

Kasey Seitz

Ebony Walker

Jane Windnagel

The appointments of Sharon Samata, Susan Saltmarsh and Andrea Warren are hereby cancelled.

D. T. BURT, Chief Executive Officer.

Date: 25 July 2012.

LG402***DOG ACT 1976***Shire of Shark Bay***APPOINTMENTS**

It is hereby notified for public information that the following appointments are made as Dog Registration Officers for the above Shire—

Mrs Rhonda Mettam
Miss Aleisha Hewitt
Mrs Leanne Louise Whalley
Ms Sylvia Yvonne Martin
Mrs Dale Phyllis Wilson
Ms Cheryl Le-anne Smith

All previous appointments not renewed herewith are hereby cancelled.

PAUL ANDERSON, Chief Executive Officer.

LG403***SHIRE OF SHARK BAY****APPOINTMENTS**

It is hereby notified for public information that the following officers are authorized to undertake Ranger Service in the Shire of Shark Bay in accordance with the following—

Dog Act 1976 and Regulations;
Litter Act 1979 and Regulations;
Animal Welfare Act 2002;
Control of Vehicles (Off Road Areas) 1978 and Regulations;
Caravan and Camping Ground Act 1995 and Regulations;
Dogs (Restricted Breeds) Regulations 2002;
Local Government (Miscellaneous Provisions) Act 1960;
Local Government Act 1995 as delegated, Local (Parking for Disabled Persons) Regulations 1998;
and
Shire of Shark Bay Local Laws, only in the municipality of the Shire of Shark Bay.

Mr Brian John Galvin
Mr Michael Colin Beck
Mr Robert John Nickels
Mr Roger John Hewitt
Mr Avan Lloyal Davey
Mr Allan Patrick Eastough
Mr Paul Gregory Anderson
Mr Richard David Towell
Ms Sharyn Elizabeth Burvill

All previous appointments not renewed herewith are hereby cancelled.

PAUL ANDERSON, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401***PETROLEUM (SUBMERGED LANDS) ACT 1982****APPLICATION FOR A PIPELINE LICENCE**

I, William Lee Tinapple, the delegate of the Minister for Mines and Petroleum for the State of Western Australia, give notice pursuant to Section 64 of the *Petroleum (Submerged Lands) Act 1982*, that an application has been received from—

Chevron (TAPL) Pty Ltd,
Shell Development (Australia) Proprietary Limited,
Kyushu Electric Wheatstone Pty Ltd,
Apache Julimar Pty Ltd
and
KUFPEC Australia (Julimar) Pty Ltd

for a licence to construct and operate a pipeline for the conveyance of petroleum from the limit of the State Waters approximately 32 km offshore, at Zone 50 Easting 273577.626mE, Northing 7632600.938mN to the shore crossing at the Mean Low Water mark near Onslow, Western Australia, at Zone 50 Easting 292314.739mE, Northing 7601512.619mN.

A map showing the position of the proposed pipeline may be examined during public office hours from 30 July 2012 to 29 October 2012 at the Department of Mines and Petroleum, 1st floor Mineral House, 100 Plain Street, East Perth, WA and the Mining Registrar Office, Corner of Welcome Road and Hedland Place, Karratha, WA.

Dated at Perth this 26th day of July 2012.

Made under the *Petroleum (Submerged Lands) Act 1982* of the State of Western Australia.

W. L. TINAPPLE, Executive Director,
Petroleum Division,
delegate of the Minister for Mines and Petroleum,
pursuant to the Instrument of Delegation dated 31 March 2011.

MP402***PETROLEUM PIPELINES ACT 1969****APPLICATION FOR A PIPELINE LICENCE**

I, William Lee Tinapple, the delegate of the Minister for Mines and Petroleum for the State of Western Australia, give notice pursuant to Section 8 of the *Petroleum Pipelines Act 1969*, that an application has been received from—

Chevron (TAPL) Pty Ltd,
Shell Development (Australia) Proprietary Limited,
Kyushu Electric Wheatstone Pty Ltd,
Apache Julimar Pty Ltd
and
KUFPEC Australia (Julimar) Pty Ltd

for a licence to construct and operate a pipeline for the conveyance of petroleum from the shore crossing at the Mean Low Water mark, at Zone 50 Easting 292314.736mE, Northing 7601512.619mN to the proposed onshore LNG and domestic gas plants near Onslow, Western Australia, at Zone 50 Easting 292895.801mE, Northing 7599816.274mN.

A map showing the position of the proposed pipeline may be examined during public office hours from 30 July 2012 to 29 August 2012 at the Department of Mines and Petroleum, 1st floor Mineral House, 100 Plain Street, East Perth, WA and the Mining Registrar Office, Corner of Welcome Road and Hedland Place, Karratha, WA.

Dated at Perth this 26th day of July 2012.

Made under the *Petroleum Pipelines Act 1969* of the State of Western Australia.

W. L. TINAPPLE, Executive Director,
Petroleum Division,
delegate of the Minister for Mines and Petroleum,
pursuant to the Instrument of Delegation dated 31 March 2011.

PLANNING

PL401***PLANNING AND DEVELOPMENT ACT 2005****APPROVED LOCAL PLANNING SCHEME AMENDMENT***City of Perth***City Planning Scheme No. 2—Amendment No. 23**

Ref: TPS/0614

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 Perth local planning scheme amendment on 21 June 2012 for the purpose of—

1. Deleting clause 34.
2. Inserting new clause 34—
 1. The Council may, on request, approve a place as a donor site for the transfer of transferable plot ratio, if the place—
 - (a) is recorded in the register of places of cultural heritage significance or located within a conservation area;

- (b) cannot be developed to the maximum plot ratio specified in the plot ratio plan without adversely affecting the cultural heritage significance of—
 - (i) the place or its locality; or
 - (ii) any conservation area within which the place is located;
 - (c) is not a reserve or located in a reserve shown on the Scheme map and referred to in clause 12(1)(a) or (b); and
 - (d) is subject to a conservation plan if the place is of cultural heritage significance.
- 2. The Council may approve or refuse a request made under clause 34(1). Where it grants approval, the Council—
 - (a) shall determine the amount of transferable plot ratio on a donor site taking into account the need to retain an amount of unused plot ratio for future development or adaptation of the place; and
 - (b) shall impose conditions which must be satisfied prior to a place being recorded as a donor site in the register of transfer of plot ratio. These conditions shall include—
 - (i) the preparation of a heritage agreement, at the landowner's cost, to be signed by the landowner and the City and, where the place is listed on the Register of Heritage Places under the Heritage of Western Australia Act 1990, the Heritage Council of Western Australia; and
 - (ii) if considered necessary by the Council for the conservation of the place, the completion of any urgent works specified in the conservation plan for the place.
- 3. Approval of a place as a donor site shall lapse if all conditions of the Council's approval are not fulfilled before the expiration of 12 months, or such further period as the Council may determine, from the date on which the Council resolved to grant the approval.
- 4. On fulfilment of all conditions of the Council's approval, the place shall be recorded as a donor site in the register of transfer of plot ratio in accordance with clause 35.
- 5. The Council may approve, by grant of planning approval, the transfer of all or part of transferable plot ratio from a donor site on the register of transfer of plot ratio to a recipient site.
- 6. The Council may only approve the transfer of transferable plot ratio if—
 - (a) at the same time, it grants planning approval for development of the recipient site that utilises all or part of a donor site's transferable plot ratio;
 - (b) the development will have no significant adverse impact on the cultural heritage significance (if any) of the recipient site or its locality;
 - (c) the development of the recipient site otherwise warrants approval under the Scheme; and
 - (d) the resulting increase in plot ratio of the recipient site due to—
 - (i) a transfer of transferable plot ratio under clause 34; or
 - (ii) a combination of a transfer of transferable plot ratio under clause 34 and any plot ratio bonus granted under clause 28;
 does not exceed the maximum plot ratio specified for the recipient site on the plot ratio plan by more than 20%.
- 7. The transfer of transferable plot ratio from a donor site to a recipient site shall be effective on receipt of evidence of proof of purchase of the transferable plot ratio by the recipient site.
- 8. Transferable plot ratio once recorded to a recipient site on the register of transfer of plot ratio shall not be on sold from the recipient site to another site.
- 3. Deleting clause 35.
- 4. Inserting new clause 35—
 - 1. The Council is to record, in a register of transfer of plot ratio—
 - (a) places that have been approved as donor sites and for which all conditions imposed under clause 34(2)(b) have been satisfied;
 - (b) the transferable plot ratio that is available from a donor site;
 - (c) details of recipient sites that receive transferable plot ratio and the amount transferred; and
 - (d) any remaining transferable plot ratio on a donor site.
 - 2. A copy of the register is to be—
 - (a) kept at the offices of the City; and
 - (b) made available for public inspection during office hours.
- 5. Inserting the following into Schedule 4—

conservation plan means a property management plan that conforms to the Heritage Council of Western Australia's publication 'Conservation Plan Study Brief: Introduction to Conservation Plans, 2002' or an alternative acceptable to the City of Perth.

donor site means a place recorded as a donor site on the register of transfer of plot ratio.

recipient site means a place recorded as a recipient site on the register of transfer of plot ratio.

transferable plot ratio means the amount of plot ratio of a donor site which is available for transfer from the donor site to a recipient site as recorded in the register of transfer of plot ratio.

Note: The “plot ratio” of a donor site is defined earlier in this Schedule.

L. M. SCAFFIDI, Lord Mayor.
F. EDWARDS, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Busselton
Town Planning Scheme No. 20—Amendment No. 169

Ref: TPS/0706

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 Busselton local planning scheme amendment on 21 June 2012 for the purpose of—

1. Rezoning portion of Lot 38 Duchess Street, West Busselton from ‘Public Purpose’ Reserve to ‘Residential R40/60’ as depicted on the scheme amendment map.
2. Recoding Lots 15, 16, 24 and portion of Lot 38 Duchess Street, West Busselton from ‘Residential R30’ to ‘Residential R40/R60’ as depicted on the scheme amendment map.
3. Incorporating the subject land into a ‘Special Provisions Area’ with the following provisions inserted into Schedule 7 of the Scheme Text—

No.	Particulars of Land	Land Use Permitted/ Specified	Conditions
SP41	Lots 15, 16, 24 & 38 Duchess Street, West Busselton	1. Residential R40/R60 2. Limited Office Use	<p>1. Subdivision or development at a density less than R40 shall not be permitted.</p> <p>2. Development at a density of R60 will only be supported where the land is amalgamated to enable an integrated development of the whole site.</p> <p>3. Prior to development approval stage, a detailed area plan shall be submitted for consideration and endorsement of the City of Busselton, which shall address the following matters to the satisfaction of the City—</p> <p>(i) Building mass and height, noting that a two-storey height limit is to be achieved for development along the common boundaries shared with Lot 37, unless Lot 37 is incorporated within the development or development is sufficiently separated by vehicle access ways;</p> <p>(ii) controls in relation to building appearance, including exterior finish of buildings; consolidation and integration of vehicle access with rear loading arrangements; and appropriate fencing treatment.</p>

4. Amending the Scheme Map by designating Lots 15, 16, 24 and 38 Duchess Street, West Busselton to a ‘Special Provisions Area’ with the symbol “SP41” accordingly.

I. W. STUBBS, Mayor.
M. ARCHER, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Bayswater

Town Planning Scheme No. 24—Amendment No. 54

Ref: TPS/0684

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 Bayswater local planning scheme amendment on 5 June 2012 for the purpose of amending Appendix 3 relevant to “Benara Road, Morley, corner of Beechboro Road” as follows—

1. The “Particulars of Land” description is to be updated to reflect the current Title Particulars being Lot 22 (No. 289) Benara Road, Morley on Deposited Plan 48437.
2. Inserting “Restaurant” as a Discretionary Use.
3. Deleting ‘Condition 3’ which relates to an Outline Development Plan.

T. G. KENYON, JP, Mayor.
 F. LEFANTE, Chief Executive Officer.

PL404*

METROPOLITAN REDEVELOPMENT AUTHORITY ACT 2011
METROPOLITAN REDEVELOPMENT AUTHORITY REDEVELOPMENT SCHEME 2—
AMENDMENT NO. 2

It is hereby notified for public information that the Hon. Minister for Planning has granted final approval to *gazette* Scheme Amendment No. 2 of the MRA Redevelopment Scheme 2.

Scheme Amendment No. 2 will introduce provisions into the Redevelopment Scheme for the Elizabeth Quay Project through addition of the Project Area to the Scheme Maps, the inclusion of a project vision, precinct statements of intent and preferred and contemplated land uses.

The Amendment comes into effect on 1 August 2012 and will transfer statutory planning authority for the Elizabeth Quay Project Area from the Western Australian Planning Commission to the Metropolitan Redevelopment Authority (MRA).

The Amendment can be viewed at the MRA Central Perth office at 12 Lindsay Street, Perth between 8.30am and 5pm Monday to Friday or a copy obtained on the MRA website at www.mra.wa.gov.au.

Chief Executive Officer,
 Metropolitan Redevelopment Authority.
 Locked Bag 8
 PERTH BUSINESS CENTRE WA 6849

RACING, GAMING AND LIQUOR

RA401*

LIQUOR CONTROL ACT 1988
LIQUOR APPLICATIONS

The following applications received under the *Liquor Control Act 1988 (the Act)* are 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
APPLICATIONS FOR THE GRANT OF A LICENCE			
14400	Grill'd Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Hillary's and known as Grill'd Hillarys	23/08/2012
14496	Joubert Family Management Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Butler and known as Butler IGA Plus Liquor	30/08/2012

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE— <i>continued</i>			
14497	Clarke's of North Beach Pty Ltd	Application for the grant of a Restaurant Licence in respect of premises situated in North Beach and known as Clarke's of North Beach	03/09/2012
APPLICATION FOR THE REMOVAL OF LICENCE			
377710	Barwick Wines Pty Ltd	Application for a removal of a Wholesaler's licence in respect of premises known as Barwick Wines currently situated at 51 Forrest Street, Subiaco to premises situated at Unit 5/28 Hammond Road, Cockburn Central	19/08/2012

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

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 27 July 2012.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Rosalind Joyce Langmead, late of Ocean Gardens Retirement Village, Kalinda Drive, City Beach, Western Australia, Homemaker, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 4 February 2012 at Sir Charles Gairdner Hospital, Nedlands, Western Australia, are required by the personal representative, being Beverley Voce to send particulars of their claims to care of Brook Legal and Settlement Services, PO Box 93, Wembley, Western Australia 6913 within 30 days of publication of this notice, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

BROOK LEGAL AND SETTLEMENT SERVICES.

Dated: 26 July 2012.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Olive Joyce Moloney, late of Regis Cypress Gardens, 22 Coongan Avenue, Greenmount (formerly of 1 Coolga Road, Koongamia), who died on 17 April 2012, are required by the personal representative to send particulars of their claims to him care of Irdi Legal, Solicitors of 248 Oxford Street, Leederville, Western Australia by 31 August 2012, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

PUBLIC NOTICES

ZZ401*

**PARTNERSHIP ACT 1895
DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the partnership previously subsisting between Julie Ann Olson and Dawn Sarah Cary, under the business name "2 Glo Hair & Beauty" has been dissolved as of 18 July 2012 and Dawn Sarah Cary and Julie Ann Olson are no longer liable for partnership debts contracted after that date.

Notice is further given that from and including 18 July 2012 the partnership known as "2 Glo Hair & Beauty" will be carried on by 2 Glo Pty Ltd ACN 158 162 531 trading as "2 Glo Hair & Beauty".

Dated: 25 July 2012.

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