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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

- Enquiries regarding publication of notices can be directed to the Publications Officer on (08) 6552 6012.
- Enquiries regarding payment of notices can be directed to (08) 6552 6000 or sales@dpc.wa.gov.au
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— PART 2 —

ABORIGINAL AFFAIRS

AS101

CORRECTION

ABORIGINAL CULTURAL HERITAGE ACT 2021

ABORIGINAL CULTURAL HERITAGE ACT 2021 STATUTORY GUIDELINES—CORRECTION NOTICE
An error occurred in the notice published under the above heading on page 1384 of the *Government Gazette* No. 64 dated 30 May 2023 and is corrected as follows;

1. ACH MANAGEMENT CODE
- (a) In Appendix 1—Activity Tiers delete the following text;
- "Most specific description of activity applies*
- (1) *This regulation applies if an activity (the overlapping activity) is described by more than 1 activity set out in Schedule [X].*
- (2) *The most specific activity is—*
- (a) *if 1 or more of the activities set out in Schedule [X] that describe the overlapping activity is an exempt activity—the exempt activity set out in Schedule [X] that most specifically describes the overlapping activity; or*
- (b) *otherwise—the activity set out in Schedule [X] that most specifically describes the overlapping activity.*
- (3) *The overlapping activity is taken not to be any activity set out in Schedule [X] that is not the most specific activity"*
- (b) and insert—
- "40. Most specific description of activity applies*
- (1) *This regulation applies if an activity is described by more than 1 item in Schedule 1.*
- (2) *The activity is taken to be described by the most specific item, and not by any other item, in Schedule 1.*
- (3) *The most specific item is—*
- (a) *unless paragraph (b) applies—the item in Schedule 1 that most specifically describes the activity; or*
- (b) *if 1 or more of the items set out in Schedule 1 that describe the activity are under a Subdivision heading referring to exempt activities—the item in Schedule 1 under a Subdivision heading referring to exempt activities that most specifically describes the activity."*

CEMETERIES

CE401

CEMETERIES ACT 1986

City of Busselton

SCHEDULE OF FEES AND CHARGES

In pursuance of the powers conferred by section 53 of the *Cemeteries Act 1986*, the City of Busselton hereby records having resolved on 20 April 2023, to set the following fees effective from 1 July 2023. The fees shall be payable upon application for services detailed hereunder, City of Busselton Cemeteries.

All Fees and Charges are inclusive of 10% GST (Except where shown exempt)

CEMETERY FEES	\$
Land Grant for Right of Burial	
Grant of Right of Burial—25 years (GST exempt)	2,110.00
Grant of Right of Burial—Ashes—Perpetual (GST exempt)	270.00
Pre-purchased Grant of Right of Burial—25 years (GST exempt)	2,330.00
Renewal of Grant of Right of Burial—Additional 25 years (GST exempt)	2,110.00

CEMETERY FEES	\$
Burial Charge	
Reservation of a specific plot (excludes lawn section)	468.00
Standard Burial—Depth to 2.1m	1,277.00
Non-standard Burial (oversize) —Per additional 30cm depth, width and length (additional to standard burial charge)	122.00
Standard Burial Charge—Re-open for Second Burial	1,277.00
Non-standard Re-open and Burial (oversize)—Per additional 30cm depth, width and length (additional to standard burial charge)	121.00
Mausoleum—Burial per crypt	1,117.00
Burial—Stillborn Child (single depth not to be re-opened for joint burial)	322.00
Burial—Child up to 12 years old (single depth not to be re-opened for joint burial)	613.00
Construction of Vault (Does not include building application fees)	At cost plus GST
Vault Grant of Right of Burial	1,329.00
Vault Interment Fee (each)	1,223.00
Vault maintenance fee (annual)	168.00
Exhumation	
Re-opening grave for exhumation	2,501.00
Re-burial in new or same grave (additional fees may apply)	1,277.00
Interment of Ashes	
Niche Wall—Single Placement	499.00
Niche Wall—Double Placement / Side by Side	638.00
Rose Garden—Double Placement	712.00
Native Garden—Double Placement	712.00
Contemplation Garden—Double Placement	712.00
Memorial Drive—Four Placements	777.00
Bench Seat—Single Placement (additional fees may apply)	403.00
Childrens Garden—Child up to 12 years old	322.00
Interment into Existing Grave	415.00
Ashes Interment elsewhere within the Cemetery—Single Placement	712.00
Removal of Ashes for Return to Grant Holder	340.00
Monuments/Memorials	
Placement of a memorial without Interment of ashes	87.00
Childrens Garden—Memorial placement only (Grant of Right of Burial not required)	At cost plus GST
Bench Seating—Memorial placement and cost of bench	At cost plus GST
Bench Seating—Installation (hourly rate)	56.00
Plaques, Vases and other Monumental Works	At cost plus GST
Plinth (Small—concrete)	56.00
Plinth (Large—concrete)	77.00
Request for Minor Monumental Works (cleaning, repairs, maintenance etc.)	31.00
Administration Fee	31.00
Miscellaneous Charges	
Interment in open ground without due notice, not within usual hours and prescribed or on a Saturday, Sunday or Public Holiday (in addition to Interment costs) Restrictions Apply	1,135.00
Annual Funeral Directors Licence (GST exempt)	458.00
Annual Monumental Masons Licence (GST exempt)	381.00
Funeral Directors Single Funeral Permit (GST exempt)	211.00
Single Funeral Permit (GST exempt)	535.00
Monumental Masons Single Permit to Erect a Monument (Annual Licence Holder) (GST exempt)	163.00

CEMETERY FEES	\$
Single Permit to Erect a Monument (GST exempt)	184.00
Copy of Grant of Right of Burial (GST exempt)	85.00
Refund Administration Fee (GST exempt)	15% of original purchase price

Dated 1st June 2023.

SARAH PIERSON, Acting Director Finance and Corporate Services.

ELECTORAL

EL401

ELECTORAL ACT 1907

REGISTRATION OF POLITICAL PARTIES—WESTERN AUSTRALIA

Notice of Continued Registration

WA Labor

I hereby give notice that I am satisfied the application for continued registration made by WA Labor complies with the *Electoral Act 1907*. Thus, in accordance with section 217 of the *Electoral Act 1907*, on Tuesday, 6 June 2023 I replaced the information in the register of political parties for "Australian Labor Party (Western Australian Branch)" with the political party name "WA Labor". The party has also registered "WA Labor" as the party name for use on ballot papers.

Dated 6 June 2023.

ROBERT KENNEDY, Electoral Commissioner.

JUSTICE

JU401

JUSTICES OF THE PEACE ACT 2004

RESIGNATIONS

It is hereby notified for public information that the Minister has accepted the resignation of—

Steven John Tilbrook of Lake King

Robert Henry Sexton of Kojonup

John Evan Mudie of Willyung

Kenneth John Gawn of Busselton

Colleen Margaret Borger of Lathlain

from the Office of Justice of the Peace for the State of Western Australia.

JOANNE STAMPALIA, Deputy Director General, Court and Tribunal Services.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

BUSH FIRES ACT 1954

City of Gosnells

BUSH FIRE BRIGADE LOCAL LAW 2023

Under the powers conferred by the *Local Government Act 1995*, the *Bush Fires Act 1954* and under all other powers enabling it, the Council of the City of Gosnells resolved on 23 May 2023 to make the following local law.

PART 1—PRELIMINARY

1.1 Citation

This local law may be cited as the City of Gosnells Bush Fire Brigade Local Law 2023.

1.2 Commencement

This local law will come into operation 14 days after the day on which it is published in the *Government Gazette*.

1.3 Interpretation

In this local law unless the context otherwise requires—

Act means the *Bush Fires Act 1954*;

brigade area means the district;

brigade officer means a person holding a position referred to in clause 2.2(1)(b);

bush fire brigade is defined in section 7 of the Act;

bush fire brigade operating procedures means the Brigade Operating Procedures approved by the Chief Executive Officer as amended from time to time;

Chief Executive Officer means the Chief Executive Officer of the City of Gosnells;

district means the district of the local government;

local government means the City of Gosnells;

normal brigade activities are defined by section 35A of the Act; and

State Government means the State Government of Western Australia.

1.4 Application

This local law applies throughout the district.

PART 2—BUSH FIRE BRIGADE

2.1 Establishment of Bush Fire Brigade

(1) The local government may establish a bush fire brigade for the purpose of carrying out normal brigade activities.

(2) A bush fire brigade is established on the date of the local government's decision under subclause (1).

(3) A bush fire brigade established by the local government prior to the day on which this local law comes into operation is to be taken to be a bush fire brigade established under and in accordance with this local law.

2.2 Name and Officers of a Bush Fire Brigade

(1) On establishing a bush fire brigade under clause 2.1(1), the local government is to—

- (a) give a name to the bush fire brigade;
- (b) ensure appropriate processes are in place to appoint—
 - (i) a Captain (also a Bush Fire Control Officer);
 - (ii) a First Lieutenant;
 - (iii) a Second Lieutenant; and
 - (iv) additional Lieutenants if the local government considers it necessary.

(2) When considering the appointment of a person to the positions in subclause (1)(b), the local government is to have regard to the qualifications and experience which may be required to fill the position.

2.3 Duties of Captain and other brigade officers

(1) The duties of the Captain are to—

- (a) provide leadership to the bush fire brigade;
- (b) liaise with the local government concerning bushfire risk mitigation and brigade activities.

(2) The duties of other brigade officers are to support the Captain in the exercise of their duties.

2.4 Meetings of bush fire brigade

(1) All bush fire brigade meetings are to be conducted in accordance with the bush fire brigade operating procedures.

(2) In this clause, a reference to a bush fire brigade meeting means—

- (a) an annual general meeting of a bush fire brigade to be held in June of each year;
- (b) an ordinary meeting of a bush fire brigade; or
- (c) a special meeting of a bush fire brigade.

(3) The Captain is to forward a copy of the minutes of the annual general meeting of the bush fire brigade to the local government within one month after the meeting.

PART 3—ADMINISTRATION OF BUSH FIRE BRIGADE

3.1 Local government responsible for structure

(1) The local government is to ensure that there is an appropriate structure through which the organisation of bush fire brigades is maintained.

(2) The Chief Executive Officer is to establish and implement bush fire brigade operating procedures.

(3) The local government may make other applicable rules, policies and procedures as determined necessary by the local government.

3.2 Equipment in bush fire brigade area

(1) The local government is to provide the bush fire brigade with appliances, equipment and apparatus for which funding has been provided by the State Government.

(2) The local government may provide the bush fire brigade with additional appliances, equipment, or funding at its discretion.

Dated 1st June 2023.

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

TERRESA LYNES, Mayor.
IAN COWIE PSM, Chief Executive Officer.

LG402

CAT ACT 2011
LOCAL GOVERNMENT ACT 1995
Shire of Waroona
CAT LOCAL LAW 2023

Under the powers conferred by the *Cat Act 2011*, the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Waroona resolved on 23 May 2023 to make the following local law.

PART 1—PRELIMINARY

1.1 Citation

This local law may be cited as the *Shire of Waroona Cat Local Law 2023*.

1.2 Commencement

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

1.3 Application

This local law applies throughout the district.

1.4 Interpretations

In this local law unless the context otherwise requires—

Act means the *Cat Act 2011*;

animal welfare organisation means a non-government, not-for-profit organisation with the welfare of animals as their reason for existence;

applicant means the occupier of the premises who makes an application for a permit under this local law;

approved cat breeder has the meaning given to it in the Act;

authorised person means a Ranger or another person appointed by the CEO to perform all or any of the functions conferred on an authorised person under this local law;

cat means an animal of the species *felis catus* or a hybrid of that species;

cat management facility has the meaning given to it in the Act;

cattery means any premises where 3 or more cats are boarded, housed or trained temporarily, usually for profit, and where the occupier of the premises is not the ordinary owner of the cats;

CEO means the Chief Executive Officer of the local government;

Council means the Council of the local government;

district means the district of the local government;

effective control in relation to a cat means any of the following methods—

- (a) held by a person who is capable of controlling the cat;
- (b) secured in a cage; or
- (c) any other means of preventing escape;

group dwelling (commonly referred to as a duplexes, villas or townhouses) means a dwelling that is 1 of a group of 2 or more dwellings on the same lot such that no dwelling is placed wholly or partly vertically above the other, except where special conditions of landscape or topography dictate otherwise, and includes a dwelling on a survey strata with common property;

local government means the Shire of Waroona;

local government property has the meaning expressed in section 3.35 of the *Local Government Act 1995*;

multiple dwelling (often called flats, apartments or units) meaning a dwelling in a group of more than 1 dwelling on a lot where any part of a dwelling is vertically above part of any other but—

- (a) does not include a group dwelling; and
- (b) includes any dwellings above the ground floor in a mixed use development;

nuisance means—

- (a) an activity or condition which is harmful or annoying and which gives rise to legal liability in the tort of public or private nuisance at law;
- (b) an unreasonable interference with the use and enjoyment of a person of his or her ownership or occupation of land;
- (c) interference which causes material damage to land or other property on the land affected by the interference;

owner has the meaning given to it in the Act;

permit means a permit issued by the local government under clause 4.7;

permit holder means a person who holds a valid permit under clause 4.7;

pet shop means a shop or place used for the conduct of a business, in the course of which an animal is kept for the purposes of sale;

premises has the meaning given to it in the Act;

public place has the meaning given to it in the Act;

registered has the meaning given to it in the Act;

RSPCA means the Royal Society for the Prevention of Cruelty to Animals (Inc) of Western Australia;

Schedule means a Schedule to this local law;

scheme means a local planning scheme of the local government made by it under the *Planning and Development Act 2005* and its antecedents;

single dwelling means a house that stands alone on its own parcel of land;

veterinary hospital means any premises at which veterinary surgery is practised at which animals receive treatment, nursing care, and other services required for the reception, treatment and care of animals suffering from disease or injury or in need of surgical or medical treatment or assistance;

veterinary clinic means any premises at which veterinary surgery is practised, but at which animals are not retained overnight;

veterinary surgery means the art and science of veterinary surgery and veterinary medicine, and, without limiting the generality of the foregoing, includes—

- (a) the examination of any animal for the purpose of the diagnosis of disease in, or injury to, that animal, or the conduct of tests, whether physiological or pathological, on any animal for diagnostic purposes;
- (b) the provision of advice based upon diagnosis of disease of, or injury to, any animal;
- (c) the surgical or medical treatment of any animal;
- (d) the giving of any anesthetic to, or the performance of surgical operations on, any animal; and
- (e) the doing or performing of any act, matter, procedure, or thing that is prescribed pursuant to section 31 as forming part of the practice of veterinary surgery.

PART 2—CONTROL OF CATS

2.1 Cats in public places

- (1) A cat shall not be permitted in a public place, if in the opinion of an authorised person, the cat is causing a nuisance.
- (2) If a cat is at any time in a public place in contravention of subclause (1)—
 - (a) the owner of the cat commits an offence; and
 - (b) an authorised person may seize and impound the cat and deal with the cat pursuant to the Act.

2.2 Cat in prohibited areas

- (1) A cat shall not be in any Cat Prohibited Area as identified in Schedule 3.
- (2) If a cat is at any time in a place in contravention of subclause (1)—
 - (a) the owner of the cat commits an offence; and
 - (b) an authorised person may seize and impound the cat and deal with the cat pursuant to the Act.

2.3 Direction to abate the nuisance of a cat

- (1) The owner of a cat, or any other person responsible for a cat, shall not allow cat to create a nuisance.
- (2) Where, in the opinion of an authorised person, a cat is creating a nuisance, the local government may give written notice to the owner of the cat or any other person apparently in control of the cat, requiring that person to abate the nuisance.
- (3) When a nuisance has occurred and a notice to abate the nuisance is given, the notice remains in force for the period specified by the local government on the notice or until the local government withdraws the notice.
- (4) A person given a notice to abate the nuisance shall comply with the notice within the period specified in the notice. If the owner fails to comply—
 - (a) the owner of the cat commits an offence; and
 - (b) an authorised person may seize and impound the cat and deal with the cat pursuant to the Act.

2.4 Direction to confine a cat

- (1) In the opinion of an authorised person if a cat is causing a nuisance, an authorised person may direct the owner to confine the cat to the property that it normally resides for a period which shall not exceed 28 days in the first instance. Repetitive breaches can result in up to 365 days.
- (2) If the owner fails to comply—
- (a) the owner of the cat commits an offence; and
 - (b) an authorised person may seize and impound the cat and deal with the cat pursuant to the Act.

PART 3—CAT PROHIBITED AREAS**3.1 Designation of Cat Prohibited Areas**

- (1) The Local Government may designate local government property as a Cat Prohibited Area by stating a description of the land in Schedule 3.
- (2) The Local Government shall make available to the public the list of lands designated as Cat Prohibited Areas after consideration of any submissions received in relation to the consideration of lands to be designated cat prohibited areas under this clause.
- (3) In designating land for the purpose of this clause the Local Government shall have regard to clause 2.1.
- (4) (a) The Local Government shall not designate a place or area to be a Cat Prohibited Area without first giving Local Public Notice for a period of at least 28 days of its intention to designate a place or area as a Cat Prohibited Area and considering any submissions received in response to the Local Public Notice; and
- (b) The Local Government shall publish an up to date list of lands or areas specified as Cat Prohibited Areas in a Local Public Notice after the consideration of any submissions received.

PART 4—PERMITS FOR KEEPING CATS**4.1 Interpretation**

In this Part, and for the purposes of applying the definition of "cattery" in Part 3, a **cat** does not include a cat less than 6 months old.

4.2 Cats for which a permit is required

- (1) Subject to subclause (2) a person is required to have a permit—
- (a) to keep 3 or more cats on any premises;
 - (b) to use any premises as a cattery; or
 - (c) to be an approved cat breeder.
- (2) A permit is not required under subclause (1) if the premises concerned are—
- (a) a refuge of the RSPCA, to which a scheme approval is valid;
 - (b) a cat management facility which has been established by and is maintained by the local government for the impounding of cats;
 - (c) a veterinary hospital;
 - (d) a veterinary surgery;
 - (e) a veterinary clinic; or
 - (f) a pet shop.

4.3 Transitional provisions

Where an owner has 3 or more currently registered cats on their premises prior to this local law coming into operation, that owner is not required to have a permit: however that owner will not substitute or replace any cat (in excess of 3 cats) once the relevant cat—

- (a) dies; or
- (b) is permanently removed from the premises.

4.4 Application for permit

An application for a permit under clause 4.2 shall be—

- (a) made in writing by an occupier of either a single or multiple dwelling or premises in relation to that single or multiple dwelling or premises;
- (b) in a form approved by the local government, describing and specifying the number of cats to be kept at the single or multiple dwelling or on the premises;
- (c) accompanied by the plans of the single or multiple dwelling or premises to which the application relates, to the specification and satisfaction of the local government;
- (d) accompanied by the consent in writing of the owner of the single or multiple dwelling or premises, where the occupier is not the owner of the single or multiple dwelling or premises to which the application relates;
- (e) accompanied by the application fee for the permit determined by the local government from time to time; and
- (f) accompanied by written evidence that either the applicant or another person who will have charge of the cats, will reside at the single or multiple dwelling or on the premises or, in the opinion of the local government, sufficiently close to the single or multiple dwelling or premises so as to maintain effective control of the cats and ensure their health and welfare.

4.5 Refusal to determine application

The local government may refuse to determine an application for a permit if it is not made in accordance with clause 4.4.

4.6 Factors relevant to determination of application

- (1) In determining an application for a permit the local government may have regard to—
 - (a) the physical suitability of the premises for the proposed use;
 - (b) the suitability of the zoning of the premises under any scheme which applies to the premises for the use;
 - (c) the environmental sensitivity and general nature of the location surrounding the premises for the proposed use;
 - (d) the structural suitability of any enclosure in which any cat is to be kept;
 - (e) the likelihood of a cat causing a nuisance, inconvenience or annoyance to the occupiers of adjoining land;
 - (f) the likely effect on the amenity of the surrounding area of the proposed use;
 - (g) the likely effect on the local environment, including any pollution or other environmental damage which may be caused by the use;
 - (h) any submissions received under subclause (2) within the time specified in subclause (2); and
 - (i) such other factors which the local government may consider to be relevant in the circumstances of the particular case.
- (2) Where an application is received pursuant to clause 4.4 the local government shall—
 - (a) consult with adjoining occupiers and landowners; and
 - (b) advise the adjoining occupiers and landowners that they may make submissions to the local government on the application for the permit within 14 days of receiving that advice, before determining the application for the permit.

4.7 Decision on application

- (1) The local government may—
 - (a) approve an application for a permit, in which case it shall approve it subject to the conditions in clause 4.8, and may approve it subject to any other conditions it considers fit; or
 - (b) refuse to approve an application for a permit.
- (2) If the local government approves an application under subclause (1), then it shall issue to the applicant a permit in the form determined by the CEO.
- (3) If the local government refuses to approve an application under subclause (1), then it is to advise the applicant accordingly in writing.

4.8 Conditions

- (1) Every permit is issued subject to the following conditions—
 - (a) the permit holder will provide adequate space for the exercise of the cats;
 - (b) the single or multiple dwelling or premises shall be maintained in good order and in a clean and sanitary condition;
 - (c) the written consent to the application for a permit of the adjoining multiple dwellings has been obtained;
 - (d) the written consent to the application from the owner of the premises, if not the applicant, has been obtained;
 - (e) without the consent of the local government, the permit holder will not substitute or replace any cat once that cat—
 - (i) dies; or
 - (ii) is permanently removed from the premises.
 - (f) those conditions contained in Schedule 1.
- (2) In addition to the conditions subject to which a permit is to be issued under this clause, a permit may be issued subject to other conditions, as the local government considers appropriate.
- (3) A permit holder who fails to comply with a condition of a permit commits an offence.

4.9 Duration of permit

Unless otherwise specified, in a condition on a permit, a permit commences on the date of issue and until any cat either—

- (a) dies;
- (b) is permanently removed from the premises; or
- (c) the permit holder ceases to reside at the dwelling or premises to which the permit relates.

4.10 Revocation

The local government may revoke a permit if the permit holder fails to observe any provision of this local law or a condition of a permit.

4.11 Permit not transferable

A permit is not transferable in relation to either the permit holder or the dwelling or premises.

PART 5—IMPOUNDING OF CATS**5.1 Cat management facility**

(1) The local government may establish and maintain a cat management facility or facilities, managed by an authorised person for the impounding of cats and the subsequent management of those cats under this local law. A local government may operate share cat management facilities with another local government.

(2) The local government may determine from time to time—

- (a) the times when a cat management facility will be open for the reception and release of cats; and
- (b) times for the sale of cats from the facility.

(3) An authorised person, referred to in subclause (1), is to be in attendance at the facility for the release of impounded cats at the times and on the days of the week as are determined by the CEO.

5.2 Impounding register

(1) The local government is to keep a proper record of impounded cats (the Impounding Register).

(2) The Impounding Register is to contain the following information about each impounded cat—

- (a) if known, the breed and sex of the cat;
- (b) the colour, distinguishing markings and features of the cat;
- (c) if known, the name and address of the owner;
- (d) the date, time and location of seizure and impounding;
- (e) the name and address of the authorised person who impounded the cat and, if applicable, the person who delivered a cat for impounding;
- (f) the reason for the impounding;
- (g) a note of any direction made by an authorised person under clause 2.2 relating to the cat; and
- (h) the date of the sale, release or destruction of the cat.

(3) The Impounding Register is to be available for inspection by the public.

5.3 Charges and costs

The following are to be imposed and determined by the local government under sections 6.16 to 6.19 of the *Local Government Act 1995*—

- (a) the charges to be levied under section 31 of the Act relating to the seizure, impounding, caring, microchipping, sterilisation or destruction/disposal of a cat; and
- (b) the additional fee payable under section 31 of the Act where a cat is released or sold at a time or on a day other than those determined under clause 5.1(2).

5.4 Release of impounded cats

(1) A claim for the release of a cat seized and impounded is to be made to the authorised person referred to in clause 5.1(1) or in the absence of that person, to the CEO.

(2) The authorised person referred to in clause 5.1(1) is not to release a cat seized and impounded to any person unless that person has produced, to their satisfaction, evidence—

- (a) of his or her ownership of the cat or of his or her authority to take delivery of it;
- (b) that he or she is the person identified as the owner on a microchip implanted in the cat;
- (c) of proof of registration of the cat in accordance with the Act;
- (d) if a permit under Part 3 is required, proof of obtaining the permit; and
- (e) of payment of the permit cost imposed by the local government in accordance with the transitional provisions in clause 4.3 relating to the keeping of in excess of 3 cats.

5.5 No breaking into or destruction of a cat management facility

(1) In this clause, a reference to a **person** does not include the person authorised in clause 5.1(1).

(2) A person who—

- (a) releases or attempts to release a cat from a cat management facility established under clause 5.1(1); or
- (b) destroys, breaks into, damages or in any way interferes with or renders ineffective—
 - (i) any cat management facility established under clause 5.1; or
 - (ii) any vehicle or container used for the purpose of catching, holding or conveying a seized cat,

commits an offence.

PART 6—MISCELLANEOUS**6.1 Giving of a notice**

A notice given under this local law may be given to a person—

- (a) personally;

- (b) by mail addressed to the person; or
- (c) by leaving it for the person at her or his address.

6.2 Content of a notice

The contents of a notice given under section 6.1 can be—

- (a) ascertained from the person directly;
- (b) recorded by the local government under the Act; or
- (c) ascertained from enquiries made by the local government.

PART 7—OBJECTIONS AND REVIEW

7.1 Objections and review

Any person who is aggrieved by the conditions imposed in relation to a permit, the revocation of a permit, or by the refusal of the local government to grant a permit may object to the decision under Division 1 of Part 9 of the *Local Government Act 1995*.

PART 8—OFFENCES AND PENALTIES

8.1 Offences

- (1) Any person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.
- (2) Any person who commits an offence under this local law is liable, on conviction, to a penalty not exceeding \$5000, and if the offence is of a continuing nature, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.

8.2 Prescribed offences

An offence against a clause specified in Schedule 2 is a prescribed offence for the purposes of section 84 of the Act. The amount appearing directly opposite each such offence is the modified penalty in relation to that offence.

8.3 Forms

- (1) The issue of infringement notices, their withdrawal and the payment of modified penalties are dealt with in Division 4 of Part 4 of the Act.
- (2) An infringement notice given under section 62 of the Act is to be in the form of Form 6 of Schedule 1 of the *Cat Regulations 2012*.
- (3) A notice sent under section 65 of the Act withdrawing an infringement notice is to be in the form of Form 7 of Schedule 1 of the *Cat Regulations 2012*.

SCHEDULE 1

ADDITIONAL CONDITIONS APPLICABLE TO PARTICULAR PERMITS

[Clause 4.8]

A. Permit to use premises as a cattery

Additional conditions

- (1) All building enclosures must be structurally sound, have impervious flooring, be well lit and ventilated and otherwise comply with all legislative requirements;
- (2) There is to be a feed room, wash area, isolation cages and maternity section;
- (3) Materials used in structures are to be approved by the local government;
- (4) The internal surfaces of walls are, where possible, to be smooth, free from cracks, crevices and other defects;
- (5) All fixtures, fittings and appliances are to be capable of being easily cleaned, resistant to corrosion and constructed to prevent the harbourage of vermin;
- (6) Wash basin with the minimum of cold water to be available to the satisfaction of the Local Government;
- (7) The maximum number of cats to be kept on the premises stated on the permit is not to be exceeded;
- (8) An register is to be kept recording in respect of each cat the—
 - (a) date of admission;
 - (b) date of departure;
 - (c) breed, age, colour and sex; and
 - (d) the name and residential address of the owner;
- (9) The register is to be made available for inspection on the request of an authorised person;
- (10) Enclosures are to be thoroughly cleaned each day and disinfected at least once a week to minimise disease;

(11) Any sick or ailing cat is to be removed from the premises or transferred to an isolation cage separated from other cats on the premises; and

(12) Any other matter which in the opinion of the local government is deemed necessary for the health and wellbeing of any cat, or person, or adjoining premises or the amenity of the area (or any part thereof).

B. Permit for Approved Cat Breeder

Additional conditions

(1) Required to keep records of all purchases and or transfers of cat/s for a period of 2 years, including but not limited to the purchaser's name and address, and the cat/s microchip number; and

(2) Premises may be inspected annually.

SCHEDULE 2 MODIFIED PENALTIES

[Clause 8.2]

Item No.	Clause	Nature of offence	Modified Penalty \$
1	2.1(2)(a)	Cat in a public place causing a nuisance	\$200
2	2.2(1)	Cat in any prohibited area	\$200
3	2.3(4)(a)	Failure to abate the nuisance	\$200
4	2.4(1)(a)	Failure to comply with a direction to confine a cat	\$200
5	4.2(1)	Failure to obtain the proper permit for the keeping of 3 or more cats	\$200
6	4.8(3)	Failure to comply with the conditions of a permit	\$200
7	5.5(2)(a)	Attempting to or causing an unauthorised release a cat from a cat management facility	\$400
8	5.5(2)(b)	Interfering with any cat management facility, vehicle or container used for the purpose of catching, holding or conveying a seized cat	\$400

SCHEDULE 3 AREAS WHERE CATS ARE PROHIBITED ABSOLUTELY

Dated the 2nd day of June 2023.

The Common Seal of the Shire of Waroona was affixed by authority of a resolution of the Council in the presence of—

Cr JOHN MICHAEL SCOTT WALMSLEY, Shire President.
MARK ANDREW GOODLET, Chief Executive Officer.

LG403

BUSH FIRES ACT 1954

Shire of Dandaragan

APPOINTMENTS

In accordance with the *Bush Fires Act 1954* Section 38, the Shire of Dandaragan has appointed the following officers to the respective positions for the 2023-2024 financial year effective from the date of gazettal until further notice.

CHIEF BUSH FIRE CONTROL OFFICER— Mr Andrew Kenny

DEPUTY CHIEF BUSH FIRE CONTROL OFFICER— Mr Hugh Roberts

FIRE WEATHER OFFICERS—

ALL ZONES

Mr Andrew Kenny

NORTHEAST ZONE The Northeast portion of the Shire bordered by the Brand Highway, Waddi Road, Mungedar Road and Northwest Road.

Mr Andrew Kenny

SOUTHEAST ZONE The Southeast portion of the Shire bordered by the Brand Highway, Waddi Road, Mungedar Road and Northwest Road.

Mr Hugh Roberts

NORTHWEST ZONE The Northwest portion of the Shire bordered by the Brand Highway and Wongonderrah Road.

Mr Aubrey Panizza

Mr Cameron Rosenthal—as Deputy Fire Weather Officer for this zone.

SOUTHWEST ZONE The Southwest portion of the Shire bordered by the Brand Highway and Wongonderrah Road.

Mr Aubrey Panizza

Mr Cameron Rosenthal—as Deputy Fire Weather Officer for this zone.

All previous appointments are hereby revoked.

BRENT BAILEY, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401

MINING ACT 1978 NOTICE OF FORFEITURE

Department of Mines, Industry Regulation and Safety,
East Perth WA 6004.

I hereby declare in accordance with the provisions of section 97 of the *Mining Act 1978* that the undermentioned mining tenement is forfeited for failure to comply with statutory requirements being failure to lodge the annual Form 5 Operations Report.

This notice comes into operation at 12:00 midday on the day of publication.

KAREN CAPLE, Executive Director,
Resource and Environmental Compliance Division.

Tenement	Holder	Mineral Field
	<i>Mining Lease</i>	
M70/1381	Staughton Farm Pty Ltd	South West

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005 METROPOLITAN REGION SCHEME MINOR AMENDMENT 1401/57 Former Beaconsfield TAFE Site Call for Public Submissions

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

The amendment proposes to rezone approximately 4.36 ha in Beaconsfield from the Public Purposes—Technical School reservation to the Urban zone in the MRS. The proposed amendment will enable the redevelopment of the former Challenger TAFE site for residential purposes.

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

Display locations

The plans showing the proposed change and the WAPC amendment report which explains the proposal, will be available for public inspection from Friday 9 June 2023 to Wednesday 9 August 2023 at the—

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

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

Submissions

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

Submissions can be lodged online via <https://consultation.dplh.wa.gov.au>, emailed to RegionPlanningSchemes@dplh.wa.gov.au or by post to: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001.

Submissions close **5pm, Wednesday 9 August 2023**. Late submissions will not be considered.

Ms SAM FAGAN, Secretary, Western Australian Planning Commission.

PL402**PLANNING AND DEVELOPMENT ACT 2005****METROPOLITAN REGION SCHEME MINOR AMENDMENT 1402/57**

Reid Highway, Bennett Springs

Call for Public Submissions

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

The amendment proposes to transfer approximately 3.46 hectares of land in Bennett Springs from the Railways and Primary Regional Roads reservations to the Urban zone in the Metropolitan Region Scheme in the MRS. The proposed Urban zoning will facilitate further planning and development of the land within the amendment area for residential and related purposes.

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

Display locations

The plans showing the proposed change and the WAPC amendment report which explains the proposal, will be available for public inspection from Friday 9 June 2023 to Friday 11 August 2023 at the—

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

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

Submissions

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

Submissions can be lodged online via <https://consultation.dplh.wa.gov.au>, emailed to RegionPlanningSchemes@dplh.wa.gov.au or by post to: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001.

Submissions close **5pm, Friday 11 August 2023**. Late submissions will not be considered.

Ms SAM FAGAN, Secretary, Western Australian Planning Commission.

PL403

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Mundaring

Local Planning Scheme No. 4—Amendment No. 16

Ref: TPS/2432

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 Mundaring Local Planning Scheme amendment on 26 April 2023 for the purpose of—

1. Reclassifying Lots 487 and 506 on Deposited Plan 209189, Jellicoe Road, Glen Forrest from 'Public Purpose' to 'Conservation'.
2. Amend the scheme maps accordingly.

J. MARTIN, President.
J. THROSSELL, Chief Executive Officer.

TREASURY AND FINANCE

TR401

FINANCIAL MANAGEMENT ACT 2006
TREASURER'S INSTRUCTIONS

Department of Treasury,
Perth, 9 June 2023.

It is notified for general information that, pursuant to section 78 of the *Financial Management Act 2006*, the Treasurer has amended or deleted the following Treasurer's instructions –

Treasurer's Instruction	Title	Action
104C	Annual Reporting 2022-23 Exemption	Amended
107	Authorisations	Amended
304	Authorisation of Payments	Amended
819	Treasury Forms	Amended
821	Guarantees and Indemnities	Amended
924	Related Party Disclosures	Amended
952	General Information in Financial Statements	Amended
1106	Application of Accounting Standard Changes	Amended

The full suite of financial management legislation (including the Treasurer's instructions) is available for download from: <https://www.wa.gov.au/government/publications/financial-administration-bookcase>

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Harry Chaim Herschel Abrahams of Apartment 24, 42-52 Terrace Road, East Perth, 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 13th November 2022 are requested by the Joint Executors, care of BNT Legal PO Box 200 Osborne Park, Western Australia 6917, to send particulars of their claims to the Joint Executors at the above address, within one month from the date on which this notice is published, after which date the Joint Executors may convey or distribute the assets of the estate, having regard only to the claims of which they then have notice.

ZZ402**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

Rodney James Baskerville late of 147 George Road, Geraldton, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 23/11/2022 are required by Executor, Perpetual Trustee Company Limited ACN 000 001 007 of Level 18, 123 Pitt Street, Sydney, New South Wales to send particulars of their claims to them within one (1) month from the date of publication of this Notice, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

PERPETUAL TRUSTEE COMPANY LIMITED,
Level 18, 123 Pitt Street, Sydney, New South Wales.

ZZ403**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

Ashley John Gill late of 40 Richardson Way, Bulgarra in the State of Western Australia, Boilermaker, 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 between 29 January 2023 and 31 January 2023 at 40 Richardson Way, Bulgarra in the State of Western Australia are required by the personal representatives, being Brian Eric Gill and Sharon Lorraine Gill to send particulars of their claims to care of Brook Legal, PO Box 93, Wembley in Western Australia 6913 within 30 days of publication of this notice after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 6 June 2023.

BROOK LEGAL.

ZZ404**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

William Michael Fensome of 8 Canola Grove, Busselton, 6280, Western Australia, Retired, 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 23 November 2022 are required by the Executor, Vanessa Joan Morris, 21 Harling Street, Merredin, 6415, Western Australia, phone number 0428 355 358, to send particulars of their claims to her within ONE (1) month from the date of publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

VANESSA JOAN MORRIS, Executor of the Estate of the late William Michael Fensome.

ZZ405**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

Take notice that after 14 days from today, an application for letters of administration of the Estate of Mary Agnes Van Dort, deceased, (to which Section 63 of the *Trustees Act 1962* relates) late of Carinya Aged Care, 41 Bristol Avenue, Bicton in the State of Western Australia deceased will be made by Aelian Bernard Van Dort to the Supreme Court of Western Australia.

You may object to the grant by lodging a caveat in that registry.

Lodged by ALBANY COMMUNITY LEGAL CENTRE INC,
4/15 Peels Place, Albany WA 6330.

ZZ406**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

Harriet Anne Fitzpatrick, late of 8 Torquay Place, Tarcoola Beach, 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 25 June 2022, are required by the executors Hayley May Jackson and Teresa Helen Morris to send the particulars of their claims to Hayley May Jackson of 15 Wooramel Street, Heathridge, Western Australia 6027 within thirty (30) days of the date of publication of this notice after which date the executor may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZZ407**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 10 July 2023, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Campbell, Kathleen Florence, late of Regis Greenmount, 22 Coongan Avenue, Greenmount, who died on 14 April 2023 (DE19960299 EM32).

Cherrington, William Kendall Hawley, late of 9 Okra Court, Munster, who died on 30 April 2023 (DE33105610 EM22).

Leahy, Janet Bright, late of 108 Fern Road, Wilson, who died on 19 February 2023 (DE19871967 EM36).

Rose, Alexander Vernon, late of Brightwater Care Group, The Cove, 35 Hudson Drive, Dudley Park, who died on 7 April 2023 (DE33080148 EM36).

Stobie, William Henderson, formerly of Unit 10, 21-23 Myindee Way, Nollamara, late of Armadale Nursing Home, 21 Angelo Street, Armadale, who died on 23 October 2022 (DE32003143 EM37).

Unchango, Delores Francis (also known as Dolores Unghango), late of Kalumburu Aboriginal Community, Kalumburu, who died on 8 September 2018 (DE33140527 EM23).

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

ZZ501**TRUSTEES ACT 1962****MISSING WILL**

Any person holding or knowing the whereabouts of the Last Will and Testament of the late Alastair Warwick Simpson (DOB 24 August 1945, DOD 12 April 2023) late of Kalgoorlie, Western Australia, please contact Zion Legal on (03) 7020 6555 or email rita@zionlegal.com.au within one month of the date of publication of this advertisement.