



**WESTERN  
AUSTRALIAN  
GOVERNMENT**  
**azette**

ISSN 1448-949X (print)      ISSN 2204-4264 (online)  
PRINT POST APPROVED PP665002/00041



**PERTH, TUESDAY, 20 AUGUST 2019    No. 122**

PUBLISHED BY AUTHORITY KEVIN J. McRAE, GOVERNMENT PRINTER AT 12.00 NOON  
© STATE OF WESTERN AUSTRALIA

**CONTENTS**

**PART 1**

Nil

**PART 2**

	Page
Agriculture and Food.....	3093
Deceased Estates .....	3098
Justice.....	3093
Local Government.....	3097
Premier and Cabinet.....	3098

## IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, slp@dpc.wa.gov.au.

## PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*—

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper.
- Copy must be lodged with the Publication Officer, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition)—

Email address:  
slp@dpc.wa.gov.au

Postal address:  
State Law Publisher  
Locked Bag 3001,  
West Perth, 6872  
Telephone: 6552 6000

- Inquiries regarding publication of notices can be directed to the Publications Officer on (08) 6552 6012.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

After lodging any notices, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*



## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR CHRISTMAS 2019 AND NEW YEAR HOLIDAY PERIOD 2020

#### Publishing Dates and Times

Tuesday, 24 December 2019 at 12 noon

Tuesday, 31 December 2019 at 12 noon

#### Closing Dates and Times for copy

Friday, 20 December 2019 at 12 noon

Friday, 27 December 2019 at 12 noon

**The Government Gazette will not be published on**

**Friday 27 December 2019**

**Friday 3 January 2020**

The next edition will be published on Tuesday 7 January 2020 and copy will close 12 noon Friday 3 January 2020



## — PART 2 —

---

### AGRICULTURE AND FOOD

---

**AG401**

**AGRICULTURAL PRODUCE COMMISSION ACT 1988**  
**CHANGE IN FEE FOR SERVICE CHARGE FOR POTATOES**

The Agricultural Produce Commission hereby notifies that the Fee for Service charge on potatoes is as follows, effective from 1 October 2019.

- |                         |                  |   |
|-------------------------|------------------|---|
| • Processing potatoes   | export and local | \$6.00 per tonne  |
| • Ware (fresh) potatoes | export           | \$6.00 per tonne  |
| • Ware (fresh) potatoes | local            | \$8.00 per tonne  |
| • Ware potatoes         | promotion        | \$2.50 per tonne  |
| • Seed potatoes         | export and local | \$150 per hectare based on an average yield of 25 tonnes per hectare which equates to \$6.00 per tonne. |

The above fees include a re-instatement of the ware (fresh) local potatoes—promotion charge. All other charges are unchanged.

WILLIAM RYAN, Chairperson, Agricultural Produce Commission.

---

### JUSTICE

---

**JU401**

**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.
Graham	James D'Erinlea	PA0157
Maillet	Mathias	PA0207
Lockyer	Scott Bryden	PA0237
Pearce	Clancee Dalton	PA0240

RICHARD ELDERFIELD, A/Commissioner.

Dated: 13 August 2019.

**JU402**

**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—

Danielle Maree Anderson of Rockingham

JOANNE STAMPALIA, Executive Director,  
 Court and Tribunal Services.

JU403

**PROFESSIONAL STANDARDS ACT 1997**  
**CPA AUSTRALIA LTD PROFESSIONAL STANDARDS**  
**(ACCOUNTANTS) SCHEME**

I, John Quigley MLA, Attorney General; Minister for Commerce, pursuant to section 26 of the *Professional Standards Act 1997 WA* (the Act), authorise the publication of the CPA Australia Ltd Professional Standards (Accountants) Scheme (the Scheme) submitted to me by the Professional Standards Council of New South Wales. The Scheme is published with this authorisation and will commence in accordance with section 27 of the Act.

Hon. JOHN QUIGLEY MLA, Attorney General; Minister for Commerce.

Dated: 24 July 2019.

---

**THE CPA AUSTRALIA LTD PROFESSIONAL STANDARDS**  
**ACCOUNTANTS) SCHEME**

*Professional Standards Act 1994 (NSW)*

**PREAMBLE**

- A. CPA Australia Ltd (“CPA Australia”) is a national occupational association.
- B. CPA Australia has made an application to the Professional Standards Council, appointed under the *Professional Standards Act 1994 (NSW)* (“the Act”) for approval of a scheme under the Act.
- C. The Scheme is prepared by CPA Australia for the purposes of limiting Occupational Liability to the extent to which such liability may be limited under the Act.
- D. The Scheme propounded by CPA Australia is to apply to all participating members referred to in clause 2 of the Scheme and as otherwise stated in that clause.
- E. CPA Australia has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. All participating members referred to in clause 2 of the Scheme are subject to disciplinary measures under the Constitution and By-Laws of CPA Australia and are also subject to the professional indemnity insurance requirements under the By-Laws of CPA Australia.
- G. The Scheme is intended to remain in force for a period of five (5) years from the date of commencement in each jurisdiction for which it is in force unless it is revoked, extended or ceases in accordance with section 32 of the Act.
- H. Occupational Liability limited by this Scheme may also be subject to the provisions of Commonwealth legislation, which may provide for a different limitation of liability, or unlimited liability, in a particular case, and thereby alter the effect of the Scheme.

---

**THE CPA AUSTRALIA LTD PROFESSIONAL STANDARDS**  
**(ACCOUNTANTS) SCHEME**

**1. Occupational Association**

- 1.1. The CPA Australia Ltd Professional Standards (Accountants) Scheme (the “Scheme”) is a scheme under “the Act” of CPA Australia, Level 20, 28 Freshwater Place, Southbank Victoria 3006.
- 1.2. Definitions of terms used in the Scheme appear in the Scheme, including in Part 4.

**2. Persons to Whom the Scheme Applies**

- 2.1. This Scheme applies to—
- (a) all CPA Australia members who hold a current Public Practice Certificate issued by CPA Australia; and
  - (b) all persons to whom the Scheme applies, by virtue of the Act and the corresponding provisions of the Acts of other jurisdictions in which the Scheme applies.
- (collectively “Participants” and each a “Participant”)
- 2.2 No Participant to whom the Scheme applies may choose not to be subject to the Scheme, however CPA Australia may, on written application by a Participant, exempt the Participant from the Scheme if CPA Australia is satisfied that he or she would suffer financial hardship in obtaining professional indemnity insurance to the levels set out in clause 3 below.

2.3 All participating members referred to in this clause 2 of the Scheme are subject to disciplinary measures under the Constitution and By-Laws of CPA Australia and are also subject to the professional indemnity insurance requirements under the By-Laws of CPA Australia.

**3. Limitation of Liability**

- 3.1 This Scheme only affects the Occupational Liability of a participant for Damages arising from a Cause of Action to the extent to which the liability results in Damages exceeding \$2 million.
- 3.2. Where a Participant against whom a proceeding is brought relating to Occupational Liability in connection with Category 1 services is able to satisfy the court that the Participant has the benefit of

an Insurance Policy insuring the Participant against the Occupational Liability and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to the Cause of Action (including any amount payable by the person by way of excess under or in relation to the Policy) is not less than the Category 1 monetary ceiling determined in accordance with the table in clause 3.3, then the Participant is not liable in damages in relation to that Cause of Action above the Category 1 monetary ceiling specified in clause 3.3.

3.3. The Category 1 monetary ceiling is an amount specified in the table below—

<b>Groups</b>	<b>Monetary ceiling</b>
1. Participants who at the Relevant Time were in an Accounting Practice which generated total annual Fee income, for the financial year immediately preceding the Relevant Time, of less than \$10 million.	\$2 million
2. Participants other than those in Groups 1 and 3.	\$10 million
3. Participants who at the Relevant Time were in an Accounting Practice which generated total annual Fee income, for the financial year immediately preceding the Relevant Time, greater than \$20 million.	\$75 million

3.4 Where a Participant against whom a proceeding is brought relating to Occupational Liability in connection with Category 2 services is able to satisfy the court that the Participant has the benefit of an Insurance Policy insuring the participant against the Occupational Liability, and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to that Cause of Action (including any amount payable by the person by way of excess under or in relation to the policy) is not less than the Category 2 monetary ceiling determined in accordance with the table in clause 3.5 below, then the Participant is not liable in damages in relation to that Cause of Action above the Category 2 monetary ceiling specified in clause 3.5.

3.5 The Category 2 monetary ceiling is the amount specified in the table below.

<b>Groups</b>	<b>Monetary ceiling</b>
1. Participants who at the Relevant Time were in an Accounting Practice which generated total annual Fee income, for the financial year immediately preceding the Relevant Time, of less than \$10 million.	\$2 million
2. Participants other than those in Groups 1 and 3.	\$10 million
3. Participants who at the Relevant Time were in an Accounting Practice which generated total annual Fee income, for the financial year immediately preceding the Relevant Time, greater than \$20 million.	\$20 million

3.6 Where a Participant against whom a proceeding is brought relating to Occupational Liability in connection with Category 3 services is able to satisfy the court that the Participant has the benefit of an Insurance Policy insuring the Participant against the Occupational Liability, and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to that Cause of Action (including any amount payable by the person by way of excess under or in relation to the Policy) is not less than the amount of the Category 3 monetary ceiling determined in accordance with the table in clause 3.7 below, then the Participant is not liable in damages in relation to that Cause of Action above the Category 3 monetary ceiling specified in clause 3.7.

3.7 The Category 3 monetary ceiling is the amount specified in the table below.

<b>Groups</b>	<b>Monetary ceiling</b>
1. Participants who at the Relevant Time were in an Accounting Practice which generated total annual Fee income, for the financial year immediately preceding the Relevant Time, of less than \$10 million.	\$2 million
2. Participants other than those in Groups 1 and 3.	\$10 million
3. Participants who at the Relevant Time were in an Accounting Practice which generated total annual Fee income, for the financial year immediately preceding the Relevant Time, greater than \$20 million.	\$20 million

3.8 Pursuant to section 24 of the Act, this Scheme confers on CPA Australia a discretionary authority to specify, on application by a Participant member, a higher maximum amount of liability not exceeding \$75 million than would otherwise apply under the Scheme in respect of any specified case or class of case of Category 2 services or Category 3 services.

3.9 In circumstances where the services provided by a Participant comprise a combination of Category 1 services and any of—

- (a) Category 2 services;
- (b) Category 3 services;
- (c) Category 2 services and Category 3 services,

the Participant's liability under this Scheme for Damages in respect of a proceeding in relation to Occupational Liability in excess of the applicable amount specified in clause 3.1 will be determined in accordance with those provisions of the Scheme relating to Category 1 services only.

3.10 In circumstances where the services provided by a Participant comprise a combination of Category 2 services and Category 3 services, the Participant's liability under this Scheme for Damages in respect of a proceeding in relation to Occupational Liability in excess of the applicable amount specified in clause 3.1 will be determined (subject to clause 3.9) in accordance with those provisions of the Scheme relating to Category 2 services only.

3.11. Nothing in this Scheme is intended to increase, or has the effect of increasing, a Participant's liability for damages to a person beyond the amount that, other than for the existence of this Scheme, the participant would be liable in law.

3.12. This Scheme only limits the amount of Damages for which a participant is liable if and to the extent that it exceeds the amount specified in clause 3.1. Where the amount of damages in relation to a Cause of Action exceeds the amount specified in clause 3.1 liability for those Damages will instead be limited to the amount specified in the applicable other provision of this clause 3.

3.13. Notwithstanding anything to the contrary contained in this Scheme, if in particular circumstances giving rise to Occupational Liability, the liability of any Participant should be capped both by this Scheme and also by any other scheme under Professional Standards legislation (whether of this jurisdiction or under the law of any other Australian state or territory) and, if the amount of such caps should differ, then the cap which is higher shall be the applicable cap.

#### 4. Definitions

4.1. In this Scheme, the following words and phrases have the following meanings—

“**Accounting Practice**” means the activities of a member including those who provide Public Accounting Services through an Approved Practice Entity (in accordance with the requirements of By-Law 9.3 of the By-Laws).

“**Act**” means *Professional Standards Act 1994* (NSW)

“**Acts**” means state and territory legislation other than the Act, including—

- (a) *Professional Standards Act 2003* (Vic);
- (b) *Professional Standards Act 2004* (Qld);
- (c) *Professional Standards Act 2004* (SA);
- (d) *Professional Standards Act 1997* (WA);
- (e) *Professional Standards Act 2005* (Tas);
- (f) *Professional Standards Act 2004* (NT); and
- (g) *Civil Law (Wrongs) Act 2002* (ACT)

“**Approved Practice Entity**” means such entities as defined as Approved Practice Entity in By-Law 9.3 of the By-Laws.

“**By-Laws**” means the By-Laws of CPA Australia Limited.

“**Category 1 services**” means—

- (a) all services required by Australian law to be provided only by a registered company auditor;
- (b) all other services provided by a registered company auditor in his or her capacity as auditor;
- (c) all services the deliverables from which—
  - (i) will be used in determining the nature, timing and extent of audit procedures in the context of an audit of a financial report; or
  - (ii) will be incorporated into the financial report of an entity; or
  - (iii) are required by law or regulation to be filed with a regulator (excluding returns signed by a registered tax agent).

“**Category 2 services**” means—

- (a) services to which Chapter 5 or Chapter 5A of the *Corporations Act 2001* (Cth) applies;
- (b) services provided pursuant to section 233(2) of the *Corporations Act*;
- (c) services to which the *Bankruptcy Act 1966* (Cth) applies; or
- (d) services arising out of any court appointed liquidation or receivership.

“**Category 3 services**” means any services provided by a participant in the performance of his, her or its occupation, which are not Category 1 or Category 2 services.

“**Cause of Action**” means and includes all causes of action arising from the same source or originating cause.

“**Damages**” as defined in section 4 of the Act means—

- (a) damages awarded on a claim entailing Occupational Liability whether in satisfaction of a claim, counter claim or by way of set-off, and
- (b) costs in or in relation to proceedings with respect to (a) above ordered to be paid in connection with such an award (other than costs incurred in enforcing a judgment or incurred on an appeal made by a defendant), and
- (c) any interest payable on the amount of those damages.

“**Fee**” means a payment made to a Participant in exchange for services but excludes disbursements and goods and services taxes.

“**Insurance Policy**” means an insurance policy that complies with By-Law 9.8 of the By-Laws and section 27 of the Act.

“**Occupational Liability**” has the same meaning given to it as in section 4 of the Act. .

“**Public Accounting Services**” means those services defined as public accounting services in the By-Laws.

“**Principal(s)**” for the purposes of clauses 3.3, 3.5, and 3.7 means a person(s) in a Public Accounting Practice who is affiliated with the Controlled Person within the meaning of By-Law 1.2(c) of the By-Laws.

“**Public Practice Certificate**” means a Public Practice Certificate issued by CPA Australia Ltd, permitting a Member to provide Public Accounting Services.

“**Relevant Time**” means, in respect of a liability potentially limited by the Scheme, the period from the time(s) of the act(s) or omission(s) giving rise to the liability until the date that is seven years after the last such act or omission took place.

## 5. Jurisdiction

5.1. This Scheme is intended to operate in New South Wales. This Scheme is also intended to operate in the Australian Capital Territory, the Northern Territory of Australia, Victoria, Queensland, South Australia, Tasmania and Western Australia by way of mutual recognition under the professional standards legislation.

## 6. Commencement date and duration

6.1 The Scheme will commence on the following day—

- (a) In New South Wales, the Northern Territory, Queensland, Western Australia and Tasmania, on the day after the date on which the instrument is published in the Gazette;
- (b) In Victoria, on the day that is two (2) months after the date on which the instrument is published in the Gazette; and
- (c) In the Australian Capital Territory and in South Australia—
  - (i) On the date provided for in the Minister’s notice in relation to the amendments, if a date is provided; or
  - (ii) On the first day two months after the day on which notice was given, in any other case.

6.2. The Scheme will operate for and is intended to remain in force for a period of five (5) years from the date of commencement in each jurisdiction for which it is in force unless it is revoked, extended or ceases in accordance with section 32 of the Act.

---

# LOCAL GOVERNMENT

---

LG401

## CITY OF KALGOORLIE-BOULDER

### APPOINTMENTS

The City of Kalgoorlie-Boulder wishes to advise for public information the appointment of Anjuli Till and Rebecca Halse as authorised officers to operate within the City of Kalgoorlie-Boulder to enforce the following Acts, Regulations and Local Laws effective immediately—

- *Local Government Act 1995*
- *Local Government (Miscellaneous Provisions) Act 1960*
- *Dog Act 1976* and Regulations
- *Cat Act 2011* and Regulations
- *Litter Act 1979* and Regulations
- *Bush Fires Act 1954* and Regulations—(Bush Fire Control Officer)
- *Bush Fires (Infringements) Regulations 1978*
- *Control of Vehicles (Off-road Areas) Act 1978* and Regulations
- *Caravan Parks and Camping Grounds Act 1995* and Regulations
- All City of Kalgoorlie-Boulder Local Laws

In addition, Emmett Hoycard, Terina Pita and Madeleine Baldi are appointed as registration officers for the below Acts and Regulations—

- *Dog Act 1976* and Regulations
- *Cat Act 2011* and Regulations

The City of Kalgoorlie-Boulder also advises that the appointments of Laura Parker and Malissa Watters are hereby cancelled effective immediately.

JOHN WALKER, Chief Executive Officer.

---

---

## PREMIER AND CABINET

---

PR401

### INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with section 12(c) of the *Interpretation Act 1984*, has approved the following temporary appointment—

Hon. R. H. Cook, MLA to act temporarily in the office of Premier; Minister for Public Sector Management; State Development, Jobs and Trade; Federal-State Relations in the absence of the Hon. M. McGowan, MLA for the period 1 to 9 November 2019 (both dates inclusive).

D. FOSTER, Director General, Department of the Premier and Cabinet.

---

## DECEASED ESTATES

---

ZX401

### TRUSTEES ACT 1962 DECEASED ESTATES

#### Notice to Creditors and Claimants

Estate of Giovanni Ceccon (aka John Ceccon), late of 11 Canungra Road, City Beach in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on the 11th day of May 2019, are required by the Administrator Maria Lynn McLean, PO Box 2427 Yokine South, WA 6060 to send particulars of their claims to her by no later than 30 September, 2019 after which date the Administrator may convey or distribute the assets having regard only to the claims on hand.

ZX402

### TRUSTEES ACT 1962 DECEASED ESTATES

#### Notice to Creditors and Claimants

Ernest Haydn Serls late of 22 Wyong Road, Bentley, 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 24 July 2018 at Royal Perth Hospital, Perth, aforesaid are required by the Personal Representative of care of Michael Hughes Legal of Unit 4A, 166 Stirling Highway, Nedlands WA 6009 (Attention: Michael Hughes) to send particulars of their claims to him by 24 September 2019 after which date the Personal Representative may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX403

### TRUSTEES ACT 1962 DECEASED ESTATES

#### Notice to Creditors and Claimants

In the matter of the Estate of Heather Joan Reid Stearne late of 12 Layton Street, Esperance, Western Australia, who died 18 May 2018.

Creditors and other persons having claims (to which section 63 of the *Trustees Act 1962* relates) in respect of the Estate of the abovementioned deceased person are required by the executors Ian Gardiner and Chit Yin Gan to send the particulars of their claim to Ellery Brookman, Locked Bag 400, Kalgoorlie WA 6433, by the date being one month following the publication of this notice, after which date the executors may convey or distribute the assets, having regard only to claims of which they then have notice.