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GOVERNMENT**  
**Gazette**

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# — PART 1 —

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## HEALTH

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HE301

Health Services Act 2016

### Health Services (Health Service Providers) Amendment Order 2020

SL 2020/1

Made by the Minister under sections 32 and 195 of the Act.

**1. Citation**

This order is the *Health Services (Health Service Providers) Amendment Order 2020*.

**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 20 January 2020.

**3. Order amended**

This order amends the *Health Services (Health Service Providers) Order 2016*.

**4. Clause 11 amended**

In clause 11(2):

- (a) in paragraph (b) delete “(CAMHS).” and insert:  
  
(CAMHS);
- (b) after paragraph (b) insert:  
  
(c) the management and operation of the Newborn Emergency Transport Service of Western Australia;
- (d) the management and operation of the Perron Rotary Express Milk Bank (PREM Milk Bank);

- (e) the management and operation of the Neonatology Intensive Care Unit at King Edward Memorial Hospital for Women;
- (f) the following neonatal health services provided at King Edward Memorial Hospital for Women —
  - (i) neonatal health services associated with the Neonatology Intensive Care Unit;
  - (ii) paediatric services;
  - (iii) neonatal outpatient services;
- (g) neonatal health services provided in the home to patients discharged from either —
  - (i) the Neonatology Intensive Care Unit at King Edward Memorial Hospital for Women; or
  - (ii) the Neonatology Intensive Care Unit at Perth Children's Hospital.

R. COOK, Minister for Health.

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## LOCAL GOVERNMENT

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LG301

**LOCAL GOVERNMENT ACT 1995**  
**CEMETERIES ACT 1986**

*Shire of Collie*

**CEMETERIES AMENDMENT LOCAL LAW 2019**

Under the powers conferred by the *Local Government Act 1995*, the *Cemeteries Act 1986*, and under all other powers enabling it, the Council of the Shire of Collie resolved on 10 December 2019 to make the following local law.

**1. Citation**

This local law may be cited as the *Shire of Collie Cemeteries Amendment Local Law 2019*.

**2. Commencement**

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

**3. Principal local law**

This local law amends the *Shire of Collie Cemeteries Local Law 2019* as published in the *Government Gazette* on 14 June 2019.

**4. Clause 5.4 amended**

In clause 5.4 delete subclause (1) and replace with—

- (1) A person shall only drive on a constructed roadway or vehicular access way or other areas designated for the use of vehicles within a cemetery, unless otherwise authorised by the Board.

**5. Clause 5.4(2) amended**

In clause 5.4(2)—

- (a) Insert the word 'shall' after the word 'and'.
- (b) Insert the words 'in a cemetery' after the word 'signs'.

**6. Clause 7.1(1) amended**

In clause 7.1(1) delete the words 'in accordance'.

**7. Clause 7.12(2) amended**

In clause 7.12(2) delete the words 'or memorials that do not comply with the provisions of this local law' after the word 'unsafe'.

**8. Clause 7.20 amended**

- (1) Clause 7.20(1)(b) is deleted.
- (2) Clause 7.20(1)(c) is deleted.
- (3) Clause 7.20(3) is deleted.

**9. Clause 8.2 amended**

Delete clause 8.2 and replace with the following—

**8.2 Assistance animals**

Clause 8.1 does not apply to a person accompanied by an 'assistance animal' as defined in section 9(2) of the *Disability Discrimination Act 1992 (Cth)*.

Dated: 10 December 2019.

The common seal of the Shire of Collie was affixed by authority of a resolution of the Council in the presence of—

Cr SARAH STANLEY, Shire President.  
Mr BRETT LOWCOCK, Acting Chief Executive Officer.

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## — PART 2 —

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### FIRE AND EMERGENCY SERVICES

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#### 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 7 January 2020 for the local government districts of—

Greater Geraldton, Chapman Valley, Mingenew, Morawa, Northampton, Waroona, Murray, Armadale, Gosnells, Swan, Chittering, Gingin, Kalamunda, Mundaring, Serpentine-Jarrahdale, Ravensthorpe, Koorda, Dalwallinu, Wongan-Ballidu, Carnamah, Coorow, Dandaragan, Moora, Perenjori, Three Springs, Victoria Plains, Corrigin, Kondinin, Kulin, Dumbleyung, Kent, Lake Grace, Beverley, Cunderdin, Dowerin, Goomalling, Northam, Quairading, Tammin, Wyalkatchem, York and Toodyay.

BRADLEY DELAVALLE, 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 6 January 2020.

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#### 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 8 January 2020 from 10:00 hours to 23:59 hours for the local government districts of—

Carnarvon, Shark Bay.

STUART WADE, 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 8 January 2020.

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### HEALTH

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#### HE403

**HEALTH PRACTITIONER REGULATION NATIONAL LAW (WA) ACT 2010**  
**HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)**  
**MEDICAL (AREA OF NEED) DETERMINATION (No. 21) 2019**

Made by the Chief Medical Officer, pursuant to section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (WA) Act 2010*.

#### Citation

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 21) 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**

RADIOLOGY SERVICES IN THE SUBURB OF—  
CANNING VALE IN THE CITY OF GOSNELLS  
COCKBURN CENTRAL IN THE CITY OF COCKBURN  
MORLEY IN THE CITY OF BAYSWATER

Dated this 24th day of December, 2019.

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

**HE404**

**HEALTH PRACTITIONER REGULATION NATIONAL LAW (WA) ACT 2010**  
**HEALTH PRACTITIONER REGULATION NATIONAL LAW (WESTERN AUSTRALIA)**  
MEDICAL (AREA OF NEED) DETERMINATION (No. 22) 2019

Made by the Chief Medical Officer, pursuant to section 67(5) of the Schedule of the *Health Practitioner Regulation National Law (WA) Act 2010*.

**Citation**

1. This determination may be cited as the *Medical (Area of Need) Determination (No. 22) 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 on 31 March 2021.

**SCHEDULE**

RADIOLOGY SERVICES IN THE SUBURBS OF—  
DUNCRAIG IN THE CITY OF JOONDALUP  
FREMANTLE IN THE CITY OF FREMANTLE  
KELMSCOTT IN THE CITY OF ARMADALE  
ST JOHN OF GOD MT LAWLEY HOSPITAL  
ROCKINGHAM IN THE CITY OF ROCKINGHAM  
SUCCESS IN THE CITY OF COCKBURN  
VICTORIA PARK IN THE TOWN OF VICTORIA PARK  
WILLETTON IN THE CITY OF CANNING  
WOODVALE IN THE CITY OF JOONDALUP

Dated this 24th day of December, 2019.

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

**HE401**

**MENTAL HEALTH ACT 2014**  
MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) REVOCATION  
ORDER (No. 1) 2020

Made by the Chief Psychiatrist under section 539 of the *Mental Health Act 2014*.

**1. Citation**

This Order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Revocation Order (No. 1) 2020*.

**2. Commencement**

This Order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

**3. Revocation of designation**

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

**Schedule 1**

| <b>Name</b>             | <b>Profession</b> |
|-------------------------|-------------------|
| Marshall, Talei         | Registered Nurse  |
| Rees, Angela            | Registered Nurse  |
| Smith, Jennifer Elspeth | Registered Nurse  |

Dr NATHAN GIBSON, Chief Psychiatrist.

Dated 7 January 2020.

**HE402****MENTAL HEALTH ACT 2014**

**MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS)  
ORDER (NO. 1) 2020**

Made by the Chief Psychiatrist under section 539 of the *Mental Health Act 2014*.

**1. Citation**

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Order (No. 1) 2020*.

**2. Commencement**

This order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

**3. Authorised Mental Health Practitioner**

The mental health practitioners specified in Schedule 1 to this order are designated as Authorised Mental Health Practitioners.

**Schedule 1**

| <b>Name</b>            | <b>Profession</b> |
|------------------------|-------------------|
| Brittan, Angela        | Registered Nurse  |
| Cadman, Talei Margaret | Registered Nurse  |

Dr NATHAN GIBSON, Chief Psychiatrist.

Dated 7 January 2020.

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**JUSTICE**


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**JU401****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—

- Rahela Bevandic of Secret Harbour
- Lawrence Baskerville of Baldivis
- Garry John Fairman of Margaret River
- Allison Ann Golsby of Kalgoorlie
- Julie Yavorka Grbavac of Willetton



Susana Elizabeth Hewson of Collie  
Joseph Benny of Wandina  
Peter Kelly of Roleystone  
Amanda Lovitt of Australind  
Shanavas Peter of Hilbert  
Shelley Maree Shortland formerly of Halls Head  
Catherine Mary Sweeting of Secret Harbour

JOANNE STAMPALIA, Executive Director,  
Court and Tribunal Services.

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## MARINE/MARITIME

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MA401

**WESTERN AUSTRALIAN MARINE ACT 1982**  
**NAVIGABLE WATERS REGULATIONS 1958**  
TEMPORARY CLOSURE—BELMONT WATER SKI AREA  
Swan River

Department of Transport,  
Fremantle WA, 10th January 2020.

Acting pursuant to the powers conferred by Regulation 48A of the *Navigable Waters Regulations 1958*, the Department by this notice temporarily cancels Notice MA410 as published in the *Government Gazette* on 27th November 2012 and hereby close the Belmont Water Ski Area for water skiing from 3:00 pm on Sunday 26th January 2020 until 8:00 am on Monday 27th January 2020.

Notice MA410 as published in the *Government Gazette* on 27th November 2012 will be reinstated as of 8:00 am Monday 27th January 2020.

CHRISTOPHER J. MATHER, Director,  
Waterways Safety Management, Department of Transport.

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MA402

**WESTERN AUSTRALIAN MARINE ACT 1982**  
**NAVIGABLE WATERS REGULATIONS 1958**  
RESTRICTED SPEED AREAS—ALL VESSELS  
Prohibited Swimming Area  
Perth Waters, Swan River

Department of Transport,  
Fremantle WA, 10th January 2020.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, the Department by this notice limits the speed of motor vessels to 8 knots between 3:00 pm on Sunday 26th January 2020 until sunrise on Monday 27th January 2020, in all waters of the Swan River between the Narrows Bridge and the Causeway Bridges; excluding the existing five (5) knot area from the Western most point of Heirisson Island to the Eastern most point of Heirisson Island as published in Notice MA408 of the *Government Gazette* dated 1st October 2013.

The Department also by this notice pursuant to Regulation 10A(b) of the *Navigable Waters Regulations 1958* prohibits Swimming in all waters of the Swan River between the Narrows Bridge and Causeway Bridges, from 3:00 pm on Sunday 26th January 2020 until Sunrise Monday 27th January 2020.

Providing however the above swimming closure and speed restriction shall not apply to bonafide vessels or persons involved in approved aquatic events or associated with the City of Perth Skyworks 2020.

CHRISTOPHER J. MATHER, Director,  
Waterways Safety Management, Department of Transport.

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**MINERALS AND PETROLEUM**

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MP401

**DANGEROUS GOODS SAFETY ACT 2004**  
**DANGEROUS GOODS SAFETY (ROAD AND RAIL TRANSPORT OF NON-EXPLOSIVES)**  
**REGULATIONS 2007****DANGEROUS GOODS SAFETY (ROAD AND RAIL TRANSPORT OF NON-EXPLOSIVES)**  
**DETERMINATION (NO. 1) 2020**

This determination is made by the Chief Dangerous Goods Officer under Regulation 17 (1) (b) of the *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Regulations 2007*. The equivalent provision in the model subordinate instrument on the Transport of Dangerous Goods by Road and Rail is Regulation 1.6.1(1) (b).

This determination amends and replaces determination (No. 1) 2015 on the classification of UN 3375 that was published in the *Government Gazette* on 9 October 2015.

**Determination details**

A candidate for UN 3375—“AMMONIUM NITRATE EMULSION or SUSPENSION or GEL, intermediate for blasting explosives”, which—

1. Satisfies the requirements of Test Series 8 tests (a), (b), (c), and (e) to be classified UN 3375 according to the latest edition of the UN Manual of Tests and Criteria; and
2. meets the formulation requirements as specified in SP309 of the ADG Code

is determined to be a dangerous good, UN 3375—“AMMONIUM NITRATE EMULSION or SUSPENSION or GEL, intermediate for blasting explosives” of Division 5.1.

**Determination conditions**

Obligations regarding the conduct of testing by manufacturers—

1. As soon as there is a change in the formulation of any substance, so as to deviate from any of the ingredients or the tolerances of the chemical and physical analysis of established UN 3375 formulations, new classification testing must be conducted to validate the classification.
2. Candidates for UN 3375 must be tested at the most sensitive formulation.
3. The testing must be recorded in a report and, except for Test 8 (a) and (e), by associated video.
4. Files must be maintained of all UN 3375 products with relevant test reports, videos, product names and specifications and must be produced on request by any competent authority. Files must be kept for two years from the time of the manufacture of the last batch.
5. Except where testing is conducted overseas (refer 6. below), the manufacturer responsible for the testing must extend an invitation to all jurisdictions inviting them to witness the testing. The invitation must allow sufficient time to schedule the witnessing of the test. The fact that no Competent Authority sends a representative will not impact on the validity of the testing.
6. Testing certified by overseas Competent Authorities is acceptable where the manufacture of the product is conducted overseas, or where the locally manufactured formulation is shown to be identical to the one manufactured and tested overseas. Testing certified by the Australian Maritime Safety Authority is also acceptable. Testing must be performed under conditions (temperature, density, etc) which are representative of those found in Australia.

This determination achieved national effect for land transport by the out-of-session agreement of CAP on 24 December 2019 with the CAP reference number CA2019/240. It replaces the CAP determination DET2015/141 from October 2015.

IAIN DAINTY, Acting Director Dangerous Goods and Petroleum Safety,  
Dangerous Goods and Critical Risks Directorate.

Dated 6 January 2020.

MP402

**MINING ACT 1978**  
**APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines, Industry Regulation and Safety,  
Meekatharra WA 6642.

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.

R. HUSTON, Warden.

To be heard by the Warden at Meekatharra on 19 February 2020.

MURCHISON MINERAL FIELD  
*Prospecting Licences*

|             |                                   |
|-------------|-----------------------------------|
| P 51/2551   | Caldwell, Luke McQuarie           |
| P 51/2759   | Seery, Eric Lein<br>Seery, Janina |
| P 51/2972   | Farmer, Bradley John              |
| P 51/3010   | Curley, Graeme<br>Curley, Tom     |
| P 51/3033-S | Pittard, Robert Ian               |

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**MP403**

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines, Industry Regulation and Safety,  
Coolgardie WA 6429.

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.

B. AYLING, Warden.

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To be heard by the Warden at Kalgoorlie on 21 February 2020.

COOLGARDIE MINERAL FIELD  
*Prospecting Licences*

|           |                               |
|-----------|-------------------------------|
| P 15/5899 | Lloyd George Holdings Pty Ltd |
|-----------|-------------------------------|

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**MP404**

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines, Industry Regulation and Safety,  
Coolgardie WA 6429.

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.

B. AYLING, Warden.

---

To be heard by the Warden at Kalgoorlie on 21 February 2020.

COOLGARDIE MINERAL FIELD  
*Prospecting Licences*

|           |                            |
|-----------|----------------------------|
| P 15/6025 | Andrusiak, Alexander James |
| P 16/3046 | Whitaker, William Barrie   |

MP405

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines, Industry Regulation and Safety,  
Leonora WA 6438.

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 Leonora on 18 February 2020.

MT MARGARET MINERAL FIELD  
*Prospecting Licences*

P39/5602      Munro, Garry Raymond

MP406

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines, Industry Regulation and Safety,  
Leonora WA 6438.

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 Leonora on 18 February 2020.

MT MARGARET MINERAL FIELD  
*Prospecting Licences*

P 38/4430-S      Thomas, Vanessa Erica  
P 39/5549      Gregory, John Steven

MP407

**MINING ACT 1978**  
APPROVAL OF RETENTION STATUS FOR A PROSPECTING LICENCE

I, Ann Robertson, Compliance Tenure Officer (by power delegated under section 12 of the *Mining Act 1978*), give notice that I have approved retention status for hectares within the under mentioned prospecting licence pursuant to section 54 of the *Mining Act 1978*, effective from the day on which notice of the approval is published in the *Gazette*.

| Tenement | Area        | Holder  | Mineral Field |
|----------|-------------|---|---------------|
| P47/1611 | 56.16850 HA | BHP Billiton Minerals Pty Ltd,<br>Itochu Minerals and Energy of<br>Australia Pty Ltd,<br>Mitsui Iron Ore Corporation Pty<br>Ltd | West Pilbara  |

Dated at Perth this 6th day of January 2020.

ANN ROBERTSON, Compliance Tenure Officer,  
(by power delegated under section 12 of the *Mining Act 1978*).

**MP408****MINING ACT 1978****INSTRUMENT OF VARIATION TO EXEMPTION OF LAND**

I, Anthony Thomas Bullen, Acting Executive Director, Resource Tenure, pursuant to section 19 of the *Mining Act 1978*, hereby vary the exemption of land originally declared on 4 September 2019 and published in the *Government Gazette* dated 20 September 2019 by varying the description to that as described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) exempt from Divisions 1 to 5 of Part IV of the *Mining Act 1978*. The exemption will expire on 3 September 2021.

**Locality**

Preston—South West Mineral Field

**Description of Land**

Land designated S19/395 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 A1108/201901, document ID 7064049.

**Area of Land**

6,535.35 hectares.

Dated at Perth this 24th day of December, 2019.

ANTHONY THOMAS BULLEN, Acting Executive Director,  
Resource Tenure Division.

**MP409****MINING ACT 1978****INSTRUMENT OF EXTENSION OF TERM OF EXEMPTION OF LAND**

I, Richard John Rogerson, Executive Director, Resource Tenure, pursuant to section 19 of the *Mining Act 1978*, hereby extends the exemption originally declared on 25 January 2016 and published in the *Government Gazette* dated 12 February 2016 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 24 January 2022.

**Locality**

Exmouth

**Description of Land**

Land designated S19/365 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 A1749/201801, document ID 7045376.

**Area of Land**

430.93 hectares.

Dated at Perth this 7th day of January, 2020.

RICHARD JOHN ROGERSON, Executive Director, Resource Tenure.

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**PLANNING**

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**PL401****PLANNING AND DEVELOPMENT ACT 2005****APPROVED TOWN PLANNING SCHEME AMENDMENT**

*City of Armadale*

Town Planning Scheme No. 4—Amendment No. 96

Ref: TPS/2361

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 Town Planning Scheme amendment on 12 December 2019 for the purpose of—

- (a) Rezone Lots 2, 23 and 24, 48 to 50, 52 to 55, 84, 86 to 87, 91, 101, 200, 301, 336, 552 and 650 to 652 Anstey Road; Lots 10, 47, 60, 80 and 81 Keane Road; Lots 5 to 8, 41 and 42, 38, 39 and 57 Allen Road and Lots 1, 3 to 7, 9, 11 to 17, 19 to 29, 36 and 37, 52 to 54, 61, 88 to 93, 94, 529

and 653 Armadale Road in Forrestdale from the Rural Living and General Rural zone and the Public Purpose Reservation to the Urban Development zone.

- (b) Reclassify the Public Purpose Reservation in the locality bounded by Armadale Road and Keane Road to the Urban Development zone.
- (c) Insert the following text in Schedule 8 Development (Structure Plan) Areas for the land bounded by Armadale Road, Keane Road and Bush Forever Site No. 342 in appropriate numerical order—

| No. | Description of land                | Additional provisions applicable to subdivision and development  |
|-----|------------------------------------|--|
| 51. | Anstey Keane Precinct, Forrestdale | <p>51.1 The subdivision and development of land in the precinct is to generally be in accordance with a structure plan prepared and approved pursuant to Part 4 of the deemed provisions.</p> <p>51.2 The Structure Plan shall provide a 50-metre setback to the—</p> <ol style="list-style-type: none"> <li>a. Bush Forever Site No. 342 adjacent to the Threatened Ecological Community SCP10A 'shrublands and dry clay flats'; and</li> <li>b. Wetlands identified as UFI 14170, 14876, 15427 and 15428 in Geomorphic Wetlands Swan Coastal Plain dataset.</li> </ol> <p>51.3 The Structure Plan shall incorporate assessments and recommend design and management responses for—</p> <ol style="list-style-type: none"> <li>a. sources of noise impacts on development; and</li> <li>b. interface with the high-pressure gas pipeline.</li> </ol> <p>51.4 The following plans are to be prepared by the applicant and approved by the local government and used to inform the Structure Plan—</p> <ol style="list-style-type: none"> <li>a. A Local Water Management Strategy, prepared in accordance with any relevant District Water Management Strategy, in consultation with the Department of Water and Environmental Regulation.</li> <li>b. A Bushfire Management Plan.</li> <li>c. An Environmental Management Plan, in consultation with the Department of Biodiversity, Conservation and Attractions and the Environmental Protection Authority. The Environmental Management Plan shall address as a minimum, actions to prevent and manage impacts of urban development on sites subject of, and/or adjacent to, a Threatened Ecological Community.</li> </ol> <p>51.5 Subdivision and/or development applications shall be accompanied by a Detailed Wetland and Buffer Management Plan, prepared in consultation with the Department of Biodiversity, Conservation and Attractions and the Environmental Protection Authority. The Detailed Wetland and Buffer Management Plan shall address as a minimum, buffers for sites subject of, and/or adjacent to, a Wetland and/or a Threatened Ecological Community.</p> |

- (d) Amend the Scheme Maps accordingly.

H. ZELONES, Mayor.  
J. ABBISS, Chief Executive Officer.

## PL402

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED TOWN PLANNING SCHEME AMENDMENT  
*Shire of Derby/West Kimberley*  
Town Planning Scheme No. 5—Amendment No. 24

Ref: TPS/1805

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 Derby/West Kimberley Town Planning Scheme amendment on 6 November 2019 for the purpose of—

- i. Deleting the following clauses from the Scheme Text, as they have been superseded by the deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2—
  - Part 2, clause 2.3;
  - Part 5, Clauses 5.2.3-5.2.8, 5.4.2, 5.8.1-5.8.6;

- Part 6 in its entirety;
  - Part 7 in its entirety;
  - Part 8 in its entirety;
  - Part 9 in its entirety; and
  - Appendix 6, 7 and 8.
- ii. Removing the following clauses from the Scheme Text and inserting them into Schedule A—Supplemental Provisions—
- Part 7, clause 7.1.2 (h) and (j)
- iii. Inserting the following—
- Schedule A—Supplemental Provisions—
- Clause 61(1)
- (k) the erection on a Rural zoned lot of a Single dwelling, except where the Single dwelling is a transportable or second-hand building, or outbuilding;
  - (l) the erection on a Rural-Residential zoned lot of a Single dwelling, except where—
    - (i) the single dwelling is a repurposed or second-hand building; or the proposed dwelling requires Local government to exercise its discretion to approve a variation to a provision of the Scheme;
    - (ii) the erection of an outbuilding with a floor area of less than 60m<sup>2</sup> on a Rural Residential zoned lot.
  - (m) the advertisements contained in Appendix 5 of this Scheme are exempt from development approval.
  - (n) the carrying out of works urgently necessary to ensure public safety, for the safety or security of plant or equipment or for the maintenance of essential services.
- iv. Delete the following definitions from Appendix 1, as they have been superseded by the definitions in the deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2—
- Absolute majority;
  - Act;
  - Advertisement;
  - Amenity;
  - Building Code of Australia;
  - Owner;
  - Residential Planning Codes;
  - Zone
- v. Amend the following clauses by removing the cross reference to the clause deleted by the amendment and replace them with cross reference to deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2—
- Clause 3.3.1 (c)
  - Clause 3.3.3 (b)
  - Clause 3.8 (b)
  - Clause 4.10.1
  - Clause 4.10.3
  - Clause 5.2.2
  - Clause 5.6.8 (d) and (h)
- vi. Delete reference to the following term “planning approval” throughout the Scheme and replace them with the corresponding term “development approval” throughout the Scheme.
- vii. Amending the following clauses in the Scheme text in relation to structure plans—
- (a) Amend the text under 3.8(b) ‘residential development zone’ as follows—
- “To ensure that subdivision and development of land within the zone has due regard to a Structure Plan approved by the Western Australian Planning Commission prepared in accordance with Part 4 of the Deemed Provisions”.
- (b) Amend the wording of clause 5.2.2 as follows—
- “Requirement for a Structure Plan
- Prior to subdivision and development proceeding on land within the Light Industrial Development Area or the Residential Development Area, a Structure Plan shall be prepared and approved in accordance with Part 4 of the deemed provisions”.
- (c) Amend the wording of Clause 5.2.3 as follows—
- “Notwithstanding Clause 5.2.2 above Local government may approve any development within a Light Industrial Development Area or Residential Development Area consistent with the zoning of the land without the preparation of a Structure Plan, where in the opinion of Local government the development will not adversely affect the future subdivision and development of the land”.

- (d) Delete Clause 5.6.1 and replace with—  
 “Requirement for a Structure Plan  
 Prior to subdivision and development proceeding on land within the Rural Residential Area, a Structure Plan shall be prepared and approved in accordance with Part 4 of the deemed provisions”.
- (e) Delete Clause 5.6.2 and replace with—  
 “Approval Under Base Zoning  
 Notwithstanding Clause 5.6.1 above Local government may approve any development within a Rural Residential zone consistent with the zoning of the land without the preparation of a Structure Plan, where in the opinion of Local government the development will not adversely affect the future subdivision and development of the land”.
- (f) Delete clauses 5.6.3 and 5.6.4
- (g) Amend Clause 5.6.6 as follows—  
 “Further subdivision of land within the Hamlet Grove Rural Residential zone shall be generally in accordance with the original Structure Plan for the area. Further subdivision of the land into lots smaller than 2 hectares may be supported by Local government providing proposed lot sizes are generally in accordance with those existing in the area”.
- (h) Delete clause 5.8 in its entirety.
- (i) Replace all references to Outline Development Plan with Structure Plan.
- viii. Replace all references to an “AA” use as a “D” use in clause 3.3.1 (b) and within Table 2.
- ix. Replace all references to a “SA” use to an “A” use in clause 3.3.1 (c) and within Table 2.
- x. Replace all references to an “IP” use to an “I” use in clause 3.3.1 (d) and within Table 2.
- xi. Include ‘Ancillary Dwelling’ in Table 2 as a ‘P’ use in the Residential and town centre zone; as a D use in the Rural Residential, Rural, Community Purposes and Residential Development zone; and an “X” use in all other zones.
- xii. With regards to transportable dwellings—
- (i) Replace “transportable” with “repurposed” in clause 4.8;
- (ii) Insert a new definition for “repurposed dwelling” as follows—  
 “a building or structure not previously used as a single house, which has been repurposed for use as a dwelling”;
- (iii) Insert “repurposed dwelling” into Table 2—

| Landuse             | Town Centre (1) | Commercial | Residential | Settlement  | Service Industry | Light Industry | General Industry | Special Use         | Port Industry | Rural-Residential | Rural | Community Purposes | Residential Development Zone |
|---------------------|-----------------|------------|-------------|---|------------------|----------------|------------------|---------------------|---------------|-------------------|-------|--------------------|------------------------------|
| Repurposed Dwelling | A               | A          | A           | Land use permissibility is to be with reference to the endorsed layout plan | D                | D              | D                | Refer to Appendix 3 | D             | D                 | D     | D                  | D                            |

- xiii. Reword clause 4.10.1 as follows—  
 “No outbuilding(s) collectively exceeding 60m<sup>2</sup> in area and satisfying the deemed-to-comply provisions of the R codes shall be erected on any Residential lot; or exceeding 60m<sup>2</sup> on any Rural-Residential lot without the development approval of the Council in accordance with clause 61 of the deemed provisions”.
- xiv. With regards to the ‘Settlement zone’
- (a) Replace the zone objectives and zone policies in Table 1 as follows—  
Zone Objectives
- (a) To identify existing and proposed Aboriginal settlements and to collaboratively plan for the orderly and proper development of those places by—
- i. Requiring preparation and endorsement of a Layout Plan.
  - ii. Ensuring that development accords with the Layout Plan.



Zone Policies

- (a) To require development to be consistent with a Layout plan endorsed by the Community, Local government and the Western Australian Planning Commission.
- (b) Replace text in Table 2: Zoning Table, as follows—  
“Land use permissibility is to be with reference to the endorsed layout plan”
- (c) Delete 5.5 and replace with—
- 5.5.1 Layout Plans  
In the Settlement zone, the use and development of land is to be in accordance with an endorsed Layout Plan prepared in accordance with State Planning Policy 3.2 Aboriginal Settlements,
- 5.5.2 In the event that an approved Layout Plan has not been prepared in accordance with State Planning Policy No. 3.2—Aboriginal Settlements, assessment and consideration is to be carried out based upon the objectives and intentions of this Scheme.
- xv. Update references to various legislation.
- xvi. Amend contents page as necessary.
- xvii. Renumber the remaining scheme provisions and schedules sequentially and update any cross referencing to the new clause numbers as required.
- xviii. Add the following definition for ‘Second-hand dwelling’ into Appendix 1—  
“means a dwelling that has been in a different location, and has been dismantled and transported to another location, but does not include a new modular or transportable dwelling.”
- xix. Add the following uses to Table 2—

| Landuse             | Town Centre (1) | Commercial | Residential | Settlement  | Service Industry | Light Industry | General Industry | Special Use         | Port Industry | Rural-Residential | Rural | Community Purposes | Residential Development Zone |
|---------------------|-----------------|------------|-------------|---|------------------|----------------|------------------|---------------------|---------------|-------------------|-------|--------------------|------------------------------|
| Secondhand Dwelling | X               | X          | X           | Land use permissibility is to be with reference to the endorsed layout plan | D                | D              | D                | Refer to Appendix 3 | D             | D                 | D     | D                  | D                            |

- xx. Reference the deemed provisions and supplemental provisions under Clause 1.5 of the Scheme as follows—  
“The Scheme comprises this Scheme Text; the deemed provisions (set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2; the supplemental provisions contained in Schedule A; and the Scheme Maps (sheets 1 to 6)”.

G. HAEREWAWA, Shire President.  
A. O’HALLORAN, Chief Executive Officer.

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## PREMIER AND CABINET

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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. Saffioti MLA to act temporarily in the office of Minister for Education and Training in the absence of the Hon S. M. Ellery MLC for the period 15 to 20 January 2020 (both dates inclusive).

E. ROPER, A/Director General, Department of the Premier and Cabinet.

**PR402****INTERPRETATION ACT 1984**  
**MINISTERIAL ACTING ARRANGEMENTS**

On 16 July 2019, notice was published in *Government Gazette* No. 108 that, under the *Interpretation Act 1984* section 12(c), the Governor had approved the temporary appointment of the Hon R. H. Cook MLA to 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 21 December 2019 to 10 January 2020 (both dates inclusive).

It is hereby notified for public information that the period of absence of the Hon M. McGowan MLA has been amended to 21 December 2019 to 7 January 2020 (both dates inclusive).

E. ROPER, A/Director General, Department of the Premier and Cabinet.

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**PUBLIC NOTICES**

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**ZZ401****TRUSTEES ACT 1962**  
**DECEASED ESTATES**

## Notice to Creditors and Claimants

Logan William Tavendale, late of 1 Topaz Court, Australind, 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 3 May 2019, are required by the Administrators, Australian Unity Trustees Ltd care of PO Box 1194, West Perth WA 6872, to send particulars of their claims within one month of the date of publication, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

**ZZ402****TRUSTEES ACT 1962**  
**DECEASED ESTATES**

## Notice to Creditors and Claimants

Edna June Gratz, late of 4 Nugent Street, Esperance, 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, Edna June Gratz, who died on the 13th day of August 2019, are required by the executor, Stephen Thomas Worth, to send particulars of their claims to him care of E W Gray Lawyer, Post Office Box 317, Esperance WA 6450 on or before the expiration of one (1) month from 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 he then has notice.

E W GRAY LAWYER.

**ZZ403****TRUSTEES ACT 1962**  
**DECEASED ESTATES**

## Notice to Creditors and Claimants

Maikeli Temo, late of 1B Brennan Way, Belmont, 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 26 September 2019, are required by the personal representative Sainiana Naulu Banivuwai of c/- Lynn & Brown Lawyers, PO Box 1114, Morley, WA 6943 to send particulars of their claims to her by the 10 February 2020, after which date the personal representative may convey or distribute the assets of the estate, having regard only to the claims of which she then has notice.

ZZ404

**TRUSTEES ACT 1962**  
**DECEASED ESTATES**

Notice to Creditors and Claimants

In the matter of the Estate of David Patrick Abe, late of Opal Murdoch, Discovery Way, Murdoch, 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 7 September 2019, are required by the Executor Glen Bernard Giles, to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by 10 February 2020, 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 6th day of January 2020.

GARRY E. SAME, Taylor Smart.

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ZZ405

**TRUSTEES ACT 1962**  
**DECEASED ESTATES**

Notice to Creditors and Claimants

In the matter of the Estate of Frank Jakovcevic, late of 27 Marvell Avenue, Spearwood, 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 28 February 2016, are required by the Executors Mary Sandra Pallotta, Frances Pauline Jakovcevic, and Kristina Jakovcevic-Paratore to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by 14 February 2020, after which date the said Executors may convey or distribute the assets, having regard only to the claims of which they then have had notice.

Dated the 7th day of January 2020.

PETER A. NEVIN, Taylor Smart.

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ZZ406

**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 10 February 2020 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Armitage, Keith George, late of 41 Halvorson Road, Morley, who died on 9 November 2019 (DE33053262 EM13).

Barton, Daphne Barbara, late of Villa Pelletier Hostel, 48 Ruislip Street, West Leederville, who died on 23 June 2011 (PM33064272 EM27).

Beerkens, Joseph Matheus Maria, late of 21 Prince Street, Queens Park, who died on 27 June 2019 (DE19724082 EM38).

Brooks, Phyllis May, late of Unit 7, 12-16 Foyle Road, Bayswater, who died on 9 December 2019 (DE33118059 EM37).

Brown, Bradley Edgar, late of 6A The Rope Walk, Mosman Park, who died on 8 September 2019 (DE20003011 EM13).

Daniels, Stephen Richard, formerly of 3 Osbourne Place, Kewdale, late of Unit 3, 74 McMaster Street, Victoria Park, who died on 19 November 2019 (DE33158375 EM35).

Dibb, Ronald, formerly of 10/42 John Street, Armadale, late of J E Murray Home, 16 Deerness Way, Armadale, who died on 15 November 2019 (DE33058226 EM26).

Dunne, William John (also known as Jack), late of Unit 2, 69 Allnut Terrace, Augusta, who died on 4 October 2019 (DE19953178 EM32).

Goldsmith, Heather Joy, late of Aegis Parkview, Unit 35, 6 Drummond Street, Redcliffe, who died on 23 July 2019 (DE33028843 EM37).

Hawkins, Jim Morrell, late of 41 Walker Crescent, High Wycombe, who died on 19 September 2019 (DE19741953 EM17).

- Hughes, David John, late of Unit 1, 12 Wellington Street, Bunbury, who died on 1 November 2019 (DE33110628 EM16).
- Keenan, Charles Patrick, late of 403 Keenan Road, Esperance, who died on 21 October 2019 (DE33155192 EM213).
- Locke, Kimberley William, late of Acacia Living Group Nursing Home, 82 Oakmont Avenue, Meadow Springs, who died on 5 December 2018 (DE33077274 EM26).
- Mills, Bobbie, late of Juniper Tranby, Unit 221, 4-10 Hayman Road, Bentley, who died on 23 October 2019 (DE19761028 EM36).
- Oliver, Winston John, formerly of Kingsway Court, 83 Imperial Circuit, Madeley, late of Madeley Care Centre, 95 Imperial Circuit, Madeley, who died on 4 October 2019 (DE19813057 EM32).
- Ottaway, Merle Lilly, late of 24 Edgewater Road, Safety Bay, who died on 21 December 2019 (DE19850576 EM110).
- Parker, Anne Pamela Dawn, formerly of 55 Westbury Crescent, Bicton, late of Braemar Coinda, 31 Moorhouse Street, Willagee, who died on 5 November 2019 (DE19650129 EM36).
- Rouse, Kenneth Roy, late of 25 Bildjar Close, South Guildford, who died on 24 November 2019 (DE19990491 EM23).
- Shay, Joan Marlene, late of The Residency, 45 Burgoyne Street, Northam, who died on 11 December 2018 (PM33117493 EM27).
- Willder, Sylvia Madge, late of Pioneer House, 27 McNeill Street, Dalwallinu, who died on 12 November 2019 (DE19890433 EM17).

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

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