



Western
Australian
Government

Gazette

ISSN 2204-4264 (online)

PERTH, TUESDAY, 9 JANUARY 2024 No. 2

PUBLISHED BY AUTHORITY GEOFF O. LAWN, GOVERNMENT PRINTER
© STATE OF WESTERN AUSTRALIA

CONTENTS

	Page
Local Government.....	19
Minerals and Petroleum.....	19
Planning.....	19
Public Notices.....	22

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Enquiries in the first instance should be directed to the Government Printer, Parliamentary Counsel's Office, publications@pco.wa.gov.au.

Note: A Creative Commons Attribution 4.0 International Licence (CC BY 4.0) applies with respect to material on the WA Legislation Website (with certain exceptions), and to copies of Acts, and reprints of Acts and subsidiary legislation, printed by the Government Printer. To view relevant information and for a link to a copy of the licence, visit www.legislation.wa.gov.au.

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

- 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
- **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.*

GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR AUSTRALIA DAY 2024

The Government Gazette will not be published on
Friday 26th January.

The next edition will be published on **Tuesday 30th January.**

Copy for this publication will close 11am **Monday 29th January.**

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

Shire of Augusta Margaret River

BASIS OF RATES

I, Ethan Redshaw, being delegated by the Minister of the Crown to whom the administration of the *Local Government Act 1995* is committed by the Governor, and acting pursuant to section 6.28(1) of that Act, hereby, and with effect from 2 January 2024 determined that the method of valuation to be used by the Shire of Augusta Margaret River as the basis for a rate in respect of the land referred to in the Schedule is to be the gross rental value of the land—

Schedule

	Designated Land
UV to GRV	All those portions of land being Lots 304 to 314 inclusive and Lot 403 as shown on Deposited Plan 425760.

ETHAN REDSHAW, Acting Executive Director Local Government,
Department of Local Government, Sport and Cultural Industries.

MINERALS AND PETROLEUM

MP401

PETROLEUM PIPELINES ACT 1969

Section 15

NOTICE OF VARIATION STP-PLV-0140

Petroleum Pipeline Licence PL 24

Petroleum Pipeline Licence PL 24 held by Southern Cross Pipelines Australia Pty Limited, Southern Cross Pipelines (NPL) Australia Pty Ltd and Alinta Energy GGT Pty Limited has, by instrument of variation STP-PLV-0140, been varied with effect from 04 January 2024.

MAMTA KAPOOR, Team Leader, Resource Tenure Division,
Department of Energy, Mines, Industry Regulation and Safety.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Esperance

Local Planning Scheme No. 24—Amendment No. 8

Ref: TPS/2946

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 Esperance Local Planning Scheme amendment on 14 December 2023 for the purpose of—

- Amending Clause 17, Table 4—Zoning and Land Use Table by replacing the 'X' with a 'D' for 'Grouped Dwelling in the 'Rural Townsite zone.
- Amending Schedule 1 clause 4 by deleting subclause (e) and renumbering the clause accordingly.
- Amending the Scheme by replacing Clause 15. in Schedule 1 with the following—
 - The use of land for a purpose specified in Schedule 7 shall require car parking spaces of the number specified in the Schedule to be provided and sealed, drained and marked to the local government's specifications prior to occupancy of the development or commencement of use and maintained to the satisfaction of the local government thereafter.

- (b) Where the floor area occupied by an existing use is increased, the parking requirement will be calculated on the basis of the floor area of the extension only or the area subject to the change of use of the site provided the existing number of car spaces is not reduced.
- (c) Where the development is a use not listed within Schedule 7 or where a variation to the car parking requirements listed under Schedule 6 and/or Schedule 7, the number of parking spaces is to be determined by the local government having due regard to—
- (i) the nature of the proposed development;
 - (ii) the number of employees or others likely to be engaged in the use of the land;
 - (iii) the anticipated demand for visitor parking;
 - (iv) the availability of on street parking; and
 - (v) the orderly, proper and sustainable planning of the area.
- (d) Where a proposed development is adjacent to on street parking and is within the Commercial zone or Additional Use A6, the local government may approve a reduced number of bays specified in Schedule 6 or 7 having due regard to subclause (c) when considering the total number of parking spaces required for the development.
4. Amending the Scheme by replacing Clause 17.(a) within Schedule 1 with the following and renumbering the clause accordingly—
- (a) Where reticulated sewer is not available, development shall provide for effluent disposal in accordance with the requirements of the Government Sewerage Policy.
5. Insert an additional clause at the end of Schedule 1 as follows—
- ‘40. Water for Firefighting
- (a) A permanent water supply of no less than 10,000 litres is to be maintained for bush firefighting purposes, with a 2-inch camlock connection, outside of urban areas, this water supply is in addition to the requirements under Clause 19 of Schedule 1.’
6. Amending Schedule 2 Clause 4.(c) by replacing it with—
- (i) Despite any other provision of the Scheme development approval is required for all development except for development exempted under clause 61. (q), (s), (v), (w), (x), (aa), and (cc) of Schedule A.
 - (ii) Outbuildings with an area of 10m² or less and a height of 2.4m or less do not require approval unless otherwise specified in the Scheme (other than in this clause).
7. Amend Schedule 2 Clause 4(e) as follows
- (a) Rename the subclause “Minimum lot Sizes for Subdivisions”
 - (b) Insert a new subclause (e)(ii)—
Where reticulation sewer is not available, subdivision shall only be supported where it complies with the Government Sewerage Policy and Water Quality Protection Note 25.
 - (c) Modify existing subclause (e)(i) by deleting the wording “or Rural Townsite”.
 - (d) Modify existing subclause (e)(ii) by replacing the wording “(i)” with “(ii)”.
 - (e) Renumber the subclauses accordingly.’
8. Amending Schedule 2 Clause 5.(c)(i) by replacing it with—
Despite any other provision of the Scheme development approval is required for all development except for development exempted under clause 61. (q), (s), (v), (w), (x), (aa), and (cc) of Schedule A.
9. Amending Schedule 2 Clause 9.(c)(i) by replacing it with—
Despite any other provision of the Scheme development approval is required for all development except for development exempted under clause 61. (q), (r), (w), (x), (aa), and (cc) of Schedule A.
10. Amend A17 in Schedule 3 as follows—
- (a) Include Lot 104 Rowse Street, Nulsen (Lot 104 on DP 32089) in the Location column.
 - (b) Insert ‘Workforce accommodation’ in the Additional Use column as a ‘D’ use.
 - (c) Amend provision 1. Of the Development Standards/Conditions column by replacing ‘R40’ with ‘R60’
11. Amend A23 in Schedule 3 to include the following uses as a ‘D’ use—
- Restaurant/Cafe
 - Reception Centre
 - Educational Establishment
12. Amending Schedule 3 by inserting at the end of the Location for A6 the following Lots 1, 2, 31, 32, 60, 63 Dempster Street, Lots 158, 160—162 Taylor Street, Esperance’ and the Scheme Map as depicted on the Scheme Amendment Map.

13 Amending Schedule 3 and the Scheme Map as depicted on the Scheme Amendment Map by adding an Additional Use with the following –

No	Location	Base Zone	Additional Use(s)	Development Standards/Conditions
A26	Lot 905 Goldfields Road Castletown	Residential	As a 'D' use • Holiday Accommodation	As determined by the local government

14. Amending Schedule 3 and the Scheme Map as depicted on the Scheme Amendment Map by adding an Additional Use with the following—

No	Location	Base Zone	Additional Use(s)	Development Standards/Conditions
A27	Lots 29, 537 Mitchell Street, Lots 25-28 Westmacott Street Castletown	Residential	As a 'D' use • Caravan Park	As determined by the local government

15. Amending Schedule 3 by adding the following Additional Uses and amend the Scheme Map accordingly by applying the respective Additional Use number to the relevant land—

No	Location	Base Zone	Additional Use(s)	Development Standards/Conditions
A28	Lot 2 William Street, Esperance	Residential	As a 'D' use • Medical Centre	1. Setbacks will be (a) Side setback of 0 metres to one side; (b) Rear setback of 0 metres, and (c) Front setback of 0 metres. 2. Parking is to be provided at a ratio of 1.5 bays per practitioner rounded up.
A29	Lots 145-148 Phyllis Street, Lots 239—242 Daphne Street, Castletown	Residential	As a 'D' use" • Holiday Accommodation • Tourist Accommodation	1. The residential density may be increased from R40 to R50 for residential development and from R40 to R60 for tourism development subject to— (a) a minimum lot size of 2000m ² ; (b) Existing and proposed dwellings shall be connected to reticulated sewerage system, prior to occupation of new development. 2. Development is subject to the controls of the Tourism zone.'
A30	Lot 165 (23) Norseman Road, Castletown	Light Industry	As a 'D' use— • Office	As determined by the local government

16. Amending Schedule 5 by replacing 'Small Bar' with 'Tavern' in the 'Special use' of SU7.

17. Amending Schedule 6 by inserting '(iii)' after 2000(i) in the Minimum Lot Areas Sq. m for Rural Townsite and add a new point below point (ii) as follows—

(iii) Where a lot is connected to a reticulated sewerage system the R20 density will apply'

18. Amending Schedule 7 by replacing the Minimum Car Spaces (Space/Sq. Metre unless otherwise stated) for the following land uses—

Land Use	Minimum Car Spaces (Space/Sq. Metre unless otherwise stated)
Child care premises	1 bay per employee and 1 bay per 5 children(ii)
Club premises	1 bay per employee and 1 bay per 4 persons accommodated
Community purpose	1 bay per employee and 1 bay per 4 persons accommodated
Consulting rooms	3 bays per consulting room plus 1 bay per staff member(ii)

Land Use	Minimum Car Spaces (Space/Sq. Metre unless otherwise stated)
Convenience Store	1 bay per 25m ² gross floor area(ii)
Fuel depot	1 bay per 45 m ² of office facilities
Garden centre	1 bay per 75 m ² public floor area
Home store	1 bay per 40m ² of gross floor area or part thereof of the use
Medical centre	3 bays per consulting room plus 1 bay per employee(ii)
Motor vehicle wash	1 bay per employee and 1 bay per wash bay
Park home park	1 bay per accommodation unit Visitor car parking 1 bay per 10 long stay site 1 bay per 20 short stay site
Recreation—private	To be assessed by the local government with regard to the facilities required
Service station	1 bays per pump plus 1 bay per employee plus 1 per 15m ² shop
Supermarket	1 bay per 10m ² public floor area
Tourist development	1 bay per accommodation unit plus 1 bay per employee plus 1 bay per 4m ² restaurant
Transport depot	1 bays per commercial vehicle garaged plus 1 bay per on-site employee
Veterinary centre	3 bays per consulting room plus 1 bay per staff member
Workforce accommodation	1 bay per accommodation unit

19. Amending Schedule 7 by inserting a new footnote underneath the table after point (i) as follows—

(ii) the local government may take into consideration any parking areas available in the public domain in proximity to the development.’

20. Amending the Scheme Maps by rezoning Lot 104 Rowse Street, Nulsen (Lot 104 on DP 32089) from ‘Residential R40’ to ‘Tourism’ and including the land within Additional Use A17.’

21. Amending the Scheme Map by reclassifying the portion of Mungan Street between the two sections of Lot 51 on Plan 9505 from ‘Local Road’ to ‘Railways’ as depicted on the Scheme Amendment Map.

22. Amending the Scheme Map by reclassifying Lot 2113 on Deposited Plan 193502 Bishop Road, Grass Patch from ‘Local Road’ to ‘Infrastructure Services’ as depicted on the Scheme Amendment Map.

23. Amending the Scheme Map by reclassifying Lot 320 on Deposited Plan 418247 from ‘Oceans/Waterways’ to ‘Public Open Space’ and ‘Additional Use Reserve AR3’ as depicted on the Scheme Amendment Map.

24. Amending the Scheme Map by reclassifying Lot 2105 on Deposited Plan 21055 from ‘Rural Residential’ to ‘Local Road’ as depicted on the Scheme Amendment Map.

25. Amending the Scheme Map by rezoning the portion of Lot 111 Cudjee Close Myrup zoned ‘Rural Smallholdings’ and ‘RS2’ to ‘Rural Residential’ and ‘RR3’ as depicted on the Scheme Amendment map.

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Bevan Lindsey Cox, late of 8 Holroyd Way Boulder, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the above-named deceased, who died on the 18 February 2023, are required by the Administrator Vicki Pariente to send the particulars of their claims to Vicki Pariente care of PO Box 3032 Yokine Western Australia 6060 within one (1) month of the date of publication of this notice after which date the Administrator may convey or distribute the assets, having regard only to the claims of which he/she then has notice.

ZZ402**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

David John Schmidt, late of 3 Rudall Avenue, Newman, 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 David John Schmidt, who died on the 2nd December 2022, are required by the Administrator Rebekah Schmidt to send the particulars of their claims addressed to Rebekah Schmidt of 4 Girramay Road, Banksia Grove, Western Australia, 6031 within one (1) month of the date of publication of this notice. After which date the administrator may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZZ403**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Vincent Shane Cassidy, late of 14 Stott Close, Armadale, 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 24/03/2023, are required by the Administrator Siobhan Clare Cassidy, of 2/119 Swansea Street, East Victoria Park, Western Australia to send particulars of their claims to them by the date one month from the publication date, after which date the Administrator may convey or distribute the assets of the estate, having regard only to the claims of which they then have notice.

ZZ404**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Avis Dawn Montgomerie, late of 3 Alexander Drive, Castletown, 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 5 September 2023, are required by the Executor, care of WA Property Lawyers, 48 Outram Street, West Perth, WA, 6005, Telephone: (08) 9380 3600, Facsimile: (08) 9322 1112 to send particulars of their claims to him 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 he then has notice.

WA PROPERTY LAWYERS.

ZZ405**TRUSTEES ACT 1962**
DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Kenneth Adrian Edmonds, 105 Bull Road, Bolgart, in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the above-named deceased who died on 28 March 2023 are required to send particulars of their claims to the Executors, care of RSM (see address below) within one (1) month of the date of publication of this notice after which date the Executors may convey or distribute the assets having regard only to claims of which notice has been given.

c/- ANDREW MARSHALL, RSM, GPO Box R1253, Perth WA 6844.
Telephone: (08) 9261 9393. Contact: Andrew Marshall.

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

Notice to Creditors and Claimants

Debra Curtis, late of 1 Pimelia Drive, Margaret River, 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 said deceased who died on 7 June 2023 are required by the Personal Representative, Brittany May Curtis c/- Carlo Primerano & Associates Barristers and Solicitors, Suite 12, 443 Albany Highway, Victoria Park WA 6100 to send particulars of their claims to them by Thursday, 8 February 2024 after which date the Personal Representative may convey or distribute the assets having regard only to the claims of which they then have notice.

Dated this 9th day January 2024.

CARMELO PRIMERANO c/- Carlo Primerano & Associates Barristers and Solicitors,
Suite 12, 443 Albany Highway, Victoria Park WA 6100.

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

Notice to Creditors and Claimants

Elaine Annette McKenner late of Edgewater Mercy Hostel, Edgewater, WA, 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 4th June 2023 are required by the trustee Gary McKenner, 43 Twickenham Drive Kingsley, WA 6026 to send particulars of their claims to him within one (1) month from today, after which date the trustee may convey or distribute the assets having regard only to the claims of which he then has notice.
