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West Perth, 6872
Telephone: 6552 6000

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— PART 1 —

WORKCOVER

WC301

Workers' Compensation and Injury Management Act 1981

Workers' Compensation and Injury Management Arbitration Amendment Rules 2020

SL 2020/137

Made by the Minister under section 293B of the Act.

1. Citation

These rules are the *Workers' Compensation and Injury Management Arbitration Amendment Rules 2020*.

2. Commencement

These rules come into operation as follows —

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on the day after that day.

3. Rules amended

These rules amend the *Workers' Compensation and Injury Management Arbitration Rules 2011*.

4. Rule 3 amended

- (1) In rule 3 delete “In these” and insert:

(1) In these

- (2) In rule 3 insert in alphabetical order:

claimant has the meaning given in section 72C;

EDS means the electronic document system operated by or on behalf of the Arbitration Service that enables —

- (a) applications for arbitration to be made; and
- (b) documents to be lodged with the Arbitration Service in relation to proceedings; and
- (c) notices to be given by the Registrar or an arbitrator to parties to proceedings;

EDS exempt, in relation to a proceeding, has the meaning given in rule 3A;

representative has the meaning given in rule 51(1);

(3) At the end of rule 3 insert:

- (2) In these rules, in the case of a fatality compensation application, a reference to a party includes a reference to a claimant.

5. **Rule 3A inserted**

After rule 3 insert:

3A. **EDS exempt**

- (1) A person is EDS exempt in relation to a proceeding at a particular time if, at that time —
 - (a) the person is a party to the proceeding, is self-represented in relation to the proceeding and is neither an insurer nor a self-insurer; or
 - (b) the person is exempt in relation to the proceeding under subrule (3).
- (2) A party is self-represented in relation to a proceeding if —
 - (a) in the case of a worker or a claimant — a representative is not engaged by or on behalf of the worker or claimant to represent them in the proceeding; or
 - (b) in the case of an employer — the employer is uninsured.
- (3) The Registrar may exempt a person from a requirement to use the EDS in relation to a proceeding, or all proceedings, if satisfied that it would be unreasonable for the person to be required to use the EDS in relation to the proceeding or proceedings.

6. Rule 6 amended

In rule 6(2)(c) delete “served on” and insert:

given by the arbitrator to

7. Rule 7 amended

In rule 7 in the definition of *document* before “filed” insert:

lodged or

8. Rule 8 amended

In rule 8(b) before “must” insert:

where relevant,

9. Rule 9 amended

(1) Delete rule 9(1) and (2) and insert:

(1) Every document in relation to a proceeding must be lodged with the Arbitration Service using the EDS unless —

- (a) the person lodging the document is EDS exempt in relation to the proceeding; or
- (b) the EDS is unavailable at the time of lodging.

(2) Subject to subrule (5), a person who is EDS exempt in relation to a proceeding may lodge a document in relation to the proceeding with the Arbitration Service in the following manner —

- (a) by presenting it at the office of the Arbitration Service when the office is open for business; or
- (b) by sending it to the office of the Arbitration Service by pre-paid post; or
- (c) by sending it to the Arbitration Service by email in accordance with rule 10; or
- (d) by using the EDS.

(2A) While the EDS is unavailable for use a document may be lodged in the manner referred to in subrule (2)(a), (b) or (c).

- (2) In rule 9(3) delete “by fax or through the Internet” and insert:

by email or by using the EDS

- (3) After rule 9(4) insert:

- (5) The Registrar may require a person who is EDS exempt in relation to a proceeding to lodge a document in relation to the proceeding in the manner directed by the Registrar.

10. Rules 10 and 11 replaced

Delete rules 10 and 11 and insert:

10. Lodging by email

- (1) The Registrar may —
- (a) approve and publish an email address for the lodgment of documents under this rule; and
 - (b) determine and publish requirements as to the permissible format and the maximum size of documents that may be lodged under this rule.
- (2) An email by which documents are lodged under this rule must —
- (a) state the sender’s name; and
 - (b) state a telephone number by which the sender can be contacted; and
 - (c) list and describe the documents being lodged by the email.
- (3) Documents lodged under this rule must comply with any published requirements as to form and size.
- (4) A person who lodges a document by email under this rule must —
- (a) endorse the first page of the original document with —
 - (i) a statement that the document is the original of a document sent to the Arbitration Service by email; and
 - (ii) the date and time the document was sent by email;and
 - (b) keep the endorsed original document for the duration of any proceeding to which the document relates; and

- (c) if directed to do so by an arbitrator, produce the endorsed original document to the arbitrator.

11. Notification by Registrar or arbitrator through EDS

- (1) A requirement for the Registrar or an arbitrator to notify a person, or give them a copy of a document, in relation to a proceeding is satisfied, on a day, if —
 - (a) the person is not EDS exempt in relation to the proceeding; and
 - (b) the notice or document becomes accessible using the EDS to the person before 5.00 p.m. on that day; and
 - (c) electronic notification that the notice or document is accessible is sent to the person before 5.00 p.m. on that day.
- (2) In subrule (1) —
electronic notification, in relation to a person, includes notification by an email sent to an email address provided by the person.
- (3) This rule does not apply to the requirements of service in rule 54(2) and (3).

11. Rule 12 amended

In rule 12:

- (a) in paragraph (a) before “day,” insert:

working

- (b) in paragraph (b) before “day.” insert:

working

12. Rule 16 amended

In rule 16(1)(d):

- (a) delete “a fax number” and insert:

an email address

- (b) delete “by fax to that number.” and insert:

as an attachment to an email sent to that email address.

13. Rule 17 amended

- (1) In rule 17(1)(b) delete “one fax number” and insert:

an email address
- (2) Delete rule 17(2)(b)(i) and insert:
 - (i) an email address;
- (3) In rule 17(4):
 - (a) delete “a fax number of a person,” and insert:

an email address of a person under this rule,
 - (b) delete “by fax at that fax number.” and insert:

as attachments to emails sent to that email address.

14. Rule 19 replaced

Delete rule 19 and insert:

19. Service by email

- (1) An email by which documents are served must —
 - (a) state the sender’s name; and
 - (b) state a telephone number by which the sender can be contacted; and
 - (c) list and describe the documents being served by the email.
- (2) A person who serves a document by email must —
 - (a) endorse the first page of the original document with —
 - (i) a statement that the document is the original of a document sent by email; and
 - (ii) the date and time the document was sent by email;and
 - (b) keep the endorsed original document for the duration of any proceeding to which the document relates; and
 - (c) if directed to do so by an arbitrator, produce the endorsed original document to the arbitrator.

15. Rule 20 amended

In rule 20(2) delete “fax” and insert:

email

16. Rule 59 amended

Delete rule 59(3).

17. Rule 67 amended

In rule 67(2)(b) delete “concerned and the employer of the worker a list of” and insert:

concerned, and the employer of the worker, written notice that lists

18. Rule 68 amended

In rule 68(3) delete “filed” and insert:

lodged

19. Rule 72 amended

In rule 72(2)(b) delete “concerned and the employer of the worker a list of” and insert:

concerned, and the employer of the worker, written notice that lists

20. Rule 73 amended

In rule 73(3) delete “filed” and insert:

lodged

W. JOHNSTON, Minister for Industrial Relations.

— PART 2 —

JUSTICE

JU401

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 51(1) of the *Court Security and Custodial Services Act 1999*, the Commissioner of Corrective Services has issued the following Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Permit Expiry Date
	Rajesh Kumar	BRS-200044	24/03/2022
Sturgeon	Frazer William	BRS-170205-2	24/03/2022
Wallis	Gregory Edward	BRS-200045	24/03/2022
Swancott	Russell William	BRS-170206-2	24/03/2022

Pursuant to the provisions of section 56(1) of the *Court Security and Custodial Services Act 1999*, the Commissioner of Corrective Services has revoked the following Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Brewster	Aleesha Anne	BRS-170010	04/08/2020
Atkins	Peter John	BRS-170333-1	04/08/2020
Flanagan	Peter Francis	BRS-170095	04/08/2020
O'Brien	Rebecca Maree	BRS-180124	04/08/2020
Maitre	Rudy Serge	BRS-170041	04/08/2020
Guerriero	Anthony Craig	BRS-170100	04/08/2020
Ingham	Christina Mary	BRS-170391-1	04/08/2020
Page	Renara Danielle	BRS-180028	04/08/2020

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

SUE HOLT, Assistant Director,
Prisoner Transport and Custodial Services Contract Management.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

City of Wanneroo

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 12 August 2020, determined that the method of valuation to be used by the City of Wanneroo 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 those portions of land being Lots 20 to 27 inclusive and Lots 37 to 46 inclusive as shown on Deposited Plan 417211, Lots 53 to 59 inclusive as shown on Deposited Plan 417722 and Lots 1 to 20 inclusive as shown on Deposited Plan 418129.

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

LG402

LOCAL GOVERNMENT ACT 1995*Shire of Leonora***APPLICATION FOR REVESTMENT OF LAND IN THE CROWN**

Notice of intent is hereby given that Council will make application to the Minister for Local Government in accordance with Section 6.74 of the *Local Government Act 1995* to have the following land revested in the Crown.

Names of Owners and All Other Persons appearing to have an Estate of Interest in the Land	Description of Land Referred to, including Title References
Andersen: Tracy Aleesha Sheriff's Office Level 5 501 Hay Street PERTH WA 6000	LOT 702 Tower Street Leonora VOLUME 1976 FOLIO 125 DEPOSITED PLAN 120071

The abovementioned person to whom this notice of intention is addressed may, within 30 days of the date of notice, lodge an objection to the revestment.

J. G. EPIS, Chief Executive Officer, Shire of Leonora,
PO Box 56, Leonora WA 6438.

Dated 13th August, 2020.

LG403

LOCAL GOVERNMENT ACT 1995**BUSH FIRES ACT 1954***Shire of Woodanilling***APPOINTMENTS**

It is hereby notified for public information that the following Officers have been appointed under the Provisions of the Bush Fires Act by the Shire of Woodanilling as Fire Control Officers from 1 July 2020.

Bush Fire Control Officers—

Chief BFCO	Dale Douglas
Deputy Chief BFCO	Jason Cronin
Beaufort Kenmare	Bindi Murray
Boyerine Westwood	Gilbert Watson
Central	Scott Hook
Cartmeticup	David Kerr
Glencoe	Braden Crosby
CESM	Cindy Pearce

The above appointments replace Council's previous appointments of Bushfire Control Officers.

S. K. GASH, Chief Executive Officer.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005**DIRECTIONS**

DR 166 of 2020

In the State Administrative Tribunal, between Nyamba Buru Yawuru Ltd, Applicant and the Western Australian Planning Commission, Respondent.

Direction to the State Administrative Tribunal to refer application to the Minister for Planning pursuant to section 246(2)(a) of the *Planning and Development Act 2005*.

To: State Administrative Tribunal
Level 6, State Administrative Tribunal Building
565 Hay Street
PERTH WA 6000.

1. On 28 July 2020, Application DR 166 of 2020 between Nyamba Buru Yawuru Ltd, Applicant, and the Western Australian Planning Commission, Respondent, was filed in the State Administrative Tribunal.

2. I, Minister for Planning, consider that the application raises issues of such State and regional importance that it is appropriate for the application to be determined by the Minister for Planning.

3. I therefore direct, pursuant to section 246(2)(a) of the *Planning and Development Act 2005*, that the President refer the application to me for determination.

Hon. RITA SAFFIOTI, MLA, Minister for Planning.

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 A MacTiernan MLC to act temporarily in the office of Minister for Child Protection; Women's Interests; Prevention of Family and Domestic Violence; Community Services in the absence of the Hon S F McGurk MLA for the period 26 to 30 August 2020 (both dates inclusive).

R BROWN, A/Director General, Department of the Premier and Cabinet.

PR402

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 A MacTiernan MLC to act temporarily in the office of Minister for Water; Forestry; Innovation and ICT; Science; Youth in the absence of the Hon D J Kelly MLA for the periods—

- 3 to 7 October 2020 inclusive; and
- 9 October 2020.

R BROWN, A/Director General, Department of the Premier and Cabinet.

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Patricia Dawn Brown, late of Regents Garden Four Seasons Booragoon, 495 Marmion Street, Booragoon 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 15 May 2020, are required by the trustee of the late Patricia Dawn Brown, c/- Mountains Lawyers, PO Box 5379, Rockingham Beach WA 6969 to send particulars of their claims to the trustee within 30 days of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

MOUNTAINS LAWYERS PTY LTD, Solicitors for the Trustee.
Telephone: (08) 9592 7326.

ZZ402**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Margaret Louise Piper, late of Mercycare Rockingham, 1 Tanby Place, Cooloongup, 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 9 July 2019 are required by the personal representative to send particulars of their claims to him/her care of IRDI Legal, 248 Oxford Street, Leederville, Western Australia 6007 by 17 September 2020 after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

ZZ403**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Dianne Yvonne Salmon, late of 15 Albert Street, Geraldton, 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 30 April 2020, are required by the executor, Callum Andrew Salmon, c/- Plain Legal, Suite 3, 80 Walters Drive, Osborne Park WA 6017, to send particulars of their claims to them within one month after publication of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZZ404**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 by the Executor of these estates to send particulars of their claims to the Executor within one 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 the Executor then has notice.

Brnic, Mark Peter Frank, late of Unit 209/1 Wexford Street, Subiaco who died on about 9 March 2018.

Fogliani, Henrika, late of 141 Edward Street, Osborne Park who died on 30 November 2019.

Navarro, Bettina Elizabeth, late of McDougall Park Nursing Home, 18 Ley Street, Como who died on 16 April 2020.

HAYNES LEEUWIN, Solicitors for the Executors.
Suite 2, Ground Floor, 190 Main Street,
Osborne Park WA 6017.

ZZ405**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

John Shields, late of Opal Aged Care, 15 Cottrill Street, Myaree in the State of Western Australia, who died 9 November 2019.

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 Personal Representative to send the particulars of their claim to Ellery Brookman, Locked Bag 400, Kalgoorlie WA 6433, within one month of publication hereof, after which date the Personal Representative may convey or distribute the assets, having regard only to claims of which they then have notice.

ZZ406**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Peter Stuart Hollingworth, late of St Louis Retirement Village, 11/26 Barnfield Road, Claremont, Western Australia, Retired Medical Practitioner, 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 25 April 2020 are required by the Trustee Equity Trustees Wealth Services Limited ACN 006 132 332 of Level 1, 575 Bourke Street, Melbourne Vic 3000 to send particulars of their claim to them by 29 September 2020 after which date the Trustee may convey or distribute the assets having regard only to the claims of which it then has notice.

ZZ407**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Stephen Martin Clee, late of 20 Ricketts Court, Rockingham, Western Australia, Royal Australian Navy—Petty Officer, 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 25 February 2020 are required by Birman and Ride of Level 3, 16 Irwin Street, Perth WA 6000 to send particulars of their claim to them by the date one month from the publication date after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice

ZZ408**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

David Douglas Dick (also known as Dougald Dick) late of Wearne Hostel Cottesloe, 1 Gibney Street, Cottesloe, 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 27 May 2020, are required by the Executors, Ms Kaye Brooks, Mr Ian Hetherington, and Mr John Butler, care of Butlers Lawyers & Notaries of 45 Stirling Highway, Nedlands, Western Australia, to send particulars of their claims to them within one (1) month from today, after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.
