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— PART 1 —

PROCLAMATIONS

AA101

Strata Titles Amendment Act 2018

Strata Titles Amendment Act 2018 Commencement Proclamation 2020

SL 2020/39

Made under the *Strata Titles Amendment Act 2018* section 2(b) by the Governor in Executive Council.

1. Citation

This proclamation is the *Strata Titles Amendment Act 2018 Commencement Proclamation 2020*.

2. Commencement

The *Strata Titles Amendment Act 2018*, other than sections 1 and 2 and Part 3 Division 8, comes into operation on 1 May 2020.

K. BEAZLEY, Governor

L.S.

D. TEMPLEMAN, Minister for Lands.

Note: The following regulations come into operation when the *Strata Titles Amendment Act 2018* section 4 comes into operation:

Commerce Regulations Amendment (Strata Titles) Regulations 2019 (other than Part 1);

Housing Amendment Regulations 2019 (other than regulations 1 and 2);

Local Government (Functions and General) Amendment Regulations 2019 (other than regulations 1 and 2);

Motor Vehicle (Catastrophic Injuries) Amendment Regulations 2019 (other than regulations 1 and 2);

Planning and Development Amendment Regulations 2019 (other than regulations 1 and 2);

Planning and Development (Local Planning Schemes) Amendment Regulations (No. 2) 2019 (other than regulations 1 and 2);

State Administrative Tribunal Amendment Regulations (No. 4) 2019 (other than regulations 1 and 2);

State Administrative Tribunal Amendment Rules (No. 2) 2019 (other than rules 1 and 2);

Strata Titles (General) Regulations 2019 (other than regulations 1 and 2);

Water Regulations Amendment (Strata Titles) Regulations 2019 (other than Part 1).

AGRICULTURE AND FOOD

AG301

Biosecurity and Agriculture Management Act 2007

Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations 2020

SL 2020/38

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations 2020*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Biosecurity and Agriculture Management (Declared Pest Account) Regulations 2014*.

4. Regulation 3 amended

In regulation 3 delete the Table and insert:

Table

Ashburton	Boyup Brook
Bridgetown-Greenbushes	Broome

Bunbury	Capel
Carnamah	Carnarvon
Chapman Valley	Coolgardie
Coorow	Cue
Dalwallinu	Dandaragan
Dardanup	Derby-West Kimberley
Donnybrook-Balingup	Dundas
East Pilbara	Esperance
Exmouth	Greater Geraldton
Halls Creek	Harvey
Irwin	Kalgoorlie-Boulder
Karratha	Kondinin
Koorda	Kulin
Lake Grace	Laverton
Leonora	Mandurah
Meekatharra	Menzies
Merredin	Mingenew
Moora	Morawa
Mount Magnet	Mount Marshall
Mukinbudin	Murchison
Murray	Nannup
Narembeen	Ngaanyatjarraku
Northampton	Nungarin
Perenjori	Port Hedland
Ravensthorpe	Sandstone
Serpentine-Jarrahdale	Shark Bay
Three Springs	Trayning

Upper Gascoyne	Waroona
West Arthur	Westonia
Wiluna	Wyndham-East Kimberley
Yalgoo	Yilgarn

M. INGLIS, Clerk of the Executive Council.

ENERGY

EN301

Energy Safety Act 2006

Energy Safety Levy Notice 2020

Made by the Minister under the *Energy Safety Act 2006* section 14.

1. Citation

This notice is the *Energy Safety Levy Notice 2020*.

2. Commencement

This notice comes into operation as follows —

- (a) clauses 1 and 2 — on the day on which this notice is published in the *Gazette*;
- (b) the rest of the notice — on the day after that day.

3. Application

This notice applies in respect of the financial year commencing on 1 July 2020 and is made having regard to the business plan for that financial year.

4. Total amount to be raised by way of levy

- (1) The total amount to be raised by way of levy is \$7 225 000.
- (2) In accordance with the business plan and section 6(1)(d) and (2) of the Act —
 - (a) 67% of the total amount to be raised by way of levy is payable by those energy industry participants liable under clause 5(3); and

- (b) 33% of the total amount to be raised by way of levy is payable by those energy industry participants liable under clause 6(4).

5. Electricity industry participants liable to pay levy

- (1) In this clause —
electrical installation has the meaning given in the *Electricity (Licensing) Regulations 1991* regulation 3(1);
network means —
 - (a) a distribution system as defined in the *Electricity Industry Act 2004* section 3; or
 - (b) a transmission system as defined in the *Electricity Industry Act 2004* section 3.
- (2) For the purposes of this clause, a site containing multiple tenants (for example, a residential retirement complex, office building, shopping centre or apartment block) but with only 1 point of direct connection to a network is to be treated as 1 consumer site.
- (3) An energy industry participant is liable to pay a levy if on 31 March 2020 —
 - (a) the participant operates 1 or more networks; and
 - (b) there are 500 or more consumer sites that have an electrical installation connected directly to a network operated by the participant.
- (4) The amount of levy payable by an energy industry participant liable under subclause (3) is the proportion of the amount referred to in clause 4(2)(a) that —
 - (a) the number of consumer sites that on 31 March 2020 have an electrical installation connected directly to a network operated by the participant,bears to —
 - (b) the total number of consumer sites that on 31 March 2020 have an electrical installation connected directly to any of the networks operated by electricity industry participants liable under subclause (3) to pay a levy.

6. Gas industry participants liable to pay levy

- (1) In this clause —
distribution system has the meaning given in the *Energy Coordination Act 1994* section 3(1);
gas distributor means —
 - (a) a holder of a distribution licence as defined in the *Energy Coordination Act 1994* section 3(1); or

- (b) a person exempted under the *Energy Coordination Act 1994* from the requirement to hold a licence referred to in paragraph (a); or
- (c) an entity, other than a primary producer or supplier of LP gas such as BP Refinery (Kwinana) Proprietary Limited or Wesfarmers LPG Pty Ltd, distributing (whether directly, through an agent or as described in subclause (3)) LP gas —
 - (i) to consumers with on-site fixed LP gas storage facilities (*bulk tanks*); or
 - (ii) to consumers in portable cylinders;

gas installation has the meaning given in the *Gas Standards Act 1972* section 4;

LP gas means liquefied petroleum gas;

portable cylinder means a portable cylinder, other than one fixed to a motor vehicle, designed to hold 45 kg of LP gas when full.

- (2) For the purposes of this clause —
 - (a) a site containing multiple tenants (for example, a residential retirement complex, office building, shopping centre or apartment block) but with only 1 point of direct connection to a distribution system is to be treated as 1 consumer site; and
 - (b) a site containing multiple tenants (for example, a residential retirement complex, office building, shopping centre or apartment block) that all consume LP gas from a single source supplied by a bulk tank or multiple interconnected portable cylinders is to be treated as 1 consumer; and
 - (c) a consumer to whom an entity distributes LP gas, whether to the consumer's bulk tank or in portable cylinders, on more than 1 occasion is to be treated as 1 consumer.
- (3) For the purposes of this clause, an entity is taken to distribute LP gas to consumers if —
 - (a) an entity distributes LP gas in bulk, or portable cylinders, to a dealer who is authorised or permitted by the entity to distribute the gas; and
 - (b) the dealer distributes the LP gas to the bulk tanks of, or in portable cylinders to, consumers.
- (4) An energy industry participant is liable to pay a levy if —
 - (a) on 31 March 2020 —
 - (i) the participant is a gas distributor; and

- (ii) there are 500 or more consumer sites with a gas installation connected directly to a distribution system operated by the participant;
 - or
 - (b) in the financial year commencing on 1 July 2019 —
 - (i) the participant is or was a gas distributor; and
 - (ii) the participant distributes (whether directly, through an agent, or as described in subclause (3)) LP gas to the bulk tanks of, or in portable cylinders to, more than 500 consumers.
- (5) The amount of levy payable by an energy industry participant liable under subclause (4) is the proportion of the amount referred to in clause 4(2)(b) that the sum of —
- (a) the number of consumer sites that on 31 March 2020 have a gas installation connected directly to a distribution system operated by the participant; and
 - (b) the number of consumers to whom the participant distributes LP gas, either to their bulk tanks or in portable cylinders, in the financial year commencing on 1 July 2019,
- bears to the sum of —
- (c) the total number of consumer sites that on 31 March 2020 have a gas installation connected directly to any of the distribution systems operated by energy industry participants liable under subclause (4)(a) to pay a levy; and
 - (d) the total number of consumers to whom energy industry participants liable under subclause (4)(b) to pay a levy distribute LP gas, either to their bulk tanks or in portable cylinders, in the financial year commencing on 1 July 2019.

7. Time for payment of levy

- (1) The levy is payable in quarterly instalments.
- (2) The first quarterly instalment is payable within 28 days after the issue of the notice of assessment.
- (3) The further quarterly instalments are payable —
 - (a) on or before 1 October, 1 January and 1 April respectively; or
 - (b) if the notice of assessment provides for payment on a later date — on the later date.

Date: 2 April, 2020.

J. QUIGLEY, Minister for Commerce.

JUSTICE

JU301

PRISONS ACT 1981**PRISONS (MELALEUCA WOMEN'S PRISON) ORDER 2020**Made by the Minister under the *Prisons Act 1981* section 5.**1. Citation**This order is the *Prisons (Melaleuca Women's Prison) Order 2020*.**2. Commencement**

This order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) the rest of the order—on the day after that day.

3. Prison declared

The land enclosed by a line following the Australian Map Grid (**AMG**) coordinates specified in the Table, and the buildings and enclosures on that land, are declared to be a prison called the Melaleuca Women's Prison, within the meaning and for the purpose of the Act.

Table

AMG coordinate points	East	North
A (starting point)	398391.3	6447337.9
B	398330.0	6447396.5
C	398321.0	6447387.1
D	398310.4	6447397.3
E	398306.9	6447397.3
F	398296.6	6447386.6
G	398292.1	6447391.0
H	398287.7	6447386.5
I	398284.7	6447389.4
J	398280.2	6447384.8
K	398296.5	6447369.1
L	398293.2	6447365.7
M	398281.3	6447360.9
N	398268.4	6447362.6
O	398252.1	6447378.4
P	398251.9	6447392.5
Q	398280.8	6447422.5
R	398280.7	6447427.5
S	398266.9	6447440.9
T	398275.5	6447449.8
U	398279.6	6447445.8
V	398299.9	6447446.3
W	398460.5	6447612.7
X	398560.7	6447516.0
A (starting point)	398391.3	6447337.9

4. Order revokedThe *Prisons (Melaleuca Remand and Reintegration Facility) Order 2016* is revoked.

F. LOGAN, Minister for Corrective Services.

Dated: 8 April 2020.

LOCAL GOVERNMENT

LG301

Control of Vehicles (Off-road Areas) Act 1978

**Control of Vehicles (Off-road Areas)
Amendment Regulations 2020**

SL 2020/41

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Control of Vehicles (Off-road Areas) Amendment Regulations 2020*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — 1 July 2020.

3. Regulations amended

These regulations amend the *Control of Vehicles (Off-road Areas) Regulations 1979*.

4. Regulation 5 amended

In regulation 5 delete “\$30.” and insert:

\$35.

5. Regulation 6A amended

In regulation 6A delete “\$30.” and insert:

\$35.

M. INGLIS, Clerk of the Executive Council.

RACING, GAMING AND LIQUOR

RA301

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003 RACING AND WAGERING WESTERN AUSTRALIA (FOB RULES) NOTICE (NO. 1) 2020

Made by Racing and Wagering Western Australia under section 61 of the Act.

1. Citation

This notice is the *Racing and Wagering Western Australia (FOB Rules) Notice (No. 1) 2020*.

2. Commencement

These rules came into operation on 1 April 2020.

3. Interpretation

In this notice—

“the Act” means the *Racing and Wagering Western Australia Act 2003*;

“the Rules” means the rules described in clause 4, adopted by Racing and Wagering Western Australia.

4. Rules adopted under section 61 of the Act

(1) Following the novation of the FOB MSA to BetEasy effective 1 April 2020 RWWA is now operating under the BetEasy Fixed Odds Rules.

(2) A copy of the rules adopted was published for public information in the Special Gazette of 24 January 2020 at pp. 169-215.

5. Changes to Rules published for public information section 61(6)(c) of the Act

(1) Further amendments to the Rules were adopted by resolution of the Board dated 14 April 2020.

(2) Those further amendments to the Rules are published in the Schedule to this notice for public information, as required by section 61(6)(c) of the Act

Schedule 1—Amendments to Adopted Rules

628-631.	BANDY
632-635.	BEACH SOCCER
636-638.	BEACH VOLLEYBALL
639-640.	FLOORBALL
641-644.	FUTSAL
645-646.	PESAPALLO
647-649.	SQUASH
650-652.	TABLE TENNIS

238	<p>Total, Handicap and Innings Betting</p> <p>When betting on total runs (over/under) or run-lines, the game must go 2 at least nine <u>9 full innings</u> eight (8½ if the home team is ahead) <u>for bets to stand unless the Over total has already been met. If the Over Total has been met, bets will stand.</u></p> <p><u>The exception to the rule is for game 1 of a double header in the Australian Baseball League, where the game must go at least 7 full innings (6½ if the home team is ahead) for bets to stand, unless the over total had already been met.</u></p>
270	<p>Bet types</p> <p>Quarter market bet types do not include overtime.</p> <p>The entire quarter must be played for bets to stand.</p> <p><u>Overtime counts for all markets except for markets that strictly specify on the result within a quarter/half. (For example, 4th quarter winner, 2nd Half total points etc)</u></p>
271	<p>First half markets require the entire relevant half to be played in full, and does not include overtime.</p> <p><u>Margin and Halftime-Fulltime double markets include overtime unless a Draw price is otherwise expressly quoted.</u></p>
272	<p>Second half market bet types are resulted or the score from the second half of the match including overtime.</p> <p><u>Match Winner & Total Points Double is a normal time only market. The market will be settled at the conclusion of regular time irrespective if over time is played or not.</u></p>

312	<p>The following minimum number of overs must be bowled in the relevant innings or the innings completed (concluded) for bets to stand:</p> <p>Test Matches/Sheffield Shield/County – 50 overs</p> <p>50 over match – 25 overs</p> <p>40 over match – 20 overs</p> <p>20 over match – 12 15 overs</p>
319	<p><u>Player to Score 10/20/30/40/50/100 – Bets on this market will stand regardless of player reaching the crease, unless in limited overs matches if 50% or more of the scheduled overs are lost or player is not named in selected team.</u></p>
320	<p><u>To Hit 1/2/3 Sixes/Fours – Bets on this market will stand regardless of player reaching the crease, unless in limited overs matches if 50% or more of the scheduled overs are lost or player is not named in selected team.</u></p>
333	<p>To Score 50/100 in a match: All wagers are voided if due to external factors there had been a reduction in the nominated overs unless a result had already been reached.</p> <p><u>Highest Single Innings Score of Series: Pays on the team which scores the highest single innings score of a nominated series. Bets will stand if the number of scheduled matches is reduced.</u></p>
334	<p>To Score 50/100 First Innings: This market shall be settled as Yes should any one player score 50/100 in the course of the first innings. Should the innings be shortened due to external factors then the market shall be void.</p> <p><u>1st Man Out: The nominated openers must take to the crease for bets to stand. If there is no wicket taken in the nominated innings all wagers are voided. Should either batsman retire hurt before a wicket falls, all bet shall be void.</u></p>
336	<p><u>Player to take 1+/2+/3+ Wickets – Any reduction of overs for listed players bowling innings will result in bets being void unless an unconditional conclusion reached before overs lost.</u></p>
362	<p>ELECTIONS</p> <p>For Election betting:</p> <ul style="list-style-type: none"> (a) All-In betting applies; (b) “Coalition” refers to the Liberal Party and National Party; (c) RWWA pays on the party that is sworn in; and (d) Wagers are settled at the time of swearing in. (e) ‘Winning Party’ for federal state/territory or international elections are settled according to the party of the sworn in new/re-elected Prime Minister/Premier, unless otherwise stated e.g. ‘most seats’. (f) Individual federal or state/territory seats are settled according to the winning party, rather than named candidate, except when there is a named ‘Independent’ candidate. (g) Hung Parliament refers to no party or formal coalition receiving an outright majority of seats. (h) All federal or state/territory election exotics are for lower house unless explicitly stated otherwise. (i) No multi bets will be accepted that include 2 or more legs from a single Election. If one is accepted in error, the stake will be split equally into single bets on each leg. (j) A single Election market may be included in a Multi Bet with other non Election markets.
466	<p>RUGBY UNION</p> <p>Acceptance of Bets & Settlement</p> <p>All bets on rugby matches are settled on 80 minutes of play unless otherwise specified. Any extra time does not affect the settlement of a bet, unless otherwise stipulated.</p> <p><u>Unless otherwise stated in the betting market, the following markets will include extra time for settlement purposes. Head to Head, Line (Handicap) markets, Total Points Markets, Player Performance/Statistical markets. Extra Time does not include any penalty shoot-outs.</u></p>

493	<p>When a match is abandoned before the completion of play (90 mins including stoppage) the Head2Head result will be void unless the leagues governing body within 24 hours declare an official result. All other markets will be void and refunded, except those that have already reached an unconditional conclusion.</p> <p><u>Matches Abandoned After Kick-Off</u></p> <p><u>All bets will stand if the match is played to a conclusion within 24 hours. For matches not completed within 24 hours, bets on Win-Draw-Win (Match Result), Draw No Bet and Double Chance markets will be settled on official result declared by governing body, provided it is announced within 24 hours of kick-off and at least 70 mins have been played.</u></p> <p><u>For matches not completed within 24 hours, bets on all other markets will be voided unless they have already reached an unconditional conclusion.</u></p>
494	<p>Postponed/re-arranged matches <u>Matches Postponed Before Kick-Off</u></p> <p>If a match is postponed, and not re-scheduled to take place within 24 hrs of the original scheduled time all bets will be voided.</p> <p><u>All bets on matches officially postponed will be voided unless the revised kick-off time is officially confirmed to be a) within 7 days and b) announced before the originally scheduled kick-off.</u></p>
495	<p><u>Correct Score</u></p> <p>If the venue of a match is different to what we have listed on site, all bets will still stand, except when the match has been switched to the opponent's home ground, in which case all bets will be voided.</p> <p>Settlement of bets will be based on the final score of a particular match, or on a number of matches, at the end of the period of time in question, be it of 90 minutes duration (including stoppage time) or such time as otherwise specified under the terms of the bet.</p>
596	<p><u>VOLLEYBALL BEACH VOLLEYBALL</u></p> <p><u>Bets Settlement & Abandoned Games</u></p> <p>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</p>
628	<p><u>BANDY</u></p> <p><u>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</u></p>
629	<p><u>All Bandy bets exclude overtime, if played, unless otherwise stated. If a game is not completed for any reason then all bets will be void, unless an official result is declared. The exception will be Totals betting, which will be considered official for betting purposes once the nominated total has been exceeded, regardless of whether a match is suspended prematurely.</u></p>
630	<p><u>If a match is played in 3 x 30 minutes periods instead of 2 x 45 minute periods, bets will stand and will be settled on 90 minutes play.</u></p>
631	<p><u>If a match is postponed or re-scheduled, the event must take place within 24 hours of the original scheduled time. Otherwise, all bets will be void and multi bets will be recalculated without the affected legs.</u></p>
632	<p><u>BEACH SOCCER</u></p> <p><u>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</u></p>
633	<p><u>All Beach Soccer bets exclude overtime, if played, unless otherwise stated. This does not include scheduled extra time or penalty shoot-outs, if played. Extra-Time denotes the period of play which takes place after full time, but which does not include any penalty shoot-outs.</u></p>
634	<p><u>If game is not completed for any reason then all bets will be void, unless an official result is declared. The exception will be Totals betting, which will be considered official for betting purposes once the nominated total has been exceeded, regardless of whether a match is suspended prematurely.</u></p>
635	<p><u>If a match is postponed or re-scheduled, the event must take place within 24 hours of the original scheduled time. Otherwise, all bets will be void and multi bets will be recalculated without the affected legs.</u></p>

636	<u>BEACH VOLLEYBALL</u> <u>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</u>
637	<u>If any player withdraws or is disqualified before the start or before the completion of the match, then all head to head bets will be void and multi bets will be recalculated without the affected legs.</u>
638	<u>If a match is postponed or re-scheduled, the event must take place within 24 hours of the original scheduled time. Otherwise, all bets will be void and multi bets will be recalculated without the affected legs.</u>
639	<u>FLOORBALL</u> <u>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</u>
640	<u>If a match is postponed or re-scheduled, the event must take place within 24 hours of the original scheduled time. Otherwise, all bets will be void and multi bets will be recalculated without the affected legs.</u>
641	<u>FUTSAL</u> <u>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</u>
642	<u>All Futsal bets exclude overtime, if played, unless otherwise stated. This does not include scheduled extra time or penalty shoot-outs, if played. Extra-Time denotes the period of play which takes place after full time, but which does not include any penalty shoot-outs.</u>
643	<u>If a match is not completed for any reason then all bets will be void, unless an official result is declared. The exception will be Totals betting, which will be considered official for betting purposes once the nominated total has been exceeded, regardless of whether a match is suspended prematurely.</u>
644	<u>If a match is postponed or re-scheduled, the event must take place within 24 hours of the original scheduled time. Otherwise, all bets will be void and multi bets will be recalculated without the affected legs.</u>
645	<u>PESAPALLO</u> <u>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</u>
646	<u>If a match is postponed or re-scheduled, the event must take place within 24 hours of the original scheduled time. Otherwise, all bets will be void and multi bets will be recalculated without the affected legs.</u>
647	<u>SQUASH</u> <u>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</u>
648	<u>If a player withdraws or is disqualified before the start or before the completion of the match, then all head to head bets will be void and multi bets will be recalculated without the affected legs.</u>
649	<u>If a match is postponed or re-scheduled, the event must take place within 24 hours of the original scheduled time. Otherwise, all bets will be void and multi bets will be recalculated without the affected legs.</u>
650	<u>TABLE TENNIS</u> <u>Bets will be settled according to the official result as declared by the governing body of the event. Any subsequent amendments to the official result will be ignored for settlement purposes.</u>
651	<u>If a player withdraws or is disqualified before the start or before the completion of the match, then all head to head bets will be void and multi bets will be recalculated without the affected legs.</u>
652	<u>If a match is postponed or re-scheduled, the event must take place within 24 hours of the original scheduled time. Otherwise, all bets will be void and multi bets will be recalculated without the affected legs.</u>

TREASURY AND FINANCE

TR301

Taxation Administration Act 2003

**Taxation Administration Amendment
Regulations 2020****SL 2020/40**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Taxation Administration Amendment Regulations 2020*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Taxation Administration Regulations 2003*.

4. Regulations 13J and 13K inserted

After regulation 13I insert:

**13J. Disclosure of information to WorkCover WA
(s. 114(3)(g))**

- (1) In this regulation —
WorkCover WA has the meaning given in the *Workers' Compensation and Injury Management Act 1981* section 5(1).
- (2) For the purposes of section 114(3)(g) of the Act, the Commissioner may disclose information or material to WorkCover WA for a purpose related to WorkCover WA carrying out its functions under the *Workers' Compensation and Injury Management Act 1981*.

13K. Disclosure of information to Corruption and Crime Commissioner (s. 114(3)(g))

- (1) In this regulation —
- Corruption and Crime Commission* means the Commission as defined in the *Corruption, Crime and Misconduct Act 2003* section 3(1);
- Corruption and Crime Commissioner* means the Commissioner as defined in the *Corruption, Crime and Misconduct Act 2003* section 3(1).
- (2) For the purposes of section 114(3)(g) of the Act, the Commissioner may disclose information or material to the Corruption and Crime Commissioner for a purpose related to the Corruption and Crime Commission carrying out its functions under the *Corruption, Crime and Misconduct Act 2003*.

5. Regulation 14A amended

- (1) In regulation 14A(1) insert in alphabetical order:

Commissioner Fair Trading means the Commissioner as defined in the *Fair Trading Act 2010* section 6;

functions, in relation to a relevant recipient, means —

- (a) in the case of the Legal Practice Board — the Legal Practice Board's functions under the *Legal Profession Act 2008*; or
- (b) in the case of the Commissioner Fair Trading — the Commissioner Fair Trading's functions under the *Fair Trading Act 2010*;

Legal Practice Board means the Board as defined in the *Legal Profession Act 2008* section 3;

legal practitioner means an Australian legal practitioner as defined in the *Legal Profession Act 2008* section 3;

relevant recipient means —

- (a) in relation to a legal practitioner — the Legal Practice Board; or
- (b) in relation to a settlement agent — the Commissioner Fair Trading;

- (2) In regulation 14A(1) in the definition of *STR arrangement* after “which” insert:

a legal practitioner or

- (3) Delete regulation 14A(2) and insert:
- (2) Subregulation (3) applies if —
- (a) a legal practitioner or a settlement agent has entered into an STR arrangement; and
 - (b) an investigation is carried out under Part 8 of the Act in relation to the STR arrangement.
- (3) For the purposes of section 114(3)(g) of the Act, the Commissioner may disclose to a relevant recipient, for a purpose related to the relevant recipient carrying out its functions, information or material relating to the legal practitioner or settlement agent that was disclosed to or obtained by the Commissioner as part of the investigation under Part 8 of the Act.

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

Disclosure of information about legal practitioners and settlement agents (s. 114(3)(g))

M. INGLIS, Clerk of the Executive Council.

— PART 2 —

CONSUMER PROTECTION

CP401

ASSOCIATIONS INCORPORATION ACT 2015

ORDER TO CANCEL INCORPORATION

[Part 10, Division 3, s.147]

Kelmscott Senior High School Council—A08204551

On 11 December 2019 the Commissioner for Consumer Protection (Commissioner) served a notice on the above named Associations pursuant to section 145(1) of the *Associations Incorporation Act 2015* (Act) informing them that if they did not show cause on or before 60 days after the day on which the notice was given (Allowed Period) the incorporation of the Associations would be cancelled.

The Associations did not show cause within the Allowed Period.

On 26 February 2020 the Commissioner gave notice in writing to the Associations pursuant to section 147(2) of the Act stating that the Commissioner proposed to make an order cancelling their incorporation after the expiration of 28 days from the day on which the notice was given and advising the Associations that it could apply to the State Administrative Tribunal (SAT) for a review of the Commissioner's proposal within his period.

The Associations did not apply to SAT for a review within the period specified.

Therefore, pursuant to section 147(1) of the Act, the Commissioner orders that the incorporation of the above named Associations be cancelled with effect on and from the date of this order.

CAROLE FINN, Acting Manager Associations and Charities.

Dated: 6 April 2020.

FIRE AND EMERGENCY SERVICES

FE401

EMERGENCY MANAGEMENT ACT 2005

EXTENSION OF STATE OF EMERGENCY DECLARATION

I, Francis Michael Logan, the Minister for Emergency Services, hereby extend the State of emergency declaration made on 15 March 2020 at 12:45 pm.

The state of emergency declaration is extended for a period of fourteen (14) days.

The powers that may be exercised during the period by which the state of emergency declaration is extended are limited as follows: Nil

Time when declaration made: 16:48 pm

Date on which declaration made: 31 March 2020

This declaration has effect from 12 am on 2 April 2020 and remains in force until—

(a) 12 am 16 April 2020 or

(b) It is revoked under section 59 of the *Emergency Management Act 2005*.

This declaration of an extension of a state of emergency declaration is made under section 58 of the *Emergency Management Act 2005*.

FRANCIS M. LOGAN, MLA, Minister for Emergency Services.

FE402

BUSH FIRES ACT 1954
TOTAL FIRE BAN DECLARATION

Correspondence No. 12080

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 11 April 2020 for the local government districts of—

Waroona, Murray, Armadale, Gosnells, Swan, Chittering, Gingin, Kalamunda, Mundaring, Serpentine-Jarrahdale

BRADLEY STRINGER, 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*.

Dated 10 April 2020.

JUSTICE

JU401

LEGAL PROFESSION RULES 2009

ELECTED MEMBERS AND MEMBERS OF THE LEGAL PRACTICE BOARD OF WESTERN AUSTRALIA

It is hereby notified for general information, in accordance with Rule 36 of the *Legal Profession Rules 2009* that—

1. The following legal practitioners were elected members of the Legal Practice Board for a two year term commencing Thursday, 9 April 2020—

John George Syminton
John James Hockley
Anna Maria Liscia
Anna Ciffolilli
Robert Graham Wilson
Maria Luisa Coulson

2. The Board as constituted under Section 536 of the *Legal Profession Act 2008* consists of the following members—

John Robert Quigley (Attorney General)
Joshua Andrew Thomson SC (State Solicitor)
Matthew Howard Zilko SC
Carmel Barbagallo SC
Mara Rita Barone SC
Michael Rodney Berry SC
John Basil Blackburn SC
Laura Elizabeth Christian SC
Gary David Cobby SC
Martin David Cuerden SC
Stephen Michael Davies SC
Brahmananda Dharmananda SC
Selva Kanagananda Dharmananda SC
The Honourable Peter M'Callum Dowding SC
Karen Josephine Farley SC
Michael James Feutrill SC
Amanda Louise Forrester SC
Simon Dieter Freitag SC
Joseph Garas SC
The Honourable John Gilmour QC
John Basil Hedges SC
Rodney Stuart Hooper SC
Matthew Daunton Howard SC
Henry Hall Jackson SC
Theo Lampropoulos SC
John Robert Broderick Ley SC
Gregory Malcolm Grant McIntyre SC
Alain Jonathan Musikanth SC
Robert Kenneth O'Connor QC
Stephen Owen-Conway QC

Thomas Francis Percy QC
Kenneth Malcolm Pettit SC
Mark Timothy Ritter SC
Christopher Patrick Shanahan SC
Marcus Nathan Solomon SC
Carolyn Janet Thatcher SC
James Austin Thomson SC
Sam Vandongen SC
Justin Campbell Whalley SC
Stephen James Wright SC
Paul Dennis Yovich SC
Christopher Louis Zelestis QC
Anna Ciffolilli
Maria Louisa Coulson
Natalie Belinda Dimmock
John Gaetano Mario Fiocco
Rebecca Tenille Heath
John James Hockley
Anna Maria Liscia
Gary Norman Mack
Sabina Marie Schlink
Karen Ann Shepherd
John George Syminton
Robert Graham Wilson

Dated this 9th day of April 2020.

ELIZABETH ROSE ALISON FULHAM, Secretary to the Legal Practice
Board of Western Australia, Perth.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960

City of Armadale

APPOINTMENTS

It is hereby notified for public information that effective from 24 March 2020, the following persons have been appointed as Rangers and Pound Keepers pursuant to Part XX, Section 449 of the *Local Government (Miscellaneous Provisions) Act 1960*—

Michael Starting
Denham Heliams
Colin Williams
Karen Hudson
Ian Grantham

It is also hereby notified for public information that all previous appointments as Rangers and Pound Keepers pursuant to Part XX, Section 449 of the *Local Government (Miscellaneous Provisions) Act 1960* are cancelled.

JOANNE ABBISS, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401

MINING ACT 1978

INSTRUMENT OF VARIATION AND EXTENSION OF TERM OF EXEMPTION OF LAND

The Minister for Mines and Petroleum, pursuant to the powers conferred on him by section 19 of the *Mining Act 1978*, hereby varies and extends the exemption of land originally declared on 5 May 2010 and published in the *Government Gazette* dated 14 May 2010 for the area of land as described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) exempt from Divisions 1 to 5 of Part IV of the *Mining Act 1978*, for a further period of two years, expiring on 4 May 2022.

Locality

Myalup—South West Mineral Field

Description of Land

Land designated S19/318 in the TENGRAPH electronic plan of the Department of Mines, Industry Regulation and Safety. A geospatial description is filed in the Department of Mines, Industry Regulation and Safety electronic file number A0785/201801, document ID 7251149.

Area of Land

6,849.65 hectares

Dated at Perth this 2nd day of April, 2020.

Hon. W. JOHNSTON, MLA, Minister for Mines and Petroleum.

MP402**MINING ACT 1978****INSTRUMENT OF VARIATION TO EXEMPTION OF LAND**

I, Richard John Rogerson, Executive Director, Resource Tenure, pursuant to section 19 of the *Mining Act 1978*, hereby vary the exemption of land originally declared on 4 September 2019 and published in the *Government Gazette* dated 20 September 2019 by varying the description to that as described hereunder (not being private land or land that is the subject of a mining tenement or an application for a mining tenement) exempt from Divisions 1 to 5 of Part IV of the *Mining Act 1978*. The exemption will expire on 3 September 2021.

Locality

Fitzroy River—West Kimberley Mineral Field

Description of Land

Land designated S19/381 in the TENGRAPH electronic plan of the Department of Mines, Industry Regulation and Safety. A geospatial description is filed in the Department of Mines, Industry Regulation and Safety electronic file number A1108/201901, document ID 7303102.

Area of Land

270,229.05 hectares

Dated at Perth this 9th day of April, 2020.

RICHARD JOHN ROGERSON, Executive Director, Resource Tenure.

PLANNING

PL401**PLANNING AND DEVELOPMENT ACT 2005****PLANNING AND DEVELOPMENT (LOCAL PLANNING SCHEMES)
REGULATIONS 2015****CLAUSE 78H NOTICE OF EXEMPTION FROM PLANNING REQUIREMENTS DURING
STATE OF EMERGENCY**

Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* (LPS Regulations) contains deemed provisions which have effect and may be enforced as part of each local planning scheme to which they apply, whether they are prescribed before or after the scheme comes into force. If a Deemed Provision that has effect as part of a local planning scheme is inconsistent with another provision in the scheme, the Deemed Provision prevails and the other is, to the extent of the inconsistency, of no effect.

Part 10B of Schedule 2, made by the *Planning and Development (Local Planning Schemes) Amendment Regulations 2020*, enables the Minister for Planning to issue notices exempting the need for compliance with one or more requirements of a local planning scheme.

On 16 March 2020, a State of Emergency Declaration was made in relation to the State of Western Australia. The issue of a notice under clause 78H (1), Schedule 2 of the LPS Regulations (this Notice), is now required for the purpose of facilitating a response to, or recovery from, the emergency occasioned by the COVID-19 pandemic.

Accordingly, I, Rita Saffioti MLA, Minister for Planning, pursuant to the powers vested in me under Part 10B, Schedule 2 of the LPS Regulations, hereby—

- A. Issue an exemption from the planning requirements identified in column 1 of the attached Schedules, for the local planning schemes specified in column 2 of the attached Schedules (to

which the Deemed Provisions apply), subject to the conditions specified in column 3 of the attached schedules.

B. Declare that this Notice made will remain in effect until midnight, 1 May 2023. The exemptions detailed in this Notice will expire at midnight 1 May 2023, unless otherwise stated in this Notice.

C. Record that this Notice is signed by me at 5.00 pm upon this 8th day of April, 2020.

The Hon. RITA SAFFIOTI, MLA, Minister for Planning.

Schedules

Column 1— Requirements	Column 2— Schemes	Column 3— Conditions
Schedule 1—Exemption from requirement to obtain approval		
1.1 Proponents are exempted from the requirement to obtain development approval for the use of, or undertaking of works on, land, where such use or works relate to medical or health related activities associated with a response to the COVID-19 Pandemic.	All local planning schemes.	1. Provided that a Public Authority or local government advises or identifies the medical or health related activities as necessary in response to the COVID-19 Pandemic. 2. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect, or is revoked.
1.2 Proponents are exempted from the requirement to obtain development approval for the following uses, and temporary works associated with these— i. shop; ii. restaurant/café; iii. convenience store (excluding those selling petroleum products); iv. consulting rooms; v. office.	All local planning schemes.	1. Provided that— (a) the land to be used is located in a commercial, centre and/or mixed use zone; (b) the use is not prohibited by the scheme; (c) no new permanent structures are required (with the exception that car parking bays are permitted); (d) for shop uses, once the proposed use is in place, the net lettable area for the land use does not exceed 400m ² ; and (e) the land is connected to all reticulated utility services, and does not depend on any onsite effluent disposal. 2. Provided that the proponent notifies the local government within 7 days of commencing the use, that the use is being undertaken. 3. Despite any other condition, this exemption does not apply to a Heritage-Protected Place. 4. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect, or is revoked.
1.3 Proponents are exempted from the requirement to obtain development approval for the following uses, and temporary works associated with these— i. industry; ii. industry-light; iii. trade supplies; iv. warehouse/storage; v. transport depot.	All local planning schemes.	1. Provided that— (a) the land to be used is located in an industrial zone; (b) the use is not prohibited by the scheme; (c) the land is connected to all reticulated utility services, and does not depend on any onsite effluent disposal; and (d) either— i. no new permanent structures are required; or ii. any structures required to facilitate the use are deemed temporarily approved for a period of no more than 2 years, from the date the use commences, after which the structures must be removed.

Column 1— Requirements	Column 2— Schemes	Column 3— Conditions
		<p>2. Provided that the proponent notifies the local government within 7 days of commencing the use, that the use is being undertaken.</p> <p>3. Despite any other condition, this exemption does not apply to a Heritage-Protected Place.</p> <p>4. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect, or is revoked.</p>
<p>1.4 Proponents are exempted from the requirement to obtain development approval for the following uses, and temporary works associated with these—</p> <ol style="list-style-type: none"> i. home business; ii. home occupation. 	All local planning schemes.	<p>1. Provided that the land to be used is located in—</p> <ol style="list-style-type: none"> (a) a residential zone; or (b) where a dwelling, grouped dwelling or multiple dwelling is a permitted use. <p>2. Provided that the proponent notifies the local government within 7 days of commencing the use, that the use is being undertaken.</p> <p>3. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect, or is revoked.</p>
<p>1.5 Proponents are exempted from the requirement to obtain development approval for the following uses, and temporary works associated with these—</p> <ol style="list-style-type: none"> i. commercial vehicle parking. 	All local planning schemes.	<p>1. Provided that the proponent notifies the local government within 7 days of commencing the use, that the use is being undertaken.</p> <p>2. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect, or is revoked.</p>
<p>1.6 Proponents are exempted from the requirement to obtain development approval to the use of, or undertaking of works on, land, where such use or works concern temporary workers' accommodation.</p>	All local planning schemes.	<p>1. Provided that the temporary workers' accommodation applies to a workforce necessary for the installation of, or construction of, and maintenance of, essential services such as (but not limited to) power stations, water, desalination plants or sewer treatment facilities.</p> <p>2. Provided that the proponent notifies the local government within 7 days of commencing the use, that the use is being undertaken.</p> <p>3. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect, or is revoked.</p>

Schedule 2—Exemptions from requirements under a condition of development approval

<p>2.1 Proponents are exempted from any restriction upon loading or unloading times, related to the delivery of goods and/or petroleum products.</p>	All local planning schemes.	<p>1. Confined to premises with an existing approval, or the benefit of an exemption under this Notice, to sell goods and/or petroleum products.</p> <p>2. Provided that the proponent notifies the local government within 7 days of commencing use of this exemption.</p> <p>3. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect or is revoked.</p>
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Schedule 3—Exemptions relating to non-conforming uses

<p>3.1 Any approval for a non-conforming use, is exempt from a provision that annuls the approval because of a discontinuance of that non-conforming use.</p>	All local planning schemes.	<p>1. The period during which the State of Emergency is declared shall be excluded from any calculation of the period for which a non-conforming use ceases to exist.</p> <p>2. An exemption under this clause will expire on the day after that upon which the State of Emergency Declaration ceases to have effect or is revoked.</p>
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Column 1— Requirements	Column 2— Schemes	Column 3— Conditions
Schedule 4—Exemption from requirements re: consultation, advertisement, applications, time limits or forms		
4.1 In relation to making a local planning policy, local governments are exempted from the requirements under cl.4.	All local planning schemes.	1. Provided that— <ol style="list-style-type: none"> (a) the policy relates to exemptions from the requirement to obtain approval to a change of use; (b) the local government advertises the proposed policy on its website for a minimum of 3 days; and (c) publishes the adopted version of the policy on its website. 2. An exemption under this clause will expire on the day after that upon which the State of Emergency Declaration ceases to have effect or is revoked.
4.2 In relation to an approved development application, proponents are exempted from the requirement to substantially commence development.	All local planning schemes.	1. Provided that— <ol style="list-style-type: none"> (a) the original deadline for substantial commencement is exempted; and (b) a new deadline for substantial commencement is substituted, being the original deadline plus a further period of 2 years. 2. The exemption under this clause will only be available for development applications decided on, or before, the date upon which the State of Emergency Declaration ceases to have effect, or is revoked.
4.3 In relation to a structure plan under cl.18-cl.20 or activity centre plan under cl.34-cl.36, local governments are exempted from any requirements relating to the manner and timeframe of advertising, consideration or submission.	All local planning schemes.	1. Provided that, in relation to structure plans, the local government— <ol style="list-style-type: none"> (a) advertises the structure plan and accompanying materials on its website for no more than 42 days and installs a sign somewhere prominent on the land to which the said plan applies notifying the public of where the documents are online; (b) complies with the requirements of cl.20(1) within 90 days of the latest to occur of cl.20(1)(a)-(c). 2. Provided that, in relation to activity centre plans, the local government— <ol style="list-style-type: none"> (a) advertises the activity centre plan and accompanying materials on its website for no more than 42 days and installs a sign somewhere prominent on the land to which the said plan applies notifying the public of where the documents are online; (b) complies with the requirements of cl.36(1) within 90 days of the latest of cl.36(1)(a)-(c). 3. An exemption under this clause will expire on the day after that upon which the State of Emergency Declaration ceases to have effect or is revoked.
4.4 Local governments exempted from the requirements under the Deemed Provisions to make any documents, whatsoever, available for public inspection at a local government's offices.	All local planning schemes.	1. Provided that the documents are published for public inspection on the local government website. 2. An exemption under this clause will expire on the day after that upon which the State of Emergency Declaration ceases to have effect or is revoked.
Schedule 5—Exemptions from other requirements		
5.1 Where premises are approved for use, or in relation to any application for development approval, proponents are exempted from a requirement to provide car parking facilities.	All local planning schemes.	1. Provided that this exemption only applies to— <ol style="list-style-type: none"> (a) non-residential development; and (b) where the proponent provides less than the number of parking bays

Column 1— Requirements	Column 2— Schemes	Column 3— Conditions
		<p>required for the use in question, and the shortfall is 10 parking bays or less.</p> <p>2. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect or is revoked.</p>
<p>5.2 In relation to an approved development application, proponents are exempted from the requirement to provide cash-in lieu payments, as an alternative to providing car parking facilities.</p>	<p>All local planning schemes.</p>	<p>1. Provided that this exemption only applies to non-residential development.</p> <p>2. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect or is revoked.</p>

Schedule 6—Exemptions of a type that may fall within multiple categories

<p>6.1 Where premises are approved for use as an hotel, tavern, restaurant/café or other similar venue, proponents are exempted from—</p> <ol style="list-style-type: none"> i. any condition of approval, or designation in the approved use, requiring the food prepared at the premises to be consumed on the premises; ii. any requirement to obtain approval for food to be prepared for consumption off premises; iii. any requirement to obtain approval to minor, temporary, works that are necessary to adapt existing premises to use the exemption contemplated under (i) or (ii) above; iv. any requirement to obtain approval to signage of uses now permitted by virtue of this exemption. 	<p>All local planning schemes.</p>	<p>1. Provided that no new permanent structures are required (with the exception that car parking bays are permitted).</p> <p>2. Provided that the proponent notifies the local government within 7 days of commencing the use, that the use is being undertaken.</p> <p>3. In relation to signage, provided the signage</p> <ol style="list-style-type: none"> (a) is not installed in a residential zone; (b) relates only to the business conducted on the premises; and (c) does not contain any illumination, animation, movement, reflective, retro-reflective or fluorescent materials in its design structure. <p>4. Despite any other condition, this exemption does not apply to a Heritage-Protected Place where works are required.</p> <p>5. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect or is revoked.</p>
<p>6.2 Proponents are exempted from the requirement to obtain approval to changes to existing approved signage.</p>	<p>All local planning schemes.</p>	<p>1. Provided that—</p> <ol style="list-style-type: none"> (a) such signage is not installed in a residential zone; (b) relates only to the business conducted on the premises; and (c) the changes do not— <ol style="list-style-type: none"> i. alter the size of the approved sign; or ii. contain any illumination, animation, movement, reflective, retro-reflective or fluorescent materials in its design structure. <p>2. Despite any other condition, this exemption does not apply to a Heritage-Protected Place where works are required.</p> <p>3. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect or is revoked.</p>
<p>6.3 Exemption from any requirement under a scheme that would ordinarily apply to development required to implement a direction or authorisation issued under the <i>Emergency Management Act 2005</i> or the <i>Public Health Act 2016</i></p>	<p>All local planning schemes.</p>	<p>1. An exemption under this clause will expire 90 days after the date upon which the State of Emergency Declaration ceases to have effect or is revoked.</p>

Interpretation and Guidance notes

1. In this Notice a generous, broad interpretation is to be given to terms.
2. “Deemed Provisions” means Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*.
3. The term “all local planning schemes” relates to those schemes to which the Deemed Provisions apply.
4. The term “proponent” should be interpreted broadly and includes any owner or occupier of land, and also includes any applicant or agent acting on their behalf.
5. Unless otherwise stated, a reference to a clause in this Notice is to a clause in the Deemed Provisions.
6. “Approved development application” is a term intended to cover applications for which approval is granted, whether that is granted before or after the commencement of this Notice.
7. “DAP” means Development Assessment Panel.
8. Heritage-Protected Place means a place that is—
 - (a) entered in the State Register of Heritage Places under the *Heritage Act 2018* section 42; or
 - (b) the subject of an order under the *Heritage Act 2018* Part 4; or
 - (c) the subject of a heritage agreement that has been certified under the *Heritage Act 2018* section 90; or
 - (d) included on a heritage list prepared in accordance with a Scheme; or
 - (e) within an area designated under a Scheme as a heritage area.
9. “State of Emergency Declaration” means the State of Emergency declared by the Minister for Emergency Services, as effective from 12am, 16 March 2020. This was made under s56 of the *Emergency Management Act 2005*.
 - (a) When the State of Emergency Declaration is no longer required, the declaration will expire on either—
 - i. a date specified in a notice issued under s58 of the *Emergency Management Act 2005*, by the Minister for Emergency Services; or
 - ii. a date specified in a revocation notice issued by the said Minister.
 - (b) Information relating to this will be available on websites such as—
<https://www.wa.gov.au/government/document-collections/covid-19-coronavirus-state-of-emergency-declarations>
10. “Public Authority” has the same definition as “public authority” in section 4, *Planning and Development Act 2005*.
11. For the avoidance of doubt, this Notice provides **temporary** exemptions from planning requirements. Consistent with clause 78J (2) of the Deemed Provisions, this Notice cannot provide a permanent exemption from a planning requirement under a scheme.
 - (a) For example, the exemption in clause 5.2 of this Notice, from paying a cash in lieu requirement, is not a permanent waiver of the requirement. This exemption, like all others, expires at the conclusion of the timeframe specified for the exemption. Upon that expiry, payment must be made. Nothing in this clause prevents a proponent from exercising its rights of review in relation to cash in lieu conditions.
12. An exemption provided for under this Notice only relates to planning requirements applicable pursuant to a local planning scheme (including under the Deemed Provisions), and does not exempt any other requirement that might apply under any other law. For example, a proponent seeking to rely upon an exemption set out in this Notice may still require approvals under health, building, environment, liquor licencing and other statutory requirements.
13. In interpreting both this Notice and different local planning schemes to which this Notice applies, including but not limited to land use terms and zoning classification descriptions, words can express the same idea in a different form of words and ideas are not to be taken as different just because different forms of words were used. For example, a reference to a “residential” zone and uses includes all such zones and uses substantively of this type or genus, whatever nomenclature is used by a local government in their particular local planning scheme.
14. In clause 1.3 provision is made for temporary approval of 2 years to any structures required to facilitate the uses listed in 1.3. There is no need to remove such structures if, before the 2 year period expires, development approval is granted to those structures.
15. To avoid any doubt, the exemption in clause 3.1 operates to “stop the clock” on the period of discontinuance for a non-conforming use, which is usually 6 months or other longer period approved by the local government, and will be paused for such time as the State of Emergency Declaration is in force.
16. An exemption relied upon by a local government or proponent under this Notice does not preclude a local government or proponent from relying upon any other exemption, if applicable, including but not limited to cl.61 of the Deemed Provisions.
17. An exemption under this Notice is a discretionary right afforded to the person designated in the Notice—it is not an obligation imposed on that person. A local government afforded an exemption under this Notice may exercise their discretion not to rely upon that exemption. A proponent afforded an exemption under this Notice may likewise exercise their discretion not to rely upon that exemption.

PREMIER AND CABINET

PR401

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the temporary appointment by the Governor, in accordance with section 12(c) of the *Interpretation Act 1984*, of the Hon R. H. Cook MLA as Minister for Water; Forestry; Innovation and ICT; Science; Youth during the period 14 to 27 April 2020 (both dates inclusive), has been cancelled.

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 26 of 25 February 2020.

R. BROWN, A/Director General,
Department of the Premier and Cabinet.

PUBLIC NOTICES

ZZ401

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

Cyril Richard Staynor, late of Juniper Hayloft, 1 Lewis Road, Martin, Western Australia and formerly of 6 Anthea Street, Hazelmere, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 23 November 2019, are required by the personal representative Richard Staynor of 145 Lakeside Drive, Helena Valley WA 6056 to send particulars of their claims to him by the 17th day of May 2020, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ402

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Edward Ernschore Eden Cass, late of Brightwater Kingsley, Calista House, 41 Renegade Way, Kingsley in the State of Western Australia, previously of 61 Macquarie Street, Padbury in Western Australia, Truck Driver, 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 9 January 2020, are required by the Executor of care of Fort Knox Legal, P.O. Box 390, West Perth, WA 6872, to send the particulars of their claims to Fort Knox Legal by one month from the publication of this notice after which date the Personal Representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ403

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Wilhelmus Johannes Maria Spanbroek, late of 26 Holloways Ridge, Secret Harbour in the State of Western Australia, Hotel Consultant, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 22 January 2020, are required by the Executor of care of Fort Knox Legal, P.O. Box 390, West Perth, WA 6872, to send the particulars of their claims to Fort Knox Legal by one month from the publication of this notice after which date the Personal Representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ404

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Guiseppe Antonio Vinci, late of Unit 5, 3 Sanford Street, Geraldton, Western Australia, Underground Miner, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the deceased, who died on 22 October 2019, are required by the Executor, Timothy Michael Hayter, Director of Mid West Lawyers Pty Ltd, Suite 1, Wiebbe Hayes House, 7 Wiebbe Hayes Lane, Geraldton, Western Australia, to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which they then have notice.

MID WEST LAWYERS.

ZZ405

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of Mark Andrew Brooksby, late of 2 Bosberry Close, Eaton WA who died on 15 August 2019 are required by the personal representative to send particulars of their claims addressed to the Personal Representative of the Estate of Mark Andrew Brooksby deceased care of Young & Young, 5 Spencer Street, Bunbury by the 15th day of May 2020 after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative then has notice.

ZZ406

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Philip Anthony Backshall, late of 17 Coomora Road, Mount Pleasant, WA 6153, 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 4 April 2019, are required to send particulars of their claim to the Estate Trustee, Ross Colin Backshall, care of Mr Darren Thrower, Hyatt Partners, P.O. Box 179, South Perth, WA 6951 within 30 days of this notice after which date the Trustee may convey or distribute the Estate assets having regard only to the claims of which he then has notice.

ZZ407

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Diana Elizabeth Pepper, late of 75B Burniston Street, Scarborough, 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 16 August 2019, are required by the Executor Alison Mary Robley, to send the particulars of their claims care of Gregson & Associates, PO Box Z5017, St Georges Terrace, Perth WA 6831 on or before 30 days 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 he then has notice.

ZZ408

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Kane Eden Nelson McCann, late of 12 Cormorant Cross, Willetton, 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 29 September 2019, are required by the Administrator Victoria Janelle Taylor-McCann, to send the particulars of their claims care of Gregson & Associates, PO Box Z5017, St Georges Terrace, Perth WA 6831 on or before 30 days 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 he then has notice.

ZZ409

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Victoria Noreen Monro, late of Aegis Carrington, 27 Iverney Road, Hamilton Hill, 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 30 January 2020, are required by the Executor, Raymond Vincent Cullen, to send the particulars of their claim to Gregson & Associates, PO Box Z5017, St Georges Terrace, Perth WA 6831 on or before 30 days from the date of publication of this notice after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated: 7 April 2020.

ZZ410

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Kevin Richard Breadsell, late of Unit 9, 9 Exmouth Place, Thornlie, 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 28 July 2019, are required by the Executor Rebecca Anne Breadsell, to send the particulars of their claims care of Gregson & Associates, PO Box Z5017, St Georges Terrace, Perth WA 6831 on or before 30 days 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 he then has notice.

ZZ411

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Katherine Muldown, late of 115 Harvester Drive, Toodyay WA 6566, Aged Care Worker, 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 8 October 2019, are required by the Administrator of the deceased Lisa-Marie Howlett at PO Box 118, Toodyay WA 6566 to send particulars of their claims to her within 1 month of the date of the publication hereof after date the administrator may convey or distribute the assets having regard only the claims of which she then has notice.

ZZ412

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Else Hart, late of Aegis Sandstrom, 44 Whatley Crescent, Mount Lawley, Western Australia, deceased (formerly of 1/52 Aussat Drive, Kiara WA).

Creditors and other persons having claims (to which Section 63 of the *Trustee Act 1962* relates) in respect of the estate of the deceased, who died on 30 November 2018 are required by the Executor, Charmaine Potts of 26 Devon Road, Bassendean WA 6054, to send particulars of their claims to her within 1 month from the date of publication of this notice, after which date the executor may convey or distribute the assets having regard only to the claims of which she then has notice.

ZZ413

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 17 May 2020 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bourne, Judith May, late of Silver Chain Nursing Association Hospital, 19 Laidlaw Street, Hilton, who died on 9 February 2020 (DE30260917 EM35).

Gomes, Jose, late of Villa Dalmacia Aged Care Facility, 27 Gorham Way, Spearwood, who died on 7 March 2020 (DE33081293 EM17).

Keane, Brian John, late of SwanCare, 1 Adie Court, Bentley, who died on 14 March 2020 (DE33082395 EM37).

Marsh, Peter Wellman, late of The Pines Aged Care Facility, 167 Ponte Vecchio Boulevard, Ellenbrook, who died on 1 February 2020 (DE19671515 EM15).

Page, Charis Jean, late of Bethanie On The Park, Unit 27, 2 Plantation Street, Menora, who died on 14 March 2020 (DE19540763 EM15).

Vine, Irene, late of Villa Pelletier Hostel, 48 Ruislip Street, West Leederville, who died on 27 March 2020 (DE19961650 EM23).

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