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PUBLISHING DETAILS

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

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

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

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

Email address:

gazette@dpc.wa.gov.au

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

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

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Public Notices Section—\$78.20 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

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— PART 1 —

EDUCATION

ED301

Education Service Providers (Full Fee Overseas Students) Registration
Act 1991
School Curriculum and Standards Authority Act 1997
Teacher Registration Act 2012

Education and Training Regulations Amendment (Fees and Charges) Regulations 2022

SL 2022/61

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Education and Training Regulations Amendment (Fees and Charges) Regulations 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2022.

Part 2 — *Education Service Providers (Full Fee Overseas Students) Registration Regulations 1992* amended

3. Regulations amended

This Part amends the *Education Service Providers (Full Fee Overseas Students) Registration Regulations 1992*.

4. Schedule 1 amended

In Schedule 1 amend the items listed in the Table as set out in the Table.

Table

Item	Delete	Insert
it. 1(c)	\$327	\$334
	\$812	\$828
it. 3	\$327	\$334
	\$812	\$828

Part 3 — *School Curriculum and Standards Authority Regulations 2005* amended

5. Regulations amended

This Part amends the *School Curriculum and Standards Authority Regulations 2005*.

6. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees and charges for certification, assessment and examination

[r. 10]

Item	Description	Fee/Charge
<i>Certification</i>		
1.	Copy of student record (s. 19J(1))	\$49.00 (for each document)
2.	Change of entry in application for certification	\$58.00
3.	Secondary education equivalence statement.....	\$50.00
<i>Assessment</i>		
4.	Enrolment (late entry)	\$114.00 (for each course unit to a maximum of \$2 000.00 per application)
5.	Appeal from assessment	\$27.00 (for each course unit)

Item	Description	Fee/Charge
<i>Examination</i>		
6.	Non-school candidate	\$58.00 (for each examination)
7.	Non-school candidate (late entry)	\$114.00 (for each examination)
8.	Non-school candidate (taking examination without enrolment)	\$173.00 (for each examination)
9.	School candidate (taking examination without enrolment)	\$173.00 (for each examination)
10.	School candidate taking examination in Australia but outside the State	\$83.00 (for each examination up to a maximum of \$400.00)
11.	School candidate taking examination outside Australia	\$329.00 (for each examination)
12.	Check of results	\$49.00 (for each examination)
13.	Statement of raw marks	\$17.00 (for each examination)
14.	Copy of examination script (obtainable only during the period of 21 days after publication of the examination results)	\$33.00 (for each script)

Part 4 — *Teacher Registration (Accreditation of Initial Teacher Education Programmes) Regulations 2012*
amended

7. Regulations amended

This Part amends the *Teacher Registration (Accreditation of Initial Teacher Education Programmes) Regulations 2012*.

8. Regulation 5 amended

In regulation 5(3)(b) delete “\$2 142.50.” and insert:

\$2 185.

9. Regulation 6 amended

In regulation 6(4)(b) delete “\$2 142.50.” and insert:

\$2 185.

Part 5 — *Teacher Registration (General) Regulations 2012*
amended

10. Regulations amended

This Part amends the *Teacher Registration (General) Regulations 2012*.

11. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

			[r. 28]
	Type of fee	Provision of Act or regulations	Fee
1.	Fee payable by a person who applies for provisional registration —	s. 10(2)(e)	
	(a) if the applicant has a teaching qualification from an accredited initial teacher education programme		\$136

	Type of fee	Provision of Act or regulations	Fee
	(b) if the applicant has a teaching qualification conferred in Australia or New Zealand that the applicant wishes the Board to recognise as equivalent to a teaching qualification from an accredited initial teacher education programme		\$136
	(c) if the applicant has a teaching qualification conferred in a country other than Australia or New Zealand that the applicant wishes the Board to recognise as equivalent to a teaching qualification from an accredited initial teacher education programme		\$458
	(d) if the application is in accordance with the mutual recognition principle or the Trans-Tasman mutual recognition principle		\$136
	(e) if the applicant holds non-practising registration		no fee
2.	Fee payable by a person who applies for full registration —	s. 10(2)(e)	
	(a) if the applicant has a teaching qualification from an accredited initial teacher education programme		\$172
	(b) if the applicant has a teaching qualification conferred in Australia or New Zealand that the applicant wishes the Board to recognise as equivalent to such a qualification		\$172
	(c) if the applicant has a teaching qualification conferred in a country other than Australia or New Zealand that the applicant wishes the Board to recognise as equivalent to such a qualification		\$492
	(d) if the application is in accordance with the mutual recognition principle or the Trans-Tasman mutual recognition principle		\$136
	(e) if the applicant holds provisional or non-practising registration		no fee

	Type of fee	Provision of Act or regulations	Fee
3.	Fee payable by a person who applies for limited registration —	s. 10(2)(e)	
	(a) if the application involves the consideration for approval of a qualification or qualifications conferred by a body that is not established, or primarily based, in Australia or New Zealand		\$550
	(b) if the application involves a nominee participating in a teacher exchange programme approved by the Board for the purpose of this item		no fee
	(c) otherwise		\$228
4.	Fee payable by a person who applies for non-practising registration —	s. 10(2)(e)	
	(a) eligible under section 18(a) of the Act		no fee
	(b) eligible under section 18(b) of the Act —		
	(i) if the applicant has a teaching qualification from an accredited initial teacher education programme		\$172
	(ii) if the applicant has a teaching qualification conferred in Australia or New Zealand that the applicant wishes the Board to recognise as equivalent to such a qualification		\$172
	(iii) if the applicant has a teaching qualification conferred in a country other than Australia or New Zealand that the applicant wishes the Board to recognise as equivalent to such a qualification		\$492
5.	Fee payable by a person who applies for the renewal of registration	s. 11(2)(d)	\$54

	Type of fee	Provision of Act or regulations	Fee
6.	Annual fee —	s. 35	
	(a) for the first year after registration is granted if it is granted in January, February, March, October, November or December		\$46
	(b) otherwise		\$92
7.	Fee payable by a person for a criminal record check, obtained by the Board with consent of the person under section 44 of the Act	s. 128(2)(i)	\$57
8.	Fee payable by a person who applies for a certified copy of the register or an entry in the register for the copy	s. 37(5)	\$57 per entry up to a maximum fee of \$165
9.	Late payment processing fee	r. 28(5)	\$57
10.	Fee payable for a replacement registration card	r. 20(4)	\$57
11.	Fee payable by a person seeking advice about additional qualifications required for registration	r. 19(2)(a)(i) or (ii)	\$320
12.	Fee payable by a person seeking advice about being a fit and proper person to be registered	r. 19(2)(b)	\$57

N. HAGLEY, Clerk of the Executive Council.

ENERGY

EN301

Energy Operators (Powers) Act 1979

**Energy Operators (Electricity Generation and
Retail Corporation) (Charges) Amendment
By-laws 2022****SL 2022/70**

Made by the Electricity Generation and Retail Corporation with the approval of the Governor in Executive Council.

1. Citation

These by-laws are the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2022*.

2. Commencement

These by-laws come into operation as follows —

- (a) by-laws 1 and 2 — on the day on which these by-laws are published in the *Gazette*;
- (b) the rest of the by-laws — on 1 July 2022.

3. By-laws amended

These by-laws amend the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) By-laws 2006*.

4. Schedules 1 and 2 replaced

Delete Schedules 1 and 2 and insert:

Schedule 1 — Supply charges

[bl. 3, 4(1) and 10(1)]

1. Tariff L1 (general supply — low/medium voltage tariff)

- (1) Tariff L1 is available for low/medium voltage supply.
- (2) Tariff L1 comprises —
 - (a) a fixed charge at the rate of \$1.9239 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 29.9391 cents per unit for the first 1 650 units per day; and

- (ii) 33.7553 cents per unit for all units exceeding 1 650 units per day.
 - (3) Tariff L1 is available subject to the condition that the consumer satisfies the corporation that the amount of electricity supplied to the consumer's premises will be less than 50 MW hours per annum.
- 2. Tariff L3 (general supply — low/medium voltage tariff)**
- (1) Tariff L3 is available for low/medium voltage supply.
 - (2) Tariff L3 comprises —
 - (a) a fixed charge at the rate of \$1.8488 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 37.5529 cents per unit for the first 1 650 units per day; and
 - (ii) 31.8648 cents per unit for all units exceeding 1 650 units per day.
 - (3) Tariff L3 is available subject to the condition that the consumer satisfies the corporation that the amount of electricity supplied to the consumer's premises will be 50 MW hours or more per annum.
- 3. Tariff R1 (time-of-use tariff)**
- (1) Tariff R1 comprises —
 - (a) a fixed charge at the rate of \$3.5975 per day; and
 - (b) an energy charge consisting of —
 - (i) an on peak energy charge at the rate of 39.0178 cents per unit; and
 - (ii) an off peak energy charge at the rate of 11.7053 cents per unit.
 - (2) Tariff R1 is available subject to the following conditions —
 - (a) the consumer agrees to take the tariff for a minimum period of 12 months;
 - (b) the consumer pays the fee set out in Schedule 4 item 10;
 - (c) the consumer satisfies the corporation that the amount of electricity supplied to the consumer's premises will be less than 50 MW hours per annum.
- 4. Tariff R3 (time-of-use tariff)**
- (1) Tariff R3 comprises —
 - (a) a fixed charge at the rate of \$3.6634 per day; and
 - (b) an energy charge consisting of —
 - (i) an on peak energy charge at the rate of 53.4368 cents per unit; and
 - (ii) an off peak energy charge at the rate of 16.0525 cents per unit.

- (2) Tariff R3 is available subject to the following conditions —
- (a) the consumer agrees to take the tariff for a minimum period of 12 months;
 - (b) the consumer pays the fee set out in Schedule 4 item 10;
 - (c) the consumer satisfies the corporation that the amount of electricity supplied to the consumer's premises will be 50 MW hours or more per annum.

5. Standby charges

- (1) Standby charges are applicable to consumers with their own generation and supplied on Tariff L1, L3, R1 or R3 and are payable in addition to those tariffs.
- (2) In the case of Tariff L1, L3, R1 or R3, the standby charge is 5.7200 cents per day per kW based on the difference between total half-hourly maximum demand and normal half-hourly maximum demand.
- (3) The normal half-hourly maximum demand must be assessed by the corporation and based on loading normally supplied from the corporation's supply.
- (4) Notwithstanding the corporation's assessment, in any accounting period the normal half-hourly maximum demand is taken to be not less than —
- $$\frac{\text{kWh registered for the accounting period}}{24 \times (\text{number of days in the accounting period})} \times 0.4$$
- (5) The total half-hourly maximum demand must be assessed by the corporation as the consumer's expected half-hourly minimum demand on the corporation's system without the consumer's generation equipment in operation.
- (6) The difference between total half-hourly maximum demand and normal half-hourly maximum demand must not exceed —
- (a) the capacity of the consumer's generation equipment; or
 - (b) the expected maximum loading of such generation equipment, as assessed by the corporation.
- (7) The provision of a standby service is subject to the following conditions —
- (a) the consumer must pay for the cost of all additional mains and equipment necessary to provide the standby service;
 - (b) the standby service agreement must be for a minimum period of 12 months;
 - (c) the consumer must give 6 months' notice in writing to the corporation of intention to terminate the standby service agreement.

6. Tariff A1 (residential tariff)

- (1) Tariff A1 is available for residential use only.

- (2) Tariff A1 comprises —
 - (a) a fixed charge at the rate of \$1.0777 per day or, for multiple dwellings supplied through 1 metered supply point, a fixed charge at the rate of —
 - (i) \$1.0777 per day for the first dwelling; and
 - (ii) 42.8467 cents per day for each additional dwelling;
 - and
 - (b) a charge for metered consumption at the rate of 30.0605 cents per unit.

7. Tariff B1 (residential water heating tariff)

- (1) Tariff B1 is available for residential water heating during a 6 hour period between the hours of 11.00 pm and 6.00 am for installations approved by the corporation. Other single phase hardwired appliances may be connected in conjunction with the water heater.
- (2) Tariff B1 comprises —
 - (a) a fixed charge at the rate of 22.7053 cents per day or, for multiple dwellings supplied through 1 metered supply point, a fixed charge at the rate of 22.7053 cents per day for each dwelling; and
 - (b) a charge for metered consumption at the rate of 12.5433 cents per unit.

8. Tariff C1 (special community service tariff)

- (1) Tariff C1 is available for small voluntary and charitable organisations, subject to the conditions listed in subclause (3).
- (2) Tariff C1 comprises —
 - (a) a fixed charge at the rate of \$1.0400 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 24.2961 cents per unit for the first 20 units per day; and
 - (ii) 25.9223 cents per unit for the next 1 630 units per day; and
 - (iii) 24.7261 cents per unit for all units exceeding 1 650 units per day.
- (3) Tariff C1 is available subject to the following conditions —
 - (a) the consumer must be a direct customer of the corporation;
 - (b) the consumer must be a voluntary, non-profit making organisation;
 - (c) the consumer must be endorsed as exempt from income tax under the *Income Tax Assessment Act 1997* (Commonwealth) Subdivision 50-B;

- (d) the consumer must provide a public service, which is available to any member of the public without discrimination;
 - (e) the consumer must not be a Commonwealth, State or local government department, instrumentality or agency;
 - (f) the consumer must not receive the major part of its funding from any entity mentioned in paragraph (e).
- (4) A consumer seeking supply under Tariff C1 must make an application to the corporation in writing accompanied by evidence which clearly demonstrates that the consumer meets all the conditions listed in subclause (3).

9. Tariff D1 (special tariff for certain premises)

- (1) Tariff D1 is available for premises wholly used by a charitable or benevolent organisation for providing residential accommodation other than for commercial gain, being premises for which Tariff A1 is not available.
- (2) Tariff D1 comprises —
- (a) a fixed charge at the rate of \$1.0257 per day; and
 - (b) if under subclause (3) there is taken to be more than 1 equivalent domestic residence in the premises, a charge of 38.0284 cents per day for each equivalent domestic residence except the first that is taken to be in the premises; and
 - (c) a charge for metered consumption at the rate of 26.0605 cents per unit.
- (3) The number of equivalent domestic residences taken to be in particular premises is ascertained by dividing the facility's total bed capacity by 5 and, where the quotient is not a whole number, by increasing it to the next highest whole number.

10. Tariff K1 (general supply with residential tariff)

- (1) Tariff K1 is available for premises where the circuit wiring is not separate and the electricity is used partly for general purposes and partly for residential purposes.
- (2) Tariff K1 comprises —
- (a) a fixed charge at the rate of \$1.9017 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 31.4035 cents per unit for the first 20 units per day; and
 - (ii) 29.5937 cents per unit for the next 1 630 units per day; and
 - (iii) 33.3658 cents per unit for all units exceeding 1 650 units per day.

Schedule 2 — Unmetered supply

[bl. 4(2) and (3)]

Division 1 — Street lighting

Item	Wattage	Type	Midnight Switch-off (Obsolescent) Cents per day	1.15 am Switch-off Cents per day	Dawn Switch-off Cents per day
<i>Street lighting on current offer and for existing services</i>					
Z.01	50	Mercury vapour	32.4350	33.5213	37.6492
Z.02	80	Mercury vapour	41.9000	43.6381	50.2427
Z.03	125	Mercury vapour	51.4736	54.1892	64.5090
Z.07	250	Mercury vapour	73.7898	79.2213	99.8607
Z.10	400	Mercury vapour	85.5502	89.0422	131.4571
Z.13	150	High pressure sodium	56.5125	59.7715	72.1550
Z.15	250	High pressure sodium	65.7416	71.1731	91.8125
Z.18	per kW	Auxiliary lighting in public places	Not applicable	Not applicable	287.6754
<i>Street lighting for existing services only</i>					
Z.52	100	Incandescent	37.0495	38.5921	42.9006
Z.56	40	Fluorescent	31.5121	32.3811	35.6834

Division 2 — Miscellaneous**1. Traffic light installation**

Supply of electricity to traffic light installations comprises a charge of \$8.1304 per day per kW of installed wattage.

2. Public telephone facility

Supply of electricity to a standard public telephone facility where supply is not independently metered comprises a charge of 69.3048 cents per day.

3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of 88.5669 cents per day.

5. Schedule 4 amended

In Schedule 4:

- (a) in item 1 delete “\$37.20” and insert:

\$35.40

- (b) in item 2(a) delete “\$213.76” and insert:

\$189.00

(c) in item 5 delete “\$95.70” and insert:

\$96.50

The Common Seal of the)
Electricity Generation and Retail) [LS]
Corporation was affixed to these)
by-laws in the presence of —)

ROBERT COLE, Director.
MELANIE BROWN, Executive Officer.

EN302

Energy Operators (Powers) Act 1979

Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2022

SL 2022/71

Made by the Regional Power Corporation with the approval of the Governor in Executive Council.

1. Citation

These by-laws are the *Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2022*.

2. Commencement

These by-laws come into operation as follows —

- (a) by-laws 1 and 2 — on the day on which these by-laws are published in the *Gazette*;
- (b) the rest of the by-laws — on 1 July 2022.

3. By-laws amended

These by-laws amend the *Energy Operators (Regional Power Corporation) (Charges) By-laws 2006*.

4. By-law 4 amended

- (1) In by-law 4(1A) insert in alphabetical order:

government consumer —

- (a) means a Commonwealth, State or foreign government department, instrumentality, agency or trading concern; but
 - (b) does not include —
 - (i) a local government, regional local government or regional subsidiary; or
 - (ii) an incorporated company or any other body corporate that a local government forms, takes part in forming or acquires a controlling interest in in compliance with the *Local Government Act 1995* section 3.60;
- (2) In by-law 4(2A) delete the passage that begins with “***North West interconnected system***” and ends with “section 3.60).” and insert:

North West interconnected system to a government consumer.

5. By-law 6 amended

In by-law 6(2)(c) delete “the residential” and insert:

a residential

6. Schedules 1 and 2 replaced

Delete Schedules 1 and 2 and insert:

Schedule 1 — Supply charges

[bl. 3, 4(1) and 10(1)]

Division 1 — Tariffs other than MyPower tariffs**1. Tariff L2 (general supply — low/medium voltage tariff)**

- (1) Tariff L2 is available for low/medium voltage supply.
- (2) Tariff L2 comprises —
 - (a) a fixed charge at the rate of \$1.9239 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 29.9391 cents per unit for the first 1 650 units per day; and

- (ii) 33.7553 cents per unit for all units exceeding 1 650 units per day.
- (3) Tariff L2 is available subject to the condition that the consumer satisfies the corporation that the amount of electricity supplied to the consumer's premises will be less than 50 MW hours per annum.
- 2. Tariff L4 (general supply — low/medium voltage tariff)**
 - (1) Tariff L4 is available for low/medium voltage supply.
 - (2) Tariff L4 comprises —
 - (a) a fixed charge at the rate of \$1.8488 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 37.5529 cents per unit for the first 1 650 units per day; and
 - (ii) 31.8648 cents per unit for all units exceeding 1 650 units per day.
 - (3) Tariff L4 is available subject to the condition that the consumer satisfies the corporation that the amount of electricity supplied to the consumer's premises will be 50 MW hours or more per annum.
- 3. Tariff A2 (residential tariff)**
 - (1) Tariff A2 is available for residential use only.
 - (2) Tariff A2 comprises —
 - (a) a fixed charge at the rate of \$1.0777 per day or, for multiple dwellings supplied through 1 metered supply point, a fixed charge at the rate of —
 - (i) \$1.0777 per day for the first dwelling; and
 - (ii) 42.8467 cents per day for each additional dwelling;
 - and
 - (b) a charge for metered consumption at the rate of 30.0605 cents per unit.
- 4. Tariff C2 (special community service tariff)**
 - (1) Tariff C2 is available for small voluntary and charitable organisations, subject to the conditions listed in subclause (3).
 - (2) Tariff C2 comprises —
 - (a) a fixed charge at the rate of \$1.0399 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 24.2961 cents per unit for the first 20 units per day; and
 - (ii) 25.9223 cents per unit for the next 1 630 units per day; and
 - (iii) 24.7261 cents per unit for all units exceeding 1 650 units per day.

- (3) Tariff C2 is available subject to the following conditions —
- (a) the consumer must be a direct customer of the corporation;
 - (b) the consumer must be a voluntary, non-profit making organisation;
 - (c) the consumer must be endorsed as exempt from income tax under the *Income Tax Assessment Act 1997* (Commonwealth) Subdivision 50-B;
 - (d) the consumer must provide a public service, which is available to any member of the public without discrimination;
 - (e) the consumer must not be a Commonwealth, State or local government department, instrumentality or agency;
 - (f) the consumer must not receive the major part of its funding from any entity mentioned in paragraph (e).
- (4) A consumer seeking supply under Tariff C2 must make an application to the corporation in writing accompanied by evidence which clearly demonstrates that the consumer meets all the conditions listed in subclause (3).

5. Tariff D2 (special tariff for certain premises)

- (1) Tariff D2 is available for premises wholly used by a charitable or benevolent organisation for providing residential accommodation other than for commercial gain, being premises for which Tariff A2 is not available.
- (2) Tariff D2 comprises —
- (a) a fixed charge at the rate of \$1.0257 per day; and
 - (b) if under subclause (3) there is taken to be more than 1 equivalent domestic residence in the premises — a charge of 38.0284 cents per day for each equivalent domestic residence except the first that is taken to be in the premises; and
 - (c) a charge for metered consumption at the rate of 26.0605 cents per unit.
- (3) The number of equivalent domestic residences taken to be in particular premises is ascertained by dividing the facility's total bed capacity by 5 and, where the quotient is not a whole number, by increasing it to the next highest whole number.

6. Tariff K2 (general supply with residential tariff)

- (1) Tariff K2 is available for premises where the circuit wiring is not separate and the electricity is used partly for general purposes and partly for residential purposes.
- (2) Tariff K2 comprises —
- (a) a fixed charge at the rate of \$1.9017 per day; and
 - (b) a charge for metered consumption at the rate of —

- (i) 31.4035 cents per unit for the first 20 units per day; and
- (ii) 29.5937 cents per unit for the next 1 630 units per day; and
- (iii) 33.3658 cents per unit for all units exceeding 1 650 units per day.

Division 2 — MyPower tariffs

7. Terms used

- (1) In this Division —

Esperance network means the electricity network operated by the corporation that supplies electricity to the towns of Esperance, Norseman, Hopetoun, Sandstone and Menzies and surrounding areas;

MyPower tariff means —

- (a) a MyPower residential tariff as defined in clause 8(1); or
- (b) a MyPower non-residential tariff as defined in clause 9(1);

peak day means —

- (a) in relation to a MyPower residential tariff as defined in clause 8(1) — a day that is in a peak period and is not a Saturday, a Sunday or a public holiday in the place in which the relevant premises to which electricity is supplied are situated; or
- (b) in relation to a MyPower non-residential tariff as defined in clause 9(1) — a day that is in a peak period and is not a public holiday in the place in which the relevant premises to which electricity is supplied are situated;

peak period means —

- (a) in relation to electricity supplied otherwise than as described in paragraph (b) — a period beginning on 1 December in a year and ending on 30 April in the following year; or
- (b) in relation to electricity supplied on the Esperance network — a period beginning on 1 July in a year and ending on 31 March in the following year, but excluding the months of September, October, November and December;

peak time means a period beginning at 1 pm and ending at 8 pm.

- (2) For the purposes of this Division, a consumer to whom electricity is supplied at premises at a MyPower tariff **exceeds the applicable peak allowance** in relation to the tariff if, on a peak day, the consumer consumes more electricity at those premises during 1 or more hours in a peak time than the applicable peak allowance for the tariff, unless —

- (a) on the relevant day, electricity has been supplied to the consumer at the premises at a MyPower tariff for 14 or fewer continuous days; or
- (b) the corporation considers that on the relevant day the consumer was affected by an emergency event (for example, a cyclone or bushfire).

8. MyPower residential tariffs

- (1) Each tariff determined under this clause (a ***MyPower residential tariff***) is available in relation to the supply of electricity to premises only —
 - (a) for residential use; and
 - (b) if, before 1 July 2022, the consumer elected to be supplied electricity at the premises at the MyPower residential tariff (subject to subclause (5)); and
 - (c) if, since the consumer made the election, electricity has not been supplied to the premises at a tariff other than a MyPower residential tariff.
- (2) Each MyPower residential tariff comprises the following charges —
 - (a) a fixed charge at the applicable rate; and
 - (b) a charge for metered consumption at the applicable rate.
- (3) Each MyPower residential tariff is available subject to the following conditions —
 - (a) the consumer must satisfy the eligibility criteria set out in clause 10;
 - (b) the consumer must not exceed the applicable peak allowance at the relevant premises on 4 or more peak days in a peak period.
- (4) For each MyPower residential tariff, the applicable rates of the fixed charge and metered consumption charge, and the applicable peak allowance, are to be determined under the Table.

Table

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower residential 1.5 fixed plan price	\$1.178763 per day	\$0.100000 per unit	1.5 units per hour
MyPower residential 3 fixed plan price	\$2.550801 per day	\$0.100000 per unit	3 units per hour

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower residential 5 fixed plan price	\$5.161638 per day	\$0.100000 per unit	5 units per hour
MyPower residential 7 fixed plan price	\$8.501422 per day	\$0.100000 per unit	7 units per hour
MyPower residential 10 fixed plan price	\$12.833262 per day	\$0.100000 per unit	10 units per hour
MyPower residential 15 fixed plan price	\$26.132678 per day	\$0.100000 per unit	15 units per hour

- (5) Without limiting subclause (3)(b), if a consumer to whom electricity is supplied at premises at a MyPower residential tariff (the *original tariff*) has exceeded the applicable peak allowance for the original tariff at those premises on 4 or more peak days in a peak period, on and from the day after the 4th of those days the corporation may instead supply electricity to the consumer at the premises at the MyPower residential tariff (if any) that is immediately below the original tariff in the Table to subclause (4) (and the applicable peak allowance is adjusted accordingly).

9. MyPower non-residential tariffs

- (1) Each tariff determined under this clause (a *MyPower non-residential tariff*) is available in relation to the supply of electricity to premises only —
- (a) for non-residential use; and
 - (b) if, before 1 July 2022, the consumer elected to be supplied electricity at the premises at the MyPower non-residential tariff (subject to subclause (5)); and
 - (c) if, since the consumer made the election, electricity has not been supplied to the premises at a tariff other than a MyPower non-residential tariff.
- (2) Each MyPower non-residential tariff comprises the following charges —
- (a) a fixed charge at the applicable rate; and
 - (b) a charge for metered consumption at the applicable rate.

- (3) Each MyPower non-residential tariff is available subject to the following conditions —
- (a) the consumer must satisfy the eligibility criteria set out in clause 10;
 - (b) the consumer must not exceed the applicable peak allowance at the relevant premises on 4 or more peak days in a peak period.
- (4) For each MyPower non-residential tariff, the applicable rates of the fixed charge and metered consumption charge, and the applicable peak allowance, are to be determined under the Table.

Table

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower non-residential 3 fixed plan price	\$2.868020 per day	\$0.100000 per unit	3 units per hour
MyPower non-residential 5 fixed plan price	\$6.742648 per day	\$0.100000 per unit	5 units per hour
MyPower non-residential 7 fixed plan price	\$12.036155 per day	\$0.100000 per unit	7 units per hour
MyPower non-residential 10 fixed plan price	\$17.872360 per day	\$0.100000 per unit	10 units per hour
MyPower non-residential 15 fixed plan price	\$27.491280 per day	\$0.100000 per unit	15 units per hour
MyPower non-residential 20 fixed plan price	\$44.040074 per day	\$0.100000 per unit	20 units per hour

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower non-residential 25 fixed plan price	\$45.319531 per day	\$0.100000 per unit	25 units per hour
MyPower non-residential 30 fixed plan price	\$62.384180 per day	\$0.100000 per unit	30 units per hour
MyPower non-residential 35 fixed plan price	\$66.569461 per day	\$0.100000 per unit	35 units per hour
MyPower non-residential 40 fixed plan price	\$90.930129 per day	\$0.100000 per unit	40 units per hour
MyPower non-residential 50 fixed plan price	\$125.806606 per day	\$0.100000 per unit	50 units per hour

- (5) Without limiting subclause (3)(b), if a consumer to whom electricity is supplied at premises at a MyPower non-residential tariff (the *original tariff*) has exceeded the applicable peak allowance for the original tariff at those premises on 4 or more peak days in a peak period, on and from the day after the 4th of those days the corporation may instead supply electricity to the consumer at the premises at the MyPower non-residential tariff (if any) that is immediately below the original tariff in the Table to subclause (4) (and the applicable peak allowance is adjusted accordingly).

10. Eligibility criteria for MyPower tariffs

- (1) This clause sets out the eligibility criteria that apply to MyPower tariffs for the purposes of clauses 8(3)(a) and 9(3)(a).
- (2) The consumer must —
- download and maintain the corporation's mobile application (as provided by the corporation from

- time to time) on the consumer's mobile phone or another device; or
- (b) create and maintain an account on the corporation's online consumer facility (as provided by the corporation from time to time).
- (3) The consumer must agree to receive and remain capable of receiving —
- (a) text message alerts from the corporation at a mobile phone number nominated by the consumer; and
- (b) bills from the corporation at an email address nominated by the consumer.

Schedule 2 — Unmetered supply

[bl. 4(2) and (3)]

Division 1 — Street lighting

Item	Wattage	Type	Midnight Switch-off (Obsolescent) Cents per day	1.15 am Switch-off Cents per day	Dawn Switch-off Cents per day
<i>Street lighting on current offer and for existing services</i>					
Z.01	50	Mercury vapour	55.4184	56.5055	60.5579
Z.02	80	Mercury vapour	60.8268	62.1387	67.4594
Z.03	125	Mercury vapour	68.9273	71.0592	78.9903
Z.07	250	Mercury vapour	81.7161	85.6294	100.3625
Z.10	400	Mercury vapour	93.8384	97.8963	128.1849
Z.13	150	High pressure sodium	68.7780	71.0703	81.2804
Z.15	250	High pressure sodium	84.0974	88.3285	104.4795
Z.18	per kW	Auxiliary lighting in public places	Not applicable	Not applicable	304.5760
Z.59	66	LED	56.5873	57.6988	61.1836
Z.60	132	LED	68.9760	71.7865	83.9256
Z.61	198	LED	71.2263	74.8806	90.6758
Z.62	25	LED	53.9806	54.4648	55.5710
Z.63	120	LED	64.3275	66.0501	73.7957
Z.64	180	LED	71.0852	74.7039	90.3473
Z.65	18	LED	52.9954	53.2558	53.5358
Z.66	20	LED	53.1574	53.4546	53.8704
Z.67	53	LED	56.0733	57.0637	60.0879
Z.68	80	LED	57.1986	58.4539	62.4867
Z.69	160	LED	66.1452	68.2934	77.7571
<i>Street lighting for existing services only</i>					
Z.52	100	Incandescent	41.1412	42.6834	46.9908
Z.56	40	Fluorescent	53.8829	54.6227	57.3622

Division 2 — Miscellaneous**1. Traffic light installation**

Supply of electricity to traffic light installations comprises a charge of \$8.1304 per day per kW of installed wattage.

2. Public telephone facility

Supply of electricity to a standard public telephone facility where supply is not independently metered comprises a charge of 69.3048 cents per day.

3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of 88.5669 cents per day.

7. Schedule 3 amended

In Schedule 3 delete “16.60” and insert:

16.89

8. Schedule 4 replaced

Delete Schedule 4 and insert:

Schedule 4 — Fees

[bl. 7]

Description of fee	Amount
1. Non-refundable account establishment fee payable on the establishment or transfer of an account	\$24.42
2. Three phase residential installation — new installation of three phase meter or replacement of single phase meter with three phase meter	\$930.00
3. Temporary supply connection —	
(a) single phase (overhead)	\$930.00
(b) three phase (overhead)	\$930.00
4. Meter testing —	
(a) standard meter testing fee	\$251.53
(b) reduced meter testing fee	\$157.10
5. Disconnection of overhead service leads following unauthorised reconnection	\$621.90
6. Overdue account notices	\$5.90
7. Rejected account payment (where payment made through Australia Post)	\$27.98

	Description of fee	Amount
8.	A transaction fee where a consumer makes a payment to the corporation by means of a credit card or debit card	The permitted surcharge for the payment
9.	Remote configurations	\$26.76
10.	Meter damage fee	\$865.89
11.	Remote connection or disconnection	\$6.31
12.	Paper bill fee	\$1.22
13.	Over-the-counter payment fee	\$2.59

The Common Seal of the)
Regional Power Corporation)
was affixed to these) [LS]
by-laws in the presence of —)

SANDRA DI BARTOLOMEO, Director.
FRANK van der KOOY, Executive Officer.

ENVIRONMENT

EV301

Environmental Protection Act 1986

Environmental Protection Amendment Regulations 2022

SL 2022/68

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Environmental Protection Amendment Regulations 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2022.

3. Regulations amended

These regulations amend the *Environmental Protection Regulations 1987*.

4. Regulation 4 amended

- (1) In regulation 4(5) delete “5D(5),”.
- (2) In regulation 4(5) in the Table delete:

On and from 1 July 2018	40.60
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and insert:

Beginning on 1 July 2018 and ending on 30 June 2022	40.60
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On and from 1 July 2022	43.45
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- (3) In regulation 4(6) in the Table delete:

On and from 1 July 2018	40.60
-------------------------	-------

and insert:

Beginning on 1 July 2018 and ending on 30 June 2022	40.60
--	-------

On and from 1 July 2022	43.45
-------------------------	-------

- (4) In regulation 4(7) in the Table delete:

On and from 1 July 2018	56.80
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and insert:

Beginning on 1 July 2018 and ending on 30 June 2022	56.80
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On and from 1 July 2022	62.50
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5. Regulation 5BB amended

In regulation 5BB delete “\$6.80” and insert:

\$13.60

6. Regulation 5CA amended

In regulation 5CA delete “5C(1)” and insert:

5BA(1)

7. Regulation 5D amended

Delete regulation 5D(5).

N. HAGLEY, Clerk of the Executive Council.

EV302

Environmental Protection Act 1986

**Environmental Protection Regulations
Amendment (Prohibited Plastics and Balloons)
Regulations 2022**

SL 2022/64

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette* (*gazettal day*);
- (b) Part 3 — on 1 July 2022;
- (c) Part 4 — on 1 October 2022;
- (d) the rest of the regulations — on the day after gazettal day.

Part 2 — Amendments commencing on day after gazettal

Division 1 — *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2021* amended

3. Regulations amended

This Division amends the *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2021*.

4. Regulation 2 amended

In regulation 2:

- (a) in paragraph (b) delete “2022;” and insert:

2022.

- (b) delete paragraphs (c) and (d).

5. Parts 3 and 4 deleted

Delete Parts 3 and 4.

Division 2 — *Environmental Protection (Prohibited Plastics) Regulations 2018* amended

6. Regulations amended

This Division amends the *Environmental Protection (Prohibited Plastics) Regulations 2018*.

7. Regulation 3 amended

In regulation 3 delete the definition of *plastic* and insert:

plastic —

- (a) means a material consisting of a polymer, to which additives or other substances may have been added, which can function as a main structural component of final products; and
- (b) includes expanded polystyrene; but
- (c) does not include a material consisting of natural polymers that have not been chemically modified;

8. Regulation 6 replaced

Delete regulation 6 and insert:

6. Reference to prescribed plastic bag before commencement of *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022 Pt. 3*

Before 1 July 2022, a reference in regulation 5 to a prescribed plastic bag is a reference to a bag that will be a prescribed plastic bag for the purposes of these regulations immediately after the *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022 Part 3* comes into operation.

9. Regulation 8 replaced

Delete regulation 8 and insert:

8. Reference to prescribed plastic item before commencement of *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022 Pt. 4*

Before 1 July 2022, a reference in regulation 7 to a prescribed plastic item is a reference to an item that will be a prescribed plastic item for the purposes of these regulations immediately after the *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022 Part 4* comes into operation.

10. Part 5 inserted

After Part 3 insert:

Part 5 — Exemptions

19. Terms used

In this Part —

Department's website means a website maintained by or on behalf of the Department;

offence of supplying prescribed drinking straws means regulation 8(1), as in force on and after the coming into operation on 1 July 2022 of the *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022* Part 3;

offence of supplying prescribed plastic items means regulation 7(1), as in force on and after the coming into operation on 1 July 2022 of the *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022* Part 3.

20. CEO may grant exemption

- (1) If the CEO considers that it is reasonably necessary to do so, the CEO may, by notice published on the Department's website, exempt a person or class of persons from the offence of supplying prescribed plastic items in relation to —
 - (a) all supplies of prescribed plastic items; or
 - (b) supplies of prescribed plastic items of specified kinds, or in specified circumstances, or both.
- (2) If the CEO considers that it is reasonably necessary to do so, the CEO may, by notice published on the Department's website, exempt a person or class of persons from the offence of supplying prescribed drinking straws in relation to —
 - (a) all supplies of prescribed drinking straws; or
 - (b) supplies of prescribed drinking straws of specified kinds, or in specified circumstances, or both.
- (3) The CEO may grant an exemption under subregulation (1) or (2) subject to conditions specified in the notice.
- (4) If the CEO grants an exemption under subregulation (1) or (2) the CEO must specify in the notice the period for which the exemption applies.
- (5) The CEO may, by notice published on the Department's website, revoke or vary an exemption granted under subregulation (1) or (2).
- (6) A period specified in a notice under subregulation (4) must not begin before 1 July 2022.

21. Application for exemption

- (1) An exemption under regulation 20(1) or (2) may be granted on application or on the CEO's own initiative.

- (2) Before determining an application for an exemption under regulation 20(1) or (2), the CEO may require the applicant to provide any further information the CEO requires in any particular case.

22. Effect of exemption

- (1) The offence of supplying prescribed plastic items does not apply to —
 - (a) the supply of a prescribed plastic item by a person if an exemption under regulation 20(1) applies to the person in relation to the supply; or
 - (b) the wholesale supply of a prescribed plastic item if the wholesale supplier believes on reasonable grounds that an exemption under regulation 20(1) applies to any of the following persons in relation to the supply of prescribed plastic items of that kind —
 - (i) the person to whom the item is supplied by the wholesale supplier;
 - (ii) another person to whom the item is subsequently to be supplied.
- (2) The offence of supplying prescribed drinking straws does not apply to —
 - (a) the supply of a prescribed drinking straw by a person if an exemption under regulation 20(2) applies to the person in relation to the supply; or
 - (b) the wholesale supply of a prescribed drinking straw if the wholesale supplier believes on reasonable grounds that an exemption under regulation 20(2) applies to any of the following persons in relation to the supply of prescribed drinking straws of that kind —
 - (i) the person to whom the straw is supplied by the wholesale supplier;
 - (ii) another person to whom the straw is subsequently to be supplied.

Part 3 — Amendments commencing on 1 July 2022

Division 1 — *Environmental Protection (Prohibited Plastics) Regulations 2018* amended

11. Regulations amended

This Division amends the *Environmental Protection (Prohibited Plastics) Regulations 2018*.

12. Regulation 1 amended

In regulation 1 delete “(*Prohibited Plastics*)” and insert:

(Prohibited Plastics and Balloons)

13. Regulation 3 amended

- (1) In regulation 3 delete the definitions of:

medical care provider

prescribed plastic bag

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

adult means a person who has reached 18 years of age;

authorised business or undertaking means —

- (a) a pharmacy the premises of which are registered under the *Pharmacy Act 2010* section 39(1); or
- (b) a business that supplies products used for medical or dental care; or
- (c) a local government customer service centre; or
- (d) a library or visitor information centre operated by a local government; or
- (e) a charitable organisation licensed under the *Charitable Collections Act 1946* section 11(3);

care facility means —

- (a) a private hospital as defined in the *Private Hospitals and Health Services Act 1927* section 2(1); or
- (b) a public hospital as defined in the *Health Services Act 2016* section 8(6); or
- (c) a facility at which residential care (as defined in the *Aged Care Act 1997* (Commonwealth) section 41-3) is provided; or
- (d) a specialist disability accommodation dwelling enrolled under the *National Disability Insurance Scheme (Specialist Disability Accommodation) Rules 2020* (Commonwealth) Part 3; or
- (e) a medical or dental clinic; or
- (f) a school as defined in the *School Education Act 1999* section 4; or
- (g) a place at which community health services are provided; or

- (h) a facility at which disability support, palliative care, respite care or rehabilitation services are provided;

community health service means —

- (a) any residential medical, paramedical, nursing or palliative service; or
- (b) any service relating to, or associated with, the provision of a service referred to in paragraph (a);

conduct a business or undertaking has a meaning affected by regulation 3C;

medical care provider means —

- (a) an individual who practises any of the following health professions as defined in the *Health Practitioner Regulation National Law (Western Australia)* section 5 —
 - (i) Aboriginal and Torres Strait Islander health practice;
 - (ii) dental (including the profession of a dentist, dental therapist, dental hygienist, dental prosthetist and oral health therapist);
 - (iii) medical;
 - (iv) medical radiation practice;
 - (v) midwifery;
 - (vi) nursing;
 - (vii) occupational therapy;
 - (viii) paramedicine;
 - (ix) physiotherapy;
- or

- (b) a speech pathologist;

pre-packaged food or drink product means a food or drink product that —

- (a) arrives at the premises from which it is to be supplied to a consumer in a container or packaging in, or by which, the food or drink is wholly enclosed, whether or not it is also in an outer container or packaging that contains multiple units of the food or drink; and
- (b) is not designed to be removed from its container or packaging, other than any outer container or packaging, before it is supplied to the consumer;

prescribed plastic bag has the meaning given in regulation 3B;

14. Regulations 3B to 3D inserted

At the end of Part 1 insert:

3B. Prescribed plastic bag

- (1) A *prescribed plastic bag* is a carry bag with handles that is made wholly or partly from plastic and is designed to convey goods purchased from a retailer.
- (2) Without limiting subregulation (1), *prescribed plastic bag* includes a bag referred to in that subregulation that is —
 - (a) made wholly or partly of degradable, oxo-degradable, biodegradable or compostable plastic; or
 - (b) made from plastic-laminated paper or plastic-laminated cardboard.
- (3) Despite subregulations (1) and (2), *prescribed plastic bag* does not include —
 - (a) a barrier bag; or
 - (b) an unsealed bag that is the packaging in which perishable food is offered for sale; or
 - (c) a bag that is, or is an integral part of, the packaging in which goods are sealed for sale; or
 - (d) a shopping bag that is made from 1 or more of the following fabrics (whether or not mixed with a fabric that is not made from plastic) —
 - (i) woven polypropylene (whether or not it is insulated for the purpose of keeping items cold);
 - (ii) nylon;
 - (iii) polyester;or
 - (e) a shopping bag that is made from non-woven polypropylene (whether or not mixed with a fabric that is not made from plastic) if —
 - (i) the bag has sewn, rather than heat-welded, seams; and
 - (ii) the fabric has a minimum weight of 90 grams per square metre measured as a single layer of fabric.

3C. Conducting business or undertaking

Without limitation, a person *conducts a business or undertaking* —

- (a) whether the person conducts the business or undertaking alone or with others; and
- (b) whether or not the business or undertaking is conducted for profit or gain.

3D. Regulations apply to supplies that occur wholly in the State

These regulations apply to the supply of a prescribed plastic bag, prescribed plastic item or prescribed drinking straw only if both the supplier and the person supplied are in the State.

15. Part 3 replaced

Delete Part 3 and insert:

Part 3 — Offences relating to plastic items**Division 1 — Prescribed plastic items****7. Offence to supply prescribed plastic item**

- (1) A person must not, in the course of conducting a business or undertaking, supply a prescribed plastic item.

Penalty for this subregulation: a fine of \$5 000.

- (2) Subregulation (1) does not apply to the supply of a prescribed plastic item if the item —
 - (a) forms part of, is attached to, or is inside the sealed packaging of, a pre-packaged food or drink product; or
 - (b) is a tray made from expanded polystyrene that is used solely as packaging for raw meat or seafood.

Note for this subregulation:

The following are examples for paragraph (a):

- (a) a spoon attached to, or sealed inside, a pre-packaged yoghurt container;
- (b) a fork attached to, or sealed inside, a pre-packaged instant noodle packet;
- (c) a bowl that forms part of a pre-packaged instant noodle packet;
- (d) a plate sealed inside a pre-packaged frozen meal.

- (3) Subregulation (1) does not apply to the supply of a prescribed plastic item in connection with the service or consumption of food or drink on an aircraft.
- (4) Subregulation (1) does not apply to the wholesale supply of a prescribed plastic item if the wholesale supplier believes on reasonable grounds that the person to whom the item is supplied by the wholesale supplier, or another person to whom the item is subsequently to be supplied, will use the item —
 - (a) to prepare a pre-packaged food or drink product; or
 - (b) in the case of a prescribed plastic item that is a tray made from expanded polystyrene — as packaging for raw meat or seafood; or
 - (c) in the case of a prescribed plastic item that is a bowl without a lid or a food container (made from plastic other than expanded polystyrene) without a lid — in conjunction with a lid; or
 - (d) in connection with the service or consumption of food or drink on an aircraft.

Division 2 — Prescribed drinking straws

8. Offence to supply prescribed drinking straw

- (1) A person must not, in the course of conducting a business or undertaking, supply a prescribed drinking straw.

Penalty for this subregulation: a fine of \$5 000.

- (2) Subregulation (1) does not apply if the supply is permitted under regulation 9, 10, 11, 12, 13, 14 or 15.

9. Permitted supply: straw supplied as part of pre-packaged food or drink product

A person may supply a prescribed drinking straw if the straw forms part of, is attached to, or is inside the sealed packaging of, a pre-packaged food or drink product.

Example for this regulation:

A drinking straw attached to a juice box.

10. Permitted supply: straw supplied by medical care provider

A medical care provider may supply a prescribed drinking straw (either as a single straw or as part of a pack) in the course of conducting their practice as a medical care provider.

11. Permitted supply: straw supplied on aircraft

A person may supply a single prescribed drinking straw to a person if the supply occurs in connection with the service or consumption of food or drink on an aircraft.

12. Permitted supply: straw supplied at care facility

- (1) A person (the *supplier*) may supply a prescribed drinking straw (either as a single straw or as part of a pack) to a person being cared for at a care facility if —
 - (a) before the supply, the straw or pack of straws is not kept where it is generally available to be taken by persons at the care facility; and
 - (b) either —
 - (i) the person being cared for has requested the straw or pack of straws; or
 - (ii) the supplier reasonably believes that the straw or pack of straws is required for medical, disability or therapeutic purposes.
- (2) For the purposes of subregulation (1), there is no requirement for the supplier to request or obtain any information or evidence in relation to any medical, disability or therapeutic purposes for which the straw or pack of straws is required.

13. Permitted supply: straw supplied on request with food or drink

A person may supply a single prescribed drinking straw to a person in the course of conducting a business or undertaking (other than a retail business) as part of which food or drink is supplied if —

- (a) before the supply, the straw is not kept on display or where it is generally available to be taken by persons at the place where the supply occurs; and
- (b) the straw is supplied —
 - (i) at the request of a person; and
 - (ii) for use with food or drink.

14. Permitted supply: pack of straws supplied by authorised business or undertaking

- (1) A person (the *supplier*) may supply a pack of prescribed drinking straws to a person in the course of conducting an authorised business or undertaking if —
- (a) before the supply, the pack of straws is not kept on display or where it is generally available to be taken by persons at the place where the supply occurs; and
 - (b) the person requests the pack of straws; and
 - (c) either —
 - (i) the supplier communicates to the person that prescribed drinking straws can only be supplied for medical, disability or therapeutic purposes; or
 - (ii) the person states that the pack of straws is required for medical, disability or therapeutic purposes.
- (2) For the purposes of subregulation (1), there is no requirement for the supplier to request or obtain any information or evidence in relation to any medical, disability or therapeutic purposes for which the pack of straws is required.

15. Permitted supply: straw supplied on wholesale basis

A person (the *wholesale supplier*) may supply a prescribed drinking straw on a wholesale basis if the wholesale supplier believes on reasonable grounds that the person to whom the straw is supplied by the wholesale supplier, or another person to whom the straw is subsequently to be supplied —

- (a) will use the straw to prepare a pre-packaged food or drink product; or
- (b) is a medical care provider; or
- (c) will use the straw in connection with the service or consumption of food or drink on an aircraft; or
- (d) conducts, or is involved in conducting, a business or undertaking that is —
 - (i) a care facility; or
 - (ii) a business or undertaking (other than a retail business) as part of which food or drink is supplied to persons; or
 - (iii) an authorised business or undertaking.

Division 3 — False or misleading information**16. Offence to give false or misleading information about prescribed plastic item or prescribed drinking straw**

A person who supplies or manufactures prescribed plastic items or prescribed drinking straws must not give any information that the person knows is false or misleading to another person about —

- (a) the composition of a prescribed plastic item or prescribed drinking straw; or
- (b) whether or not a plastic item is a prescribed plastic item.

Penalty: a fine of \$5 000.

17. Reference to prescribed plastic item before commencement of *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022 Pt. 4*

In the period beginning on 1 July 2022 and ending on 30 September 2022, a reference in regulation 16 to a prescribed plastic item is a reference to an item that will be a prescribed plastic item for the purposes of these regulations immediately after the *Environmental Protection Regulations Amendment (Prohibited Plastics and Balloons) Regulations 2022 Part 4* comes into operation.

Part 4 — Offences relating to the release of balloons**18. Offences relating to release of balloons**

- (1) A person must not release, or cause or permit the release of, a balloon inflated with gas that causes it to rise in the air.

Penalty for this subregulation: a fine of \$5 000.

- (2) An adult commits an offence if a child in the adult's care releases a balloon inflated with gas that causes it to rise in the air.

Penalty for this subregulation: a fine of \$5 000.

- (3) It is a defence to a charge under subregulation (2) to prove that the adult took steps that were reasonable in the circumstances to ensure that the child did not release the balloon.

- (4) Subregulations (1) and (2) do not apply if the balloon is —
- (a) released for scientific (including meteorological) purposes; or
 - (b) released inside a building or structure and does not make its way into the open air; or
 - (c) a hot air balloon that is designed to —
 - (i) carry persons; or
 - (ii) be recovered after landing.

**Division 2 — *Environmental Protection Regulations 1987*
amended**

16. Regulations amended

This Division amends the *Environmental Protection Regulations 1987*.

17. Schedule 6 amended

In Schedule 6 delete:

*Environmental Protection
(Prohibited Plastics)
Regulations 2018*

1.	regulation 4	250	500
2.	regulation 5	250	500
3.	regulation 7	250	500

and insert:

*Environmental Protection
(Prohibited Plastics and
Balloons) Regulations 2018*

1.	regulation 4	250	500
2.	regulation 5	250	500
3.	regulation 7(1)	250	500
4.	regulation 8(1)	250	500
5.	regulation 16	250	500
6.	regulation 18(1)	250	500
7.	regulation 18(2)	250	500

Part 4 — Amendments commencing on 1 October 2022

18. Regulations amended

This Part amends the *Environmental Protection (Prohibited Plastics and Balloons) Regulations 2018*.

19. Regulation 3 amended

In regulation 3 insert in alphabetical order:

hot drink or soup means a drink or soup at a temperature higher than the ambient temperature;

20. Regulation 3A amended

(1) In regulation 3A(1):

(a) in paragraph (h) delete “lid.” and insert:

lid;

(b) after paragraph (h) insert:

(i) a cup.

(2) Delete regulation 3A(3)(c) and insert:

(c) a food container, bowl or cup that is made from paperboard and certified as biodegradable;

(d) a cup made from expanded polystyrene.

21. Regulation 7 amended

(1) In regulation 7(2):

(a) in paragraph (b) delete “seafood.” and insert:

seafood; or

(b) after paragraph (b) insert:

(c) is a cup that contains a hot drink or soup when it is supplied.

- (2) After regulation 7(4) insert:
- (5) Subregulation (1) does not apply to the wholesale supply of a prescribed plastic item if the item is a cup of a kind that is suitable to be used to contain a hot drink or soup.

N. HAGLEY, Clerk of the Executive Council.

LANDS

LA301

Community Titles Act 2018
Registration of Deeds Act 1856
Strata Titles Act 1985
Transfer of Land Act 1893
Valuation of Land Act 1978

Lands Regulations Amendment (Fees and Charges) Regulations 2022

SL 2022/62

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Lands Regulations Amendment (Fees and Charges) Regulations 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2022.

Part 2 — *Community Titles Regulations 2021* amended**3. Regulations amended**

This Part amends the *Community Titles Regulations 2021*.

4. Schedule 2 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 2 it. 1(a)	293.00	303.00
Sch. 2 it. 1(b) and (c)	76.00	79.50
Sch. 2 it. 2(a)	181.30	187.60
Sch. 2 it. 2(b)	6.50	6.70
Sch. 2 it. 2(c)	293.00	303.00
Sch. 2 it. 2(d), 3 and 4(a)	181.30	187.60
Sch 2. it. 4(b)	6.50	6.70
Sch 2. it. 4(c)	293.00	303.00
Sch 2. it. 4(d) and 5(a)	181.30	187.60
Sch 2. it. 5(b)	6.50	6.70
Sch 2. it. 6	118.10	122.20
Sch 2. it. 7	181.30	187.60

Part 3 — *Registration of Deeds Regulations 2004* amended**5. Regulations amended**

This Part amends the *Registration of Deeds Regulations 2004*.

6. Schedule 1 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 1 Div. 1 it. 1 and 2	\$157.70	\$163.30
Sch. 1 Div. 2 it. 1	\$27.20	\$28.20
Sch. 1 Div. 3 it. 1	\$65.00	\$67.00
Sch. 1 Div. 3 it. 2	\$157.70	\$163.30

Part 4 — *Strata Titles (General) Regulations 2019* amended

7. Regulations amended

This Part amends the *Strata Titles (General) Regulations 2019*.

8. Schedule 5 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 5 it. 1(a)	293.00	303.00
Sch. 5 it. 1(b)	76.00	79.50
Sch. 5 it. 2(a)	181.30	187.60
Sch. 5 it. 2(b)	6.50	6.70
Sch. 5 it. 3 and 4(a)	181.30	187.60
Sch. 5 it. 4(b)	6.50	6.70
Sch. 5 it. 5(a)	181.30	187.60
Sch. 5 it. 5(b)	6.50	6.70
Sch. 5 it. 6, 7 and 8(a)	181.30	187.60
Sch. 5 it. 8(b)	6.50	6.70
Sch. 5 it. 9(a)	181.30	187.60

Provision	Delete	Insert
Sch. 5 it. 9(b)	6.50	6.70
Sch. 5 it. 10	118.10	122.20
Sch. 5 it. 11 to 13	181.30	187.60

Part 5 — *Transfer of Land Regulations 2004* amended

9. Regulations amended

This Part amends the *Transfer of Land Regulations 2004*.

10. Regulation 10 amended

In regulation 10(1) delete “p.m.” and insert:

pm.

11. Schedule 1 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 1 Div. 1 it. 1	\$181.30 \$14.10	\$187.60 \$14.60
Sch. 1 Div. 1 it. 2 and 3	\$181.30	\$187.60
Sch. 1 Div. 1 it. 4	\$181.30 (each occurrence) \$191.30 \$211.30	\$187.60 \$197.60 \$217.60
Sch. 1 Div. 1 it. 5 to 11	\$181.30	\$187.60
Sch. 1 Div. 2 it. 1	\$181.30	\$187.60
Sch. 1 Div. 2 it. 2	\$293.00 (each occurrence) \$76.00	\$303.00 \$79.50
Sch. 1 Div. 2 it. 3(a)	\$293.00	\$303.00

Provision	Delete	Insert
Sch. 1 Div. 2 it. 3(b)	\$76.00	\$79.50
Sch. 1 Div. 2 it. 4	\$293.00	\$303.00
Sch. 1 Div. 2 it. 5(a)	\$90.65	\$93.80
Sch. 1 Div. 2 it. 5(b)	\$6.50	\$6.70
Sch. 1 Div. 2 it. 6 to 10	\$181.30	\$187.60
Sch. 1 Div. 3 it. 1 and 2	\$181.30	\$187.60
Sch. 1 Div. 3 it. 3	\$90.65	\$93.80
Sch. 1 Div. 4 it. 1(a)	\$181.30	\$187.60
Sch. 1 Div. 4 it. 1(b)	\$6.50	\$6.70
Sch. 1 Div. 4 it. 2	\$181.30 \$6.50	\$187.60 \$6.70
Sch. 1 Div. 4 it. 3 and 4	\$181.30	\$187.60
Sch. 1 Div. 4 it. 5	\$339.00	\$350.90
Sch. 1 Div. 4 it. 6 and 7	\$181.30	\$187.60
Sch. 1 Div. 5 it. 1	\$181.30	\$187.60
Sch. 1 Div. 5 it. 2 and 3	\$65.00	\$67.00
Sch. 1 Div. 6 it. 1 to 4	\$27.20	\$28.20
Sch. 1 Div. 6 it. 5(a)	\$13.60	\$14.10
Sch. 1 Div. 6 it. 5(b)	\$27.20	\$28.20
Sch. 1 Div. 6 it. 6(a)	\$13.60	\$14.10
Sch. 1 Div. 6 it. 6(b) to 10	\$27.20	\$28.20
Sch. 1 Div. 6 it. 12	\$13.60	\$14.10

Provision	Delete	Insert
Sch. 1 Div. 6 it. 13 to 15	\$27.20	\$28.20
Sch. 1 Div. 6 it. 16 and 17	\$13.60	\$14.10
Sch. 1 Div. 6 it. 18 and 19	\$27.20	\$28.20
Sch. 1 Div. 7 it. 1	\$181.30 (each occurrence)	\$187.60
Sch. 1 Div. 7 it. 3 to 5	\$157.70	\$163.30
Sch. 1 Div. 7 it. 6(a)	\$118.10	\$122.20
Sch. 1 Div. 7 it. 6(b)	\$90.65	\$93.80
Sch. 1 Div. 7 it. 8	\$157.70	\$163.30
Sch. 1 Div. 7 it. 9	\$225.00	\$233.00
Sch. 1 Div. 7 it. 13	\$6.50	\$6.70

Part 6 — *Valuation of Land Regulations 1979* amended

12. Regulations amended

This Part amends the *Valuation of Land Regulations 1979*.

13. Schedule 1 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 1 it. 1	160.30	163.50
Sch. 1 it. 2	64.30	65.60
Sch. 1 it. 3	8.85	9.00
Sch. 1 it. 4	19.20	19.60

N. HAGLEY, Clerk of the Executive Council.

POLICE

PO301

Firearms Act 1973
Pawnbrokers and Second-hand Dealers Act 1994
Police Act 1892
Security and Related Activities (Control) Act 1996

Police Regulations Amendment (Fees and Charges) Regulations 2022

SL 2022/65

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Police Regulations Amendment (Fees and Charges) Regulations 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2022.

Part 2 — *Firearms Regulations 1974* amended

3. Regulations amended

This Part amends the *Firearms Regulations 1974*.

4. Schedule 1A replaced

Delete Schedule 1A and insert:

Schedule 1A — Fees

[r. 2(1)]

Item	Fee for	Fee \$
1.	Application for firearm licence (r. 3A, 3B) —	
	(a) by person without such a licence	352

Item	Fee for	Fee \$
	(b) by person renewing such a licence	67
	(c) by person with such a licence wanting licence for 1 or more additional firearms	256
2.	Application for firearm collector's licence (r. 3A, 3B) —	
	(a) by person without such a licence	457
	(b) by person renewing such a licence	159
	(c) by person with such a licence wanting licence for 1 or more additional firearms	384
3.	Application for corporate licence (r. 3A, 3B) —	
	(a) by person without such a licence	502
	(b) by person renewing such a licence	147
	(c) by person with such a licence wanting licence for 1 or more additional firearms	384
4.	Application for dealer's licence (r. 3A, 3B) —	
	(a) by person without such a licence	804
	(b) by person renewing such a licence	364
5.	Application for repairer's licence (r. 3A, 3B) —	
	(a) by person without such a licence	804
	(b) by person renewing such a licence	364
6.	Application for manufacturer's licence (r. 3A, 3B) —	
	(a) by person without such a licence	804
	(b) by person renewing such a licence	364
7.	Application for shooting gallery licence (r. 3A, 3B) —	
	(a) by person without such a licence	576
	(b) by person renewing such a licence	287
8.	Application for ammunition collector's licence (r. 3A, 3B) —	
	(a) by person without such a licence	479
	(b) by person renewing such a licence	193
9.	Application for permit under s. 17 of the Act, per month or part of a month for which permit issued (r. 3A)	113
10.	Extract of licence (r. 7A)	25
11.	Duplicate of licence (r. 8)	36
12.	Replacement for an extract of licence (r. 8)	25
13.	Police custody of firearm, per year or part of year (r. 11)	174.90

Part 3 — Pawnbrokers and Second-hand Dealers Regulations 1996 amended

5. Regulations amended

This Part amends the *Pawnbrokers and Second-hand Dealers Regulations 1996*.

6. Regulation 28 amended

In regulation 28 delete the Table and insert:

Table — Fees for application for licences

Item	Licence	For period not exceeding 1 year \$	For period not exceeding 2 years but longer than 1 year \$	For period not exceeding 3 years but longer than 2 years \$
1.	Pawnbroker's licence only			
(a)	150 or more transactions in a year	4 390	5 342	6 276
(b)	50-149 transactions in a year	2 195	2 671	3 138
(c)	0-49 transactions in a year	1 097	1 335	1 569
2.	Second-hand dealer's licence only			
(a)	150 or more transactions in a year	4 390	5 342	6 276
(b)	50-149 transactions in a year	2 195	2 671	3 138
(c)	0-49 transactions in a year	1 097	1 335	1 569

Item	Licence	For period not exceeding 1 year \$	For period not exceeding 2 years but longer than 1 year \$	For period not exceeding 3 years but longer than 2 years \$
3.	Pawnbroker's licence and second-hand dealer's licence			
(a)	150 or more transactions in a year	4 398	5 353	6 291
(b)	50-149 transactions in a year	2 199	2 676	3 145
(c)	0-49 transactions in a year	1 099	1 338	1 572

7. Regulation 29 amended

In regulation 29 delete the Table and insert:

Table — Fees for renewal of licences

Item	Licence	For period not exceeding 1 year \$	For period not exceeding 2 years but longer than 1 year \$	For period not exceeding 3 years but longer than 2 years \$
1.	Pawnbroker's licence only			
(a)	150 or more transactions in a year	4 338	5 267	6 180
(b)	50-149 transactions in a year	2 169	2 633	3 090

Item	Licence	For period not exceeding 1 year \$	For period not exceeding 2 years but longer than 1 year \$	For period not exceeding 3 years but longer than 2 years \$
(c)	0-49 transactions in a year	1 084	1 316	1 545
2.	Second-hand dealer's licence only			
(a)	150 or more transactions in a year	4 338	5 267	6 180
(b)	50-149 transactions in a year	2 169	2 633	3 090
(c)	0-49 transactions in a year	1 084	1 316	1 545
3.	Pawnbroker's licence and second-hand dealer's licence			
(a)	150 or more transactions in a year	4 345	5 279	6 194
(b)	50-149 transactions in a year	2 172	2 639	3 097
(c)	0-49 transactions in a year	1 086	1 319	1 548

Part 4 — *Police (Fees and Charges) Regulations 2018* amended

8. Regulations amended

This Part amends the *Police (Fees and Charges) Regulations 2018*.

9. Schedules 1 and 2 replaced

Delete Schedules 1 and 2 and insert:

Schedule 1 — Fees

[r. 4(1)]

	Purpose	Fee
1.	Copy of traffic infringement notice record	\$31.60
2.	Escorts and guards — each person provided per hour and part of an hour for high risk escorts carried out by TRG	\$151.30
3.	Authorised copy of a photograph	\$11.20
4.	National criminal history record check —	
	(a) issued to a volunteer organisation	\$17.00
	(b) issued to a public sector body	\$34.50
5.	National police certificate	\$58.70
6.	Provision of incident information as defined in the <i>Road Traffic (Administration) Act 2008</i> section 12(1) —	
	(a) to those involved or their representatives (outlining certain accident details)	\$49.20
	(b) to the Insurance Commission of Western Australia for third party insurance purposes	\$49.20
7.	Provision of information about a reported incident, other than incident information as defined in the <i>Road Traffic (Administration) Act 2008</i> section 12(1), to those involved or their representatives (outlining certain incident details)	\$49.10

	Purpose	Fee
8.	Replacement of prosecution documents —	
	(a) a statement of the material facts of a charge, which has already been served (per hour or part of an hour)	\$98.00
	(b) additional copy of documents already disclosed (per hour or part of an hour)	\$98.00

Schedule 2 — Charges for major events

[r. 6 and 8]

	Charge	Rate/hour
1.	Planning rate	\$63.00
2.	Attendance rate	\$113.00
3.	General overhead expenses rate	\$20.00
4.	Overhead expenses rate for air support — helicopter	\$3 196.00
5.	Overhead expenses rate for air support — fixed wing aircraft	\$2 155.00

Part 5 — *Security and Related Activities (Control) Regulations 1997* amended

10. Regulations amended

This Part amends the *Security and Related Activities (Control) Regulations 1997*.

11. Schedule 4 replaced

Delete Schedule 4 and insert:

Schedule 4 — Fees

[r. 54]

Column 1 Provision of Act or regulations	Column 2 Subject matter	Column 3 Fee \$
<i>Agent's licences</i>		
s. 46(1)(c)	Application for issue of agent's licence — for 1 year or less for more than 1 year but not more than 3 years	1 391 1 401
s. 46(1)(c)	Application by licensee for additional agent's licence (each licence)	928
s. 49(1)(c)	Application for renewal of agent's licence — for 3 years (each licence)	993
s. 46(1)(c)	Application for issue of temporary licence under s. 42B	1 391
<i>Other licences, endorsements and permits</i>		
s. 46(1)(c)	Application for issue of licence (other than agent's licence or temporary licence) — for 1 year or less for more than 1 year but not more than 3 years	365 375
s. 46(1)(c)	Application by licensee for additional licence (other than agent's licence or temporary licence) (each licence)	214
s. 49(1)(c)	Application for renewal of licence (other than agent's licence or temporary licence) — for 3 years or less (each licence)	229
r. 10(b)	Application for endorsement under s. 24	203
r. 12	Application for permit under s. 25	243
r. 13(b)	Application for endorsement under s. 26	203

Column 1 Provision of Act or regulations	Column 2 Subject matter	Column 3 Fee \$
s. 46(1)(c)	Application for issue of temporary licence under s. 42A	365
<i>Miscellaneous</i>		
s. 10(2)	Application to inspect register	50
s. 10(3)	Certified copy of register entry	51
s. 66	Issue of duplicate licence or duplicate identity card	33
s. 94(4)(b)	Additional fee if fingerprints and palm prints are required under s. 48(1)(a) or (b)(i)	123

N. HAGLEY, Clerk of the Executive Council.

RACING, GAMING AND LIQUOR

RA301

Liquor Control Act 1988

Racing and Gaming Regulations Amendment (Liquor Control) Regulations (No. 2) 2022

SL 2022/63

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Racing and Gaming Regulations Amendment (Liquor Control) Regulations (No. 2) 2022*.

2. Commencement

These regulations come into operation as follows —

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

**Part 2 — *Liquor Control (Bayulu Restricted Area)*
Regulations 2013 amended**

3. Regulations amended

This Part amends the *Liquor Control (Bayulu Restricted Area) Regulations 2013*.

4. Regulation 4 deleted

Delete regulation 4.

5. Regulation 9 amended

In regulation 9 delete “2022.” and insert:

2023.

Note:

The note at the end of regulation 9 is to be deleted.

**Part 3 — *Liquor Control (Wakathuni Restricted Area)*
Regulations 2019 amended**

6. Regulations amended

This Part amends the *Liquor Control (Wakathuni Restricted Area) Regulations 2019*.

7. Regulation 4 deleted

Delete regulation 4.

8. Regulation 9 amended

In regulation 9 delete “2022.” and insert:

2023.

Note:

The note at the end of regulation 9 is to be deleted.

N. HAGLEY, Clerk of the Executive Council.

RA302

Liquor Control Act 1988

Liquor Commission Amendment Rules 2022

SL 2022/72

Made by the Liquor Commission.

1. Citation

These rules are the *Liquor Commission Amendment Rules 2022*.

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 1 January 2023.

3. Rules amended

These rules amend the *Liquor Commission Rules 2007*.

4. Schedule 1 amended

In Schedule 1 items 1 and 2 delete “411.00” and insert:

430.00

KATE PEDERSON, Chairperson.

EMMA POWER, Member.

PAMELA HASS, Member.

TRANSPORT

TN301

Perth Parking Management Act 1999
Road Traffic (Administration) Act 2008
Road Traffic (Authorisation to Drive) Act 2008
Road Traffic (Vehicles) Act 2012
Shipping and Pilotage Act 1967
Transport Co-ordination Act 1966
Transport (Road Passenger Services) Act 2018
Western Australian Marine Act 1982
Western Australian Photo Card Act 2014

Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2022

SL 2022/67

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2022.

Part 2 — *Perth Parking Management Regulations 1999* amended

3. Regulations amended

This Part amends the *Perth Parking Management Regulations 1999*.

4. Various fees amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 2 it. 11(b)	1 144.10	1 164.20
Sch. 2 it. 11(c) and (d)	1 057.10	1 073.00
Sch. 2 it. 11(e)	1 189.70	1 213.50

**Part 3 — *Road Traffic (Administration)*
Regulations 2014 amended**

5. Regulations amended

This Part amends the *Road Traffic (Administration) Regulations 2014*.

6. Regulation 35 amended

In regulation 35(2) in the Table:

- (a) in the 1st row delete “18.80” and insert:

18.85

- (b) in the 3rd row delete “20.30” and insert:

20.45

- (c) in the 4th row delete “25.40” and insert:

25.75

**Part 4 — *Road Traffic (Authorisation to Drive)*
Regulations 2014 amended**

7. Regulations amended

This Part amends the *Road Traffic (Authorisation to Drive) Regulations 2014*.

8. Various fees amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 77(2)(a)	\$20.45	\$20.95
r. 77(2)(b)	\$40.90	\$41.90
Sch. 9 it. 1	20.20	20.40
Sch. 9 it. 2	16.10	16.90
Sch. 9 it. 3(a)(i)	117.80	126.10
Sch. 9 it. 3(a)(ii)	270.20	288.30
Sch. 9 it. 3(b)	53.90	56.30
Sch. 9 it. 4(a)	98.30	104.40
Sch. 9 it. 4(b)	259.20	267.10
Sch. 9 it. 6(a)	44.05	46.85
Sch. 9 it. 6(b)	149.50	163.50
Sch. 9 it. 9 and 9A	25.60	26.80
Sch. 9 it. 10	19.40	21.00
Sch. 9 it. 11	9.45	10.00

Part 5 — *Road Traffic (Vehicles) Regulations 2014* amended

9. Regulations amended

This Part amends the *Road Traffic (Vehicles) Regulations 2014*.

10. Regulation 48 replaced

Delete regulation 48 and insert:

48. Duplicate or certified copy of vehicle licence document

- (1) The CEO must, on request, issue to the licence holder of a vehicle or, in the event of that person's death, to the person's executor, a duplicate or certified copy of the vehicle licence document for the vehicle.

- (2) A fee of \$5.30 is payable for the issue of the duplicate or certified copy if the request is made in person or by telephone.

11. Regulation 87 amended

In regulation 87(2) delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	145.45	115.85
Heavy vehicle examined at an inspection station	232.00	136.35
Heavy vehicle examined at a place other than an inspection station	248.30	188.10
All other vehicles	181.90	120.40

12. Regulation 88 amended

In regulation 88 delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	148.10	117.85
Heavy vehicle	236.65	138.80
All other vehicles	185.40	122.50

13. Regulation 89 amended

In regulation 89 delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	149.75	119.05
Heavy vehicle	239.50	140.30
All other vehicles	187.55	123.75

14. Regulation 90 amended

In regulation 90 delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	146.40	116.55
Heavy vehicle	233.60	137.20
All other vehicles	183.10	121.15

15. Regulation 91 amended

In regulation 91 delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	158.00	125.20

Vehicle	First examination (\$)	Subsequent examination (\$)
Heavy vehicle	253.90	147.90
All other vehicles	198.40	130.25

16. Regulation 92 amended

In regulation 92 delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	146.25	116.45
Heavy vehicle	233.40	137.10
All other vehicles	182.95	121.05

17. Regulation 92A amended

In regulation 92A delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	145.45	115.85
Heavy vehicle	232.00	136.35
All other vehicles	181.90	120.40

18. Regulation 93 amended

In regulation 93 delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	162.75	128.75
Heavy vehicle	262.20	152.30
All other vehicles	204.65	133.95

19. Regulation 93A amended

In regulation 93A delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	145.45	115.85
Heavy vehicle	232.00	136.35
All other vehicles	181.90	120.40

20. Regulation 94 amended

In regulation 94 delete the Table and insert:

Table

Vehicle	First examination (\$)	Subsequent examination (\$)
Trailer without brakes, motor cycle, motor carrier	146.05	116.30

Vehicle	First examination (\$)	Subsequent examination (\$)
Heavy vehicle	233.00	136.90
All other vehicles	182.65	120.85

21. Various fees amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 95(1) Table	116.00 (1 st occurrence)	129.50
	121.70	131.80
	118.20	133.20
	117.00	130.30
	128.75	140.30
	119.75	130.20
	117.15	129.50
	128.80	144.40
	117.70	129.50
	116.00 (2 nd occurrence)	130.00
r. 100	\$18.90	\$19.40
r. 112(b)	\$29.00	\$30.00
r. 112(ba)	\$18.30	\$18.50
r. 112(bb)	\$19.00	\$19.60
r. 112(bc)	\$19.00	\$19.60
r. 112(d)	\$42.40	\$44.50
r. 112(da)	\$34.00	\$35.20
r. 112(db)	\$34.00	\$35.20
r. 112(g)(i)	\$252.10	\$256.50
r. 112(g)(ii)	\$124.60	\$126.70

Provision	Delete	Insert
r. 114(1) and (2)	\$18.90	\$19.20
r. 130(1)(a)	\$11 131.20	\$11 326.00
r. 130(1)(b)	\$2 227.30	\$2 266.20
r. 130(1)(c)	\$1 108.30	\$1 127.70
r. 130(1)(d)	\$221.30	\$225.10
r. 130(1)(e)	\$2 227.30	\$2 266.20
r. 130(1)(f)	\$96.60	\$98.20
r. 130(2)	\$555.70	\$565.40
r. 130(3)(a) and (b)	\$22.60	\$22.90
r. 134(1)(b)	\$26.80	\$27.30
r. 134(3)	\$44.00	\$44.80

Part 6 — *Shipping and Pilotage (Ports and Harbours) Regulations 1966* amended

22. Regulations amended

This Part amends the *Shipping and Pilotage (Ports and Harbours) Regulations 1966*.

23. Regulation 14 amended

Delete regulation 14(3).

Note: The heading to amended regulation 14 is to read:

Restrictions on vessel movement in pilotage area

24. Various fees amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 9B(2)(b)	\$564.70	\$574.60
r. 9F(2)(c)	\$365.30	\$371.70
r. 9J	\$206.55	\$210.15
r. 16(d)	\$747.85	\$760.95

Part 7 — *Transport Co-ordination Regulations 1985* amended

25. Regulations amended

This Part amends the *Transport Co-ordination Regulations 1985*.

26. Regulation 8A amended

In regulation 8A(d) delete “\$2.80.” and insert:

\$2.85.

Part 8 — *Transport (Road Passenger Services) Regulations 2020* amended

27. Regulations amended

This Part amends the *Transport (Road Passenger Services) Regulations 2020*.

28. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

[r. 177]

Division 1 — Fees: general

Table

	Description of fee	Fee
1.	Application fee for on-demand booking service authorisation (s. 29(4)(f) of the Act)	\$126.50
2.	Fee for nomination of additional or replacement person to represent provider of authorised on-demand booking service (r. 50(5)(a))	\$23.80
3.	Application fee for variation of conditions of on-demand booking service authorisation (s. 34(2)(c) of the Act)	\$14.40
4.	Application fee for regular passenger transport service authorisation (s. 59(3)(e) of the Act)	\$119.00
5.	Application fee for renewal of regular passenger transport service authorisation (r. 69(2)(c))	\$119.00

	Description of fee	Fee
6.	Application fee for variation of conditions of regular passenger transport service authorisation (s. 67(2)(c) of the Act)	\$159.40
7.	Application fee for variation of approved route or area (s. 69(2)(c) of the Act)	\$159.40
8.	Application fee for transfer of regular passenger transport service authorisation (s. 75(4)(d) of the Act)	\$79.70
9.	Application fee for passenger transport driver authorisation (s. 95(3)(c) of the Act)	\$43.00
10.	Application fee for variation of conditions of passenger transport driver authorisation (s. 99(2)(c) of the Act)	\$14.40
11.	Application fee for passenger transport vehicle authorisation (s. 124(3)(d) of the Act)	\$19.80
12.	Application fee for variation of conditions of passenger transport vehicle authorisation (s. 130(2)(c) of the Act)	\$20.70
13.	Application fee for category of service change for passenger transport vehicle authorisation (s. 132(2)(c) of the Act)	\$37.20
14.	Fee for provision of unpublished de-identified data on request (s. 151(3) of the Act)	\$143.90 for each hour, or part of an hour, that a person spends extracting and providing data in response to request
15.	Fee for providing copy of authorisation document for passenger transport authorisation	\$12.40
16.	Fee for handling the following transactions in person or over the phone in relation to passenger transport authorisations — (a) changes to existing records (except changes of address) (b) late renewal of annual authorisations (c) manual search of records	\$20.70

Division 2 — Authorisation fees for on-demand booking service authorisations**Table**

Number of vehicles to be covered by the authorisation	Fee
1	\$258.90
2 to 5	\$486.60
6 to 15	\$1 428.80
16 to 30	\$2 847.10
31 to 50	\$4 658.90
51 to 90	\$7 661.30
91 to 150	\$12 734.30
151 to 250	\$20 706.10
251 to 500	\$34 165.10
More than 500	\$67 294.90

Division 3 — Authorisation fee for passenger transport driver authorisation

The authorisation fee for a passenger transport driver authorisation is \$94.00.

Division 4 — Authorisation fees for passenger transport vehicle authorisations**Table**

Duration of the authorisation	Fee
1 month	\$22.40
3 months	\$42.70
6 months	\$71.60
12 months	\$120.70
Another period specified under regulation 99	A pro rata amount based on the fee for a 12 month authorisation

Part 9 — *W.A. Marine (Certificates of Competency and Safety Manning) Regulations 1983* amended

29. Regulations amended

This Part amends the *W.A. Marine (Certificates of Competency and Safety Manning) Regulations 1983*.

30. Schedule 3 amended

In Schedule 3:

- (a) in item 7 delete “\$271.65” and insert:

\$276.40

- (b) in item 8 delete “\$200.45” and insert:

\$203.95

Part 10 — *W.A. Marine (Surveys and Certificates of Survey) Regulations 1983* amended

31. Regulations amended

This Part amends the *W.A. Marine (Surveys and Certificates of Survey) Regulations 1983*.

32. Various fees amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 1 cl. 2(1) Table it. 3	\$162.80	\$165.65
Sch. 1 cl. 2(1) Table it. 6(a)	\$339.60/hour	\$345.55/hour
Sch. 1 cl. 2(1) Table it. 6(b)	\$352.00	\$358.15
Sch. 1 cl. 2(1) Table it. 14	\$201.85/hour	\$205.40/hour
Sch. 1 cl. 2(1) Table it. 15	\$1.60/page	\$1.65/page

Part 11 — *Western Australian Photo Card Regulations 2014* amended

33. Regulations amended

This Part amends the *Western Australian Photo Card Regulations 2014*.

34. Regulation 7 amended

In regulation 7 in the Table items 1 and 3 delete “44.50” and insert:

46.80

N. HAGLEY, Clerk of the Executive Council.

TN302

Rail Safety National Law (WA) Act 2015

Rail Safety National Law (WA) Amendment Regulations 2022

SL 2022/66

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Rail Safety National Law (WA) Amendment Regulations 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2022.

3. Regulations amended

These regulations amend the *Rail Safety National Law (WA) Regulations 2015*.

4. Regulation 3 amended

In regulation 3 insert in alphabetical order:

Category C notifiable occurrence has the meaning given in regulation 57;

5. Regulation 6 amended

In regulation 6 delete “occurrence (other than a Category A notifiable occurrence referred to in regulation 57(1)(a)(v)).” and insert:

occurrence.

6. Regulation 56 amended

Delete regulation 56(1) and insert:

- (1) For the purposes of section 120(3) (Power of Regulator to obtain information from rail transport operators) of the Law, a rail transport operator must provide the Regulator with a monthly return that sets out the following information in respect of the whole of the month —
 - (a) in relation to drug and alcohol testing conducted by the rail transport operator —
 - (i) the number and type of tests conducted; and
 - (ii) whether the tests were conducted before or after the rail safety worker had signed on for duty; and
 - (iii) the class of rail safety work undertaken by rail safety workers who were tested; and
 - (iv) the employment relationship with the operator of rail safety workers who were tested; and
 - (v) the outcome of the tests;
 - (b) in the case of a rail transport operator who is a rail infrastructure manager —
 - (i) the number of kilometres travelled by trains of a kind, as required by the Regulator, on tracks over which the rail infrastructure manager has effective management and control; and

- (ii) the total number of rolling stock operators (not being the rail infrastructure manager) who operated rolling stock on the tracks over which the rail infrastructure manager has effective management and control;
- (c) in the case of a rail transport operator who is a rolling stock operator —
 - (i) the number of kilometres travelled by trains or other rail vehicles of a kind, as required by the Regulator, over which the rolling stock operator has effective management and control; and
 - (ii) the number of journeys (either estimated or actual) made by passengers on passenger trains over which the rolling stock operator has effective management and control; and
 - (iii) the number of passenger kilometres travelled on passenger trains (not including light rail passenger vehicles) over which the rolling stock operator has effective management and control (where 1 passenger kilometre represents the transport of 1 passenger by rail over 1 kilometre); and
 - (iv) the total number of other rail networks (being networks managed by other rail infrastructure managers) on which rolling stock over which the rolling stock operator has effective management and control travelled;
- (d) in respect of a railway over which the rail transport operator has effective management and control —
 - (i) the total number of full-time equivalent contractors and employees engaged by the rail transport operator to undertake rail safety work; or
 - (ii) the total number of hours of rail safety work undertaken by contractors and employees engaged by the rail transport operator.

Note: The heading to amended regulation 56 is to read:

Periodic information to be supplied monthly

7. Regulation 56A inserted

After regulation 56 insert:

56A. Periodic information to be supplied annually

- (1) For the purposes of section 120(3) (Power of Regulator to obtain information from rail transport operators) of the Law, a rail transport operator must provide the Regulator with an annual return that sets out the following information in respect of the period of 12 months to which it relates —
 - (a) in the case of a rail transport operator who is a rail infrastructure manager —
 - (i) the length, in kilometres, of operational and non-operational track over which the rail infrastructure manager has effective management and control; and
 - (ii) a description of the rail network over which the rail infrastructure manager has effective management and control, by line section and segment and its characteristics, as required by the Regulator; and
 - (iii) a description and details of each level crossing that interfaces with the rail network over which the rail infrastructure manager has effective management and control, as required by the Regulator; and
 - (iv) details of the interfacing road manager in respect of each level crossing that interfaces with the rail network over which the rail infrastructure manager has effective management and control, as required by the Regulator; and
 - (v) the number of other networks (excluding private sidings) that are connected to, or interface with, a railway under the effective management and control of the infrastructure manager;
 - (b) in the case of a rail transport operator who is a rolling stock operator — the number of stations or stops used in the course of the provision of passenger services by trains over which the rolling stock operator has effective management and control.

- (2) In providing a return under this regulation, the rail transport operator must set out the particulars of the information required under subregulation (1) in relation to this jurisdiction and every other participating jurisdiction in respect of which the rail transport operator is accredited.
- (3) The rail transport operator must, on or before 21 January in every year, or such other date or period specified by the Regulator, provide the return required under subregulation (1) to the Regulator for the period of 12 months ending on the preceding 31 December.

8. Regulation 57 amended

- (1) Delete regulation 57(1) and insert:
 - (1) For the purposes of the definition of ***notifiable occurrence*** in section 4 (Interpretation) of the Law and this regulation —
 - (a) a notifiable occurrence specified in Schedule 1A Division 1 is a ***Category A notifiable occurrence***; and
 - (b) a notifiable occurrence specified in Schedule 1A Division 2 is a ***Category B notifiable occurrence*** (unless that occurrence is also a Category A notifiable occurrence); and
 - (c) a notifiable occurrence specified in Schedule 1A Division 3 is a ***Category C notifiable occurrence*** (unless that occurrence is also a Category A or a Category B notifiable occurrence).
- (2) In regulation 57(2):
 - (a) delete “If” and insert:

For the purposes of section 121 (Notification of certain occurrences) of the Law, if
 - (b) delete paragraph (b) and insert:
 - (b) give the Regulator a written report of the occurrence, within the period, and that contains the particulars, as required in respect of the giving of a written report of an immediately reportable matter under the *Transport Safety Investigation Act 2003* (Commonwealth), as in force from time to time.

(3) Delete regulation 57(3) and insert:

- (3) For the purposes of section 121 (Notification of certain occurrences) of the Law, if a Category B notifiable occurrence happens on, or in relation to, a rail transport operator's railway premises or railway operations, the operator must —
 - (a) give the Regulator a written report of the occurrence within the period, and that contains the particulars, as required in respect of the giving of a written report of a routine reportable matter under the *Transport Safety Investigation Act 2003* (Commonwealth), as in force from time to time; and
 - (b) within 14 days (or such longer period as may be allowed by the Regulator) after becoming aware of the occurrence, provide any other information required by the Regulator in respect of the occurrence that is not included in the report under paragraph (a).
- (3A) For the purposes of section 121 (Notification of certain occurrences) of the Law, if a Category C notifiable occurrence happens on, or in relation to, a rail transport operator's railway premises or railway operations during a reporting period, the operator must, subject to subregulations (3B) and (3C), give the Regulator a written report that provides a summary of any such occurrences within 6 months after the end of the reporting period.
- (3B) A report under subregulation (3A) must —
 - (a) provide the total number of Category C notifiable occurrences with respect to each month of the reporting period, and each type of such occurrences, as required by the Regulator; and
 - (b) unless otherwise specified by the Regulator, be made in conjunction with a safety performance report required by section 103 (Safety performance reports) of the Law.
- (3C) The Regulator may, by written notice, require a rail transport operator to provide a report under subregulation (3A), at such other times, and in relation to such other periods, and in such manner, as specified in the notice (which may be in addition to a report otherwise provided in accordance with that subregulation).

- (3D) For the purposes of subregulations (3A) and (3B), *reporting period* has the same meaning as in section 103(3) (Safety performance reports) of the Law.

9. Schedule 1A inserted

After Schedule 1 insert:

Schedule 1A — Notifiable occurrences

[r. 57(1)]

Division 1 — Category A notifiable occurrences

1. Collisions and near hits

- (1) A collision between a train and —
- (a) a rail safety worker; or
 - (b) a person (other than a rail safety worker) that results in a serious injury or fatality, including self-harm incidents; or
 - (c) another train on the running line; or
 - (d) a vehicle (other than a train) at a level crossing; or
 - (e) a vehicle (other than a train) that results in a serious injury or fatality.
- (2) A collision, that results in significant damage or a serious injury or fatality, between a train and —
- (a) another train; or
 - (b) rolling stock (other than a train); or
 - (c) plant or machinery within a rail worksite; or
 - (d) rail infrastructure.
- (3) A near hit between a train and a rail safety worker.

2. Derailment

A derailment that —

- (a) consists of the derailment of a single unit of rolling stock and results in significant damage; or
- (b) consists of the derailment of more than 1 unit of rolling stock; or
- (c) consists of the derailment of passenger rolling stock that is in service; or
- (d) occurs in proximity of persons who were at risk of injury from the rolling stock or debris as a result of the derailment.

3. Wrong side failure

- (1) A safety critical integrated engineered system has failed, or is suspected to have failed, in an unsafe manner and not in accordance with the system's design principles, including in relation to the following systems —
 - (a) active level crossings;
 - (b) signalling systems;
 - (c) authority management systems;
 - (d) rolling stock interlocking systems;
 - (e) train protection systems;
 - (f) electrical traction systems;
 - (g) track detection systems.
- (2) A total failure of level crossing warning lights or boom barriers.

4. Proceed authority exceeded

- (1) A train (not including a light rail vehicle) that exceeds a limit of a proceed authority or proceeds without proceed authority on, or onto, a running line —
 - (a) due to the driver missing the limit of authority completely; or
 - (b) that results in the train entering an occupied section of track or the train being in conflict with another train movement.
- (2) A train (including a light rail vehicle) that exceeds a limit of a proceed authority or proceeds without proceed authority on, or onto, a running line that results in the train —
 - (a) entering a rail worksite; or
 - (b) entering an active level crossing without warning devices activating.
- (3) A train (including a light rail vehicle) that proceeds while a restraint authority is in place.

5. Rolling stock runaway

- (1) A runaway of a train or rolling stock on, or onto, a running line.
- (2) A runaway of a train or rolling stock in a yard that occurs in proximity of persons who were at risk of injury from the train or rolling stock as a result of the runaway.

6. Fire, explosion or dangerous goods spill

A fire, explosion or spill of dangerous goods that directly threatens the safety of people.

7. Breach of network rules or procedures

A breach or omission of, or failure to comply with, a network rule, process or procedure, that results in an immediate or direct threat to the safety of people or railway operations including in the case of the following —

- (a) failure to maintain a safe separation of trains with other trains, people or machinery (for example, due to the issuing of an incorrect proceed authority or incorrect protection arrangements);
- (b) a worker who is on a track without authority;
- (c) failure to protect a person who is working near electrical infrastructure, including trains being routed into de-energised or isolated sections of track;
- (d) a worker who is near electrical infrastructure without authority.

8. Load irregularity

A load irregularity that results in an immediate or direct threat to the safety of people or railway operations including in the case of the following —

- (a) a load that has shifted and breached the maximum kinetic rolling stock outline that applies in respect of that rolling stock;
- (b) a load that has been lost during transit on a running line.

9. Rolling stock irregularity (including monitoring systems)

A rolling stock irregularity that results in an immediate or direct threat to the safety of people or railway operations, including in the case of the following —

- (a) a complete bearing failure;
- (b) a broken axle or wheel;
- (c) a train parting that did not apply the brakes.

10. Track irregularity

A track irregularity that results in an immediate or direct threat to the safety of people or railway operations, including trains traversing an undetected track defect resulting in injury of train crew or passengers or near derailment.

11. Civil infrastructure irregularity

A civil infrastructure irregularity that results in an immediate or direct threat to the safety of people or railway operations, including in the case of the following —

- (a) a bridge collapse;
- (b) a tunnel collapse.

12. Electrical traction irregularity

An electrical traction irregularity that results in an immediate or direct threat to the safety of people or railway operations, including in the case of the following —

- (a) overhead wires falling near people;
- (b) a failure that exposes a person to a risk of electrocution.

13. Incidents at person and train interfaces

(1) Any of the following incidents —

- (a) a train passenger door or platform screen door being open while the train is in motion;
- (b) a person being caught in the passenger door of a train as the train begins to move, or while it is in motion;
- (c) an incident involving a platform screen door that results in —
 - (i) a person being caught and exposed to a moving train; or
 - (ii) a person being caught between a train and the platform screen door.

(2) Any slip, trip or fall by a person that occurs at an interface between a person and a train that results in a serious injury or fatality, including in the case of the following —

- (a) a fall by a person while boarding or alighting from a train;
- (b) a fall by a person from a platform onto a track;
- (c) a fall by a person between a train and a platform.

14. Other incidents or accidents involving serious injury or fatality

- (1) Any incident or accident not included in a preceding provision of this Division, including an incident of self-harm, that results in a serious injury to, or fatality of, a person as a result of, or in relation to, railway operations.
- (2) Any incident or accident not included in a preceding provision of this Division, that results in a serious injury to, or fatality of, a rail safety worker while performing rail safety work.

15. Other incidents or accidents directly threatening rail safety

A rail safety incident or accident that is not included in a preceding provision of this Division, that directly threatens the safety of people or railway operations.

Examples of such other incidents or accidents may include —

- (a) an incident that involves sabotage or breach of cyber security;
- (b) an event that results in an emergency evacuation to protect public safety;

- (c) the sudden incapacity of a rail safety worker while performing a safety critical task or function;
- (d) de-training of passengers into an uncontrolled environment;
- (e) a train that significantly exceeds permitted speed.

Division 2 — Category B notifiable occurrences

16. Collisions and near hits

- (1) A collision between a train and a person, other than a rail safety worker, that does not result in a serious injury or fatality.
- (2) A collision (that is not a Category A notifiable occurrence) between a train and —
 - (a) another train; or
 - (b) rolling stock (other than a train); or
 - (c) plant or machinery within a rail worksite; or
 - (d) rail infrastructure.
- (3) A near hit (that is not a Category A notifiable occurrence) between a train and —
 - (a) another train; or
 - (b) a person or a vehicle (other than a train) at a level crossing; or
 - (c) rolling stock (other than a train); or
 - (d) plant or machinery within a rail worksite; or
 - (e) rail infrastructure.

17. Derailment

A derailment that is not a Category A notifiable occurrence.

18. Proceed authority exceeded

- (1) A train (not including a light rail vehicle) that exceeds a limit of a proceed authority or proceeds without proceed authority on, or onto, a running line, other than due to a train rolling back (that is not a Category A notifiable occurrence).
- (2) A light rail vehicle that exceeds a limit of a proceed authority or proceeds without proceed authority that results in a near hit (that is not a Category A notifiable occurrence).

19. Rolling stock runaway

A runaway of a train or rolling stock (that is not a Category A notifiable occurrence) that occurs within a yard and where the distance of the train or rolling stock runaway is more than 10 metres.

20. Fire, explosion or spill of dangerous goods

- (1) A fire (that is not a Category A notifiable occurrence) that does not directly threaten the safety of people, being —
 - (a) a fire that occurs on an unoccupied locomotive or in an unoccupied driving cab; or
 - (b) a lineside fire caused by a train; or
 - (c) a fire that results in damage to rail infrastructure or rolling stock.
- (2) An accident or incident (that is not a Category A notifiable occurrence) that involves the spill of dangerous goods that results in damage to rail infrastructure or rolling stock.
- (3) Any other fire, explosion or spill of dangerous goods that does not directly threaten the safety of people.

21. Breach of network rules or procedures

A breach or omission of, or failure to comply with, a network rule, process or procedure, that does not result in an immediate or direct threat to the safety of people or railway operations, including in the case of the following —

- (a) failure to maintain a safe separation of trains with other trains, people or machinery (for example, due to the issuing of an incorrect proceed authority or incorrect protection arrangements);
- (b) a worker who is on a track without authority;
- (c) failure to protect a person who is working near electrical infrastructure, including trains being routed into de-energised or isolated sections of track;
- (d) a worker who is near electrical infrastructure without authority.

22. Rolling stock irregularity (including monitoring systems)

- (1) A rolling stock irregularity that does not result in an immediate or direct threat to the safety of people or railway operations, but does require operating restrictions to be applied, including in the case of the following —
 - (a) a non-critical failure of vehicle structural integrity;
 - (b) a non-critical reduction in braking performance;
 - (c) a failure that requires the isolation of vigilance or on-board train protection systems;
 - (d) a draw gear or coupler failure.
- (2) A train parting other than a train parting that is a Category A notifiable occurrence.

23. Track irregularity

A track irregularity (that is not a Category A notifiable occurrence) that is detected outside of track maintenance or inspection activities and that requires the imposition of an operational restriction, including in the case of the following —

- (a) a broken rail (including a fish plate);
- (b) a rail defect;
- (c) a track defect that affects horizontal alignment;
- (d) a track defect that affects vertical alignment;
- (e) spread track;
- (f) a points irregularity where damage may result in a threat to the safety of railway operations.

24. Other incidents or accidents involving serious injury or fatality

An incident or accident (that is not a Category A notifiable occurrence) involving a road vehicle that results in a serious injury to, or fatality of, a member of a train crew who is on roster while in transit to or from a service.

Division 3 — Category C notifiable occurrences**25. Collisions and near hits**

A collision or near hit (that is not a Category A or a Category B notifiable occurrence) —

- (a) between a train and a vehicle (other than a train); or
- (b) between a train and a person.

26. Proceed authority exceeded

- (1) A train that exceeds a limit of a proceed authority or proceeds without proceed authority (that is not a Category A or a Category B notifiable occurrence) where —
 - (a) the rear portion of an otherwise stationary train (not including a light rail vehicle) rolls back resulting in part of the rear vehicle re-occupying a section of track; or
 - (b) in the case of a train (including a light rail vehicle) within a yard — the train remains in the yard.
- (2) Any other incident where a train (including a light rail vehicle) exceeds a limit of a proceed authority or proceeds without proceed authority that is not a Category A or a Category B notifiable occurrence.

27. Rolling stock runaway

A runaway of a train or rolling stock (that is not a Category A or a Category B notifiable occurrence) that occurs within a yard and where the distance of the train or rolling stock runaway is 10 metres or less.

28. Breach of network rules or procedures

A breach or omission of, or failure to comply with, work scheduling practices and procedures set out in the rail transport operator's fatigue risk management program.

29. Load irregularity

A load irregularity, that does not result in an immediate or direct threat to the safety of people or railway operations, including —

- (a) an open door, hatch, gate or curtain or an ineffective load restraint that results, or may result, in the loss of a load or a collision; and
- (b) an uneven distribution of a load, or underloading or overloading beyond safety tolerances (for example, due to the way a train that includes empty and loaded wagons is configured).

30. Rolling stock irregularity (including monitoring systems)

A failure of systems and processes designed to identify and manage rolling stock irregularities, that is not a Category A or a Category B notifiable occurrence, including the following —

- (a) a failure of wayside monitoring equipment;
- (b) an administrative failure that allows defective rolling stock to remain in service.

31. Level crossing irregularity

A failure of level crossing equipment (that is not a Category A or a Category B notifiable occurrence) that results in the intended level of protection not being fully provided prior to, or during, the passage of a train through the crossing, including in the case of the following —

- (a) only partial operation of an active warning device (for example, not all warning lights operating);
- (b) slow or incomplete lowering of boom barriers for the passage of a train;
- (c) locking systems on pedestrian gates (including emergency escape gates) failing to fully engage when closed;
- (d) missing or damaged control signs and devices at a passive level crossing.

32. Track irregularity

A track irregularity (that is not a Category A or a Category B notifiable occurrence) that is detected during track maintenance or inspection activities and that requires the imposition of an operational restriction, including in the case of the following —

- (a) a broken rail (including a fish plate);
- (b) a rail defect;
- (c) a track defect that affects horizontal alignment;

- (d) a track defect that affects vertical alignment;
- (e) spread track;
- (f) a points irregularity where damage may result in a threat to the safety of railway operations.

33. Civil infrastructure irregularity

A civil infrastructure irregularity (that is not a Category A notifiable occurrence) that does not result in an immediate or direct threat to the safety of people or railway operations, including in the case of the following —

- (a) a bridge strike by a road vehicle;
- (b) a significant track obstruction (for example, a landslide, rock fall, fallen tree, flood water or other infrastructure);
- (c) an embankment failure;
- (d) a structural defect of a viaduct, bridge, tunnel or station infrastructure;
- (e) a scaffolding collapse.

34. Electrical traction irregularity

An electrical traction irregularity (that is not a Category A notifiable occurrence) that does not result in an immediate or direct threat to the safety of people or railway operations, including in the case of the following —

- (a) a de-wiring or entanglement of overhead wiring;
- (b) failure of overhead wiring;
- (c) a traction equipment fault.

35. Incidents at person and train interfaces

- (1) A train passenger door failure, system failure or an incident involving a train or a platform screen door (that is not a Category A notifiable occurrence) that results in a risk to the safety of passengers, including in the case of the following —
 - (a) a defective passenger train door or inter-carriage door;
 - (b) a train door that opens on the incorrect side of the train or while the train is not at, or completely at, the platform;
 - (c) a platform screen door that opens while a train is not present;
 - (d) an emergency door release failing to function.

- (2) Any slip, trip or fall by a person that occurs at an interface between a person and train (that is not a Category A notifiable occurrence), that does not result in a serious injury or fatality, including in the case of the following —
- (a) a fall by a person while boarding or alighting from a train;
 - (b) a fall by a person from a platform onto a track;
 - (c) a fall by a person between a train and a platform.

Note: Schedule 2 to the SA regulations relates only to New South Wales and Queensland and accordingly has not been included here.

10. Schedule 3 amended

In Schedule 3 Division 2:

- (a) in clause 1(1) in the Table:
- (i) delete “82.31” and insert:

87.59

- (ii) delete “0.050” and insert:

0.054

- (b) in clause 1(3) and (4) delete “section” and insert:

sections

Notes:

1. The note at the end of regulation 29(3) is to be altered by deleting “and Schedule 2 relate only to New South Wales and accordingly have” and inserting:
relates only to New South Wales and Queensland and accordingly has
2. The note at the end of Schedule 1 is to be deleted.

N. HAGLEY, Clerk of the Executive Council.

TREASURY AND FINANCE

TR301

State Enterprises (Commonwealth Tax Equivalents) Act 1996

**State Enterprises (Commonwealth Tax
Equivalents) (Application) Amendment
Regulations 2022****SL 2022/69**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *State Enterprises (Commonwealth Tax Equivalents) (Application) Amendment Regulations 2022*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *State Enterprises (Commonwealth Tax Equivalents) (Application) Regulations 1997*.

4. Regulation 3 amended

In regulation 3 in the Table delete the row relating to the Chemistry Centre (WA).

N. HAGLEY, Clerk of the Executive Council.

— PART 2 —

CEMETERIES

CE401**CEMETERIES ACT 1986***Shire of Collie***CEMETERY FEES AND CHARGES**

Under the powers conferred by Section 53 of the *Cemeteries Act 1986*, the Council of the Shire of Collie resolved on the 12 May 2022 to adopt the schedule of Fees and Charges, effective from 1 July 2022.

LIST OF CEMETERY FEES

In Open Ground—	
Interment Adult Grave	\$1,335.00
Interment Infant Grave	\$410.00
Re-opening grave for an adult	\$1,845.00
Re-opening Child Grave (under 14 years)	\$1,845.00
Placement of cremated ashes in grave	\$155.00
Exhumation	\$1,230.00
Ordinary Land for Grave, including issue of Grant of Right of Burial 2.4 metres x 1.8 metres and use of iron number plate	\$565.00
Interment Surcharge—Weekends and P/Holidays and without due notice	\$515.00
Interment Surcharge—after 2pm	\$310.00
Reserve special land for grave 2.4 metres x 1.8 metres	\$155.00
Single Niche, including tablet and standard inscription	\$410.00
Double Niche, including tablets and first standard inscription only	\$615.00
Second standard inscription	\$310.00
Affixing Niche plaque to wall	\$155.00
To reserve Niche only (single or double)	\$155.00
To reserve Rose Garden Plot	\$155.00
Cement Plinth	\$105.00
Grave Search Fee	\$40.00
Permission to construct a vault	\$155.00
Permission to erect any iron railings, stone, brick or concrete kerb gravestone or any combination of the same subject to terms of paragraph 2 of the Cemetery By-Laws.	\$155.00
Monumental Mason Licence	\$310.00
Undertaker's Licence fee	\$310.00

Dated this 27 May 2022.

The Common Seal of the Shire of Collie was hereunto affixed by authority of a decision of the Council in the presence of—

SARAH STANLEY, Shire President.
STUART DEVENISH, Chief Executive Officer.

EDUCATION

ED401**SCHOOL EDUCATION ACT 1999****APPROVAL TO REVOKE A JOINT COUNCIL ARRANGEMENT**

Under the provisions of section 126(1)(c) of the *School Education Act 1999*, I, Hon Sue Ellery MLC, Minister for Education and Training, revoke the approval for Joondalup Primary School and Joondalup Education Support Centre to have one Council that operates for those schools jointly. Joondalup Primary School and Joondalup Education Support Centre are each to have a Council no later than 30 May 2022.

ED402**SCHOOL EDUCATION ACT 1999****DECLARATION AND AMENDMENT OF LOCAL-INTAKE AREAS**

The Director-General has declared that the local-intake area for the secondary schools listed hereunder are to be changed and shall be as stated in this notice.

ATWELL COLLEGE (4184)

The following will define the local-intake area of this school from 2023—

From the intersection of Armadale Road and Ghostgum Avenue, south-east along Armadale Road (south side included) to the local government boundary between the City of Cockburn and the City of Armadale, south along this local government boundary to Gibbs Road, west along Gibbs Road (north side included) to Russell Road, continuing west along Russell Road (north side included) to a point due south of the centre of Kogolup Lake, north from this point on Russell Road through Thomsons Lake and Kogolup Lake to Beeliar Drive, east along Beeliar Drive (south side included) to a point due south of the intersection of North Lake Road and Osprey Drive, north to a point on the western extension of Yangebup Road (eastern section), east along this extension to and along Yangebup Road (south side included) to Cooper Road, east and south-east along Cooper Road (south side included) to Poletti Road, south along Poletti Road (west side included) to Beeliar Drive, east along Beeliar Drive (south side included) to Armadale Road, and continuing east along Armadale Road (south side included) to Ghostgum Avenue.

HARRISDALE SENIOR HIGH SCHOOL (4198)

The following will define the local-intake area of this school from 2023—

From the intersection of Ranford Road and Warton Road, south-west along Warton Road (south-east side included) to Nicholson Road, south along Nicholson Road (east side included) to Thomas Road, east along Thomas Road (north side included) to the Birriga drain crossing Thomas Road, north and east along the Birriga drain to Kargotich Road, north along Kargotich Road (west side included) to Rowley Road, east along Rowley Road (north side included) to Tonkin Highway, north along Tonkin Highway (west side included) to a point on the south-eastern extension of the proposed Gerty Street, north-west to and the proposed Gerty Street (south-west side included) to the proposed extension of Passmore Street, north-east along the proposed extension of Passmore Street (north-west side included) to Phoebe Street, north-west along Phoebe Street (south-west side included) and its proposed north-west extension to Matison Street, north-east along Matison Street (north-west side included) to the proposed Evandra Road, north-west along the proposed Evandra Road (south-west side included) to and across Southern River Road to Lander Street, north-west along Lander Street (south-west side included) and the north-west extension to Castlewood Parkway, west along Castlewood Parkway (south side included) to Didcot Street, north-west along Didcot Street (south-west side included) to Balfour Street, south-west along Balfour Street (south-east side included) to Barrett Street, north-west along Barrett Street (south-west side included) to Lakey Street, north-east along Lakey Street (north-west side included) to Holmes Street, west along Holmes Street (south side included) to Warton Road, and south-west along Warton Road (south-east side included) to Ranford Road.

PIARA WATERS SECONDARY SCHOOL (PLANNING NAME) (4214)

The following will define the local-intake area of this school from 2023—

From the intersection of Nicholson Road and Warton Road, north along Nicholson Road (west side included) to Acourt Road, north-west along Acourt Road (south-west side included) to the southern boundary of Jandakot Regional Park, south-west and north-west along the boundary of Jandakot Regional Park to the southern property boundary of Jandakot Airport, north-west along the property boundary of Jandakot Airport to a point on the north-eastern extension of Solomon Road, south-west to and along Solomon Road (east side included) to Armadale Road, east along Armadale Road (north side included) to the local government boundary between the City of Cockburn and the City of Armadale, generally south along this local government boundary to Anketell Road, east along Anketell Road (north side included) to Thomas Road, north-east along Thomas Road (north side included) to Nicholson Road, and north along Nicholson Road (west side included) to Warton Road.

HEALTH

HE401**PUBLIC HEALTH ACT 2016****PUBLIC HEALTH (NOTIFIABLE INFECTIOUS DISEASES) ORDER 2022**

Made by the Minister under section 90(2) of the Act.

1. Citation

This order is the *Public Health (Notifiable Infectious Diseases) Order 2022*.

2. Commencement

This order comes into operation on the day on which it is made.

3. Monkeypox virus infection declared to be notifiable infectious disease and urgently notifiable infectious disease

Monkeypox virus infection is declared to be—

- (a) a notifiable infectious disease; and
- (b) an urgently notifiable infectious disease.

4. Duration

This order has effect for the period of 6 months beginning on the day on which it is made and expires at the end of that period.

Dated 30 May 2022.

Hon. AMBER-JADE SANDERSON, MLA, Minister for Health.

HERITAGE

HR401**HERITAGE ACT 2018****INSTRUMENT OF DELEGATION—CITY OF FREMANTLE**

03/374/2022

Pursuant to section 19 of the *Heritage Act 2018* (Act), the Heritage Council (Council) resolved to—

1. Revoke the delegation instrument, which was published on 24 September 2019; and
2. Delegate all powers, duties and functions arising under sections 73 and 74 of the Act to the Manager Strategic Planning and City Design of the City of Fremantle (City) with respect to proposals concerning any land within the West End, Fremantle (West End), subject to the following conditions—
 - (a) excluding the following types of proposals—
 - (i) ‘Large, complex or contentious projects’ as defined in the Delegation Framework v.2, published in July 2019;
 - (ii) Places owned or occupied by, or where the management body is the City;
 - (iii) Proposals where the decision maker is not the City; or
 - (iv) Proposals that may affect another registered place within the West End, and any land immediately adjacent to the West End.
 - (b) functions and powers are to be exercised with regard to the matters outlined in the Council’s policy titled Delegation Framework v.2, published in July 2019

This delegation shall come into operation on the date this instrument is published in the *Government Gazette*. The Delegation Framework and its supporting documents can be found on the Department of Planning, Lands and Heritage website at dplh.wa.gov.au

Dated the 3rd June 2022.

VAUGHAN DAVIES, Assistant Director-General, Heritage and Property Services, Department of Planning, Lands and Heritage.

JUSTICE

JU401**COURT SECURITY AND CUSTODIAL SERVICES ACT 1999****PERMIT DETAILS**

The following permits have been issued pursuant to Section 51 of the *Court Security and Custodial Services Act 1999*—

Surname	First Name(s)	Permit Number
Asimus	Zared John	210057
Bell	Justine Valerie	210080
Biddiscombe	Samantha Faye	210086
Channell	Terri Lee	210095
Chater	Benjamin Stuart	210064
Chow	Kar-Yan	210081
Dent	Gezina Johanna	210065
Edmunds	Martin John	210087
Fletcher	Stephanie Lillian	210068
Fortune	Cherrae Bernadine	210088
Gibbon	Shelley	210097
Griffin	Leigha Renee	210082
Hamilton	Garry John	210067
Hinder	Sharmaine Michelle	210091
Holley	Adrian Peter	210089
Jenkins	Ross Ian	210101
Kauiers	Denver Ky	210090
Leech	Alison Paige	210083
Mustard	Aaron Patrick	210066
Naylor	Nikki June	210092
Nelson	Rebecca	210062
Parkinson	Nadine	210059
Samuel	Leo Pio	210071
Scott	Steven Anthony	210099
Singh	Kulbir	210102
Smith	Phillip John	210093
Taylor	Warren James	210098
Trott	Dylan Kaine	210077
Wailu	Milly Green	210100

Dated 23 May 2022.

GARY BUDGE, A/Commissioner.

JU402**COURT SECURITY AND CUSTODIAL SERVICES ACT 1999****PERMIT DETAILS**

The following permits have been issued pursuant to Section 51 of the *Court Security and Custodial Services Act 1999*—

Surname	First Name(s)	Permit Number
Ali	Amjad	180141
Asiyr Ente	Yusuf Omar	180137
Avuaa	Lefata Fata	180136
Bain	Allison	180123
Bindeman	Stuart Morris	170122-1
Carroll	Travis Dean	170472-1
Davies	Sonia Michelle	180055

Surname	First Name(s)	Permit Number
Ferguson	Rodney Stewart	170489
Green	Daniel Lee	170099
Iti	Marlene June	180030
Kaukau	Michael Reti	170475-1
King	Beau	180131
Labiche	Sushma	180158
MacDonald	Sharyn Joy	170297-1
Marsden	Tuhi Mildred	170535
Meinsma	Raymond Taeke Klaas	170043
Mkulo	Linda Ann	170452-1
Nesteriak	Candy Lee	170515
Pizzino	Hatice	170364-2
Robertson	Michael Curtis	170186-1
Saeran	Henrico	180145
Tajik	Ramin	180142
Tamaalii	John Wesley	180126
Trimble	Adrian Moyston	180015
Vicary	Jodie Marie	170059
Winter	Steven Michael	180143

Dated 25 May 2022.

GARY BUDGE, A/Commissioner.

LOCAL GOVERNMENT

LG401

CAT ACT 2011

LOCAL GOVERNMENT ACT 1995

City of Kalgoorlie-Boulder

CAT AMENDMENT LOCAL LAW 2022

Under the powers conferred by the *Local Government Act 1995*, and all other powers enabling it, the Council of the City of Kalgoorlie-Boulder resolved on 26 April 2022 to make the following local law—

1. Citation

This local law is cited as the *City of Kalgoorlie-Boulder Cat Amendment Local Law 2022*.

2. Commencement

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

3. Principal Local Law

In this local law the *City of Kalgoorlie-Boulder Cat Local Law 2016* published in the *Government Gazette* on 27 September 2016 and as amended in the *Government Gazette* on 2 June 2017 is referred to as the Principal Local Law.

4. Clause 2.3(3) of the Principal Local Law amended

In clause 2.3(3) of the Principal Local Law the words ‘or until the local government withdraws the notice’ are deleted, and replaced with ‘which shall not exceed 28 days’.

Dated 2 May 2022.

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

JOHN BOWLER, Mayor.
ANDREW BRIEN, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401**PETROLEUM PIPELINES ACT 1969****NOTICE OF VARIATION STP-PLV-0125 PETROLEUM PIPELINE LICENCE PL 40**

Petroleum Pipeline Licence PL 40 held by DBNGP (WA) Nominees Pty Limited has, by instrument of variation STP-PLV-0125, been varied with effect on 27 May 2022.

MAMTA KAPOOR, Senior Titles Officer, Resource Tenure Division,
Department of Mines, Industry Regulation and Safety.

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 for forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for non payment of rent.

WARDEN WHITE.

To be heard by the Warden at Meekatharra on 20 July 2022.

EAST MURCHISON MINERAL FIELD*Prospecting Licences*

P 53/1676	King, Trent Nathan
P 53/1677	King, Trent Nathan
P 53/1678	King, Trent Nathan

MURCHISON MINERAL FIELD*Prospecting Licences*

P 51/2993	Diversified Asset Holdings Pty Ltd
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PEAK HILL MINERAL FIELD*Prospecting Licences*

P 52/1584	Giblett, Maurice Charles
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MP403**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.

WARDEN WHITE.

To be heard by the Warden at Meekatharra on 20 July 2022.

MURCHISON MINERAL FIELD
Prospecting Licences

P 51/3090-S Murat, Daney

MP404

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.

WARDEN M HOLGATE.

To be heard by the Warden at Leonora on 5 July 2022.

MT MARGARET MINERAL FIELD
Prospecting Licences

P 38/4344 GSM Mining Company Pty Ltd
P 38/4345 GSM Mining Company Pty Ltd

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 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.

WARDEN M HOLGATE.

To be heard by the Warden at Leonora on 5 July 2022.

MT MARGARET MINERAL FIELD
Prospecting Licences

P 37/8724 Taylor, John Wayne
P 39/5109 Sibraa, Kevin Peter
Tashmont Minerals Pty Ltd

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 for forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for non payment of rent.

WARDEN M HOLGATE.

To be heard by the Warden at Leonora on 5 July 2022.

EAST MURCHISON MINERAL FIELD*Prospecting Licences*

P 36/1787 Crew, Ross Frederick

MT MARGARET MINERAL FIELD*Prospecting Licences*

P 37/9259 Van Blitterswyk, Wayne Craig

PLANNING**PL401****PLANNING AND DEVELOPMENT ACT 2005****APPROVED LOCAL PLANNING SCHEME AMENDMENT***Shire of Exmouth*

Local Planning Scheme No. 4—Amendment No. 5

Ref: TPS/2746

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 Exmouth Local Planning Scheme amendment on 11 April 2022 for the purpose of—

- (i) Inserting ‘Additional Use (A8)’ into Schedule 2—Additional Uses.
- (ii) Amending the Scheme Map accordingly by applying ‘Additional Use (A8)’ to Lot 1423 on Deposited Plan 219750 (Reserve 45539 and No. 600) Murat Road, Exmouth and to portion of Lot 1419 on Plan 219750 (Reserve 50807) Murat Road, Exmouth.
- (iii) Adding conditions relating to development within Additional Use A8.

No	Description of Land	Additional Use	Conditions
A8	Lot 1423 on Deposited Plan 219750 (Reserve 45539 and No. 600) Murat Road, Exmouth and portion of Lot 1419 on Deposited Plan 219750 (Reserve 50807) Murat Road, Exmouth	As an ‘A’ use <ul style="list-style-type: none"> Workforce Accommodation 	<ol style="list-style-type: none"> The Local Government may require a Local Development Plan to be prepared in accordance with Part 6 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i>, to address the following— <ul style="list-style-type: none"> Landform and topography; Vehicular access arrangements; Internal vehicle and pedestrian movements; Indicative site layout, including provision of suitable setbacks and siting of development in a manner that considers surrounding land uses; Servicing, including sewer, water, drainage and power; A bushfire management plan to address State Planning Policy 3.7—<i>Planning in Bushfire Prone Areas</i>; and Such other information as may be required by the local government.

No	Description of Land	Additional Use	Conditions
			<ol style="list-style-type: none"> 2. In considering an application for development approval, the local government shall consider the following matters in addition to those which it may have regard to under the Scheme and any approved Local Development Plan— <ul style="list-style-type: none"> • The need, considering the capacity in local housing and supply markets; • Numbers of units; • Occupancy limitations—number of persons occupying the site and employer; • Measures to manage visual amenity impacts (screening, fencing and landscaping etc.); • Decommissioning/transitioning plans; • Time limited approvals; • Rubbish disposal; • On-site carparking; and • Stormwater drainage and impacts on the floodplain. 3. The local government is to be satisfied that the proponent has identified appropriate strategies to manage issues by siting of land use in the context of surrounding existing and proposed land uses; and providing adequate screening measures, such as fencing and landscaping. 4. All development shall be connected to the Water Corporation's reticulated sewerage network. 5. An Urban Water Management Plan shall be prepared to the specifications and satisfaction of the local government and relevant government authority. 6. Development shall not exceed 2 storeys and a total overall height of 9m above natural ground level. 7. Provision of a full-time on-site manager or caretaker. 8. Development is to be of a high standard and be compatible with the overall landscape, colours and textures of the area. 9. Development should be designed so that it is capable of being adapted and used for future tourism and/or residential purposes. 10. All development shall be in accordance with the local government's adopted colour palette. 11. Notwithstanding other Scheme provisions, there are no limitations on— <ul style="list-style-type: none"> • The gross floor area being limited to 40% for permanent residential accommodation, or • Each workforce accommodation unit to contain no more than one (1) bedroom, or • The need to initially approve and construct new or refurbished tourist development where associated with workforce accommodation. 12. Workforce accommodation shall comply with the minimum and average lot sizes as per the R40 Density Code.

D. ALLSTON, Shire President.
B. LEWIS, Chief Executive Officer.

PREMIER AND CABINET

PR401

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

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

Hon S. M. Ellery MLC to act temporarily in the office of Minister for State Development, Jobs and Trade; Tourism; Commerce; Science in the absence of the Hon R. H. Cook MLA for the period 29 May to 1 June 2022 (both dates inclusive).

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

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

Mavis Joy Sanderson, late of Coolibah Aged Care Facility, 30 Third Avenue, Mandurah, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on the 16th September 2021 are required by the executor, Wendy Joy Bygraves of 23A Morfitt Street, Mandurah, WA 6210 to send particulars of their claims to them within one (1) month of the 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.

ZZ402

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 the undermentioned deceased persons are required by the executor William McCleary, 7 Hillway Nedlands WA to send particulars of their claims to them within 1 month of the 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.

McCleary, William Wallace Bruce late of Regis Nedlands, 118-120 Monash Avenue, Nedlands, WA who died 7th September 2021.

McCleary, Evelyn Veronica late of Regis Nedlands, 118-120 Monash Avenue, Nedlands, WA who died 6th July 2021.

ZZ403

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of Mary Elizabeth Pierce Flockart late of Geraldton Shore Care Community, 159 Fitzgerald Street, Geraldton in the State of Western Australia, Retired Farmer, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* (WA) relates) in respect of the estate of the deceased, who died on 19 March 2022, are required by the executor, Jeff Stephen Atkinson of c/- HFM Legal, 55 Strickland Street, Denmark WA 6333, to send particulars of their claims to him at HFM Legal, 55 Strickland Street, Denmark WA 6333 by the date being one month following the publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to claims of which he then has notice.

ZZ404

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Suzanne Brooks late of 100 Albany Terrace, Augusta, 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 13 October 2021 are required to send particulars of their claims to Peta Brooks, Administrator c/- Lane Buck & Higgins, PO Box 953, Busselton WA 6280 within one month after 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 the Administrators then have notice.

ZZ405

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Estate of Peter Sean Long late of 1D, 29 Trafalgar Road, East Perth, 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 15/03/2019, are required by the administrators of the deceased's estate, being Stephanie Triwardhani and Martin James Long, care of Summers Legal, 104 Colin Street, West Perth WA 6005, to send particulars of their claims to them within one month from the date of publication of this notice, after which date the administrators may convey or distribute the assets, having regard only to the claims of which they have notice.

SUMMERS LEGAL.

ZZ406

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

Andrew William Syme Johnson, late of Unit 2, 11 Bindaring Parade, Claremont, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* (WA) relates) in respect of the estate of the deceased, who died on 10 March 2020, are required by the personal representative, Matthew James Syme Johnson of care of Ilberys Lawyers, GPO Box B51, Perth WA 6838 to send particulars of their claims to him by no later than 4 July 2022, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ407

TRUSTEES ACT 1962**DECEASED ESTATES**

Notice to Creditors and Claimants

In the estate of Geoffrey Glyn Jones who died on 25 October 2021, of Unit 1, Everingham Place, Dunsborough, 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 said deceased person are required by the Executor of the deceased's estate being Peter Angus Tibbits, care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming Western Australia, to send particulars of their claims to him by 30 June 2022, after which date the Executor 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**

Rebecca Teressa Harrison of 39 Abington Avenue, Baldivis in the State of Western Australia, 6171, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the deceased who died on 17 February 2022 are required by the legal personal representative of Rebecca Teressa Harrison to send particulars of their claim to her, care of Sherlock Legal, PO Box 522, Bassendean in the State of Western Australia 6934 (Ref: 22-0020) within ONE (1) month of the date of publication hereof after which date the legal personal representative may convey or distribute the assets having regard to the claims of which they then have notice.

Dated 03 June 2022.

SHERLOCK LEGAL, as solicitors for the legal personal representative.

ZZ409**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

John Alan Clarkson late of Swancare Ningana, 3 Allen Court, Bentley, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased who died on 22 October 2021 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 30 June 2022 after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

IRDI LEGAL as solicitors for the personal representative.

ZZ410**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

In the estate of Albert Charles Blakers who died on 1 February 2021 of 588 Seven Day Road, Deanmill, 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 said deceased person are required by the Executor of the deceased's estate being Geoffrey Laurence Fry of 16 Riverview Street, South Perth, Western Australia, to send particulars of their claims to him by 3 July 2022 after which date the Executor may convey or distribute the assets having regard only to the claims of which the Executor then has notice.

ZZ411**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

In the estate of Gary Charles Alexander who died on 17 May 2018 of 98 King Street, Coolgardie, 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 said deceased person are required by the Executor of the deceased's estate being Ricky Charles Pearson of 28 McCleery Street, Somerville, Western Australia, to send particulars of their claims to him by 3 July 2022 after which date the Executor may convey or distribute the assets having regard only to the claims of which the Executor then has notice.

ZZ412

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 3 July 2022 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Armstrong, Jillian Mary, late of 185 Maddington Road, Maddington, who died on 7 April 2022 (DE33109065 EM213).

Campbell, William George, late of Karingal Green Aged Care, 53 Hawkevale Road, High Wycombe, who died on 25 April 2022 (DE33003427 EM37).

Hicks, Dianne Christine, late of 17B Laurie Street, Kewdale, who died on 28 March 2022 (DE33026952 EM32).

Lorraine, Ian Harry, late of Unit 4, 10 Hayman Road, Bentley, who died on 6 April 2022 (DE19962104 EM23).

Marshall, Ivan James, late of 14 Calypso Retreat, Ocean Reef, who died on 27 March 2022 (DE19771880 EM24).

May, Kenneth Ivor, late of 10 Redwood Court, Alexander Heights, who died on 14 January 2022 (DE19991158 EM38).

McCallum, Glen, late of 1 French Road, Melville, who died on 9 February 2022 (PM33146539 EM27).

McNamara, Albert Edmund, late of Wanneroo Community Nursing Home, 9 Amos Road, Wanneroo, who died on 8 November 2021 (PM33165241 EM27).

Penn, Irene Anne Minnie, late of Unit 4, 48 Ramsden Way, Morley, who died on 26 March 2022 (DE19722735 EM13).

Scully, Robert Joseph, late of 3 Narooma Street, Armadale, who died on 1 March 2022 (DE33116972 EM36).

Walton, Alan, late of H/No Plot 6A Airport Ridge Takoradi, Sekondi-Takoradi, Ghana, who died on 30 March 2018 (DE33169099 EM38).

White, Elsie May, late of Trinity Village, 7 Beddi Road, Duncraig, who died on 21 March 2022 (DE19992550 EM36).

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