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CONTENTS

PART 1

	Page
City of Rockingham Dogs and Parking Amendment Local Law 2019.....	3631

PART 2

Deceased Estates	3641
Fire and Emergency Services	3633
Justice.....	3633
Local Government.....	3634
Minerals and Petroleum	3634
Planning	3636
Premier and Cabinet.....	3641
Public Notices.....	3643
Water	3641

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- 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)—

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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2019 AND NEW YEAR HOLIDAY PERIOD 2020

Publishing Dates and Times	Closing Dates and Times for copy
Tuesday, 24 December 2019 at 12 noon	Friday, 20 December 2019 at 12 noon
Tuesday, 31 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The Government Gazette will not be published on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 1 —

LOCAL GOVERNMENT

LG301

DOG ACT 1976
LOCAL GOVERNMENT ACT 1995

City of Rockingham

DOGS AND PARKING AMENDMENT LOCAL LAW 2019

Under the powers conferred by the *Local Government Act 1995*, the *Dog Act 1976* and all other powers enabling it, the Council of the City of Rockingham resolved on 27 August 2019 to make the following local law.

1. Citation

This local law is cited as the *City of Rockingham Dogs and Parking Amendment Local Law 2019*.

2. Commencement

This local law comes into operation 14 days after its publication in the *Government Gazette*.

3. Dogs Local Law 2000 amended

Part 7 of the *City of Rockingham Dogs Local Law 2000* published in the *Government Gazette* on 4 December 2000, as amended and published in the *Government Gazette* on 6 May 2011 and 18 January 2019 is deleted and replaced with—

PART 7—ENFORCEMENT

7.1 Interpretation

In this Part—

“**infringement notice**” means the notice referred to in clause 7.4; and

“**notice of withdrawal**” means the notice referred to in clause 7.7(1).

7.2 Offences and general penalty

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

(2) A person who commits an offence under this local law is liable, on conviction, to a penalty not less than \$500 and not exceeding \$5,000, and if the offence is of a continuing nature, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.

7.3 Modified penalties

(1) The offences contained in Schedule 3 are offences in relation to which a modified penalty may be imposed.

(2) The amount appearing in the third column of Schedule 3 directly opposite an offence is the modified penalty payable in respect of that offence.

7.4 Issue of infringement notice

Where an authorised person has reason to believe that a person has committed an offence in respect of which a modified penalty may be imposed, he or she may issue to that person a notice in the form of Form 8 of the First Schedule of the Regulations.

7.5 Failure to pay modified penalty

Where a person who has received an infringement notice fails to pay the modified penalty within the time specified in the notice, or within such further time as may in any particular case be allowed by the CEO, he or she is deemed to have declined to have the offence dealt with by way of a modified penalty.

7.6 Payment of modified penalty

A person who has received an infringement notice may, within the time specified in that notice or within such further time as may in any particular case be allowed by the CEO, send or deliver to the local government the amount of the penalty, with or without a reply as to the circumstances giving rise to the offence, and the local government may appropriate that amount in satisfaction of the penalty and issue an acknowledgment.

7.7 Withdrawal of infringement notice

(1) Whether or not the modified penalty has been paid, an authorised person may withdraw an infringement notice by sending a notice in the form of Form 9 of the First Schedule of the Regulations.

(2) A person authorised to issue an infringement notice under clause 7.4 cannot sign or send a notice of withdrawal.

4. Parking Local Law 2018 amended

The *City of Rockingham Parking Local Law 2019* published in the *Government Gazette* on 22 February 2019 is amended as follows—

- (a) In clause 4.5—
- (i) Insert “or” at the end of 4.5(2)(i);
 - (ii) Delete “or” at the end of 4.5(2)(j); and
 - (iii) In 4.5(2) Delete “(k)” and realign the words ‘unless a sign or markings on the carriageway indicated otherwise’ to align with subclause (2) text.
 - (iv) Delete 4.5(3) and 4.5(4) and replace with—
 - (3) A person shall not park a vehicle so that any portion of the vehicle is within 10 metres of the departure side of pedestrian crossing.
 - (4) A person shall not park a vehicle so that any portion of the vehicle is within 20 metres of the approach side of pedestrian crossing.
- (b) In Schedule 1: Item 4, delete reference to ‘2.6(1)’ and put ‘2.6(a)’ in its place.
- (c) In Schedule 1: Item 5, delete reference to ‘2.6(3)’ and put ‘2.6(c)’ in its place.
- (d) In Schedule 1: Item 45 delete reference to ‘4.5(3)(b)’ and put ‘4.5(3)’ in its place and delete ‘Parking vehicle within 10 metres of departure side of children’s crossing or a pedestrian crossing’ and replace with ‘Parking vehicle within 10 metres of a pedestrian crossing’.
- (e) In Schedule 1: Item 47 delete reference to ‘4.5(4)(b)’ and put ‘4.5(4)’ in its place and delete ‘Parking vehicle within 20 metres of approach side of a children’s or pedestrian crossing’ and replace with ‘Parking vehicle within 20 metres of approach side of a pedestrian crossing’.
- (f) In Schedule 1: Item 56 delete reference to ‘4.10(1) or (2)’ and put ‘4.10(2)’ in its place and delete ‘Parking on land that is not a parking facility without consent’ and replace with ‘Parking on private land without consent of owner/occupier’.
- (g) In Schedule 1: Item 57 delete ‘Parking on land not in accordance with consent’ and replace with ‘Parking on private land not in accordance with consent’
- (h) In Schedule 1: delete Items 44 and 46 and make all consequential changes to numbering.

Dated: 2 October 2019.

The Common Seal of the City of Rockingham was affixed by authority of a resolution of the Council in the presence of—

BARRY SAMMELS, Mayor.
MICHAEL PARKER, Chief Executive Officer.

— PART 2 —

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 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 1st October 2019 for the local government districts of—

East Pilbara

PAUL RYAN, 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*.

Dated: 30 September 2019.

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 3rd October for the local government districts of—

Wyndham-East Kimberley, Halls Creek

PAUL RYAN, 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*.

Dated: 2 October 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.
House	Shane Bernard	MEL0088

Dated: 3 October 2019.

TONY HASSALL, Commissioner.

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—

Tegan Amanda Hall of Dumbleyung

JOANNE STAMPALIA, Executive Director,
Court and Tribunal Services.

LOCAL GOVERNMENT

LG401

BUSH FIRES ACT 1954*Shire of Waroona*

REVOCATION OF APPOINTMENTS

The appointments of the following Bush Fire Control Officers, Fire Weather Officers and/or Authorised Officers pursuant to Section 38 of the *Bush Fires Act 1954* in the district of the Shire of Waroona, published in *Government Gazette* No. 188 on 29 September 2017 are revoked—

David George Gossage;
John James Look;
Ian Neville Curley;
Rachel Tegan Allan, and
Andrew John Church.

DEAN UNSWORTH, Chief Executive Officer.

LG402

LOCAL GOVERNMENT ACT 1995*Shire of Capel*

BASIS OF RATES

I, Michael Connolly, being delegated by the Minister of the Crown to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28 (1) of that Act, hereby, and with effect from 24 September 2019, determined that the method of valuation to be used by the Shire of Capel as the basis for a rate in respect of the land referred to in the Schedule is to be the gross rental value of the land—

Schedule

	Designated Land
UV to GRV	All that portion of land being Lot 7 as shown on Deposited Plan 414941.

MICHAEL CONNOLLY, Deputy Director General, Regulation,
Department of Local Government, Sport and Cultural Industries.

MINERALS AND PETROLEUM

MP401

MINING REHABILITATION FUND ACT 2012

DECLARATION OF ABANDONED MINE SITE

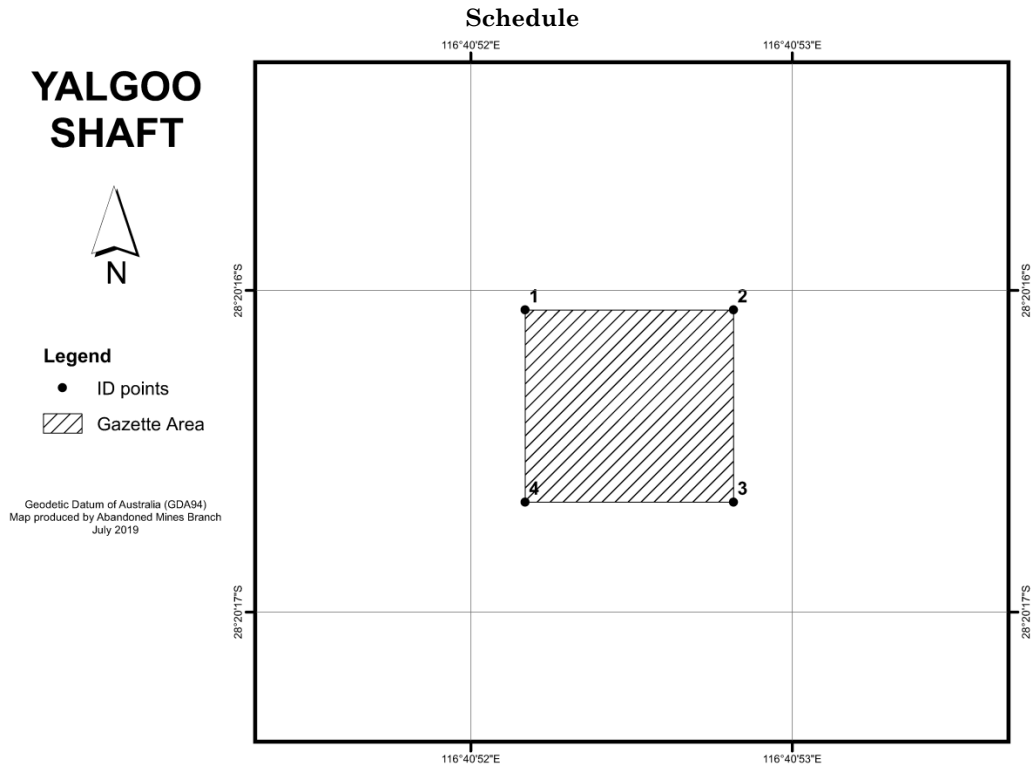
I, Jeffrey Huntly Haworth, the Acting Deputy Director General, Resource and Environmental Regulation at the Department of Mines, Industry Regulation and Safety, pursuant to the powers conferred on me by section 9(1) of the *Mining Rehabilitation Fund Act 2012*, declare the following land to be an abandoned mine site for the purposes of the *Mining Rehabilitation Fund Act 2012*—

Land surrounding the former Emerald Reward mine shaft, situated on Crown Reserve 150m north-west of Yalgoo townsite, being the land shown hatched in black and identified by the coordinates set out in the Schedule.

JEFFREY HUNTLY HAWORTH, Acting Deputy Director General,
Resource and Environmental Regulation,

Dated: 2 October 2019.

Department of Mines, Industry Regulation and Safety.



Id	Latitude (South)	Longitude (East)	Zone	Easting	Northing
1	28 20 16.06	116 40 52.17	50	468748.91240	6865336.19684
2	28 20 16.06	116 40 52.82	50	468766.50653	6865336.19684
3	28 20 16.66	116 40 52.82	50	468766.50653	6865317.76051
4	28 20 16.66	116 40 52.17	50	468748.91240	6865317.76051

MP402

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines, Industry Regulation and Safety,
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 29 November 2019.

BROAD ARROW MINERAL FIELD

Prospecting Licences

- P 24/4842 Plutus Resources Pty Ltd
- P 24/4843 Plutus Resources Pty Ltd
- P 24/4844 Plutus Resources Pty Ltd
- P 24/4845 Plutus Resources Pty Ltd
- P 24/4846 Plutus Resources Pty Ltd
- P 24/4847 Plutus Resources Pty Ltd
- P 24/4848 Plutus Resources Pty Ltd
- P 24/4849 Plutus Resources Pty Ltd

N. E. COOLGARDIE MINERAL FIELD

Prospecting Licences

- P 27/2107 Cameron, Jordan Venckus
- P 27/2322 Peet, Nathan Evald

PLANNING

PL401**PLANNING AND DEVELOPMENT ACT 2005**
METROPOLITAN REGION SCHEME MINOR AMENDMENT 1358/57
SAWYERS VALLEY URBAN PRECINCT

Call for Public Submissions

The Western Australian Planning Commission (WAPC) is seeking public comment on a proposal to amend the Metropolitan Region Scheme (MRS) for land in the local government of Mundaring.

The amendment proposes to rezone Lots 2 and 2083 Great Eastern Highway, Lots 10 and the Rural zoned portion of 2348 Cole Road and Lot 108 Pearce Street, Sawyers Valley, and an area of local road reserve from the Rural zone to the Urban zone in the MRS.

This will facilitate further planning to enable the development of the amendment area for low-density residential purposes.

The WAPC certifies that, in its opinion, the proposed amendment does not constitute a substantial alteration to the MRS.

Display locations

The plans showing the proposed change and the WAPC amendment report which explains the proposal, will be available for public inspection from Friday 11 October 2019 to Friday 13 December 2019 at—

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

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

Submissions

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a Form 57, which is available from the display locations, the amendment report and online.

Submissions can be lodged via mrs@dplh.wa.gov.au or by post to: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001.

Submissions close 5pm, Friday 13 December 2019. Late submissions will not be considered.

Ms SAM FAGAN, Secretary,
Western Australian Planning Commission.

PL402**PLANNING AND DEVELOPMENT ACT 2005**
IMPROVEMENT PLAN 52: WEST ELLENBROOK

File: RLS/0810

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, it should be made the subject of Improvement Plan No. 52: West Ellenbrook.

The Improvement Plan 52 site adjoins the western extent of Ellenbrook and includes Drumpellier Drive. The northern and western boundary of the site is the Northlink road reserve. The southern boundary of the site includes Gngangara Road, as depicted on Western Australian Planning Commission plan numbered 3.2739.

The purpose of this improvement plan is to provide a statutory land use planning framework to guide development in the area to give effect to the strategic planning objectives for the West Ellenbrook area.

The recommendation has been accepted by the Minister for Planning and the deputy of the Governor as per signed Exco minute.

Improvement Plan 52: West Ellenbrook is effective on and from the date of this gazettal.

A copy of Improvement Plan 52 can be viewed at—

1. Western Australian Planning Commission, 140 William Street, Perth
2. City of Swan
3. J S Battye Library

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

Ms SAM FAGAN, Secretary,
Western Australian Planning Commission.

PL404

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Dandaragan
 Local Planning Scheme No. 7—Amendment No. 27

Ref: TPS/1927

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 Dandaragan Local Planning Scheme amendment on 10 September 2019 for the purpose of—

1. Rezone a portion of Lot 1 Jurien Road, Jurien Bay from Rural zone to Rural Smallholdings zone.
2. Amend the Scheme Maps accordingly.
3. In Clause 3.2 delete the Rural Residential zone objective and replace with the following—
 - To provide for lot sizes in the range of 1 ha to 4 ha.
 - To provide opportunities for a range of limited rural and related ancillary pursuits on rural residential lots where those activities will be consistent with the amenity of the locality and the conservation and landscape attributes of the land.
 - To set aside areas for the retention of vegetation and landform or other features which distinguish the land.
4. Insert the following into Clause 3.2 to follow Rural Residential zone—

Rural Smallholdings zone

 - To provide for lot sizes in the range of 4 ha to 40 ha.
 - To provide for a limited range of rural land uses where those activities will be consistent with the amenity of the locality and the conservation and landscape attributes of the land.
 - To set aside areas for the retention of vegetation and landform or other features which distinguish the land.
5. Insert the Rural Smallholdings zone into Table 1: Zoning Table with the following land use permissibilities—

Use Classes	Rural Smallholdings
Bed and breakfast	D
Cabin	A
Caretakers dwelling	D
Chalet	A
Industry—cottage	D
Single house	P
Holiday house	P
Home occupation	D
Rural pursuit	D

(all other uses are not permitted)

6. Amend the provisions in Clause 4.12 to the following—

4.12 Development in the Rural Residential and Rural Smallholdings Zones

4.12.1 The subdivision of any land within the Scheme area classified Rural Residential or Rural Smallholdings zone shall generally be in accordance with a structure plan prepared and approved pursuant to Part 4 of the deemed provisions.

4.12.2 The subdivision of existing Rural Residential or Rural Smallholdings lots that do not have approved structure plans will generally not be supported.

4.12.3 Development in a Rural Residential or Rural Smallholdings zone shall comply with the following general requirements—

 - (i) Not more than one single house is permitted on any lot.
 - (ii) When an application is made to the local government for development approval, a landscape plan shall be submitted identifying the existing vegetation to be retained and the location and species of tree and shrubs to be planted as part of site development. Issue of a building licence will be conditional on the implementation and maintenance of the landscape plan.
 - (iii) Native vegetation shall be retained unless its removal is authorised by the local government except in the cases of vegetation which is proposed to be removed to make way for approved construction, fences, access ways, fire management and for trees that are dead diseased or dangerous. Where in the local government's opinion there is a deficiency of vegetation on any particular allotment, the local government may require the planting and subsequent maintenance of an adequate area of vegetation as a condition of development approval.
 - (iv) In the Rural Residential and Rural Smallholdings zones, a demonstrated and sustainable water supply is to be provided in accordance with Western Australian Planning Commission policy.

- (v) The siting and erection of any building, outbuilding or fence shall not be approved by the local government unless or until it is satisfied that the design construction, materials and position will be in harmony with the rural character of the land within the zone and locality generally.
- (vi) On-site effluent disposal systems servicing development on the lots should be to the specifications of the local authority or Department of Health. The use of non-standard effluent disposal systems may be required and in any event the following requirements shall be satisfied—
 - (a) Adequate separation achieved between the base of the leach drains and the highest recorded groundwater level.
 - (b) Adequate horizontal separations achieved between the disposal system and existing drains, water courses or water bodies.
 - (c) The area around each effluent disposal system shall be planted with indigenous trees and shrubs by the land owner and be maintained to the satisfaction of the local authority.
 - (d) Prevention of direct movement of wastewater and nutrients from the locality of each disposal area.
- (vii) The subdivider shall advise all purchasers of subdivided lots if the lots are located within a groundwater area and that water extraction requires licensing.
- (viii) The keeping of livestock for commercial purposes shall not be permitted. The keeping of livestock for domestic purposes will only be permitted to manage areas of cleared pasture and then only to maximum stocking rates permitted under Department of Agriculture guidelines given the soil and vegetation types in the locality. Given the local government's preferred aim to revegetate cleared pasture areas, the keeping of livestock for domestic purposes is to be discouraged except on lots identified as equestrian lots.
- (ix) All residences, outbuildings, carports and the like shall be constructed of materials sympathetic to the character of the locality, as may be approved or required by the local government. The scale of outbuildings shall be of a domestic nature such that the amenity of the locality is not prejudiced. Large industrial type buildings will not be permitted.
- (x) It is the responsibility of the landowner to maintain the bushfire protection measures on their property. This includes the vegetation separation distance, the asset protection zone and hazard separation zone and compliance with the local government's annual firebreak notice issues under s33 of the *Bush Fires Act 1954*.

4.12.4 Specific additional requirements which relate to Rural Residential or Rural Smallholdings zoned land are set out in Schedule 7 and 10. Where there is a conflict with any other provision of the Scheme, the provisions of Schedule 7 and 10 shall prevail.

7. Insert a new Schedule as 'Schedule 10—Specific provisions for Rural Smallholdings zones' and introducing site specific development and subdivision provisions for Rural Smallholdings 1 as follows—

Rural Smallholdings 1—Portion of Lot 1 Jurien Road, Jurien Bay

1. Subdivision and development is to be in accordance with an approved structure plan.
2. The structure plan is to set out the following—
 - (a) the location of remnant vegetation, including the Banksia Woodlands of the Swan Coastal Plain and population of *Eucalyptus camaldulensis* (River Gum), and mechanisms for retention and protection;
 - (b) the location of wetland(s) and mechanisms for retention and protection;
 - (c) an appropriate buffer from the limestone quarry on adjoining Lot 501;
 - (d) the location of karst risk area(s);
 - (e) the location of building envelopes; and
 - (f) the location of strategic bushfire infrastructure.
3. Prior to approval of the structure plan, a Local Water Management Strategy, informing the layout of the structure plan, is to be prepared and approved by the local government, in consultation with the Department of Water and Environmental Regulation.
4. Prior to approval of the structure plan, a Bushfire Management Plan is to be prepared and approved by the local government, in consultation with the Department of Fire and Emergency Services.
5. Prior to subdivision approval, a sub-surface investigation report certifying the foundation stability of each building envelope identified within the karst risk area on the structure plan is to be prepared and approved by the local government. The investigation is to involve the minimum sinking of eight boreholes across the karst risk area to determine depth to water table and thickness of limestone.

The report is to be produced by a suitably qualified consultant and is to explain any analysis and findings and detail if further work is required to guarantee the foundation stability of each building envelope. In the event that further work is required, the landowner/applicant is to provide an additional sub-surface investigation report certifying foundation stability once the work has been completed.

6. Prior to subdivision approval, a Drainage Study and Stormwater Management Plan are to be prepared and approved by the local government. The Drainage Study is to determine how to alleviate adjacent lots from hazards posed by floodwaters and protect water values of the area and is to reflect the criteria in the Land Capability and Geotechnical Assessment by Landform Research.
7. At the time of subdivision, the local government may request the Western Australian Planning Commission impose condition(s) that require the landowner/applicant to—
 - (a) prepare and implement a management plan to the satisfaction of the local government for any recreation/public open space reserve(s) identified on the subdivision plan which addresses the following—
 - (i) rehabilitation of the natural environment;
 - (ii) a maintenance regime; and
 - (iii) access to water for fire-fighting purposes.
 - (b) prepare building guidelines to the satisfaction of the local government to inform the desired character of future development.
 - (c) install suitable rural fencing to the perimeter of the estate and to the boundaries of the lots within.
 - (d) construct any roads, battle-axe legs, shared access legs, or crossovers required to provide adequate vehicular access to the proposed lots.
 - (e) provide fire-fighting facilities (or a financial contribution in-lieu of) to service the subdivision.
8. Prior to the local government recommending endorsement to the Western Australian Planning Commission of a deposited plan of subdivision, the landowner/applicant shall—
 - (a) provide a written undertaking to advise registered proprietors and prospective purchasers that the lot is subject to the provisions of the local planning scheme and a structure plan that relate to the use and management of the land. The notification shall be made pursuant to s165 of the *Planning and Development Act 2005* and be prepared at the subdivider's cost to the satisfaction of the Western Australian Planning Commission and is to be placed on the certificate(s) of title of the proposed lots.
 - (b) implement the recreation/public open space management plan and make arrangements with the local government to ensure the ongoing maintenance of the public open space in accordance with the provisions of the management plan for a specified period, to the satisfaction of the local government.
9. Subdivision and/or development is not permitted in the quarry buffer area delineated on the structure plan until the extraction and rehabilitation of the resource to the satisfaction of the Director of Geological Survey of WA.
10. In addition to a building licence, the local government's prior approval to commence development is required for all development including a single dwelling and such an application shall be made in writing to the local government.
11. Development must be consistent with the Western Australian Planning Commission's Indian Ocean Drive Planning Guidelines (March 2014), if it will be visible from Indian Ocean Drive.
12. All buildings and effluent disposal systems shall be contained within a building envelope not exceeding 4,000m².
13. Building envelopes shall comply with the following—
 - (a) Minimum front setback 20 metres.
 - (b) Minimum side setback: 10 metres.
 - (c) Minimum rear setback: 10 metres
 - (d) Minimum setback from water body: 50 metres.
 - (e) Minimum setback from adjoining rural lot: 100 metres (as measured from the lot boundary containing the rural use).
14. An application to approve the re-location of a building envelope must be accompanied by relevant building plans, and information addressing visual amenity, privacy and screening, vegetation loss, access and proximity to natural features. For lots within the identified karst risk area, a sub-surface investigation report is to certify the foundation stability of the building envelope.
15. Only one dwelling is permitted on any lot, although the local government may, at its discretion, also approve one ancillary accommodation unit as defined in the Residential Design Codes.
16. Construction of a dwelling on any lot shall be supported by a minimum—
 - (a) 400m² of roof catchment area (excluding tank roof area) and a minimum rain water storage tank capacity of no less than 220,000 kL; and
 - (b) a 10,000 litre storage tank fed from roof collection, an on-site dam or under-ground bore for fire-fighting use. All tanks shall include the installation of a 50mm outlet with gate valve and male coupling located at the base clearly marked Fire Brigade Connection Point.

17. A licence is not required to install a groundwater bore/well and to extract water if the water from the bore/well is not from superficial water resources and the water is to be used for one or more of the following—
- (a) firefighting;
 - (b) watering cattle or other stock but not under intensive conditions;
 - (c) watering an area of lawn or garden that does not exceed 0.2 ha; or
 - (d) other ordinary domestic purposes
- in accordance with the Rights in Water and Irrigation Exemption [s.26c] Order 2011 under the *Rights in Water and Irrigation Act 1914*.
18. Aerobic treatment units for onsite effluent disposal systems are required to be used.
19. Onsite effluent disposal systems are to have a minimum separation distance of 100m, and preferably upstream, from drinking water supply sources.
20. Notwithstanding any other provision of the Scheme, outbuildings or shed structures shall not be used for habitable purposes.
21. No clearing or destruction of any remnant vegetation or revegetation shall be permitted except for—
- (i) clearing to comply with the requirements of the *Bush Fires Act 1954* (as amended), the local government's Bush Fire Notice and/or any bushfire management plan endorsed by the local government;
 - (ii) clearing in accordance with a permit approved under the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*;
 - (iii) clearing for vehicular access or fire breaks specifically identified on the structure plan;
 - (iv) clearing as may reasonably be required to accommodate an approved building and curtilage, or vehicular access to an approved building or other land use approved by the local government;
 - (v) trees that are diseased or dangerous as determined by the local government.
22. To protect Carnaby's Black Cockatoo habitat on and along the southern boundary of the site, no clearing of the *eucalyptus camaldulensis* (river gums) will be permitted without the approval of the local government and the Department of Biodiversity, Conservation and Attractions.

L. HOLMES, President.
B. BAILEY, Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005 METROPOLITAN REGION SCHEME MAJOR AMENDMENT 1270/41 OCEAN REEF MARINA REDEVELOPMENT

Outcome of Submissions

The Western Australian Planning Commission (WAPC) has considered all the submissions received in respect of the amendment proposal for the Ocean Reef Marina Redevelopment Amendment 1270/41. This proposal was first published in the *Government Gazette* on 22 November 2016. The amendment is shown on WAPC plan number 3.2577/1.

The amendment, with modifications, has been presented to and approved by the Governor in accordance with the requirements of the *Planning and Development Act 2005*. It will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days. During this time either House may, by resolution, disallow the amendment. As soon as the amendment is no longer subject to disallowance it becomes legally effective in the Metropolitan Region Scheme.

Copies of the amendment and the accompanying report on submissions are available for public inspection from Friday 11 October 2019—

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

Documents can also be viewed online at the Department of Planning, Lands and Heritage website <https://www.dplh.wa.gov.au/ocean-reef-marina>.

Ms SAM FAGAN, Secretary,
Western Australian Planning Commission.

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 S. M. Ellery MLC to act temporarily in the office of Minister for Transport; Planning in the absence of the Hon R. Saffioti MLA for the period 9 to 13 October 2019 (both dates inclusive).

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

WATER

WA401

WATER SERVICES ACT 2012 CANCELLATION OF WATER SERVICES LICENCE

Moama Lifestyle Villages Pty Ltd applied to the Economic Regulation Authority under section 18(1) of the *Water Services Act 2012* for water services licence WL40 to be cancelled. The Economic Regulation Authority cancelled WL40 on 24 September 2019.

Ms NICOLA CUSWORTH, Chair,
Economic Regulation Authority.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

Tamara Lillian Olsson, late of 56 Pembury Way, Butler, 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 above named deceased, who died on the 11th day of January 2019, are required by the administrator, Robyn Michelle Dunlop c/o 8B Ambrose Street, Innaloo WA 6018, to send particulars of their claims within 30 days of the date of publication of this notice, after which date the administrator may convey or distribute the assets having regard only to the claims of which she then had notice.

ZX402

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

Annie Margaret Ward, late of Opal Nursing Home, 20 Milford Street, Geraldton 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 Annie Margaret Ward, deceased, who died on the 20th day of July 2019 at Opal Nursing Home, 20 Milford Street, Geraldton in the said State, are required to send particulars of their claims to the Executor, Rosemary Margaret Balchin, 21 Galilee Way, Woorree, Western Australia 6530 within one month of the date of publication of this notice, after which date the Executor may convey or distribute the assets having regard only to the claims of which she then has notice.

ZX403**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Peter Dean, late of Unit 3, 22 Webber Street, Willagee, 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 or before 23 March 2019 are required by the Executrix, Helga Kristina Mathies of care of Solomon Brothers, Level 15, 197 St Georges Terrace, Perth, WA 6000, to send particulars of their claims to them by the 12 November 2019, after which date the Executrix may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZX404**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 Dorothy Jean Fowler, late of 6 Little Street, Dardanup, Western Australia, who died on 4 April 2019, are required by the personal representative to send particulars of their claims addressed to the Executors of the Estate of Dorothy Jean Fowler, deceased, care of Young & Young, 5 Spencer Street, Bunbury, Western Australia by 11 November 2019, after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative 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 11 November 2019, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Aitken, Elizabeth, late of Valencia Nursing Home, 24 Valencia Road, Carmel, who died 29 June 2019 (PM33115598 EM214).

Aitken, Neville, late of Valencia Nursing Home, 24 Valencia Road, Carmel, who died on 5 November 2018 (PM33115597 EM214).

Barnett, Dorothy Whitwell, late of 149/3 Powell Road, Coogee, who died on 4 August 2019 (DE33137268 EM24).

Battersby, Raymond, formerly of 63 Kingston Way, Safety Bay, late of Brightwater The Oaks, 2/10 Oakwood Crescent, Waikiki, who died on 15 July 2019 (DE19901541 EM16).

Galipo, Salvatore Antonino, late of 11 Canis Court, Kingsley, who died on 5 September 2019 (DE33114593 EM16).

Lee, Pang Teik, late of Graylands Hospital, Brockway Road, Mount Claremont, who died on 5 August 2019 (PM33086463 EM27).

McLellan, Michael James, formerly of 21 Larke Crescent, Corrigin, late of Osboine Aged Care, 39 Newton Street, Bayswater, who died on 15 September 2019 (DE19980950 EM110).

Nicol, Marcia Morgan, late of Kimberley Residential Aged Care, 78 Kimberley Street, West Leederville, who died on 20 August 2019 (DE19480481 EM17).

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

ZX406

PUBLIC TRUSTEE ACT 1941
ADMINISTERING OF ESTATES

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

Dated at Perth the 11th day of October 2019.

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

Name of Deceased	Address	Date of Death	Date Election Filed
Brough, Ralph Terry (DE19893558 EM110)	Formerly of 3 Stainer Street, Willagee, late of Opal Alfred Cove, 94 Kitchener Road, Alfred Cove	22 June 2019	27 September 2019
Harris, Dorothy Jean (19892917 EM37)	Formerly of 45 Arbour Street, Katanning, late of Juniper Bethshan, 7 Piesse Street, Katanning	11 February 2019	3 September 2019
Weisssofner, Karl Gottfried (DE19793619 EM37)	Formerly of Unit 21/24 Freedman Road, Menora, late of James Brown House, 171 Albert Street, Osborne Park	11 April 2019	10 September 2019

PUBLIC NOTICES

ZZ401

DISPOSAL OF UNCOLLECTED GOODS ACT 1970
DISPOSAL OF UNCOLLECTED GOODS

Notice Under Part VI of Intention to Apply to Court for an Order to Sell or
Otherwise Dispose of Goods Valued in Excess of \$3,500.00

To: William John Ellis of 66 Robinson Street, Carnarvon, Western Australia, Bailor.

You were given notice on 21 January 2019 that the following goods: the vessel "Tarquin", being a 14.2 metre ferro-cement yacht, registration number 81118, situated at Carnarvon Boat Harbour, Carnarvon, Western Australia was ready for redelivery.

Unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, the Department of Transport, of care of Lawton Gillon, Level 7, 16 St Georges Terrace, Perth, Western Australia, Bailee, intends to make an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

DEPARTMENT OF TRANSPORT c/o Lawton Gillon,
Level 7, 16 St Georges Terrace, Perth WA 6000.
