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# — PART 1 —

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## FISHERIES

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**FI301\***

Fish Resources Management Act 1994

### **Fish Resources Management Amendment Regulations (No. 5) 2007**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Fish Resources Management Amendment Regulations (No. 5) 2007*.

**2. Commencement**

These regulations come into operation on 1 July 2007.

**3. The regulations amended**

The amendments in these regulations are to the *Fish Resources Management Regulations 1995\**.

[\* *Reprint 6 as at 6 October 2006.*

*For amendments to 2 May 2007 see Western Australian Legislation Information Tables for 2006, Table 4, and Gazette 16 February 2007.]*

**4. Schedule 1 amended**

Schedule 1 Part 3 is amended as follows:

- (a) in item 3(3), by deleting “7 343.00” and inserting instead —  
“ 8 231.00 ”;
- (b) in item 3(4), by deleting “23.56” and inserting instead —  
“ 26.41 ”;
- (c) in item 3(5), by deleting “704.00” and inserting instead —  
“ 790.00 ”;

- (d) in item 3(6), by deleting “103.00” and inserting instead —  
“ 115.00 ”;
- (e) in item 3(7), by deleting “116.00” and inserting instead —  
“ 119.00 ”;
- (f) in item 3(8), by deleting “58.00” and inserting instead —  
“ 59.94 ”;
- (g) in item 3(10), by deleting “2 129.00” and inserting instead —  
“ 2 386.00 ”;
- (h) in item 3(11)(a) and (b), by deleting “816.00” and inserting instead —  
“ 915.00 ”;
- (i) in item 3(12)(a) and (b), by deleting “907.00” and inserting instead —  
“ 930.00 ”;
- (j) in item 3(13), by deleting “3 102.00” and inserting instead —  
“ 3 477.00 ”;
- (k) in item 3(14)(b), by deleting “56.06” and inserting instead —  
“ 61.00 ”;
- (l) in item 3(15)(a), by deleting “8 984.00” and inserting instead —  
“ 10 071.00 ”;
- (m) in item 3(15)(b), by deleting “3 163.00” and inserting instead —  
“ 3 545.00 ”;
- (n) in item 3(15)(c) and (d), by deleting “116.00” and inserting instead —  
“ 119.00 ”;
- (o) in item 3(16), by deleting “7.73” and inserting instead —  
“ 7.98 ”;
- (p) in item 3(17), by deleting “6.00” and inserting instead —  
“ 6.73 ”;
- (q) in item 3(18), by deleting “2 574.00” and inserting instead —  
“ 2 660.00 ”;

- (r) in item 3(21), by deleting “13.36” and inserting instead —  
“ 14.98 ”;
- (s) in item 3(22), by deleting “1 106.00” and inserting instead —  
“ 1 126.00 ”;
- (t) in item 3(23)(a), by deleting “17.16” and inserting instead —  
“ 17.73 ”;
- (u) in item 3(23)(b), by deleting “23.94” and inserting instead —  
“ 24.74 ”;
- (v) in item 3(23)(c), by deleting “51.39” and inserting instead —  
“ 53.11 ”;
- (w) in item 3(23)(d), by deleting “98.51” and inserting instead —  
“ 101.79 ”;
- (x) in item 3(24), by deleting “1 096.00” and inserting instead —  
“ 1 228.00 ”;
- (y) in item 3(25), by deleting “538.00” and inserting instead —  
“ 604.00 ”;
- (z) in item 3(26)(a), (b), (c), (d) and (e), by deleting “907.00” and inserting instead —  
“ 930.00 ”;
- (aa) in item 3(27), by deleting “980.00” and inserting instead —  
“ 1 005.00 ”;
- (bb) in item 3(28), by deleting “935.00” and inserting instead —  
“ 1 048.00 ”;
- (cc) in item 3(29), by deleting “240.00” and inserting instead —  
“ 268.00 ”;
- (dd) in item 3(33), by deleting “43.71” and inserting instead —  
“ 45.17 ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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**LOCAL GOVERNMENT**

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LG301\*

Animal Welfare Act 2002

**Animal Welfare (General) Amendment  
Regulations 2007**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Animal Welfare (General) Amendment Regulations 2007*.

**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. The regulations amended**

The amendments in these regulations are to the *Animal Welfare (General) Regulations 2003*\*.

[\* *Published in Gazette 4 April 2003, p. 1077-96.*

*For amendments to 28 May 2007 see Western Australian Legislation Information Tables for 2006, Table 4.]*

**4. Schedule 1 amended**

Schedule 1 is amended as follows:

- (a) by deleting item 3;
- (b) by deleting item 8;
- (c) after item 12A by inserting —

“

- 12B. Model Code of Practice for the Welfare of Animals:  
Husbandry of Captive-Bred Emus (2<sup>nd</sup> Edition)

*First published by the Primary Industries  
Ministerial Council in 2006*

- 12C. Model Code of Practice for the Welfare of Animals:  
Land Transport of Poultry (2<sup>nd</sup> Edition)

*First published by the Primary Industries  
Ministerial Council in 2006*

- 12D. Model Code of Practice for the Welfare of Animals:  
The Camel (2<sup>nd</sup> Edition)

*First published by the Primary Industries  
Ministerial Council in 2006*

”  
”

- (d) by deleting item 17.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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## MARINE/MARITIME

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MX301\*

Shipping and Pilotage Act 1967

### **Ports and Harbours Amendment Regulations 2007**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Ports and Harbours Amendment Regulations 2007*.

**2. Commencement**

These regulations come into operation on 1 July 2007.

**3. The regulations amended**

The amendments in these regulations are to the *Ports and Harbours Regulations 1966*\*.

[\* *Reprint 1 as at 1 August 2003.*  
*For amendments to 26 April 2007 see Western Australian  
Legislation Information Tables for 2006, Table 4.]*

**4. Third Schedule amended**

- (1) The Third Schedule Division 2 item 1(a) is amended as follows:
  - (a) by deleting “\$103.30” and inserting instead —  
“ \$108.20 ”;
  - (b) by deleting “\$135.10” and inserting instead —  
“ \$141.50 ”;
  - (c) by deleting “\$197.70” and inserting instead —  
“ \$207.10 ”;
  - (d) by deleting “\$303.40” and inserting instead —  
“ \$317.90 ”.
  - (e) by deleting “\$463.00” and inserting instead —  
“ \$485.20 ”.
  - (f) by deleting “\$723.40” and inserting instead —  
“ \$758.10 ”.
- (2) The Third Schedule Division 2 item 1(b) is amended by deleting  
“\$92.10” and inserting instead —  
“ \$96.50 ”.
- (3) The Third Schedule Division 2 item 3 is amended as follows:
  - (a) by deleting “\$103.30” and inserting instead —  
“ \$108.20 ”;
  - (b) by deleting “\$135.10” and inserting instead —  
“ \$141.50 ”;
  - (c) by deleting “\$197.80” and inserting instead —  
“ \$207.10 ”;
  - (d) by deleting “\$303.40” and inserting instead —  
“ \$317.90 ”;
  - (e) by deleting “\$463.00” and inserting instead —  
“ \$485.20 ”;
  - (f) by deleting “\$723.40” and inserting instead —  
“ \$758.10 ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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MX302\*

Shipping and Pilotage Act 1967

## Ports and Harbours Amendment Regulations (No. 2) 2007

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Ports and Harbours Amendment Regulations (No. 2) 2007*.

### 2. Commencement

These regulations come into operation on 1 July 2007.

### 3. The regulations amended

The amendments in these regulations are to the *Ports and Harbours Regulations 1966*\*.

[\* *Reprint 1 as at 1 August 2003.*

*For amendments to 8 May 2007 see Western Australian Legislation Information Tables for 2006, Table 4.]*

### 4. Regulation 14 amended

Regulation 14(3) is amended by deleting “\$4 200.95” and inserting instead —

“ \$4 402.60 ”.

### 5. Regulation 15 amended

Regulation 15(3) is amended by deleting “\$691.34” and inserting instead —

“ \$724.53 ”.

### 6. Regulation 15A amended

- (1) Regulation 15A(1)(a) is amended by deleting “\$688.76” and inserting instead —

“ \$721.82 ”.

- (2) Regulation 15A(2) is amended as follows:

- (a) in paragraph (a) by deleting “\$688.76” and inserting instead —

“ \$721.82 ”;

- (b) in paragraph (c) by deleting “\$817.75” and inserting instead —  
“ \$857.00 ”.

**7. Regulation 15B amended**

Regulation 15B is amended as follows:

- (a) by deleting “\$327.61” and inserting instead —  
“ \$343.34 ”;
- (b) by deleting “\$469.50” and inserting instead —  
“ \$492.04 ”.

**8. Regulation 15C amended**

Regulation 15C(a) is amended as follows:

- (a) by deleting “\$103.19” and inserting instead —  
“ \$108.14 ”;
- (b) by deleting “\$691.34” and inserting instead —  
“ \$724.53 ”;
- (c) by deleting “\$1 795.43” and inserting instead —  
“ \$1 881.62 ”.

**9. Regulation 16 amended**

Regulation 16(d)(i) is amended by deleting “\$759.70” and inserting instead —

“ \$796.17 ”.

**10. Third Schedule amended**

(1) The Third Schedule Division 1 item 1 is amended as follows:

- (a) by deleting “\$4 616.83” and inserting instead —  
“ \$4 838.44 ”;
- (b) by deleting “\$4 724.63” and inserting instead —  
“ \$4 951.42 ”;
- (c) by deleting “\$5 244.42” and inserting instead —  
“ \$5 496.15 ”;
- (d) by deleting “\$5 799.04” and inserting instead —  
“ \$6 077.39 ”;
- (e) by deleting “\$6 958.58” and inserting instead —  
“ \$7 292.59 ”;
- (f) by deleting “\$7 780.21” and inserting instead —  
“ \$8 153.66 ”;
- (g) by deleting “\$8 517.99” and inserting instead —  
“ \$8 926.85 ”.

- (2) The Third Schedule Division 1 item 2 is amended as follows:
- (a) in paragraph (a) by deleting “\$573.97” and inserting instead —  
“ \$601.52 ”;
  - (b) in paragraph (c)(i) by deleting “\$327.61/hour” and inserting instead —  
“ \$343.34/hour ”;
  - (c) in paragraph (c)(ii) by deleting “\$469.50/hour” and inserting instead —  
“ \$492.04/hour ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

**MX303\***

Shipping and Pilotage Act 1967  
Western Australian Marine Act 1982

## **Mooring Amendment Regulations 2007**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Mooring Amendment Regulations 2007*.

### **2. Commencement**

These regulations come into operation on 1 July 2007.

### **3. The regulations amended**

The amendments in these regulations are to the *Mooring Regulations 1998\**.

[\* Reprint 1 as at 8 August 2003.

For amendments to 26 April 2007 see *Western Australian Legislation Information Tables for 2006, Table 4.*]

**4. Schedule 2 amended**

Schedule 2 is amended as follows:

- (a) in items 1, 3, 4, 5, 6 and 7 by deleting “\$51.50” and inserting instead —  
“ \$64.20 ”;
- (b) in item 2 by deleting “\$251.60” and inserting instead —  
“ \$364.30 ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

**MX304\***

Western Australian Marine Act 1982

## **Navigable Waters Amendment Regulations 2007**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Navigable Waters Amendment Regulations 2007*.

**2. Commencement**

These regulations come into operation on 1 July 2007.

**3. The regulations amended**

The amendments in these regulations are to the *Navigable Waters Regulations 1958\**.

[\* *Reprint 12 as at 4 August 2006.*

*For amendments to 1 May 2007 see Western Australian Legislation Information Tables for 2006, Table 4.]*

**4. Regulation 45B amended**

- (1) The Table to regulation 45B(3a)(b) is amended as follows:
  - (a) by deleting “\$58.60” and inserting instead —  
“ \$61.40 ”;
  - (b) by deleting “\$114.80” and inserting instead —  
“ \$120.30 ”;
  - (c) by deleting “\$213.50” and inserting instead —  
“ \$223.70 ”;
  - (d) by deleting “\$292.30” and inserting instead —  
“ \$306.30 ”.
- (2) Regulation 45B(4) is amended by deleting “\$27.50.” and inserting instead —  
“ \$28.80. ”.

**5. Regulation 45BAA amended**

Regulation 45BAA(4)(g) is amended by deleting “\$27.50” and inserting instead —  
“ \$28.80 ”.

**6. Regulation 45BA amended**

- (1) Regulation 45BA(2) is amended as follows:
  - (a) by deleting “\$241.60” and inserting instead —  
“ \$253.10 ”;
  - (b) by deleting “\$65.80” and inserting instead —  
“ \$68.90 ”.
- (2) Regulation 45BA(3) is amended by deleting “\$181.80” and inserting instead —  
“ \$190.50 ”.
- (3) Regulation 45BA(6a)(b) is amended by deleting “\$65.80.” and inserting instead —  
“ \$68.90. ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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MX305\*

Western Australian Marine Act 1982

## **W.A. Marine (Certificates of Competency and Safety Manning) Amendment Regulations 2007**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *W.A. Marine (Certificates of Competency and Safety Manning) Amendment Regulations 2007*.

### **2. Commencement**

These regulations come into operation on 1 July 2007.

### **3. The regulations amended**

The amendments in these regulations are to the *W.A. Marine (Certificates of Competency and Safety Manning) Regulations 1983\**.

[\* Reprint 2 as at 17 September 2004.

For amendments to 26 April 2007 see *Western Australian Legislation Information Tables for 2006, Table 4.*]

### **4. Schedule 3 amended**

Schedule 3 is amended as follows:

- (a) by deleting "\$59.10" in the 3 places where it occurs and inserting instead —  
" \$70.80 ";
- (b) by deleting "\$47.90" in both places where it occurs and inserting instead —  
" \$57.30 ";
- (c) by deleting "\$36.70" and inserting instead —  
" \$43.90 ";
- (d) by deleting "\$102.70" and inserting instead —  
" \$123.60 ";
- (e) by deleting "\$95.90" and inserting instead —  
" \$114.80 ";
- (f) by deleting "\$61.40" and inserting instead —  
" \$73.50 ";

- (g) by deleting “\$5.90” and inserting instead —  
“ \$7.00 ”;
- (h) by deleting “\$8.80” and inserting instead —  
“ \$10.50 ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

**MX306\***

Western Australian Marine Act 1982

## **W.A. Marine (Hire and Drive Vessels) Amendment Regulations 2007**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *W.A. Marine (Hire and Drive Vessels) Amendment Regulations 2007*.

### **2. Commencement**

These regulations come into operation on 1 July 2007.

### **3. The regulations amended**

The amendments in these regulations are to the *W.A. Marine (Hire and Drive Vessels) Regulations 1983\**.

[\* *Reprint 2 as at 10 November 2006.*]

### **4. Regulation 4 amended**

Regulation 4(2)(e) is amended as follows:

- (a) in substituted clause 3.1.2(1)(b) by deleting “\$308.30” and inserting instead —  
“ \$389.80 ”;

- (b) in substituted clause 3.1.2(3)(b) by deleting “\$153.40” and inserting instead —  
“ \$191.40 ”;
- (c) in substituted clause 3.1.3(m) by deleting “\$58.90.” and inserting instead —  
“ \$73.50. ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

**MX307\***

Western Australian Marine Act 1982

## **W.A. Marine (Radiotelephony) Amendment Regulations 2007**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *W.A. Marine (Radiotelephony) Amendment Regulations 2007*.

### **2. Commencement**

These regulations come into operation on 1 July 2007.

### **3. The regulations amended**

The amendments in these regulations are to the *W.A. Marine (Radiotelephony) Regulations 1981\**.

[\* *Reprint 2 as at 3 November 2006.*]

### **4. Regulation 16 amended**

- (1) Regulation 16(2a) is amended by deleting “\$294.20” and inserting instead —  
“ \$372.10 ”.



- (2) Regulation 16(2b) is amended by deleting “\$147.10.” and inserting instead —  
“ \$183.50. ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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## **RACING, GAMING AND LIQUOR**

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**RG301\***

Casino (Burswood Island) Agreement Act 1985

### **Casino (Burswood Island) Agreement Amendment Order 2007**

Made by the Governor in Executive Council under section 3A of the Act.

**1. Citation**

This order is the *Casino (Burswood Island) Agreement Amendment Order 2007*.

**2. The Act amended**

The amendment in this order is to the *Casino (Burswood Island) Agreement Act 1985\**.

[\* *Reprinted as at 5 April 2002.*

*For amendments to 1 May 2007 see Western Australian Legislation Information Tables for 2006, Table 1 and Act No. 77 of 2006.]*

3. **Schedule 11 inserted**

After Schedule 10 the following Schedule is inserted —

“

**Schedule 11 — Tenth Supplementary Agreement**

[s. 3A]

**Casino (Burswood Island) Agreement**

**TENTH SUPPLEMENTARY AGREEMENT**

**THIS AGREEMENT** made the 2<sup>nd</sup> day of November 2006

**B E T W E E N :**

**THE HONOURABLE MARK McGOWAN MLA**, the Minister of the Crown for the time being charged with the administration of the Control Act acting for and on behalf of the State of Western Australia and its instrumentalities from time to time (“**the State**”)

**AND**

**BURSWOOD NOMINEES LTD.** (ACN 078 250 307) of Burswood Entertainment Complex, Great Eastern Highway, Burswood in the State of Western Australia as trustee of the Burswood Property Trust (“**the Trustee**”)

**AND**

**BURSWOOD RESORT (MANAGEMENT) LIMITED** (ACN 009 396 945) of Burswood Entertainment Complex, Great Eastern Highway, Burswood in the State of Western Australia as manager of the Burswood Property Trust (“**the Manager**”)

**RECITALS:**

- A. The State, the Trustee (by virtue of the *West Australian Trustees Limited (Merger) Act 1989*) and the Manager (by virtue of a deed of retirement and appointment of manager made on 13 August 1990 and a deed of assumption and covenant made on 13 November 1991) are parties to an agreement dated 20 February 1985 ratified by and scheduled to the *Casino (Burswood Island) Agreement Act 1985* as amended by:
- (a) the Supplementary Agreement made on 14 September 1987;
  - (b) the Second Supplementary Agreement made on 3 May 1990;
  - (c) the Third Supplementary Agreement made on 13 November 1991;
  - (d) the Fourth Supplementary Agreement made on 30 March 1992;
  - (e) the Fifth Supplementary Agreement made on 3 April 1995;
  - (f) the Sixth Supplementary Agreement made on 22 June 1996;

- (g) the Seventh Supplementary Agreement made on 9 June 1997;
- (h) the Eighth Supplementary Agreement made on 18 June 2003; and
- (i) the Ninth Supplementary Agreement made on 23 November 2005,

which agreement as so amended is referred to in this Agreement as “**the State Agreement**”.

- B. The parties have agreed to further amend the State Agreement for the purpose of more efficiently or satisfactorily implementing or facilitating certain of its objectives.

### THE PARTIES AGREE AS FOLLOWS:

#### 1. Definitions and Interpretation

Words and expressions defined in the State Agreement when used in this Agreement have, unless the context otherwise requires, the same meanings as in the State Agreement and the provisions of clause 2 of the State Agreement as to interpretation apply to this Agreement.

#### 2. Variation and Operation

Pursuant to and subject to clause 5 of the State Agreement the parties agree to amend the State Agreement in the manner set out in this Agreement.

#### 3. Clause 2 amended

Clause 2 of the State Agreement is amended by inserting after the definition of “Electronic Gaming Machine” the following definition:-

*“**Electronic Gaming Machine Levy**” means, for the purpose of subparagraph 23(1)(c)(ii)(C) the percentage of Casino Taxable Revenue for Electronic Gaming Machines set out in column 2 of the table in item 1 of Schedule F.”*

#### 4. Clause 23 amended

Clause 23 of the State Agreement is amended by deleting subclause (1)(c) and substituting the following:-

*“(c) subject to subclause (2), to the Board in respect of each and every month an amount equal to the greater of:*

*(i) \$83,334; or*

*(ii) the aggregate of:*

*(A) one per centum (1%) of Casino Taxable Revenue for Table Games for the month;*

*(B) one per centum (1%) of Casino Taxable Revenue for International Commission Business for the month; and*

(C) for each month during the period set out in column 1 of the table in item 1 of Schedule F, the Electronic Gaming Machine Levy,

subject to item 2 of Schedule F, payment to be made to the Board by monthly payments on, and commencing on, the same dates as payments are made to the Treasurer of the State pursuant to paragraph (a). The Board must apply moneys received under this paragraph solely for the purpose of performing the functions for which it was or is constituted and to be expended on or directly in relation to the Resort Site and the reasonable administration expenses of the Board.

**5. Schedule F inserted**

The State Agreement is amended by inserting after Schedule E new Schedule F in the form attached to this Agreement.

**6. Effective Date**

The amendments to the State Agreement set out in clauses 3, 4 and 5 of this Agreement shall take effect not earlier than 1 January 2007.

AS WITNESS the execution of this Agreement by or on behalf of the parties the day and year first hereinbefore written.

SIGNED by **THE** )  
**HONOURABLE MARK** )  
**MCGOWAN MLA** for and on )  
behalf of the State of Western )  
Australia in the presence of: )  
)

*Mark McGowan*

HON MARK MCGOWAN MLA  
Minister for the Environment;  
Racing and Gaming

JON MARTIN NICHOLS  
PRINCIPAL POLICY OFFICER

*J Nichols*

THE COMMON SEAL of the )  
said **BURSWOOD NOMINEES** )  
**LTD** (ACN 078 250 307) was )  
hereunto affixed by authority of )  
the Board of Directors in the )  
presence of: )

*D.S.*

*David Courtney*  
DAVID GRAEME COURTNEY  
DIRECTOR

*J Henwood*  
JUSTINE LISA HENWOOD  
SECRETARY

THE COMMON SEAL of )  
**BURSWOOD RESORT** )  
**(MANAGEMENT) LIMITED** )  
 (ACN 009 396 945) was hereunto )  
 affixed by authority of the Board ) *C.S.*  
 of Directors in the presence of: )

*David Courtney*

DAVID GRAEME COURTNEY  
 DIRECTOR

*J Henwood*

JUSTINE LISA HENWOOD  
 SECRETARY

## SCHEDULE F

### ITEM 1 – ELECTRONIC GAMING MACHINE LEVY

Column 1	Column 2
<b>Period</b>	<b>Electronic Gaming Machine Levy</b>
On and from 1 January 2007 to 31 December 2007	1.5% of Casino Taxable Revenue for Electronic Gaming Machines
On and from 1 January 2008	2% of Casino Taxable Revenue for Electronic Gaming Machines

### ITEM 2 – MANNER OF ADJUSTMENT, CALCULATION AND PAYMENT

To give effect to the agreement of the parties that the Electronic Gaming Machine Levy rates specified in this Schedule F take effect from 1 January 2007:

- (1) the Board will determine the amount equal to the Electronic Gaming Machine Levy which would have been payable for the period commencing 1 January 2007 and concluding on the last day of the month within which this Agreement takes effect, if this Agreement had taken effect on 1 January 2007;
- (2) if the amount calculated under paragraph (1) of this Item 2 is more than the actual amount paid by the Trustee under clause 23(1)(c) for the period referred to in paragraph (1), then the Trustee must pay the difference between the two amounts to the Board at the same time and in the same manner as the next monthly payment is due under clause 23(1)(c); and
- (3) if the amount calculated under paragraph (2) of this Item 2 is less than the actual amount paid by the Trustee under clause 23(1)(c) of the State Agreement for the period referred to in paragraph (1) then the difference between the two amounts shall be set off against future monthly payments under clause 23(1)(c) until it has been set off in full.

”

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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**TRANSPORT**

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TR301\*

Perth Parking Management Act 1999

**Perth Parking Management Amendment  
Regulations (No. 2) 2007**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Perth Parking Management Amendment Regulations (No. 2) 2007*.

**2. Commencement**

These regulations come into operation on 1 July 2007.

**3. The regulations amended**

The amendments in these regulations are to the *Perth Parking Management Regulations 1999*\*.

[\* *Reprint 1 as at 21 January 2005.*

*For amendments to 23 April 2007 see Western Australian Legislation Information Tables for 2006, Table 4.]*

**4. Schedule 2 amended**

Schedule 2 is amended as follows:

- (a) in item 11(i), by deleting “84.75” and inserting instead —  
“ 88.50 ”;
- (b) in item 11(ii), by deleting “195.50” and inserting instead —  
“ 205.00 ”;
- (c) in item 11(iii), by deleting “169.00” and inserting instead —  
“ 177.00 ”;
- (d) in item 11(iv), by deleting “169.00” and inserting instead —  
“ 177.00 ”;

- (e) in item 11(v), by deleting “195.50” and inserting instead —  
“ 205.00 ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

**TR302\***

Rail Safety Act 1998

## **Rail Safety Amendment Regulations 2007**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Rail Safety Amendment Regulations 2007*.

### **2. Commencement**

These regulations come into operation on 1 July 2007.

### **3. The regulations amended**

The amendments in these regulations are to the *Rail Safety Regulations 1999\**.

[\* *Reprint 1 as at 18 June 2004.*

*For amendments to 23 April 2007 see Western Australian Legislation Information Tables for 2006, Table 4.]*

### **4. Schedule 2 amended**

Schedule 2 is amended as follows:

- (a) in item 2, by deleting “87.09” and inserting instead —  
“ 85.03 ”;
- (b) in item 5, by deleting “26.7664” and inserting instead —  
“ 35.5442 ”;

- (c) in item 6, by deleting “0.0249” and inserting instead —  
“ 0.0264 ”;
- (d) in item 7, by deleting “26.7664” and inserting instead —  
“ 35.5442 ”;
- (e) in item 8, by deleting “0.0249” and inserting instead —  
“ 0.0264 ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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**TR303\***

Taxi Act 1994

## **Taxi Amendment Regulations 2007**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Taxi Amendment Regulations 2007*.

### **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 1 July 2007.

### **3. The regulations amended**

The amendments in these regulations are to the *Taxi Regulations 1995\**.

[\* Reprint 2 as at 4 March 2005.

For amendments to 22 May 2007 see *Western Australian Legislation Information Tables for 2006, Table 4.*]



**4. Regulation 19 amended**

- (1) Regulation 19(1)(a) is amended by deleting “\$88” and inserting instead —  
“ \$100 ”.
- (2) Regulation 19(4) is amended as follows:
  - (a) in paragraph (a) by deleting “\$31” and inserting instead —  
“ \$32.50 ”;
  - (b) in paragraph (b) by deleting “\$51.80” and inserting instead —  
“ \$54.30 ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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## — PART 2 —

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### JUSTICE

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**JU401\***

**PRISONS ACT 1981**

PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Commissioner of the Department of Corrective Services has revoked the following Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Revocation Date
Bradley	Beverley	AP 0312	06/06/2007

This notice is published under section 15P of the *Prisons Act 1981*.

Dated 8 June, 2007.

BRIAN LAWRENCE, Manager Acacia Prison Contract.

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### LOCAL GOVERNMENT

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**LG401\***

**HEALTH ACT 1911**

*City of Belmont*

FEES AND CHARGES FOR HEALTH SERVICES

In accordance with section 344C of the Health Act 1911 (as amended), the Council at its 24 April 2007 meeting resolved to adopt the following health fees and charges—

Description of Health Fees & Charges	Fee (GST not applicable)
Registration of an Eating House	\$330.00
Licence to conduct an Eating House	\$50.00
Transfer of Licence to conduct an eating house	\$60.00
Registration of a Meat Premises	\$150.00
Licence to conduct a Meat Premises	\$50.00
Transfer of Licence to conduct Meat Premises	\$60.00
Licence as Itinerant Food Vendor	\$300.00
Annual Licence of a Morgue	\$130.00
Stables Premises -Registration or renewal of registration	\$14.00 Per Stall
Variation or Change to name on Stables Registration	\$30.00
Lodging House Registration fee	\$210.00
Lodging House Registration Renewal fee	\$210.00

These fees and charges will continue through the 2007-2008 financial year and will remain as such until changed by a further resolution of Council.

SHAYNE SILCOX, Chief Executive Officer.

**LG402****HEALTH ACT 1911***City of Canning***FEES AND CHARGES**

That Council give notice that at the adoption of its 2007/2008 Annual Budget it will resolve pursuant to Section 344C of the Health Act 1911 to fix the charges for the removal of house and trade refuse and other rubbish from premises under Section 112A(1)(b) of the said Act as follows—

- Commercial and Residential Rubbish Removal—
 

2007/2008 Charge	\$230.00 (GST Fee)
per week for part of the year	\$ 4.42 (GST Fee)
- Pensioner Rubbish Removal—
 

2007/2008 Charge	\$190.00 (GST Fee)
per week for part of the year	\$ 3.67 (GST Fee)

M. S. LEKIAS, Mayor.  
D. CARBONE, Chief Executive Officer.

**LG403\****SHIRE OF TAMBELLUP***APPOINTMENTS**

The Shire of Tambellup wishes to advise for public information the appointment of Mr Paul Reece as an authorised officer to operate within the Local Government of the Shire of Tambellup to enforce the following Acts, Regulations and Local Laws effective immediately—

- Local Government Act 1995
- Local Government (Miscellaneous Provisions) Act 1960
- Dog Act 1976 and Regulations
- Shire of Tambellup Local Dog Laws 2002
- Control of Off Road Vehicles Act 1978 and Regulations
- Litter Act 1979 and Regulations
- Bush Fires Act 1954
- Sections 64 (1) of the Cemeteries Act 1986
- Caravan Park and Camping Ground Regulations

The appointments of Guiseppe Sivestro are hereby cancelled.

JOANNE TREZONA, Chief Executive Officer.

**LG405\****SHIRE OF BROOMEHILL***APPOINTMENTS**

The Shire of Broomehill wishes to advise for public information the appointment of Mr Paul Reece as an authorised officer to operate within the Local Government of the Shire of Broomehill to enforce the following Acts, Regulations and Local Laws effective immediately—

- Local Government Act 1995
- Local Government (Miscellaneous Provisions) Act 1960
- Dog Act 1976 and Regulations
- Shire of Broomehill Local Dog Laws 2002
- Control of Off Road Vehicles Act 1978 and Regulations
- Litter Act 1979 and Regulations
- Bush Fires Act 1954
- Sections 64 (1) of the Cemeteries Act 1986
- Caravan Park and Camping Ground Regulations

The appointments of Guiseppe Sivestro are hereby cancelled.

JOANNE TREZONA, Chief Executive Officer.

**LG404****DOG ACT 1976***Shire of Katanning*

## APPOINTMENT OF AUTHORISED PERSONS

It is hereby notified for public information that the following persons have been authorised by Council to act under the provisions of the Dog Act 1976—

- John David Frazer
- Ricky Arthur Riley

BRIAN JONES, Chief Executive Officer.

Dated: 31 May 2007.

**LG406\****SHIRE OF JERRAMUNGUP*

## APPOINTMENT

Authorised Person

It is hereby notified for public information that the following person—

Paul Reece

has been appointed Authorised Officer in accordance with the relevant Acts hereunder, effective immediately—

1. Dog Act 1976 and Regulations, Control of Off-Road Vehicles Act 1978 and Regulations, Litter Act 1979 and Regulations, Local Government Laws, Local Government Act 1995 (Section 3.39, 9.10, 9.11, 9.15).
2. Section 449 of the Local Government (Miscellaneous Provisions) Act 1960.
3. Issue of Infringement notices—Section 59 (2) (a) of the Bush Fires Act 1960-1954 and Section 64 (1) of the Cemeteries Act 1986.
4. Power of Entry—Part 3—Division 3 Section 3.28 & 3.29 of the Local Government Act 1995.
5. Miscellaneous Provisions About Enforcement—Part 9—Division 2—Subdivision 1 Section 9.13, 9.16 and 9.17 of the Local Government Act 1995.
6. Impounding and Removing Goods Involved in Certain contraventions Section 3.39 of the Local Government Act 1995.

ALAN LAMB, Chief Executive Officer.

7 June 2007.

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**PLANNING AND INFRASTRUCTURE**

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**PI401\*****PLANNING AND DEVELOPMENT ACT 2005**

## APPROVED LOCAL PLANNING SCHEME AMENDMENT

*Shire of Capel*

Town Planning Scheme No. 7—Amendment No. 29

Ref: 853/6/7/7 Pt 29

It is hereby notified for public information, in accordance with section 87 of the Planning and Development Act 2005 that the Minister for Planning and Infrastructure approved the Shire of Capel local planning scheme amendment on 24 April 2007 for the purpose of modifying Appendix 6—Special Rural Zone Areas of the Scheme Text relating to Area No. 2—Gelorup, by the following—

1. Adding to Specific Provision (d) the following—

“Council may consider and adopt modifications to subdivisions plans via a Plan of Modification. A Plan of Modification shall—

  - (i) Comply with the general standards and requirements of the Scheme for Special Rural Zones (Clause 5.6) and the Appendix 6, Special Rural Zone Area 2 Specific Provisions.
  - (ii) Be advertised for public comment for a period of 28 days, prior to final adoption by Council.
  - (iii) Be adopted by the Council and the Western Australian Planning Commission.
  - (iv) Have its own unique reference to set it apart from other plans adopted by Council.”

2. Adding to Specific Provision (k) (iv) the following—

“Where a Plan of Modification provides for integration through the use of a battleaxe accessway, a reduction of up to 5% in the minimum lot area may be permitted where such a reduction is necessary to provide the accessway.”

M. T. SCOTT, President.  
P. F. SHEEDY, Chief Executive Officer.

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**PI402\***

**PLANNING AND DEVELOPMENT ACT 2005**

METROPOLITAN REGION SCHEME

Clause 32

Notice of resolution 64

Parliament House Precinct 6

File: 810-2-10-5

The Western Australian Planning Commission (WAPC) acting pursuant to clause 32 of the Metropolitan Region Scheme has resolved to—

- 1 Rescind resolution 44 made by the WAPC and published in the *Government Gazette* on 4 November 1983.
- 2 Require the City of Perth to forward for determination by the WAPC all applications for approval to commence and carry out development within—
  - (a) the area depicted as the Inner Precinct on WAPC plan 3.2096; and
  - (b) the area depicted as the Outer Precinct on WAPC plan 3.2096, where the development proposed will exceed the specified height limits, previously determined by the WAPC.

MOSHE GILOVITZ, Secretary, Western Australian Planning Commission.

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## DECEASED ESTATES

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**ZX401**

**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the will of Olive Beryl Conrick, late of Greenfields Aged Care Facility, Lakes Road, Greenfields in the State of Western Australia formerly of Brightwater Care Group Inc, 35 Hudson Drive, Dudley Park, Mandurah in the State of Western Australia, Retired Real Estate Agent, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the estate of the deceased, who died on 12th December 2005, are required by the personal representative Beverley Irene Osborne to send particulars of their claims to her care of Clement & Co, Lawyers, Unit 2, 12 Sutton Street, Mandurah by 20th July 2007, after which date the personal representative may convey or distribute the assets having regard to the claims of which she then has notice.

CLEMENT & CO, as solicitors for the personal representative.

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