



**WESTERN
AUSTRALIAN
GOVERNMENT**
Gazette

ISSN 1448-949X

PRINT POST APPROVED PP665002/00041



PERTH, FRIDAY, 5 OCTOBER 2012 No. 174

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 12.00 NOON

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PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher 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 and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 6552 6000 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 6552 6010.
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— PART 1 —

PROCLAMATIONS

AA101*

MARINE AND HARBOURS ACT 1981

PROCLAMATION

Western Australia
By His Excellency
Malcolm James McCusker,
Companion of the Order of Australia,
Commander of the Royal Victorian Order,
Queen's Counsel,
Governor of the State of Western Australia

[L.S.]

M. J. McCUSKER
Governor

I, the Governor, acting under the *Marine and Harbours Act 1981* section 9(1) and with the advice and consent of the Executive Council, vest the real property described in Schedule 1 in The Minister for Transport, the body corporate created under section 8 of that Act.

Schedule 1—Two Rocks marina

Reserve 51174 being Lot 8796 on Deposited Plan 213230 (also referred to as Plan No. 13230), a document held by the Western Australian Land Information Authority established by the *Land Information Authority Act 2006*, and being the whole of the land in Qualified Certificate of Crown Land Title Volume LR3110 Folio 148.

Given under my hand and the Public Seal of the State on 2 October 2012.

By Command of the Governor,

T. BUSWELL, Minister for Transport.

CONSUMER PROTECTION

CP301*

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS (CITY OF ALBANY) VARIATION ORDER NO. 7 OF 2012
Made by the Minister for Commerce under section 12E of the Act.

1. Citation

This order is the *Retail Trading Hours (City of Albany) Variation Order No. 7 of 2012*.

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. Variation of retail trading hours: November 2012

General retail shops within the City of Albany are authorised to be open at times when the shops would otherwise be required to be closed—

- (a) on a day specified in the Table; and
- (b) during the hours specified for that day in the Table.

Table

Day	Hours
Sunday 11 November 2012	From 8.00am until 6.00pm

SIMON O'BRIEN, Minister for Finance.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

City of South Perth

STANDING ORDERS AMENDMENT LOCAL LAW 2012

Under the powers conferred by the *Local Government Act 1995* and all other powers enabling it, the Council of the City of South Perth resolved on 25 September 2012 to make the following local law—

1. Short title

This is the *City of South Perth Standing Orders Amendment Local Law 2012*.

2. Commencement

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

3. Local law amended

The *City of South Perth Standing Orders Local Law 2007* as published in the *Government Gazette* on 17 May 2007 and as published and amended in the *Government Gazette* on 9 July 2010 is referred to as the Principle Local Law. The Principle Local Law is amended.

4. Clause 5.2 amended

After clause 5.2(3) insert—

- '5.2(4) The CEO is to decide the order of business in relation to any matters not otherwise dealt with under this local law.'

5. Clause 6.2 amended

Delete clause 6.2(3)(a) and insert—

- '(3) If a resolution under subclause (2) is carried—
- (a) the Presiding Member is to direct everyone to leave the meeting except—
 - (i) the Members;
 - (ii) the CEO;
 - (iii) any employee specified by the Presiding Member; and
 - (iv) any other person whose role is to advise the meeting specified by the Presiding Member or the CEO;

6. Clause 6.7 amended

Delete clauses 6.7(7) to 6.7(10) and insert—

- (7) 'If, in the opinion of the Presiding Member, a question requires further research or a response cannot be given at the meeting, or if a question form does not contain the name and residential or contact address of the person who wishes to ask the question—
 - (a) the Presiding Member may determine that the question is to be treated as 'correspondence' or is to be taken on notice;
 - (b) the CEO, unless of the opinion that a response would divert a substantial and unreasonable portion of the City's resources away from its other functions, is to ensure that a written response is given as soon as practicable after the meeting to the person who asked the question; and
 - (c) If a question is treated as 'correspondence', the question, but not the response, is to be recorded in the minutes of the meeting.
- (8) Unless subclause (6) or (7) applies—
 - (a) the Presiding Member is either to read out each question or to ensure that each question is displayed electronically in a form (which may be summarised by the CEO) that may be viewed by members of the public attending the meeting;

- (b) the Presiding Member is to respond personally or is to ask another Member or an employee to respond to the question; and
 - (c) a summary of the question and response is to be recorded in the minutes of the meeting.
- (9) A response to a question is not to be the subject of any discussion, except that if, in the opinion of a Member, false information or any adverse reflection is contained in any question asked or comments made by any member of the public, then (through the Presiding Member) the Member may correct or clarify the matter.
- (10) The Presiding Member may extend question time for up to 15 minutes after the end of the minimum time for questions if there are members of the public present who wish to ask questions and have not been given an opportunity to do so.'

7. Clause 6.9 deleted

Clause 6.9 is deleted, and clauses 6.10 to 6.17 renumbered accordingly.

8. Clause 6.14 amended

Clause 6.14 is deleted and replaced with—

'6.14 The right of the public to inspect the documents referred to, and in accordance with, regulation 14 of the Regulations may be exercised at the Civic Centre, all City libraries and on the City's website.'

9. Part 19 deleted

Part 19 is deleted and Part 20 renumbered accordingly.

10. Part 21 deleted

Part 21 is deleted.

Dated 25 September 2012.

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

SUE DOHERTY, Mayor.
CLIFF FREWING, Chief Executive Officer.

— PART 2 —

AGRICULTURE AND FOOD

AG401**MARKETING OF POTATOES ACT 1946**
POTATO MARKETING POOLS

Potato Marketing Corporation of Western Australia.

Public notice in accordance with Section 26(2) of the *Marketing of Potatoes Act 1946*.**Pool 2, Season 2012/13**

Pool period: The pool commences on 30 September 2012 and closes on 29 December 2012.

The quantity of ware potatoes required to be accepted: 12,877 tonnes. Additional specifications: Nil.

AG402***EXOTIC DISEASES OF ANIMALS ACT 1993**
IMPORT RESTRICTION ORDER NO. 1/2011—EXTENSION

The Import Restriction Order made by the Minister for Agriculture and Food under section 24 of the *Exotic Diseases of Animals Act 1993* and published in the *Gazette* on 7 September 2011 is extended for a further period of 30 days from the publication of this notice.

PETER MORCOMBE, Chief Veterinary Officer.

CONSERVATION

CO401***CONSERVATION AND LAND MANAGEMENT ACT 1984**
ORD RIVER AND PARRY LAGOONS NATURE RESERVES
Final Management Plan

The Conservation Commission of Western Australia advises that the Ord River and Parry Lagoons Nature Reserves Management Plan 2012 is available.

The management plan covers Ord River and Parry Lagoons nature reserves and proposed additions.

The management plan was prepared in accordance with sections 53 to 60 of the *Conservation and Land Management Act 1984* (the Act), and was approved by the Minister for Environment on 14 August 2012. No modifications were made to the management plan in accordance with section 60(2) of the Act. The management plan comes into operation with this *Government Gazette* notice.

The management plan and analysis of public submissions can be viewed and downloaded from the Department of Environment and Conservation's (DEC) website at

www.dec.wa.gov.au/landmanagementplanning.

Printed copies of the management plan can be obtained from the following DEC offices—

- State Operational Headquarters, 17 Dick Perry Avenue, Technology Park, Western Precinct, Kensington WA 6151
- The Atrium, Level 4, 168 St Georges Terrace, Perth WA 6000
- Kimberley Region Office, Lot 248 Ivanhoe Road, Kununurra.

BRIAN EASTON, Chairman,
Conservation Commission of Western Australia.
KEIRAN McNAMARA, Director General,
Department of Environment and Conservation.

ENERGY

EN401*

ELECTRICITY INDUSTRY ACT 2004
AMENDED LICENCE

Notice is given that the following Electricity Generation Licence has been amended—

Licensee:	RATCH-Australia Kemerton Pty Ltd ABN 69 106 619 112
Issue Date:	20 March 2006
Address of Licensee:	Level 13 111 Pacific Highway NORTH SYDNEY NSW 2060
Classification:	Electricity Generation (EGL5)
Term of Licence:	Up to and including 19 March 2036
Area Covered:	Licence Area is the area as set out in Plan No. ERA-EL-067(A) in the State of Western Australia
Amendment:	Change of company name and registered address.
Inspection of Licence:	Economic Regulation Authority 4th Floor Albert Facey House 469 Wellington Street Perth WA 6000

LYNDON G. ROWE, Chairman, Economic Regulation Authority.

HEALTH

HE401*

POISONS ACT 1964

POISONS (AUTHORISED POSSESSION OF SUBSTANCES) ORDER (NO. 2) 2012

Made by the Governor in Executive Council under section 41 of the *Poisons Act 1964* (“the Act”).

1. Citation

This order may be cited as the *Poisons (Authorised Possession of Substances) Order (No. 2) 2012*.

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 clauses—on the day after that day.

3. Interpretation

In this order—

“CEO” means the Chief Executive Officer of the Department of Health;

“personal supervision” has the same meaning as it has in the *Poisons Regulations 1965*.

4. Possession and use of certain substances authorised—Clinipath Pathology

(1) The persons listed in the table to this clause are authorised to together possess and use at the premises occupied by Clinipath Pathology at 647 Murray Street, West Perth, for the purpose of analytical chemical analysis, the following substances included in Schedule 9 to the Act—

- Not more than 1 gram each of—
 - N,a-Dimethyl-3,4-(Methylenedioxy)Phenethylamine (MDMA) isomers and their salts, esters and derivatives
 - 3,4-Methylenedioxyamphetamine (MDA) isomers and their salts, esters and derivatives
 - Ecgonine and its salts, esters and derivatives
 - (1-(5-Fluoropentyl)-3-(2-Iodobenzoyl)Indole) *(AM-694)
 - 2-(2-Methoxyphenyl)-1-(1-Pentylindol-3-yl)Ethanone *(JWH—250)
 - (1-(2-Morpholin-4-Ylethyl)Indol-3-yl)-Naphthalen-1-Ylmethanone *(JWH—200)
 - Naphthalen-1-yl-(1-Butylindol-3-yl)Methanone *(JWH—073)
 - 1-Pentyl-3-(4-Methyl-1-Naphthoyl)Indole *(JWH- 122)

- 1-Pentyl-3-(1-Naphthoyl)Indole *(JWH- 018)
- 2-[(1R,3S)-3-Hydroxycyclohexyl]- 5-(2-Methyloctan-2-yl)Phenol *(CP 47,497)
- 2-[(1R,3 S)-3-Hydroxycyclohexyl]-5-(2-Methylnonan -2-yl)
- Not more than 10g each of—
 - Benzoylindoles
 - Cyclohexylphenols
 - Dibenzopyrans
 - Naphthoylindoles
 - Naphthylmethylindoles
 - Naphthoylpyrroles
 - Naphthylmethylindenes
 - Phenylacetylindoles
 - Benzylpiperazine

TABLE

Name	Position
Sydney Soloman Sacks	Chemical Pathologist and Head of Department
Sally Anne McMahon	Laboratory Assistant
Amanda Tafara Mudege	Laboratory Technician
Frank Gerard Del Rosso	Laboratory Technician
Jin Wen Loh	Laboratory Technician
Kelly Ann McNally	Laboratory Technician
Kumi Marie Ellis	Laboratory Technician
Thi Ngoc Nguyen	Laboratory Technician
Cheryl Anne Quinlan	Medical Scientist
Eleanor Charlotte Matthews	Medical Scientist
Justine Chi Yum Chow	Medical Scientist
Mai Thi Phuong Huynh	Medical Scientist
William James Quentin McConnell	Scientist in Charge of Biochemistry

- (2) The possession and use authorised under clause 4(1) is subject to the conditions that—
- (a) the substances specified in clause 4(1), when not required for the purpose referred to in clause 4(1), are stored at the premises occupied by Clinipath Pathology at 647 Murray Street, West Perth in a secure manner, as directed by the CEO;
 - (b) written records relating to the substances specified in clause 4(1) are maintained by the persons listed in the table to clause 4(1) at the premises occupied by Clinipath Pathology at 647 Murray Street, West Perth, as directed by the CEO; and
 - (c) if requested by the CEO, any oral information or written report relating to the substances specified in clause 4(1) is given to the CEO by the persons listed in the table to clause 4(1).

5. Possession of certain substances authorised—Department of Corrective Services, Drug Detection Unit, Hakea Prison Complex

(1) The persons listed in the table to this clause are authorised to together possess at the places mentioned in the Schedule to this clause, and while travelling directly between any of those places, the following substances included in Schedule 9 to the Act for the purpose of training animals in the detection of those substances—

- Not more than—
 - 1kg of cannabis;
 - 5g of cannabis resin;
 - 1000g of heroin; and
 - 1kg of N,a-Dimethyl-3,4-(Methylenedioxy) Phenylethylamine (MDMA),

TABLE

Name	Position
David Stephens	Co-ordinator of training and drug control
Anthony Marks	Prison Officer
Chris Harper	Prison Officer
Colin Harrison	Prison Officer
Daniel Armstrong	Prison Officer
David Pickett	Prison Officer
Dawn Kennedy	Prison Officer

Name	Position
Gail Raven	Prison Officer
Glen Marriott	Prison Officer
James Fisher	Prison Officer
Janice Keelan	Prison Officer
Jessica Paull	Prison Officer
Louise Farley	Prison Officer
Mark Sheehan	Prison Officer
Phillip Leonard	Prison Officer
Robert Hands	Prison Officer

SCHEDULE

Part A—Metropolitan Area

1. Acacia Prison, Wooroloo.
2. Australian Federal Police Regional Headquarters, 619 Murray Street, West Perth.
3. Bandyup Women's Prison, 100 Middle Swan Road, Guildford.
4. Casuarina Prison, Orton Road, Casuarina.
5. Karnet Prison Farm, Kingsbury Drive, via Serpentine.
6. Hakea Prison Complex, Nicholson Road, Canning Vale.
7. Nyandi Prison, 3 Allen Court, Bentley.
8. Riverbank Prison, Hamersley Road, Guildford.
9. Western Australian Police Service's Drug Receiving Unit, 2 Adelaide Terrace, Perth.
10. Wooroloo Prison Farm, Great Eastern Highway, Linley Valley, Wooroloo.

Part B—Regional Areas

1. Albany Regional Prison, Princess Avenue, Albany.
 2. Broome Regional Prison, Hamersley Street, Broome.
 3. Bunbury Regional Prison, Centenary Road, Bunbury.
 4. Eastern Goldfields Regional Prison, Vivian Street, Boulder.
 5. Greenough Regional Prison, Narngulu Road, Rangeway via Geraldton.
 6. Pardelup Prison Farm, Muir Highway, Mount Barker.
 7. Roebourne Regional Prison, Sampson Road, Roebourne.
- (2) The possession authorised under clause 5(1) is subject to the conditions that—
- (a) the substances specified in clause 5(1), when not required for the purpose referred to in clause 5(1), are stored at the premises occupied by the Department of Corrective Services, Drug Detection Unit, Hakea Prison Complex, Nicholson Road, Canning Vale in a secure manner, as directed by the CEO;
 - (b) written records relating to the substances specified in clause 5(1) are maintained by the persons listed in the table to clause 5(1) at the premises occupied by the Department of Corrective Services, Drug Detection Unit, Hakea Prison Complex, Nicholson Road, Canning Vale, as directed by the CEO; and
 - (c) if requested by the CEO, any oral information or written report relating to the substances specified in clause 5(1) is given to the CEO by the persons listed in the table to clause 5(1).

6. Possession of certain substances authorised—Perth Zoo

(1) The persons listed in the table to this clause are authorised to together possess at the premises occupied by the Perth Zoo, Labouchere Road, South Perth, for the purpose of anaesthesia of exotic animals, the following substance included in Schedule 9 to the Act—

- Not more than 450mg of etorphine.

TABLE

Name	Position
Andrea Reiss	Veterinary Surgeon, Perth Zoo
Anna Le Souef	Veterinary Surgeon, Perth Zoo
Cree Monaghan	Veterinary Surgeon, Perth Zoo
Karen Payne	Veterinary Surgeon, Perth Zoo
Katja Geschke	Veterinary Surgeon, Perth Zoo
Kim Skogvold	Veterinary Surgeon, Perth Zoo
Kristin Warren	Veterinary Surgeon, Perth Zoo
Paul Eden	Veterinary Surgeon, Perth Zoo
Rebecca Vaughan	Veterinary Surgeon, Perth Zoo
Simone Vitali	Veterinary Surgeon, Perth Zoo

- (2) The possession authorised under clause 6(1) is subject to the conditions that—
- the substance specified in clause 6(1), when not required for the purpose referred to in clause 6(1), is stored at the premises occupied by the Perth Zoo, Labouchere Road, South Perth in a secure manner, as directed by the CEO;
 - written records relating to the substance specified in clause 6(1) are maintained by the persons listed in the table to clause 6(1) at premises occupied by the Perth Zoo, Labouchere Road, South Perth, as directed by the CEO; and
 - if requested by the CEO, any oral information or written report relating to the substance specified in clause 6(1) is given to the CEO by the persons listed in the table to clause 6(1).

7. Possession of certain substances authorised—ChemCentre (WA)

(1) The persons listed in the table to this clause are authorised to together possess at the premises occupied by the ChemCentre (WA) at Resources and Chemistry Precinct, South Wing, Building 500, South Entrance Drive, Curtin University, Bentley, for the purpose of analytical chemical analysis, the substances included in Schedule 9 to the Act.

TABLE

Name	Position
Allison Rosemary Hewitt	Officer, ChemCentre (WA)
Antoinette Harvey	Officer, ChemCentre (WA)
Bianca Jane Stevens	Officer, ChemCentre (WA)
Charles Ivan Russo	Officer, ChemCentre (WA)
Colin Roderick Priddis	Officer, ChemCentre (WA)
David De Tata	Officer, ChemCentre (WA)
Dominic Reynolds	Officer, ChemCentre (WA)
Edward Toh	Officer, ChemCentre (WA)
Francois Jacobus Oosthuizen	Officer, ChemCentre (WA)
Hannah Crisp	Officer, ChemCentre (WA)
Hayley Patricia Vickers	Officer, ChemCentre (WA)
Helena Rabiasz	Officer, ChemCentre (WA)
James Andrew Charles White	Officer, ChemCentre (WA)
Jennifer Liepold	Officer, ChemCentre (WA)
Jessica Marie Murdock	Officer, ChemCentre (WA)
Kari Margaret Pitts	Officer, ChemCentre (WA)
Katie Elizabeth McKean	Officer, ChemCentre (WA)
Lecinda Anne Collins-Brown	Officer, ChemCentre (WA)
Meena Kersa Raghvani	Officer, ChemCentre (WA)
Melissa Suzanne Davies	Officer, ChemCentre (WA)
Michael William Edwards	Officer, ChemCentre (WA)
Murray Hoare	Officer, ChemCentre (WA)
Nathan Ashley Sumner	Officer, ChemCentre (WA)
Neil Thomas Campbell	Officer, ChemCentre (WA)
Oliver Brett Locos	Officer, ChemCentre (WA)
Peter Andrew Collins	Officer, ChemCentre (WA)
Peter Norman Miles	Officer, ChemCentre (WA)
Phuong Le	Officer, ChemCentre (WA)
Rees Allan Powell	Officer, ChemCentre (WA)
Robert Charles Hansson	Officer, ChemCentre (WA)
Robert Dunsmore	Officer, ChemCentre (WA)
Rohan Thomas Edmunds	Officer, ChemCentre (WA)
Romy Martin	Officer, ChemCentre (WA)
Sam Ngo	Officer, ChemCentre (WA)
Sarah Louise Thomas	Officer, ChemCentre (WA)
Tanya, Lorraine Whitehead	Officer, ChemCentre (WA)
Warren Ayliffe	Officer, ChemCentre (WA)

- (2) The possession authorised under clause 7(1) is subject to the conditions that—
- any amounts of the substances specified in clause 7(1) possessed by the persons listed in the table to clause 7(1) are not more than are required for the purpose referred to in that clause;
 - the substances specified in clause 7(1), when not required for the purpose referred to in clause 7(1), are stored at the premises occupied by the ChemCentre (WA) at Resources and

Chemistry Precinct, South Wing, Building 500, South Entrance Drive, Curtin University, Bentley, in a secure manner, as directed by the CEO;

- (c) written records relating to the substances specified in clause 7(1) are maintained by the persons listed in the table to clause 7(1) at the premises occupied by the ChemCentre (WA) at Resources and Chemistry Precinct, South Wing, Building 500, South Entrance Drive, Curtin University, Bentley, as directed by the CEO; and
- (d) if requested by the CEO, any oral information or written report relating to the substances specified in clause 7(1) is given to the CEO by the persons listed in the table to clause 7(1).

8. Possession of certain substances authorised—PathWest Laboratory Medicine WA

(1) The persons listed in the table to this clause are authorised to together possess at the premises occupied by PathWest Laboratory Medicine WA, Queen Elizabeth II Medical Centre, Nedlands for the purpose of analytical chemical analysis, the following substances included in Schedule 9 to the Act—

- Not more than—
 - 1mg of 3,4,5-Trimethoxyphenethylamine (Mescaline)
 - 10mg of Tetrahydrocannabinols
 - 50mg of N,a-Dimethyl-3,4-(Methylenedioxy)Phenylethylamine (MDMA)
 - 10mg of 3,4-Methylenedioxyamphetamine (MDA)
 - 1mg of 3-(2-Dimethylaminoethyl)-4-Hydroxyindole (Psilocine or Psilocin)
 - 1mg of Psilocybine
 - 1g of Phencyclidine (PCP)
 - 50mg of Lysergic acid
 - 50mg of Heroin
 - 50mg of 3,4-methylenedioxy-N-ethylamphetamine (MDEA)

TABLE

Name	Position
Sean Joseph O'Halloran	Scientist in Charge, PathWest Laboratory Medicine WA
Christopher Cruikshank	Officer, PathWest Laboratory Medicine WA

(2) The possession authorised under clause 8(1) is subject to the conditions that—

- (a) the substances specified in clause 8(1), when not required for the purpose referred to in clause 8(1), are stored at the premises occupied by PathWest Laboratory Medicine WA, Queen Elizabeth II Medical Centre, Nedlands in a secure manner, as directed by the CEO;
- (b) written records relating to the substances specified in clause 8(1) are maintained by the persons listed in the table to clause 8(1) at the premises occupied by PathWest Laboratory Medicine WA, Queen Elizabeth II Medical Centre, Nedlands, as directed by the CEO; and
- (c) if requested by the CEO, any oral information or written report relating to the substances specified in clause 8(1) is given to the CEO by the persons listed in the table to clause 8(1).

9. Preparation, possession and use of certain substances authorised—School of Biomedical and Chemical Sciences, University of Western Australia

(1) The persons listed in the table to this clause are authorised to prepare, possess and use at—

- (a) the Biomedical and Chemical Sciences Building of the University of Western Australia, Stirling Highway, Crawley;
- (b) the Pharmacology Unit M510, School of Medical and Pharmacology of the University of Western Australia, Stirling Highway, Crawley; and
- (c) the Graylands Hospital Pharmacy, Brockway Road, Mount Claremont,

for research purposes, the following substance included in Schedule 9 to the Act—

- Not more than 20g (in total) of 3,4-Methylenedioxy-N,a-Dimethylphenylethylamine *(MDMA) including any of the structurally related analogues of MDMA.

TABLE

Name	Position
Dr Matthew Piggott	Lecturer, School of Biomedical and Chemical Sciences of the University of Western Australia
Michael Neil Gandy	Student, School of Biomedical and Chemical Sciences of the University of Western Australia
Associate Professor Mathew Martin-Iverson	Head of Pharmacology Unit, School of Biomedical and Chemical Sciences of the University of Western Australia
Zak Alexander Millar	Research Assistant, School of Medicine and Pharmacology of the University of Western Australia

(2) The preparation, possession and use authorised under clause 9(1) is subject to the conditions that—

- (a) Michael Neil Gandy only prepare, possess and use the substance specified in clause 9(1) whilst working under the personal supervision of Dr Matthew Piggott;
- (b) Zak Alexander Millar only prepare, possess and use the substance specified in clause 9(1) whilst working under the personal supervision of Associate Professor Matthew Martin-Iverson;
- (c) the substance specified in clause 9(1), when not required for the purpose referred to in clause 9(1), is stored at the places specified in clause 9(1) in a secure manner, as directed by the CEO;
- (d) written records relating to the substance specified in clause 9(1) are maintained—
 - (i) by Dr Matthew Piggott at the School of Biomedical and Chemical Sciences of the University of Western Australia, and
 - (ii) by Associate Professor Mathew Martin-Iverson at the School of Medicine and Pharmacology of the University of Western Australia and at the Graylands Hospital Pharmacy,
 as directed by the CEO; and
- (e) if requested by the CEO, any oral information or written report relating to the substances specified in clause 9(1) is given to the CEO by Dr Matthew Piggott.

10. Possession of certain substances authorised—Western Diagnostic Pathology

(1) The persons listed in the table to this clause are authorised to together possess at the premises occupied by the Drugs of Abuse Laboratory, Western Diagnostic Pathology, 74 McCoy Street, Myaree, for the purpose of analytical chemical analysis, the following substances included in Schedule 9 to the Act—

- Not more than—
 - 8mg of Tetrahydrocannabinols
 - 8mg of N,a-Dimethyl-3,4-(Methylenedioxy)Phenylethylamine (MDMA)
 - 8mg of 3,4-Methylenedioxyamphetamine (MDA)
 - 8mg of 3,4-Methylenedioxy-N-Ethylamphetamine (MDE)

TABLE

Name	Position
Dr Johannes Hendrix Conradie	Head of Department, Biochemistry and Drugs of Abuse Laboratory, Western Diagnostic Pathology
Jennifer Marie Dunn	Senior Scientist, Drugs of Abuse Laboratory, Western Diagnostic Pathology

(2) The possession authorised under clause 10(1) is subject to the conditions that—

- (a) the substances specified in clause 10(1), when not required for the purpose referred to in clause 10(1), are stored at the premises occupied by the Drugs of Abuse Laboratory, Western Diagnostic Pathology, 74 McCoy Street, Myaree in a secure manner, as directed by the CEO;
- (b) written records relating to the substances specified in clause 10(1) are maintained by the persons listed in the table to clause 10(1) at the premises occupied by the Drugs of Abuse Laboratory, Western Diagnostic Pathology, 74 McCoy Street, Myaree, as directed by the CEO; and
- (c) if requested by the CEO, any oral information or written report relating to the substances specified in clause 10(1) is given to the CEO by the persons listed in the table to clause 10(1).

11. Revocation

The following orders are revoked—

- (a) *Poisons (Authorised Possession of Substances) Order 2011**.
[*Published in Gazette 11 February 2011, pp.519-520]
- (b) *Poisons (Authorised Possession of Substances) Order (No. 2) 2011**.
[*Published in Gazette 11 February 2011, pp.520-521]
- (c) *Poisons (Authorised Possession of Substances) Order (No. 3) 2011**.
[*Published in Gazette 11 February 2011, pp.521-522]
- (d) *Poisons (Authorised Possession of Substances) Order (No. 4) 2011**.
[*Published in Gazette 11 February 2011, pp.522-523]
- (e) *Poisons (Authorized Possession of Substances) Order (No.5) 2005**.
[*Published in Gazette 4 November 2005, pp.5327-5328]
- (f) *Poisons (Authorised Possession of Substances) Order (No. 2) 2009**.
[*Published in Gazette 2 October 2009, pp.3906-3907]
- (g) *Poisons (Authorized Possession of Substances) Order (No.10) 2005**.
[*Published in Gazette 4 November 2005, pp.5332-5333]

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004 APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Edward Jones of 16 Ripley Way, Duncraig

Mark Graham Currell of 4 Dace Court, Sorrento

RAY WARNES, Executive Director,
Court and Tribunal Services.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954

Shire of Murchison

RESTRICTED AND PROHIBITED BURNING TIMES

Pursuant to section 18 of the *Bush Fires Act 1954* the Shire of Murchison has declared the following restrictions—

A **restricted** burning period within the Shire of Murchison from 1 October to 31 October and a **prohibited** burning period from the 1st November to the 31st March the following year (inclusive).

JENNIFER GOODBOURN, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954

City of Busselton

FIREBREAK AND FUEL HAZARD REDUCTION NOTICE

Take notice that pursuant to Part 3 Division 6 section 33 of the *Bush Fires Act 1954*, all owners and/or occupiers of land within the District of the City of Busselton, shall construct firebreaks and carry out fire protection measures in accordance with the provisions of this Notice.

1. INTERPRETATION AND ADDITIONAL INFORMATION

Wherever referred to in this Notice, unless the context requires otherwise—

‘**Crop or Pasture Area**’ means an area of rural or rural residential land which is totally or substantially covered in agricultural crops or pasture for the grazing of animals.

‘**District**’ means the district of the City of Busselton established under Part 2 of the *Local Government Act 1995*.

‘**Firebreak**’—the term firebreak includes a mineral earth firebreak.

‘**Mineral Earth Firebreak**’ means an area of land cleared to mineral earth, which is kept and maintained totally clear of all material (living or dead) so only mineral earth remains, and includes the pruning and removal of all overhanging trees and other vegetation to a height of 5 metres above the ground level of the mineral earth firebreak, for the whole of the compliance period.

‘**Fire Management Plan**’ means a comprehensive plan for the prevention and control of bushfires which may apply to individual land holdings and a notification, pursuant to the *Transfer of Land Act 1893* (as amended) may be placed on the Certificate(s) of Title of the land for medium to long term fire management to reduce the occurrence and minimise the impact of uncontrolled bush fires, thereby reducing the threat to life, property and the environment.

‘**Hazardous and Flammable Materials**’ means accumulated fuel (living or dead) such as leaf litter, twigs, trash, bush, dead trees and scrub capable of carrying a running fire, but excludes standing living standing trees and isolated shrubs.

‘**Hazard Separation Zone**’ means a modified area of reduced fuel load outside a Building Protection Zone to assist in reducing the fires intensity when flames are approaching buildings. Both the Building Protection Zone and the Hazard Separation Zone are essential strategies for the protection of buildings. A Hazard Separation Zone covers the area 75 metres outside a Building Protection Zone.

A Hazard Separation Zone should be modified to have a maximum fuel load of 6-8 tonne per hectare. This can be implemented by fuel reduction methods such as burning, mowing and slashing to remove the hazard and should not require the removal of living trees or shrubs.

Further information on fuel loading can be found in the 'Visual Fuel Load Guide' available by calling FESA or via their website at www.fesa.wa.gov.au.

'Lot' means land in one certificate of title or, at the discretion of the City, adjoining land in more than one certificate of title that is owned by the same person or body.

'Notice' means this Firebreak and Fuel Hazard Reduction Notice made under the Bush Fires Act 1954 with respect to all land in the District and published in the local newspaper.

'Parkland Clearing' means that all dead vegetation, dry grass (excluding approved crop or pasture areas and living trees/shrubs), piles of timber, disused materials and other vegetation, must be maintained to a height of no greater than 10 centimetres

'Plantation' means an area of planted pines, eucalypts, proteas or other commercial value trees or plants exceeding 40 metres by 40 metres in area, but not including a plantation.

'Rural Land' means land zoned agriculture, viticulture and tourism, rural landscape and/or conservation under the City of Busselton District Town Planning Scheme No 20 or any equivalent zoning under a replacement town planning scheme.

'City' means the City of Busselton.

'Rural Residential' means land zoned rural residential under the City of Busselton District Town Planning Scheme No 20 or any equivalent zoning under replacement town planning scheme.

'Urban Land' means any land other than rural land, rural residential land or crown or reserve land and includes land zoned residential, business and industrial under the City of Busselton District Town Planning Scheme No 20 or any equivalent zoning under a replacement town planning scheme, but not including crown or reserve land.

'Windbreak' means an area of planted trees not exceeding 10 metres in depth with an unrestricted length which has been planted to provide wind protection to crop or pasture land.

2. Building in bush fire prone areas

New dwellings and other forms of accommodation, as well as additions to existing buildings (in some instances) in designated bushfire prone areas are to be constructed to the standards set out in *Australian Standard 3959-2009*. In designated bush fire prone areas, the minimum Building Protection Zone in all cases shall be 25 metres.

3. Building Protection Zones

In bush fire prone areas the surroundings of every building must meet the following requirements—

- (1) The Building Protection Zone for existing buildings must be at least 20 metres from any external walls of the building unless varied under an approved Fire Management Plan.
- (2) The minimum Building Protection Zone for buildings constructed after the 1 November 2012, in all cases shall be 25 metres.
- (3) The Building Protection Zone must be located within the boundary of the lot that the building is situated on.
- (4) Hazardous/flammable materials must be maintained to a height of no greater than 10 centimetres.
- (5) Wood heaps and fuel must be a minimum of 10 metres away from a dwelling.
- (6) Fuel loads must be reduced and maintained at 2 tonne per hectare.
- (7) Isolated trees and shrubs may be retained however, the first 5 metres around all buildings must be clear of all hazardous/flammable materials. Reticulated gardens in the Building Protection Zone shall be maintained to a height no greater than 500 millimetres. Wood piles must be at least 10 metres away from all buildings.
- (8) Trees in the Building Protection Zone shall comply with the requirements of section 4.
- (9) Where the land has an approved Fire Management Plan, compliance with that Fire Management Plan. The Fire Management Plan may vary the above Building Protection Zone requirements.
- (10) A Hazard Separation Zone is recommended in the absence of a Fire Management Plan.

Note—

Building Protection Zones starve the fire by reducing the fuel levels around your house. These requirements are designed to reduce the fire's intensity and minimize the likelihood of flame contact with buildings. The Building Protection Zone gives more protection to families should a fire threaten suddenly and they cannot leave. It also provides extra protection for fire fighters and property owners who may decide to stay with their property.

4. Trees on Urban, Rural and Rural Residential

- (1) Tree branches must be removed or pruned to ensure a clear separation of at least 3 metres back from the eaves of all buildings and 5 metres above the top of the roof.
- (2) Branches that may fall on the house must also be removed.
- (3) In a Building Protection Zone, the spacing of individual or groups of trees should be 15 metres apart to provide for a 5 metres separation between tree crowns.
- (4) A separation distance of at least 2.5 metres shall be maintained between trees and power lines to avoid contact and potential to start a fire or bring down a power line.

5. Compliance Period

(1) An owner and or occupier of Rural Residential and Vacant Urban land shall comply in all respects with the requirements of this Notice by 1 December 2012.

(2) An owner and or occupier of Rural land shall comply in all respects with the requirements of this Notice by 15 December 2012, and the land is to comply in all respects with the requirements of this Notice for the whole of the compliance period.

6. Restricted and Prohibited Burning Period

BURNING PERMITS ARE REQUIRED FROM

2 November 2012 to

14 December 2012 inclusive

and

1 March 2013 to 12 May 2013 inclusive

BURNING PROHIBITED

15 December 2012 to 28 February 2013 inclusive

(ALL FIRES PROHIBITED)

8. Fire Permits

(1) Permits to burn are required for the whole of the restricted periods and can only be obtained from the Fire Control Officer for your area.

(2) Permits are to be obtained before burning commences (the permit holder must be in possession of the permit during the burn).

(3) Any special conditions imposed by the Fire Control Officer when issuing permits must be strictly adhered to.

9. Fire Permit Holder to notify of Intention to Burn

The permit holder shall notify his/her intentions to burn to—

(1) The City on the day when the burning is to take place ((08) 9781 0444).

(2) The owner or occupier of adjoining land.

(3) DEC if the land is situated within 3 kilometres of state forest land or if adjacent to a national park (phone (08) 9731 6232).

10. Burning on Sundays and Public Holidays

Burning on Sundays and public holidays during the restricted fire season is prohibited

11. Use of Tractors

Owners of tractors with down swept exhaust systems are encouraged to have an approved spark arrestor fitted as provided in the *Bush Fires Act 1954* regulations.

12. Garden Refuse Urban Areas

No garden refuse is permitted to be burnt on the ground, in the open air or in an outdoor incinerator within the urban areas of Busselton and Dunsborough town sites at any time of the year.

13. Burning Garden Refuse on Rural—Residential Land

The burning of garden refuse is prohibited from 14 December 2012 to 28 February 2013. During the restricted burning period, 2 November 2012 to 14 December 2012 and 1 March 2013 to 12 May 2013, permits are required to be obtained from the fire control officer for your area for the burning of any garden refuse.

14. Burning of Toxic material

Burning of toxic materials and rubbish is prohibited at all times.

15. Wood Fired Pizza Ovens

Wood fired pizza oven must have a spark arrestor fitted.

16. Camp Fires

Camp fires are prohibited within the City during the restricted and prohibited burning period.

17. Wood and coal fuelled barbecues.

Wood and coal fuelled barbecues are banned during a total fire ban or in any period when the fire danger forecast is 'very high' or above.

18. Electric Fences

Warning: The use of electric fences during periods of 'very high' or above fire danger forecast may cause fire.

19. Welding, Cutting and Grinding Equipment

A person shall not operate Welding, Cutting and Grinding Equipment when the fire index is extreme or above. Contact City Ranger and Fire Services prior to use of this equipment. (08—97810444)

20. REQUIREMENTS FOR PARTICULAR CATEGORIES OF LAND**20.1 Rural Land (Category 1)****(a) Firebreak(s)**

On Rural Land a mineral earth Firebreak shall be constructed 3 metres wide, except in a crop or pasture area where a Firebreak shall be at least 2 metres wide. A Firebreak shall be

located adjacent to all external boundaries of a lot. Where the land area exceeds 120 hectares, an additional Firebreak must divide the land into areas of not more than 120 hectares with each part completely surrounded by a Firebreak.

(b) **Building Protection Zone**

A Building Protection Zone shall surround every building and must comply with the requirements of section 3.

(c) **Fuel Storage and Haystack Protection Zones**

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

20.2 Urban Residential and Industrial—Commercial (Category 2)

(a) **Firebreak(s)**

Where the area of land exceeds 2024m² (½ acre) a mineral earth Firebreak shall be constructed and maintained at least 3 metres wide and within 6 metres of the inside of all external boundaries of the land.

(b) **Fuel reduction**

Where the area of land is 2024m² (½ acre) or less, hazardous material must be removed from the whole of the land except living trees and in the area remaining, vegetation is to be maintained at a height of no greater than 10 centimetres, including piles of timber, branches and other vegetation.

(c) Trees shall be pruned and must comply with the requirements of section 4

20.3 Plantations (Category 3 and 4)

(a) **Firebreaks and Fire Management Plan**

Fire breaks shall be constructed in accordance with the requirements of an approved Fire Management Plan referred to in section 1, and Guidelines for Plantation Fire Prevention.

20.4 Protea Plantations and Vineyards (Category 5)

(a) **Firebreak**

A mineral earth Firebreak shall be not less than 3 metres wide on all Protea Plantations and Vineyards.

(b) **Fuel Reduction**

A 5 metre low fuel area is to be maintained between the 3 metre Firebreak and the plantation/vineyard area. In this area, vegetation is to be maintained to a height of no greater than 10 centimetres, this includes piles of timber, branches and other vegetation.

(c) **Building Protection Zone**

A Building Protection Zone shall surround every building and must comply with the requirements of section 3.

(d) **Fuel Storage and Haystack Protection Zones**

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

20.5 Rural Residential Land—Lots with Individual Boundary Firebreak (Category 6)

(Category 6 includes Rural Residential Land not in a Strategic Firebreak Area).

(a) **Firebreak**

A mineral earth Firebreak shall be constructed 3 metres wide except in a crop or pasture area where a Firebreak shall be at least 2 metres wide and located within 6 metres of all external boundaries of the land.

Where a Fire management Plan has been approved for an estate or a lot, Fire breaks shall be constructed in accordance with the conditions of the approved Fire Management Plan.

(b) **Fuel reduction**

Parkland clearing referred to in section 1 must be carried out in all open paddocks and along the boundary of the property.

(c) **Building Protection Zone**

A Building Protection Zone shall surround every building and must comply with the requirements of section 3.

(d) **Fuel Storage and Haystack Protection Zones**

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

20.6 Rural Residential—Strategic Firebreaks on One or More Boundaries

(Category 7)

(Category 7 includes Rural Residential Land within a Strategic Firebreak Area with a Strategic Firebreak on one or more boundaries of a lot).

(a) **Firebreak**

A mineral earth Firebreak shall be constructed 3 metres wide. Free access along a Strategic Firebreak across the boundary of the lots is required to be provided, by means of a 3.5 metres field gate in a boundary fence.

Where a Fire management Plan has been approved for an estate or a lot, Fire breaks shall be constructed in accordance with the conditions of the approved Fire Management Plan.

(b) **Fuel reduction**

Parkland clearing referred to in section 1 must be carried out in all open paddocks and along the boundary of the property.

(c) **Building Protection Zone**

A Building Protection Zone shall surround every building and must comply with the requirements of section 3.

(d) **Fuel Storage and Haystack Protection Zones**

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

20.7 Rural Residential Land—Within a Strategic Firebreak Protected Area

(Category 8)

(Category 8 includes rural residential land totally within a Strategic Firebreak Area).

(a) **Fuel reduction**

Parkland clearing referred to in section 1 must be carried out in all open paddocks and along the boundary of the property.

Where a Fire management Plan has been approved for an estate or a lot, the owner and or occupier shall with the terms of the approved Fire Management Plan.

(b) **Building Protection Zone**

A Building Protection Zone shall surround every building and must comply with the requirements of section 3

(c) **Fuel Storage and Haystack Protection Zones**

A 3 metre mineral earth Firebreak shall be located within 6 metres of fuel storage tanks, sheds, gas cylinders and haystacks. A mineral earth firebreak shall be maintained so that it is totally clear all material (living or dead).

21. Variation of Firebreak and Fuel Hazard Reduction Requirements

- (a) An owner and/or occupier of land in the district may apply for a variation of the Requirements for Particular Categories of Land referred to under section 20.
- (b) Applications for a variation of section 20 must include reasons for which the variation is sought and include an alternative Fire Management Plan, for fire protection and fuel hazard reduction.
- (c) Application for a variation of section 20 shall be submitted to the City of Busselton Administration Office, Southern Drive Busselton, WA 6280, prior to 4:30pm on 8 November 2012.
- (d) Applications for variation will be considered on merit, and a notification of assessment given to the applicant prior 1 December 2012.

The requirements of this Notice are considered to be the minimum standard of fire prevention measures necessary to protect individual properties and the District generally.

The following persons have been appointed as Bush Fire Control Officer for the City of Busselton as per Section 38 of the *Bush Fires Act 1954*—

CHIEF BUSH FIRE CONTROL OFFICER

Allan Guthrie

DEPUTY CHIEF BUSH FIRE CONTROL OFFICER

Geoff Jones

RANGER and EMERGENCY SERVICES MANAGER

Tim Wall

CITY/ FESA CESM (Fire Management Officer)

Andy Thompson

CITY RANGERS/FIRE CONTROL OFFICERS

Owen Anderton

Michelle McGee

Naz Graue

Deborah Ambrose

David Boardman

Simon Cann

James Wanless

FESA BUSSELTON TOWNSITE

Busselton

Robert Papalia

FESA DUNSBOROUGH TOWNSITE

Dunsborough

Mark Flynn

BUSH FIRE CONTROL OFFICERS

Area/Zone Bush Fire Control Officer

ZONE 1—CAPE

Dunsborough	Barton Hatherly
Eagle Bay	Colin Sanderson
Yallingup Coastal	Paul Blight

ZONE 2—WEST

Metricup	Rob Poole
Wilyabrup	Mark Jolliffe
Yallingup Rural	Daivid Hunt
Yallingup Rural	Mark Fisher
Yallingup Siding	Mark Standish

ZONE 3—CENTRAL

Ambergate	Ken Sue
Vasse	Peter Dawson
Carbunup	Wally Lewis
Sussex	Mark Smith

ZONE 4—EAST

Hithergreen/Tutunup	Oscar Negus
Ruabon	Todd Johnson
Yalyalup	Tim O'Neill
Jarrahwood	Mark Cannon

ZONE 5—SOUTH

North Acton Park	Douglas Walters
South Acton	Ian McGregor
Kaloorup	Chris Payne
Boallia	Kingsley McSwain
Jindong	Neil MacDonald
Yoongarillup	Ian Slee

By order of the Council

MIKE ARCHER, Chief Executive Officer.

PARLIAMENT

PA401***PARLIAMENT OF WESTERN AUSTRALIA**

ROYAL ASSENT TO BILLS

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Act passed by the Legislative Council and the Legislative Assembly during the First Session of the Thirty-Eighth Parliament.

Title of Act	Date of Assent	Act No.
Evidence and Public Interest Disclosure Legislation Amendment Act 2012	2 October 2012	31 of 2012

MALCOLM PEACOCK, Clerk of the Parliaments.

Date 3 October 2012.

PLANNING

PL401***PLANNING AND DEVELOPMENT ACT 2005**

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of East Pilbara

Town Planning Scheme No. 4—Amendment No. 14

Ref: TPS/0622

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of East Pilbara local planning scheme amendment on 12 September 2012 for the purpose of rezoning land within the

Newman Town Centre Revitalisation area, loosely bound by Newman Drive, Hilditch Avenue and Mindarra Drive, to 'Town Centre' in accordance with the provisions outlined in the Shire of East Pilbara's Local Planning Policy No. 5 as detailed on the plan attached to the amending document.

L. CRAIGIE, Shire President.
A. COOPER, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Town of Port Hedland
Town Planning Scheme No. 5—Amendment No. 17

Ref: TPS/0928

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 Town of Port Hedland local planning scheme amendment on 21 August 2012 for the purpose of—

1. Rezoning Lot 6047 Bell Street, Port Hedland from "Local Road" reserve to "Industry" zone.
2. Rezoning Lot 6048 Bell Street, Port Hedland from "Other Purposes—Infrastructure" reserve to "Industry" zone.
3. Excluding Lot 6049 Bell Street, Port Hedland from the Scheme Amendment No. 17.
4. Amending the Scheme Maps accordingly.

K. HOWLETT, Mayor.
I HILL, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Town of Port Hedland
Town Planning Scheme No. 5—Amendment No. 42

Ref: TPS/0764

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 Town of Port Hedland local planning scheme amendment on 12 September 2012 for the purpose of—

1. Rezoning all the following lots in South Hedland to 'Urban Development' with Residential Density code of 'R30'—

Lot No.	Current Scheme Reservation	Proposed Zoning
5997 Limpet Crescent	Other Public Purposes—Water and Drainage	Urban Development—R30
6082 Lovell Place	Other Public Purposes—Water and Drainage	Urban Development—R30
5999 Limpet Crescent	Other Public Purposes—Water and Drainage	Urban Development—R30
6000 Trumpet Way (portion)	Other Public Purposes—Water and Drainage	Urban Development—R30
5981 Pepper Street	Parks and Recreation	Urban Development—R30
Portion Limpet Crescent road reserve	Local Road	Urban Development—R30
Portion Pepper Street road reserve	Local Road	Urban Development—R30
Portion Lovell Place road reserve	Local Road	Urban Development—R30
Portion Trumpet Way road reserve	Local Road	Urban Development—R30

2. Introducing new provisions into the Scheme text as Appendix 6 to enable the preparation and adoption of Detailed Area Plans—
 1. Detailed Area Plans
 - 1.1 A Detailed Area Plan will relate to a particular lot or lots and may be prepared—
 - 1.1.1 To elaborate or enhance the provisions of the Scheme, an approved Structure Plan or Development Plan;
 - 1.1.2 In the place of an application for Development Approval required to satisfy clause 6.3.2—Buildings on boundary, of the *Residential Design Codes*; or
 - 1.1.3 For any other planning purpose.
 2. Detailed Area Plan may be prepared
 - 2.1 Council or the Western Australian Planning Commission may by written notice require a landowner or developer to prepare and submit a Detailed Area Plan within a specified time—
 - 2.1.1 As a condition of subdivision approval; or
 - 2.1.2 In accordance with an approved Structure Plan or Development Plan;
 - 2.2 A landowner or developer may prepare and submit for approval a Detailed Area Plan for any land.
 - 2.2.1 Where land is subject to an approved Structure Plan or Development Plan, any proposed Detailed Area Plan shall be generally in accordance with the Structure Plan or Development Plan.
 3. Approval process
 - 3.1 Where a Detailed Area Plan is prepared under clause 2, the proponent shall submit four (4) copies of each Detailed Area Plan to Council for assessment.
 - 3.2 Within 60 days of receipt of a Detailed Area Plan, or such time as agreed in writing between Council and the proponent, Council shall consider the Detailed Area Plan and—
 - 3.2.1 Approve the Detailed Area Plan with or without modifications; or
 - 3.2.2 Refuse to approve the Detailed Area Plan.
 - 3.3 Council shall advise the proponent in writing of its decision.
 - 3.4 Should Council require modifications to the Detailed Area Plan as a condition of approval the proponent shall modify the Detailed Area Plan in consultation with the Council and resubmit the Detailed Area Plan within an agreed timeframe.
 - 3.5 Following the approval of the Detailed Area Plan by Council including any modifications required under clause 3.2.1 the Detailed Area Plan shall be endorsed by an officer authorised by the Council.
 - 3.6 The Local Government's refusal to approve a Detailed Area Plan under Appendix 6 is not a valid reason for the local government to refuse to endorse a Structure Plan or Development Plan under clause 5.2.
 4. Advertising a proposed Detailed Area Plan
 - 4.1 Council shall advertise the Detailed Area Plan in accordance with clause 4.3 of the Scheme.
 5. A Detailed Area Plan shall address the following matters—
 - (a) Building envelopes and setbacks;
 - (b) Distribution of land uses within a lot;
 - (c) Private open space;
 - (d) Services;
 - (e) Vehicular access, parking, loading and unloading areas, storage areas, and rubbish collection enclosures;
 - (f) The location, orientation, and design of buildings and the space between buildings;
 - (g) Advertising signs, lighting, and fencing;
 - (h) Landscaping, earthworks, and stormwater drainage;
 - (i) Finished building and ground levels;
 - (j) Protection of significant heritage, conservation, or environmental sites;
 - (k) Special development controls and guidelines; and
 - (l) Any other matter deemed relevant by Council.
 6. Submission of Detailed Area Plan to the WAPC
 - 6.1 Where a Detailed Area Plan is prepared or modified and is to form the basis for supporting subdivision of land, or where the Detailed Area Plan proposes to modify any policy of the WAPC, Council shall submit the Detailed Area Plan to the WAPC within 42 days of adoption and request that the WAPC endorse the Detailed Area Plan.
 7. Operation of Detailed Area Plans
 - 7.1 A Detailed Area Plan becomes effective when endorsed by a duly authorised officer of Council.

- 7.2 Where a Detailed Area Plan is submitted to the WAPC pursuant to clause 6(a), it shall become effective on the date Council receives notification from the WAPC of its endorsement of the Detailed Area Plan.
8. Amendment or Revocation of a Detailed Area Plan
- 8.1 A Detailed Area Plan may be amended by resolution of Council.
- 8.1.1 Where Council is of the opinion that a proposed modification to a Detailed Area Plan significantly affects the content or operation of a Detailed Area Plan, the proposed modification shall be advertised in accordance with section 4.
- 8.1.2 An amendment to a Detailed Area Plan shall come into effect in accordance with clause 7.
- 8.2 Council may resolve to revoke a Detailed Area Plan.
- 8.2.1 Where Council makes a resolution to revoke a Detailed Area Plan endorsed by the WAPC under clause 6(a) it shall advise the WAPC within 42 days of such resolution.

K. HOWLETT, Mayor.
I. HILL, Acting Chief Executive Officer.

PL404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Town of Port Hedland
Town Planning Scheme No. 5—Amendment No. 49

Ref: TPS/0845

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 Town of Port Hedland local planning scheme amendment on 12 September 2012 for the purpose of—

1. Rezoning or reclassifying the following parcels of Crown land in South Hedland to the 'Urban Development' zone—
 - (i) Lots 3505 and 3506 Koojarra Crescent—currently zoned 'Residential' with an R20 density code;
 - (ii) Lot 3508 Koojarra Crescent—currently zoned 'Community—Education';
 - (iii) Lot 3713 Koojarra Crescent—currently reserved 'Other Public Purposes—Water and Drainage';
 - (iv) Part Lot 3715 Koojarra Crescent—currently reserved 'Roads—Local Road'; and
 - (v) Lot 3435 Dorrigo Loop, Lot 3509 Kabbarli Loop, and Lots 3570 and 3625 Captains Way—currently reserved 'Open Space—Parks and Recreation'.
2. Amending the Scheme Map accordingly.

K. HOWLETT, Mayor.
I. HILL, Acting Chief Executive Officer.

PL405*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Melville
Community Planning Scheme No. 5—Amendment No. 65

Ref: TPS/0725

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 Melville local planning scheme amendment on 12 September 2012 for the purpose of—

1. Deleting Clause 7.2 (i).
2. Inserting (I) to Clause 7.3 as follows—
 - (l) incidental development associated with Single Houses and Grouped Dwellings as listed in Schedule 5.
3. Inserting the following definitions into Schedule 1: Interpretations—

'**Minor buildings**' are non-habitable, incidental buildings and include buildings such as garden sheds, water tanks, cubby houses, domestic animal or bird enclosures and the like.

'**Shade structures**' are incidental structures that provide shade to outdoor living areas and include gazebos, shade sails, pergolas, vergolas, patios and the like.

'Minor structures' are structures incidental to the primary building on the site. These include structures such as letter boxes, clothes lines, water features, outdoor cooking facilities, flag poles, basketball and netball hoops and the like.

'Minor appurtenances' are incidental fixtures attached to the outside of the building to which they are appurtenant. These include appurtenances such as external hot water systems, solar panels, air conditioning units, communications equipment and the like.

4. Inserting Schedule 5 as follows—

Development Conditions of Exemption

Minor buildings (1)	<ul style="list-style-type: none"> • Maximum height of 2.4m above natural ground level. • Located behind the Primary and Secondary Street setback line. • To comply with the Acceptable Development provisions of the Residential Design Codes relating to open space. • To have non-highly reflective roofing.
Shade Structures (2)	<ul style="list-style-type: none"> • Maximum height of 2.7m above natural ground level. • Located behind the Primary and Secondary Street setback line. • Open on two or more sides. • Open sided where they are located adjacent to a common boundary. • Patios not to cover more than two-thirds of the primary outdoor living area. • To have non-highly reflective roofing.
Minor Structures (3)	<ul style="list-style-type: none"> • Clothes lines located behind the street setback line and out of direct line of view of the street. • Water features and permanent outdoor cooking facilities where located behind the Primary or Secondary Street setback line are to be no more than 1.8m in height. Where located within the front setback area, water features and permanent outdoor cooking facilities are to be visually permeable above 1.2m in height. • Flag poles limited to one per property, not more than 8m in height and not used for advertising purposes. • Basketball and netball hoops limited to one per property and not greater than the standard competition size and height. • Letterboxes not to be located within the vehicle truncation area.
Minor appurtenances (4)	<ul style="list-style-type: none"> • External hot water systems and air conditioning units attached to an external wall are to be screened from view of the street and located no higher than 1.8m above natural ground level. • Cooling units located on the roof are to be coloured to match the roof. • Communications equipment to satisfy the Acceptable Development provisions of the Residential Design Codes or the alternative standards contained within Council policy.
Swimming Pools	<ul style="list-style-type: none"> • Not more than 0.5 metres above natural ground level.

R. AUBREY, Mayor.
S. SILCOX, Chief Executive Officer.

DECEASED ESTATES

ZX401*

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 Claim To Plan B, Trustees Limited of Level 28, 152-158 St, George's Terrace Perth on or before

the expiration of one month from the date of publication of this notice after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice—

Bishop	Sheila Eileen of Midland Nursing Home, 44 John Street, Midland, Widow died on 22 August 2012.
Glassford	Beryl May of Unit 26 Parkland Villas, 52–54 Leige Street, Woodlands, Widow died on 20 August 2012.
O'Connor	Joy Marguerite of Amberley Aged Care, 30 Mell Road, Spearwood, formerly of 175B Petra Street, East Fremantle, Widow died on 10 August 2012.
Gibson	Geoffrey of Site 19A Fremantle Village, 25 Cockburn Road, South Fremantle, Bus Driver found deceased on 28 August 2012.
Bowles	Doris of Anchorage Aged Care, 340 Anchorage Drive, Mindarie, Widow died on 12 August 2012.

Dated 3 October 2012.

MICHAEL SATIE, Manager Estate and Trust Administration.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Raymond Moore, Retired Press Operator, late of St Jude's Hostel, 30 Swan Street, Guildford, Western Australia, deceased.

Creditors and other persons having claims to which Section 63 of the *Trustees Act 1962*, relate in respect of the Estate of the deceased, who died on the 11th day of May 2012, are required by the Executor, Australian Executor Trustees (SA) Limited, to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by the 5th day of November 2012, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which it then has had notice.

Dated the 28th day of September 2012.

GARRY E. SAME, Taylor Smart.

ZX403*

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 5/11/2012 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bourke, Steven, also known as Stjepan Bogdanovic late of Villa, Dalmacia 27 Gorham Way, Spearwood, formerly of 30 Grover Way, Medina, died 13.04.2010 (DE33074898 EM35)

Callegari, Anthony, late of Avon Valley Residency Burgoyne Street, Northam, formerly of 26 Charles Street, Northam, died 31.08.2012 (DE19850537 EM23)

Ford, Jack, late of Craigmont Nursing Home, 6 Third (East) Avenue, Maylands, died 26.08.2012 (DE19781540 EM17)

Holly, Edna Joy, late of 7 Charing Crescent, Marangaroo, died 3.08.2012 (DE19771175 EM17)

London, Huskel Jack, late of Maurice Zeffert Centre, for the Aged 119 Cresswell Road, Dianella, died 18.06.2012 (DE19891808 EM16)

Owen, Beryl Kathleen, late of Carinya Nursing Home, 41 Bristol Avenue, Bicton, died 6.08.2012 (DE19580948 EM16)

Singleton, Laura May, late of Narrogin Nursing Home, 52 Williams Road, Narrogin, formerly of Balladong Lodge 13 Redmile Road, York, died 14.08.2012 (DE19812038 EM26)

Slaven, Eunice May, late of Mount La, Verna Retirement Village, 678 North Beach Road, Gwelup, died 25.08.2012 (DE19890152 EM15)

Vernon, Edna May, late of 15 Beacham Crescent, Medina, died 27.08.2012 (DE19711530 EM22)
 Zeplin, Maxwell Richard, late of 246 Amelia Street, Nollamara, died 18.06.2012 (DE19903079 EM24)

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

ZX404*

PUBLIC TRUSTEE ACT 1941

ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth 5 October 2012.

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

Name of Deceased	Address	Date of Death	Date Election Filed
Toni Michelle Leanne Payne DE33072442EM38	19 Springvale Drive Warwick	9 December 2011	25 September 2012

PUBLIC NOTICES

ZZ401*

PARTNERSHIP ACT 1895

DISSOLUTION OF PARTNERSHIP

To Peter Henry Snell and the creditors of Amandla Plastic Recycling.

Take Notice that Angela Agnes ("Angie") Birks, a partner in Amandla Plastic Recycling, whose registered office is 41 Radiata Avenue Ellenbrook Western Australia has given the other partner of Amandla Plastic Recycling, Peter Henry Snell, notice under section 43 of the *Partnership Act 1895* that the partnership is dissolved with effect from 3 September 2012 and that he thenceforth has had no authority whatsoever to incur debts in the name of Amandla Plastic Recycling or to incur liabilities or debts on her behalf or in her name.
