



Western  
Australian  
Government

# Gazette

ISSN 2204-4264 (online)

499

PERTH, TUESDAY, 12 MARCH 2024 No. 24

PUBLISHED BY AUTHORITY GEOFF O. LAWN, GOVERNMENT PRINTER

© STATE OF WESTERN AUSTRALIA

## CONTENTS

	Page
Fire and Emergency Services .....	501
Local Government.....	501
Planning .....	501
Public Notices.....	503

## 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](mailto: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](http://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](mailto: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](mailto: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 EASTER 2024

A gazette will be published on **Thursday 28th March**  
and closing time for copy is Wednesday 27th March at noon.

A gazette will be published on **Friday 5th April**  
and closing time for copy is Wednesday 3rd April at noon.

**The Gazette will not be published on Tuesday 2nd April.**

## 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 6 March 2024 for the local government districts of—

Augusta-Margaret River.

Dated 5 March 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*.

## LOCAL GOVERNMENT

LG401

### LOCAL GOVERNMENT ACT 1995

*City of Cockburn*

BASIS OF RATES

I, Tim Fraser, 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 26 February 2024 determined that the method of valuation to be used by the City of Cockburn 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"> <li>All those portions of land being Lots 91 to 114 inclusive as shown on Deposited Plan 426677.</li> </ul>

TIM FRASER, Executive Director Local Government,  
Department of Local Government, Sport and Cultural Industries.

## PLANNING

PL401

### PLANNING AND DEVELOPMENT ACT 2005

INSTRUMENT OF DELEGATION

The Western Australian Planning Commission (WAPC) under section 16 of the *Planning and Development Act 2005* (the PD Act) may, by resolution, delegate any function of the WAPC to a member, committee or officer of the WAPC, or to a public authority or a member or officer of a public authority.

In accordance with section 16(4) of the PD Act, a reference in this instrument to a function of the WAPC includes and extends to, without limitation or restriction, any of the powers, privileges, authorities, discretions, duties and responsibilities vested in or conferred upon the WAPC by the Act or any other written law as the case requires.

#### Resolution under section 16 of the Act (Delegation)

On 28 February 2024, pursuant to section 16 of the Act, the WAPC resolved—

- A. TO DELEGATE its powers and functions under **Part 11B of the *Planning and Development Act 2005*** (PD Act) and the ***Planning and Development (Significant Development) Regulations 2024*** (Significant Development Regulations) as specified, and subject to such conditions and limitations as specified, to officers of the WAPC and the person or persons from time to time holding or acting in the offices in the department charged with the administration of the PD Act as specified, in the tables in the attached Schedule.

## SCHEDULE

### 1. General Delegations

1.1	
Function and Statutory Power being Delegated	Authority to exercise all powers and discharge all duties regarding development applications and associated processes under Part 11B of the PD Act and the Significant Development Regulations, as amended from time to time.
Power Delegated to:	Statutory Planning Committee
Conditions on Delegations:	Nil
1.2	
Function and Statutory Power being Delegated	Authority to exercise all powers and discharge all duties regarding development applications and associated processes under Part 11B of the PD Act and the Significant Development Regulations, as amended from time to time, except for the following— <ul style="list-style-type: none"> <li>a) designating a person or body as an appropriate design reviewer under section 171H; and</li> <li>b) determining a significant development application under section 171P.</li> </ul>
Power Delegated to:	Chairperson of WAPC
Conditions on Delegations:	a) This delegation only extends to determining amended applications the subject of a previous decision of the WAPC under section 171X where— <ul style="list-style-type: none"> <li>i. the proposed amendments will result in the same or lessened impact on the locality; and</li> <li>ii. the determination would not conflict with the provisions of the applicable planning instrument under section 171R.</li> </ul>
1.3	
Function and Statutory Power being Delegated	Authority to exercise all powers and discharge all duties regarding development applications and associated processes under Part 11B of the PD Act and the Significant Development Regulations, as amended from time to time, except for the following— <ul style="list-style-type: none"> <li>a) designating a person or body as an appropriate design reviewer under section 171H;</li> <li>b) determining a significant development application under section 171P;</li> <li>c) varying the manner and form of a development application under section 171N;</li> <li>d) determining whether design review is required prior to lodging an application or during the assessment of an application (regulation 6(1)(b), regulation 12); and</li> <li>e) determining not to consult with the Minister on applications for amendment or cancellation lodged under section 171X(2) (regulation 17).</li> </ul>
Power Delegated to:	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Director State Development Assessment Unit, Land Use Planning</li> </ul>
Conditions on Delegations:	a) This delegation only extends to determining amended applications the subject of a previous decision of the WAPC under section 171X where— <ul style="list-style-type: none"> <li>i. the proposed amendments will result in the same or lessened impact on the locality; and</li> <li>ii. the determination would not conflict with the provisions of the applicable planning instrument under section 171R.</li> </ul>

## 2. Specific Delegations

2.1	
Function and Statutory Power being Delegated	All functions under Part 11B of the PD Act and the Significant Development Regulations to— a) apply a procedural provision of the applicable planning instrument when considering a significant development application under section 171Q(2); b) determine whether a lodged application complies with regulations and the requirements of the WAPC and accept it for assessment or advise the applicant to submit additional documents or information prior to accepting it for assessment (regulation 9); and c) Undertake consultation and referral processes (including the time period within which submissions must be received) with those bodies required by the Significant Development Regulations (regulation 13, regulation 15) and any other person or body whom it would be appropriate to consult with (regulation 14).
Power Delegated to:	<ul style="list-style-type: none"> <li>• Planning Manager, State Development Assessment Unit, Land Use Planning</li> <li>• Principal Planning Officer, State Development Assessment Unit, Land Use Planning</li> </ul>
Conditions on Delegations:	Nil
2.2	
Function and Statutory Power being Delegated	All functions under Part 11B of the PD Act and the Significant Development Regulations to— a) undertake consultation and referral processes (including the time period within which submissions must be received) with any other person or body whom it would be appropriate to consult with (regulation 14).
Power Delegated to:	<ul style="list-style-type: none"> <li>• Director, State Referral Coordination Unit, Office of Director General</li> <li>• Planning Manager, State Referral Coordination Unit, Office of Director General</li> <li>• Principal Planning Officer, State Referral Coordination Unit, Office of Director General</li> </ul>
Conditions on Delegations:	Nil

---

## PUBLIC NOTICES

---

ZZ401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

#### Notice to Creditors and Claimants

Joan North late of 11 Townsend Street, Lockyer, 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 1 November 2023, are required by the trustee of the late Joan North of care of Philip Wyatt Lawyers, PO Box 1026, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 5 March 2024.

PHILIP WYATT LAWYERS.

---

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

## Notice to Creditors and Claimants

Mary Camer-Pesci late of 24 Hanlon Street, Hamilton Hill, 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 31 October 2023, are required by the Executors of the deceased's Estate, Arda Kinnaird and Marisa Camer-Pesci both *c/-* Michael Paterson & Associates of Suite 4, 88 Walters Drive, Osborne Park, Western Australia 6017, to send particulars of their claims to the Executors' lawyers, Michael Paterson & Associates of Suite 4, 88 Walters Drive, Osborne Park, Western Australia 6017, within thirty (30) days of publication of this notice, after which date the Executors may convey or distribute the assets, having regard only to the claims of which the Executors then have notice.

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

## Notice to Creditors and Claimants

Estate of Gregory John Tangey, late of 92 Schruth Street North, Kelmscott 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 29 May 2023, are required by the Administrators Wayne Phillip Tangey and Helen June Tangey both of *c/-* PO Box 8091, Angelo Street, South Perth to send particulars of their claims to them by one month from the date of publication hereof after which date the Administrators may convey or distribute the assets of the estate, having regard only to the claims of which they then has notice.