



Western
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Gazette

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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

- 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The Government Gazette will not be published on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.**

AERIAL ADVERTISING

AX401

MAJOR EVENTS (AERIAL ADVERTISING) ACT 2009 EVENT ORDERS

The Minister for Sport and Recreation Hon David Templeman, MLA, has declared the following event to be subject to an Event Order under the Act.

Table 1: Optus Stadium: Schedule of events from February to June 2024

Date	Location / Venue	Event/s	Event Start time/s	Event Order Start time/s	Event Finish time/s	Event Order Finish time/s
24/02/24	Optus Stadium	WWE—Elimination Chamber	07:00	07:00	23:59	23:59
17/03/24	Optus Stadium	AFL Round 1—Fremantle v Brisbane	15:50	13:50	18:20	19:50
24/03/24	Optus Stadium	AFL Round 2—West Coast v GWS	15:50	13:50	18:20	19:50
29/03/24	Optus Stadium	AFL Round 3—Fremantle v Adelaide	16:20	14:20	18:50	20:20
14/04/24	Optus Stadium	AFL Round 5—West Coast v Richmond	14:00	12:00	16:30	18:00
20/04/24	Optus Stadium	AFL Round 6—West Coast v Fremantle	18:10	16:10	20:40	22:10
27/04/24	Optus Stadium	AFL Round 7—Fremantle v Western Bulldogs	17:30	15:30	20:00	21:30
04/05/24	Optus Stadium	AFL Round 8—West Coast v Essendon	18:10	16:10	20:40	22:10
10/05/24	Optus Stadium	AFL Round 9—Fremantle v Sydney	18:20	16:20	20:50	22:20
19/05/24	Optus Stadium	AFL Round 10—West Coast v Melbourne	16:20	14:20	18:50	20:20
24/05/24	Optus Stadium	AFL Round 11—Fremantle v Collingwood	14:00	12:00	16:30	18:00
01/06/24	Optus Stadium	AFL Round 12—West Coast v St Kilda	14:35	12:35	17:05	18:35
08/06/24	Optus Stadium	AFL Round 13—West Coast v North Melbourne	14:35	12:35	17:05	18:35
23/06/24	Optus Stadium	AFL Round 15—Fremantle v Gold Coast	14:00	12:00	16:30	18:00

Place at event/s conducted –

Optus Stadium

Event Organiser –

VenuesLive

The manner in which the event organiser must publicise that the event is covered by the event order—

In all advertisements for the above-mentioned matches in the West Australian newspaper and prior to the events

Event Order Conditions—

There are no conditions applied

EDUCATION

ED401

SCHOOL EDUCATION ACT 1999**NON-GOVERNMENT SCHOOLS FUNDING ORDER 2024**

Made by the Minister for Education under section 183 of the *School Education Act 1999*.

1. Citation

This order may be cited as the Non-Government Schools Funding Order 2024.

2. Application

This Order applies for the year commencing on 1 January 2024.

3. Interpretation

In this Order, unless the contrary intention appears—

Act means the *School Education Act 1999*;

attendance data report means an application for funding by schools in funding category ‘H’ referred to in clause 21(3);

chief executive officer has the same meaning as in section 151 of the Act;

eligible school means a registered school described in clause 5;

eligible student means a student described in clause 6;

full-time equivalent has the meaning specified;

funding means funding referred to in clause 8;

funding category means a category specified in column 1 of the table in Part 1 of the Schedule;

Guidelines means the Guidelines issued by the Minister under clause 23;

high support needs student means an eligible student classified as having high support needs;

incorporated in respect of a governing body means incorporated in Australia;

per capita funding application form means an application for funding by schools in a funding category other than ‘H’ referred to in clause 7;

schedule means the Schedule to this Order;

special education student means an eligible student classified as having a mild, moderate or severe disability;

specified means specified by the Minister, whether in the Guidelines or otherwise;

student census means a student census referred to in clause 21(3) or any other document specified as such;

Talkabout 4 student means an eligible student classified as being enrolled in Telethon Speech and Hearing’s “Talkabout 4” program;

Talkabout 5 student means an eligible student classified as being enrolled in Telethon Speech and Hearing’s “Talkabout 5” program; and

Telethon Speech and Hearing means the registered non-government school of that name.

PART 1—ELIGIBILITY AND APPLICATION FOR FUNDING**4. Funding**

Funding for the purposes of school education will be paid under and in accordance with this Order and the Guidelines to or for eligible schools which apply for funding in accordance with clause 7. Funding will be—

- (a) in the case of funding referred to in clause 8(1), calculated for an eligible school on the basis of its eligible students;
- (b) in the case of funding referred to in clause 8(3), calculated as determined by the Minister; and
- (c) provided on and subject to the conditions, limitations and restrictions set out in this Order and in the Guidelines.

5. Eligible Schools

An eligible school is a registered school which satisfies all of the following criteria at the relevant point in time—

- (a) its governing body is incorporated or the Minister has otherwise approved its status for the purposes of this clause;
- (b) there is not in effect a determination of the Minister that the registered school is conducted for profit for the purposes of this clause; and
- (c) there is not in effect a determination of the Minister that the registered school is ineligible for the purposes of this clause.

6. Eligible Students

A student is an eligible student in relation to an eligible school if he or she satisfies all of the following criteria—

- (a) the student is resident in Western Australia;
- (b) the student is enrolled at the eligible school;
- (c) the student is enrolled in a year level of education which is recorded in the register in respect of the eligible school and which is no earlier than the pre-compulsory education period for the student;
- (d) the student is compliant with the specified year level requirements;
- (e) the student has specified citizenship, residency or visa status in Australia;
- (f) the student meets the specified attendance requirements; and
- (g) the student has not turned 21 years of age before 1 January 2024.

7. Application for Funding

- (1) An eligible school, or a school system for which a system agreement is in force, may apply for funding under clause 8(1) in respect of its eligible students in the manner set out in this clause and as specified.
- (2) An application for funding under subclause (1) is to be made, on behalf of the eligible school or school system, by its governing body.
- (3) An application for funding is to be certified as specified.

PART 2—CALCULATION AND PAYMENT OF FUNDING

8. Calculation of Funding

- (1) The amount of funding to be paid to the governing body of an eligible school or school system which has made an application under clause 7 will be, in respect of its eligible students—
 - (a) a Per Capita Grant for each eligible student, calculated and paid in accordance with clause 9;
 - (b) a Special Education Supplementary Per Capita Grant for each eligible student who is a special education student, calculated and paid in accordance with clause 10;
 - (c) a High Support Needs Per Capita Grant for each eligible student who is a high support needs student, calculated and paid in accordance with clause 11;
 - (d) a Talkabout 4 Supplementary Per Capita Grant for each eligible student who is a Talkabout 4 student, calculated and paid in accordance with clause 12; and
 - (e) a Talkabout 5 Supplementary Per Capita Grant for each eligible student who is a Talkabout 5 student, calculated and paid in accordance with clause 13.
- (2) The funding category for each eligible school is as determined by the Minister.
- (3) In addition to the funding described in subclause (1), other funding may be provided for a registered school or school system at the discretion of and as determined by the Minister.

9. Calculation and Payment of Per Capita Grant Funding

- (1) A Per Capita Grant amount for a full-time equivalent eligible student of an eligible school is specified in the table in Part 1 of the Schedule, corresponding to the funding category of the eligible school and according to the year level of the full-time equivalent eligible student specified in columns 2, 3, 4 and 5 of that table. This amount is the **Part 1 amount** for that full-time equivalent eligible student.
- (2) Per Capita Grant funding under clause 8(1)(a) for an eligible school in a funding category other than 'H' is to be calculated and, unless otherwise determined in accordance with clause 15, paid in four instalments as follows—
 - (a) a February instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's August 2023 student census;
 - (b) a May instalment equal to the aggregate of 50% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's February 2024 student census, less the instalment amount paid for the eligible school in February as calculated under subclause (2)(a);
 - (c) an August instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's February 2024 student census; and
 - (d) an October instalment equal to the aggregate of 50% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's August 2024 student census, less the instalment amount paid for the eligible school in August as calculated under subclause (2)(c).
- (3) Per Capita Grant funding under clause 8(1)(a) for an eligible school in funding category 'H' is to be calculated and, unless otherwise determined in accordance with clause 15, paid in four instalments as follows—
 - (a) a February instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the November 2023 quarter;

- (b) a May instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the March 2024 quarter;
- (c) an August instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the June 2024 quarter; and
- (d) an October instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the September 2024 quarter.

10. Calculation and Payment of Special Education Supplementary Per Capita Grant Funding

- (1) A Special Education Supplementary Per Capita Grant amount for a full-time equivalent special education student of an eligible school applies as follows—
 - (a) mild disability—110 per cent of the relevant Part 1 amount for the full-time equivalent eligible student;
 - (b) moderate disability—210 per cent of the relevant Part 1 amount for the full-time equivalent eligible student; and
 - (c) severe disability—360 per cent of the relevant Part 1 amount for the full-time equivalent eligible student.
- (2) Special Education Supplementary Per Capita Grant funding under clause 8(1)(b) for an eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—
 - (a) a June instalment equal to the aggregate of 50% of the relevant Special Education Supplementary Per Capita Grant amount for each full-time equivalent special education student of the eligible school; and
 - (b) an October instalment equal to the aggregate of 50% of the relevant Special Education Supplementary Per Capita Grant amount for each full-time equivalent special education student of the eligible school.

11. Calculation and Payment of High Support Needs Per Capita Grant Funding

- (1) A High Support Needs Per Capita Grant amount for a full-time equivalent high support needs student of an eligible school is specified in the table in Part 2 of the Schedule, according to the year level of the full-time equivalent high support needs student specified in columns 2, 3, 4 and 5 of that table. This amount is the **Part 2 amount** for that full-time equivalent high support needs student.
- (2) High Support Needs Per Capita Grant funding under clause 8(1)(c) for an eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—
 - (a) a June instalment equal to—
 - (i) the aggregate of 50% of the Part 2 amount for each full-time equivalent high support needs student of the eligible school, less
 - (ii) all amounts of funding paid or payable in respect of those full-time equivalent high support needs students under clause 9(2)(a) and (b) or clause 9(3)(a) and (b); and
 - (b) an October instalment equal to—
 - (i) the aggregate of 50% of the Part 2 amount for each full-time equivalent high support needs student of the eligible school, less
 - (ii) all amounts of funding paid or payable in respect of those full-time equivalent high support needs students under clause 9(2)(c) and (d) or clause 9(3)(c) and (d).

12. Calculation and Payment of Talkabout 4 Supplementary Per Capita Grant Funding

- (1) A Talkabout 4 Supplementary Per Capita Grant amount for a full-time equivalent Talkabout 4 student of Telethon Speech and Hearing, in lieu of Special Education Supplementary Per Capita Funding, applies as follows—
 - (a) mild disability—110 per cent of the relevant Part 1 amount for the full-time equivalent eligible student;
 - (b) moderate disability—210 per cent of the relevant Part 1 amount for the full-time equivalent eligible student; and
 - (c) severe disability—360 per cent of the relevant Part 1 amount for the full-time equivalent eligible student.
- (2) Talkabout 4 Supplementary Per Capita Grant funding under clause 8(1)(d) for Telethon Speech and Hearing is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—
 - (a) a March instalment equal to—

- (i) the aggregate of 50% of the relevant Talkabout 4 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 4 student of Telethon Speech and Hearing,
less
 - (ii) all amounts of funding paid or payable to the enrolled school in respect of those full-time equivalent Talkabout 4 students also enrolled in Telethon Speech and Hearing's Outpost program under clause 9(2)(a) and (b); and
- (b) a September instalment equal to—
- (i) the aggregate of 50% of the relevant Talkabout 4 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 4 student of Telethon Speech and Hearing,
less
 - (ii) all amounts of funding paid or payable to the enrolled school in respect of those full-time equivalent Talkabout 4 students also enrolled in Telethon Speech and Hearing's Outpost program under clause 9(2)(c) and (d).

13. Calculation and Payment of Talkabout 5 Supplementary Per Capita Grant Funding

- (1) A Talkabout 5 Supplementary Per Capita Grant amount for a full-time equivalent Talkabout 5 student of Telethon Speech and Hearing and the eligible school, in lieu of Special Education Supplementary Per Capita Funding, is 50% of the combined total of payments otherwise applicable for the full-time equivalent Talkabout 5 student under clause 9 and clause 10.
- (2) Talkabout 5 Supplementary Per Capita Grant funding under clause 8(1)(e) for Telethon Speech and Hearing and the eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—
- (a) a March instalment equal to—
- (i) the aggregate of 50% of the relevant Talkabout 5 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 5 student of Telethon Speech and Hearing and the eligible school,
less
 - (ii) all amounts of funding paid or payable in respect of those full-time equivalent Talkabout 5 students under clause 9(2)(a) and (b); and
- (b) a September instalment equal to—
- (i) the aggregate of 50% of the relevant Talkabout 5 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 5 student of Telethon Speech and Hearing and the eligible school,
less
 - (ii) all amounts of funding paid or payable in respect of those full-time equivalent Talkabout 5 students under clause 9(2)(c) and (d).

14. Variation or Withholding of Payment of Funding

- (1) Subject to subclause (2), a payment of funding for an eligible school may, with the approval of the chief executive officer, be increased or decreased to correct an overpayment or an underpayment previously made for that eligible school, whether due to an error in the eligible school's application or student census or otherwise.
- (2) Funding will not be paid in respect of eligible students for any period prior to the 2024 year, except for the February instalment of the Per Capita grant.
- (3) A payment of funding for an eligible school may be withheld or payment recouped for the relevant period if, in the opinion of the Minister, the eligible school has not provided to the chief executive officer satisfactory evidence of an appropriate claim of funding under Part 4, Division 4 of the Act.
- (4) A payment of funding for an eligible school may be withheld or payment recouped for the relevant period if, in the opinion of the Minister, the eligible school has not provided to the chief executive officer satisfactory evidence of appropriate acquittal of funding previously provided to the eligible school under Part 4, Division 5 of the Act.

15. Safeguarding of Funds—Monthly Payments

- (1) Should the Minister consider it necessary in order to ensure that funding to be paid for an eligible school under this Order will be available to be applied for the purposes stipulated in clause 17, the Minister may determine that funding for the eligible school is to be paid in equal monthly instalments in the manner determined by the chief executive officer instead of in accordance with clauses 9, 10, 11, 12 or 13 (as the case may be).
- (2) The Minister is to notify the governing body of the eligible school in writing if the Minister makes a determination under subclause (1) as soon as practicable after the making of that determination.
- (3) The Minister may, by notice in advance to its governing body, revoke a determination made under subclause (1) in relation to an eligible school.

16. Payment Method

Unless otherwise approved by the chief executive officer, funding paid to a governing body under this Order is to be paid into the bank account of the school or governing body.

PART 3—APPLICATION AND ACQUITTAL OF FUNDING**17. Purposes for which Funding May Be Applied**

- (1) The governing body of an eligible school must apply, and ensure the application of, Per Capita Grant funding received for that eligible school under clause 8(1)(a) only for the purposes of school education.
- (2) The governing body of an eligible school must apply, and ensure the application of, Special Education Supplementary Per Capita Grant funding, High Support Needs Per Capita Grant funding, Talkabout 4 Supplementary Per Capita Grant funding and Talkabout 5 Supplementary Per Capita Grant funding received for that eligible school under clause 8(1)(b), (c), (d) and (e) only to support the education of the students in respect of whom that funding is paid, either individually or collectively.
- (3) The governing body of an eligible school which receives funding under clause 8(3) must apply, and ensure the application of, that funding for the purpose stipulated by the Minister in allocating the funding.

18. Distribution of Funding by the Governing Body

- (1) Unless authorised under subclause (2), where—
 - (a) a governing body of a school system receives funding for eligible schools in its school system, the governing body must allocate to each school in the school system the funding paid for that school under clause 8; and
 - (b) a governing body receives funding as the governing body of more than one eligible school other than as the governing body of a school system, the governing body must allocate to each such eligible school the funding paid for that eligible school under clause 8.
- (2) The Minister may authorise—
 - (a) the governing body of a school system to allocate the funding paid to it under clause 8 among the schools in the school system in a manner approved by the chief executive officer; and
 - (b) a governing body which is the governing body for more than one eligible school to allocate the funding paid to it under clause 8 among the eligible schools for which it receives funding, in a manner approved by the chief executive officer,instead of in accordance with subclause (1).

19. Grant Acquittal and Reporting

- (1) A governing body in receipt of funding under this Order must provide to the chief executive officer a statement (a **funding acquittal**) by no later than 30 June 2024 confirming that the funding paid to it under this Order has been spent or committed in accordance with this Order.
- (2) A funding acquittal must comply with the specified requirements.

20. Safeguarding of Funds—Separate Accounting

- (1) The chief executive officer may determine that the governing body of a registered school must separately identify in its accounts the revenue and expenditure related to funding provided under this Order, as from a specified date and in the manner determined by the chief executive officer.
- (2) The chief executive officer is to notify the governing body of the eligible school in writing if the chief executive officer makes a determination under subclause (1) as soon as practicable after the making of that determination and of the date from which the governing body must give effect to the determination. The chief executive officer's notice must be given not less than 60 days prior to the date from which the governing body must give effect to the determination and the commencement of the governing body's financial year.
- (3) The chief executive officer may, by notice in advance to its governing body, revoke a determination made under subclause (1) in relation to an eligible school.

21. Governing Body Records

- (1) The chief executive officer may personally or through any representative conduct an audit to verify entitlement to or expenditure of funding or to verify any other matter in connection with this Order or the provision of funding. A governing body in receipt of funding under this Order must keep and provide when requested all necessary or appropriate student enrolment and attendance records and other records (for example disability assessment and residency status records including, but not limited to, birth certificates, visa documentation, passports and citizenship certificates) validating a school's funding application to enable audits to be conducted by the chief executive officer or any representative of the chief executive officer.
- (2) A governing body in receipt of funding under this Order must maintain financial records and documents to enable audits to be conducted by the chief executive officer or any representative of the chief executive officer in accordance with Australian Accounting Standards and Australian Auditing and Assurance Standards.
- (3) A governing body applying for, or in receipt of, funding under this Order must provide, at the times and in the form from time to time specified—
 - (a) in the case of an eligible school in a funding category other than 'H', a per capita funding application form; and
 - (b) in the case of an eligible school in funding category 'H', an attendance data report,in respect of each eligible school for which funding has been provided or for which an application for funding is made.

22. Notice to be Given to the Chief Executive Officer

A governing body in receipt of funding under this Order must notify the chief executive officer within 14 days if any of the following occurs—

- (a) any change to the governing body's bank account details;
- (b) any change to the governing body's registration for Goods and Services Tax by the Commissioner of Taxation;
- (c) a decision to proceed with the winding up of any eligible school of which it is the governing body;
- (d) the affairs of the governing body or the affairs of any eligible school of which it is the governing body go under any form of external control (for example the control of a voluntary administrator) under a law of the Commonwealth or a State or Territory;
- (e) any change to the relationship between the governing body and one or more eligible schools insofar as it affects the governing body's ownership, oversight, management or control, or which negatively impacts interaction with an eligible school; and
- (f) any eligible school of which it is the governing body is conducted for profit.

23. Information Sharing

Information pertaining to the funding or eligibility of a governing body, school or students including, but not limited to, in regard to clauses 14, 15, 20, 21 and 22 may be shared with the Commonwealth Department of Education from time to time as deemed appropriate.

24. Guidelines

The Minister may from time to time issue Guidelines under this Order expressing the principles on which funding will be provided and assistance given under this Order.

SCHEDULE**Part 1****2024 Per Capita Grants**

Column 1	Column 2	Column 3	Column 4	Column 5
State Funding Category	School year Pre-Compulsory (Kindergarten)	School year Compulsory Primary (Pre-Primary to Year 6)	School year Compulsory Middle (Year 7 to Year 10)	School year Compulsory Secondary (Year 11 and Year 12)
	\$	\$	\$	\$
A	2,321	1,548	2,275	2,349
B	2,675	1,782	2,620	2,889
C	2,685	1,792	2,632	2,959
D	2,770	1,846	2,715	3,047
E	2,906	1,937	2,845	3,181
F	3,031	2,019	2,968	3,284
G	3,126	2,084	3,064	3,403
G (A)	4,656	3,106	4,565	5,066
H	0	0	4,565	5,066
I	6,196	4,131	6,073	6,694
J	0	8,979	13,200	14,544

Part 2**2024 High Support Needs Per Capita Grants**

State Funding Category	School year Pre-Compulsory (Kindergarten)	School year Compulsory Primary (Pre-Primary to Year 6)	School year Compulsory Middle (Year 7 to Year 10)	School year Compulsory Secondary (Year 11 and Year 12)
	\$	\$	\$	\$
A—J	13,392	33,481	33,481	33,481

Dated this 21st day of December 2023.

Hon. Dr TONY BUTI, MLA, Minister for Education.

FIRE AND EMERGENCY SERVICES

FE401**BUSH FIRES ACT 1954**
TOTAL FIRE BAN DECLARATION

Correspondence No. D18023

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 8 January 2024 for the local government districts of—

Karratha, Perenjori, Carnamah, Coorow, Dandaragan, Moora, Victoria Plains, Koorda, Dalwallinu, Wongan-Ballidu, Toodyay, Dowerin, Goomalling, Northam, Chittering, Gingin, Mundaring, Swan, Armadale, Gosnells, Kalamunda, Murray, Serpentine-Jarrahdale, Collie, Dardanup, Harvey, Waroona, Bridgetown-Greenbushes, Boyup Brook, Donnybrook-Balingup, Cranbrook, Kojonup, Plantagenet, Gnowangerup, Broomehill-Tambellup, Katanning, Boddington, Wagin, West Arthur.

Dated 7th January 2024.

JON BROOMHALL, Assistant Commissioner of the Department of Fire and Emergency Services, as a sub-delegate of the Minister under section 16 of the *Fire and Emergency Services Act 1998*.

FE402**BUSH FIRES ACT 1954**
TOTAL FIRE BAN DECLARATION

Correspondence No. D18023

Pursuant to powers delegated under the *Bush Fires Act 1954*, the Assistant Commissioner of the Department of Fire and Emergency Services, declared under Section 22A of the *Bush Fires Act 1954*, a total fire ban for 9 January 2024 for the local government districts of—

Mount Marshall, Mukinbudin, Westonia, Yilgarn, Bruce Rock, Kellerberrin, Merredin, Nungarin, Narembeen, Trayning.

Dated 8th January 2024.

GARY GIFFORD, Assistant Commissioner of the Department of Fire and Emergency Services, as a sub-delegate of the Minister under section 16 of the *Fire and Emergency Services Act 1998*.

FISHERIES

FI401**FISH RESOURCES MANAGEMENT ACT 1994**

Section 97(9)

NOTICE OF GRANT OF AQUACULTURE LEASE

qA795524

I, Don Punch, Minister for Fisheries, Western Australia, hereby give notice under section 97(9) of the *Fish Resources Management Act 1994* that I have granted an aquaculture lease to Andrew Joseph and Tracey Lee Basile (ABN 72 146 053 932) at a site in the Abrolhos Islands for a term ending 30 June 2044.

Details of the lease are available from the register maintained by the Department of Primary Industries and Regional Development, Perth.

Dated 2nd of October 2023.

Hon. DON PUNCH, MLA, Minister for Fisheries.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

City of Swan

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 8 January 2024 determined that the method of valuation to be used by the City of Swan 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 Lot 7 as shown on Diagram 56222 and Lot 81 as shown on Diagram 92331.

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

LG402

LOCAL GOVERNMENT ACT 1995

City of Swan

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 this date determined that the method of valuation to be used by the City of Swan 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 comprised in the schedules below— SCHEDULE 'A' All that portion of land being Lot 184 as shown on Plan 3598. SCHEDULE 'B' All that portion of land being Lot 11 as shown on Diagram 50594. SCHEDULE 'C' All that portion of land being Lot 21 as shown on Deposited Plan 411615.

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

LG403

LOCAL GOVERNMENT ACT 1995

City of Swan

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 this date determined that the method of valuation to be used by the City of Swan 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 comprised in the schedules below— SCHEDULE 'A' All those portions of land being Lot 17 as shown on Plan 2746, Lot 26 as shown on Plan 2815 and Lot 22 as shown on Plan 18383. SCHEDULE 'B' All that portion of land being Lot 67 as shown on Diagram 97442.

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

LG404

LOCAL GOVERNMENT ACT 1995

Shire of Serpentine-Jarrahdale

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 this date determined that the method of valuation to be used by the Shire of Serpentine-Jarrahdale 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	<ul style="list-style-type: none"> All those portions of land being Lots 50 to 66 inclusive and Lot 9004 on Deposited Plan 426452.

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

LG405

LOCAL GOVERNMENT ACT 1995

DOG ACT 1976

City of Busselton

DOGS LOCAL LAW 2023

Under the powers conferred by the *Dog Act 1976*, the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Busselton resolved on 13 December 2023 to make the following local law.

PART 1—PRELIMINARY

1.1 Citation

This local law may be cited as the *City of Busselton Dogs Local Law 2023*.

1.2 Repeal

The *City of Busselton Dogs Local Law 2014* published in the *Government Gazette* on 26 November 2014 is repealed.

1.3 Commencement

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

1.4 Definitions

In this local law unless the context otherwise requires—

Act means the *Dog Act 1976*;

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

CEO means the Chief Executive Officer of the local government;

dangerous dog has the meaning given to it in the Act;

development approval means an approval issued under the local planning scheme;

district means the area of the State that has been declared to be the district of the local government under the *Local Government Act 1995* and includes, for certain purposes provided for in the Act, other areas which although not being within the boundaries of the district are regarded for those purposes as being part of the district;

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

local government means the City of Busselton;

local planning scheme means a local planning scheme made by the local government under the *Planning and Development Act 2005* which applies throughout the whole or a part of the district;

owner, in relation to a dog, has the same meaning as in section 3(1) and (2) of the Act;

person liable for the control of the dog has the same meaning as in section 3(1) of the Act;

premises has the same meaning as in section 3(1) of the Act;

Regulations means the *Dog Regulations 2013*;

Schedule means a Schedule to this local law; and

thoroughfare has the meaning given to it in section 1.4 of the *Local Government Act 1995*.

1.5 Application

This local law applies throughout the district.

PART 2—IMPOUNDING OF DOGS**2.1 Fees, charges and costs**

The following fees, charges and costs 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 29(4) of the Act relating to the seizure and impounding of a dog;
- (b) the additional fee payable under section 29(4) of the Act where a dog is released at a time or on a day other than those determined under clause 2.2; and
- (c) the costs of the destruction and the disposal of a dog referred to in section 29(15) of the Act.

2.2 Attendance of authorised person at dog management facility

The authorised person is to be in attendance at the dog management facility for the release of dogs at the times and on the days of the week as are determined by the CEO.

2.3 Release of impounded dog

- (1) A claim for the release of an impounded dog is to be made to the authorised person or, in the absence of the authorised person, to the CEO.
- (2) The authorised person is not to release an impounded dog to any person unless that person has produced, to the satisfaction of the authorised person (or in the absence of the authorised person, to the CEO) satisfactory evidence they are—
 - (a) the registered owner of the dog; or
 - (b) an agent acting on behalf of the registered owner of the dog; or
 - (c) an authorised representative of a registered animal rescue group collecting the dog for the purpose of rehoming it.

PART 3—REQUIREMENTS AND LIMITATIONS ON THE KEEPING OF DOGS**3.1 Dogs to be confined**

- (1) An occupier of premises on which a dog is kept must—
 - (a) cause that portion of the premises on which the dog is kept to be fenced in a manner capable of confining the dog;
 - (b) ensure the fence used to confine the dog and every gate or door in the fence is of a type, height and construction which having regard to the breed, age, size and physical condition of the dog is capable of preventing the dog at all times from passing over, under or through it;
 - (c) ensure that every gate or door in the fence is kept closed at all times when the dog is on the premises (unless the gate is temporarily opened in a manner that ensures the dog remains confined) and is fitted with a proper latch or other means of fastening it;
 - (d) maintain the fence and all gates and doors in the fence in good order and condition; and
 - (e) where no part of the premises consists of open space, yard or garden or there is no open space or garden or yard of which the occupier has exclusive use or occupation, ensure that other means exist on the premises (other than the tethering of the dog) for effectively confining the dog within the premises.
- (2) An occupier who fails to comply with subclause (1) commits an offence.
- (3) Notwithstanding the above, the confinement of dangerous dogs is dealt with in the Act.

3.2 Limitation on the number of dogs

- (1) This clause does not apply to premises which have been—
 - (a) licensed under Part 4 of this local law as an approved kennel establishment; or
 - (b) granted an exemption under section 26(3) of the Act.
- (2) The limit on the number of dogs which may be kept on any premises is, for the purpose of section 26(4) of the Act—
 - (a) 2 dogs over the age of 3 months and the young of those dogs under that age; or
 - (b) if the premises is situated in an area zoned rural under the local planning scheme, 4 dogs over the age of 3 months and the young of those dogs under that age.

PART 4—APPROVED KENNEL ESTABLISHMENTS**4.1 Interpretation**

In this Part and in Schedule 2 of this local law—

adjoining includes land or premises which have a portion of a common boundary with a lot or is separated from that lot by a public reserve, road, right-of-way, pedestrian access way, access leg of a battle-axe lot or the equivalent not more than 6m in width;

licence means a licence to keep an approved kennel establishment on premises;

licensee means the holder of a licence;

premises means, in addition to the meaning given to it in section 3 of the Act, the premises described in the application for a licence; and

transferee means a person who applies for the transfer of a licence to her or him under clause 4.13.

4.2 Application for licence for approved kennel establishment

An application for a licence must be made in the form of that in Schedule 1 of this local law, and must be lodged with the local government together with—

- (a) plans and specifications of the kennel establishment, including a site plan;
- (b) copies of the notices to be given under clause 4.3;
- (c) written evidence that either the applicant or another person who will have the charge of the dogs, will reside on the premises or, in the opinion of the CEO, sufficiently close to the premises so as to control the dogs and so as to ensure their health and welfare;
- (d) a written acknowledgement that the applicant has read and agrees to comply with any code of practice relating to the keeping of dogs adopted or nominated by the local government;
- (e) the fee for the application for a licence referred to in clause 4.9(1); and
- (f) a copy of a development approval issued by the local government under a local planning scheme.

4.3 Notice of proposed use

- (1) An applicant for a licence must give notice of the proposed use of the premises as an approved kennel establishment after the application for a licence has been lodged—
 - (a) once in a newspaper circulating in the district; and
 - (b) to the owners and occupiers of any premises adjoining the premises.
- (2) The notices in subclause (1) must specify that—
 - (a) any written submissions as to the proposed use are to be lodged with the CEO within 14 days of the date the notice is given; and
 - (b) the application and plans and specifications may be inspected at the offices of the local government.
- (3) Where—
 - (a) the notices given under subclause (1) do not clearly identify the premises; or
 - (b) a notice given under subclause (1)(a) is of a size or in a location in the newspaper which, in the opinion of the CEO, would fail to serve the purpose of notifying persons of the proposed use of the premises,

then the local government may refuse to determine the application for a licence until the notices or notice, as the case may be, is given in accordance with its directions.

4.4 Exemption from notice requirements

Where an application for a licence is made in respect of premises on which an approved kennel establishment is either a—

- (a) permitted use; or
- (b) use which the local government may approve subject to compliance with specified notice requirements;

under a local planning scheme, then the requirements of clauses 4.2(b), 4.3 and 4.5(a) do not apply in respect of the application for a licence.

4.5 When application can be determined

An application for a licence is not to be determined by the local government until—

- (a) the applicant has complied with clause 4.2;
- (b) the applicant submits proof that the notices referred to in clause 4.3(1) have been given in accordance with that clause; and
- (c) the local government has considered any written submissions received within the time specified in clause 4.3(2)(a) on the proposed use of the premises.

4.6 Determination of application

In determining an application for a licence, the local government is to have regard to—

- (a) the matters referred to in clause 4.7;
- (b) any written submissions received within the time specified in clause 4.3(2)(a) on the proposed use of the premises;
- (c) any economic or social benefits which may be derived by any person in the district if the application for a licence is approved;
- (d) the effect which the kennel establishment may have on the environment or amenity of the neighbourhood;
- (e) whether the approved kennel establishment will create a nuisance for the owners and occupiers of adjoining premises; and
- (f) whether or not the imposition of and compliance with appropriate conditions of a licence will mitigate any adverse effects of the approved kennel establishment identified in the preceding paragraphs.

4.7 Where application cannot be approved

The local government cannot approve an application for a licence where—

- (a) an approved kennel establishment cannot be permitted by the local government on the premises under a local planning scheme; or
- (b) an applicant for a licence or another person who will have the charge of the dogs will not reside on the premises, or, in the opinion of the local government, sufficiently close to the premises so as to control the dogs and so as to ensure their health and welfare.

4.8 Conditions of approval

- (1) The local government may approve an application for a licence subject to the conditions contained in Schedule 2 and to such other conditions as the local government considers appropriate.
- (2) In respect of a particular application for a licence, the local government may vary any of the conditions contained in Schedule 2.
- (3) A licensee who fails to comply with the conditions of a licence commits an offence.

4.9 Fees

- (1) On lodging an application for a licence, the applicant is to pay a fee to the local government.
- (2) On the issue or renewal of a licence, the licensee is to pay a fee to the local government.
- (3) On lodging an application for the transfer of a valid licence, the transferee is to pay a fee to the local government.
- (4) The fees referred to in subclauses (1) to (3) are to be imposed and determined by the local government under sections 6.16 to 6.19 of the *Local Government Act 1995*.

4.10 Form of licence

The licence is to be in the form determined by the local government and is to be issued to the licensee.

4.11 Period of licence

- (1) The period of effect of a licence is set out in section 27(5) of the Act.
- (2) A licence is to be renewed if the fee referred to in clause 4.9(2) is paid to the local government prior to the expiry of the licence.
- (3) On the renewal of a licence the conditions of the licence at the time of its renewal continue to have effect.

4.12 Variation or cancellation of licence

- (1) The local government may vary the conditions of a licence.
- (2) The local government may cancel a licence—
 - (a) on the request of the licensee;
 - (b) following a breach of the Act, the Regulations or this local law; or
 - (c) if the licensee is not a fit and proper person.
- (3) The date a licence is cancelled is to be, in the case of—
 - (a) paragraph (a) of subclause (2), the date requested by the licensee; or
 - (b) paragraphs (b) and (c) of subclause (2), the date determined under section 27(6) of the Act.
- (4) If a licence is cancelled the fee paid for that licence is not refundable for the term of the licence that has not yet expired.

4.13 Transfer

- (1) An application for the transfer of a valid licence from the licensee to another person must be—
 - (a) made in the form determined by the local government;
 - (b) made by the transferee;
 - (c) made with the written consent of the licensee; and
 - (d) lodged with the local government together with—
 - (i) written evidence that a person will reside at or within reasonably close proximity to the premises the subject of the licence; and
 - (ii) the fee for the application for the transfer of a licence referred to in clause 4.9(3).
- (2) The local government is not to determine an application for the transfer of a valid licence until the transferee has complied with subclause (1).
- (3) The local government may approve, whether or not subject to such conditions as it considers appropriate, or refuse to approve an application for the transfer of a valid licence.
- (4) Where the local government approves an application for the transfer of a valid licence, then on the date of approval, unless otherwise specified in the notice issued under clause 4.14(b), the transferee becomes the licensee of the licence for the purposes of this local law.

4.14 Notification

The local government is to give written notice to—

- (a) an applicant for a licence of the local government's decision on her or his application;
- (b) a transferee of the local government's decision on her or his application for the transfer of a valid licence;

- (c) a licensee of any variation made under clause 4.12(1);
- (d) a licensee when her or his licence is due for renewal and the manner in which it may be renewed;
- (e) a licensee when her or his licence is renewed;
- (f) a licensee of the cancellation of a licence under clause 4.12 (2)(a); and
- (g) a licensee of the cancellation of a licence under paragraphs (b) or (c) of clause 4.12(2), which notice is to be given in accordance with section 27(6) of the Act.

4.15 Objections and appeals

- (1) Where the local government makes a decision as to whether it will—
 - (a) grant an application for a licence;
 - (b) vary or cancel a licence; or
 - (c) impose or amend a condition to which a licence is subject,

the provisions of Division 1 of Part 9 of the *Local Government Act 1995* and regulation 33 of the *Local Government (Functions and General) Regulations 1996* apply to that decision.

- (2) Under these provisions, an affected person may have the right to object to, or to appeal against, a decision of the local government.

4.16 Inspection of kennel

With the consent of the occupier, an authorised person may inspect an approved kennel establishment at any time.

PART 5—MISCELLANEOUS

5.1 Offence to excrete

- (1) A dog must not excrete on—
 - (a) any thoroughfare or other public place; or
 - (b) any land which is not a public place without the consent of the occupier.
- (2) Subject to subclause (3), if a dog excretes contrary to subclause (1), every person liable for the control of the dog at that time commits an offence.
- (3) A person liable for the control of a dog does not commit an offence against subclause (2) if any excreta is removed immediately by that person.

PART 6—ENFORCEMENT

6.1 Interpretation

In this Part—

infringement notice means the notice referred to in clause 6.5; and

notice of withdrawal means the notice referred to in clause 6.8.

6.2 Offences

A 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.

6.3 General penalty

A person who commits an offence under this local law is liable, on conviction, to a penalty not exceeding \$5,000 and if the offence is of a continuing nature, to an additional penalty not exceeding \$100 for each day or part of the day during which the offence has continued.

6.4 Modified penalties

- (1) The offences contained in Schedule 3 are offences in relation to which a modified penalty may be imposed.
- (2) The amount appearing in the fourth column of Schedule 3 directly opposite an offence is the modified penalty payable in respect of that offence if—
 - (a) the offence does not involve a dangerous dog; or
 - (b) the offence involves a dangerous dog, but an amount does not appear in the fifth column directly opposite that offence.
- (3) The amount appearing in the fifth column of Schedule 3 directly opposite an offence is the modified penalty payable in respect of that offence if the offence involves a dangerous dog.

6.5 Issue of infringement notice

Where an authorised person has reason to believe that a person has committed an offence in respect of which a modified penalty may be imposed, he or she may issue to that person a notice in the form of Form 2 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.

6.6 Payment of modified penalty

A person who has received an infringement notice may, within the time specified in that notice or within such further time as may in any particular case be allowed by the CEO, send or deliver to the local government the amount of the penalty, with or without a reply as to the circumstances giving rise to the offence, and the local government may appropriate that amount in satisfaction of the penalty and issue an acknowledgement.

6.7 Withdrawal of infringement notice

Whether or not the modified penalty has been paid, an authorised person may withdraw an infringement notice by sending a notice in the form of Form 3 of Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.

6.8 Service

An infringement notice or a notice of withdrawal may be served on a person personally, or by leaving it at or posting it to her or his address as ascertained from her or him, or as recorded by the local government under the Act, or as ascertained from inquiries made by the local government.

SCHEDULE 1—APPLICATION FOR A LICENCE FOR AN APPROVED KENNEL ESTABLISHMENT

[clause 4.2]

City of Busselton Dogs Local Law 2023

I/we (full name)
of (postal address)
(telephone number)
(E-mail address)

Apply for a licence for an approved kennel establishment at (address of premises)

For (number and breed of dogs)

* (insert name of person) will be residing at the premises on and from (insert date)

* (insert name of person) will be residing (sufficiently close to the premises so as to control the dogs and so as to ensure their health and welfare) at.....
..... (insert address of residence)

on and from (insert date).

Attached are—

- (a) a site plan of the premises showing the location of the kennels and yards and all other buildings and structures and fences;
- (b) plans and specifications of the kennel establishment;
- (c) copy of notice of proposed use to appear in newspaper;
- (d) copy of notice of proposed use to be given to adjoining premises;
- (e) written evidence that a person will reside—
 - (i) at the premises; or
 - (ii) sufficiently close to the premises so as to control the dogs and so as to ensure their health and welfare; and
- (f) if the person in item (e) is not the applicant, written evidence that the person is a person in charge of the dogs.

I confirm that I have read and agree to comply with the Code of Practice known as, in the keeping of dogs at the proposed kennel establishment**.

Signature of applicant

Date

* delete where inapplicable.

** see clause 4.2(d).

Note: a licence if issued will have effect for a period of 12 months—section 27.5 of the *Dog Act 1976*.

OFFICE USE ONLY

Application fee paid on [insert date].

SCHEDULE 2—CONDITIONS OF A LICENCE FOR AN APPROVED KENNEL ESTABLISHMENT

[clause 4.8(1)]

An application for a licence for an approved kennel establishment may be approved subject to the following conditions—

- (a) Each kennel, unless it is fully enclosed, must have a yard attached to it.
- (b) Each kennel and each yard must be at a distance of not less than—
 - (i) 25m from the front boundary of the premises and 5m from any other boundary of the premises;
 - (ii) 10m from any dwelling; and
 - (iii) 25m from any church, school room, hall, factory, dairy or premises where food is manufactured, prepared, packed or stored for human consumption.
- (c) Each yard for a kennel must be kept securely fenced with a fence constructed of link mesh or netting or other materials approved by the local government.
- (d) The minimum floor area for each kennel must be calculated at 2.5 times the length of the breed of dog (when it is fully grown), squared, times the number of dogs to be housed in the kennel and the length of the dog is to be determined by measuring from the base of the tail to the front of its shoulder.
- (e) The floor area of the yard attached to any kennel or group of kennels must be at least twice the floor area of the kennel or group of kennels to which it is attached.
- (f) The upper surface of the kennel floor must be—
 - (i) at least 100mm above the surface of the surrounding ground;
 - (ii) smooth so as to facilitate cleaning;
 - (iii) rigid;
 - (iv) durable;
 - (v) slip resistant;
 - (vi) resistant to corrosion;
 - (vii) non-toxic;
 - (viii) impervious;
 - (ix) free from cracks, crevices and other defects; and
 - (x) finished to a surface having a fall of not less than 1 in 100 to a spoon drain which in turn must lead to a suitably sized diameter sewerage pipe which must be properly laid, ventilated and trapped in accordance with the health requirements of the local government.
- (g) All kennel floor washings must pass through the drain in item (f)(x) and must be piped to approved apparatus for the treatment of sewage in accordance with the health requirements of the local government.
- (h) The kennel floor must have a durable upstand rising 75mm above the floor level from the junction of the floor and external and internal walls, or internal walls must be so constructed as to have a minimum clearance of 50mm from the underside of the bottom plate to the floor.
- (i) Where a yard is to be floored, the floor must be constructed in the same manner as the floor of any kennel.
- (j) From the floor, the lowest internal height of a kennel must be, whichever is the lesser of—
 - (i) 2m; or
 - (ii) 4 times the height of the breed of dog in the kennel, when it is fully grown, measured from the floor to the uppermost tip of its shoulders while in a stationary upright position.
- (k) The walls of each kennel must be constructed of concrete, brick, stone or framing sheeted internally and externally with good quality new zincalume or new pre-finished colour coated steel sheeting or new fibrous cement sheeting or other durable material approved by the local government.
 - (l) All external surfaces of each kennel must be kept in good condition.
- (m) The roof of each kennel must be constructed of impervious material.
- (n) All kennels and yards and drinking vessels must be maintained in a clean condition and must be cleaned and disinfected when so ordered by an authorised person.
- (o) All refuse, faeces and food waste must be disposed of daily into the approved apparatus for the treatment of sewage.
- (p) Noise, odours, fleas, flies and other vectors of disease must be effectively controlled.
- (q) Suitable water must be available at the kennel via a properly supported standpipe and tap.
- (r) The licensee or the person nominated in the application for a licence, must, in accordance with the application for the licence, continue to reside—
 - (i) at the premises; or
 - (ii) in the opinion of the local government, sufficiently close to the premises so as to control the dogs, and to ensure their health and welfare.

SCHEDULE 3—OFFENCES IN RESPECT OF WHICH MODIFIED PENALTIES APPLY

[clause 6.4]

Item	Clause	Nature of offence	Modified penalty	Dangerous Dog Modified Penalty
1	3.1	Failing to provide means for effectively confining a dog	\$200	As per Regulations
2	4.8	Failing to comply with the conditions of a licence	\$200	
3	5.1(2)	Dog excreting in prohibited place	\$200	

This local law was made at the meeting of the Council of the City of Busselton on 13 December 2023. The Common Seal of the City of Busselton was affixed by authority of a resolution of the Council in the presence of—

PHILLIP NEIL CRONIN, Mayor.
ANTHONY GRAHAM NOTTLE, Chief Executive Officer.

LG406**LOCAL GOVERNMENT ACT 1995***Shire of Capel***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 this date determined that the method of valuation to be used by the Shire of Capel 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	<ul style="list-style-type: none"> All those portions of land being Lots 3200 to 3219 inclusive, Lot 3242, Lots 3252 to 3265 inclusive, Lots 3283 to 3287 inclusive and Lot 3305 as shown on Deposited Plan 426078.

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

MINERALS AND PETROLEUM**MP401****MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Energy, 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 MCPHEE.

To be heard by the Warden at Perth on 28 February 2024.

MURCHISON MINERAL FIELD*Prospecting Licences*

P 51/3212 Selga, Mark

MP402

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Energy, 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 MCPHEE.

To be heard by the Warden at Perth on 28 February 2024.

EAST MURCHISON MINERAL FIELD

Prospecting Licences

P 53/1643	Piper Preston Pty Ltd
P 53/1644	Piper Preston Pty Ltd
P 53/1645	Piper Preston Pty Ltd

MP403

MINING ACT 1978
NOTICE OF INTENTION TO FORFEIT

Department of Energy, Mines, Industry Regulation and Safety,
 Perth WA 6000.

In accordance with Regulation 50(b) of the *Mining Regulations 1981*, notice is hereby given that unless the rent due on the under mentioned mining tenements are paid on or before 8 February 2024 it is the intention of the Minister for Mines and Petroleum under the provisions of sections 96A(1) and 97(1) of the *Mining Act 1978* to forfeit such for breach of covenant, being non-payment of rent.

DIRECTOR GENERAL.

Number	Holder	Mineral Field
<i>Exploration Licence</i>		
E 59/2610	Viner, Andrew John	Yalgoo
E 69/3766	Silatec Pty Ltd	Warburton
E 69/4032	Maxwell, Brian	Warburton
E 77/2358	Farside Resources Pty Ltd	Yilgarn
E 77/2639	Goldbridge SL Pty Ltd	Yilgarn
<i>Mining Lease</i>		
M 20/263	Burnell, Ryan Edward	Murchison
M 70/1168	Direct Contracting Pty Ltd	South West

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MINOR AMENDMENT 1408/57

Forrestdale Townsite East
 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 Armadale.

The amendment proposes to rezone approximately 56.37 ha in Forrestdale from the Rural zone to the Urban and Urban Deferred zones (49.63 ha) and Parks and Recreation (4.51 ha) and Primary Regional Roads (2.23 ha) reservations in the MRS

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 12 January 2024 until Tuesday 12 March 2024 at the—

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

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 **Tuesday 12 March 2024**. Late submissions will not be considered.

Ms SAM BOUCHER, Secretary, Western Australian Planning Commission.

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Bayswater

Local Planning Scheme No. 24—Amendment No. 98

Ref: TPS/2975

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Bayswater Local Planning Scheme amendment on 14 December 2023 for the purpose of—

Modify the definition of ‘Restricted Premises’ to the following—

means premises used for the sale by retail or wholesale, or the offer for hire, loan or exchange, or the exhibition, display or delivery of—

- (a) publications that are classified as restricted under the *Classification (Publications, Films and Computer Games) Act 1995* (Commonwealth); or
- (b) materials, compounds, preparations or articles which are used or intended to be used primarily in or in connection with any form of sexual behaviour or activity; or
- (c) smoking-related implements.

F. PIFFARETTI, Mayor.
K. LEAHY, A/Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005
APPROVED DISTRICT PLANNING SCHEME AMENDMENT
City of Wanneroo

District Planning Scheme No. 2—Amendment No. 202

Ref: TPS/2902

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Wanneroo District Planning Scheme amendment on 14 December 2023 for the purpose of—

1. Rezoning the following land from ‘Industrial Development’ to ‘General Industry’, to the extent shown on the Scheme (Amendment) Map—
 - Portion Lot 801 (410) Flynn Drive, Neerabup (on DP: 415725);
 - Portion Lot 8002 (27) Pinnacle Drive, Neerabup (on DP: 424106);
 - Portion Lot 1068 (33) Pinnacle Drive, Neerabup (on DP: 424106);
 - Portion Lot 1031 (24) Hemisphere Street, Neerabup (on DP: 405727);

- Portion Lot 1030 (18) Greenwich Parade, Neerabup (on DP: 405727);
 - Portion Lot 1029 (22) Greenwich Parade, Neerabup (on DP: 405727);
 - Portion Lot 1019 (26) Greenwich Parade, Neerabup (on DP: 61212);
 - Portion Lot 1018 (30) Greenwich Parade, Neerabup (on DP: 61212);
 - Portion Lot 800 (34) Greenwich Parade, Neerabup (on DP: 415111);
 - Lot 1024 (15) Longitude Avenue, Neerabup (on DP: 409191);
 - Lot 1023 (11) Longitude Avenue, Neerabup (on DP: 409191);
 - Lot 1026 (7) Longitude Avenue, Neerabup (on DP: 409191);
 - Lot 1022 (20) Hemisphere Street, Neerabup (on DP: 409191);
 - Lot 1035 (12) Hemisphere Street, Neerabup (on DP: 409191);
 - Lot 1034 (6) Longitude Avenue, Neerabup (on DP: 409191);
 - Lot 1033 (12) Longitude Avenue, Neerabup (on DP: 409191);
 - Lot 9100 (60) Mather Drive, Neerabup (on DP: 411322);
 - Lot 44 (64) Mather Drive, Neerabup (on D: 83582);
 - Lot 2004 (69) Mather Drive, Neerabup (on DP: 70103);
 - Lot 9003 (85) Mather Drive, Neerabup (on DP: 70103);
 - Lot 2001 (240) Pederick Road, Neerabup (on DP: 60745);
 - Lot 1001 (220) Pederick Road, Neerabup (on DP: 37249);
 - Lot 1000 (190) Pederick Road, Neerabup (on DP: 37249);
 - Lot 100 (45) Trandos Road, Neerabup (on DP: 63371);
 - Lot 9000 (140) Pederick Road, Neerabup (on DP: 63371);
 - Lot 1506 (1) Trandos Road, Neerabup (on DP: 407752);
 - Lot 101 (141) Pederick Road, Neerabup (on DP: 413173);
 - Lot 102 (123) Pederick Road, Neerabup (on DP: 413173);
 - Lot 103 (125) Pederick Road, Neerabup (on DP: 413173);
 - Lot 104 (127) Pederick Road, Neerabup (on DP: 413173);
 - Lot 801 (109) Pederick Road, Neerabup (on DP: 57533);
 - Portion Lot 5 (190) Flynn Drive, Neerabup (on D: 91435);
 - Portion Lot 900 (170) Flynn Drive, Neerabup (on DP: 50843); and
 - Portion Lot 901 (150) Flynn Drive, Neerabup (on DP: 50843).
2. Rezoning the following land from 'General Industry' to 'Light Industry', to the extent shown on the Scheme (Amendment) Map—
- Portion Lot 9014 (301K) Pederick Road, Neerabup (on DP: 425769);
 - Lot 1067 (45) Avery Street, Neerabup (on DP: 424106);
 - Portion Lot 1066 (34) Pinnacle Drive, Neerabup (on DP: 424106); and
 - Portion Lot 888 (21) Global Road, Neerabup (on DP: 424955).
3. Rezoning the following land from 'Industrial Development' to 'Light Industry', to the extent shown on the Scheme (Amendment) Map—
- Portion Lot 801 (410) Flynn Drive, Neerabup (on DP: 415725);
 - Portion Lot 9014 (301K) Pederick Road, Neerabup (on DP: 425769);
 - Portion Lot 888 (21) Global Road, Neerabup (on DP: 424955);
 - Portion Lot 1001 (11) Greenwich Parade, Neerabup (on DP: 61212);
 - Portion Lot 1021 (10) Greenwich Parade, Neerabup (on DP: 61212);
 - Lot 2 (19) Hemisphere Street, Neerabup (on DP: 413473);
 - Lot 1 (13) Hemisphere Street, Neerabup (on DP: 413473);
 - Lot 1057 (5) Ring Street, Neerabup (on DP: 420872);
 - Lot 1058 (11) Ring Street, Neerabup (on DP: 420872);
 - Lot 1060 (11) Pinnacle Drive, Neerabup (on DP: 420872);
 - Portion Lot 1059 (1) Pinnacle Drive, Neerabup (on DP: 420872);
 - Portion Lot 1064 (2) Pinnacle Drive, Neerabup (on DP: 420872);
 - Lot 1063 (10) Pinnacle Drive, Neerabup (on DP: 420872);
 - Lot 1061 (19) Pinnacle Drive, Neerabup (on DP: 424106);
 - Lot 1062 (18) Pinnacle Drive, Neerabup (on DP: 424106);
 - Lot 1065 (26) Pinnacle Drive, Neerabup (on DP: 424106);
 - Portion Lot 1066 (34) Pinnacle Drive, Neerabup (on DP: 424106);
 - Portion Lot 5 (190) Flynn Drive, Neerabup (on D: 91435);
 - Portion Lot 900 (170) Flynn Drive, Neerabup (on DP: 50843);
 - Portion Lot 901 (150) Flynn Drive, Neerabup (on DP: 50843).

4. Reclassifying Lot 8002 (270) Flynn Drive, Neerabup (on DP: 411322) from the 'Industrial Development' zone to 'Local Scheme Reserve—Drainage/Waterway', as shown on the Scheme (Amendment) Map.
5. Reclassifying Lot 8001 (250) Flynn Drive, Neerabup (on DP: 411322) from the 'Industrial Development' zone to 'Local Scheme Reserve—Environmental Conservation', as shown on the Scheme (Amendment) Map.
6. Reclassifying Lot 40 (26) Mather Drive, Neerabup (on D: 78186) from the 'Industrial Development' Zone to 'Local Scheme Reserve—Public Purposes', as shown on the Scheme (Amendment) Map.
7. Insert the following into Schedule 6 of the Scheme –

No.	Description of Land	Requirement
26	Neerabup Industrial Area Bound by Lot 801 on DP 415725, Lot 502 on DP 409677, Lot 1 on D 12751, Lot 9003 on DP 70103, Lot 100 on DP 63371, Lot 1506 on DP 407752, Lot 801 on DP 57533, Lot 902 on DP 50843 and Flynn Drive	Subdivision and development of the subject land shall be in accordance with an approved structure plan.

8. Applying the Additional Uses (A48) designation to various land parcels in the Neerabup locality, as shown on the Scheme (Amendment) Map.
9. Amending Schedule 2 of the Scheme text to insert the following –

No	Description of land	Additional use	Conditions
A48	Multiple land parcels zoned General Industry in the Neerabup locality	<ul style="list-style-type: none"> • Agriculture—Intensive • Data Storage Premises • Educational Establishment 	<ol style="list-style-type: none"> 1. All the 'Additional Uses' shall be dealt with as "D" uses, pursuant to Clause 3.3 (2). 2. Land uses referred to in this table, but which are not defined in Clause 6.2, are defined below— Data Storage Premises—means premises that provide computer servers or other devices for the storage or retention of electronic data, and may include the provision of ancillary infrastructure and offices. 3. Conditions and parameters for the carrying out of land uses listed in this table are provided for below— Agriculture—Intensive— The cultivation and harvesting of produce shall only occur within a building, enclosed by walls and a roof (excluding greenhouses). Cultivation of produce shall not occur where exposed to the open natural environment. Educational Establishment— Activities shall be limited to establishments that provide education or training relating to activities consistent with Table 2 in Clause 3—objectives of the General Industry zone.

10. Applying the Additional Uses (A49) designation to the following land parcels, as shown on the Scheme (Amendment) Map—

- Portion Lot 801 (410) Flynn Drive, Neerabup (on DP: 415725);
- Portion Lot 9014 (301K) Pederick Road, Neerabup (on DP: 425769);
- Lot 888 (21) Global Road, Neerabup (on DP: 424955);
- Lot 2 (19) Hemisphere Street, Neerabup (on DP: 413473);
- Lot 1 (13) Hemisphere Street, Neerabup (on DP: 413473);
- Lot 1057 (5) Ring Street, Neerabup (on DP: 420872);
- Lot 1058 (11) Ring Street, Neerabup (on DP: 420872);
- Lot 1060 (11) Pinnacle Drive, Neerabup (on DP: 420872);
- Portion Lot 1059 (1) Pinnacle Drive, Neerabup (on DP: 420872);
- Portion Lot 1064 (2) Pinnacle Drive, Neerabup (on DP: 420872);
- Lot 1063 (10) Pinnacle Drive, Neerabup (on DP: 420872);
- Lot 1061 (19) Pinnacle Drive, Neerabup (on DP: 424106);
- Lot 1062 (18) Pinnacle Drive, Neerabup (on DP: 424106);
- Lot 1065 (26) Pinnacle Drive, Neerabup (on DP: 424106);
- Lot 1066 (34) Pinnacle Drive, Neerabup (on DP: 424106);
- Lot 1067 (45) Avery Street, Neerabup (on DP: 424106);

- Portion Lot 5 (190) Flynn Drive, Neerabup (on D: 91435);
- Portion Lot 900 (170) Flynn Drive, Neerabup (on DP: 50843); and
- Portion Lot 901 (150) Flynn Drive, Neerabup (on DP: 50843).

11. Amending Schedule 2 of the Scheme text to insert the following—

No.	Description of Land	Additional Use	Conditions
A49	<ul style="list-style-type: none"> • Portion Lot 801 (410) Flynn Drive (on DP: 415725); • Portion Lot 9014 (301K) Pederick Road (on DP: 425769); • Lot 888 (21) Global Road (on DP: 424955); • Lot 2 (19) Hemisphere Street (on DP 413473); • Lot 1 (13) Hemisphere Street (on DP 413473); • Lot 1057 (5) Ring Street (on DP 420872); • Lot 1058 (11) Ring Street (on DP 420872); • Lot 1060 (11) Pinnacle Drive (on DP 420872); • Portion Lot 1059 (1) Pinnacle Drive (on DP 420872); • Portion Lot 1064 (2) Pinnacle Drive (on DP 420872) • Lot 1063 (10) Pinnacle Drive (on DP 420872); • Lot 1061 (19) Pinnacle Drive (on DP 424106); • Lot 1062 (18) Pinnacle Drive (on DP 424106); • Lot 1065 (26) Pinnacle Drive (on DP 4241069); • Lot 1066 (34) Pinnacle Drive (on DP 424106); • Lot 1067 (45) Avery Street (on DP 424106); • Portion Lot 5 (190) Flynn Drive (on DP 91435); • Portion Lot 900 (170) Flynn Drive (on DP 50843); • Portion Lot 901 (50) Flynn Drive (on DP 50843). <p>All in the Neerabup locality</p>	<ul style="list-style-type: none"> • Data Storage Premises • Industry—Extractive 	<ol style="list-style-type: none"> 1. Data storage Premises shall be dealt with as a 'D' use and Industry—Extractive as an 'A' use pursuant to Clause 3.3 (2). 2. Land uses as referred to in this table, but which are not defined in Clause 6.2, are defined below. Data Storage Premises—means premises that provide computer servers or other devices for the storage or retention of electronic data, and may include the provision of ancillary infrastructure and offices.

12. Amending the Scheme Map by applying the Additional Uses (A50) designation to the following land parcels, as shown on the Scheme (Amendment) Map—

- Portion Lot 1001 (11) Greenwich Parade, Neerabup (on DP: 61212);
- Portion Lot 1021 (10) Greenwich Parade, Neerabup (on DP: 61212);
- Portion Lot 5 (190) Flynn Drive, Neerabup (on D: 91435); and
- Portion Lot 900 (170) Flynn Drive, Neerabup (on DP: 50843).

13. Amending Schedule 2 of the Scheme text to insert the following –

No.	Description of Land	Additional Use	Conditions
A50	<ul style="list-style-type: none"> • Portion Lot 1001 (11) Greenwich Parade (on DP 61212); • Portion Lot 1021 (10) Greenwich Parade (on DP 61212); 	<ul style="list-style-type: none"> • Data Storage Premises • Office • Restaurant/Café • Shop • Fast Food Outlet 	<ol style="list-style-type: none"> 1. In addition to Conditions 2-5 below, all the relevant conditions that are specified for Additional Use area A49 also apply to A50. 2. All the 'Additional Uses' shall be dealt with as 'D' uses, pursuant to Clause 3.3 (2). 3. The maximum floorspace for the 'Office' land use is limited to no more than—

No.	Description of Land	Additional Use	Conditions
	<ul style="list-style-type: none"> Portion Lot 5 (190) Flynn Drive (on DP 91435); Portion Lot 900 (170) Flynn Drive (on DP 50843) All in the Neerabup locality		(a) 700m ² net lettable area (NLA) across both subject portions of Lots 1001 and 1021; and (b) 700m ² NLA across both subject portions of Lot 5 and Lot 900. 4. The maximum floorspace for the 'Restaurant/Cafe' and 'Fast Food Outlet' land uses are limited to no more than— (a) 1,000m ² NLA across both subject portions of Lots 1001 and 1021; and (b) 1,000m ² NLA across both subject portions of Lot 5 and Lot 900; and Individual premises shall not exceed 500m ² . 5. The maximum floorspace for the 'Shop' land use are limited to no more than— (a) 750m ² NLA across both subject portions of Lots 1001 and 1021; and (b) 750m ² NLA across both subject portions of Lot 5 and Lot 900; and Individual premises shall not exceed 300m ² NLA.

14. Amending Schedule 1—Zoning Table by—

- Depicting the land use permissibility for the 'Bulky Goods Showroom' and 'Motor Vehicle, Boat or Caravan Sales' in the Light Industry Zone as 'P⁴'; and
- Adding a notation at the end of Schedule 1—Zoning Table as follows—

Notes—

- Refer to provisions contained in Schedule 6 (No. 27).

15. Introducing the following into Schedule 6 of the Scheme Text—

No.	Description of Land	Requirement
27	Light Industry zone in the Neerabup locality	Notwithstanding the provisions of Schedule 1—Zoning Table, the 'Bulky Goods Showroom' and 'Motor Vehicle, Boat or Caravan Sales' use classes shall be dealt with as "P" uses pursuant to Clause 3.3 (2); except in the Neerabup locality where these use classes are dealt with as "D" uses.

16. Zoning Portion Lot 801 (410) Flynn Drive, Neerabup (on DP: 415725) to 'General Industry', to the extent shown on the Scheme (Amendment) Map.

17. Zoning Portion Lot 801 (410) Flynn Drive, Neerabup (on DP: 415725) to 'Light Industry', to the extent shown on the Scheme (Amendment) Map.

L. AITKEN, Mayor.
B. PARKER, Chief Executive Officer.

ROTTNEST ISLAND

RX401

ROTTNEST ISLAND REGULATIONS 1988

TEMPORARY NOTICE TO MARINERS

Closure of Waters—Special Event -Rottnest Channel Swim

Thomson Bay, Rottnest Island

Friday 23 February 2024—12.00pm

to

Saturday 24 February 2024—6.00pm

Acting pursuant to the powers conferred by Regulation 38B of the *Rottnest Island Regulations 1988*, the Rottnest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised vessels as set out below between 12.00pm on Friday 23 February 2024 to 6.00pm on Saturday 24 February 2024.

Thomson Bay

Between Ferry Jetty and Fuel Jetty

All waters with 25 metres of the shoreline.

Authorised Vessel: Powered support vessel displaying a 2024 Rottnest Channel Swim sticker.

**Between Fuel Jetty and Hotel Jetty
Swim Channel**

All waters from a point 38 metres on the foreshore on the southern side of the Fuel Jetty extending in an easterly direction encompassing the following moorings—

- Ranger; Ranger II; TB062; TB072; RIA015 Hire; TB078; RIA016 Hire; TB056; TB100; TB319; TB053; RIA005 Hire; TB051; TB081; RIA017 Hire; TB357, TB200; South Cardinal Marker (115° 32.836'E 31° 59.79'N); TB091, RIA028 Hire; RIA009 Hire; TB077; TB322; TB058; TB060.

Authorised Vessel: bonafide emergency vessels

South of Swim Channel

All waters starting 38 metres south of the Fuel Jetty extending 110 metres in a southerly direction following the foreshore and 25 metres east

Authorised Vessel: bonafide emergency vessels.

North of Hotel Jetty

All waters north of the Hotel Jetty extending 51 meters in a northerly direction and 25 metres east.

Authorised Vessel: bona fide emergency vessels and competitor's support paddle craft displaying a 2024 Rottnest Channel Swim sticker.

South of Hotel Jetty

All waters south of the Hotel Jetty extending 51 metres following the foreshore in a southerly direction and 25 metres east.

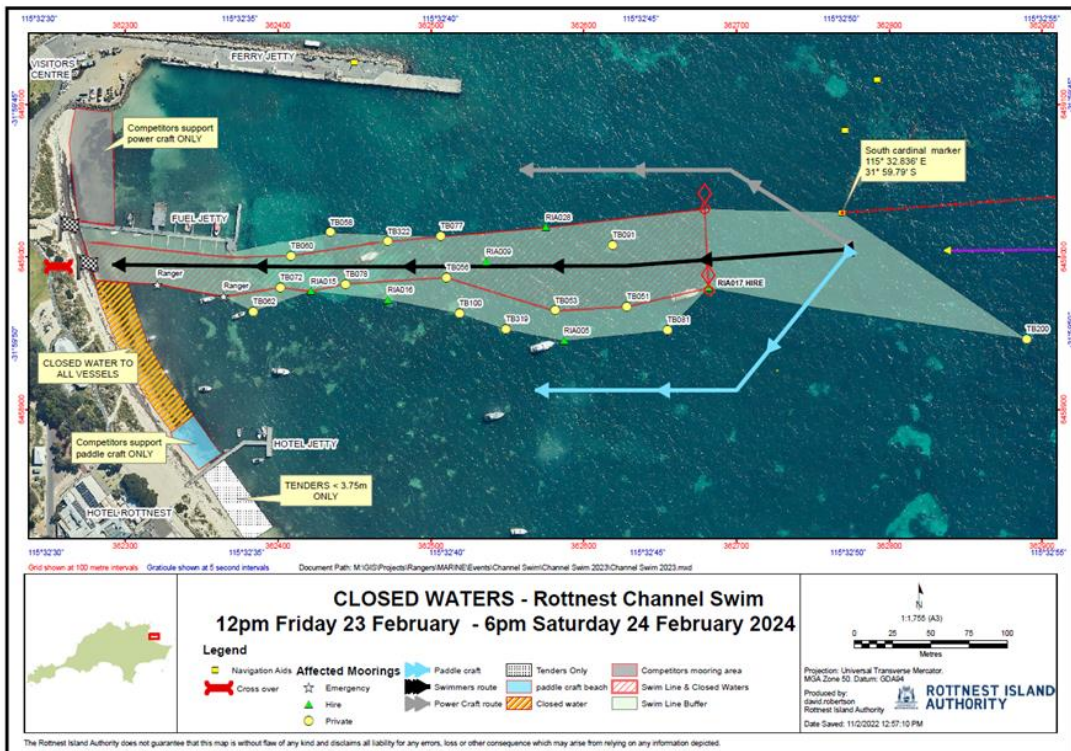
Authorised Vessel: bona fide emergency vessels and tenders <3.75metres in length.

These restrictions have been put in place due to the unusually large number of vessels and people entering the Rottnest Reserve and the need achieve public safety. Appropriate signage will be placed on site and a map showing these restrictions is available for viewing at <http://www.rottnestisland.com>

Mariners are further advised that due to the proximity of the swim channel to fuel dispensing facilities, fuel supplies will not be available between 10.00am to 6.00pm on Saturday 24 February 2024.

Mariners are advised to navigate with caution and maintain a safe clearance when transiting this area.

ARVID HOGSTROM, Director Environment Heritage and Parks,
Rottnest Island Authority.



RX402

ROTTNEST ISLAND REGULATIONS 1988
TEMPORARY NOTICE TO MARINERS
 Closure of Waters to Boating for Special Event
 Thomson Bay North, Rottnest Island
 25 February 2024

Acting pursuant to the powers conferred by regulation 38B of the *Rottnest Island Regulations 1988*, the Rottnest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised support vessels.

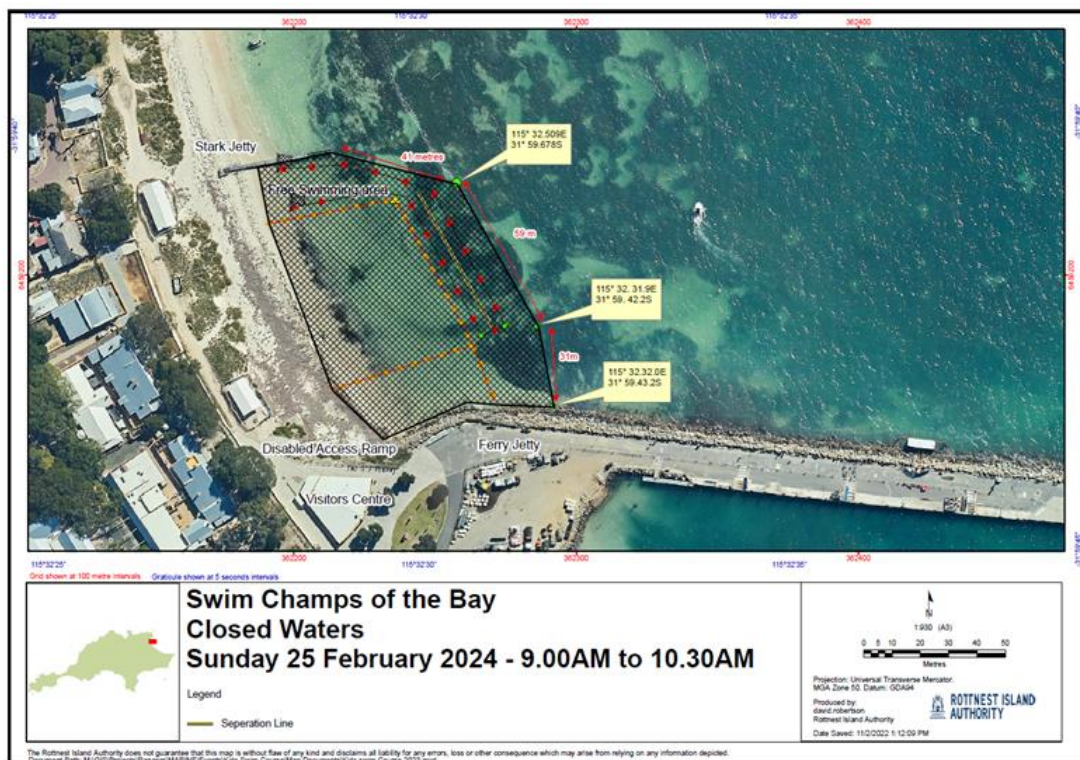
Thomson Bay (North)

Between 9.00am and 10.30am Sunday 25 February 2024.

All waters between the Stark Jetty and Main Jetty extending eastwards from the foreshore following a line along the southern side of Stark Jetty to a position $115^{\circ} 32' 30.8\text{E}$ and $31^{\circ} 59' 40.5\text{S}$, then south to a position $115^{\circ} 32' 31.9\text{E}$ and $31^{\circ} 59' 42.2\text{S}$ finishing at a point on the Main Jetty at $115^{\circ} 32' 32.0\text{E}$ and $31^{\circ} 59' 43.2\text{S}$.

These restrictions have been put in place to ensure safety of swimmers competing in the Champs of the Bay. Event safety craft will be patrolling the area to guide passing vessels. A map showing this restriction is available at www.rottnestisland.com on the 'Notices to Mariners' page.

ARVID HOGSTROM, Director Environment Heritage and Parks,
 Rottnest Island Authority.



TRAINING

TA401

VOCATIONAL EDUCATION AND TRAINING ACT 1996
APPOINTMENTS

Made by the Minister for Training and Workforce Development under section 19(1)(a) of the *Vocational Education and Training Act 1996*.

Citation

This instrument may be cited as the *State Training Board (Appointment of Members) (No. 1) 2023*.

Appointment

The persons whose names are listed below, namely—

- o Captain Angela Bond, RAN, Defence Lead, Defence Industry Pathways Program, Australian Department of Defence
- o Ms Fran Kirby, Human Resources Consultant, Accor

are reappointed as members of the Western Australian State Training Board in accordance with section 19(1) of the *Vocational Education and Training Act 1996* for the period commencing 1 January 2024 and ending 31 December 2026.

The person whose name is listed below, namely—

- o Mr Shannon O'Rourke, Chief Executive Officer, Future Batteries Institute Cooperative Research Centre

is appointed as a member of the Western Australian State Training Board in accordance with section 19(1) of the *Vocational Education and Training Act 1996* for the period commencing 1 January 2024 and ending 31 December 2026.

Dated this 11th day of December 2023.

Hon. SIMONE MCGURK, MLA, Minister for Training and Workforce Development.

PUBLIC NOTICES

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

Notice to Creditors and Claimants

In the estate of Alice Elizabeth Mary Carruthers who died on 9th January 2023, late of 3 Ela Street, Leeming 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 are required by the Executrix of the deceased estate, Helen Vanderwacht, to send particulars of their claim to PO Box 1553, Canning Vale DC WA 6970 within 30 days of this notice, after which date the Executrix may convey or distribute the assets having regard only to the claims of which she then has notice.

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

Notice to Creditors and Claimants

In the estate of Heidi Andrea Little formerly of 8 Mill Place, Denmark in the State of Western Australia, Retired, 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 28 April 2023, are required by the executor, Jennifer Anne Egerton-Warburton, c/- HFM Legal, PO Box 1 Maddington, WA 6989, to send particulars of their claims to them at HFM Legal of PO Box 1 Maddington, WA 6989, 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 they then have notice.

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

Notice to Creditors and Claimants

In the estate of Ryan Murtland Anderson late of Unit 65, 50 Cambridge Street, West Perth, in the State of 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 11 May 2023, are required by the administrator, Trudy Fay Simpson of 34 Hibbertia Way, Hay, in the State of Western Australia to send particulars of their claims to them at HFM Legal of PO Box 1 Maddington, WA 6989, by the date being one month following the publication of this notice, after which date the Administrator may convey or distribute the assets, having regard only to claims of which they then have notice.

ZZ404

TRUSTEES ACT 1962

Deceased Estates

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 12 February 2024 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Beeck, Brendan Douglas, late of 12 Rayment Street, Lathlain, who died on 15 September 2023 (DE19891920 EM22).

Botterill, Neil Dundas, late of Unit 142, 14 Morrison Street, Como, who died on 19 September 2023 (DE33085864 EM35).

Carter, Stanley Joseph, late of 8 Seventh Avenue, Kensington, who died on 1 December 2023 (DE19732645 EM15).

Lawrence, Walter Leonard, late of Craigcare Ascot Waters, 2 Waterway Crescent, Ascot, who died on 30 November 2023 (DE33099162 EM17).

Livingstone, Grace Herd, late of Mercy Place Mont Clare, 9 Dean Street, Claremont, who died 5 November 2023 (DE33065611 EM14).

Lovett, Dorothy Sylvia, late of 5 Myrna Way, Parkwood, who died on 4 November 2023 (DE19991185 EM26).

Macmillan, Gwen, late of The Pines Aegis, 167 Ponte Vecchio Boulevard, Ellenbrook, who died on 12 October 2023 (DE19971202 EM37).

Matthews, Eric John, late of 25 Graham Crescent, Bentley, who died on 5 November 2023 (DE20001289 EM113).

Mitchell, Brian Ernest, formerly of 3 Hartog Crescent, Dampier, late of Yaandina Aged & Community Care Services, 56 Hampton Street, Roebourne, who died on 16 December 2023 (DE19961143 EM22).

Staines, Dorothy Georgina Flett (also known as Judy Staines), late of Baptistcare Graceford, 18 Turner Road, Byford, who died on 1 November 2023 (DE20012124 EM14).

West, Brian George, formerly of 45 Lombardy Street, Woodlands, late of Mosman Park Nursing Home, 57 Palmerston Street, Mosman Park, who died on 30 January 2008 (DE33187557 EM110).

Zasillo, Vincenzo Santino, late of Unit 19, 35 Elizabeth Street, Cloverdale, who died on 17 November 2023 (DE19882448 EM23).

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