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— PART 1 —

RACING, GAMING AND LIQUOR

RA301

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003

RWWA RULES OF THOROUGHBRED RACING 2019

In accordance with Section 45 (1) (a) of the *Racing and Wagering Western Australia Act 2003*, notice is hereby given that the Board of Racing and Wagering WA on 4 July 2019 and 23 July 2019 resolved that the RWWA Rules of Thoroughbred Racing 2019 be amended as follows—

Amendment to National Rules effective 1 August 2019

Amend the allowances under AR 170 in respect of WFA races run (i) over 2000m to 2400m, (ii) over 2400m to 3000m, and (iii) over 3000m.

Amendments to Local Rules effective 1 August 2019

Amend sub-rule LR 55(3)

Delete LR 159

A copy of the above rules may be obtained during office hours from the RWWA offices at 14 Hasler Road, Osborne Park 6017, WA or Racing and Wagering Western Australia website, www.rwwa.com.au.

RICHARD BURT, Chief Executive Officer.

— PART 2 —

FIRE AND EMERGENCY SERVICES

FE401

FIRE AND EMERGENCY SERVICES ACT 1998

FIRE AND EMERGENCY SERVICES (BUSH FIRE PRONE AREAS) ORDER (No. 2) 2019 Made by the FES Commissioner under section 18P of the Act.

1. Citation

This order is the Fire and Emergency Services (Bush Fire Prone Areas) Order (No. 2) 2019.

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 31 July 2019.

3. Terms used

In this order—

Bush Fire Prone Areas dataset means the spatial dataset titled "WA_BPA_20190731.gdb" held by the FES Commissioner;

Bush Fire Prone Areas map means the map titled "Map of Bush Fire Prone Areas" published in electronic form on the Department of Fire and Emergency Services' official website.

4. Bush fire prone areas

- (1) The areas of the State described in the Bush Fire Prone Areas dataset are designated as bush fire prone areas.
- (2) The bush fire prone areas designated under subclause (1) are shown, for information purposes, as the areas coloured pink on the Bush Fire Prone Areas map.

5. Previous orders revoked

The Fire and Emergency Services (Bush Fire Prone Areas) Order 2019 is revoked.

DARREN KLEMM, AFSM, FES Commissioner.

HEALTH

HE401

HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA) ACT 2010

HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)

MEDICAL (AREA OF NEED) DETERMINATION (NO. 14) 2019

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. 14) 2019.

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 three years after commencement.

SCHEDULE

OPHTHALMOLOGY SERVICES IN THE KIMBERLEY AND PILBARA REGIONS OF WESTERN AUSTRALIA

Dated this 23rd day of July, 2019.

Dr. MICHAEL LEVITT, Chief Medical Officer, Department of Health as delegate of the Minister for Health.

HERITAGE

HR401

HERITAGE ACT 2018

ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

No. 01/2019

Registrations

Pursuant to section 42 of the *Heritage Act 2018*, the place described below has been entered in the State Register of Heritage Places on 2 July 2019.

P2915 Guildford Historic Town bounded by the Swan River to the north and west, the Helena River to the south and southeast, with the northeast corner following a line north-south from the cadastral boundary between Lot 13949 P027474 and Lot 302 P047452 in the north through to the south west corner of Lot 801 P060796, excluding a small portion of Rail Freight Corridor and Great Eastern Highway Road Reserve as shown coloured grey on Deposited Plan 414215.

VAUGHAN DAVIES, Assistant Director General, Heritage Services, Department of Planning, Lands, and Heritage, Bairds Building 491 Wellington Street Perth WA 6000.

Dated 30 July 2019.

JUSTICE

JU401

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to Section 15U of the Prisons Act 1981, I hereby revoke the following permit—

Surname	Other Name(s)	Permit No.
Blatchley	Raylene Karen	MEL0144

TONY HASSALL, Commissioner.

Dated 19 July 2019.

JU402

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to Section 15U of the Prisons Act 1981, I hereby revoke the following permits—

Surname	Other Name(s)	Permit No.
Hanson	Christopher Alexander	PA0158
Hibberd	Sue	AP0669
Wilkes-Jones	Mark David	PA0171

JU403

JUSTICES OF THE PEACE ACT 2004

APPOINTMENTS

It is hereby notified for public information that the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Julie May Cooper of Donnybrook

JOANNE STAMPALIA, Executive Director, Court and Tribunal Services.

LOCAL GOVERNMENT

LG401

BUSH FIRES ACT 1954

APPOINTMENTS

City of Bayswater

In accordance with Section 38 of the Bush Fires Act 1954 the following officers have been Appointed Bush Fire Control Officers—

Chief Bush Fire Control Officer

Jane Rigney

Deputy Bush Fire Control Officer

Simon Hubbard

Bush Fire Control Officers

Andrew Stroner, Anthony Miceli, April Montana, Arek Mazurkiewicz, Daniel Zygadlo, Elan Tzabary, Gareth Haldane, James Burke, Karen Myles, Radomir Petrovic, Simon Snow, Steven Hosszu, Sunday Anyikwa, Oliver Nestorovski, Ian Whyborn, Carlo Cappa, Paul Ames, Marcus Delany, Samarjit Bhangaal, Clint Picken

All previous appointments are hereby cancelled.

Enquiries in relation to this Notice may be directed to Rangers and Security, Monday to Friday between 8:00am and 4:00pm, on 9272 0972.

LG501

BUSH FIRES ACT 1954

FIREBREAK NOTICE

Town of Port Hedland

All Owners and/or Occupiers of Land situated in the Town of Port Hedland

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, you are hereby required on or before the 1st day of November, (or within fourteen days of your becoming owner or occupier of land should this be after the 1st day of November), to clear and maintain mineral earth breaks and reduce the fuel load from the land owned or occupied by you as specified hereunder and to have the specified land and firebreaks clear of all flammable material all year round.

1. LAND IN TOWNSITES/RURAL RESIDENTIAL ZONED LOTS—INCLUDING MINING, TRANSIENT WORKFORCE AND/ OR CONSTRUCTION ACCOMMODATION FACILITIES

- 1.1 Where the area of land is 2000 square metres (approximately 1/2 an acre) or less, all flammable material is to be reduced over the whole of the land. Grasses are to be slashed to a height of no more than 50mm.
- 1.2 Where the area of land exceeds 2000 square metres, mineral earth breaks of five (5) metres in width are to be cleared of all flammable material immediately inside and along the boundaries of the land. Where there are buildings on the land additional mineral earth breaks five (5) metres in width are to be cleared immediately surrounding each building.
- 1.3 All gardens are to be kept free of unnecessary leaves and rubbish. Trees which may be hazardous in the event of a fire should be kept lopped.

2. LAND OUTSIDE TOWNSITES INCLUDING MINING, TRANSIENT WORKFORCE AND/OR CONSTRUCTION ACCOMMODATION FACILITIES (EXCLUDING RURAL RESIDENTIAL ZONED LOTS)

2.1 For all buildings on land outside of the gazetted townsite, two (2) mineral earth breaks with a width not less than five (5) metres and cleared of all flammable material are to surround the buildings. The inner mineral earth break is to be sited not be less than twenty (20) metres from the perimeter of the building or group of buildings and the outer mineral earth break is to be sited not less than one hundred (100) metres from the inner mineral earth break.

2.2 The fuel load is to be reduced from the whole of the land between the firebreaks so that fuels do not exceed four years of age or as determined by an Authorised Officer.

3. POWER LINES AND POWER TRANSMISSION LINES IN TOWNSITES INCLUDING MINING AND OR CONSTRUCTION ACCOMMODATION FACILITIES

- 3.1 Aerial hazards to power and power transmission lines are to be maintained as per the guidelines issued by the *Energy Safety—Department of Mines, Industry Regulation and Safety*. For power lines conducting less than or equal to 33,000 volts; ground fuels such as grasses and ground storey species are to be cleared to a minimum of five (5) metres either side of a centre line created by the poles, or towers. The total cleared area is not to be less than ten (10) metres wide and the entire area is to be maintained to the standard of a mineral earth break.
- 3.2 For power transmission lines greater than 33,000 volts, a mineral earth break of not less than five (5) metres in width is to be maintained either side of the widest point of any arms or cross arms on the pole or tower. A mineral earth break five (5) metres width is to be maintained directly under the power line corridor. All power and transmission lines are to be maintained as per Australian Standard AS7000, to assist in minimizing the risk from sparks or arcing and is to be the responsibility of the owner of the transmission line.

4. WATER SUPPLY PIPELINES AND INFRASTRUCTURE IN GAZETTED TOWNSITES INCLUDING MINING AND OR CONSTRUCTION ACCOMMODATION FACILITIES

4.1 All water supply pipelines and associated infrastructure are to have mineral earth breaks five (5) metres wide on both sides of the pipeline and all associated infrastructure and be cleared of all flammable material to prevent the spread of fire and damage to the pipelines or associated infrastructure. Access points are to be installed and maintained, to allow for emergency access and maintenance use.

5. EXPLOSIVES MAGAZINES AND STORAGE AREAS

5.1 All flammable materials are to be removed to bare earth between any bunkers or storage facilities and all flammable materials are to be removed for a distance of fifteen (15) metres from the perimeter of any such storage area.

6. FUEL DEPOT / FUEL STORAGE AREA / HAYSTACKS / STOCKPILED FLAMMABLE MATERIAL

- 6.1 For all fuel depots/fuel storage areas all flammable matter within ten (10) metres of where fuel drums, fuel ramps or fuel dumps are located, and where fuel drums, whether containing fuel or not, are stored, is to be cleared.
- 6.2 For all haystacks/stockpiled flammable materials a mineral earth break of five (5) metres in width is to be installed immediately adjacent to any haystacks or stockpiled flammable material.

7. RAILWAY RESERVES IN GAZETTED TOWNSITES

7.1 Mineral earth breaks of five (5) metres in width are to be installed immediately inside all boundaries continuous with any railway reserve on which railway traffic operates and are the responsibility of the owner of the railway.

8. APPLICATION TO VARY FIREBREAK REQUIREMENTS

If you consider it to be impractical to clear a mineral earth break or remove flammable material as required by this Notice, you may apply to Council or its Authorised Officer by no later than the 30th day of September, each year for permission to provide firebreaks in alternative positions or take alternative action to remove or abate fire hazards. If permission is not granted by Council or its Authorised Officer, you are to comply with the requirement of this Notice.

9. ADDITIONAL WORKS

- 9.1 In addition to the requirements of this Notice, you may be required to carry out further works which are considered necessary by an Authorised Officer and specified by way of a separate written notice forwarded to the address of the owner/s as shown on the Town rates record for the relevant land.
- 9.2 If the requirements of this Notice are carried out by burning, such burning is to be in accordance with the relevant provisions of the Act.
- 9.3 Pursuant to Section 33(4) of the Act, where the owner and/or occupier of land fails or neglects to comply with the requisitions of this Notice within the times specified, the Town may by its officers and with such servants, workmen and contractors, vehicles and machinery as the officers deem fit, enter upon the land and carry out the requisitions of this Notice which have not been complied with and pursuant to Section 33(5) of the *Act*, the amount of any costs and expenses incurred may be recovered from the owner and or occupier of the land.
- 9.4 The penalty for failing to comply with this Notice is a fine of \$5,000. A person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this Notice, if it is not carried out by the owner or occupier by the date required by this Notice.

DAVID PENTZ, Chief Executive Officer, Town of Port Hedland.

DEFINITIONS

Act means the Bush Fires Act 1954.

Authorised Officer is a person appointed by the Local Government as Fire Control Officer pursuant to Section 38 of the Act.

Council means the Council of the Town of Port Hedland.

Explosives has the same meaning given to it by the Dangerous Goods Safety Act 2004 and the regulations pursuant to it.

Flammable Material means material that can be easily ignited or burnt. i.e—dead or dry grass, leaves, timber, paper, plastic and other materials or things deemed by an authorised officer to be capable of combustion. Flammable material does not include green growing trees or live plants growing in a garden.

Fuel Depot / Fuel Storage Area means an area of land, a building or structure where fuel, i.e. (petrol, diesel, kerosene, liquid gas or any other fossil fuel) is kept in any container or manner.

Mineral Earth Break means an area of ground, of a specified width that has all material (living or dead) removed by scarifying, cultivating, ploughing or other means removed to bare mineral earth and includes the pruning and removal of any living or dead trees, scrub or other material that overhangs the cleared firebreak area to a vertical height of four (4) metres from the ground. A prepared fire break shall be trafficable.

Town means the Town of Port Hedland.

Trafficable means the ability to be driven around, unhindered, in a standard four wheel drive vehicle.

Townsite Land means land within the district that is within the boundaries of a townsite (and for the purpose of this definition "townsite" has the meaning as given in Section 26 of the Land Administration Act 1997 (WA).

LG502

BUSH FIRES ACT 1954

FIREBREAK NOTICE

City of Bayswater

Notice to all landowners and occupiers of land in the City of Bayswater

All landowners and occupiers of land within the City of Bayswater are advised that, on or before the 1 November 2019 or within fourteen days of the date of becoming an owner or occupier up to and including 31 March 2020 must ensure compliance with the following firebreak conditions—

All land which is 2000 square metres or less in area—

Remove all inflammable matter from the whole of the land, except living trees and shrubs; plants under cultivation and lawn, by means of ploughing, cultivating or slashing to a height of no more than 50mm

All other land within the City of Bayswater;

- i. Firebreaks of a minimum width and height of 3 metres are to be cleared immediately inside all external boundaries of the land;
- ii. Firebreaks of a minimum width of 3 metres and height of 3 metres are to be cleared immediately surrounding all buildings situated on the land; and any place where inflammable liquids and gas products are kept.

If for any reason an owner and/or occupier consider it impractical to clear firebreaks or comply with other fire protection measures in accordance with this Notice, the owner and/or occupier may apply in writing to Council not later than 31 October 2019.

Where an owner and/or occupier of land fails or neglects to comply with any requirement of this Notice, Council may undertake the work and recover the costs and expenses from the owner and/or occupier pursuant to the Act, in addition to any penalty which might be imposed. A Penalty of not more than \$5,000 applies.

Burning off within the City of Bayswater is prohibited. All clearing and disposal of waste should be carried out by methods other than burning.

ANDREW BRIEN, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401

PETROLEUM PIPELINES ACT 1969

GRANT OF LICENCE PL 123

Licence PL 123 for the Wellesley Lateral Pipeline has been granted to DBNGP (WA) Nominees Pty Limited for an indefinite period commencing on 24 July 2019.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Stirling

Local Planning Scheme No. 3—Amendment No. 77

Ref: TPS/2241

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Stirling Local Planning Scheme amendment on 4 July 2019 for the purpose of—

- 1. Amending the Scheme Text by inserting a new Clause 6.17 as follows—
 - 6.17 Beach Road Special Control Area

6.17.1 Special Control Area

The Beach Road Special Control Area is the land delineated as such on the Scheme Map.

6.17.2 Purpose

To ensure that development within the Beach Road Special Control Area does not have a detrimental impact on the amenity of the adjacent residential zone.

6.17.3 Land Use and Development

- (a) A minimum 50% of the gross floor area of new development within the Beach Road Special Control Area shall be for residential use.
- (b) Notwithstanding Condition 2 of Table 1—Zoning Table residential development is permitted on the ground floor fronting the street within the Beach Road Special Control Area.
- (c) The Shop land use shall be restricted to a maximum net lettable area of 300m² per development site.
- (d) All access to development in excess of an R20 density within the Beach Road Special Control Area shall be from Glendale Avenue.

6.17.4 Maximum Height

Notwithstanding the requirements of the Residential Design Codes, land within 20 metres of the Glendale Avenue street boundaries shall have a maximum building height of four storeys.

6.17.5 Setback Requirements

- (a) All development in excess of an R20 density within the Beach Road Special Control Area, including non-residential development, shall comply with the minimum setbacks prescribed for R60 development in the Residential Design Codes, except where a setback is varied by Clause 6.17.5 (b) below.
- (b) The following setbacks shall apply to the development of land within the Beach Road Special Control Area which abuts a Residential zone—
 - (i) A minimum rear setback of 6 metres from an abutting Residential zone for portions of buildings up to two storeys in height;
 - (ii) A minimum rear setback of 9 metres from an abutting Residential zone for portions of buildings greater than two storeys in height; and
 - (iii) A minimum side setback of 6 metres from an abutting Residential zone for portions of buildings greater than two storeys in height.

6.17.6 Variations to Development Standards

The power conferred by Clause 5.5.1 of the Scheme shall not apply to Clauses 6.17.3(a), 6.17.3(c), 6.17.4 and 6.17.5 above.

- 2. Amending the Scheme Map and Legend by—
 - (a) rezoning Lot 111 Beach Road and Lots 109 and 110 Glendale Avenue, Hamersley from 'Residential (R20)' to 'Mixed Use (R60)'; and
 - (b) including the above lots within a new 'Beach Road Special Control Area'.

M. IRWIN, Mayor. S. JARDINE. Chief Executive Officer.

File: RLS/0813

PL402

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Stirling

Local Planning Scheme No. 3—Amendment No. 102

Ref: TPS/2233

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Stirling Local Planning Scheme amendment on 7 June 2019 for the purpose of rezoning the following lots on the Scheme Map—

- Lot 15, House Number 118, Flora Terrace, North Beach from 'Business' to 'Local Centre'; and
- Lot 50 House Number 20, Castle Street, North Beach from 'Civic' to 'Local Centre'.

M. IRWIN, Mayor. S. JARDINE, Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005

DECLARATION OF PLANNING CONTROL AREA 136

Town of Claremont

METRONET—Claremont Station

General description

The Minister for Planning has granted approval to the declaration of a planning control area over the land required for railway (METRONET) purposes as shown Western Australian Planning Commission (WAPC) plan number 3.2737.

Purpose

The purpose of the planning control area is to facilitate redevelopment of Claremont station and enable works required for railways and related public purposes. The WAPC considers that the planning control area is required to ensure that no development occurs on this land which might prejudice this purpose.

Duration and effects

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the WAPC with approval by the Minister, whichever is the sooner

A person shall not commence and carry out development in a planning control area without the prior approval of the WAPC. The penalty for failure to comply with this requirement is \$200,000 and, in the case of a continuing offence, a further fine of \$25,000 for each day during which the offence continues

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the WAPC in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

Display locations

- Western Australian Planning Commission, 140 William Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- Town of Claremont

Documents can also be viewed online at the Department of Planning, Lands and Heritage website www.dplh.wa.gov.au/planning-control-areas.

Ms. SAM FAGAN, Secretary, Western Australian Planning Commission.

PL404

PLANNING AND DEVELOPMENT ACT 2005

IMPROVEMENT PLAN NO. 50: PORT HEDLAND WEST END

It is hereby notified for public information that the Western Australian Planning Commission, acting pursuant to part 8 of the *Planning and Development Act 2005*, has certified and recommended that, for the purpose of advancing the planning, development and use of the land described below, that the land should be made the subject of an improvement plan.

The subject area comprises the land west of McGregor Street and Lukis Street in Port Hedland, as depicted on Western Australian Planning Commission Plan numbered 3.2736.

The key objective of the improvement plan is guide the implementation of the State Government's response to the *Port Hedland Dust Management Taskforce Report to Government* (2016). The improvement plan will act as the strategic planning instrument for the delivery of a proposed improvement scheme over the West End of Port Hedland.

The recommendation has been accepted by the Minister for Planning and the Lieutenant-Governor and deputy of the Governor and will be known as Improvement Plan No. 50: Port Hedland West End. Improvement Plan No. 50 is effective on and from the date of this gazettal.

A copy of Improvement Plan No. 50 can be viewed at the—

- Western Australian Planning Commission, 140 William Street, Perth
- Town of Port Hedland, McGregor Street, Port Hedland.

Documents can also be viewed online at the Department of Planning, Lands and Heritage website www.dplh.wa.gov.au/improvement-plans-schemes.

Ms. SAM FAGAN, Secretary, Western Australian Planning Commission.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Anna Van Der Plaats, late of Tuohy Aged Care, 22 Morrison Road, Midland, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of the deceased, who died on the 16th August 2016, are required by the Executor Jan Van Der Plaats, to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by the 31st August 2019, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 25th day of July 2019.

PETER A. NEVIN, Taylor Smart.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Leslie Robert Calcraft of Berrington Care, 45 Bishop Street, Jolimont, WA, who died on 11 December 2018, are required by the personal representative Jonathan Ross Calcraft to send particulars of their claims to IRDI Legal, 248 Oxford Street, Leederville, 6007 by 26 August 2019, after which date the personal representative may convey or distribute assets, having regard only to the claims of which he then has notice.

PUBLIC NOTICES

ZZ401

ANGLICAN CHURCH OF AUSTRALIA

Alteration of the Constitution

Notice is hereby given under section 67(2) of the Constitution of the Anglican Church of Australia that—

Whereas on 5 September 2017 the General Synod of the Anglican Church of Australia duly made Canon No. 6 of 2017 being the Constitution (Jurisdiction of Special Tribunal) Amendment Canon 2017 to alter the Constitution of the Anglican Church of Australia by extending the jurisdiction of the Special Tribunal to former members of the House of Bishops and bishops assistant to the Primate in section 56(6) therein

And Whereas on 25 July 2019 the President of the General Synod, the Most Rev'd Dr Philip Freier, Archbishop of Melbourne and Metropolitan of the Province of Victoria, determined that there is no condition remaining to which the coming of the Canon into effect is subject

The Said President determined that the said Canon shall come into effect on 1 November 2019.

Dated: 26 July 2019.