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# — PART 1 —

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## HEALTH

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HE301\*

Food Act 2008

### Food Amendment Regulations 2011

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Food Amendment Regulations 2011*.

**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 *Food Regulations 2009*.

**4. Schedule 1 amended**

In Schedule 1 amend the provisions listed in the Table as set out in the Table.

**Table**

<b>Provision</b>	<b>Delete</b>	<b>Insert</b>
Sch. 1 it. 1	2.25	2.00
	0.70	0.65
	3.25	2.90
Sch. 1 it. 5	3.30	2.20
	0.66	0.52
	5.28	4.11

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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**MINERALS AND PETROLEUM**

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MP301\*

Mines Safety and Inspection Act 1994

**Mines Safety and Inspection Amendment  
Regulations 2011**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Mines Safety and Inspection Amendment Regulations 2011*.

**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 *Mines Safety and Inspection Regulations 1995*.

**4. Regulation 1.3 amended**

In regulation 1.3 delete the definition of *medical practitioner* and insert:

*medical practitioner* means a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the medical profession;

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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**TRANSPORT**

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TN301\*

Railways (Access) Act 1998

**Railways (Access) Amendment Code 2011**

Made by the Minister under section 4 of the Act.

**1. Citation**

This Code is the *Railways (Access) Amendment Code 2011*.

**2. Commencement**

This Code comes into operation as follows —

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

**3. Code amended**

This Code amends the *Railways (Access) Code 2000*.

**4. Schedule 4 clause 1 amended**

In Schedule 4 clause 1 in the definition of *operating costs*:

- (a) in paragraph (b) delete “cycle,” and insert:  
  
cycle; and
- (b) after paragraph (b) insert:
  - (c) payments made in respect of any lease or licence that the railway owner or an associate of the railway owner holds over any land, but only to the extent that the Regulator determines that those payments relate to land used for constructing, maintaining or operating the relevant railway and are not capital costs under clause 2(5),

**5. Schedule 4 clause 2 amended**

- (1) Delete Schedule 4 clause 2(2) and (2a) and insert:
  - (2) For the purposes of this clause, railway infrastructure includes a cutting or embankment made for any reason after the commencement of this Code.
- (2) In Schedule 4 clause 2(3) delete “The costs referred to in the definition in subclause (1)” and insert:

Capital costs (other than capital costs under subclause (5))

- (3) After Schedule 4 clause 2(4) insert:
  - (5) Capital costs include amounts for the amortisation of —
    - (a) the costs incurred by the railway owner or an associate of the railway owner to acquire any interest in land; and
    - (b) any other costs incurred by the railway owner or an associate of the railway owner in relation to the acquisition of any interest in land (for example, costs in connection with Aboriginal heritage or native title issues or other transaction costs),

but only to the extent that the Regulator determines that those amounts relate to the acquisition after the commencement of this Code of an interest in land used for constructing, maintaining or operating the relevant railway.

C. PORTER, Treasurer.

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## — PART 2 —

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### LOCAL GOVERNMENT

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LG401\*

**DOG ACT 1976***Shire of Kalamunda***AUTHORISED PERSONS**

It is hereby notified for public information that the following persons pursuant to section 29(1) of the *Dog Act 1976* have been appointed as Dog Registration Officers for the Shire of Kalamunda—

- Lorraine Uszko
- Kristy Elizabeth McGuire
- Jenny Rae Woodgate
- Dorothy Gay Lawrence
- Janine Eunice Morton
- Elinor Adderley Whitney
- Kathryn Margaret Morton
- Charlene Maree Popperwell

Such appointments are to remain valid until revoked, or until the person appointed is no longer employed by the Shire of Kalamunda. This notice cancels all previous appointments.

JAMES TRAIL, Chief Executive Officer.

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### MINERALS AND PETROLEUM

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MP401

**DANGEROUS GOODS SAFETY ACT 2004**

DANGEROUS GOODS SAFETY APPOINTMENT NOTICE (No. 3) 2011

Made by the Chief Dangerous Goods Officer under s 27(1) of the *Dangerous Goods Safety Act 2004*.

**1. Citation**

This notice may be cited as the *Dangerous Goods Safety Appointment Notice (No. 3) 2011*.

**2. Dangerous goods officers appointed**

I appoint each person listed below to be a dangerous goods officer—

Donny Lawrence James

S. RIDGE, Chief Dangerous Goods Officer,  
(Executive Director of the Resources  
Safety Division of the  
Department of Mines and Petroleum,  
Western Australia).

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## PARLIAMENT

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PA401\*

PARLIAMENT OF WESTERN AUSTRALIA  
Royal Assent to Bills

It is hereby notified for public information that the Deputy of the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Acts 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.
Conservation Legislation Amendment Act 2011	13 September 2011	36 of 2011
Curriculum Council Amendment Act 2011	13 September 2011	37 of 2011

MALCOLM PEACOCK, Clerk of the Parliaments.

14 September 2011.

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## PLANNING

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PL401\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Broome*  
Town Planning Scheme No. 4—Amendment No. 36

Ref: TPS/0302

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 Broome Planning Scheme Amendment 36 on 1 September 2011 for the purpose of recoding all the residential land as generally bounded by Frederick Street, D'Antoine Street, Pryor Drive, Piggott Way, Guy Street, Pembroke Road, Dickson Drive, Dora Street, Robert Street, Herbert Street, Anne Street, Puerto llano Place, Placanica Place, Matsumoto Street, Stracke Cove, Tang Street, Lyons Street, Broome from 'Residential' R10/20 and 'Residential' R15 code area and including it in the 'Residential' R30 code area and modifying the Scheme Map accordingly.

G. T. CAMPBELL, Shire President.  
K. R. DONOHOE, Chief Executive Officer.

PL402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
METROPOLITAN REGION SCHEME MINOR AMENDMENT 1213/57  
Eastern Districts Omnibus 8  
Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local governments of Swan, Mundaring, Kalamunda, Bayswater, Bassendean and is seeking public comment.

The amendment proposes update various zones and reservations in the Eastern Districts of the Perth Metropolitan Region Scheme (MRS) in relation to Government and landowner proposals, rationalisations of zones and reservations to match cadastral boundaries and generally to ensure the MRS is kept up-to-date as the statutory regional plan for Perth.

The Western Australian Planning Commission certifies that, in its opinion, the proposed amendment does not constitute a substantial alteration to the MRS.

The plans showing the proposed change and the WAPC amendment report which explains the proposal, will be available for public inspection from Tuesday 20 September 2011 to Friday 25 November 2011 at—

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



- City of Swan
- City of Bayswater
- Shire of Mundaring
- Shire of Kalamunda
- Town of Bassendean

Documents are also available from the PlanningWA website [www.planning.wa.gov.au](http://www.planning.wa.gov.au).

Any person who desires to make a submission to support, object or provide comment on any part of the proposed amendment should do so on a form 57. This submission form is available from the display locations, the amendment report and the internet.

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, Locked Bag 2506, Perth WA 6001; on or before 5 pm **Friday 25 November 2011**.

Late submissions will not be considered.

TONY EVANS, Secretary,  
Western Australian Planning Commission.

PL403\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**LOCAL PLANNING SCHEME AVAILABLE FOR INSPECTION**  
*Shire of Busselton*  
Local Planning Scheme No. 21

Ref: 853/6/6/22

Notice is hereby given that the local government of the Shire of Busselton has prepared the abovementioned local planning scheme for the purpose of—

1. setting out the local government's planning aims and intentions for the scheme area;
2. setting aside land as reserves for recreation and public purposes;
3. zoning land within the scheme area for the purposes defined in the scheme;
4. controlling and guiding land use and development;
5. setting out procedures for the assessment and determination of planning applications;
6. making provision for the administration and enforcement of the scheme; and
7. addressing other matters set out in the Schedule 7 to the *Planning and Development Act*.

Plans and documents setting out and explaining the local planning scheme have been deposited at Council Offices, Southern Drive, Busselton, at the Department of Planning, Sixth Floor, Bunbury Tower, 61 Victoria Street, Bunbury, and at the Western Australian Planning Commission, 140 William Street, Perth, and will be available for inspection during office hours up to and including 19 December 2011.

Submissions on the local planning scheme may be made in writing on Form No. 4 and lodged with the undersigned on or before 19 December 2011.

M. ARCHER, Chief Executive Officer.

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## RACING, GAMING AND LIQUOR

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RA401

**LIQUOR CONTROL ACT 1988**  
LIQUOR APPLICATIONS

The following is a summary of applications received under the *Liquor Control Act 1988 (the Act)* and required to be advertised.

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
14063	Hotham Ridge Winery Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in Wandering and known as Hotham Ridge Winery	16/10/2011
14152	Bahk Brothers Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Perth and known as Shiro Japanese Restaurant	16/10/2011
14156	Central Walk Pty Ltd	Application for the grant of a Small Bar licence in respect of premises situated in Joondalup and known as Jason's Food and Wine	20/10/2011
14158	The Ripe Bunch Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Busselton and known as Snake & Herring	11/10/2011

This notice is published under section 67(5) of the Act.

Dated: 15 September 2011.

B. A. SARGEANT, Director of Liquor Licensing.

WESTERN AUSTRALIA

**FREEDOM OF INFORMATION ACT 1992**

**\*Price: \$25.40 plus postage**

\* Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**RETIREMENT VILLAGES ACT 1992**

**Price: \$48.60 plus postage**

**RETIREMENT VILLAGES REGULATIONS 1992**

**\*Price: \$6.25 plus postage**

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