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— PART 1 —

PROCLAMATIONS

AA101*

ABORIGINAL HOUSING LEGISLATION AMENDMENT ACT 2010

No. 6 of 2010

PROCLAMATION

Western Australia

*By His Excellency**Doctor Kenneth Comninos Michael,
Companion of the Order of Australia,
Governor of the State of Western Australia*

[L.S.]

KENNETH COMNINOS MICHAEL
Governor

I, the Governor, acting under the Aboriginal Housing Legislation Amendment Act 2010 section 2(b) and with the advice and consent of the Executive Council, fix 1 July 2010 as the day on which the provisions of that Act, other than Part 1, come into operation.

Given under my hand and the Public Seal of the State on 15 June 2010.

By Command of the Governor,

W. R. MARMION, MLA, Minister for Housing.

AA102*

PUBLIC AND BANK HOLIDAYS ACT 1972

PROCLAMATION

Western Australia

*By His Excellency**Doctor Kenneth Comninos Michael,
Companion of the Order of Australia,
Governor of the State of Western Australia*

[L.S.]

KENNETH COMNINOS MICHAEL
Governor

I, the Governor, acting under the *Public and Bank Holidays Act 1972* section 7 and with the advice and consent of the Executive Council, appoint Tuesday 26 April 2011 to be a public holiday and bank holiday throughout the State of Western Australia.

Given under my hand and the Public Seal of the State on 1 June 2010.

By Command of the Governor,

W. R. MARMION, Minister for Commerce.

CONSUMER PROTECTION

CE301*

Trade Measurement Act 2006
Trade Measurement Administration Act 2006

Trade Measurement Amendment Regulations (No. 2) 2010

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Trade Measurement Amendment Regulations (No. 2) 2010*.

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 *Trade Measurement Regulations 2007*.

4. Regulation 3 amended

In regulation 3 insert in alphabetical order:

principal Act means the *Trade Measurement Act 2006*;

5. Regulation 5A inserted

At the end of Part 1 insert:

5A. Exemptions from the principal Act

- (1) This regulation applies on and after 1 July 2010.
- (2) For the purposes of the principal Act section 9, a person is exempt from a provision of the principal Act (*State provision*) if the person complies with the

provision of the National Measurement Act that most closely corresponds to the State provision.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

HEALTH

HE301*

Health Act 1911

Blood and Tissue (Transmissible Diseases) Amendment Regulations 2010

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Blood and Tissue (Transmissible Diseases) Amendment Regulations 2010*.

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 4 July 2010.

3. Regulations amended

These regulations amend the *Blood and Tissue (Transmissible Diseases) Regulations 1985*.

4. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Blood donor declaration

[r. 6]

There are some people in the community who MUST NOT give blood as it may transmit infections to people who receive it. So before you give blood we need you to answer some questions to ensure that it will

be safe for people to be given your blood or blood products. The following questions are a vital part of our effort to eliminate these diseases from the blood supply.

Even though there are a lot of questions they are all important and you need to answer every question on the form honestly and to the best of your ability. Answering these questions honestly is important because THERE ARE PENALTIES INCLUDING FINES AND/OR IMPRISONMENT FOR GIVING FALSE OR MISLEADING ANSWERS TO ANY OF THE QUESTIONS.

All donations of blood are tested for the presence of Hepatitis B and C, HIV 1 and 2 (AIDS virus), syphilis and HTLV I and II. Should your blood test be positive for any of these diseases or show a significantly abnormal result you will be notified.

DECLARATION

Thank you for answering the following questions.

If you are uncertain about how you should answer any of the questions please discuss your concerns with the interviewer.

You will be asked to sign this declaration in the presence of the interviewer once you have answered all the questions.

Please respond by placing a cross or a tick in the relevant box. Do not circle.

To the best of your knowledge have you:

1. In the last 12 months had an illness with swollen glands and a rash, with or without a fever? Yes No
2. Ever thought you could be infected with HIV or have AIDS? Yes No
3. Ever "used drugs" by injection or been injected, even once, with drugs not prescribed by your doctor or dentist? Yes No
4. Ever had treatment with clotting factors such as Factor VIII or Factor IX? Yes No
5. Ever had a test which showed you had Hepatitis B, Hepatitis C, HIV or HTLV? Yes No
6. In the last 12 months have you engaged in sexual activity with someone you might think would answer "yes" to any of questions 1-5? Yes No
7. Since your last donation or in the last 12 months have you had sexual activity with a new partner who currently lives or who has previously lived overseas? Yes No

Within the last 6 months have you:

8. Had a tattoo (including cosmetic tattooing), body and/or ear piercing, electrolysis or acupuncture? Yes No

Within the last 12 months have you:

9. Had male to male sex (that is, oral or anal sex) with or without a condom? Yes No
10. Had sex (with or without a condom) with a man who you think may have had oral or anal sex with another man? Yes No
11. Been a male or female sex worker (e.g. received payment for sex in money, gifts or drugs)? Yes No
12. Engaged in sexual activity with a male or female sex worker? Yes No
13. Been injured with a used needle (needlestick)? Yes No
14. Had a blood/body fluid splash to eyes, mouth, nose or to broken skin? Yes No
15. Been imprisoned in a prison or lock-up? Yes No
16. Had a blood transfusion? Yes No
17. Had (yellow) jaundice or hepatitis or been in contact with someone who has? Yes No

In making this declaration I understand that —

- as scientific knowledge advances, I may be asked to undergo further blood tests; and
- my donation is a gift, which may be used for therapeutic purposes and in some instances for the manufacture of diagnostic agents and research; and
- there are penalties, including fines and imprisonment, for providing false or misleading information.

I have also been advised by the interviewer that —

- there are some possible risks associated with donating blood; and
- I must follow the instructions of the staff to minimise those risks.

I hereby declare that I have answered the above questions honestly and to the best of my knowledge.

Donor's
signature: _____

Witness'
signature: _____

Print full
name: _____

Print full
name: _____

Donation
number: _____

Category of
authorisation: _____

Date and time of
declaration: _____

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

HE302*

Queen Elizabeth II Medical Centre Act 1966

Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws 2010

Made under section 13(2e)(b) of the Act by the Minister in his capacity as the board of Sir Charles Gardiner Hospital with the approval of the Governor given on the recommendation of the Trust.

1. Citation

These by-laws are the *Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws 2010*.

2. Commencement

These by-laws come into operation as follows —

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

3. By-laws amended

These by-laws amend the *Queen Elizabeth II Medical Centre (Delegated Site) By-laws 1986*.

4. By-law 3 amended

- (1) In by-law 3(1) delete the definitions of:

parking space

permit

- (2) In by-law 3(1) insert in alphabetical order:

parking permit means a permit granted under by-law 26AD;

parking space means a place on the site set aside and identified as a place where a vehicle may be parked;

prescribed fee, in relation to a matter, means the fee specified for that matter in Schedule 1;

- (3) In by-law 3(1) in the definition of *ticket vending machine* delete “which, on the placing therein of a coin or coins,” and insert:

which

5. By-law 8A inserted

After by-law 7 insert:

8A. Smoking

A person who smokes on the site commits an offence.

6. By-law 18 amended

In by-law 18 delete “*Road Traffic Code 1974*” and insert:

Road Traffic Code 2000

Note: The heading to amended by-law 18 is to read:

Application of *Road Traffic Code 2000*

7. By-law 20 replaced

Delete by-law 20 and insert:

20. Use of roads on site

(1) A person must not drive a vehicle —

- (a) on Hospital Avenue; or
- (b) on any part of —
 - (i) Gairdner Drive; or
 - (ii) Banksia Road; or
 - (iii) Caledonia Road,

where a sign prohibiting vehicles is displayed,

except for the purposes of entering or leaving a parking facility.

(2) Sub-by-law (1) does not apply if the vehicle is —

- (a) an ambulance; or
- (b) a patient transfer vehicle; or
- (c) a delivery vehicle; or
- (d) a shuttle bus for persons working on the site; or
- (e) a bus involved in the provision of a public passenger transport service by the Public Transport Authority of Western Australia under the *Public Transport Authority Act 2003*; or
- (f) a vehicle operated as a taxi under the *Taxi Act 1994*; or
- (g) a vehicle licensed as a taxi under the *Transport Co-ordination Act 1966*.

8. By-law 25 amended

Delete by-law 25(3), (3a) and (4).

9. By-laws 26 and 26A replaced

Delete by-laws 26 and 26A and insert:

26. Types of parking areas

- (1) The secretary may set aside a parking facility, or part of a parking facility as —
 - (a) a ticket parking area or a boom gate controlled ticket parking area for the purposes of by-law 26AA; or
 - (b) a paid staff parking area for the purposes of by-law 26AB; or
 - (c) a permit parking area for the purposes of by-law 26AC.
- (2) An area set aside under sub-by-law (1) must be identified as such by a sign or signs.

26AA. Parking in ticket parking area or boom gate controlled ticket parking area

- (1) In this by-law —

boom gate controlled ticket parking area means a boom gate controlled ticket area set aside under by-law 26(1)(a);

ticket parking area means a ticket parking area set aside under by-law 26(1)(a).
- (2) A person must not park a vehicle in a ticket parking area unless —
 - (a) the person has purchased a ticket by paying the prescribed fee for the length of time for which the vehicle is to be parked; and
 - (b) if a sign in the parking area requires that the ticket be displayed in the vehicle — the ticket is displayed as required.
- (3) A person must not drive a vehicle into or park a vehicle in a boom gate controlled ticket parking area unless the person has obtained a ticket from a ticket vending machine situated at the entrance to the parking area.
- (4) A person must not remove a vehicle from a boom gate controlled ticket parking area without paying the prescribed fee for the length of time for which the vehicle has been parked before removing the vehicle from the parking area.

26AB. Parking in paid staff parking area

- (1) In this by-law —
eligible staff member means a person who is in a class of persons determined by the secretary under sub-by-law (5);
paid staff parking area means an area set aside under by-law 26(1)(b).
- (2) A person must not park a vehicle in a paid staff parking area unless the person is an eligible staff member.
- (3) An eligible staff member who parks a vehicle in a paid staff parking area must pay the prescribed fee for the length of time for which the vehicle has been parked before removing the vehicle from the parking area.
- (4) A fee payable under this by-law is to be paid in a manner approved by the secretary.
- (5) The secretary may determine classes of persons who are eligible to park in paid staff parking areas.

26AC. Parking in permit parking area

- (1) In this by-law —
permit parking area means an area set aside under by-law 26(1)(c).
- (2) A person must not park a vehicle in a permit parking area unless —
 - (a) the person holds a parking permit of the class (if any) for which the area is set aside; and
 - (b) the person parks the vehicle in accordance with that permit; and
 - (c) the permit is displayed in or on the vehicle in the manner specified in the permit.

26AD. Parking permits

- (1) The secretary may determine classes of parking permits and the eligibility criteria for each class of parking permit.
- (2) An authorised person may grant parking permits of such classes and subject to any conditions the authorised person thinks fit.
- (3) Without limiting sub-by-law (2) a parking permit may be subject to conditions relating to all or any of the following —
 - (a) the vehicle, vehicles, or kind of vehicles, to which it relates;

- (b) the areas in which the permit holder is permitted to park;
 - (c) the times during which, or period of time for which, the permit holder is permitted to park;
 - (d) the number of persons who must be in the vehicle at the time it arrives at, or departs from, the site.
- (4) A parking permit —
- (a) takes effect on the day specified in it; and
 - (b) remains in effect for the period specified in it, unless it is cancelled before the end of that period.
- (5) If the holder of a parking permit of a particular class ceases to satisfy any of the eligibility criteria for that class of permit, the permit holder must notify an authorised person.

26AE. Application for parking permit

- (1) A person may apply to an authorised person for the grant of a parking permit.
- (2) An application must be made in writing in a form approved by the secretary.
- (3) An applicant must provide the authorised person with any additional information or document that the authorised person asks for.
- (4) If an applicant does not comply with the requirements of this by-law the authorised person may decline to deal with the application and is to advise the applicant accordingly.
- (5) An applicant or other person must not give information in relation to an application that the person knows to be —
 - (a) false or misleading in a material particular; or
 - (b) likely to deceive in a material way.

26AF. Fees for parking permits

- (1) The prescribed fee is payable for a parking permit.
- (2) The fees for a parking permit must be paid —
 - (a) in full for the whole of the period for which the permit is to be in force paid when the permit is issued; or
 - (b) in fortnightly payments made by way of payroll deduction; or
 - (c) in any other manner approved by the secretary.

- (3) An authorised person must not grant a parking permit unless at the time it is granted —
 - (a) the applicant pays the fee for the permit in accordance with sub-bylaw (2)(a); or
 - (b) the authorised person is satisfied that arrangements are in place for the fees for the permit to be paid in accordance with sub-bylaw (2)(b); or
 - (c) the authorised person is satisfied that the fees for the permit have been or will be paid in accordance with sub-bylaw (2)(c).

26AG. Cancellation of parking permit

- (1) There are grounds for cancelling a parking permit if —
 - (a) in the case of a permit holder who pays the fees for the permit in accordance with by-law 26AF(2)(b) or (c) — the permit holder fails to make any payment when it becomes due; or
 - (b) the permit holder fails to comply with a condition on the permit; or
 - (c) the permit holder breaches any of the by-laws in this Part; or
 - (d) the permit was granted in error in consequence of information provided in breach of by-law 26AE(5); or
 - (e) the permit holder ceases to satisfy any of the eligibility criteria for the relevant class of permit; or
 - (f) the secretary has determined that it is not practicable, for reasons relating to the operation or development of the site, for permits of a class to which the permit belongs to remain in force; or
 - (g) the permit holder requests that the permit be cancelled.
- (2) If an authorised person considers that there are grounds for cancelling a parking permit under sub-bylaw (1)(a) to (e), the authorised person may cancel the permit by giving the permit holder 14 days written notice.
- (3) If the secretary has made a determination under sub-bylaw (1)(f) in relation to a class of parking permits, an authorised person may cancel a parking permit in that class by giving the permit holder 60 days written notice.

- (4) If the permit holder requests an authorised person to do so, the authorised person may cancel the permit by giving the permit holder written notice.
- (5) The notice given under this by-law must set out the grounds on which the permit is cancelled.

26AH. Refund of parking permit fees

- (1) If a parking permit is cancelled on a ground referred to in by-law 26AG(1)(f) or (g) the secretary must cause any permit fee paid for any week commencing on or after the day on which the permit is cancelled to be refunded to the permit holder.
- (2) If a parking permit is cancelled on the ground referred to in by-law 26AG(1)(e) the secretary may cause any permit fee paid for any week commencing on or after the day on which the permit is cancelled to be refunded to the permit holder.
- (3) If an authorised person is satisfied that a permit holder will not park, or has not parked, on the site for a continuous period exceeding 4 weeks, the authorised person may waive the fees payable for the permit for that period.

10. By-law 26B amended

In by-law 26B(3) delete “fees for recovery of it at the rate of \$200 for the first 24 hours or part thereof and \$20 for each 7 days or part thereof thereafter.” and insert:

the prescribed fee.

11. By-law 27 amended

In by-law 27 in the definition of *alleged offender* after “includes” insert:

the

12. By-law 30 amended

In by-law 30(2)(d) delete “a complaint of”.

13. Schedule 1 inserted

After regulation 36 insert:

Schedule 1 — Fees

[bl. 3]

By-law		Fee
26AA(2) or 26AA(4)	Ticket parking — per hour (a) in parking area where maximum permitted length of stay is 3 hours (b) in other parking area	\$1.50 \$1.30
26AB(3)	Paid staff parking — per day	\$0.90
26AF(1)	Parking permit — per week (a) permit holder whose normal working hours exceed 3 days a week (b) permit holder whose normal working hours are 3 days a week or less	\$7.50 \$5.00
26B(3)	Removal and storage of vehicle (a) basic fee plus (b) if vehicle is stored for more than 24 hours — for each 7 days or part of 7 days for which vehicle is stored after first 24 hours	\$200 \$20

14. Schedule 2 amended

- (1) In Schedule 2:
- (a) delete the items for by-laws 4, 5 & 8, 6, 7, 9, 10, 11, 12, 13, 14, 15, 25(3), 25(4) and 26(10);
 - (b) after the item for by-law 15 delete the heading “TRAFFIC”.

- (2) In Schedule 2 insert in numerical order:

26AA(2)	Parking in ticket parking area —	
	(a) failing to purchase ticket for required period	20
	(b) failing to display ticket	30
26AA(3)	Parking in boom gate controlled ticket parking area without a ticket	20

26AA(4)	Removing a vehicle from boom gate controlled ticket parking area without paying the prescribed fee	20
26AB(2)	Parking in paid staff parking area when not an eligible staff member	45
26AB(3)	Failing to pay before leaving a paid staff parking area	20
26AC(2)	Unlawfully parking in a permit parking area	45

Dr KIM HAMES MLA
The Minister in his capacity as the board of
Sir Charles Gardiner Hospital

STEVEN COLE, Chairman
Recommended by The Queen Elizabeth II
Medical Centre Trust

Approved by the Governor,

PETER CONRAN, Clerk of the Executive Council.

MINERALS AND PETROLEUM

MP301*

Dangerous Goods Safety Act 2004

Dangerous Goods Safety (General) Amendment Regulations 2010

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Dangerous Goods Safety (General) Amendment Regulations 2010*.

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 *Dangerous Goods Safety (General) Regulations 2007*.

4. Regulation 3 amended

In regulation 3 delete the definition of *Explosives Code*.

5. Regulation 6 amended

In regulation 6(4) after “which” insert:

particular

6. Schedule 2 amended

(1) In Schedule 2 Form 1:

- (a) delete the rows that begin with “Alleged offender” and end with “Expiry date:” and insert:

Alleged offender (individual)	Family name		
	Given names		
	Address		
	Date of birth		Male/Female
	Driver's licence	No.: Type:	State/Country: Class(es):
Alleged offender (body corporate)	Name		
	ACN		ABN
	Address		

- (b) delete the passage that begins with “Resources Safety” and ends with “WA, 6850.” and insert:

Resources Safety
Department of Mines and Petroleum
Mineral House
100 Plain Street
East Perth WA 6004

- (2) In Schedule 2 Form 2 delete the passage that begins with “Resources Safety” and ends with “WA, 6850.” and insert:

Resources Safety
Department of Mines and Petroleum
Mineral House
100 Plain Street
East Perth WA 6004

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

MP302*

Dangerous Goods Safety Act 2004

Dangerous Goods Safety (Major Hazard Facilities) Amendment Regulations 2010

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Dangerous Goods Safety (Major Hazard Facilities) Amendment Regulations 2010*.

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 *Dangerous Goods Safety (Major Hazard Facilities) Regulations 2007*.

4. Regulation 4 amended

In regulation 4:

- (a) in the definition of *employee* delete paragraph (c) and “or” after it and paragraph (d) and insert:
 - (c) a training contract registered under the *Vocational Education and Training Act 1996* Part 7 Division 2;
- (b) in the definition of *major incident* delete “incident,” and insert:

incident involving or affecting a Schedule 1 substance,

5. Regulation 15 amended

In regulation 15(3) delete “notification that complies with regulation 17.” and insert:

written notice of the operator’s decision.

6. Schedule 1 amended

- (1) In Schedule 1 clause 1 Table 1 delete the row relating to “AMMONIA” and insert:

AMMONIA, ANHYDROUS	1005	200
--------------------	------	-----

- (2) In Schedule 1 clause 2 Table 2 in the category of substances “Flammable materials” in the second column delete:

- liquids with flashpoints <61°C and that in ambient conditions would be above their boiling points

and insert:

- liquids with flashpoints <60°C if present at a temperature that is above the ambient temperature and above their boiling points in ambient conditions

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

POLICE

PO301*

Security and Related Activities (Control) Act 1996

**Security and Related Activities (Control)
Amendment Regulations (No. 2) 2010**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Security and Related Activities (Control) Amendment Regulations (No. 2) 2010*.

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 *Security and Related Activities (Control) Regulations 1997*.

4. Regulation 25 amended

In regulation 25(1) delete the definition of *Division 1 offence* and insert:

Division 1 offence means an offence described in Schedule 2 Division 1;

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE

AG401*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976 IMPOSING RATES

Agriculture Protection Board
South Perth June 2010.

The Agriculture Protection Board of Western Australia, acting pursuant to Sections 60 and 61 of the *Agriculture and Related Resources Protection Act 1976*, and with the approval of the Minister for Agriculture and Food, hereby imposes—

- in accordance with Section 60 and 61 of the *Agriculture and Related Resources Protection Act 1976*, a (matched) rate of—
 - (a) 0.598 cents in the dollar on the unimproved value of the land held in the Kimberley Zone, comprising the municipal districts of Broome, Derby-West Kimberley, Wyndham-East Kimberley and Halls Creek; and
 - (b) 1.056 cents in the dollar on the unimproved value of the land in the Pilbara Zone, comprising the municipal districts of Ashburton, Roebourne, Port Hedland, East Pilbara;
 - (c) 2.700 cents in the dollar on the unimproved value of the land held in the Carnarvon Zone, comprising the municipal districts of Shark Bay, Carnarvon, Exmouth, Upper Gascoyne, Murchison;
 - (d) 2.250 cents in the dollar on the unimproved value of the land held in the Meekatharra Zone, comprising the municipal districts of Yalgoo, Mount Magnet, Cue, Meekatharra;
 - (e) 3.060 cents in the dollar on the unimproved value of the land held in the Kalgoorlie Zone, comprising the municipal districts of Ngaanyatjarraku, Wiluna, Sandstone, Leonora, Laverton, Menzies, Coolgardie, Kalgoorlie/Boulder, Dundas; and
 - (f) 3.000 cents in the dollar on the unimproved value of the other land within the State of Western Australia not forming part of the Kimberley, Pilbara, Carnarvon, Meekatharra, or Kalgoorlie Zones;

for the financial year commencing on the first day of July 2010.

The Common Seal of the Agriculture Protection Board of Western Australia was hereunto affixed in the presence of—

CHRIS RICHARDSON, Chairman,
Agriculture Protection Board.

Approved—

TERRY REDMAN, MLA, Minister for Agriculture and Food.

AG402*

STOCK DISEASES (REGULATIONS) ACT 1968 STOCK (IDENTIFICATION AND MOVEMENT) ACT 1970

APPOINTMENT

Department of Agriculture and Food
South Perth WA 6151.

The Governor is pleased to appoint the following as an Inspector pursuant to Section 8(1) of the *Stock Diseases (Regulations) Act 1968* and Section 37 of the *Stock (Identification and Movement) Act 1970*—

Peter John Newton

TERRY REDMAN, MLA, Minister for Agriculture and Food.

AG403*

BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007

DECLARATION

Declared Pests

Acting under the *Biosecurity and Agriculture Management Act 2007* section 22(2), I declare that each organism listed in column 1 of the table below is a declared pest for the area specified in column 2 in respect of that organism.

Table

1: Organism	2: Area
Skeleton weed (<i>Chondrilla juncea</i>)	The whole of the State
Three-horned bedstraw (<i>Galium tricorutum</i>)	The whole of the State
Tuberculosis (<i>Mycobacterium bovis</i>)	The whole of the State
Bovine Johne disease (<i>Mycobacterium avium</i> sp <i>paratuberculosis</i> —cattle strains)	The whole of the State
Enzootic bovine leucosis (<i>Bovine leukaemia virus</i>)	The whole of the State
Cattle tick (<i>Boophilus microplus</i>)	The whole of the State excluding the Kimberley Division (as described in Schedule 1 of the <i>Land Administration Act 1997</i>), other than those parts of the Kimberley Division which are within— Balgo: Reserve 46573 Billiluna: Pastoral Lease 3114/1105 Lake Gregory: Pastoral Lease 3114/1106 Wallal Downs: Pastoral Lease 3114/1079
Virulent footrot (<i>Dichelobacter nodosus</i> —S strains and U5 strain)	The whole of the State

Date 8 June 2010.

TERRY REDMAN MLA, Minister for Agriculture and Food.

CONSUMER PROTECTION

CE401*

CHARITABLE COLLECTIONS ACT 1946

REVOCATION OF LICENCES

I, Anne Driscoll, being the officer delegated by the Minister administering the *Charitable Collections Act 1946*, and acting in the exercise of the powers conferred by subsection (3) of section 12 of that Act, hereby give notice that I have revoked the licence of the organisations listed below—

- Bluey Day Foundation
- Rotary Club of Fremantle City Inc

Dated this 15th day of June 2010.

ANNE DRISCOLL, Commissioner for Consumer Protection.

ELECTORAL

EC401*

ELECTORAL ACT 1907

ELECTION OF OFFICERS PURSUANT TO SECTION 5F(1)(EB)

ELECTION NOTICE

Nominations are called from registered teachers, who teach in a school, for the election of—

- Board Member—Government School Representative (7)
- Board Member—Catholic School Representative (2)
- Board Member—Independent School Representative (1)

Nominations will be accepted from Monday 28 June 2010.

Nomination forms are to be completed in accordance with the *Western Australian College of Teaching (Elections) Regulations 2007* and must reach me no later than 4.00 pm on Friday 30 July 2010. Should an election be necessary, voting will close at 10.00 am on Monday 13 September 2010.

Candidate statement: Candidates may include with their nomination form a statement not exceeding 150 words in length. The statement must be confined to biographical information about the candidate and the candidate's policies or beliefs and is not to contain information that the Electoral Commissioner considers to be false, misleading or defamatory. Candidates may also include contact details and a recent passport size photograph of the candidate's head or head and shoulders.

How to Lodge Nominations

- **By Hand:** Western Australian Electoral Commission
Level 2, 111 St Georges Terrace
Perth WA 6000
- **By Post:** GPO Box F316
Perth WA 6841
- **By Fax:** 9226 0577

Nomination forms are available either from the Western Australian College of Teaching office or from me at the Western Australian Electoral Commission. Originals of faxed nominations must be mailed or hand-delivered to the Returning Officer.

All Members! Have you changed your address?

If so, please advise the Western Australian College of Teaching of your new address.

CATHY KING, Returning Officer.

Phone: 13 63 06

Email: waec@waec.wa.gov.au

ENERGY

EN401*

GAS STANDARDS ACT 1972

TESTING, APPROVAL AND LABELLING OF GAS APPLIANCES

The Director of Energy Safety hereby gives notice that from 22 June 2010.

(1) Pursuant to Section 13F of the *Gas Standards Act 1972* he adopts the full certification and safety certification of Type A gas appliances given in accordance with the following—

- (a) The Australian Gas Association's national Product Certification Schemes for gas appliances and components, under the published rules of those schemes, administered and operated by The Australian Gas Association, 2 Park Way, Braeside, Victoria 3195;
- (b) SAI Global Product Compliance, Gas Safety Certification for Gas Appliances and Components, under the published rules of those schemes, administered and operated by SAI Global, 286 Sussex Street, Sydney, New South Wales 2000;
- (c) IAPMO R&T Oceana 'GasMark' Certification Scheme for gas appliances and components, under the published rules of those schemes, administered and operated by IAPMO R&T Oceana, 249 Hawthorn Road, Caulfield North, Victoria 3144; and
- (d) Global-Mark Pty Ltd 'Global-Mark' Certified Gas Safety Program for gas appliances and components, under the published rules of those schemes, administered and operated by Global-Mark Pty Ltd, Suite 4.07, 32 Delhi Road, North Ryde, New South Wales 2113.

(2) All certifications by The Australian Gas Association since 1 January 2004 are also recognised under paragraph [1(a)] above.

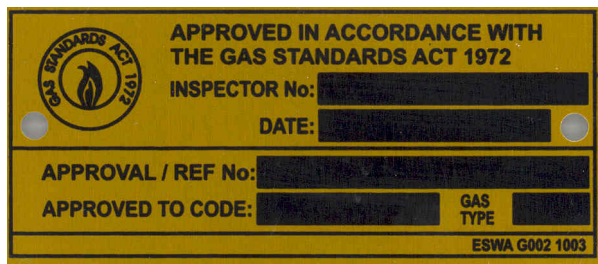
(3) All certifications by SAI Global Product Compliance since 9 September 2005 are also recognised under paragraph [1(b)] above.

(4) All certifications by IAPMO R&T Oceana since 16 January 2009 are also recognised under paragraph [1(c)] above.

(5) Pursuant to Section 13E of the *Gas Standards Act 1972* the following bodies, through their relevantly authorised inspectors, are each recognised to be a competent authority to test and approve limited quantities of new Type A gas appliances in WA, under the delegated authority of the Director—

- (a) PSG Gas Consultants;
- (b) Hi-Speed Gas Pty Ltd;
- (c) Peter's Commercial Kitchens;
- (d) Strachan Plumbing and Gas;
- (e) My Maintenance Company.

(6) Approval badges in the form shown—



are the recognised mark to be carried by Type A gas appliances approved under (5) above.

The Notice published in the *Government Gazette* dated 16 January 2009 under provisions of the *Gas Standards Act 1972* and titled "Testing, Approval and Labelling of Gas Appliances" is hereby revoked.

KEN BOWRON, Director of Energy Safety,
Department of Commerce.

HERITAGE

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

Notice is hereby given in accordance with section 51(2) of the *Heritage of Western Australia Act 1990* that, pursuant to directions from the Minister for Heritage, the places described in Schedule 1 have been entered in the Register of Heritage Places on a permanent basis with effect from today.

Schedule 1

Description of Place

Peter Pan, 69-71 Forrest Street, Coolgardie; Lots 414 and 415 on DP 222289 being the whole of the land contained in C/Ts V 1779 F 752 and F 753.

St Albans, 423 Beaufort Street, cnr St Alban's Ave, Highgate; Lot 21 on D 49211 being the whole of the land contained in C/T V 1432 F 193.

Pursuant to directions from the Minister for Heritage, notice is hereby given in accordance with Section 49(1) of the *Heritage of Western Australia Act 1990* that it is proposed that the places described in Schedule 2 be entered in the Register of Heritage Places on a permanent basis. The Heritage Council invites submissions on the proposal, which must be in writing and should be forwarded to the address below not later than 3 August 2010. The places will be entered in the Register on an interim basis with effect from today in accordance with section 50(1) of the *Heritage of Western Australia Act 1990*.

Schedule 2

Description of Place

Administration Building and Chapel, Aquinas College, 58 Mount Henry Road, Salter Point; Ptn of Lot 18 on Plan 3383 being part of the land contained in C/T V 1550 F 176 as defined on HCWA Survey Drawing No. 2396 prepared by Midland Survey Services.

Dated 22 June 2010.

GRAEME GAMMIE, Executive Director,
Office of the Heritage Council of W.A.
108 Adelaide Terrace East Perth WA 6004.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954*Shire of Toodyay***FIRE CONTROL OFFICER**

It is hereby notified for public information that Mr Mick Rogers of Coondle and Mrs Heather Wearmouth of Julimar have been appointed as Fire Control Officers, for the Shire of Toodyay in accordance with the Bush Fires Act 1954 and Regulations.

SIMON FRASER, Acting Chief Executive Officer.

LG402*

LOCAL GOVERNMENT ACT 1995*City of Melville***AUTHORISED PERSON**

It is hereby notified for public information that Bruce Lewis Bauer has been appointed as an Authorised Person at Garden City Shopping Centre Booragoon (as defined in the City of Melville Parking Facilities Local Laws) and as an Authorised Person for the purposes of Section 9.10, 9.13 and 9.15 of the *Local Government Act 1995*.

SHAYNE SILCOX, Chief Executive Officer.

LG403*

LOCAL GOVERNMENT ACT 1995*Town of Kwinana***(BASIS OF RATES)**

Department of Local Government.

DLG: KW5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Executive Director Governance and Legislation of the Department of Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 1 July 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA*Town of Kwinana*

All those portions of land being Lots 801 to 811 inclusive as shown on Deposited Plan 62595.

LG404*

LOCAL GOVERNMENT ACT 1995*City of Wanneroo***(BASIS OF RATES)**

Department of Local Government.

DLG: WC5-4#05

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Executive Director Governance and Legislation of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 8 June 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA*City of Wanneroo*

All those portions of land being Lots 367 to 408 inclusive, Lots 420 to 428 inclusive, Lot 450 and Lot 451 as shown on Deposited Plan 61663; Lot 210, Lot 253, Lot 254, Lots 261 to 310 inclusive, Lot 9002 and Lot 9501 as shown on Deposited Plan 63028; Lots 197 to 209 inclusive, Lots 211 to 216 inclusive, Lots 230 to 237 inclusive, Lots 244 to 248 inclusive and Lots 255 to 260 inclusive as shown on Deposited Plan 63048; Lots 803 to 808 inclusive, Lots 823 to 829 inclusive, Lot 837, Lot 838, Lots 945 to 952 inclusive, Lot 956, Lots 968 to 973 inclusive and Lots 989 to 1002 inclusive as shown on Deposited Plan 63669; Lots 957 to 967 inclusive, Lots 974 to 988 inclusive, Lots 1003 to 1019 inclusive, Lot 1042, Lot 1072 and Lot 1073 as shown on Deposited Plan 63701; Lots 601 to 615 inclusive, Lots 619 to 628 inclusive, Lots 630 to 634 inclusive and Lot 9000 as shown on Deposited Plan 63756; Lots 616 to 618 inclusive and Lot 629 as shown on Deposited Plan 63757; Lots 1025 to 1030 inclusive, Lots 1052 to 1056 inclusive, Lots 1058 to 1064 inclusive, Lots 1074 to 1084 inclusive and Lots 1087 to 1114 inclusive as shown on Deposited Plan 64721; Lots 341 to 383 inclusive, Lots 392 to 395 inclusive and Lots 402 to 405 inclusive as shown on Deposited Plan 66286 and Lots 1 to 36 inclusive as shown on Strata Plan 55742.

LG405*

LOCAL GOVERNMENT ACT 1995*City of Albany*
(BASIS OF RATES)

Department of Local Government.

DLG: AL5-4#03

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Executive Director Governance and Legislation of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 22 June 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA*City of Albany*

All those portions of land being Lot 102 and Lot 105 as shown on Deposited Plan 62379.

LG406*

LOCAL GOVERNMENT ACT 1995*City of Rockingham*
(BASIS OF RATES)

Department of Local Government.

DLG: RK5-4#06

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Executive Director Governance and Legislation of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 1 July 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA*City of Rockingham*

All those portions of land being Lots 971 to 981 inclusive, Lot 1018 and Lot 1019 as shown on Deposited Plan 64794; Lots 982 to 994 inclusive, Lots 997 to 1000 inclusive, Lots 1003 to 1007 inclusive, Lots 1010 to 1017 inclusive and Lots 1020 to 1030 inclusive as shown on Deposited Plan

65203; Lots 302 to 310 inclusive, Lots 335 to 339 inclusive, Lot 343, Lot 344, Lots 346 to 356 inclusive, Lot 358, Lot 359, Lot 381 and Lot 9514 as shown on Deposited Plan 65431 and Lots 171 to 173 inclusive, Lots 214 to 217 inclusive, Lots 222 to 234 inclusive, Lot 243 and Lots 250 to 252 inclusive as shown on Deposited Plan 65966.

LG407*

LOCAL GOVERNMENT ACT 1995

City of Geraldton Greenough
(BASIS OF RATES)

Department of Local Government.

DLG: GH5-4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Executive Director Governance and Legislation of the Department of Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedules hereunder shall be gross rental value for the purposes of rating with effect from 1 July 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA

City of Geraldton—Greenough

All those portions of land comprised in the schedules below—

SCHEDULE “A”

All that portion of land being Lot 23 as shown on Certificate of Title Volume 1308 Folio 4.

SCHEDULE “B”

all those portions of land being Lot 1 as shown on Diagram 32471; Lot 31 as shown on Diagram 77934 and Lot 151 as shown on Diagram 78655.

SCHEDULE “C”

All those portions of land being Lot 17 as shown on Plan 6087; Lot 70 as shown on Plan 9762 and Lot 80 as shown on Plan 15415.

SCHEDULE “D”

All those portions of land being Lot 200 and Lot 201 as shown on Deposited Plan 41398; Lot 125 and Lot 129 as shown on Deposited Plan 47185; Lot 114 and Lot 117 as shown on Deposited Plan 50305; Lots 710 to 725 inclusive, Lots 730 to 733 inclusive, Lots 736 to 740 inclusive and Lot 757 as shown on Deposited Plan 51707; Lot 130 and Lot 131 as shown on Deposited Plan 54807; Lots 201 to 207 inclusive, Lot 216, Lot 217 and Lots 222 to 232 inclusive as shown on Deposited Plan 60567 and Lots 208 to 215 inclusive as shown on Deposited Plan 62182.

LG408*

LOCAL GOVERNMENT ACT 1995

City of Geraldton Greenough
(BASIS OF RATES)

Department of Local Government

DLG: GH5-4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Executive Director Governance and Legislation of the Department of Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be unimproved value for the purposes of rating with effect from 1 July 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule
ADDITIONS TO UNIMPROVED VALUE AREA
City of Geraldton—Greenough

All those portions of land being Lot 2 and Lot 3 as shown on Diagram 75877; Lots 53 to 55 inclusive as shown on Deposited Plan 38639 and Lot 80 as shown on Deposited Plan 48095.

LG409*

LOCAL GOVERNMENT ACT 1995
Shire of Augusta-Margaret River
 (BASIS OF RATES)

Department of Local Government.

DLG: AM5-4#07

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, Executive Director Governance and Legislation of the Department of Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 13 May 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule
ADDITION TO GROSS RENTAL VALUE AREA
Shire of Augusta-Margaret River

All those portions of land being Lot 1 and Lot 2 as shown on Deposited Plan 61225.

LG410*

LOCAL GOVERNMENT ACT 1995
Shire of Esperance
 (BASIS OF RATES)

Department of Local Government.

DLGRD: ES5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, Executive Director Governance and Legislation of the Department of Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 1 July 2010.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule
ADDITIONS TO GROSS RENTAL VALUE AREA
Shire of Esperance

All those portions of land being Lots 2202 as shown on Deposited Plan 41056 and Lot 20, Lot 21, Lot 26, Lots 33 to 47 inclusive, Lots 122 to 125 inclusive, Lots 127 to 132 inclusive and Lot 9500 as shown on Deposited Plan 64784.

LG411*

LOCAL GOVERNMENT ACT 1995
Shire of Shark Bay
 (BASIS OF RATES)

Department of Local Government.

DLG: SB5-4#02

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, Executive Director Governance and Legislation of the Department of

Local Government under delegation from the Hon John Castrilli MLA, Minister for Local Government, being charged for the time being with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 1 July 2011.

BRAD JOLLY, Executive Director Governance and Legislation.

Schedule

ADDITION TO GROSS RENTAL VALUE AREA

Shire of Shark Bay

All those portions of land being Lots 303 to 305 inclusive as shown on Deposited Plan 50257; Lot 94 as shown on Deposited Plan 191948; Lot 248 as shown on Deposited Plan 194329 and Lot 110 as shown on Deposited Plan 219964.

MARINE/MARITIME

MX401*

WESTERN AUSTRALIAN MARINE ACT 1982

RESTRICTED SPEED AREA—ALL VESSELS

City of Bunbury

Koombana Bay

Department of Transport,
Fremantle WA, 22 June 2010.

ACTING pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982, the Department of Transport hereby revoke Notice MX 402, published in the *Government Gazette* on 4 June 2010 and replaces it with the following—

ACTING pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982, the Department of Transport by this notice limits the speed of all vessels to 8 knots commencing from Tuesday 22 June 2010 until further notice.

KOOMBANA BAY: All waters inshore of Koombana Bay bounded by lines commencing at the Breakwater Navigational Light on McKenna Point (33° 18.082'S and 115° 38.765'E), through to the starboard lateral marker number five (5) (33° 18.065'S and 115° 39.077'E), through to port lateral marker number four (4) (33° 18.051'S and 115° 39.185'E), through to the navigational light at the seaward end of the southern break water of The Cut (33° 18.227'S and 115° 40.189'E) excluding all current Navigable Waters gazetted areas.

DAVID HARROD, General Manager,
Marine Safety, Department of Transport.

MINERALS AND PETROLEUM

MP401*

PETROLEUM PIPELINES ACT 1969

**PETROLEUM PIPELINES (MANAGEMENT OF SAFETY OF PIPELINE OPERATIONS)
REGULATIONS 2010**

PETROLEUM PIPELINES (OCCUPATIONAL SAFETY AND HEALTH) REGULATIONS 2010

INSTRUMENT OF DELEGATION

I, Norman Moore, Minister for Mines and Petroleum for the State of Western Australia, being authorised, by or under the Act described hereunder to delegate to any officer of the Department of Mines and Petroleum any of my powers and functions under the Act and its regulations, do hereby—

In respect to the Petroleum Pipelines Act 1969 of Western Australia—

Delegate, pursuant to s.61 of the Act, to the person who for the time being holds, occupies or performs the duties of the office of Executive Director, Resources Safety Division in the Department of Mines and Petroleum and to the person who for the time being holds, occupies or performs the duties of the office of Director Petroleum Safety in the Department of Mines and Petroleum, the powers and functions of the Minister under the following sections of the Act—

56C, Sch.1—Div.1, cl.2; Div.3(3), cl.24, cl.28, cl.32, cl.33; Div.3(6), cl.44; Div.4(1), cl.45, cl.46; Div.4(2) cl. 47; Div.4(4) cl.63; Div.6 cl.70, cl. 71.

In respect to the Petroleum Pipelines (Management of Safety of Pipeline Operations) Regulations 2010 of Western Australia—

Delegate, to the person who for the time being holds, occupies or performs the duties of the office of Executive Director, Resources Safety Division in the Department of Mines and Petroleum and to the person who for the time being holds, occupies or performs the duties of the office of Director Petroleum Safety in the Department of Mines and Petroleum, the powers and functions of the Minister under the following provisions of the regulations—

10, 16, 20, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 39, 40, 41, 45, 47, 50.

In respect to the Petroleum Pipelines (Occupational Safety and Health) Regulations 2010 of Western Australia—

Delegate, to the person who for the time being holds, occupies or performs the duties of the office of Executive Director, Resources Safety Division in the Department of Mines and Petroleum and to the person who for the time being holds, occupies or performs the duties of the office of Director Petroleum Safety in the Department of Mines and Petroleum, the powers and functions of the Minister under the following provisions of the regulations—

6, 7, 26, 27, 34.

Dated at Perth this 14th day of June 2010.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

MP402*

**PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967
PETROLEUM AND GEOTHERMAL ENERGY RESOURCES (MANAGEMENT OF SAFETY)
REGULATIONS 2010
PETROLEUM AND GEOTHERMAL ENERGY RESOURCES (OCCUPATIONAL SAFETY
AND HEALTH) REGULATIONS 2010**

INSTRUMENT OF DELEGATION

I, Norman Moore, Minister for Mines and Petroleum for the State of Western Australia, being authorised, by or under the Act described hereunder to delegate to any officer of the Department of Mines and Petroleum any of my powers and functions under the Act and its regulations, do hereby—

In respect to the Petroleum and Geothermal Energy Resources Act 1967 of Western Australia—

Delegate, pursuant to s.25 of the Act, to the person who for the time being holds, occupies or performs the duties of the office of Executive Director, Resources Safety Division in the Department of Mines and Petroleum and to the person who for the time being holds, occupies or performs the duties of the office of Director Petroleum Safety in the Department of Mines and Petroleum, the powers and functions of the Minister under the following sections of the Act—

149C, Sch.1—Div.1, cl.2; Div.3(3), cl.24, cl.28, cl.32, cl.33; Div.3(6), cl.44; Div.4(1), cl.45, cl. 46; Div.4(2) cl. 47; Div.4(4) cl.63; Div.6 cl.70, cl. 71.

In respect to the Petroleum and Geothermal Energy Resources (Management of Safety) Regulations 2010 of Western Australia—

Delegate, to the person who for the time being holds, occupies or performs the duties of the office of Executive Director, Resources Safety Division in the Department of Mines and Petroleum and to the person who for the time being holds, occupies or performs the duties of the office of Director Petroleum Safety in the Department of Mines and Petroleum, the powers and functions of the Minister under the following provisions of the regulations—

18, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 39, 40, 41, 45, 47, 50.

In respect to the Petroleum and Geothermal Energy Resources (Occupational Safety and Health) Regulations 2010 of Western Australia—

Delegate, to the person who for the time being holds, occupies or performs the duties of the office of Executive Director, Resources Safety Division in the Department of Mines and Petroleum and to the person who for the time being holds, occupies or performs the duties of the office of Director Petroleum Safety in the Department of Mines and Petroleum, the powers and functions of the Minister under the following provisions of the regulations—

6, 7, 26, 27, 34.

Dated at Perth this 14th day of June 2010.

NORMAN MOORE MLC, Minister for Mines and Petroleum.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor, in accordance with Section 52(1)(b) of the *Interpretation Act 1984*, has approved the Hon Dr G G Jacobs MLA to act temporarily in the office of Minister for Health; Indigenous Affairs in the absence of the Hon Dr K D Hames MLA for the period 24 June to 7 July 2010 (both dates inclusive).

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 73 dated 7 May 2010.

P. CONRAN, Director General,
Department of the Premier and Cabinet.

PC402*

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor, in accordance with Section 52(1)(b) of the *Interpretation Act 1984*, has approved the Hon C C Porter MLA to act temporarily in the office of Minister for Police; Emergency Services; Road Safety in the absence of the Hon R F Johnson MLA for the period 24 September to 8 October 2010 (both dates inclusive).

P. CONRAN, Director General,
Department of the Premier and Cabinet.

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005 APPROVAL OF PLANNING SCHEME AMENDMENT

Shire of Ashburton

Town Planning Scheme No. 7—Amendment No. 6

Ref: TPS/007

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 Ashburton local planning scheme amendment on 20 May 2010 for the purpose of modifying Clause 6.11.4 of the Scheme to read as follows—

- 6.11.4 Local Government, in considering applications for subdivision/amalgamation of land shall not recommend approval of lots in the Mixed Business, Industry or Industrial/Mixed Business Development Zones which are below 2000m² or include battleaxe access legs unless the subdivision/amalgamation proposes connection to reticulated sewer, water power and drainage and is land included in an approved Development Plan pursuant to Clause 6.4 of the Scheme.

G. MUSGRAVE, Shire President.
K. PEARSON, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Bunbury
Town Planning Scheme No. 7—Amendment No. 40

Ref: TPS/0247

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 Bunbury local planning scheme amendment on 20 May 2010 for the purpose of adjusting Table No. 1—Zoning Table of the Scheme to delete the symbol “X” in the column headed “Mixed Business” and against the Use Class—“Tavern” and replacing it with the symbol “A”.

D. L. SMITH, Mayor.
G. TREVASKIS, Chief Executive Officer.

TRANSPORT

TR401*

RAILWAYS (ACCESS) ACT 1998
RAILWAYS (ACCESS) CODE 2000
2010 WEIGHTED AVERAGE COST OF CAPITAL (WACC) FOR THE WESTNET RAIL,
PUBLIC TRANSPORT AUTHORITY AND THE PILBARA INFRASTRUCTURE
RAIL NETWORKS

The *Railways (Access) Code 2000* requires the Authority to make an annual determination, as at 30 June, of the WACC to be applied when calculating the floor and ceiling costs for each of the rail networks covered under Schedule 1 of the Code. The Code does not require public consultation except for the WACC determination as at 30 June in 2003 and every fifth year thereafter.

The Authority has calculated the 2010 real pre-tax WACC for the above rail networks as follows—

- 8.91 per cent for the WestNet Rail (**WNR**) freight rail network.
- 6.32 per cent for the Public Transport Authority (**PTA**) urban rail network.
- 11.43per cent for The Pilbara Infrastructure (**TPI**) rail network.

The 2010 WACC applies for the period 1 July 2010 to 30 June 2011.

The calculations are available on the Authority’s web site.

LYNDON G. ROWE, Chairman,
Economic Regulation Authority.

WORKCOVER

WC401*

WORKERS’ COMPENSATION AND INJURY MANAGEMENT ACT 1981
APPROVED MEDICAL SPECIALISTS ORDER (NO. 4) 2010

Made by WorkCover WA under section 146F(1) of the Act.

1. Citation

This order is the *Approved Medical Specialists Order (No. 4) 2010*.

2. Approved medical specialists

The following medical practitioner is designated as an approved medical specialist under section 146F(1) of the Act—

Dr. Euan Thompson

MICHELLE REYNOLDS, Chief Executive Officer.
WorkCover WA.

PUBLIC NOTICES

ZZ401

PARTNERSHIP ACT 1895
CHANGE OF OWNERSHIP

Esperance Freight Lines; Kalgoorlie Freight Lines; Geraldton Freight Lines

Take notice that from 10 June 2010, Jencoldan Pty Ltd ATF Danks Family Trust ceased to participate as a partner in the above businesses. The proprietor of the above businesses is now solely Mattben Pty Ltd ATF Michael Harding Family Trust.

MATTBEN PTY LTD (ACN 105 515 568).

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Lenard Eric Neve, late of 63 Greenhill Road, Kalgoorlie, 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 in Kalgoorlie between 23 and 25 January 2010, are required by the trustee of PO Box 1171, Port Hedland WA 6721 to send particulars of their claims to the trustee within one month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

MACDONALD RUDDER LAWYERS.

ZX402

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Ruth Hatfield, late of Tanby Hall Aged Care, 1 Tanby Place, Cooloongup, Western Australia.

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 6 March 2010 at Cooloongup aforesaid are required by the Executor and Trustee of care of Messrs Dwyer Durack Lawyers of 8th Floor, 40 St Georges Terrace, Perth to send particulars of their claims to him by 23 July 2010 after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

REQUEST FOR SUPERSEDED REPRINTS (ACTS)

The Parliamentary Counsel's Office in conjunction with State Law Publisher are undertaking a project to scan all versions of reprints of Acts (including superseded versions) that are currently in force to have the complete reprint history of each title available on our web site. The completion of this project will substantially add to the historical information already available to clients.

There are some superseded reprints we are not able to locate. Listed below are the titles and reprint versions that we would like to borrow to photocopy.

If you have any of these reprints in your archives and would be willing to lend them to the State Law Publisher we would like to hear from you, of course the reprints will be returned undamaged.

- Administration Act 1903**—Reprint No. 1 (including 28 of 1934);
- Builders' Registration Act 1939**—Reprint No. 3 (27 July 1961);
- Electoral Act 1907**—Reprint No. 3 (21 Oct. 1949);
- Electoral Act 1907**—Reprint No. 5 (26 Feb. 1962);
- Government Railways Act 1904**—Reprint No. 1 (21 Feb. 1949);
- Health Act 1911**—Reprint No. 4 (including 21 of 1944);
- Metropolitan Water Supply, Sewerage and Drainage Act 1909**—Reprint No. 1; (including 2 of 1941)
- Mining on Private Property Act 1898**—Reprint No. 3 (2 Sept. 1966);
- Motor Vehicle (Third Party) Act 1943**—Reprint No. 1;
- Motor Vehicle (Third Party) Act 1943**—Reprint No. 3 (23 Aug. 1954);
- Sale of Goods Act 1895**—Reprint No. 1 (8 May 1956);
- Sale of Goods Act 1895**—Reprint No. 2 (15 Apr 1965);
- Superannuation and Family Benefits Act 1938**—Reprint No. 1.

Please contact John Thompson if you need more information or if you can assist in this matter.

John Thompson
Business Manager, Sales & Editorial,
State Law Publisher,
10 William St, Perth 6000

Phone 9426 0010
Fax 9321 7536
Email: john.thompson@dpc.wa.gov.au

WANTED!!!

Old copies of the *Government Gazette*

State Law Publisher is in the process of scanning all *Government Gazettes* (back to the first one ever published in the 1840's) with the intention of adding the archived copies to our existing on-line service.

We are looking for **donations** of any copies (**pre 1950**) that are no longer required by clients and would be appreciative of any assistance you can offer in this undertaking.

The scanning process requires single pages, therefore we need to trim the spine off each gazette, which unfortunately ruins the gazettes for future use.

Our preference is for unwanted copies, however, if a client requires their gazettes returned, State Law Publisher will reprint and replace individual editions. If a bound copy is supplied and is to be returned we will reprint all gazettes and arrange to have them rebound for the client.

The benefits of having all the gazettes and indices on-line and searchable will be enormous. This service should remove the need for clients to retain hard copies and will free up valuable storage space.

Barring any unforeseen delays, it should take around a month to scan each year and then release on our website.

Please contact John Thompson on 9426 0010 if you can assist by supplying editions of the *Government Gazette*. For large quantities we will arrange for them to be collected.

STATE LAW PUBLISHER

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