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# — PART 1 —

## LOCAL GOVERNMENT

LG301\*

### LOCAL GOVERNMENT ACT 1995

*City of Fremantle*

#### PLASTIC BAG REDUCTION LOCAL LAW 2012

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Fremantle resolved on 30 January 2013 to make the following local law.

#### 1. Citation

This local law may be cited as the *City of Fremantle Plastic Bag Reduction Local Law 2012*.

#### 2. Commencement

This local law comes into operation 180 days after the date of its publication in the *Government Gazette*.

#### 3. Application

This local law shall apply throughout the district.

#### 4. Definitions

In this local law unless the context otherwise requires—

“**Act**” means the *Local Government Act 1995*;

“**alternative shopping bag**” means—

- (a) a biodegradable bag; or
- (b) a reusable plastic bag.

“**AS**” means Australian Standard as published by Standards Australia;

“**authorised person**” means a person authorised by the local government under section 9.10 of the Act to administer or enforce the local law;

“**biodegradable bag**” means a carry bag comprised of material of a type that has been assessed and tested in accordance with the relevant standard and can, in accordance with the relevant standard, be designated as compostable;

“**district**” means the district of the local government;

“**local government**” means the City of Fremantle;

“**Regulations**” means the *Local Government (Functions and General) Regulations 1996*;

“**relevant standard**” means AS 4736/2006 Biodegradable plastics—Biodegradable plastics suitable for composting and other microbial treatment as amended from time to time;

“**retailer**” means a person selling retail goods;

“**reusable plastic bag**” means a carry bag—

- (a) the body of which comprises (in whole or in part) polyethylene, polypropylene or polyethylene terephthalate with a thickness of 60 microns or more; and
- (b) that includes handles.

“**single use plastic shopping bag**” means—

- (a) a carry bag—
  - (i) the body of which comprises (in whole or in part) polyethylene, polypropylene or polyethylene terephthalate with a thickness of less than 60 microns; and
  - (ii) that includes handles;

but does not include—

- (b) a biodegradable bag;
- (c) a reusable plastic bag; or
- (d) a plastic bag that constitutes, or forms an integral part of, the packaging in which goods are sealed prior to sale.

#### 5. Retailer not to provide single use plastic shopping bag

(1) A retailer shall not provide a single use plastic shopping bag to a customer as a means of carrying goods purchased, or to be purchased, from the retailer.

(2) It is a defence to a charge under subclause (1) if the retailer proves that he or she believed on reasonable grounds that the bag was not a single use plastic shopping bag.

(3) The prohibition contained in subclause (1) applies whether or not a fee is charged to the customer for provision of a single use plastic shopping bag.

#### 6. Charge to be imposed for provision of alternative shopping bag

A retailer shall not provide an alternative shopping bag to a customer as a means of carrying goods purchased, or to be purchased, from the retailer unless the retailer requires the customer to pay a fee of not less than 10 cents for the provision of the alternative shopping bag.

#### 7. Person must not represent that supplied single use plastic shopping bag is not a single use plastic shopping bag

A person shall not sell, supply or provide a bag to another knowing that it is a single use plastic shopping bag if prior to, or in the course of, selling, supplying or providing the bag, the person represents to the other that the bag is not a single use plastic shopping bag.

#### 8. Offences and general penalty

(1) Any person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.

(2) Any person who commits an offence under this local law is liable, upon conviction, to a penalty not exceeding \$2,500, and if the offence is of a continuing nature, to an additional penalty not exceeding \$250 for each day or part of a day during which the offence has continued.

#### 9. Prescribed offences

(1) An offence against a clause specified in Schedule 1 is a prescribed offence for the purposes of section 9.16(1) of the Act.

(2) The amount of the modified penalty for a prescribed offence is that specified adjacent to the clause in Schedule 1.

(3) Prior to giving an infringement notice to a person in respect of the commission of a prescribed offence, an authorised person should be satisfied that—

- (a) commission of the prescribed offence is a relatively minor matter; and
- (b) only straightforward issues of law and fact are involved in determining whether the prescribed offence was committed, and the facts in issue are readily ascertainable.

#### 10. Form of notices

For the purposes of this local law—

- (a) the form of the infringement notice given under section 9.16 of the Act is that of Form 2 in Schedule 1 of the Regulations; and
- (b) the form of the notice referred to in section 9.20 of the Act is that of Form 3 in Schedule 1 of the Regulations.

### SCHEDULE 1 PRESCRIBED OFFENCES

Clause	Description	Modified Penalty \$
5(1)	Provision of single use plastic shopping bag by retailer	\$150
6	Provision of alternative shopping bag without minimum charge	\$150
7	Representing that supplied single use plastic shopping bag is not a single use plastic shopping bag	\$150

Dated this 7th day of February 2013.

The Common Seal of the City of Fremantle was hereunto affixed by authority of a resolution of the Council in the presence of:

Dr BRAD PETTITT, Mayor.  
GRAEME MacKENZIE, Chief Executive Officer.

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**POLICE**

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PO301\*

Police Act 1892

**Police (Gaming Legislation) Repeal  
Regulations 2013**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Police (Gaming Legislation) Repeal Regulations 2013*.

**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 repealed**

These regulations are repealed:

- (a) the *Police (Gaming) Regulations 1982*;
- (b) the *Police (Kalgoorlie Two-up Gaming) Regulations 1983*.

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

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**SPORT AND RECREATION**

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SX301\*

Professional Combat Sports Act 1987

**Professional Combat Sports Amendment  
Regulations 2013**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Professional Combat Sports Amendment Regulations 2013*.

## 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 on which the *Professional Combat Sports Amendment Act 2011* comes into operation.

## 3. Regulations amended

These regulations amend the *Professional Combat Sports Regulations 2004*.

## 4. Regulation 1 amended

In regulation 1 delete “*Professional*”.

## 5. Regulation 3 amended

- (1) In regulation 3 delete the definition of *medical practitioner*.
- (2) In regulation 3 insert in alphabetical order:

*grappling*, in relation to an event, is where participants wrestle, grip, handle and control an opponent without the use of striking;

*light contact*, in relation to an event that is not a sham contest, is where participants do not strike their opponents with full force and where strikes are pulled;

## 6. Regulation 4 replaced

Delete regulation 4 and insert:

### 4. Combat sports prescribed not to be combat sport

For the purposes of the definition of *combat sport* in section 3 of the Act, the combat sports listed in the Table are prescribed not to be a combat sport.

**Table**

Fencing
Paintball
Wrestling that is intended to be theatrical or humorous

**5A. Contests prescribed not to be contest**

- (1) For the purposes of the definition of *contest* in section 3 of the Act, the following contests or exhibitions are prescribed not to be contests —
  - (a) a light contact or grappling event for the purpose of promoting the combat sport and for which —
    - (i) scores are not kept; and
    - (ii) there is no outcome or result;
  - (b) a light contact or grappling event solely for the purpose of determining a contestant's proficiency in the combat sport;
  - (c) an event in which a contestant is penalised if he or she punches, kicks, strikes or hits another contestant in a manner that does not involve light contact with that other contestant.
- (2) For the purposes of the definition of *contest* in section 3 of the Act, contests or exhibitions are prescribed not to be contests if they are conducted by one of the following State Sporting Associations, or by the national or international parent bodies of one of the following State Sporting Associations —
  - (a) All Australian International Taekwondo Federation WA;
  - (b) Australian Karate Federation WA;
  - (c) Boxing WA;
  - (d) Judo WA;
  - (e) Sport Taekwondo WA;
  - (f) Taekwondo WA;
  - (g) Western Australian, Australian Federation of Brazilian Jujitsu Branch;
  - (h) Wrestling WA.

**7. Regulation 5 amended**

Delete regulation 5(2).

**8. Regulation 6A inserted**

After regulation 5 insert:

**6A. Persons taken to be registered as contestant**

Under section 62(3) of the Act, a person who is registered or licensed under a law of a place outside the State, the purpose of which substantially corresponds with the purpose of the Act, as a contestant is to be taken to be registered under the Act as a contestant.

**9. Regulation 6 amended**

- (1) In regulation 6(a) delete “participated in an amateur capacity,” and insert:

participated,

- (2) In regulation 6(b) delete “professional”.

- (3) Delete regulation 6(c)(ii) and insert:

(ii) other disciplinary measures taken under a law, the purpose of which substantially corresponds with the purpose of the Act,

- (4) Delete regulation 6(f) and insert:

(f) details of any medical information provided under section 16(2)(b) or 19(3)(b) of the Act; and

(g) details of the person’s next of kin and an emergency contact telephone number for that next of kin.

- (5) In regulation 6 after each of paragraphs (a), (b), (c) and (d) insert:

and

**10. Regulation 7 amended**

- (1) Delete regulation 7(1).

- (2) In regulation 7(2)(a) delete “3 days” and insert:

5 days

- (3) Delete regulation 7(3).

Note: The heading to amended regulation 7 is to read:

**Time for making application for registration**

**11. Regulations 8A, 8B and 8C inserted**

After regulation 7 insert:

**8A. Prescribed medical information**

- (1) For the purposes of sections 16(2)(b) and 19(3)(b) of the Act, the following medical information is prescribed —
  - (a) a medical certificate as to fitness to be registered as a contestant in the class to which an application relates completed by a medical practitioner within 12 months before the date of the application;
  - (b) a serology report prepared within 6 months before the date of the application stating whether or not the applicant has Human Immunodeficiency Virus (HIV) infection, Hepatitis B or Hepatitis C;
  - (c) a detailed medical history of injuries sustained in a contest.
- (2) If the person who desires to be registered as a contestant is or has been a contestant in any country outside the Commonwealth, the serology report referred to in subregulation (1)(b) must be prepared within 7 days before the date of the application.

**8B. Prescribed ages for classes of contestants**

For the purposes of section 17(1)(a)(ii) of the Act, the following ages must be reached by contestants in the following classes of contests before registration can be considered —

- (a) 6 years of age for Brazilian Jiu Jitsu;
- (b) 6 years of age for Taekwondo;
- (c) 6 years of age for Wrestling;
- (d) 7 years of age for Karate;
- (e) 9 years of age for Judo;
- (f) 10 years of age for Boxing;
- (g) 12 years of age for Kickboxing;
- (h) 12 years of age for Muay Thai;
- (i) 16 years of age for Shooto;
- (j) 18 years of age for Mixed Martial Arts (Unified Rules).

**8C. Contestant record book**

For the purposes of section 35(1) of the Act, the following information is prescribed —

- (a) the contestant's name;
- (b) the contestant's weight;
- (c) details of the contestant's medical examination and serology test;
- (d) details of the contestant's win/loss record and titles the contestant has won.

**12. Regulation 8 replaced**

Delete regulation 8 and insert:

**8. Fees**

- (1) The fee set out in Schedule 3 item 1 is prescribed for the triennial registration of a contestant under section 16(2)(c) of the Act or for the renewal of the triennial registration of a contestant under section 19(3)(c) of the Act.
- (2) The fee set out in Schedule 3 item 3 is prescribed for the issue of a duplicate contestant record book under section 42 of the Act.

**13. Regulations 9 and 10 replaced**

Delete regulations 9 and 10 and insert:

**9. Prescribed capacities of industry participants**

For the purposes of the definition of *industry participant* in section 3 of the Act, the following capacities are prescribed —

- (a) promoter;
- (b) matchmaker;
- (c) manager;
- (d) trainer;
- (e) referee;
- (f) judge;
- (g) timekeeper.

**10A. Persons taken to be registered as industry participants**

Under section 62(3) of the Act, a person who is registered or licensed under a law of a place outside the

State, the purpose of which substantially corresponds with the purpose of the Act, for one of the capacities prescribed under regulation 9 (other than promoter) is to be taken to be registered under the Act as an industry participant of that capacity.

**10. Register of industry participants: prescribed particulars**

Under section 26(c) of the Act, the particulars listed in column 2 of the Table opposite an industry participant capacity listed in column 1 are prescribed.

**Register of industry participants**

<b>Industry participant capacity</b>	<b>Particulars</b>
Judge	<ul style="list-style-type: none"> <li>(a) Details of the participant's experience, qualifications and any accreditation.</li> <li>(b) All the particulars required to be disclosed in the application form approved under section 27 of the Act.</li> </ul>
Manager	<ul style="list-style-type: none"> <li>(a) Copy of proof of the participant's identity such as a driver's licence or passport.</li> <li>(b) Details of the participant's experience, qualifications and any accreditation.</li> <li>(c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.</li> </ul>
Promoter	<ul style="list-style-type: none"> <li>(a) Copy of proof of the participant's identity such as a driver's licence or passport.</li> <li>(b) Details of the participant's experience, qualifications and any accreditation.</li> <li>(c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.</li> </ul>
Referee	<ul style="list-style-type: none"> <li>(a) Copy of proof of the participant's identity such as a driver's licence or passport.</li> </ul>

<b>Industry participant capacity</b>	<b>Particulars</b>
	(b) Details of the participant's experience, qualifications and any accreditation. (c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.
Timekeeper	(a) Copy of proof of the participant's identity such as a driver's licence or passport. (b) Details of the participant's experience, qualifications and any accreditation. (c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.
Trainer	(a) Copy of proof of the participant's identity such as a driver's licence or passport. (b) Details of the participant's experience, qualifications and any accreditation. (c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.

**14. Regulation 11 replaced**

Delete regulation 11 and insert:

**11. Registration fees**

The fees set out in Schedule 3 item 2 are prescribed for the triennial annual registration of an industry participant under section 27(3)(b) of the Act or for the renewal of the triennial annual registration of an industry participant under section 31(2)(b) of the Act.

**15. Regulation 12 deleted**

Delete regulation 12.

**16. Part 3 Division 1 replaced**

Delete Part 3 Division 1 and insert:

**Division 1 — Pre-contest matters****13. Information to be recorded at weigh-in**

For the purposes of section 48(2)(d) of the Act, the following information is prescribed —

- (a) the date and venue of the contest;
- (b) the contestant's weight;
- (c) the contestant's opponent;
- (d) the name of the rules of the contest;
- (e) the number of rounds of the contest and the length of each round.

**14. Information to be certified by medical practitioner**

For the purposes of section 49A(2)(c) of the Act, the following information prescribed is —

- (a) whether or not the person examined is fit to compete in the contest;
- (b) if the person is not fit to compete in the contest, a date before which the person should not take part in —
  - (i) sparring; or
  - (ii) a contest.

**17. Regulation 15 amended**

In regulation 15(4) delete “medical record” and insert:

contestant record

**18. Regulation 16 amended**

(1) Delete regulation 16(1) and insert:

- (1) Except where subregulation (2) applies, where a contestant has participated in a contest of 6 rounds or less, the contestant must not participate in another contest for 7 days.

Penalty: \$1 000.

- (2) In regulation 16(2) delete “medical record” and insert:

contestant record

**19. Part 3 Divisions 3 and 4 inserted**

At the end of Part 3 insert:

**Division 3 — Record of contest**

**17A. Prescribed information: record of contest**

For the purposes of section 52(2)(d) of the Act, the following information is prescribed —

- (a) the contestant’s name;
- (b) the contestant’s weight;
- (c) details of the contestant’s medical examination;
- (d) the opponent’s name;
- (e) the opponent’s weight;
- (f) the date of the contest;
- (g) the venue of the contest;
- (h) the type of contest;
- (i) the name of the contest;
- (j) the number of rounds of the contest and the length of each round;
- (k) the result of the contest.

**17B. Recording participation in contests outside the State**

A person registered as a contestant under section 15 of the Act who participates as a contestant in a contest outside the State must ensure that the information prescribed under regulation 17A is entered in his or her contestant record book.

Penalty: \$1 000.

**Division 4 — Permits for contests**

**17C. Prescribed information: permits to conduct contests**

For the purposes of section 44(2)(c) of the Act, the following information is prescribed —

- (a) the name and contact details of the applicant and the registration details of the promoter of the contest;
- (b) the contest and weigh-in dates and venues;
- (c) the matchmaker’s details;

- (d) details of insurance cover to be obtained and who is to be covered by it, security of contestants and officials and the emergency medical contact procedures;
- (e) financial details for the contest including entry prices, and rewards or prizes for contestants;
- (f) contest details including the contestants' names, weights, fight records and trainers, type and length of contest, classes, proposed rules, titles contested and sanctioning body;
- (g) details of the officials who are to officiate at the contest and their qualifications;
- (h) details of the medical practitioner to be present at the contest;
- (i) details of the venue including —
  - (i) the layout of the venue and facilities for the safety of contestants, industry participants and spectators;
  - (ii) the specifications of the contest ring;
  - (iii) details of the contestant warm-up, cool down and change room areas;
  - (iv) details of the areas for medical staff and officials;
  - (v) details of the emergency access to the venue;
  - (vi) the location of security personnel;
- (j) details of any entertainment to be provided at the contest.

**17D. Prescribed information: permit for contest**

For the purposes of section 45(3)(d) of the Act, the following information is prescribed —

- (a) the name and contact details of the promoter of the contest;
- (b) the type of contest;
- (c) the rules approved under section 62A(1) of the Act to be observed in the contest;
- (d) any sanctioned title for the contest;
- (e) the names of the industry participants approved to officiate at the contest as a referee, judge or timekeeper (as the contest requires).

**17E. Fee for permit for contest**

The fee set out in Schedule 3 item 4 is prescribed for a permit for a contest under section 44(2)(e) of the Act.

**20. Regulation 17 amended**

In regulation 17(a) after “by a” insert:

sanctioning body or a

**21. Regulation 18 replaced**

Delete regulation 18 and insert:

**18. Titles**

The Commission may in writing adopt the sanctioning of a sanctioning body or a recognised body.

**22. Part 5 replaced**

Delete Part 5 and insert:

**Part 5 — Miscellaneous****19. Minimum fees for officials**

- (1) The fees set out in Schedule 4 are prescribed as the minimum fees for the types of officials involved in a combat sport referred to in that item payable by the promoter of the contest to an official involved in the contest.
- (2) Despite subregulation (1), if a contest —
  - (a) is for an international title; and
  - (b) is sanctioned by an approved international body and that international body requires that a specified fee is to be paid to an official involved in a contest for an international title sanctioned by the body,

the minimum fee payable by the promoter of the contest to an official involved in the contest (including the undercard to the title contest) is that specified fee.

**Part 6 — Savings and transitional matters****20. Terms used**

In this Part —

*amending Act* means the *Professional Combat Sports Amendment Act 2011*;

**commencement day** means the day on which the *Professional Combat Sports Amendment Act 2011* comes into operation;

**PCS Act** means the *Professional Combat Sports Act 1987* as in force immediately before commencement day.

**21. Interpretation Act 1984 not affected**

Except where the contrary intention appears, this Part does not prejudice or affect the application of the *Interpretation Act 1984* Part V.

**22. Contestants registered under the PCS Act**

A person who immediately before commencement day was registered under the PCS Act section 17 as a contestant of a class is, on commencement day, to be taken to be registered under the *Combat Sports Act 1987* section 17 as a contestant in that class for the period that, and subject to the same conditions and restrictions as, applied to that person immediately before commencement day.

**23. Certificate of registration: contestants**

A certificate of registration in force under the PCS Act section 18 immediately before commencement day is, on commencement day, to be taken to be a certificate of registration issued under the *Combat Sports Act 1987* section 18.

**24. Participants registered under the PCS Act**

If —

- (a) immediately before commencement day a natural person was registered under the PCS Act section 27 as a prescribed class of industry participant; and
- (b) a capacity in which a person can be registered as an industry participant prescribed under regulation 9 corresponds to that prescribed class,

the person is, on commencement day, to be taken to be registered under the *Combat Sports Act 1987* section 28 in that capacity for the period that, and subject to the same conditions and restrictions as, applied to that person immediately before commencement day.

**25. Certificate of registration: industry participants**

A certificate of registration issued to an industry participant referred to in regulation 24 in force under

the PCS Act section 29 immediately before commencement day is, on commencement day, to be taken to be a certificate of registration issued under the *Combat Sports Act 1987* section 29 for the capacity corresponding to the prescribed class of industry participant set out in the certificate.

**26. Register: industry participants**

The register of industry participants kept under the PCS Act section 26 immediately before commencement day is, on commencement day, to be taken to be the register required to be kept under the *Combat Sports Act 1987* section 26 in relation to industry participants referred to in regulation 24.

**23. Schedule 1 deleted**

Delete Schedule 1.

**24. Schedule 2 heading amended**

In the heading to Schedule 2 delete “**participants**” and insert:

**contestants**

**25. Schedule 2 Division 3 replaced**

Delete Schedule 2 Division 3 and insert:

**Division 3 — Mixed martial arts**

<b>Division (Class)</b>	<b>Minimum Weight</b>	<b>Maximum Weight</b>
Flyweight	(no lower limit)	not exceeding 56.69 kg
Bantamweight	over 56.69 kg	not exceeding 61.23 kg
Featherweight	Over 61.23 kg	not exceeding 65.77 kg
Lightweight	Over 65.77 kg	not exceeding 70.30 kg
Welterweight	Over 70.30 kg	not exceeding 77.11 kg
Middleweight	Over 77.11 kg	not exceeding 79.83 kg
Cruiserweight	Over 79.83 kg	not exceeding 90.7 kg
Heavyweight	Over 90.7 kg	(no upper limit)

**26. Schedule 3 replaced**

Delete Schedule 3 and insert:

**Schedule 3 — Fees**

[r. 8, 11(1) and 17E]

\$

- 1. Registration as a contestant under section 16(2)(c) of the Act or renewal of registration as a contestant under section 19(3)(c) of the Act ..... 100.00
- 2. Registration as an industry participant under sections 27(3)(b) and 28(3) of the Act or renewal of registration under section 31(2)(b) of the Act as —
  - (a) a promoter ..... 330.00
  - (b) a matchmaker ..... 165.00
  - (c) a manager ..... 165.00
  - (d) a trainer ..... 82.50
  - (e) a referee ..... 100.00
  - (f) a judge ..... 80.00
  - (g) a timekeeper ..... 80.00
- 3. Fee for issue of a duplicate contestant record book . 100.00
- 4. Application fee for permit for contest ..... Maximum fee of 2 500

**Schedule 4 — Minimum fees for officials**

[r. 19]

Official	Basic fee		State title		National or international title	
	One contest on a bill	2 or more contests on a bill	One contest on a bill	2 or more contests on a bill	One contest on a bill	2 or more contests on a bill
Referee	\$200	\$250	\$200	\$250	\$300	\$350
Judge	\$150	\$200	\$150	\$200	\$250	\$300
Timekeeper	\$150	\$200	\$150	\$200	\$250	\$300

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.



## — PART 2 —

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### AGRICULTURE AND FOOD

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AG401\*

#### EXOTIC DISEASES OF ANIMALS ACT 1993 IMPORT RESTRICTION ORDER NO. 1/2011—EXTENSION

The Import Restriction Order made by the Minister for Agriculture and Food under section 24 of the *Exotic Diseases of Animals Act 1993* and published in the *Gazette* on 7 September 2011 is extended for a further period of 30 days from the publication of this notice.

PETER MORCOMBE, Chief Veterinary Officer.

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### CONSUMER PROTECTION

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CP401\*

#### FAIR TRADING ACT 2010

The following instrument is published under the *Fair Trading Act 2010* section 21—

#### COMPETITION AND CONSUMER ACT 2010 CONSUMER PROTECTION NOTICE NO. 1 OF 2013

##### **SAFETY STANDARD: BABY WALKERS**

I, David Bradbury, Assistant Treasurer, pursuant to subsection 104(1) of Schedule 2 to the *Competition and Consumer Act 2010* (the Australian Consumer Law), hereby—

- (a) **REVOKE** the safety standard for baby walkers made under section 104(1) of the Australian Consumer Law on 1 January 2011 by reason of Item 4 of Schedule 7 of the *Trade Practices Amendment (Australian Consumer Law) Act (No. 2) 2010* (**see note 1**); and
- (b) **MAKE**, in respect of consumer goods of a kind specified in Division 1 of the Schedule to this Notice and for the purposes of section 106 of the Australian Consumer Law, a safety standard consisting of a set of requirements specified in Division 2 of the Schedule (**see note 2**).

##### **COMMENCEMENT**

This instrument commences on the day after it is registered on the Federal Register of Legislative Instruments (the commencement date).

##### **APPLICATION OF THE SAFETY STANDARD**

- (1) On and from the commencement date, a supplier of consumer goods of a kind specified in Division 1 of the Schedule to this Notice can comply with the safety standard made in accordance with paragraph (b) of this Notice by complying with either of the sets of requirements specified in Division 2 of the Schedule.
- (2) The set of requirements specified at paragraph (1) of Division 2 of the Schedule to this Notice will cease to operate on 1 April 2014.
- (3) On and from 1 April 2014, a supplier of consumer goods of a kind specified in Division 1 of the Schedule to this Notice must comply with the set of requirements specified at paragraph (2) of Division 2 of the Schedule.

##### **THE SCHEDULE**

###### **Division 1: Particulars of the consumer goods**

The following consumer goods are specified—

Baby walker means a device that—

- (1) consists of a frame on wheels designed to support, inside the frame and with the child's feet touching the ground, a child who has not yet learned to walk; and
- (2) is propelled by the movement of the child.

**Division 2: The Safety Standard**

The following sets of requirements are the specified requirements for baby walkers—

(1) The following sections of American Society for Testing and Materials ASTM F977-00, *Standard Consumer Safety Specification for Infant Walkers*, published in 2000—

- (1) Section 6.1 *Stability*
- (2) Section 6.4 *Prevention of Falls Down Step(s)*
- (3) Section 7.3 *Stability Test*
- (4) Section 7.6 *Step(s) Tests*
- (5) Section 9.3 *Labelling*

(2) The following sections of American Society for Testing and Materials ASTM F977-12, *Standard Consumer Safety Specification for Infant Walkers*, published in May 2012—

- (1) Section 6.1 *Stability*
- (2) Section 6.3 *Prevention of Falls Down Step(s)*
- (3) Section 7.3 *Stability Test*
- (4) Section 7.6 *Step(s) Tests*
- (5) Section 8.2 *Labelling*

**Notes:**

1. The set of requirements for the safety standard revoked by paragraph (a) of this Notice are the same requirements as those which were prescribed as the consumer product safety standard for baby walkers for the purposes of section 65C of the *Trade Practices Act 1974*. Those requirements are contained in the *Trade Practices (Consumer Product Safety Standard) (Baby Walkers) Regulations 2002* (Cth).
2. In accordance with section 108 of the Australian Consumer Law, until 1 April 2014 suppliers may be required to nominate which set of requirements in Division 2 of the Schedule to this Notice the supplier intends to comply with as the supplier's method of complying with the safety standard.

Dated this 10th day of February 2013.

DAVID BRADBURY, Assistant Treasurer.

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## ELECTORAL

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EL401\*

### ELECTORAL ACT 1907

#### DECLARATION OF SPECIAL INSTITUTIONS AND HOSPITALS AMENDMENT TO LIST

The list containing the 'Declaration of Special Institutions and Hospitals' as contained in *Government Gazette* No. 28 dated 8 February 2013, is hereby varied as follows—

#### COTTESLOE DISTRICT

#### CLAREMONT

Alfred Carson Lodge—Aegis Aged Care Group  
30 Bay Road

EL402\*

### ELECTORAL ACT 1907

#### APPOINTMENT OF POLLING PLACES—AMENDMENT TO LIST

The list containing the 'Appointment of Polling Places' as contained in *Government Gazette* No. 28 dated 8 February 2013, is hereby varied as follows—

Delete—

#### GRASS VALLE—

Grass Valley Hall  
67 Wilson Street

Insert—

#### GRASS VALLEY—

Grass Valley Hall  
67 Wilson Street

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## FIRE AND EMERGENCY SERVICES

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FE401\*

### BUSH FIRES ACT 1954 TOTAL FIRE BAN DECLARATION

Correspondence No. 12080

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 17th February, 2013 from 0001 hours to 2359 hours, for the local government districts of—

City of Kalgoorlie-Boulder, Dundas

GRAHAM SWIFT, Assistant Commissioner of the  
Department of Fire and Emergency Services,  
as a sub-delegate of the Minister  
under section 16 of the *Fire and  
Emergency Services Act 1998*.

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## FISHERIES

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FI401\*

### FISH RESOURCES MANAGEMENT ACT 1994 GRANT OF AQUACULTURE LEASE

FD [100/13]

I, Norman Moore, the Minister for Fisheries, Western Australia, hereby give notice under Section 97(9), that on 1 February 2013 an Aquaculture Lease was issued to Peter and Karen Armstrong, under Section 97(1) of the *Fish Resources Management Act 1994*. I declare that this lease was granted on 1 February 2013 for a term of 5 years.

Dated the 31st day of January 2013.

Hon NORMAN MOORE MLC, Minister for Fisheries.

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## MARINE/MARITIME

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MA401\*

### WESTERN AUSTRALIAN MARINE ACT 1982 CLOSED WATERS—ALL VESSELS *City of Busselton* Geographe Bay

Department of Transport.  
Fremantle WA, 22 February 2013.

Acting pursuant to the powers conferred by Section 66 of the *Western Australian Marine Act 1982*, I hereby close the following areas of water to all vessels between 1 October to 31 May annually—

All the waters of Geographe Bay, situated approximately 200 metres West of Busselton Jetty, bounded by lines commencing from a point on the foreshore at 115° 20.523'E, 33° 38.714'S, thence to 115° 20.494'E, 33° 38.656'S (approximately 117m north north-westerly, and 100m north north-westerly from the shoreline), thence to 115° 20.543'E, 33° 38.638'S (approximately 83m east north-easterly), thence to a point on the foreshore at 115° 20.573'E, 33° 38.694'S (approximately 113m south south-easterly). All coordinates based on GDA94.

This area is set aside for an inflatable aqua park.

RAYMOND BUCHHOLZ, Marine Safety Operations Director,  
Department of Transport

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**MINERALS AND PETROLEUM**

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MP401\*

**PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967****PARTIAL SURRENDER OF PETROLEUM EXPLORATION PERMIT EP 443**

The partial surrender of Petroleum Exploration Permit EP 443, in respect to Broome Map Sheet (SE51) blocks 8364, 8365, 8437 and 8438 and Oakover River Map Sheet (SF51) block 5054 has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

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

MP402\*

**MINING ACT 1978****INSTRUMENT OF EXEMPTION OF LAND**

The Minister responsible for the *Mining Act 1978*, pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby declares the land described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) exempt from Divisions 1 to 5 of Part IV of the *Mining Act 1978*.

**Description of Land****Area 1:**

The portion of land designated "S19/337" (previously S19/215) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 3.598 hectares      Locality: Minilya**

**Area 2:**

The portion of land designated "S19/338" (previously S19/216) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 2.0237 hectares      Locality: Minilya**

**Area 3:**

The portion of land designated "S19/339" (previously S19/217) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 818.859 hectares      Locality: Minilya**

**Area 4:**

The portion of land designated "S19/340" (previously S19/253) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 44.13 hectares      Locality: Minilya**

**Area 5:**

The portion of land designated "S19/341" (previously S19/261) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 106 hectares      Locality: Warroora**

**Area 6:**

The portion of land designated "S19/342" (previously S19/263) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 65 hectares      Locality: Warroora**

**Area 7:**

The portion of land designated "S19/343" (previously S19/264) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 52.5 hectares      Locality: Warroora**

**Area 8:**

The portion of land designated "S19/344" (previously S19/265) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 51.75 hectares      Locality: Warroora**

**Area 9:**

The portion of land designated "S19/345" (previously S19/266) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 25 hectares      Locality: Warroora**

**Area 10:**

The portion of land designated "S19/346" (previously S19/291) in the Tengraph electronic plan of the Department of Mines and Petroleum.

**Area of Land: 103.75 hectares      Locality: Qualing Pool**

Dated at Perth this 14th day of February 2013.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

**MP403\***

**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 18 March 2013 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
<b>EXPLORATION LICENCE</b>		
E 08/2233	Geological Resources Pty Ltd	Ashburton
E 20/776	Martin, Graham Richard Martin, Lester John	Murchison
E 28/2147	Guide Resources Pty Ltd	N. E. Coolgardie
E 29/820	Ozwest Drilling Pty Ltd	North Coolgardie
E 29/821	Ozwest Drilling Pty Ltd	North Coolgardie
E 29/832	HLM Australia Pty Ltd	North Coolgardie
E 37/1111	Geological Resources Pty Ltd	Mt Margaret
E 38/2625	Zodiac Resources Pty Ltd	Mt Margaret
E 51/1491	Bacci, Joseph	Murchison
E 53/1632	Fastfield Pty Ltd	East Murchison
E 59/1752	Geological Resources Pty Ltd	Yalgoo
E 70/3718	Blue Whale Beach Eco-Development Pty Ltd	South West
E 80/4502	Stansmore Resources Pty Ltd	Kimberley
E 80/4575-I	Money, Glenn Griffin Venn	Kimberley
E 80/4576-I	Money, Glenn Griffin Venn	Kimberley
E 80/4577-I	Money, Glenn Griffin Venn	Kimberley
<b>MINING LEASE</b>		
M 46/138	Wakeford Holdings Pty Ltd	Pilbara
M 70/339	Limestone Building Blocks Co. Pty Ltd	South West

**MP404\***

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

Department of Mines and Petroleum,  
LEONORA WA 6438.

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

A. MAUGHAN, Warden.

To be heard by the Warden at Leonora on 8 April 2013.

MT MARGARET MINERAL FIELD  
Prospecting Licences

P 37/8068	Crew, Ross Frederick
P 37/8069	Crew, Ross Frederick McKnight, Russell Geoffrey
P 37/8070	Crew, Ross Frederick McKnight, Russell Geoffrey
P 37/8071	McKnight, Russell Geoffrey Crew, Ross Frederick
P 39/5203	Crew, Ross Frederick Wilson, Scott Walter

**MP405\***

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

Department of Mines and Petroleum,  
LEONORA WA 6438.

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.

A. MAUGHAN, Warden.

To be heard by the Warden at Leonora on 8 April 2013.

MT MARGARET MINERAL FIELD  
Prospecting Licences

P 39/5020	Mazza, Bernard Peter
P 39/5021	Mazza, Bernard Peter
P 39/5022	Mazza, Bernard Peter
P 39/5023	Mazza, Bernard Peter
P 39/5024	Mazza, Bernard Peter

**MP406\***

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

Department of Mines and Petroleum,  
KALGOORLIE WA 6430.

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

F. ZEMPILAS, Warden.

To be heard by the Warden at Kalgoorlie on 12 April 2013.

BROAD ARROW MINERAL FIELD  
Prospecting Licence

P 24/4582	Giri, Thomas James
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EAST COOLGARDIE MINERAL FIELD  
Prospecting Licences

P 25/2065	Kentrotis, Dimitri
P 25/2066	Kentrotis, Dimitri

N. E. COOLGARDIE MINERAL FIELD  
Prospecting Licences

P 27/2092 Kentrotis, Dimitri  
P 27/2093 Kentrotis, Dimitri

**MP407\***

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

Department of Mines and Petroleum,  
KALGOORLIE WA 6430.

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.

F. ZEMPILAS, Warden.

To be heard by the Warden at Kalgoorlie on 12 April 2013.

BROAD ARROW MINERAL FIELD  
Prospecting Licences

P 24/4431 Zetek Resources Pty Ltd  
Western Resources Pty Ltd  
P 24/4471 Ora Banda Gold Pty Ltd  
P 24/4487 Ora Banda Gold Pty Ltd  
P 24/4561 Yulleba Prospecting Pty Ltd  
P 24/4563 Yulleba Prospecting Pty Ltd

EAST COOLGARDIE MINERAL FIELD  
Prospecting Licences

P 26/3829 Strindberg, Maxwell Peter  
P 26/3830 Strindberg, Maxwell Peter  
P 26/3831 Strindberg, Maxwell Peter  
P 26/3837 Strindberg, Stan Harry Frederick

NORTH COOLGARDIE MINERAL FIELD  
Prospecting Licences

P 29/1941 International Petroleum Ltd  
P 29/2192 Maddison Resources Pty Ltd  
P 29/2193 Maddison Resources Pty Ltd

**MP408\***

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

In accordance with Regulation 49(2) of the *Mining Regulations 1981*, notice is hereby given that following mining tenement is liable to forfeiture pursuant to the provisions of section 96(1)(a) of the *Mining Act 1978* for non-compliance with the expenditure condition and/or reporting provisions.

S. WILSON M, Warden.

The application for forfeiture is to be heard before the Warden in Open Court, Court Room 95, Level 9, Central Law Courts, 501 Hay Street, Perth at 9.30am on 22 March 2013.

SOUTH WEST MINERAL FIELD  
Prospecting Licence

P70/1519 Urban Resources Pty Ltd

**MP409\***

**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 for forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for non payment of rent.

A. MAUGHAN, Warden.

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To be heard by the Warden at Norseman on 23 April 2013.

DUNDAS MINERAL FIELD  
Prospecting Licence

P 63/1832      Paxton Enterprises Pty Ltd

**MP410\***

**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.

A. MAUGHAN, Warden.

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To be heard by the Warden at Norseman on 23 April 2013.

DUNDAS MINERAL FIELD  
Prospecting Licences

P 63/1686	Centipede Minerals Pty Ltd
P 63/1760	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1763	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1765	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1766	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1767	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1768	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1769	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1771	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1772	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1773	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1774	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1776	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1777	Cusack, Angela Elizabeth Sadleir, Shane Beatty
P 63/1778	Cusack, Angela Elizabeth Sadleir, Shane Beatty

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**PLANNING**


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PL401\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**

*Town of Port Hedland*

Town Planning Scheme No. 5—Amendment No. 43

Ref: TPS/0690

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 Town of Port Hedland local planning scheme amendment on 30 January 2013 for the purpose of—

1. Amending the Mixed Business Column of the Zoning Table to allow residential uses and restrict uses incompatible with residential use, subject to the following changes—
  - “Child Care Services” and “Ancillary Accommodation” becoming Non-Permitted “~” land uses in the zoning table.
2. Deleting clause 5.3.6(f) and inserting Clause 5.3.7 “Mixed Business Precinct”—

Mixed Business Precinct

5.3.7 The precinct objectives for the Mixed Business precinct are to—

- (a) combine residential and compatible non-residential development;
- (b) ensure residential uses are not developed on the ground floor except Short Stay Accommodation that must have a minimum ceiling height of 3 metres from the finished floor level to facilitate future retail and/or commercial modifications;
- (c) facilitate Short Stay Accommodation on the ground level not fronting any street; and
- (d) ensure lots with more than one street frontage address each frontage.

Note: for land zoned Mixed Business west of Taplin Street, refer to Appendix 12 for land uses that are not permitted.

3. Inserting Appendix 12—Mixed Business Zone Non-Permitted Use and Development to restrict permanent residential uses within the Anderson Street Mixed Business Precinct, subject to the following changes—
  - Inclusion of Lot 372 (69) Anderson Street, Port Hedland into Appendix 12; and
  - Inclusion of a map to depict the lots to be included within Appendix 12.
4. Amending Appendix 5 to add the “Mixed Business” zones as Development Plan areas.
5. Amending the Scheme Map accordingly.

K. HOWLETT, Mayor.  
 M. OSBORNE, Chief Executive Officer.

PL402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**

*Town of Victoria Park*

Town Planning Scheme No. 1—Amendment No. 57

Ref: TPS/0858

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 Town of Victoria Park local planning scheme amendment on 5 February 2013 for the purpose of—

1. Amending the Scheme text by—
  - Including the following new sub-clause (7) within Clause 22—
    - (7) Burswood Peninsula Precinct—in the area north of the Graham Farmer Freeway (known as the Belmont Park Racecourse Site and included in the Special Use zone), all residential densities shall be as shown on an adopted structure plan and site and development requirements shall comply with that included in the adopted structure plan for the site.
  - Including the following new sub-clause (c) within Clause 29AB (12)—
    - (c) Where land is within the area of a Structure Plan—
      - (i) which specifies land use permissibility, then the land use permissibility in the Structure Plan will apply to that land and not the land use permissibility which would otherwise apply to the land under the Scheme; and

- (ii) which stipulates standards and requirements for development of land, then the standards and requirements for development in the Structure Plan will apply to that land and not any standards and requirements of the same kind which would otherwise apply to the land under the Scheme. Any standards or requirements of a kind which are provided for in the Scheme but not provided for in the Structure Plan shall continue to apply to the land.

2. Amending Burswood Peninsula Precinct Plan P1 Sheet A by—

Excluding portions of Lots 102 and 9000 Graham Farmer Freeway, Burswood from “Special Use RC—Racecourse” and including in “Special Use” zone and “DA1”—Development Area as depicted on the amendment map;

Including unzoned land into the “Special Use” zone and “DA1”—Development Area, as depicted on the proposed amendment map;

Amending the boundary of the Development Area to correspond with the boundary of the “Special Use” zone;

Inserting a boundary of the Residential R-AC0 code as depicted on the amendment map;

Reflecting the latest cadastral base data to be consistent with the current title to the land;

Replacing the following text under the heading “Statement of Intent”—

“Activities should be directly related to existing uses or recreation and entertainment activities”

with the following—

“Any future development of the Belmont Park Racecourse site should facilitate a mix of land uses including the following principal components—

- Retention and upgrading of current racing facility
- High and medium density residential
- A significant Activity Centre
- Riverfront Parks and Recreation”

Replacing the text under the heading “Special Use Zone” with the following—

**BELMONT PARK RACECOURSE REDEVELOPMENT SITE**

The redevelopment of the Belmont Park Racecourse site should facilitate a mix of land uses including retention and upgrading of current racing facility, high and medium density residential, a significant Activity Centre and riverfront Parks and Recreation.

Any future redevelopment of the site should give consideration to its prominent location on the Peninsula. Public access along the river foreshore should be provided, maintained and improved, having regard for the needs to balance accessibility with preservation of the river bank and wildlife habitat.

Given the site’s close proximity to the Graham Farmer Freeway, a key entry point to the city centre, redevelopment of the site should respect this prominent location. Building and car park development should therefore be of high standard in terms of construction, design and materials used. Access to public transport stops from buildings should be safe, clearly signposted and well maintained.

The Racecourse facility is likely to continue to attract significant patronage. It would therefore be appropriate to give Belmont Park Railway Station, pedestrian access from the station and through the car park.

**USE OF LAND AND DEVELOPMENT STANDARDS**

A Structure Plan must be prepared and approved prior to any subdivision and/or development of the land with the exception of development or use associated with the current racecourse activities.

The Structure Plan is to prescribe the land use permissibility, standards, requirements and prerequisites for subdivision and development. Where land is within the area of a Structure Plan—

- which specifies land use permissibility, then the land use permissibility in the Structure Plan will apply to that land and not the land use permissibility which would otherwise apply to the land under the Scheme; and
- which stipulates standards and requirements for development of land, then the standards and requirements for development in the Structure Plan will apply to that land and not any standards and requirements of the same kind which would otherwise apply to the land under the Scheme. Any standards or requirements of a kind which are provided for in the Scheme but not provided for in the Structure Plan shall continue to apply to the land.

Development of land shall generally be in accordance with an adopted Structure Plan.

Residential density shall be in accordance with the Residential Density Code shown on the Scheme Map. Residential development shall comply with the Residential Design Codes except for the variations specified in an adopted Structure Plan.

Maximum height of any development shall comply with the restrictions associated with Obstacle Limitation Surfaces (OLS) and Procedures for Air Navigation Services—Aircraft Operations (PANS-OPS) pursuant to the Airports Act 1996.

Development shall not compromise the primary function and operations of the racecourse.

T. VAUGHAN, Mayor.  
A. KYRON, Chief Executive Officer.

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**PL501\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1239/41**  
Gidgegannup Urban Precinct  
Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local government of Swan and is seeking public comment.

The amendment seeks to transfer approximately 296.36 ha of land from the rural zone to the urban deferred zone.

**Display locations**

The plans showing the proposed change and the WAPC's amendment report which explains the proposal, will be available for public inspection, free of charge from Friday 14 December 2012 to Friday 22 March 2013 at—

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Swan
- City of Perth
- City of Fremantle
- Shire of Mundaring

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

**Submissions**

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 41. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001; on or before 5 pm **Friday 22 March 2013**.

Late submissions will not be considered.

NEIL THOMSON, Secretary,  
Western Australian Planning Commission.

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## SALARIES AND ALLOWANCES TRIBUNAL

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**SA401\***

**SALARIES AND ALLOWANCES ACT 1975**  
DETERMINATION VARIATION

**PREAMBLE**

The Salaries and Allowances Tribunal has issued a determination in respect of the holders of the following offices—

- Executive Director, Resource Strategy, Department of Health;
- Deputy Commissioner, Adult Custodial, Department of Corrective Services;
- Deputy Commissioner, Community and Youth Justice, Department of Corrective Services;  
and
- Commissioner, Small Business Development Corporation.

**DETERMINATION**

The determination of the Salaries and Allowances Tribunal made on 18 December 2012 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975*, as amended from time to time, is hereby varied by a further determination set out below.

The variation is effective from the 1st January 2013 or the date of appointment, whichever is the latter.

Remove from Part 3 of the First Schedule the following—

<b>Special Division CEOs</b>				
<i>Office</i>	<i>Department or Agency</i>	<i>Band</i>	<i>Office Holder</i>	<i>Salary</i>
Managing Director	Small Business Development Corporation	4	D. Eaton	\$216,825

<b>Special Division Non-CEOs</b>				
<i>Office</i>	<i>Department or Agency</i>	<i>Band</i>	<i>Office Holder</i>	<i>Salary</i>
Executive Director, Resource Strategy	Health	2	Vacant	\$-
Deputy Commissioner, Adult Custodial	Corrective Services	4	I. Giles	\$213,429
Deputy Commissioner, Community and Youth Justice	Corrective Services	4	H. Harker	\$213,429

Include in Part 3 of the First Schedule the following—

<b>Special Division CEOs</b>				
<i>Office</i>	<i>Department or Agency</i>	<i>Band</i>	<i>Office Holder</i>	<i>Salary</i>
Small Business Commissioner	Small Business Development Corporation	4	D. Eaton	\$216,825

<b>Special Division Non-CEOs</b>				
<i>Office</i>	<i>Department or Agency</i>	<i>Band</i>	<i>Office Holder</i>	<i>Salary</i>
Executive Director, Resource Strategy	Health	2	W. Salvage	\$264,631
Deputy Commissioner, Adult Custodial	Corrective Services	4	H. Harker	\$213,429
Deputy Commissioner, Community and Youth Justice	Corrective Services	4	I. Giles	\$213,429

Dated at Perth this 12th day of February 2013.

W. S. COLEMAN AM,  
Chairman.

C. A. BROADBENT,  
Member.

B. J. MOORE,  
Member.

Salaries and Allowances Tribunal.

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## DECEASED ESTATES

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ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

#### Notice to Creditors and Claimants

Vivian Mary McCormick, late of 13 Mermaid Avenue, Albany in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on the 23rd day of September 2012 at Albany in the said State, are required by the personal representative, David Malcolm Moss of 45 Duke 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 claims for which he has then had notice.

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**ZX402**

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Betty Mae Sharpe, late of Murdoch Community Hospice, Murdoch Drive, Murdoch, (formerly of Unit 1/1 Strickland Terrace, Ardross) in the State of Western Australia, Home Duties, 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 28 May 2011, are required by the Executor, Peter Ayrton Sharpe to send particulars of their claims to him, care of Alto Legal, Units 9 & 10, 14-16 Mead Street, Kalamunda WA 6076 (Ref: PS/007) within one (1) month of the date of publication hereof after which date the Executor may convey or distribute the assets having regard to the claims of which they then have notice.

Dated: 14 February 2013.

SHARRON PATRICK, Solicitor, Alto Legal,  
Units 9 & 10, 14-16 Mead Street,  
Kalamunda WA 6076.  
Tel: (08) 6293 1773  
Fax: (08) 6293 1774

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**ZX403**

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Sarena Mary Wood, late of 83 Talbot Street, Swan View in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of the deceased, who died on the 24th day of June 2012, are required by the Executor, Nada Leonard of [REDACTED] to send particulars of their claims to her by the 25th day of March 2013, after which date the Executor may convey or distribute the assets having regard only to the claims of which she then has notice.

Dated the 20th day of February 2013.

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**ZX404**

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Giuseppe Raudino, late of 13 Clarke Street, Bunbury in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on the 14th day of October 2012 at Bunbury in the said State, are required by the personal representative, Judith Auriel Raudino of 13 Clarke Street, Bunbury, 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 claims for which she has then had notice.

**ZX405\*****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me, on or before 22 March 2013 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

- Bassett, Mervyn Joseph, late of 39 Campbell Street, Kalgoorlie, died 1.12.2012 (DE19862554 EM16)  
 Davies, Charles Leonard, late of 1/36 Wisbey Street, Carey Park, died 2.12.2012 (DE19970695 EM13)  
 Doerries, Asta Maria Martha Magdalena, late of Osboine Aged Care, 39 Newton Street, Bayswater, formerly of 15 Leo Place, Rockingham, died 31.10.2012 (DE19763129 EM110)  
 Eastwood, Murray John, late of Post Office Box 26, Mount Magnet, died 13.10.2009 (DE19940093 EM23)  
 Hansen, Jens, late of Freshwater Bay Nursing Home, 67 Palmerston Street, Mosman Park, formerly of Unit 16 31 Wellington Street, Mosman Park, died 20.01.2013 (DE19982684 EM35)  
 Iles, Jeanne Mary, late of St, Davids Retirement Centre, Unit 41 / 17-19 Lawley Crescent, Mount Lawley, died 7.10.2012 (DE20001110 EM37)  
 Joksimovic, Maria, late of 174 Morley Drive, Eden Hill, died 12.01.2013 (DE33015805 EM15)  
 McKenna, Richard, also known as Dick, late of Karlarra House, 200 Forrest Circle, South Hedland, died 30.07.2012 (DE33103860 EM36)  
 Maher, William Henry, late of Embleton Nursing Home, 46 Broun Avenue, Embleton, died 7.02.2013 (DE33058872 EM17)  
 Nguyen, Van Tien, late of 18 Jefferson Drive, Marangaroo, died 10.04.2012 (DE33037971 EM110)  
 Packsaddle, Ruby, late of Emu Creek Community, 923 Victoria Highway, Kununurra, died 24.06.2012 (DE33101244 EM17)  
 Sun, Dan, late of 4/14 Stedham Way, Balga, died 30.09.2010 (DE33098599 EM113)  
 Yarabi, Margaret, Also Known As Margaret Paddy, late of House 16 Mirima Community, Melani Mews, Kununurra, died 14.01.2007 (DE33064026 EM17)  
 Youngala, Crow, Also Known As Crow Yakalya, Crow Yugilya, Crow Yugula, late of Karlarra House, 200 Forrest Circle, South Hedland, died 30.12.2012 (DE33104197 EM17)

BRIAN ROCHE, Public Trustee,  
 553 Hay Street,  
 Perth WA 6000.  
 Telephone: 1300 746 212

**ZX406\*****PUBLIC TRUSTEE ACT 1941****ADMINISTERING OF ESTATES**

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

Dated at Perth the 22nd day of February 2013.

BRIAN ROCHE, Public Trustee,  
 553 Hay Street, Perth WA 6000.  
 Telephone: 1300 746 212

<b>Name of Deceased</b>	<b>Address</b>	<b>Date of Death</b>	<b>Date Election Filed</b>
Ivan Stanley Beckett DE20010635 EM17	68a Browning Street, Yokine	11 November 2012	15 February 2013
Davina Maree Essers DE33082092 EM15	84 Azelia Street, Alexander Heights	16 February 2010	12 February 2013
Elsie Finch DE19701762 EM37	27 Hamilton Street, Hamilton Hill	29 November 2012	15 February 2013
Grace Foyster DE19903753 EM37	1 Hungerford Avenue, Mandurah	25 December 2012	15 February 2013
Diana Stephana Harden DE19744437 EM37	2 Adie Court, Bentley	15 December 2012	15 February 2013
Ruby Molly Ranford DE19890383 EM22	41 Talus Road, Mount Richon	1 January 2013	15 February 2013

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**PUBLIC NOTICES**

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ZZ401\*

**PARTNERSHIP ACT 1895****DISCONTINUANCE OF PARTNERSHIP**

Take notice that as from 1 July 2012 the partnership of Canonbay Holdings Pty Ltd as trustee for the Bluwater Trust of Level 1, 322 Hay Street, Subiaco in the State of Western Australia and Steven Buiks as trustee for the Buiks Family Trust in the State of Western Australia who traded as Workforce Business Solutions (ABN 114 397 37) was dissolved.

Dated: 1 February 2013.

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