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— PART 1 —

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Shire of Laverton

FENCING AMENDMENT LOCAL LAW 2014

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Laverton resolved on 19 August 2014 to make the following local law.

1. Citation

This local law may be cited as the *Shire of Laverton Fencing Amendment Local Law 2014*.

2. Principal Local Law

In this local law the *Shire of Laverton Fencing Local Law 2013* published in the *Government Gazette* on 21 January 2014 is referred to as the principal local law. The principal local law is amended.

3. Clause 2.1 amended

In clause 2.1(5) delete the word “is” after the word “fence”.

4. Clause 3.3 amended

Clause 3.3 is amended as follows—

- (a) Delete the words “the local government may consent to the erection or repair of any fence”; and
- (b) Insert the word “it” between “that” and “is”.

5. Clause 7.3 amended

Clause 7.3 is amended as follows—

- (1) In clause 7.3(a) delete the words “or substantially in the” and replace with the words “the form set out in”.
- (2) In clause 7.3(b) delete the words “or substantially in the” and replace with the words “the form set out in”.

Dated this 28th day of August 2014.

The Common Seal of the Shire of Laverton was affixed by authority of a resolution of the Council in the presence of—

PATRICK HILL, President.
STEVEN DECKERT, Chief Executive Officer.

— PART 2 —

HEALTH

HE401*

MENTAL HEALTH ACT 1996

MENTAL HEALTH (AUTHORISED MEDICAL PRACTITIONERS) ORDER (NO. 2) 2014

Made by the Chief Psychiatrist under sections 18 and 69 of the *Mental Health Act 1996*;

1. Citation

This order may be cited as the *Mental Health (Authorised Medical Practitioners) Order (No. 2) 2014*.

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) clause 3—on the day after that day.

3. Authorised Medical Practitioner

The medical practitioners specified in Schedule 1 to this order are designated as Authorised Medical Practitioners.

Schedule 1

Dr Naga Bolla	Registered Medical Practitioner
Dr Nasim Boksmati	Registered Medical Practitioner
Dr Simon Matthew Darn	Registered Medical Practitioner
Dr Nilotpal Das	Registered Medical Practitioner
Dr Jodi Sharon Eatt	Registered Medical Practitioner
Dr Rachael Griffiths	Registered Medical Practitioner
Dr Katherine Grove	Registered Medical Practitioner
Dr James Hickey	Registered Medical Practitioner
Dr Margaret Hotchkiss	Registered Medical Practitioner
Dr Prabhakaran Krisnan	Registered Medical Practitioner
Dr Hanna Renata Kupiec	Registered Medical Practitioner
Dr Madeline Mccreanor	Registered Medical Practitioner
Dr Rhoanna McNeill	Registered Medical Practitioner
Dr Sujay Nama	Registered Medical Practitioner
Dr Zoran Simovik	Registered Medical Practitioner
Dr Maryam Tashakkori Jahromi	Registered Medical Practitioner
Dr Lewis Walker	Registered Medical Practitioner
Dr Ye Yint	Registered Medical Practitioner

Dr NATHAN GIBSON, Chief Psychiatrist.

Date: 28 August 2014.

HE402*

MENTAL HEALTH ACT 1996

MENTAL HEALTH AUTHORISED MEDICAL PRACTITIONERS REVOCATION ORDER (NO. 1) 2014

Made by the Chief Psychiatrist under sections 18 and 69 of the *Mental Health Act 1996*;

1. Citation

This Order may be cited as the *Mental Health (Authorised Medical Practitioners) Revocation Order (No. 1) 2014*.

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) clause 3—on the day after that day.

3. Revocation of Order

The designation, as an authorised mental health practitioner of the mental health practitioners specified in Schedule 1 to this order is revoked.

Schedule 1

Name	Profession
Dr Leanne Nicole Priestly	Registered Medical Practitioner
Dr Marshall Raymond Watson	Registered Medical Practitioner
Dr Angeles Rojas Calumpiano	Registered Medical Practitioner
Dr Kelly Palmer	Registered Medical Practitioner
Dr Kieran Le Plastrier	Registered Medical Practitioner

Dr NATHAN GIBSON, Chief Psychiatrist.

Date: 28 August 2014.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

City of Wanneroo

(BASIS OF RATES)

This notice, which is for public information only, is to confirm that—

I, Hon Tony Simpson MLA, Minister for Local Government, to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28 (1) of that Act, hereby, and with effect from, 21 June 2013 determine that the method of valuation to be used by the City of Wanneroo as the basis for a rate in respect of the land referred to in the Schedule is to be the gross rental value of the land;

Schedule

	Designated Land
UV to GRV	All those portions of land being 9010 as shown on Deposited Plan 72524 and Lot 9005 as shown on Deposited Plan 76013.

Hon TONY SIMPSON MLA, Minister for Local Government.

LG501*

BUSH FIRES ACT 1954

City of Busselton

FIREBREAK AND FUEL HAZARD REDUCTION NOTICE

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

1. INTERPRETATION AND ADDITIONAL INFORMATION

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

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

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

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

- 'Mineral Earth Firebreak'** means an area of land cleared to mineral earth, which is kept and maintained totally clear of all material (living or dead) so only mineral earth remains, and includes the pruning and removal of all overhanging trees and other vegetation to a height of 5 metres above the ground level of the mineral earth firebreak, for the whole of the compliance period.
- 'Fire Management Plan'** means a comprehensive plan for the prevention and control of bushfires which may apply to individual land holdings and a notification, pursuant to the Transfer of Land Act 1893 (as amended) may be placed on the Certificate(s) of Title of the land for medium to long term fire management to reduce the occurrence and minimise the impact of uncontrolled bush fires, thereby reducing the threat to life, property and the environment.
- 'Hazardous and Flammable Materials'** means accumulated fuel (living or dead) such as leaf litter, twigs, trash, bush, dead trees and scrub capable of carrying a running fire, but excludes standing living standing trees and isolated shrubs.
- 'Hazard Separation Zone'** means a modified area of reduced fuel load outside a Building Protection Zone to assist in reducing the fires intensity when flames are approaching buildings. Both the Building Protection Zone and the Hazard Separation Zone are essential strategies for the protection of buildings. A Hazard Separation Zone covers the area 75 metres outside a Building Protection Zone.
- A Hazard Separation Zone should be modified to have a maximum fuel load of 6-8 tonne per hectare. This can be implemented by fuel reduction methods such as burning, mowing and slashing to remove the hazard and should not require the removal of living trees or shrubs.
- Further information on fuel loading can be found in the 'Visual Fuel Load Guide' available by calling DFES or via their website at <http://www.dfes.wa.gov.au/safetyinformation/fire/bushfire/pages/publications.aspx#5>
- 'Lot'** means land in one certificate of title or, at the discretion of the City, adjoining land in more than one certificate of title that is owned by the same person or body.
- 'Notice'** means this Firebreak and Fuel Hazard Reduction Notice made under the Bush Fires Act 1954 with respect to all land in the District and published in the local newspaper.
- 'Parkland Clearing'** means that all dead vegetation, dry grass (excluding approved crop or pasture areas and living trees/shrubs), piles of timber, disused materials and other vegetation, must be maintained to a height of no greater than 10 centimetres
- 'Plantation'** means an area of planted pines, eucalypts, proteas or other commercial value trees or plants exceeding 40 metres by 40 metres in area, but not including a plantation.
- 'Rural Land'** means land zoned agriculture, viticulture and tourism, rural landscape and/or conservation under the City of Busselton District Town Planning Scheme No 20 or any equivalent zoning under a replacement town planning scheme.
- 'City'** means the City of Busselton.
- 'Rural Residential'** means land zoned rural residential under the City of Busselton District Town Planning Scheme No 20 or any equivalent zoning under replacement town planning scheme.
- 'Urban Land'** means any land other than rural land, rural residential land or crown or reserve land and includes land zoned residential, business and industrial under the City of Busselton District Town Planning Scheme No 20 or any equivalent zoning under a replacement town planning scheme, but not including crown or reserve land.
- 'Windbreak'** means an area of planted trees not exceeding 10 metres in depth with an unrestricted length which has been planted to provide wind protection to crop or pasture land.

2. BUILDING IN BUSH FIRE PRONE AREAS

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

3. BUILDING PROTECTION ZONES

Building Protection Zone means a modified area of reduced fuel immediately surrounding a building.

A Building Protection zone shall be provided for buildings in bush fire prone areas. The surroundings of buildings must comply with the following requirements—

- (1) The Building Protection Zone for existing buildings must be at least 20 metres from any external walls of the building unless varied under an approved Fire Management Plan.
- (2) The minimum Building Protection Zone for buildings constructed after the 1 November 2011, in all cases shall be 25 metres.
- (3) The Building Protection Zone must be located within the boundary of the lot that the building is situated on.
- (4) Hazardous/flammable materials must be maintained to a height of no greater than 10 centimetres.
- (5) Wood piles and fuel must be a minimum of 10 metres away from a dwelling.
- (6) Fuel loads must be reduced and maintained at 2 tonne per hectare.

- (7) Isolated trees and shrubs may be retained however, the first 5 metres around all buildings must be clear of all hazardous/flammable materials.
- (8) Reticulated gardens in the Building Protection Zone shall be maintained to a height no greater than 500 millimetres.
- (9) Trees in the Building Protection Zone shall comply with the requirements of section 4.
- (10) Where the land has an approved Fire Management Plan, compliance must be achieved with that Fire Management Plan. The Fire Management Plan may vary the above Building Protection Zone requirements.
- (11) A Hazard Separation Zone is recommended in the absence of a Fire Management Plan.

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

4. TREES ON URBAN, RURAL AND RURAL RESIDENTIAL

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

5. COMPLIANCE PERIOD

- (1) An owner and or occupier of Rural Residential and Vacant Urban land shall comply in all respects with the requirements of this Notice by 1 December 2014.
- (2) An owner and or occupier of Rural land shall comply in all respects with the requirements of this Notice by 15 December 2014.
- (3) The land is to comply in all respects with the requirements of this Notice for the whole of the compliance period.

6. RESTRICTED AND PROHIBITED BURNING PERIOD

BURNING PERMITS ARE REQUIRED FROM

**2 November 2014 to
14 December 2014 inclusive
and**

1 March 2015 to 12 May 2015 inclusive

BURNING PROHIBITED

**15 December 2014 to 28 February 2015 inclusive
(ALL FIRES PROHIBITED)**

7. FIRE PERMITSs

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

8. FIRE PERMIT HOLDER TO NOTIFY OF INTENTION TO BURN

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

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

9. BURNING ON SUNDAYS AND PUBLIC HOLIDAYS

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

10. USE OF TRACTORS

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

11. GARDEN REFUSE URBAN AREAS

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

12. BURNING GARDEN REFUSE ON RURAL—RESIDENTIAL LAND

The burning of garden refuse is prohibited from 15 December 2014 to 28 February 2015. During the restricted burning period, 2 November 2014 to 14 December 2014 and 1 March 2015 to 12 May 2015, permits are required to be obtained from the Fire Control Officer for your area for the burning of any garden refuse.

13. BURNING OF TOXIC MATERIAL

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

14. WOOD FIRED PIZZA OVENS

Wood fired pizza oven must have a spark arrestor fitted.

15. CAMP FIRES

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

16. WOOD AND COAL FUELLED BARBECUES.

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

17. ELECTRIC FENCES

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

18. WELDING, CUTTING AND GRINDING EQUIPMENT

A person shall not operate this equipment during the restricted/prohibited burning times on land which is under crop, pasture, stubble and bush unless one working fire extinguisher is provided, work area is clear of flammable materials and there is compliance with any other controls required by a Fire Control Officer. A person shall not operate welding, cutting and grinding equipment when the fire index is extreme or above.

19. REQUIREMENTS FOR PARTICULAR CATEGORIES OF LAND**19.1 Rural Land (Category 1)****(a) Firebreak(s)**

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

(b) Building Protection Zone

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

(c) Fuel Storage and Haystack Protection Zones

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

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

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

(b) Fuel reduction

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

(c) Trees shall be pruned and must comply with the requirements of section 4**19.3 Plantations (Category 3 and 4)****(a) Firebreaks and Fire Management Plan**

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

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

A mineral earth firebreak shall be not less than 3 metres wide on all protea plantations and vineyards.

(b) Fuel Reduction

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

(c) Building Protection Zone

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

(d) Fuel Storage and Haystack Protection Zones

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

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

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

(a) Firebreak

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

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

(b) Fuel Reduction

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

(c) Building Protection Zone

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

(d) Fuel Storage and Haystack Protection Zones

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

19.6 Rural Residential—Strategic Firebreaks on one or More Boundaries (Category 7)

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

(a) Firebreak

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

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

(b) Fuel reduction

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

(c) Building Protection Zone

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

(d) Fuel Storage and Haystack Protection Zones

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

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

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

(a) Fuel Reduction

Parkland clearing referred to in section 1 must be carried out in all open paddocks and along the boundary of the property. Where a Fire management Plan has been approved for an estate or a lot, the owner and or occupier shall with the terms of the approved Fire Management Plan.

(b) Building Protection Zone

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

(c) Fuel Storage and Haystack Protection Zones

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

20. VARIATION OF FIREBREAK AND FUEL HAZARD REDUCTION REQUIREMENTS

(a) An owner and/or occupier of land in the district may apply for a variation of the Requirements for Particular Categories of Land referred to under Section 20.

(b) Applications for a variation of Section 20 must include reasons for which the variation is sought and include an alternative Fire Management Plan, for fire protection and fuel hazard reduction.

- (c) Application for a variation of Section 20 shall be submitted to the City of Busselton Administration Office, Southern Drive Busselton, WA 6280, prior to 4:30pm on 31 October 2014.
- (d) Applications for variation will be considered on merit, and a notification of assessment given to the applicant prior to 1 December 2014.

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

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

CHIEF BUSH FIRE CONTROL OFFICER

Allan Guthrie

DEPUTY CHIEF BUSH FIRE CONTROL OFFICER

Chris Payne
Oscar Negus

RANGER AND EMERGENCY SERVICES COORDINATOR

Dean Freeman

CITY / DFES COMMUNITY EMERGENCY SERVICES OFFICER

Tim Wall

CITY RANGERS / FIRE CONTROL OFFICERS

David Boardman
Jacob Filipiak
James Wanless
John Drew
Michelle McGee
Owen Anderton
Roselyn Edwards

DFES TOWNSITE

Busselton	Robert Papalia
Dunsborough	Mark Flynn

BUSH FIRE CONTROL OFFICERS

Area / Zone Bush Fire Control Officer

ZONE 1—CAPE

Dunsborough	Barton Hatherly
Eagle Bay	Colin Sanderson
Yallingup Coastal	Paul Blight

ZONE 2—WEST

Metricup	Ray Fokkema
Wilyabrup	Mark Jolliffe
Yallingup Rural	David Hunt
Yallingup Rural	Mark Fisher
Yallingup Siding	Mark Standish

ZONE 3—CENTRAL

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

ZONE 4—EAST

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

ZONE 5—SOUTH

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

By order of the Council,

MIKE ARCHER, Chief Executive Officer.

MAIN ROADS

MX401*

ROAD TRAFFIC ACT 1974
ROAD TRAFFIC (VEHICLE STANDARDS) REGULATIONS 2002
CLASS 3 RESTRICTED ACCESS VEHICLE NOTICE 2013

Harvest Mass Management Scheme

Pursuant to regulation 33 of the *Road Traffic (Vehicle Standards) Regulations 2002*, I Reece Waldoock, the Commissioner of Main Roads, hereby exempt vehicles which are operating in accordance with the Harvest Mass Management Scheme (“the HMMS”) from the mass limits prescribed under the *Road Traffic (Vehicle Standards) Regulations 2002*, Division 1 of Schedule 1, Clauses 2(3) and 2(6) (c), 3(1) and 4(1) subject to the following conditions—

1. The motor vehicle must be registered under the HMMS and operating in accordance with the HMMS Business Rules, as published on www.mainroads.wa.gov.au or available from Main Roads Heavy Vehicle Operations;
2. The vehicle must be loaded from a paddock and must be driven directly to a Grain Receiver that is registered with Main Roads Heavy Vehicle Operations as an HMMS participant;
3. The vehicle must comply with the requirements stipulated by the Grain Receiver in accordance with the HMMS Business Rules;
4. The vehicle and its load must not exceed the lesser of 10 per cent or 10 tonne over an exempted mass limit;
5. A vehicle under 19 metres in length, that does not require a Main Roads RAV Permit when unladen, is permitted to operate under this notice on any public road, other than a road that is restricted under *RAV Network 1*, as published on www.mainroads.wa.gov.au or available from Main Roads Heavy Vehicle Operations;
6. A vehicle that requires a Main Roads RAV Permit when unladen is only permitted to operate under this notice on roads specified in the relevant RAV Permit;
7. A vehicle mentioned in clause 6 must comply with the conditions of the RAV Permit, other than conditions relating to mass limits.

This exemption notice shall be in force between the 3rd of September 2014 up to and including the 30th of September 2014.

REECE WALDOOCK, Commissioner of Main Roads.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Stirling

Town Planning Scheme No. 3—Amendment No. 1

TPS/0831

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 Stirling local planning scheme amendment on 16 July 2014 for the purpose of—

1. The Scheme Text by replacing Clause 1.1.2 with the following new Clause 1.1.2, as follows—
 “1.1.2 **The following Schemes are revoked—**
 - **City of Stirling District Planning Scheme No. 2 (Gazettal Date: 13 September 1985); and**
 - **City of Stirling Town Planning Scheme No. 38 (Gazettal Date: 18 July 1997).”**
2. The Scheme Text by replacing the Note after Clause 1.3 with the following new Note, as follows—
 “**Note: The Scheme Area (or part) is also subject to the Metropolitan Region Scheme (refer Clause 1.10).”**
3. The Scheme Text by replacing the bullet point in Clause 1.9 with the following new bullet point, as follows—
 “• Nil”
4. The Scheme Text by inserting the following phrase in the “Development Zone” column in Table 1: Zoning Table, after the phrase “approved Structure Plan”—
 “**or Detailed Area Plan adopted under Part 6A / Local Planning Policy adopted under Part 2”**

5. The Scheme Text by inserting a new bullet point in Clause 6.1.1, as follows—
 - **Stirling City Centre**
6. The Scheme Text by inserting a new Clause 6.11, as follows—

“6.11 Stirling City Centre Special Control Area

6.11.1 Objectives

- (a) To facilitate the development of the Stirling City Centre in a coordinated manner, recognising its significance as a Strategic Metropolitan Centre;
- (b) To provide a strategy for the integrated development of public and private land to facilitate the creation of a safe, vibrant mixed use centre;
- (c) To ensure the provision of an effective, efficient, integrated and safe transport network which is accessible to pedestrians, cyclists and public transport users and motorists;
- (d) To facilitate funding mechanisms for the provision of light rail and other alternative transport infrastructure.
- (e) To ensure the development of a diverse range of housing types (including affordable housing) in unique precincts that have high levels of amenity;
- (f) To ensure the development of a convenient network of public open space (including an urban stream) offering a wide range of high quality facilities tailored to the requirements of the local community;
- (g) To ensure the development of a range of commercial uses that will contribute towards economic development, local employment and the viability of the area as a commercial centre servicing residents, visitors and the local workforce;
- (h) To ensure the development of a range of community facilities that will service residents, visitors and the local workforce and contribute towards community wellbeing; and
- (i) To ensure the conservation and appropriate use of natural resources including (but not limited to) energy, water and land to enhance the sustainable management of finite resources.

6.11.2 Special Control Area

The Stirling City Centre Special Control Area is the land delineated as such on the Scheme Maps.

The Stirling City Centre Special Control Area consists of six precincts, being—

- (a) Northern Precinct;
- (b) Innaloo Precinct;
- (c) Station Precinct;
- (d) Osborne Park Precinct;
- (e) Southern Precinct; and
- (f) Woodlands Precinct,

as shown in Figure 6.11.2—Stirling City Centre Special Control Area Precinct Plan.

6.11.3 Development

The development of all land within the Stirling City Centre Special Control Area shall comply with any Structure Plan, Detailed Area Plan, Local Planning Policy and Development Contribution Plan that is adopted under or for the purposes of this Scheme subject to the provisions contained within the Scheme.

6.11.4 Structure Plan and Detailed Area Plan

For the purpose of promoting the highest standard of development within the Stirling City Centre Special Control Area, the Council shall adopt an appropriate Structure Plan for the Stirling City Centre Special Control Area in accordance with Part 6A of the Scheme.

Notwithstanding the provisions of Clause 6A.4.2, development with a NLA greater than 2000m² shall not be approved within the Stirling City Centre Special Control Area until a Detailed Area Plan for the lot or lots on which the development is proposed has been adopted under the provisions of Clause 6A.16.

The Council shall require the preparation of a Detailed Area Plan for a particular lot or lots within the Stirling City Centre Special Control Area in accordance with the provisions of clause 6A.16 of the Scheme, the Stirling City Centre Structure Plan and the relevant clauses for each precinct as outlined in clause 6.11.7.

6.11.5 Residential Design Codes

- (a) The Residential Design Codes apply only to residential development on land within the Stirling City Centre Special Control Area which has been designated with a residential density code by a Structure Plan made under Part 6A of the Scheme.

- (b) The development of land referred to in paragraph (a) for any of the residential purposes dealt with by the Residential Design Codes is to have due regard to the provisions of those Codes.
- (c) Residential development of land within the Stirling City Centre Special Control Area which has not been designated with a residential density code shall be subject to the development requirements specified in any local planning policy adopted under Part 2 of the Scheme for the purpose of guiding the Council in determining applications for approval of such residential development.
- (d) Clause 5.3.2 shall not apply to residential development in the Stirling City Centre Special Control Area.

6.11.6 Subdivision

The subdivision and development of land within the Stirling City Centre Special Control Area is to generally be in accordance with the adopted Structure Plan, Detailed Area Plan and Local Planning Policy that applies to that land.

6.11.7 Precincts

Each precinct within the Stirling City Centre Special Control Area has a Preferred Residential Target and Minimum Residential Target for residential dwellings. Detailed Area Plans and Local Planning Policies shall identify incentive mechanisms to reach the Preferred Residential Target and mechanisms to meet the Minimum Residential Target for each precinct.

The following provisions apply to each precinct within the Stirling City Centre Special Control Area—

(a) Southern Precinct

(i) Residential Dwelling Targets

All Detailed Area Plans and Local Planning Policies within this precinct shall contain a portion of residential uses so as to ensure that the minimum residential target (as shown below) for the whole precinct is met—

- Minimum Residential Target—1,360 dwellings
- Preferred Residential Target—2,100 dwellings

Each Detailed Area Plan and Local Planning Policy shall have due regard for the yield analysis contained in the Stirling City Centre Structure Plan.

(ii) Non-Residential Uses

Active streets identified in the Structure Plan shall contain continuous non-residential uses on both sides at ground level;

(iii) Referral to Commission

The provisions of clause 6.11.7(g) shall apply to a Detailed Area Plan for any land within the Southern Precinct.

(b) Station Precinct

(i) Residential Dwelling Targets

All Detailed Area Plans and Local Planning Policies within this precinct shall contain a portion of residential uses so as to ensure that the minimum residential target (as shown below) for the whole precinct is met—

- Minimum Residential Target—2,914 dwellings
- Preferred Residential Target—4,500 dwellings

Each Detailed Area Plan and Local Planning Policy shall have due regard for the yield analysis contained in the Stirling City Centre Structure Plan.

(ii) Non-Residential Uses

Active streets identified in the Structure Plan shall contain continuous non-residential uses on both sides at ground level.

(iii) Referral to Commission

The provisions of clause 6.11.7(g) shall apply to a Detailed Area Plan for any land within the Station Precinct.

(c) Northern Precinct

(i) Residential Dwelling Targets

All Detailed Area Plans and Local Planning Policies within this precinct shall contain a portion of residential uses so as to ensure that the minimum residential target (as shown below) for the whole precinct is met—

- Minimum Residential Target—712 dwellings
- Preferred Residential Target—1,100 dwellings

Each Detailed Area Plan and Local Planning Policy shall have due regard for the yield analysis contained in the Stirling City Centre Structure Plan.

(ii) Non-residential uses

Active streets identified in the Stirling City Centre Structure Plan shall contain continuous non-residential uses on both sides at ground level.

(d) Innaloo Precinct

(i) Residential Dwelling Targets

All Detailed Area Plans and Local Planning Policies within this precinct shall contain a portion of residential uses so as to ensure that the minimum residential target (as shown below) for the whole precinct is met—

- Minimum Residential Target—1,619 dwellings
- Preferred Residential Target—2,500 dwellings

Each Detailed Area Plan and Local Planning Policy shall have due regard for the yield analysis contained in the Stirling City Centre Structure Plan.

(ii) Non-Residential Uses

Existing non-residential lots on Odin Road shall contain non-residential uses on the ground floor.

(e) Osborne Park Precinct

(i) Residential Dwelling Targets

All Detailed Area Plans and Local Planning Policies within this precinct shall contain a portion of residential uses so as to ensure that the minimum residential target (as shown below) for the whole precinct is met—

- Minimum Residential Target—1,619 dwellings
- Preferred Residential Target—2,500 dwellings

Each Detailed Area Plan and Local Planning Policy shall have due regard for the yield analysis contained in the Stirling City Centre Structure Plan.

(ii) Non-Residential Uses

Active streets identified in the Structure Plan shall contain continuous non-residential uses on both sides at ground level.

(f) Woodlands Precinct

(i) Residential Dwelling Targets

All Detailed Area Plans and Local Planning Policies within this precinct shall contain a portion of residential uses so as to ensure that the minimum residential target (as shown below) for the whole precinct is met—

- Minimum Residential Target—777 dwellings
- Preferred Residential Target—1,200 dwellings

Each Detailed Area Plan and Local Planning Policy shall have due regard for the yield analysis contained in the Stirling City Centre Structure Plan.

(ii) Non-residential uses

Active streets identified in the Structure Plan shall contain continuous non-residential uses on both sides at ground level.

(g) Referral of Detailed Area Plans to the Commission

- (i) In addition to the provisions of clause 6A.16, the following provisions shall apply to a Detailed Area Plan for any land within the Southern Precinct or Station Precinct.
- (ii) Within 7 days of preparing or receiving a Detailed Area Plan, the Council shall forward a copy of the Detailed Area Plan to the Commission.
- (iii) Within 30 days of receiving the Detailed Area Plan from the Council, the Commission is to provide comments regarding the Detailed Area Plan to the Council, including whether it is prepared to endorse the detailed area plan with or without modification.
- (iv) The Council shall have regard to any comments received from the Commission in making a determination in relation to the Detailed Area Plan under clause 6A.16.5.

- (v) If the Council approves the Detailed Area Plan (with or without conditions) under clause 6A.16.5(a), then within 7 days of granting that approval, the Council must forward the Detailed Area Plan to the Commission for its endorsement.
- (vi) As soon as practicable after receiving the Detailed Area Plan, the Commission is to determine whether to endorse the Detailed Area Plan.
- (vii) The Commission is to notify the Council of its determination under clause 6.11.7 (g) (vi).
- (viii) Notwithstanding clause 6A.16.7, a Detailed Area Plan shall only constitute an amendment of a Structure Plan if approved by the Council and endorsed by the Commission.
- (ix) A Detailed Area Plan adopted by the Council and endorsed by the Commission may only be varied under clause 6A.16.8 if the procedures in clause 6A.16 and clause 6.11.7 (g) are followed.

6.11.8 Car Parking

Car parking requirements within the Stirling City Centre Special Control Area shall be in accordance with the adopted Structure Plan, Local Planning Policy or Detailed Area Plan applicable within the Stirling City Centre Special Control Area, and shall be guided by State Planning Policy SPP 4.2 Activity Centres for Perth and Peel.

7. The Scheme Text by inserting a new Clause 6A.8.3, as follows—

“6A.8.3 A Structure Plan may be prepared and advertised in accordance with the provisions of Part 6A prior to an amendment to the Scheme, which designates the area the subject of the Structure Plan as a Development Area, being published in the Government Gazette. Upon publication of the amendment in the Government Gazette, the provisions of Clause 6A.9 onwards shall apply to that Structure Plan, with the exception that the 60 day period referred to in Clause 6A.9.1 shall commence on the day on which the amendment is published in the Government Gazette.”

8. The Scheme Text by replacing Clause 6A.9.4 with the following new Clause 6A.9.4, as follows—

“If within the period referred to in clause 6A.8.3 or clause 6A.9.1 (as the case may be) or such further time as may be agreed in writing between the owner who submitted the proposed Structure Plan and the Council, the Council has not made a determination under clause 6A.9.1, the Council is deemed to have refused to adopt the proposed Structure Plan.”

9. The Scheme Text by inserting a new sub-clause in Clause 6A.16.2, as follows—

“a) Land Uses including residential densities;”,

and renumbering the subsequent sub-clauses, accordingly.

10. The Scheme Text by inserting the following text in Schedule 10—Development (Structure Plan) Areas—

Name of Structure Plan	Purpose	Requirements
Stirling City Centre, Stirling / Innaloo	To facilitate development within the Stirling City Centre Structure Plan Area in a manner consistent with the objectives in Clause 6.11.1.	As per Clause 6.11 and the Stirling City Centre Structure Plan

11. The Scheme Text by inserting the following text in Schedule 11—Development Contribution Areas—

No.	Description of land	Infrastructure to which cost sharing arrangements relate	Cost sharing arrangement
4	All land within the Stirling City Centre Development Contribution Area	The Scheme Works, referred to in Schedule 3 and in conjunction with other provisions, of the previous City of Stirling Town Planning Scheme No. 38 (TPS 38) Note—All works from TPS38 have been completed and no new works or cost share arrangements are proposed.	1. A cost contribution shall be payable by an owner who was required to pay a general costs contribution or precinct costs contribution under TPS 38 which had not been paid by that owner by the date on which Amendment No. 1 to the City of Stirling Local Planning Scheme No. 3 (Stirling City Centre) was published in the <i>Government Gazette</i> .

No.	Description of land	Infrastructure to which cost sharing arrangements relate	Cost sharing arrangement
			<p>2. The amount of the cost contribution shall comprise the amount of the general costs contribution and precinct costs contribution payable under TPS 38 together with any interest payable in respect of these contributions under TPS 38.</p> <p>3. The provisions of Clauses 6B.13 to 6B.20 (inclusive) shall apply in respect of owners' cost contributions with the following modifications—</p> <p>(a) An owner's costs contribution is not payable for so long as the owner's land continues to be used solely for residential purposes where the density of residential development does not exceed R40;</p> <p>(b) For the purposes of Clause 6B.15.5 the date from which interest is payable under Clause 6B.15.4 is the date on which Amendment No. 1 to the City of Stirling Local Planning Scheme No. 3 (Stirling City Centre) was published in the <i>Government Gazette</i>.</p>

12. The Scheme Maps by—

- a. Deleting all references to Town Planning Scheme No. 38 and incorporating the land contained in Town Planning Scheme No. 38 Scheme Area into Local Planning Scheme No. 3 Scheme Map;
- b. Modifying the Scheme Map and legend to include the—
 - Stirling City Centre Special Control Area;
 - Stirling City Centre Development Area; and
 - Stirling City Centre Development Contribution Area; and
- c. Modifying the Scheme Map to include a Development Zone;
- d. Changing the following Reserves and Lots from "Local Reserve" to "Development Zone"—
 - Reserve 511 Lot 8712 Laga Court, Stirling,
 - Reserve 27630 Lot 9269 and Lot 7877 Bajada Road, Stirling,
 - Reserve 35146 Lot 9764 Croxton Place, Stirling,
 - Reserve 38 Lot 8547 Odin Road, Innaloo,
 - Reserve 31477 Lot 432 Scott Court, Woodlands,
 - Reserve 47858 Lot 15259 Puccini Court, Stirling,
 - Lots 2, 4-10 Civic Place, Stirling,
 - Lots 2 and 802 Cedric Street, Stirling,
 - Lots 1, 3, 4 and 5 Telford Crescent, Stirling,
 - Lots 1, 2, 3 and 101 Telford Crescent, Stirling,
 - Lots 1470 and 15157 Talia Drive, Stirling;

G. ITALIANO JP, Mayor.
S. JARDINE, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Kalamunda
Local Planning Scheme No. 3—Amendment No. 62

Ref: TPS/1272

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Kalamunda local planning scheme amendment on 19 August 2014 for the purpose of rezoning Lot 24 (518), Lot 25 (516) and Lot 26 (514) Kalamunda Road, High Wycombe, from Residential to Commercial.

S. BILICH, President.
R. HARDY, Chief Executive Officer.

PL501*

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1271/41
LOT 59 WILKINS ROAD, KALAMUNDA
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 Kalamunda and is seeking public comment.

The amendment seeks to transfer approximately 10.73 ha of land from the Parks and Recreation reservation to the Urban zone.

The proposed Urban zoning will allow for aged persons accommodation following a local scheme amendment, detailed structure planning and subdivision approval.

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 Tuesday 2 September 2014 to Friday 5 December 2014 at—

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

Documents are also available from the PlanningWA website 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 5 December 2014**.

Late submissions will not be considered.

TIM HILLYARD, Secretary,
Western Australian Planning Commission.

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			
15136	Tropical Life Pty Ltd	Application for the grant of a Small Bar licence in respect of premises situated in Mosman Park and known as Rodney's	28/09/2014
15137	Mexicali Blues Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Success and known as Guzman Y Gomez	25/09/2014
15138	Masa Investments Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Perth and known as Jaws	25/09/2014
15139	Baytown Holdings Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in West Busselton and known as Cape Cellars Drive-Thru	2/10/2014

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

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 29 August 2014

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

John Charles O'Keefe, late of Clarence Estate Residential Health and Aged Care, 55 Hardie Road, Albany, 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 16 December 2013, are required by the Administrators of the late John Charles O'Keefe of care of Philip Wyatt Lawyer, PO Box 1026, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the Administrators may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 26th day of August 2014.

PHILIP WYATT LAWYER.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Kira Rebecca Pampling also known as Kira Rebecca Wells, late of 35 Anning Road, Denmark, 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 12 October 2012, are required by the trustee of the late Kira Rebecca Pampling of c/- Denmark Legal, 37 Strickland Street, Denmark, Western Australia 6333 to send particulars of their claims to it within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 2nd day of September 2014.

DENMARK LEGAL.

PUBLIC NOTICES

ZZ401*

DISPOSAL OF UNCOLLECTED GOODS ACT 1970**DISPOSAL OF UNCOLLECTED GOODS**

Notice under Part VI of Intention to Apply to Court for an Order to Sell or Otherwise Dispose of Goods Valued in Excess of \$300

To: Ms Jolene Emery, 174 Gregory Street, Geraldton WA—

1. You were given notice on 18 December 2013 that the following goods: 2001 Toyota Prado 1CHH308 situated at Axis Autos, 284 Marine Terrace, Geraldton were ready for redelivery.
2. Unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, Axis Autos, 284 Marine Terrace, Geraldton intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

Dated: 2 September 2014.

AXIS AUTOS.

WANTED URGENTLY
GOVERNMENT GAZETTES

State Law Publisher urgently require copies of old *Government Gazettes* for scanning and archiving on our website.

Over the years we have received various donations to enable us to continue with this project, however we now require the years 1881, and 1877 to 1840 to complete the project.

Our aim is to scan every *Government Gazette* published since the 1840's. They will be freely available on our website for clients to access.

If you have any old single editions or bound volumes and are willing to donate them for this project we would be extremely grateful.

Please contact **Peter Telford** on **6552 6010** if you require further information or would like us to organise to collect your old gazettes.

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State Law Publisher will no longer be printing and distributing out general calendar each year. Calendars will still be available to download from our home page at: www.slp.wa.gov.au



Government of **Western Australia**
Department of the **Premier and Cabinet**
State Law Publisher



CLOSURE OF **COUNTER SALES**

As of **Monday 6th January 2014**, counter sales at State Law Publisher were closed.

Orders for publications will need to be lodged and pre-paid by telephone, email, post/mail or online at www.slp.wa.gov.au

Pre-paid orders can still be picked up personally or by courier from the basement at 10 William Street, Perth, if required.

Government Gazette notices can still be lodged in person at the basement.

All telephone and facsimile contact details have remained the same.

Sales and General Inquiries: 6552 6000

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