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— PART 1 —

JUSTICE

JU301

Young Offenders Act 1994

Young Offenders (Departmental Facilities) Order 2018

Made by the Minister under section 12 of the Act.

1. Citation

This order is the *Young Offenders (Departmental Facilities) Order 2018*.

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* (*gazettal day*);
- (b) the rest of the order —
 - (i) if gazettal day is before 5 June 2018 — on 5 June 2018; or
 - (ii) if gazettal day is, or is after, 5 June 2018 — on the day after gazettal day.

3. Departmental facility declared

The facility located at Level 3, 5 Milldale Way, Mirrabooka, Western Australia is declared to be a Departmental facility.

4. *Young Offenders (Departmental Facilities) Order (No. 2) 2016* varied

The *Young Offenders (Departmental Facilities) Order (No. 2) 2016* is varied by deleting clause 3(c).

Note for this clause:

The *Young Offenders (Departmental Facilities) Order (No. 2) 2016* was published in the *Government Gazette* on 23 December 2016 at p. 5893.

F. LOGAN, Minister for Corrective Services.

JU302

Prisons Act 1981

Prisons (Wandoo Rehabilitation Prison) Order 2018

Made by the Minister under section 5 of the Act.

1. Citation

This order is the *Prisons (Wandoo Rehabilitation Prison) Order 2018*.

2. Commencement

This order comes into operation as follows —

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

3. Prison declared

Reserve 42036, being Lots 3075 and 3076 on Deposited Plan 217957 and Lot 4257 on Deposited Plan 219341, and the buildings and enclosures on it, are declared to be a prison, called the Wandoo Rehabilitation Prison, within the meaning and for the purposes of the Act.

4. Order revoked

The *Prisons (Wandoo) Order 2012* is revoked.

F. LOGAN, Minister for Corrective Services.

LANDS

LA301

Registration of Deeds Act 1856
 Strata Titles Act 1985
 Transfer of Land Act 1893
 Valuation of Land Act 1978

Lands Regulations Amendment (Fees and Charges) Regulations 2018

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Lands Regulations Amendment (Fees and Charges) Regulations 2018*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2018.

Part 2 — *Registration of Deeds Regulations 2004* amended

3. Regulations amended

This Part amends the *Registration of Deeds Regulations 2004*.

4. Schedule 1 amended

In Schedule 1 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Div. 1 it. 1	\$147.00	\$149.20
Div. 1 it. 2	\$147.00	\$149.20
Div. 2 it. 1	\$25.30	\$25.70
Div. 3 it. 1	\$61	\$62.00
Div. 3 it. 2	\$147.00	\$149.20

**Part 3 — *Strata Titles General Regulations 1996*
amended**

5. Regulations amended

This Part amends the *Strata Titles General Regulations 1996*.

6. Schedule 1 amended

In Schedule 1 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
it. 1(a)	273.00 72.00	277.00 73.00
it. 1(b)	273.00	277.00
it. 1(c)	110.00	111.60
it. 1(d)	168.70 6.10	171.20 6.20
it. 1(e)	168.70	171.20
it. 1(f)	168.70	171.20
it. 1(g)	168.70	171.20

Part 4 — *Transfer of Land Regulations 2004* amended

7. Regulations amended

This Part amends the *Transfer of Land Regulations 2004*.

8. Schedule 1 amended

In Schedule 1 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Div. 1 it. 1	\$168.70 \$13.20	\$171.20 \$13.40
Div. 1 it. 2	\$168.70	\$171.20
Div. 1 it. 3	\$168.70	\$171.20

Provision	Delete	Insert
Div. 1 it. 4	\$168.70 (each occurrence) \$178.70 \$198.70	\$171.20 \$181.20 \$201.20
Div. 1 it. 5	\$168.70	\$171.20
Div. 1 it. 6	\$168.70	\$171.20
Div. 1 it. 7	\$168.70	\$171.20
Div. 1 it. 8	\$168.70	\$171.20
Div. 1 it. 9	\$168.70	\$171.20
Div. 1 it. 10	\$168.70	\$171.20
Div. 1 it. 11	\$168.70	\$171.20
Div. 2 it. 1	\$168.70	\$171.20
Div. 2 it. 2(a)	\$273.00	\$277.00
Div. 2 it. 2(b)	\$72.00	\$73.00
Div. 2 it. 2(c)	\$273.00	\$277.00
Div. 2 it. 3(a)	\$273.00	\$277.00
Div. 2 it. 3(b)	\$72.00	\$73.00
Div. 2 it. 4	\$273.00	\$277.00
Div. 2 it. 5(a)	\$84.35	\$85.60
Div. 2 it. 5(b)	\$6.10	\$6.20
Div. 2 it. 6	\$168.70	\$171.20
Div. 2 it. 7	\$168.70	\$171.20
Div. 2 it. 8	\$168.70	\$171.20
Div. 2 it. 9	\$168.70	\$171.20
Div. 2 it. 10	\$168.70	\$171.20
Div. 3 it. 1	\$168.70	\$171.20
Div. 3 it. 2A	\$168.70	\$171.20

Provision	Delete	Insert
Div. 3 it. 2	\$84.35	\$85.60
Div. 4 it. 1(a)	\$168.70	\$171.20
Div. 4 it. 1(b)	\$6.10	\$6.20
Div. 4 it. 2	\$168.70 \$6.10	\$171.20 \$6.20
Div. 4 it. 3	\$168.70	\$171.20
Div. 4 it. 4	\$168.70	\$171.20
Div. 4 it. 5	\$315.70	\$320.40
Div. 4 it. 6	\$168.70	\$171.20
Div. 4 it. 7	\$168.70	\$171.20
Div. 5 it. 1	\$168.70	\$171.20
Div. 5 it. 2	\$61.00	\$62.00
Div. 5 it. 3	\$61.00	\$62.00
Div. 6 it. 1	\$25.30	\$25.70
Div. 6 it. 2	\$25.30	\$25.70
Div. 6 it. 3	\$25.30	\$25.70
Div. 6 it. 4	\$25.30	\$25.70
Div. 6 it. 5(a)	\$12.65	\$12.85
Div. 6 it. 5(b)	\$25.30	\$25.70
Div. 6 it. 6(a)	\$12.65	\$12.85
Div. 6 it. 6(b)	\$25.30	\$25.70
Div. 6 it. 7	\$25.30	\$25.70
Div. 6 it. 8	\$25.30	\$25.70
Div. 6 it. 9	\$25.30	\$25.70
Div. 6 it. 10	\$25.30	\$25.70
Div. 6 it. 12	\$12.65	\$12.85
Div. 6 it. 13	\$25.30	\$25.70

Provision	Delete	Insert
Div. 6 it. 14	\$25.30	\$25.70
Div. 6 it. 15	\$25.30	\$25.70
Div. 6 it. 16	\$25.30	\$25.70
Div. 6 it. 17	\$12.65	\$12.85
Div. 6 it. 18(a)	\$12.65	\$12.85
Div. 6 it. 21	\$12.65	\$12.85
Div. 6 it. 22	\$25.30	\$25.70
Div. 6 it. 23	\$25.30	\$25.70
Div. 7 it. 1	\$168.70 (each occurrence)	\$171.20
Div. 7 it. 3	\$147.00	\$149.20
Div. 7 it. 4	\$147.00	\$149.20
Div. 7 it. 5	\$147.00	\$149.20
Div. 7 it. 6(a)	\$110.00	\$111.60
Div. 7 it. 6(b)	\$84.35	\$85.60
Div. 7 it. 8	\$147.00	\$149.20
Div. 7 it. 9	\$210.00	\$213.00
Div. 7 it. 14	\$6.10	\$6.20

Part 5 — Valuation of Land Regulations 1979 amended

9. Regulations amended

This Part amends the *Valuation of Land Regulations 1979*.

10. Schedule 1 amended

In Schedule 1 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
it. 1	149.50	151.50
it. 2	60.00	61.00

Provision	Delete	Insert
it. 3	8.20	8.30
it. 4	17.90	18.10

R. KENNEDY, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG301

Control of Vehicles (Off-road Areas) Act 1978

Control of Vehicles (Off-road Areas) Amendment Regulations 2018

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Control of Vehicles (Off-road Areas) Amendment Regulations 2018*.

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 1 July 2018.

3. Regulations amended

These regulations amend the *Control of Vehicles (Off-road Areas) Regulations 1979*.

4. Regulation 5 amended

In regulation 5 delete “\$15.” and insert:

\$25.

5. Regulation 6A amended

In regulation 6A delete “\$15.” and insert:

\$25.

R. KENNEDY, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE AND FOOD

AG401

BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007
BIOSECURITY AND AGRICULTURE MANAGEMENT INDUSTRY
FUNDING SCHEME (CATTLE) REGULATIONS 2010

CATTLE INDUSTRY DECLARED PEST CONTROL AND COMPENSATION FUNDING SCHEME
(AREA OF OPERATION AND RATE OF CONTRIBUTIONS) NOTICE 2018

Made by the Minister under regulation 13(1) of the *Biosecurity and Agriculture Management Industry Funding Scheme (Cattle) Regulations 2010* on the recommendation of the Industry Management Committee.

1. Citation

This notice is the *Cattle Industry Declared Pest Control and Compensation Funding Scheme (Area of Operation and Rate of Contributions) Notice 2018*.

2. Area of Operation and Rate of Contributions

- (1) In respect of the financial year 2018-19 I declare that—
- (a) the Scheme is to operate in the whole of the State; and
 - (b) the rate at which contributions are to be paid under regulation 14 for the period beginning on 1 July 2018 and ending on 30 June 2019 is \$0.20 per head of cattle or per carcass comprised in a chargeable sale.
- (2) The contributions revised under the Cattle Industry Funding Scheme (estimated) are likely to be applied to fund payments relating to each specified pest proportionally as follows—
- (a) Tuberculosis (*Mycobacterium tuberculosis*): 10%
 - (b) Bovine Johne's disease (*Mycobacterium avium* sp. *paratuberculosis*): 73%
 - (c) Enzootic bovine leucosis (*Bovine leukaemia virus*): 17%

Hon ALANNAH MacTIERNAN MLC,
Minister for Regional Development; Agriculture and Food;
Minister Assisting the Minister for State Development, Jobs and Trade.

Date: 1 June 2018.

AG402

BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007
BIOSECURITY AND AGRICULTURE MANAGEMENT INDUSTRY
FUNDING SCHEME (SHEEP AND GOATS) REGULATIONS 2010

SHEEP AND GOAT INDUSTRY DECLARED PEST CONTROL AND COMPENSATION FUNDING
SCHEME (AREA OF OPERATION AND RATE OF CONTRIBUTIONS) NOTICE 2018

Made by the Minister under regulation 13(1) of the *Biosecurity and Agriculture Management Industry Funding Scheme (Sheep and Goats) Regulations 2010* on the recommendation of the Industry Management Committee.

1. Citation

This notice is the *Sheep and Goat Industry Declared Pest Control and Compensation Funding Scheme (Area of Operation and Rate of Contributions) Notice 2018*.

2. Area of Operations and Rate of Contributions

- (1) In respect of the financial year 2018-19 I declare that—
- (a) the Scheme is to operate in the whole of the State; and
 - (b) the rate at which contributions are to be paid under regulation 14 for the period beginning on 1 July 2018 and ending on 30 June 2019 is \$0.10 per head or per carcass comprised in a chargeable sale.

(2) The contributions revised under the Sheep and Goat Industry Funding Scheme (estimated) are likely to be applied to fund payments relating to each specified pest proportionally as follows—

- (a) Virulent footrot (*Dichelobacter nodosus*): 100%
- (b) Dog, Wild or Feral (*canis lupus familiaris* (feral)): 0%

Hon ALANNAH MacTIERNAN MLC,
Minister for Regional Development; Agriculture and Food;
Minister Assisting the Minister for State Development, Jobs and Trade.

Date: 1 June 2018.

AG403

BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007 BIOSECURITY AND AGRICULTURE MANAGEMENT INDUSTRY FUNDING SCHEME (GRAINS) REGULATIONS 2010

GRAINS, SEEDS AND HAY INDUSTRY DECLARED PEST CONTROL AND COMPENSATION FUNDING SCHEME (AREA OF OPERATION AND RATE OF CONTRIBUTIONS) NOTICE 2018

Made by the Minister under regulation 13(1) of the *Biosecurity and Agriculture Management Industry Funding Scheme (Grains) Regulations 2010* on the recommendation of the Industry Management Committee.

1. Citation

This notice is the *Grains, Seeds and Hay Industry Declared Pest Control and Compensation Funding Scheme (Area of Operation and Rate of Contributions) Notice 2018*.

2. Area of Operations and Rate of Contributions

(1) In respect of the financial year 2018-19 I declare that—

- (a) the Scheme is to operate in the agricultural areas of the State, which are defined to include all local government districts of Western Australia except for those comprising the Kimberley (municipal districts of Broome, Halls Creek, Derby-West Kimberley and Wyndham-East Kimberley) and the pastoral area (local government districts of Ashburton, Carnarvon, Coolgardie, Cue, Dundas, East Pilbara, Exmouth, Laverton, Leonora, Kalgoorlie-Boulder, Meekatharra, Menzies, Mount Magnet, Murchison, Ngaanyatjarraku, Port Hedland, Roebourne, Sandstone, Shark Bay, Upper Gascoyne, Wiluna and Yalgoo); and
- (b) the rates at which contributions are to be paid under regulation 15 for the period beginning on 1 July 2018 and ending on 30 June 2019 are—
 - (i) in respect of a chargeable transaction, where the chargeable produce is grain or seed: \$0.25 per tonne; and
 - (ii) in respect of a chargeable transaction, where the chargeable produce is hay: \$0.125 per tonne.

(2) The contributions revised under the Grains, Seeds and Hay Industry Funding Scheme (estimated) are likely to be applied to fund payments relating to each specified pest proportionally as follows—

- (a) Three-horned Bedstraw (*Galium tricornutum*): 10%
- (b) Skeleton weed (*Chondrilla juncea* L.): 90%

Hon ALANNAH MacTIERNAN MLC,
Minister for Regional Development; Agriculture and Food;
Minister Assisting the Minister for State Development, Jobs and Trade.

Date: 30 May 2018.

AG404

BIOSECURITY AND AGRICULTURE MANAGEMENT REGULATIONS 2013

BIOSECURITY AND AGRICULTURE MANAGEMENT (FEES AND CHARGES) DETERMINATION 2018

Made by the Director General under the *Biosecurity and Agriculture Management Regulations 2013*, regulation 125.

1. Citation

This determination is the *Biosecurity and Agriculture Management (Fees and Charges) Determination 2018*.

2. Commencement

This determination comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this determination is published in the *Gazette*;
- (b) the rest of the determination—on 1 July 2018.

3. Revocation

The *Biosecurity and Agriculture Management (Fees and Charges) Determination 2017* is revoked.

4. Unit includes part of unit

In this determination a reference to a unit of a specified number of minutes includes a reference to part of that unit.

5. Determination of fees and charges

The fees and charges set out in the Tables are determined under the *Biosecurity and Agriculture Management Regulations 2013*, regulation 125.

6. Fees and charges: Table 1

(1) In this clause—

Headquarters, in relation to an inspection, means the inspector's base location.

(2) The fees and charges set out in Table 1 are determined for the following—

- (a) the inspection and/or treatment of an organism, potential carrier or place;
- (b) the assessment and verification, or issue, of documents required in relation to organisms and potential carriers;
- (c) laboratory analysis of organisms and potential carriers;
- (d) supply of products for the control of declared pests in relation to organisms and potential carriers.

(3) The fees and charges set out in Table 1 are payable by the importer, exporter, owner or person in charge of the organism, potential carrier or place.

(4) No fees or charges set out in Table 1 are payable for the following—

- (a) permits (other than import permits) to introduce, move or supply a declared pest, provided that at the destination the pest is exempt from keeping requirements, or the destination is a Quarantine facility or a place at which that pest is authorised to be kept under a keeping permit;
- (b) the inspection, at road inspection points, of vehicles, agricultural products and animals kept as pets;
- (c) the inspection of passengers and /or passengers' baggage at inspection points;
- (d) the assessment of freight declarations conducted at road inspection points or the office of the Department of Primary Industries and Regional Development at 24 Fricker Road Perth Airport;
- (e) the first 25km travel for inspection of an organism or potential carrier other than an animal in the metropolitan area;
- (f) a surveillance inspection, being an inspection undertaken to determine the status of a place or thing regulated by or under the Act but does not include an inspection referred to in paragraph (g) or an inspection undertaken to inspect for compliance with a direction or authorisation given under the Act
- (g) an inspection of imported low risk prescribed potential carriers¹ other than an inspection following any action required to be taken when a previous inspection found a need for this action;
- (h) an inspection funded by an Industry Funding Scheme established under regulations made under section 141 of the Act.

Table 1

FEES AND CHARGES		
Item	Description	Fee (\$)
1	Import permit (Permitted Organism Requiring Permit) <ul style="list-style-type: none"> • Application 	75.50
2	Import Permit (Prohibited Organism) <ul style="list-style-type: none"> • Application <p>Note: Import Permit will not be issued unless organism is to be kept at a Quarantine Facility or under a Keeping Permit.</p>	75.50

¹ Low risk prescribed potential carriers are

- **Empty cargo containers and cargo containers not containing prescribed potential carriers together with the contents,**
- **new or used boats and vehicles,**
- **processed seed / grain /nuts that are not whole seed,** e.g.-walnut meat, split lentils, almond kernels, ground seed types and roasted / blanched & shelled nuts/seeds, dehusked coconuts
- **Dried herbs / spices / potpourri**—which are finely chopped or ground, and do not contain whole seed unless processed, except the following, which must be commercially packaged identifying contents: mustard, fennel, cumin, caraway, star anise, fenugreek, peppercorns, vanilla bean, cardamom
- **Frozen unprocessed fruit and vegetables which are not prohibited,** e.g. are not and do not contain whole grapes, mangoes or blueberries
- **Semi-processed vegetables**—including commercially par-boiled vegetables of any type, and commercially peeled and cut below ground vegetables (e.g. onions, potatoes, sweet potatoes, carrots, garlic).

FEES AND CHARGES		
Item	Description	Fee (\$)
3	Import Permit (Unlisted Organism) <ul style="list-style-type: none"> • Application Note: Import Permit will not be issued for an unlisted organism unless it is to be kept at a suitable facility.	75.50
4	Import Permit for Potential Carrier <ul style="list-style-type: none"> • Application 	75.50
5	Risk assessment for permit decision (per 15 minute unit)	55.50
6	Permit to keep, breed or cultivate <ul style="list-style-type: none"> • Application Note: Related inspections will be charged at relevant inspection rates	70.00
7	Trapping permit (as required under r45) <ul style="list-style-type: none"> • Application 	70.00
8	Permits for the purposes of BAM Regulations Part 2 Division 2 & Division 3 E.g. Introduce (r17), move (r16), or supply (r25) a declared pest <ul style="list-style-type: none"> • Application 	70.00
9	Inspection of organism, potential carrier or place Inside shift hours <ul style="list-style-type: none"> • per 15 minute unit • travel charge per 25 km or part thereof from headquarters 	65.00 65.00
10	Inspection of organism, potential carrier or place Contiguous with shift hours <ul style="list-style-type: none"> • per 15 minute unit • travel charge per 25 km or part thereof from headquarters 	80.50 80.50
11	Inspection of organism, potential carrier or place Outside of, and not contiguous with, shift hours (including Saturday, Sunday and public holiday) <ul style="list-style-type: none"> • any part of first 2 hours (minimum fee) • per 15 minute unit after first 2 hours • travel charge per 25 km or part thereof from headquarters 	863.00 107.00 107.00
12	Inspection, assessment and issue of import documentation (other than permits)	46.50
13	Issue of export certification Note: Related inspections will be charged at relevant inspection rates	40.50
14	Verification of Export Health Certificate (stock)	64.00
15	Release from direction to test or treat	64.00
16	Laboratory analysis of plants	95.00
17	Insect and disease identification	40.50
18	Vehicle washdown <ul style="list-style-type: none"> • small trailers and small vehicles • trucks (per deck) • machinery (per 30 minute unit) 	39.50 75.00 107.50
19	Shipment processing fee (stock)	99.00
20	Consignment processing fee (stock)	70.00
21	Dip or spray for cattle tick (minimum fee) Or per animal treated (where sum is greater than the minimum fee)	31.00 4.00
22	Supply of Triclabendazole as a drench to control liver fluke in a potential carrier on import into State (minimum fee) Or per kg of body weight (where sum is greater than minimum fee) <ul style="list-style-type: none"> • up to 35 kg • 36—100 kg • 101—300 kg • 301—600 kg • more than 600 kg 	33.00 1.20 3.00 6.35 16.00 18.50

7. Quarantine facility fees and charges: Table 2

(1) In this clause—

approved quarantine facility has the meaning given in the *Biosecurity and Agriculture Management Regulations 2013* regulation 3.

(2) The fees and charges set out in Table 2 are determined in relation to quarantine facilities.

Table 2

QUARANTINE FACILITY FEES AND CHARGES		
Item	Description	Fee (\$)
1	Application for approval of, or renewal of approval of, a place as a quarantine facility: <i>Biosecurity and Agriculture Management Regulations 2013</i> r107(3)	293.00
2	Audit of approved quarantine facility: per 15 minute unit (including travel)	74.50

8. Stock and apiaries fees: Table 3

The fees set out in Table 3 are determined for the purposes of the *Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013 (BAM (IMSA) Regulations)*.

Table 3

STOCK AND APIARIES FEES			
Item	Description	BAM (IMSA) Regulations	Fee (\$)
1	Application for registration as owner of stock	r7(3)	75.50
2	Application for renewal of registration as owner of stock	r23(2)	75.50
3	Application or renewal for registration as beekeeper	r13(6)	75.50
4	Recording a Notice of Stock Mortgage	r28(3)(a)	75.50
5	Application for transfer of identifier	r27(3)(a)	75.50

9. Quality Assurance and Accreditation fees and charges: Table 4

(1) In this clause—

accreditation has the meaning given in the *Biosecurity and Agriculture Management (Quality Assurance and Accreditation) Regulations 2013* regulation 7.

(2) The fees and charges set out in Table 4 are determined in relation to accreditation.

Table 4

QUALITY ASSURANCE AND ACCREDITATION FEES AND CHARGES		
Item	Description	Fee (\$)
1	Application for accreditation, or renewal of accreditation: <i>Biosecurity and Agriculture Management (Quality Assurance and Accreditation) Regulations 2013</i> r7(2)	293.00
2	Audit of accreditation: per 15 minute unit (including travel)	74.50

Dated: 25 May 2018.

HEATHER BRAYFORD, Deputy Director General.
Delegate of the Director General.

ENVIRONMENT

EV401

ENVIRONMENTAL PROTECTION ACT 1986

DELEGATION OF POWERS

Delegation No. 135

I, Michael Charles Rowe, acting in my capacity as the Chief Executive Officer of the Department of Water and Environmental Regulation responsible for the administration of the *Environmental Protection Act 1986* (“the Act”), and pursuant to section 20 of the Act, hereby delegate to the holder for the time being of—

- (a) the office of the Director General and separately to the office of the Deputy Director General Resource and Environmental Regulation and separately to the office of the Executive Director Resource and Environmental Compliance and separately to the office of the General Manager Environmental Compliance, all of the Department of Mines, Industry Regulation and Safety, all my powers and duties under Part V, Division 2 of the Act (other than sections 51E(1)(a), 51M(1)(a) and 51S) and sections 107 and 110 of the Act, other than this power of delegation; and
- (b) the office of the General Manager Petroleum and separately to the office of the General Manager Minerals North and separately to the office of the General Manager Minerals South

all of the Department of Mines, Industry Regulation and Safety, all my powers and duties under sections 51E(3) and 51E(4) of the Act, other than this power of delegation, subject to the conditions below, in respect of clearing that is the result of carrying out—

- (a) an activity under an authority granted, or a requirement imposed, under the *Mining Act 1978*, the *Petroleum and Geothermal Energy Resources Act 1967*, the *Petroleum Pipelines Act 1969* or the *Petroleum (Submerged Lands) Act 1982*; or
- (b) an activity under a government agreement administered by the Department of Jobs, Tourism, Science and Innovation.

This delegation is subject to the condition that a decision about a clearing matter in respect of clearing that is the result of carrying out an activity referred to in (a) above must not be made unless—

- (a) the authority or requirement under which the activity is to take place has been granted or imposed; or
- (b) an application for the authority has been refused.

In this delegation—

“clearing matter” means—

- (a) an application for a clearing permit; or
- (b) an amendment of a clearing permit;

“government agreement” has the meaning given to that term in section 2 of the *Government Agreements Act 1979*.

Under section 59(1)(e) of the *Interpretation Act 1984*, the *Environmental Protection Act 1986* Delegation Notice No. 134 gazetted 25 January 2018 is hereby revoked.

Dated the 7th day of June 2018.

MICHAEL CHARLES ROWE, Chief Executive Officer.

Approved by—

Hon STEPHEN DAWSON MLC, Minister for Environment;
Disability Services.

FIRE AND EMERGENCY SERVICES

FE401

BUSH FIRES ACT 1954
TOTAL FIRE BAN DECLARATION
Correspondence No. 12080

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Deputy Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 25 May 2018 from 1615 to 2359 for the local government districts of—

Albany, Denmark, Jerramungup, Gnowangerup, Plantagenet, Ravensthorpe, Esperance.

GRAHAM SWIFT, Deputy 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*.

25 May 2018.

FE402

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 26 May 2018 for the local government districts of—

Albany, Denmark, Jerramungup, Gnowangerup, Plantagenet, Ravensthorpe, Esperance.

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*.

25 May 2018.

FISHERIES

FI401

FISH RESOURCES MANAGEMENT ACT 1994**PROHIBITION ON FISHING (NGARI CAPES MARINE PARK) ORDER 2018**

Order No. 4 of 2018

FD 4179/17 [1254]

Made by the Minister under section 43.

1. CitationThis instrument is the *Prohibition on Fishing (Ngari Capes Marine Park) Order 2018*.**2. Interpretation**

In this order—

coral means fish of that common name described in the scientific classification opposite that name in Division 5 of Schedule 7 to the regulations;

general use area (West Cape Naturaliste) means the area described in Schedule 4;

live rock means fish of that common name described in the scientific classification opposite that name in Division 5 of Schedule 7 to the regulations;

octopus means fish of that common name described in the scientific classification opposite that name in Division 4 of Schedule 7 to the regulations;

pointed instrument means a speargun, harpoon, gidgie, Hawaiian sling, or any other similar instrument capable of acting as, or launching, a projectile;

recreation area means a zone or zones specified in Schedule 1;

sanctuary area means a zone or zones specified in Schedule 2;

special purpose area means a zone or zones specified in Schedule 3;

specimen shell has the same meaning as in the relevant management plan in force with respect to the Specimen Shell Managed Fishery.

3. Prohibitions on fishing

- (1) A person must not fish in a sanctuary area.
- (2) A person must not fish for a commercial purpose in a recreation area.
- (3) A person must not fish for a recreational purpose in the Cowaramup Bay Recreation Zone—
 - (a) for crabs (other than blue manna crabs), or
 - (b) for specimen shell; or
 - (c) for octopus; or
 - (d) on a fishing tour from a licensed charter boat.
- (4) A person must not fish for a recreational purpose in the Hamelin Bay Recreation Zone—
 - (a) for specimen shell (live); or
 - (b) on a fishing tour from a licensed charter boat.
- (5) A person must not fish for a recreational purpose in a Special Purpose (Surfing) Zone—
 - (a) for specimen shell (live); or
 - (b) for rock lobster by means of rock lobster pots, other than in the Margaret River Special Purpose (Surfing) Zone; or
 - (c) for octopus by means of octopus pots or traps.
- (6) A person must not fish for a recreational purpose in a Special Purpose (Shore-Based Activities) Zone—
 - (a) for specimen shell (live); or
 - (b) by means of pointed instrument; or
 - (c) for octopus by means of octopus pots or traps.
- (7) A person must not fish for a recreational purpose in a Special Purpose (Shore-Based Activities) Zone from a boat—
 - (a) for abalone, crabs, non-living specimen shell, or rock lobster; or
 - (b) for octopus by means other than pots or traps; or
 - (c) by means of line or net; or
 - (d) on a fishing tour from a licensed charter boat.
- (8) A person must not fish for a commercial purpose in a Special Purpose (Surfing) Zone—
 - (a) for coral or live rock; or
 - (b) for octopus; or
 - (c) for rock lobster; or
 - (d) by means of trawling.

(9) A person must not fish for a commercial purpose in a Special Purpose (Shore-Based Activities) Zone—

- (a) for coral, live rock, salmon, rock lobster, or octopus; or
- (b) by means of trawling, wetlining, beach seine net, or purse seine net; or
- (c) from a boat for abalone, marine aquarium species, or specimen shell.

(10) A person must not fish in the general use area (West Cape Naturaliste) by means of—

- (a) rock lobster pots; or
- (b) octopus pots or traps.

Note for this clause—

Clause 3 does not affect the operation of the—

- *Prohibition on Fishing (Coral, 'Live Rock' and Algae) Order 2007*
- *Prohibition on Fishing for Rock Lobster (Cape Naturaliste to Cape Leeuwin) Order (No. 2) 2005*
- *Trawling Prohibition (Whole of State) Notice 1992*

Schedule 1—Recreation areas

Cowaramup Bay Recreation Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 33° 51.454' south latitude and 114° 59.178' east longitude (on the mainland) and a point at 33° 51.35' south latitude and 114° 59' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 51.35' south latitude and 114° 59' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 51.70' south latitude and 114° 58.44' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 51.83' south latitude and 114° 58.502' east longitude; thence extending south-easterly along the geodesic towards a point at 33° 51.88' south latitude and 114° 58.61' east longitude (on the mainland) until its intersection with the high water mark; thence generally north-easterly along the high water mark to the commencement point.

Hamelin Bay Recreation Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 34° 13.215' south latitude and 115° 00.79' east longitude (on Hamelin Island) and a point at 34° 12.953' south latitude and 115° 01.21' east longitude (on Peak Island); thence extending north-easterly along the geodesic towards a point at 34° 12.953' south latitude and 115° 01.21' east longitude (on Peak Island) until its intersection with the high water mark; thence generally easterly along the high water mark on the southern side of Peak Island until its intersection with the geodesic between a point at 34° 12.953' south latitude and 115° 01.21' east longitude (on Peak Island) and a point at 34° 13.25' south latitude and 115° 01.705' east longitude (on the mainland); thence extending south-easterly along the geodesic towards a point at 34° 13.25' south latitude and 115° 01.705' east longitude (on the mainland) until its intersection with the high water mark; thence generally southerly along the high water mark until its intersection with the geodesic between a point at 34° 13.425' south latitude and 115° 01.565' east longitude (on the mainland) and a point at 34° 13.442' south latitude and 115° 01.536' east longitude; thence extending south-westerly along the geodesic to the intersection of 34° 13.442' south latitude and 115° 01.536' east longitude; thence extending westerly along the geodesic to the intersection of 34° 13.495' south latitude and 115° 00.90' east longitude; thence extending due north along the meridian towards a point at 34° 13.47' south latitude and 115° 00.90' east longitude (on Hamelin Island) until its intersection with the high water mark; thence generally northerly along the high water mark on the eastern side of Hamelin Island until its intersection with the geodesic between a point at 34° 13.265' south latitude and 115° 00.825' east longitude (on Hamelin Island) and a point at 34° 13.253' south latitude and 115° 00.813' east longitude (on Hamelin Island); thence extending north-westerly along the geodesic towards a point at 34° 13.253' south latitude and 115° 00.813' east longitude (on Hamelin Island) until its intersection with the high water mark; thence generally north-westerly on the eastern side of Hamelin Island to the commencement point.

Schedule 2—Sanctuary areas

East Geographe Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 33° 34.90' south latitude and 115° 27.25' east longitude (on the mainland) and a point at 33° 32.723' south latitude and 115° 24.567' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 32.723' south latitude and 115° 24.567' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 34.412' south latitude and 115° 22.921' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 36.40' south latitude and 115° 25.50' east longitude; thence extending north-easterly along the geodesic to the intersection of 33° 35.51' south latitude and 115° 26.39' east longitude; thence extending south-easterly along the geodesic towards a point at 33° 35.64' south latitude and 115° 26.57' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Busselton Jetty Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 37.723' south latitude and 115° 20.328' east longitude; thence extending southerly along the geodesic to the intersection of 33° 37.819' south latitude and 115° 20.357' east longitude; thence extending westerly along the geodesic to the intersection of 33° 37.834' south latitude and 115° 20.287' east longitude; thence

extending northerly along the geodesic to the intersection of 33° 37.738' south latitude and 115° 20.258' east longitude; thence extending easterly along the geodesic to the commencement point.

Central Geographe Bay Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 36.40' south latitude and 115° 12' east longitude; thence extending due east along the parallel to the intersection of 33° 36.40' south latitude and 115° 13' east longitude; thence extending due south along the meridian to the intersection of 33° 38.40' south latitude and 115° 13' east longitude; thence extending due west along the parallel to the intersection of 33° 38.40' south latitude and 115° 12' east longitude; thence extending due north along the meridian to the commencement point.

Eagle Bay Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 32.30' south latitude and 115° 06.30' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 33.60' south latitude and 115° 07.40' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 34.53' south latitude and 115° 05.503' east longitude (at Sail Rock); thence extending due south along the meridian towards a point at 33° 34.57' south latitude and 115° 05.503' east longitude (on the mainland near Sail Rock) until its intersection with the high water mark; thence generally north-westerly along the high water mark until its intersection with the meridian between a point at 33° 34.20' south latitude and 115° 05.30' east longitude (on the mainland) and a point at 33° 34.05' south latitude and 115° 05.30' east longitude; thence extending due north along the meridian to the intersection of 33° 34.05' south latitude and 115° 05.30' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 33.85' south latitude and 115° 05.10' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 33.75' south latitude and 115° 04.80' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 33.50' south latitude and 115° 04.40' east longitude; thence extending north-easterly along the geodesic to the commencement point.

Cape Naturaliste Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the meridian between a point at 33° 31.917' south latitude and 115° 00.75' east longitude (on the mainland) and a point at 33° 31' south latitude and 115° 00.75' east longitude; thence extending due north along the meridian to the intersection of 33° 31' south latitude and 115° 00.75' east longitude; thence extending due west along the parallel to the intersection of 33° 31' south latitude and 114° 58' east longitude; thence extending due south along the meridian to the intersection of 33° 32.35' south latitude and 114° 58' east longitude; thence extending due east along the parallel to the intersection of 33° 32.35' south latitude and 115° 00.35' east longitude; thence extending northerly along the geodesic to the intersection of 33° 31.88' south latitude and 115° 00.10' east longitude; thence extending due east along the parallel towards a point at 33° 31.88' south latitude and 115° 00.233' east longitude (on the mainland) until its intersection with the high water mark; thence generally easterly along the high water mark to the commencement point.

Yallingup Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the meridian between a point at 33° 38.283' south latitude and 115° 01.57' east longitude (on the mainland) and a point at 33° 38.20' south latitude and 115° 01.57' east longitude; thence extending due north along the meridian to the intersection of 33° 38.20' south latitude and 115° 01.57' east longitude; thence extending due west along the parallel to the intersection of 33° 38.20' south latitude and 115° 01.30' east longitude (near The Cove); thence extending due south along the meridian to the intersection of 33° 38.44' south latitude and 115° 01.30' east longitude (at Slippery Rock); thence extending due east along the parallel towards a point at 33° 38.44' south latitude and 115° 01.317' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Wyadup Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 40.35' south latitude and 114° 59.70' east longitude (on the mainland) and a point at 33° 40.35' south latitude and 114° 59.55' east longitude; thence extending due west along the parallel to the intersection of 33° 40.35' south latitude and 114° 59.55' east longitude; thence extending due south along the meridian towards a point at 33° 40.733' south latitude and 114° 59.55' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Injidup Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 40.70' south latitude and 114° 55.049' east longitude, thence extending due east along the parallel to the intersection of 33° 40.70' south latitude and 114° 59.38' east longitude; thence extending due south along the meridian to the intersection of 33° 40.90' south latitude and 114° 59.38' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 41.10' south latitude and 114° 59.48' east longitude; thence extending southerly along the geodesic to the intersection of 33° 41.70' south latitude and 114° 59.35' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 41.93' south latitude and 114° 59.05' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 41.77' south latitude and 114° 58.65' east longitude; thence extending due west along the parallel to the intersection of 33° 41.77' south latitude and 114° 58.35' east longitude; thence extending due south along the meridian to the intersection of 33° 42.20' south latitude and 114° 58.35' east longitude; thence

extending due west along the parallel to the intersection of 33° 42.20' south latitude and 114° 54.766' east longitude; thence extending northerly along the geodesic to the intersection of 33° 41.35' south latitude and 114° 54.823' east longitude; thence extending northerly along the geodesic to the commencement point.

Kilcarnup Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 57.35' south latitude and 114° 58.75' east longitude; thence extending due east along the parallel to the intersection of 33° 57.35' south latitude and 114° 59.23' east longitude; thence extending southerly along the geodesic to the intersection of 33° 57.43' south latitude and 114° 59.18' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 57.54' south latitude and 114° 59.05' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 57.61' south latitude and 114° 58.87' east longitude; thence extending due west along the parallel to the intersection of 33° 57.61' south latitude and 114° 58.75' east longitude; thence extending due north along the meridian to the commencement point.

Cape Freycinet Sanctuary Zone

All waters bounded by a line commencing at the intersection of 34° 03.50' south latitude and 114° 55.60' east longitude; thence extending due east along the parallel to the intersection of 34° 03.50' south latitude and 114° 59.90' east longitude; thence extending south-westerly along the geodesic to the intersection of 34° 03.70' south latitude and 114° 59.75' east longitude; thence extending due south along the meridian to the intersection of 34° 03.90' south latitude and 114° 59.75' east longitude; thence extending due east along the parallel towards a point at 34° 03.90' south latitude and 114° 59.967' east longitude (on the mainland) until its intersection with the high water mark; thence generally southerly along the high water mark until its intersection with the parallel between a point at 34° 04.60' south latitude and 115° 00.167' east longitude (on the mainland) and a point at 34° 04.60' south latitude and 115° 00' east longitude; thence extending due west along the parallel to the intersection of 34° 04.60' south latitude and 115° 00' east longitude; thence extending due south along the meridian to the intersection of 34° 04.90' south latitude and 115° 00' east longitude; thence extending south-westerly along the geodesic to the intersection of 34° 05.60' south latitude and 114° 59.30' east longitude; thence extending due south along the meridian to the intersection of 34° 06.10' south latitude and 114° 59.30' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 07' south latitude and 115° 00' east longitude; thence extending due west along the parallel to the intersection of 34° 07' south latitude and 114° 55.60' east longitude; thence extending due north along the meridian to the commencement point.

Hamelin Island Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 34° 13.38' south latitude and 115° 00.77' east longitude (on Hamelin Island) and a point at 34° 13.38' south latitude and 115° 00.70' east longitude; thence extending due west along the parallel to the intersection of 34° 13.38' south latitude and 115° 00.70' east longitude; thence extending due south along the meridian to the intersection of 34° 13.50' south latitude and 115° 00.70' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 13.65' south latitude and 115° 00.90' east longitude; thence extending due north along the meridian towards a point at 34° 13.47' south latitude and 115° 00.90' east longitude (on Hamelin Island) until its intersection with the high water mark; thence generally north-westerly along the high water mark to the commencement point.

Cosy Corner Sanctuary Zone

All waters bounded by a line commencing at the intersection of 34° 15.10' south latitude and 115° 01' east longitude; thence extending due east along the parallel to the intersection of 34° 15.10' south latitude and 115° 01.35' east longitude; thence extending due south along the meridian to the intersection of 34° 15.25' south latitude and 115° 01.35' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 15.48' south latitude and 115° 01.52' east longitude; thence extending due east along the parallel to the intersection of 34° 15.48' south latitude and 115° 01.70' east longitude; thence extending due south along the meridian to the intersection of 34° 15.95' south latitude and 115° 01.70' east longitude; thence extending due west along the parallel to the intersection of 34° 15.95' south latitude and 115° 01' east longitude; thence extending due north along the meridian to the commencement point.

Cape Leeuwin Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 34° 22.30' south latitude and 115° 08.083' east longitude (on the mainland) and a point at 34° 22.30' south latitude and 115° 04' east longitude; thence extending due west along the parallel to the intersection of 34° 22.30' south latitude and 115° 04' east longitude; thence extending due south along the meridian to the intersection of 34° 24' south latitude and 115° 04' east longitude; thence extending due east along the parallel to the intersection of 34° 24' south latitude and 115° 08.20' east longitude; thence extending due north along the meridian towards a point at 34° 22.567' south latitude and 115° 08.20' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Flinders Island Sanctuary Zone

All waters bounded by a line commencing at the intersection of 34° 24.75' south latitude and 115° 11.70' east longitude; thence extending due east along the parallel to the intersection of

34° 24.75' south latitude and 115° 12.70' east longitude; thence extending due south along the meridian to the intersection of 34° 25.35' south latitude and 115° 12.70' east longitude; thence extending due west along the parallel to the intersection of 34° 25.35' south latitude and 115° 11.70' east longitude; thence extending due north along the meridian to the commencement point.

East Flinders Bay Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the meridian between a point at 34° 18.70' south latitude and 115° 12.35' east longitude (on the mainland) and a point at 34° 20.40' south latitude and 115° 12.35' east longitude; thence extending due south along the meridian to the intersection of 34° 20.40' south latitude and 115° 12.35' east longitude; thence extending due east along the parallel to the intersection of 34° 20.40' south latitude and 115° 14' east longitude; thence extending due north along the meridian to the intersection of 34° 18.75' south latitude and 115° 14' east longitude; thence extending due west along the parallel to the intersection of 34° 18.75' south latitude and 115° 13.45' east longitude; thence extending due north along the meridian towards a point at 34° 18.55' south latitude and 115° 13.45' east longitude (on the mainland) until its intersection with the high water mark; thence generally westerly along the high water mark to the commencement point.

Schedule 3—Special Purpose areas

1. Shore-based Activities

Eagle Bay Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 33° 33.72' south latitude and 115° 04.50' east longitude (on the mainland) and a point at 33° 33.50' south latitude and 115° 04.40' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 33.50' south latitude and 115° 04.40' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 33.75' south latitude and 115° 04.80' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 33.85' south latitude and 115° 05.10' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 34.05' south latitude and 115° 05.30' east longitude; thence extending due south along the meridian towards a point at 33° 34.20' south latitude and 115° 05.30' east longitude (on the mainland) until its intersection with the high water mark; thence generally north-easterly along the high water mark to the commencement point.

Cosy Corner Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 34° 15.10' south latitude and 115° 01.50' east longitude (on the mainland) and a point at 34° 15.10' south latitude and 115° 01.35' east longitude; thence extending due west along the parallel to the intersection of 34° 15.10' south latitude and 115° 01.35' east longitude; thence extending due south along the meridian to the intersection of 34° 15.25' south latitude and 115° 01.35' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 15.48' south latitude and 115° 01.52' east longitude; thence extending due east along the parallel to the intersection of 34° 15.48' south latitude and 115° 01.70' east longitude; thence extending due north along the meridian towards a point at 34° 15.383' south latitude and 115° 01.70' east longitude (on the mainland near Cosy Corner) until its intersection with the high water mark; thence generally north-westerly along the high water mark to the commencement point.

2. Surfing

Windmills Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 32.350' south latitude and 115° 00.467' east longitude (on the mainland) and a point at 33° 32.35' south latitude and 115° 00.13' east longitude; thence extending due west along the parallel to the intersection of 33° 32.35' south latitude and 115° 00.13' east longitude; thence extending southerly along the geodesic to the intersection of 33° 33.44' south latitude and 115° 00.405' east longitude; thence extending due east along the parallel towards a point at 33° 33.44' south latitude and 115° 00.66' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Three Bears Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 34.331' south latitude and 115° 00.64' east longitude (on the mainland) and a point at 33° 34.331' south latitude and 115° 00.345' east longitude; thence extending due west along the parallel to the intersection of 33° 34.331' south latitude and 115° 00.345' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 35.673' south latitude and 115° 00.703' east longitude; thence extending due east along the parallel towards a point at 33° 35.673' south latitude and 115° 01.04' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Yallingup Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 37.553' south latitude and 115° 01.650' east longitude (on the mainland) and a point at 33° 37.553' south latitude and 115° 01.495' east longitude; thence extending due west along the parallel to the intersection of 33° 37.553' south latitude and 115° 01.495' east longitude; thence extending southerly along the geodesic to the intersection of 33° 37.998' south latitude and

115° 01.488' east longitude; thence extending westerly along the geodesic to the intersection of 33° 38.095' south latitude and 115° 01.043' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 38.463' south latitude and 115° 01.153' east longitude; thence extending due east along the parallel towards a point at 33° 38.463' south latitude and 115° 01.340' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point; but excluding the Yallingup Sanctuary Area.

Moses Rock Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 45.433' south latitude and 114° 59.52' east longitude (on the mainland) and a point at 33° 45.433' south latitude and 114° 59.222' east longitude; thence extending due west along the parallel to the intersection of 33° 45.433' south latitude and 114° 59.222' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 45.63' south latitude and 114° 59.186' east longitude; thence extending due east along the parallel towards a point at 33° 45.63' south latitude and 114° 59.42' east longitude (on the mainland) until its intersection with the high water mark; thence generally north-easterly along the high water mark to the commencement point.

Goannas Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 33° 45.745' south latitude and 114° 59.403' east longitude (on the mainland) and a point at 33° 45.842' south latitude and 114° 59.205' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 45.842' south latitude and 114° 59.205' east longitude; thence extending southerly along the geodesic to the intersection of 33° 45.908' south latitude and 114° 59.215' east longitude; thence extending due east along the parallel towards a point at 33° 45.908' south latitude and 114° 59.48' east longitude (on the mainland) until its intersection with the high water mark; thence generally north-westerly along the high water mark to the commencement point.

Moses Beach Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 46.187' south latitude and 114° 59.50' east longitude (on the mainland) and a point at 33° 46.187' south latitude and 114° 59.324' east longitude; thence extending due west along the parallel to the intersection of 33° 46.187' south latitude and 114° 59.324' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 46.635' south latitude and 114° 59.508' east longitude; thence extending due east along the parallel towards a point at 33° 46.635' south latitude and 114° 59.630' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Gallows/Guillotine Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 49.143' south latitude and 114° 59.89' east longitude (on the mainland) and a point at 33° 49.143' south latitude and 114° 59.60' east longitude; thence extending due west along the parallel to the intersection of 33° 49.143' south latitude and 114° 59.60' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 49.717' south latitude and 114° 59.455' east longitude; thence extending due east along the parallel towards a point at 33° 49.717' south latitude and 114° 59.73' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Lefthanders Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 51.935' south latitude and 114° 58.65' east longitude (on the mainland) and a point at 33° 51.935' south latitude and 114° 58.362' east longitude; thence extending due west along the parallel to the intersection of 33° 51.935' south latitude and 114° 58.362' east longitude; thence extending southerly along the geodesic to the intersection of 33° 54.141' south latitude and 114° 58.841' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 54.413' south latitude and 114° 59.125' east longitude; thence extending due east along the parallel towards a point at 33° 54.413' south latitude and 114° 59.316' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Margaret River Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 57.962' south latitude and 114° 59.02' east longitude (on the mainland) and a point at 33° 57.962' south latitude and 114° 58.477' east longitude; thence extending due west along the parallel to the intersection of 33° 57.962' south latitude and 114° 58.477' east longitude; thence extending southerly along the geodesic to the intersection of 33° 59.680' south latitude and 114° 58.652' east longitude; thence extending south-easterly along the geodesic towards a point at 34° 00.812' south latitude and 115° 00.081' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Redgate Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 34° 02.482' south latitude and 115° 00.001' east longitude (on the mainland) and a

point at 34° 02.548' south latitude and 114° 59.887' east longitude; thence extending south-westerly along the geodesic to the intersection of 34° 02.548' south latitude and 114° 59.887' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 02.742' south latitude and 114° 59.952' east longitude; thence extending due east along the parallel towards a point at 34° 02.742' south latitude and 115° 00.07' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Schedule 4—General Use Area (West Cape Naturaliste)

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 31.88' south latitude and 115° 00.233' east longitude (on the mainland) and a point at 33° 31.88' south latitude and 115° 00.10' east longitude; thence extending due west along the parallel to the intersection of 33° 31.88' south latitude and 115° 00.10' east longitude; thence extending southerly along the geodesic to the intersection of 33° 32.35' south latitude and 115° 00.35' east longitude; thence extending due east along the parallel towards a point at 33° 32.35' south latitude and 115° 00.467' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Dated: 23 May 2018.

D. KELLY, Minister for Fisheries.

FI402

FISH RESOURCES MANAGEMENT ACT 1994

PROHIBITION ON FISHING (NGARI CAPES MARINE PARK) JOINT AUTHORITY ORDER 2018

Order No. 9 of 2018

FD 3613/17 [1336]

Made by the person holding or performing the functions of the office of the Minister, as delegate of the Joint Authority, under sections 19, 25, and 43.

1. Citation

This instrument is the *Prohibition on Fishing (Ngari Capes Marine Park) Joint Authority Order 2018*.

2. Interpretation

In this order—

recreation area means a zone or zones specified in Schedule 1;

sanctuary area means a zone or zones specified in Schedule 2;

special purpose area (shore-based activities) means a zone or zones specified in Schedule 3.

3. Prohibition on fishing

A person fishing under the authority of an authorisation granted in respect of a Joint Authority fishery must not fish in—

- (a) a sanctuary area;
- (b) a recreation area;
- (c) a special purpose area (shore-based activities).

Schedule 1—Recreation areas

Cowaramup Bay Recreation Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 33° 51.454' south latitude and 114° 59.178' east longitude (on the mainland) and a point at 33° 51.35' south latitude and 114° 59' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 51.35' south latitude and 114° 59' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 51.70' south latitude and 114° 58.44' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 51.83' south latitude and 114° 58.502' east longitude; thence extending south-easterly along the geodesic towards a point at 33° 51.88' south latitude and 114° 58.61' east longitude (on the mainland) until its intersection with the high water mark; thence generally north-easterly along the high water mark to the commencement point.

Hamelin Bay Recreation Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 34° 13.215' south latitude and 115° 00.79' east longitude (on Hamelin Island) and a point at 34° 12.953' south latitude and 115° 01.21' east longitude (on Peak Island); thence extending north-easterly along the geodesic towards a point at 34° 12.953' south latitude and 115° 01.21' east longitude (on Peak Island) until its intersection with the high water mark; thence generally easterly along the high water mark on the southern side of Peak Island until its intersection with the geodesic between a point at 34° 12.953' south latitude and 115° 01.21' east longitude (on Peak Island) and a point at 34° 13.25' south latitude and 115° 01.705' east longitude (on the mainland); thence extending south-easterly along the geodesic towards a point at 34° 13.25' south latitude and 115° 01.705' east longitude (on the mainland) until its intersection with the high water mark; thence generally

southerly along the high water mark until its intersection with the geodesic between a point at 34° 13.425' south latitude and 115° 01.565' east longitude (on the mainland) and a point at 34° 13.442' south latitude and 115° 01.536' east longitude; thence extending south-westerly along the geodesic to the intersection of 34° 13.442' south latitude and 115° 01.536' east longitude; thence extending westerly along the geodesic to the intersection of 34° 13.495' south latitude and 115° 00.90' east longitude; thence extending due north along the meridian towards a point at 34° 13.47' south latitude and 115° 00.90' east longitude (on Hamelin Island) until its intersection with the high water mark; thence generally northerly along the high water mark on the eastern side to Hamelin Island until its intersection with the geodesic between a point at 34° 13.265' south latitude and 115° 00.825' east longitude (on Hamelin Island) and a point at 34° 13.253' south latitude and 115° 00.813' east longitude (on Hamelin Island); thence extending north-westerly along the geodesic towards a point at 34° 13.253' south latitude and 115° 00.813' east longitude (on Hamelin Island) until its intersection with the high water mark; thence generally north-westerly on the eastern side of Hamelin Island to the commencement point.

Schedule 2—Sanctuary areas

East Geographe Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 33° 34.90' south latitude and 115° 27.25' east longitude (on the mainland) and a point at 33° 32.723' south latitude and 115° 24.567' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 32.723' south latitude and 115° 24.567' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 34.412' south latitude and 115° 22.921' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 36.40' south latitude and 115° 25.50' east longitude; thence extending north-easterly along the geodesic to the intersection of 33° 35.51' south latitude and 115° 26.39' east longitude; thence extending south-easterly along the geodesic towards a point at 33° 35.64' south latitude and 115° 26.57' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Busselton Jetty Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 37.723' south latitude and 115° 20.328' east longitude; thence extending southerly along the geodesic to the intersection of 33° 37.819' south latitude and 115° 20.357' east longitude; thence extending westerly along the geodesic to the intersection of 33° 37.834' south latitude and 115° 20.287' east longitude; thence extending northerly along the geodesic to the intersection of 33° 37.738' south latitude and 115° 20.258' east longitude; thence extending easterly along the geodesic to the commencement point.

Central Geographe Bay Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 36.40' south latitude and 115° 12' east longitude; thence extending due east along the parallel to the intersection of 33° 36.40' south latitude and 115° 13' east longitude; thence extending due south along the meridian to the intersection of 33° 38.40' south latitude and 115° 13' east longitude; thence extending due west along the parallel to the intersection of 33° 38.40' south latitude and 115° 12' east longitude; thence extending due north along the meridian to the commencement point.

Eagle Bay Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 32.30' south latitude and 115° 06.30' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 33.60' south latitude and 115° 07.40' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 34.53' south latitude and 115° 05.503' east longitude (at Sail Rock); thence extending due south along the meridian towards a point at 33° 34.57' south latitude and 115° 05.503' east longitude (on the mainland near Sail Rock) until its intersection with the high water mark; thence generally north-westerly along the high water mark until its intersection with the meridian between a point at 33° 34.20' south latitude and 115° 05.30' east longitude (on the mainland) and a point at 33° 34.05' south latitude and 115° 05.30' east longitude; thence extending due north along the meridian to the intersection of 33° 34.05' south latitude and 115° 05.30' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 33.85' south latitude and 115° 05.10' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 33.75' south latitude and 115° 04.80' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 33.50' south latitude and 115° 04.40' east longitude; thence extending north-easterly along the geodesic to the commencement point.

Cape Naturaliste Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the meridian between a point at 33° 31.917' south latitude and 115° 00.75' east longitude (on the mainland) and a point at 33° 31' south latitude and 115° 00.75' east longitude; thence extending due north along the meridian to the intersection of 33° 31' south latitude and 115° 00.75' east longitude; thence extending due west along the parallel to the intersection of 33° 31' south latitude and 114° 58' east longitude; thence extending due south along the meridian to the intersection of 33° 32.35' south latitude and 114° 58' east longitude; thence extending due east along the parallel to the intersection of 33° 32.35' south latitude and 115° 00.35' east longitude; thence extending northerly along the geodesic to the intersection of 33° 31.88' south latitude and 115° 00.10' east longitude; thence extending due east along the parallel towards a point at 33° 31.88' south latitude and 115° 00.233' east longitude (on the mainland) until its intersection with the high water mark; thence generally easterly along the high water mark to the commencement point.

Yallingup Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the meridian between a point at 33° 38.283' south latitude and 115° 01.57' east longitude (on the mainland) and a point at 33° 38.20' south latitude and 115° 01.57' east longitude; thence extending due north along the meridian to the intersection of 33° 38.20' south latitude and 115° 01.57' east longitude; thence extending due west along the parallel to the intersection of 33° 38.20' south latitude and 115° 01.30' east longitude (near The Cove); thence extending due south along the meridian to the intersection of 33° 38.44' south latitude and 115° 01.30' east longitude (at Slippery Rock); thence extending due east along the parallel towards a point at 33° 38.44' south latitude and 115° 01.317' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Wyadup Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 33° 40.35' south latitude and 114° 59.70' east longitude (on the mainland) and a point at 33° 40.35' south latitude and 114° 59.55' east longitude; thence extending due west along the parallel to the intersection of 33° 40.35' south latitude and 114° 59.55' east longitude; thence extending due south along the meridian towards a point at 33° 40.733' south latitude and 114° 59.55' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Injidup Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 40.70' south latitude and 114° 55.049' east longitude, thence extending due east along the parallel to the intersection of 33° 40.70' south latitude and 114° 59.38' east longitude; thence extending due south along the meridian to the intersection of 33° 40.90' south latitude and 114° 59.38' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 41.10' south latitude and 114° 59.48' east longitude; thence extending southerly along the geodesic to the intersection of 33° 41.70' south latitude and 114° 59.35' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 41.93' south latitude and 114° 59.05' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 41.77' south latitude and 114° 58.65' east longitude; thence extending due west along the parallel to the intersection of 33° 41.77' south latitude and 114° 58.35' east longitude; thence extending due south along the meridian to the intersection of 33° 42.20' south latitude and 114° 58.35' east longitude; thence extending due west along the parallel to the intersection of 33° 42.20' south latitude and 114° 54.766' east longitude; thence extending northerly along the geodesic to the intersection of 33° 41.35' south latitude and 114° 54.823' east longitude; thence extending northerly along the geodesic to the commencement point.

Kilcarnup Sanctuary Zone

All waters bounded by a line commencing at the intersection of 33° 57.35' south latitude and 114° 58.75' east longitude; thence extending due east along the parallel to the intersection of 33° 57.35' south latitude and 114° 59.23' east longitude; thence extending southerly along the geodesic to the intersection of 33° 57.43' south latitude and 114° 59.18' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 57.54' south latitude and 114° 59.05' east longitude; thence extending south-westerly along the geodesic to the intersection of 33° 57.61' south latitude and 114° 58.87' east longitude; thence extending due west along the parallel to the intersection of 33° 57.61' south latitude and 114° 58.75' east longitude; thence extending due north along the meridian to the commencement point.

Cape Freycinet Sanctuary Zone

All waters bounded by a line commencing at the intersection of 34° 03.50' south latitude and 114° 55.60' east longitude; thence extending due east along the parallel to the intersection of 34° 03.50' south latitude and 114° 59.90' east longitude; thence extending south-westerly along the geodesic to the intersection of 34° 03.70' south latitude and 114° 59.75' east longitude; thence extending due south along the meridian to the intersection of 34° 03.90' south latitude and 114° 59.75' east longitude; thence extending due east along the parallel towards a point at 34° 03.90' south latitude and 114° 59.967' east longitude (on the mainland) until its intersection with the high water mark; thence generally southerly along the high water mark until its intersection with the parallel between a point at 34° 04.60' south latitude and 115° 00.167' east longitude (on the mainland) and a point at 34° 04.60' south latitude and 115° 00' east longitude; thence extending due west along the parallel to the intersection of 34° 04.60' south latitude and 115° 00' east longitude; thence extending due south along the meridian to the intersection of 34° 04.90' south latitude and 115° 00' east longitude; thence extending south-westerly along the geodesic to the intersection of 34° 05.60' south latitude and 114° 59.30' east longitude; thence extending due south along the meridian to the intersection of 34° 06.10' south latitude and 114° 59.30' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 07' south latitude and 115° 00' east longitude; thence extending due west along the parallel to the intersection of 34° 07' south latitude and 114° 55.60' east longitude; thence extending due north along the meridian to the commencement point.

Hamelin Island Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 34° 13.38' south latitude and 115° 00.77' east longitude (on Hamelin Island) and a point at 34° 13.38' south latitude and 115° 00.70' east longitude; thence extending due west along the parallel to the intersection of 34° 13.38' south latitude and 115° 00.70' east longitude; thence

extending due south along the meridian to the intersection of 34° 13.50' south latitude and 115° 00.70' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 13.65' south latitude and 115° 00.90' east longitude; thence extending due north along the meridian towards a point at 34° 13.47' south latitude and 115° 00.90' east longitude (on Hamelin Island) until its intersection with the high water mark; thence generally north-westerly along the high water mark to the commencement point.

Cosy Corner Sanctuary Zone

All waters bounded by a line commencing at the intersection of 34° 15.10' south latitude and 115° 01' east longitude; thence extending due east along the parallel to the intersection of 34° 15.10' south latitude and 115° 01.35' east longitude; thence extending due south along the meridian to the intersection of 34° 15.25' south latitude and 115° 01.35' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 15.48' south latitude and 115° 01.52' east longitude; thence extending due east along the parallel to the intersection of 34° 15.48' south latitude and 115° 01.70' east longitude; thence extending due south along the meridian to the intersection of 34° 15.95' south latitude and 115° 01.70' east longitude; thence extending due west along the parallel to the intersection of 34° 15.95' south latitude and 115° 01' east longitude; thence extending due north along the meridian to the commencement point.

Cape Leeuwin Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 34° 22.30' south latitude and 115° 08.083' east longitude (on the mainland) and a point at 34° 22.30' south latitude and 115° 04' east longitude; thence extending due west along the parallel to the intersection of 34° 22.30' south latitude and 115° 04' east longitude; thence extending due south along the meridian to the intersection of 34° 24' south latitude and 115° 04' east longitude; thence extending due east along the parallel to the intersection of 34° 24' south latitude and 115° 08.20' east longitude; thence extending due north along the meridian towards a point at 34° 22.567' south latitude and 115° 08.20' east longitude (on the mainland) until its intersection with the high water mark; thence generally northerly along the high water mark to the commencement point.

Flinders Island Sanctuary Zone

All waters bounded by a line commencing at the intersection of 34° 24.75' south latitude and 115° 11.70' east longitude; thence extending due east along the parallel to the intersection of 34° 24.75' south latitude and 115° 12.70' east longitude; thence extending due south along the meridian to the intersection of 34° 25.35' south latitude and 115° 12.70' east longitude; thence extending due west along the parallel to the intersection of 34° 25.35' south latitude and 115° 11.70' east longitude; thence extending due north along the meridian to the commencement point.

East Flinders Bay Sanctuary Zone

All waters bounded by a line commencing at the intersection of the high water mark and the meridian between a point at 34° 18.70' south latitude and 115° 12.35' east longitude (on the mainland) and a point at 34° 20.40' south latitude and 115° 12.35' east longitude; thence extending due south along the meridian to the intersection of 34° 20.40' south latitude and 115° 12.35' east longitude; thence extending due east along the parallel to the intersection of 34° 20.40' south latitude and 115° 14' east longitude; thence extending due north along the meridian to the intersection of 34° 18.75' south latitude and 115° 14' east longitude; thence extending due west along the parallel to the intersection of 34° 18.75' south latitude and 115° 13.45' east longitude; thence extending due north along the meridian towards a point at 34° 18.55' south latitude and 115° 13.45' east longitude (on the mainland) until its intersection with the high water mark; thence generally westerly along the high water mark to the commencement point.

Schedule 3—Special Purpose areas

1. Shore-based Activities

Eagle Bay Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the geodesic between a point at 33° 33.72' south latitude and 115° 04.50' east longitude (on the mainland) and a point at 33° 33.50' south latitude and 115° 04.40' east longitude; thence extending north-westerly along the geodesic to the intersection of 33° 33.50' south latitude and 115° 04.40' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 33.75' south latitude and 115° 04.80' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 33.85' south latitude and 115° 05.10' east longitude; thence extending south-easterly along the geodesic to the intersection of 33° 34.05' south latitude and 115° 05.30' east longitude; thence extending due south along the meridian towards a point at 33° 34.20' south latitude and 115° 05.30' east longitude (on the mainland) until its intersection with the high water mark; thence generally north-easterly along the high water mark to the commencement point.

Cosy Corner Special Purpose Zone

All waters bounded by a line commencing at the intersection of the high water mark and the parallel between a point at 34° 15.10' south latitude and 115° 01.50' east longitude (on the mainland) and a point at 34° 15.10' south latitude and 115° 01.35' east longitude; thence extending due west along the parallel to the intersection of 34° 15.10' south latitude and 115° 01.35' east longitude; thence extending due south along the meridian to the intersection of 34° 15.25' south latitude and 115° 01.35' east longitude; thence extending south-easterly along the geodesic to the intersection of 34° 15.48' south latitude and 115° 01.52' east longitude; thence extending due east along the parallel to the

intersection of 34° 15.48' south latitude and 115° 01.70' east longitude; thence extending due north along the meridian towards a point at 34° 15.383' south latitude and 115° 01.70' east longitude (on the mainland near Cosy Corner) until its intersection with the high water mark; thence generally north-westerly along the high water mark to the commencement point.

Dated: 23 May 2018.

D. KELLY, Minister for Fisheries
(as delegate of the Western Australian Fisheries Joint Authority).

HEALTH

HE401

**HEALTH PRACTITIONER REGULATION NATIONAL LAW
(WESTERN AUSTRALIA) ACT 2010**

HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)

MEDICAL (AREA OF NEED) DETERMINATION (NO. 13) 2018

Made by the Chief Medical Officer, pursuant to section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (Western Australia)*.

Citation

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 13) 2018*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Area of need

3. The area of need specified in the Schedule is determined to be an area of need for the purposes of section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (Western Australia)*.

Expiry of determination

4. This determination expires two years after its commencement.

Schedule

RADIATION ONCOLOGY SERVICES IN THE FOLLOWING LOCATIONS—

SUBURB OF ROCKINGHAM IN THE CITY OF ROCKINGHAM

SUBURB OF MIDLAND IN THE CITY OF SWAN

Dated this 11th day of June 2018.

Professor DAVID FORBES, A/Chief Medical Officer, Department of Health,
As delegate of the Minister for Health.

JUSTICE

JU401

JUSTICES OF THE PEACE ACT 2004

TERMINATION

It is hereby notified for public information that the appointment of the following person from the Office of Justice of the Peace for the State of Western Australia has been terminated pursuant to section 14 of the *Justices of the Peace Act 2004 (WA)*—

Joseph Michael Wevers formerly of Broome

JOANNE STAMPALIA, Executive Director,
Court and Tribunal Services.

MINERALS AND PETROLEUM

MP401

MINING ACT 1978

INSTRUMENT OF EXTENSION OF TERM OF EXEMPTION OF LAND

I, Anthony Thomas Bullen, acting Executive Director, Resource Tenure, pursuant to section 19 of the *Mining Act 1978*, hereby extends the exemption originally declared on 26 October 2012 and published in the *Government Gazette* dated 2 November 2012 for that area described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) from Divisions 1 to 5 of Part IV of the *Mining Act 1978*, for a period of two years expiring on 25 October 2020.

Locality

Mount Phillipson

Description of Land

Land designated S19/320 in the TENGRAPH electronic plan of the Department of Mines, Industry Regulation and Safety. A geospatial description is filed in the Department of Mines, Industry Regulation and Safety electronic file number T5118/200501, document ID 5796751.

Area of Land

8471.17 hectares

Dated at Perth this 6th day of June 2018.

ANTHONY THOMAS BULLEN, Executive Director,
Resource Tenure.

MP402

MINING ACT 1978

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Mt. Magnet WA 6638.

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.

J. SCUTT, Warden.

To be heard by the Warden at Mt. Magnet on 19 July 2018.

MURCHISON MINERAL FIELD
Prospecting Licences

P 20/2092	Mavia Pty Ltd
P 58/1653	Seivwright, Anthony David
P 58/1739	Lu, Haozhe

MP403

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

A. HILLS-WRIGHT, Warden.

To be heard by the Warden at Kalgoorlie on 3 August 2018.

COOLGARDIE MINERAL FIELD
Prospecting Licences

P 15/6105	Blower, Ann Blower, Andrew John
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MP404**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.

A. HILLS-WRIGHT, Warden.

To be heard by the Warden at Kalgoorlie on 3 August 2018.

COOLGARDIE MINERAL FIELD

Prospecting Licences

P 16/2737 McMartin, Rosanne Patricia
P 16/2850 Cascade Resources Pty Ltd
P 16/2979 Cameron, Malcolm David

MP405**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.

A. HILLS-WRIGHT, Warden.

To be heard by the Warden at Kalgoorlie on 3 August 2018.

BROAD ARROW MINERAL FIELD

Prospecting Licences

P 24/4981 Jamison, Joel Colin
 Spicer, Raymond John

Miscellaneous Licences

L 24/232 Carnegie Gold Pty Ltd

EAST COOLGARDIE MINERAL FIELD

Prospecting Licences

P 26/4228 Wicks, Shane Raymond
 Donkin, Barry James

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 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. HILLS-WRIGHT, Warden.

To be heard by the Warden at Kalgoorlie on 3 August 2018.

BROAD ARROW MINERAL FIELD

Prospecting Licences

P 24/5113 Ricciardello, Kenneth

EAST COOLGARDIE MINERAL FIELD

Prospecting Licences

P 25/2113 Northern Mining Ltd
 P 26/4060 Williams, Daryl Lee

N. E. COOLGARDIE MINERAL FIELD

Prospecting Licences

P 27/2233 Crittle, David Bruce
 Jensen, Betina Lindblad
 P 27/2254 Gunner, Paul James

NORTH COOLGARDIE MINERAL FIELD

Prospecting Licences

P 30/1107 Carnegie Gold Pty Ltd
 P 30/1108 Carnegie Gold Pty Ltd
 P 30/1109 Carnegie Gold Pty Ltd
 P 30/1110 Carnegie Gold Pty Ltd
 P 30/1116 Carnegie Gold Pty Ltd
 P 30/1117 Carnegie Gold Pty Ltd
 P 31/2083 Martin, Charles Philip Laidley
 Maher, John Joseph

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
 APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Dardanup
 Local Planning Scheme No. 3—Amendment No. 194

Ref: TPS/1981

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 Dardanup Local Planning Scheme amendment on 1 June 2018 for the purpose of—

1. Modifying the Scheme Map Legend to—
 - (i) introduce new ‘zone’—‘District Centre’;
 - (ii) introduce new ‘zone’—‘Mixed Use’;
 - (iii) introduce new ‘local reserve’—‘Civic and Community’;
 - (iv) delete ‘area’—‘Special Development Area’; and
 - (v) introduce new ‘area’—‘Eaton Fair Activity Centre Area’;
 as depicted on the Scheme Amendment Map.
2. Under clause 2.2 ‘Objectives of Zones’ of Part 2—Zones, insert the new zones ‘District Centre’ and ‘Mixed use’ and the following description of objectives—

“District Centre zone

 - To designate land for future development as an activity centre.
 - To provide a basis for future detailed planning in accordance with the structure planning or activity centre planning provisions of this Scheme or any relevant Activity Centres State Planning Policy.”

“Mixed Use zone

 - To provide for a wide variety of active uses on street level which are compatible with residential and other non-active uses on upper levels.
 - To allow for the development of a mix of varied but compatible land uses such as housing, offices, showrooms, amusement centres, eating establishments and appropriate industrial activities that are of a scale and nature which do not generate nuisances detrimental to the amenity of the district or to the health, welfare and safety of its residents.”
3. Deleting the provisions headed ‘Special Development Area’ and Clauses 3.16.1 - 3.16.6 (inclusive) of Part 3 ‘Control of Development and Use’ and insert clause 3.19 ‘Eaton Fair Activity Centre Area’ and the following text—

“3.19.1 The local government shall have due regard to any activity centre plan(s), endorsed by the Western Australian Planning Commission, for applications for development

Use/Class	District Centre	Mixed Use	Residential	Short Stay Residential	Business—Commercial	Car Park	Mixed Business	Light Industry	General Industry	Noxious and Hazardous	Public Utilities	School	Other Community	Recreation	General Farming	Forestry	Small Holding	Tourist	Additional Use	Restricted Use	Development	
Grouped Dwellings	X	X																				
Home Business	X	X																				
Home Occupation	D	D																				
Home Office	Refer to clause 61(2)(c) of the Deemed Provisions for permissibility																					
Home Store	X	X																				
Hospital	X	X																				
Hotel	A	A																				
Industry—Cottage	X	X																				
Industry—Dry	X	X																				
Industry—Extractive	X	X																				
Industry—General	X	X																				
Industry—Light	X	X																				
Industry—Mining	X	X																				
Industry—Noxious or Hazardous	X	X																				
Industry—Rural	X	X																				
Industry—Service	X	X																				
Liquor Store	P	A ³																				
Lunch Bar	P	A ¹																				
Medical Centre	D	D																				
Motel	A	A																				
Motor Vehicle Repair	X	A																				
Motor Vehicle Wash	D ²	A																				
Motor Vehicle, Boat or Caravan Sales	X	A																				
Multiple Dwellings	P	P																				
Night Club	A	A																				
Office	P	P																				
Place of Worship	X	X																				
Private Hotel	A	A																				
Public Amusement	P	P																				
Reception Centre	D	D																				
Recreation—Private	D	D																				
Restaurant/Café	P	D ¹	X	D	D	X	P	X	X	X	X	X	X	D	D	X	X	D	#	#	#	
Retail Plant Nursery	X	D																				
Roadhouse	X	X																				
Rural Pursuit	X	X																				
Service Station	X	A																				
Shop	P	X																				
Single Dwelling	X	X																				
Small Bar	P	D	X	X	A	X	X	X	X	X	X	X	X	X	X	X	X	A	#	#	#	
Storage	X	X																				
Tavern	P	D																				
Transport Depot	X	X																				
Veterinary Centre	A	A																				
Warehouse	X	X																				
Winery	X	X																				

Footnote—

1. Restaurant/Café, Fast Food Outlet and Lunch Bar in the 'Mixed Use' zone is limited by the size of the individual premises (i.e. shop unit) and total floorspace area according to the requirements of the relevant Activity Centre Plan.
2. Motor Vehicle Wash in the 'District Centre' zone is limited by the scale and type of mechanical appliances and is to be consistent with the amenity standards as required by the relevant Activity Centre Plan.
3. Floorspace is to be limited to no more than 300 m² nla as per 'liquor store-small'.

5. Modifying the Scheme Amendment Map by—
- (i) deleting Special Development Areas 2 and 3;
 - (ii) rezoning the Core Precinct as depicted on the Eaton Fair Activity Centre Plan to 'District Centre';
 - (iii) rezoning the Frame Precinct as depicted on the Eaton Fair Activity Centre Plan to 'Mixed Use';
 - (iv) designating the extent of the Eaton Fair Activity Centre Area;
 - (v) reserving portion of Lot 500 (Reserve 39158) and portion of Lot 507 (Reserve 50881) for 'Civic and Community';
 - (vi) reserving portion of Lot 501 (Reserve 50882) for 'Recreation'; and
 - (vii) designating a density code of 'R-AC1' for the areas zoned 'District Centre' and 'Mixed Use';
- as depicted on the Scheme Amendment Map.
6. The proposal to modify Clause 4.1.1 'Car Parking' is to be replaced with the following—
- "The development of car parking areas are to be consistent with the Tables under Appendix II and IIA of the Scheme, as it relates to the respective proposed land uses and zones. However, the local government will give due regard to variations as required by an activity centre plan or local development plan."
7. Deleting the Development Guide Plan from Appendix IV—'Additional Uses' Zones of the Scheme, relating to Portion of Lot 7 Eaton Drive, Eaton.
8. Inserting the following definition of 'small bar' to Clause 1.8.2 'Land Use Definitions' of the Scheme, between 'single dwelling' and 'storage'—
- "**Small Bar** means premises the subject of a small bar licence granted under the *Liquor Control Act 1988*."
9. The term 'Showroom' and the definition under Clause 1.8.2 'Land Use Definitions' is deleted and new definition 'Bulky Goods Showroom' is inserted between the terms 'betting agency' and 'caravan park', to state the following—
- "**Bulky goods showroom** means premises—
- (a) used to sell by retail any of the goods and accessories of the following types that are principally used for domestic purposes—
 - (i) automotive parts and accessories;
 - (ii) camping, outdoor and recreation goods;
 - (iii) electric light fittings;
 - (iv) animal supplies including equestrian and pet goods;
 - (v) floor and window coverings;
 - (vi) furniture, bedding, furnishings, fabrics, manchester and homewares;
 - (vii) household appliances, electrical goods and home entertainment goods;
 - (viii) party supplies;
 - (ix) office equipment and supplies;
 - (x) babies' and children's' goods, including play equipment and accessories;
 - (xi) sporting, cycling, leisure, fitness goods and accessories;
 - (xii) swimming pools;and—
 - (b) used to sell by wholesale or retail, or hire, goods and accessories if—
 - (i) a large area is required for the handling, display or storage of the goods of a bulky nature; and
 - (ii) vehicular access is required to the premises for the purpose of collection of purchased goods."
10. All references of "showroom" in the rest of the Scheme Text are replaced with "bulky goods showroom", where required.
11. The term 'Veterinary Depot' under Sub-Clause 1.8.2 'Land Use Definitions' is deleted and replaced with 'Veterinary Centre'.
12. Replacing all references of 'Veterinary Depot' with 'Veterinary Centre' in the rest of the Scheme Text, where required.

M. BENNETT, President.
M. CHESTER, Chief Executive Officer.

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Armadale

Local Planning Scheme No. 4—Amendment No. 92

Ref: TPS/2175

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Armadale Local Planning Scheme amendment on 6 June 2018 for the purpose of—

1. Rezone Lot 144 (401) Railway Avenue & Lots 143 (39), 164 (37) and 1-2 (35 & 35A) Abbey Road, Armadale from 'Residential R80/Additional Use No. 43' to 'Strategic Regional Centre R80/Restricted Use No. 11'.
2. Delete Additional Use No. 43 from Schedule 2—Additional Uses.
3. Amend Schedule 3—Restricted Uses by inserting a new entry in appropriate numerical order as follows—

No.	Description of Land	Restricted Use	Conditions and Requirements
11	Lot 144 (401) Railway Avenue, Lots 164 (37), 143 (39) and 1-2 (35 & 35A) Abbey Road, Armadale.	All land uses permissible in the Strategic Regional Centre zone shall be 'X' Uses, with the exception of the following— Discretionary (D) use— <ul style="list-style-type: none"> • Holiday Accommodation • Hotel • Multiple Dwellings • Reception Centre • Restaurant • Small Bar • Tavern • Motel • Exhibition Centre 	11.1 Development shall generally be in accordance with an approval Local Development Plan(s). 11.2 No vehicular access permitted from Armadale Road. 11.3 Reception Centre, Restaurant, Tavern, Exhibition Centre and Small Bar shall only be permitted where the uses form part of an integrated Hotel/Motel/Holiday Accommodation development.

4. Amend the Scheme Maps accordingly.

H. ZELONES, Mayor.
R. TAME, Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Karratha

Local Planning Scheme No. 8—Amendment No. 46

Ref: TPS/2232

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 Karratha Local Planning Scheme amendment on 30 May 2018 for the purpose of—

1. Replacing all references to—
 - 'Shire of Roebourne' or 'Shire of Roebourne's' with 'City of Karratha' or 'City of Karratha's' as appropriate.
 - 'Shire' or 'Shire's' with 'City' or 'City's' as appropriate; and
 - 'Council', 'The Council' or 'the Council' with 'local government'.
2. Replacing all references to 'Town Planning Scheme' with 'Local Planning Scheme'.
3. Replacing all references to 'planning approval' and 'planning applications' with 'development approval' and 'development applications' as appropriate.
4. Replacing all references to 'development plan', 'Development Plan' or 'endorsed development plan' with 'structure plan', 'Structure Plan' or 'approved structure plan' as appropriate.
5. Replacing all references to 'Residential Design Codes' or 'R Codes' with 'R-Codes', except for provision 6.1.1 in PART VI—DEVELOPMENT REQUIREMENTS of the Scheme.
6. On page 5, replacing '...The Act, makes the following Town Planning Scheme for...' with '...the Act, makes the following local planning scheme for...'.

7. Modifying the index on pages 6 and 7 to—
 - (a) remove or modify all clauses and parts from the index which will be removed from the Scheme or modified by this Amendment.
 - (b) replace '6.2 RESIDENTIAL DESIGN CODES' with '6.2 R-CODES'; and
 - (c) delete Appendices 2, 5 and 8 from the Appendix List and renumber the other appendices accordingly.
8. Modifying clause 1.1 CITATION (page 8) to replace 'Shire of Roebourne Scheme No. 8' with 'City of Karratha Local Planning Scheme No. 8' and to italicise '*Government Gazette*'.
9. Modifying clause 1.4 CONTENTS OF THE SCHEME to—
 - (a) delete 'and' at the end of point (a).
 - (b) replace '(Sheets 1-16)' at the end of point (b) with a semicolon; and
 - (c) insert the following text after point (b)—
 - (c) The deemed provisions (set out in the Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2); and
 - (d) the supplemental provisions contained in Schedule A'.
10. Modifying point (e) of clause 1.5 PURPOSES OF SCHEME to replace 'planning' with 'development' and point (g) of the same clause to replace 'Act' with 'Act'.
11. Modifying subclause 1.9.1 of clause 1.9 INTERPRETATION to replace 'Residential Design Codes' with 'R-Codes or the deemed provisions'.
12. Modifying clause 2.1 CATEGORIES to replace 'Reservation' with 'reservation' in both instances.
13. Modifying clause 2.2 DEVELOPMENT AND USE OF RESERVATIONS to replace 'written approval' with 'written development approval'.
14. Modifying subclause 3.2.2 of clause 3.2 ZONING TABLE to replace 'AA' with 'D', 'SA' with 'A' and 'IP' with 'I'.
15. Delete subclause 3.2.3 from clause 3.2 ZONING TABLE.
16. Modifying the Zoning Table to—
 - (a) to make 'Home Occupation' a 'D' use in the Residential zone.
 - (b) replace 'Transient Workforce Accommodation' with 'Workforce Accommodation'; and
 - (c) replace all instances of '...to be in accordance with an endorsed Development Plan' in the Urban Development and Industrial Development columns with '...shall have due regard to an approved structure plan'.
17. Modifying Note 3 in subclause 3.2.4 of clause 3.2 Zoning Table to replace the current text with the following text: 'In considering an A use, the local government will have regard to clause 64 and Part 9 of the deemed provisions.'
18. Modifying subclause 3.2.5 of clause 3.2 ZONING TABLE to replace '...Appendix 1 it is deemed...' with '...Appendix 1 or the deemed provisions it is deemed...'.
19. Modifying point (b) of subclause 3.2.6 of clause 3.2 ZONING TABLE to replace 'in accordance with Part IV including the advertising procedures of clause 4.3.' with 'in accordance with clause 64 and Part 9 of the deemed provisions'.
20. Deleting all of PART IV—USE AND DEVELOPMENT OF LAND.
21. Modifying the title of PART V—DEVELOPMENT OBJECTIVES AND LAND USE PLANNING POLICY to delete 'AND LAND USE PLANNING POLICY'.
22. Deleting clause 5.1: LOCAL LAND USE PLANNING POLICIES from PART V—DEVELOPMENT OBJECTIVES AND LAND USE PLANNING POLICY, in its entirety, and renumber subsequent clauses accordingly.
23. Changing the title of clause 5.2 DEVELOPMENT PLANS to '5.2 STRUCTURE PLANS'.
24. Modifying subclause 5.2.1 to 5.2 DEVELOPMENT PLANS to—
 - (a) replace 'Council may prepare, or require the preparation of, a Development Plan prior to considering subdivision or development proposals for:' with 'Prior to the local government considering subdivision or development applications a structure plan may be prepared for:'.
 - (b) replace 'Development Plan precincts' in point (a) with 'Structure Plan areas'; and
 - (c) insert a colon at the end of points (a), (b) and (c), 'and' at the end of point (d) and a full stop at the end of point (e).
25. Delete subclauses 5.2.4 to 5.2.11 from clause 5.2 DEVELOPMENT PLANS, in their entirety.
26. Modify clause 5.9 KARRATHA OBJECTIVES to—
 - (a) insert a full stop at the end point (h); and
 - (b) replace 'Prohibit' with 'Discourage' in point (q).
27. Changing the title of PART VI—DEVELOPMENT REQUIREMENTS to 'PART VI—GENERAL DEVELOPMENT REQUIREMENTS'.
28. Changing the title of clause 6.2 RESIDENTIAL DESIGN CODES to '6.2 R-CODES'.

29. Modifying the text of subclause 6.2.1 so that it states the following—

‘For the purposes of this Scheme, R-Codes means the Residential Design Codes prepared by the Western Australian Planning Commission under section 26 of the Act, as amended from time to time’.
30. Modifying subclause 6.2.3 of clause 6.2 RESIDENTIAL DESIGN CODES to replace ‘...those Codes.’ with ‘...the R-Codes’.
31. Modifying subclause 6.2.5 of clause 6.2 RESIDENTIAL DESIGN CODES to replace ‘... where approved in accordance with the Scheme’ with ‘...where approved by the Western Australian Planning Commission in accordance with the Scheme’.
32. Modifying subclause 6.3.1 of clause 6.3 RESIDENTIAL ZONES to replace ‘Part V’ with ‘Part 2 of the deemed provisions’.
33. Modifying subclause 6.3.2 of clause 6.3 RESIDENTIAL ZONES to replace ‘Policy Statement’ with ‘Local Planning Policy’.
34. Modifying subclause 6.3.3 of clause 6.3 RESIDENTIAL ZONES to replace ‘Notwithstanding clause 6.10.3 of Residential Design Codes’ with ‘Notwithstanding the R-Codes provisions’.
35. Modifying subclause 6.4.1 of clause 6.4 URBAN DEVELOPMENT ZONE to replace ‘... the Council may prepare or require the preparation of a Development Plan for the entire development area or any part or parts as is considered appropriate by the Council’ with ‘... a Structure Plan may be prepared in accordance with Part 4 of the deemed provisions’.
36. Deleting subclauses 6.4.2 and 6.4.3 from clause 6.4 URBAN DEVELOPMENT ZONE, in their entirety, and renumber subsequent clauses accordingly.
37. Modifying sub-clause 6.4.5 of clause 6.4 URBAN DEVELOPMENT ZONE to replace ‘Part V’ with ‘Part 2 of the Deemed Provisions’, ‘shall’ with ‘should’ and ‘Council’ with ‘the local government’.
38. Changing the title of 6.5 TRANSIENT WORKFORCE ACCOMMODATION to ‘6.5 WORKFORCE ACCOMMODATION’.
39. Modifying subclause 6.5.1 to replace ‘transient workforce accommodation’ with ‘work force accommodation’, ‘shall’ with ‘should’ and ‘Transient Workforce Accommodation Local Planning Policy’ with ‘Workforce Accommodation Local Planning Policy’.
40. Modifying subclause 6.5.2 to replace ‘transient workforce accommodation’ with ‘work force accommodation’.
41. Modifying subclauses 6.5.3 and 6.5.4 to replace ‘transient workforce accommodation’ with ‘work force accommodation’ and ‘... to Council’s satisfaction’ with ‘to the local government’s satisfaction’.
42. Modifying subclause 6.6.1 of clause 6.6 COMMERCIAL ZONES to replace ‘...contained in Part V or a Policy Statement in the Policy Manual’ with ‘... contained in Part V and any local planning policies contained in the Policy Manual’.
43. Modify subclause 6.6.2 of clause 6.6 COMMERCIAL ZONES to replace the entire subclause with the following sentence—

‘Prior to local government considering subdivision or development applications on land within the Town Centre, Commercial, Tourism, Mixed Business and City Centre zones, a structure plan may be prepared in accordance with Part 4 of the deemed provisions’.
44. Deleting sub-clause 6.6.3 from clause 6.6 COMMERCIAL ZONES, and renumber the subsequent clauses accordingly.
45. Modifying subclause 6.6A.2 of clause 6.6A CITY CENTRE to replace ‘Transient Workforce Accommodation’ with ‘workforce accommodation’.
46. Modifying subclause 6.6A.3 of clause 6.6A CITY CENTRE to—
 - (a) replace ‘... specified by Council’s Policy Manual’ with ‘specified by a local planning policy in the Policy Manual’.
 - (b) replace ‘Application’ with ‘application’ in the third bullet point; and
 - (c) delete all of ‘The Application for Planning Approval shall also address matters including:...’ and all bullet points listed under it.
47. Modifying sub-clause 6.6A.4 of clause 6.6A CITY CENTRE to replace—
 - (a) ‘Council’s Policy Manual’ with ‘local planning policy in the Policy Manual.’ in the first bullet point; and
 - (b) ‘Application’ with ‘application’ in the third bullet point.
48. Modifying subclause 6.7.1 of clause 6.7 INDUSTRY to replace ‘...contained in Part V or a Policy Statement contained in the Policy Manual’ with ‘... contained in Part V and any local planning policy contained in the Policy Manual’.
49. Modifying subclause 6.7.2 of clause 6.7 INDUSTRY to replace ‘...within the strategic industry, industry or industrial development zones, public purpose or other reserves, or industry buffer Special Control Area, ...’ with ‘within the Strategic Industry, Industry or Industrial Development zones, public purpose or other reserves, or Industry Buffer Special Control Area ...’.
50. Modifying subclause 6.7.5 of clause 6.7 INDUSTRY to replace ‘State government’ with ‘State Government’.

51. Modifying subclause 6.7.7 of clause 6.7 INDUSTRY to replace ‘...contained in the Policy Manual’ with ‘...contained in a local planning policy in the Policy Manual’.
52. Deleting subclauses 6.7.11, 6.7.12 and 6.7.13 from clause 6.7 INDUSTRY, in their entirety, and renumber the subsequent subclause accordingly.
53. Retain and reword subclause 6.8.2 of clause 6.8 RURAL ZONES, and delete sub-clauses 6.8.3 and 6.8.4 from clause 6.8 RURAL ZONES in its entirety. Subclause 6.8.2 is to read as follows—

‘Prior to local government considering subdivision or development applications on land within the ‘rural’ zones, a structure plan may be prepared in accordance with Part 4 of the deemed provisions’.
54. Deleting clauses 6.9 HERITAGE MATTERS and 6.11 CONTROL OF ADVERTISEMENTS from the Scheme, in their entirety, and renumber subsequent clauses accordingly.
55. Modifying subclause 7.1.1 of clause 7.1 OPERATION OF SPECIAL CONTROL AREAS to—
 - (a) replace ‘Development Areas’ with ‘Structure Plan Areas’ in both instances; and
 - (b) delete ‘(f) Storm Surge Risk Areas—DELETED AMD 37 22/12/15’ and renumber the subsequent points accordingly.
56. Changing the title of clause 7.2 DEVELOPMENT AREAS to ‘7.2 STRUCTURE PLAN AREAS’.
57. Modifying subclause 7.2.1 of 7.2 DEVELOPMENT AREAS to—
 - (a) delete points (a) and (b) and renumber point (c) accordingly; and
 - (b) replace the following text in point (c) ‘Development Plan Area’ has the same meaning as the term ‘Development Area’, and specified by the Council and included in Appendix 7 of the Scheme as requiring an adopted Development Plan prior to development’ with ‘Structure Plan Area’ means an area included in Appendix 7, or any other part of the Scheme as requiring an approved Structure Plan prior to development’.
58. Deleting subclause 7.2.3.4 of clause 7.2 DEVELOPMENT AREAS, in its entirety.
59. Deleting subclauses 7.2.4 to 7.2.15 of clause 7.2 DEVELOPMENT AREAS, in their entirety.
60. Retaining subclause 7.3A.2 of clause 7.3A INDUSTRY BUFFERS, in its entirety.
61. Deleting clause 7.5 STORM SURGE RISK AREA, in its entirety, and renumber subsequent clauses accordingly.
62. Deleting subclause 7.6.2 of clause 7.6 COSSACK HISTORIC TOWN, in its entirety, and renumber subsequent subclauses accordingly.
63. Modifying subclause 7.7.3 of clause 7.7 DAMPIER SALT to replace ‘*Environmental Protection Act*’ with ‘*Environmental Protection Act 1986*’.
64. Modifying sub-clause 7.8.3 of clause 7.8 WITHNELL BAY to replace ‘Department of Environment and Conservation’ with ‘Department of Water and Environmental Regulation’.
65. Modifying point (c) of clause 8.1 NON-CONFORMING USE RIGHTS to replace ‘*Planning and Development Act*’ with ‘*Planning and Development Act 2005*’.
66. Modifying subclause 8.2.2 of clause 8.2 EXTENSIONS AND CHANGES TO A NON-CONFORMING USE to replace ‘...with clause 4.3.3.’ with ‘...with Part 8 of the deemed provisions’.
67. Modifying subclause 8.4.2 of clause 8.4 DISCONTINUANCE OF NON-CONFORMING USE to replace ‘*Planning and Development Act*’ with ‘*Planning and Development Act 2005*’.
68. Deleting PART IX—ADMINISTRATION from the Scheme, in its entirety;
69. Inserting a new ‘SCHEDULE A—SUPPLEMENTAL PROVISIONS’ in the Scheme after the Adoption and Final Approval page and insert the following text in this Schedule—
 61. Development for which development approval is not required—
 - (1) Development approval of the local government is not required for the following works—
 - (k) The development of land in a reserve, where such land is held by the local government or a public authority, and where the proposed development is for the purpose for which the land—
 - (i) is reserved under the Scheme; or
 - (ii) may be lawfully developed by the local government or public authority, unless the land is located in a storm surge risk area identified under clause 6.17.
 - (l) the use of the land which is a permitted (P) use in the zone in which the land is situated provided it does not involve the carrying out of any building or other works and the requirements of clause 3.2.4 have been satisfied.
 - (m) the carrying out of works for the maintenance, improvement or other alteration of any building, being works which affect only the interior of the building or which do not materially affect the external appearance of the building.
 - (n) the carrying out of works urgently necessary for public safety, the safety or security of plant or equipment or the maintenance of essential services.

- (o) the erection of a boundary fence in areas not covered by the R-Codes, except as otherwise required by the Scheme.
- (p) the erection on a lot of a single house, including swimming pool(s), outbuilding(s) and ancillary works in a zone in which a single house is a permitted (P) use, and not covered by the R-Codes, except as otherwise provided by the Scheme.
- (q) the development of land in a rural setting where local government has resolved that an approved structure plan adequately addresses local government requirements for development approval.
- (r) the parking of a moveable dwelling where local government has previously approved the use of the site for that purpose.
- (s) demolition except as otherwise required by the Scheme and the deemed provisions.
- (t) a anemometer if located on a site for less than three years, or if located in a residential area, less than fourteen metres in height above the ground of five metres in height if attached to a building.
- (u) a children's cubbyhouse.
- (v) external lighting normal to a dwelling.
- (w) buildings or works associated with a circus or carnival provided in compliance with the publication *Circuses: code of practice for the conduct of circuses in Western Australia*.
- (x) signage, except as otherwise required by the Scheme.
- (y) a temporary shed, structure or shipping container for construction purposes located on site for which a building licence and/or planning approval has been granted.
- (za) except as otherwise required by the Scheme, a satellite dish with a diameter not exceeding 1200 millimetres.
- (zb) antenna not located within the primary street setback area, not within one metre of any property boundary and not greater than fourteen metres in height above the ground of five metres in height if attached to any building.
- (zc) solar collectors physically attached to a building not forming part of a minor utility installation or utility installation.
- (zd) routine repairs and maintenance, except as otherwise required by the Scheme; and
- (ze)
 - (i) the carrying out of any mining operations authorized by the *Mining Act 1978*; and
 - (ii) the doing of any lawful act, incident or conducive to mining operations; and
 - (iii) any activity that is exempt from the requirement of planning approval under any State Agreement Act.

Advice Note re Mining Operations—

Where any mining operations, as that term is defined in section 8 of the *Mining Act 1978*, or any lawful act, incident or conducive to mining operations, or any activity under a State Agreement, within the terms of the exemption in item (q) above, is exempt from the requirement of development approval, assessment of the proposal from a planning perspective may nevertheless be required under the State Agreement or State Agreement Act, or for the purpose of a determination under the *Mining Act 1978* or pursuant to a grant, approval or permit under that Act. If so, the proposal must be submitted to the local government to give due consideration to the effects and planning significance of the activity so as to enable informed comment to be given to the State or the relevant agency.

- (zf) Subject to the provisions of the *Main Roads (Control of Advertisements) Regulations 1996*, and notwithstanding the provisions of Part 7 of the deemed provisions, the local government's prior development approval is not required in respect of those advertisements which are exempt from or otherwise satisfy the requirements for particular signs under a Local Planning Policy. These exemptions do not apply to land, buildings, objects, structures and places included on the Heritage List or the subject of an approved Structure Plan.
- (2) Development approval of the local government is not required for the following uses—
- (g) Street trading if exempted or otherwise approved under a Local Law.
 - (h) The keeping of bees; and
 - (i) A family day care centre unless the land is located in a storm surge risk area identified under clause 6.17.

67. Matters to be considered by local government—
- (zc) whether stormwater runoff has been adequately provided for and whether existing overland flowpaths are suitably protected or substituted.
70. Deleting the following general definitions from APPENDIX 1—DICTIONARY OF DEFINED TERMS, in their entirety—
- Act;
 - advertisement;
 - amenity;
 - Building Code of Australia; and
 - development plan;
71. Modifying the general definitions in APPENDIX 1—DICTIONARY OF DEFINED TERMS as detailed below—
- (a) change the definition of ‘development’ to ‘shall have the same meaning as in the *Planning and Development Act 2005*’.
 - (b) modify the definition of ‘precincts’ to show the correct spelling of ‘identified’.
 - (c) change the definition of ‘policy manual’ to ‘the City of Karratha Land Use Planning Policy Manual being the collection of local planning policies adopted by the local government’.
 - (d) change the definition of ‘Scheme’ to ‘*City of Karratha Local Planning Scheme No. 8*’.
 - (e) change the definition of ‘street frontage’ to the following—
 - ‘in relation to a building—
 - (a) if the building is used for residential purposes, has the same meaning given in the R-Codes; or
 - (b) if the building is used for purposes other than residential purposes, means the line where a road reserve and the front of the lot meet and, if a lot abuts two or more road reserves, the one to which the building or proposed building faces’.
 - (f) modify the definition of ‘subdivision’ to replace ‘*Strata Titles Act*’ with ‘*Strata Titles Act 1985*’.
72. Deleting the land use definition for ‘owner’ from APPENDIX 1—DICTIONARY OF DEFINED TERMS, in its entirety.
73. Modifying the land use definitions in APPENDIX 1—DICTIONARY OF DEFINED TERMS as detailed below—
- (a) change the definition of ‘childcare premises’ to ‘has the same meaning as in the *Community Services (Child Care) Regulations 1988*’.
 - (b) modify the definition of ‘community use’ to replace ‘...social and recreation...’ with ‘...social or recreational...’.
 - (c) change the definition of ‘family day care centre’ to ‘means premises used to provide family day care within the meaning of the *Community Services (Child Care) Regulations 1988*’.
 - (d) change the definition of ‘hospital’ to ‘means premises used as a hospital as defined in the *Hospitals and Health Services Act 1927*’; and
 - (e) replace the definition for ‘transient workforce accommodation’ with the following definition for ‘workforce accommodation’—
 - ‘means premises, which may include modular or relocatable buildings, used—
 - (a) primarily for the accommodation of workers engaged in construction, resource, agricultural or other industries on a temporary basis; and
 - (b) for any associated catering, sporting and recreational facilities for the occupants and authorised visitors’.
74. Deleting APPENDIX 2—APPLICATIONS FOR PLANNING APPROVAL for the Scheme, in its entirety, and renumber subsequent appendices accordingly.
75. Deleting APPENDIX 5—NOTICE OF PUBLIC ADVERTISEMENT OF PLANNING APPROVAL for the Scheme, in its entirety, and renumber subsequent appendices accordingly.;
76. Changing the title of APPENDIX 7—DEVELOPMENT AREAS to ‘APPENDIX 7—STRUCTURE PLAN AREAS’.
77. Modifying APPENDIX 7—DEVELOPMENT AREAS to—
- (a) replace all references to ‘Detailed Area Plans’ with ‘Local Development Plans’; and
 - (b) delete all instances of the following clause throughout Appendix 7 (in relation to DA1, DA3, DA5 to DA7, DA9, DA10, DA12 to DA22, DA25 and DA42)—
 - ‘The provisions of the Scheme shall apply to the land classified under the Development Plan, in accordance with clause 7.2.11.4.’, in its entirety.
78. Deleting APPENDIX 8—MATTERS TO BE ADDRESSED BY DEVELOPMENT PLANS, in its entirety, and renumber the subsequent appendix accordingly.

PL404

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Wanneroo
 Local Planning Scheme No. 2—Amendment No. 144

Ref: TPS/2143

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 Wanneroo Local Planning Scheme amendment on 8 June 2018 for the purpose of zoning portion of Lot 10776 (34) Highclere Boulevard, Marangaroo (John Moloney Park) from 'Local Scheme Reserve—Parks and Recreation' to 'Civic and Cultural' as shown on the amendment map.

T. ROBERTS, Mayor.
 D. SIMMS, Chief Executive Officer.

POLICE

PO401

ROAD TRAFFIC ACT 1974
ROAD TRAFFIC CODE 2000
 AUTHORISED PERSONS

Declaration

Regulation 272 of the Road Traffic Code—Obedience to Police or Authorised Persons

I, Christopher John Dawson, Commissioner of Police, acting pursuant to regulation 271 of the *Road Traffic Code 2000* hereby declare that a person who is a "licensed pilot vehicle driver" pursuant to regulation 3 of the *Road Traffic Code 2000* is an authorised person for the purposes of regulations 272(1)(a) and 272(1)(d) of the *Road Traffic Code 2000*—whilst performing their functions in facilitating the safe movement of an oversize vehicle escorted by a licensed pilot vehicle driver.

Dated: 12 June 2018.

CHRIS DAWSON, Commissioner of Police.

Surname	First Name	State	Pilot Licence Number	Training Provider
Leonard	Ian	WA	01135	Keen Bros (WA)

PO402

ROAD TRAFFIC ACT 1974
ROAD TRAFFIC CODE 2000
 AUTHORISED PERSONS

Declaration

Regulation 272 of the Road Traffic Code—Obedience to Police or Authorised Persons

I, Christopher John Dawson, Commissioner of Police, acting pursuant to regulation 271 of the *Road Traffic Code 2000* hereby declare that a person who is a "licensed pilot vehicle driver" pursuant to regulation 3 of the *Road Traffic Code 2000* is an authorised person for the purposes of regulations 272(1)(a) and 272(1)(d) of the *Road Traffic Code 2000*—whilst performing their functions in facilitating the safe movement of an oversize vehicle escorted by a licensed pilot vehicle driver.

Dated: 12 June 2018.

CHRIS DAWSON, Commissioner of Police.

Surname	First Name	State	Pilot Licence Number	Training Provider
Koopmans	Roslyn	NSW	01132	Pentrans Consulting

DECEASED ESTATES

ZX401**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Kerry James Varney, late of 8 Forrest Street, Katanning 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 22 March 2018, are required by the personal representative to send particulars of their claims to him/her care of Clement & Co, Lawyers, Unit 2, 12 Sutton Street, Mandurah by 18 July 2018, after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

CLEMENT & CO as solicitors for the personal representative.

ZX402**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Ronald James Nash, late of 31 Ware Road, Mount Elphinstone in the State of Western Australia, Retired Marine Underwriter, 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 29th day of August 2017 at Albany in the said State, are required by the Executor Peter Alexander Nash, c/- 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 Executor may convey or distribute the assets having regard only to the claim for which he has then had notice.

ZX403**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Maxwell Paul Hunt, late of 25 Anstey Street, South Perth (formerly of 150 Yilgarn Avenue, Northam), 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 11 July 2017, are required by the administrator, Emma Hunt of 10 Chandala Turn, Ellenbrook to send particulars of their claims to her by 15 July 2018, after which date the administrator may convey or distribute the assets, having regard only to the claims of which she then has notice.

ZX404**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Richard Stephen Riley, late of Brightwater the Cover, 35 Hudson Drive, Dudley Park, Western Australia.

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 25 February 2018, are required by the personal representative, Alan Vincent O'Grady, c/- Petherick Cottrell Lawyers, 2, 62 Pinjarra Road, Mandurah WA 6210 or PO Box 1891, Mandurah, to send particulars of their claims to him within one month from the date of publication of this notice, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has 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 15 July 2018, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bartsch, Victor Herbert late of Graceford Hostel, 18 Turner Road, Byford (formerly of Unit 7 Dale Cottages, 42 John Street, Armadale) who died 22.04.2018 (DE19924839 EM37).

De Burgh, Ulic Noel late of Unit 86, 41 Portrush Parade, Meadow Springs who died 17.04.2018 (DE33096905 EM13).

Dennis, Betty late of Howard Solomon Aged Care, 91 Hybanthus Road, Ferndale who died 14.04.2018 (DE19692362 EM16).

Devenish, Ralph Lindsay late of Joseph Banks Aged Care, 58 Canna Drive, Canning Vale who died 6.05.2018 (DE20000718 EM17).

Fulton, Judith (also known as Judith Woodall) late of 43748 South Coast Highway, Manypeaks who died 27.04.2018 (DE19943658 EM16).

Hastings, Clancy Jo late of Elizabeth Street, Kalamunda who died 19.05.2018 (DE33128016 EM36).

Heal, Joan Winifred late of Midland Convalescent Hospital, 44 John Street, Midland who died 9.05.2018 (DE19921159 EM17).

Jewell, Edwin Thomas late of McNamara Lodge, 41 Portrush Parade, Meadow Springs (formerly of 61 Wyeree Road, Mandurah) who died 15.04.2018 (DE19743508 EM26).

Johnson, Bernard Abraham (also known as John Bernard Johnson) late of 495 Marmion Street, Booragoon who died 20.05.2018 (DE20011383 EM313).

Masters, Sharon Linda late of 70 Willyung Road, Willyung who died 16.03.2018 (DE19916229 EM36).

O'Callaghan, Hazel Dorothy (also known as Hazel Dorothy O'callaghan) late of Lady Brand Village, 7 Lady Brand Drive, Greenfields who died 29.04.2018 (DE19953887 EM13).

Rank, Raymond Joseph Clifford (also known as Raymond James Clifford Rank, Raymond Rank, Raymond James Rank, Raymond Joseph Rank) late of RAAFA Estate, U143/41 Portrush Parade, Meadow Springs who died 22.03.2018 (DE33136518 EM15).

Richards, Harriet Yaebin late of Wanarn Aged Care Facility, via Warburton (formerly of Wanarn Aboriginal Community) who died 4.06.2013 (DE33119043 EM16).

Scarey, Lorraine Mavis late of 40 Florence Street, West Perth who died 20.05.2018 (DE33015643 EM37).

Sigley, Gladys Doreen late of Howard Solomon Aged Care, Hybanthus Road, Ferndale (formerly of 90 Welwyn Avenue, Salter Point) who died 5.05.2018 (DE19743247 EM35).

Smith, Thomas late of Aegis Stirling, 32 Spencer Avenue, Yokine (formerly of U2/47 Moulden Avenue, Yokine) who died 13.10.2014 (DE33153475 EM113).

Williams, Lily Josephine late of J E Murray Home, 16 Deerness Way, Armadale who died 10.05.2018 (DE33078537 EM16).

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