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Friday 29 December 2006 at 12 noon



# — PART 1 —

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## PROCLAMATIONS

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AA101

**MARINE AND HARBOURS ACT 1981**

## PROCLAMATION

Western Australia

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

[L.S.]

KENNETH COMMINOS MICHAEL  
Governor

I, the Governor, acting under the *Marine and Harbours Act 1981* section 9(1) and with the advice and consent of the Executive Council, do hereby vest in the Minister for Transport, constituted under section 8(1) of the Act, all real property and any interest in such property, set out in the following Schedule—

## Schedule

Lots 897, 898 and 899 as shown on Department for Planning and Infrastructure Plan No. 647-06-01.

Given under my hand and the Public Seal of the State on 21 November 2006.

By Command of the Governor,

ALANNAH MacTIERNAN, Minister for Planning and Infrastructure.

AA102\*

**ROAD TRAFFIC AMENDMENT (VEHICLE LICENSING) ACT 2001**

No. 28 of 2001

## PROCLAMATION

Western Australia

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

[L.S.]

KENNETH COMMINOS MICHAEL  
Governor

I, the Governor, acting under the *Road Traffic Amendment (Vehicle Licensing) Act 2001* section 2 and with the advice and consent of the Executive Council, fix 4 December 2006 as the day on which that Act, other than Part 3 Division 4, comes into operation.

Given under my hand and the Public Seal of the State on 21 November 2006.

By Command of the Governor,

ALANNAH MacTIERNAN, Minister for Planning and Infrastructure.

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**CONSUMER AND EMPLOYMENT PROTECTION**

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CE301\*

Trade Measurement Administration Act 2006

**Trade Measurement (Transitional)  
Regulations 2006**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Trade Measurement (Transitional) Regulations 2006*.

**2. Interpretation**

- (1) In these regulations —
  - “**chief inspector**” means the chief inspector of weights and measures under the WM Act section 6;
  - “**commencement day**” means the day on which Schedule 1 to the Act (apart from clause 7) comes into operation;
  - “**pre-commencement period**” has the meaning given to that term in Schedule 1 clause 7(1) to the Act;
  - “**WM Act**” means the *Weights and Measures Act 1915*.
- (2) A reference in regulation 3, 4 or 5 to a provision of the principal Act is a reference to that provision as applied by Schedule 1 clause 7(3) to the Act.

**3. Application fees payable during pre-commencement period**

The application fee for an application made during the pre-commencement period under section 55(1) of the principal Act for a servicing licence or a public weighbridge licence is \$80.00.

**4. Licence fees payable for servicing licences during pre-commencement period**

- (1) The licence fee payable under section 64(1)(a) of the principal Act with an application referred to in regulation 3 for a servicing licence is the sum of —
  - (a) \$190.00; and

- (b) \$50.00 for each person who, whether as the holder of the licence or an employee of the holder of the licence, will under the authority conferred by the licence —
      - (i) test a batch of measuring instruments for the purposes of certification or re-certification; or
      - (ii) certify or re-certify measuring instruments.
  - (2) The applicant in respect of an application referred to in regulation 3 for a servicing licence is to identify in the application each person to whom subregulation (1)(b) applies.
  - (3) The licence fee referred to in subregulation (1) is payable in respect of the period that expires on the day 12 months after the commencement day.
- 5. Licence fees payable for public weighbridge licences during pre-commencement period**
  - (1) The licence fee payable under section 64(1)(a) of the principal Act with an application referred to in regulation 3 for a public weighbridge licence is \$50.00.
  - (2) The licence fee referred to in subregulation (1) —
    - (a) is payable in respect of the period that expires on the day 6 months after the commencement day; and
    - (b) is a combined fee that includes the fee payable for providing a weighbridge suitability statement.
- 6. Refunds of certain licence fees paid under the WM Act**

If, during the pre-commencement period, a person holding a scale adjuster's licence or a scale repairer's licence in force under the WM Act (the "**current licence**") is granted a servicing licence, the person is entitled to a refund of the fee paid for the current licence of the amount determined by the chief inspector to be proportionate to any period that the current licence would have continued in force after the commencement day if the Act had not been enacted.
- 7. Modified operation of section 57 of the principal Act**

If —

  - (a) a licence is granted during the pre-commencement period as the result of an application referred to in regulation 3; and
  - (b) during that period a business name —
    - (i) that the licensee proposes to use in carrying on activities under the licence; and
    - (ii) that the licence does not refer to,

is registered under the *Business Names Act 1962* or a business name so registered is changed to a business name to which subparagraphs (i) and (ii) apply,

section 57 of the principal Act has effect in respect of that business name as if subsection (4) of that section read as follows —

“

- (4) An application under subsection (3) in respect of a business name must be made not later than 14 days after the day on which this section comes into operation, and subsection (2) does not apply to the use of the business name, or the business name as changed, during that period of 14 days.

”

**8. Modified operation of section 77 of the principal Act**

If —

- (a) a body corporate is the holder, or one of the holders, of a licence granted during the pre-commencement period as the result of an application referred to in regulation 3; and
- (b) during that period a new person is included in the persons who are concerned in the management of the body corporate,

section 77 of the principal Act has effect in respect of the inclusion of that person as if paragraph (a) of that section read as follows —

“

- (a) a new person is included in the persons who are concerned in the management of the body corporate and an application is not made under section 74 in respect of the person within 28 days after this section comes into operation;

”

By Command of the Governor,

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

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**TRANSPORT**

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TR301\*

Road Traffic Act 1974

**Road Traffic (Drivers' Licences) Amendment  
Regulations (No. 4) 2006**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Drivers' Licences) Amendment Regulations (No. 4) 2006*.

**2. The regulations amended**

The amendments in these regulations are to the *Road Traffic (Drivers' Licences) Regulations 1975\**.

[\* Reprint 6 as at 18 March 2005.

*For amendments to 1 August 2006 see Western Australian Legislation Information Tables for 2005, Table 4, p. 357, and Gazette 26 May 2006.]*

**3. Schedule 5 amended**

Schedule 5 is amended as follows:

- (a) by deleting "52.0 cents" and inserting instead —  
" 55.0 cents ";
- (b) by deleting "62.0 cents" and inserting instead —  
" 66.0 cents ";
- (c) by deleting "63.0 cents" and inserting instead —  
" 67.0 cents ".

By Command of the Governor,

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

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TR302\*

Motor Vehicle Drivers Instructors Act 1963

## Motor Vehicle Drivers Instructors Amendment Regulations (No. 2) 2006

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Motor Vehicle Drivers Instructors Amendment Regulations (No. 2) 2006*.

### 2. Commencement

These regulations come into operation on the day on which the *Road Traffic Amendment (Vehicle Licensing) Act 2001* comes into operation.

### 3. The regulations amended

The amendments in these regulations are to the *Motor Vehicle Drivers Instructors Regulations 1964\**.

[\* Reprint 4 as at 11 August 2006.

For amendments to 7 November 2006 see *Western Australian Legislation Information Tables for 2005, Table 4, and Gazette 18 August 2006.*]

### 4. Regulation 2 amended

Regulation 2 is amended by deleting the definitions of “motor carrier” and “motor cycle” and inserting instead —

“

“**motor carrier**” has the meaning given to that term in the *Road Traffic (Licensing) Regulations 1975*;

“**motor cycle**” has the meaning given to that term in the *Road Traffic (Licensing) Regulations 1975*;

”.

By Command of the Governor,

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

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TR303\*

Road Traffic Act 1974

## Road Traffic (Vehicle Standards) Amendment Regulations 2006

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Road Traffic (Vehicle Standards) Amendment Regulations 2006*.

### 2. Commencement

These regulations come into operation on the day on which the *Road Traffic Amendment (Vehicle Licensing) Act 2001* comes into operation.

### 3. The regulations amended

The amendments in these regulations are to the *Road Traffic (Vehicle Standards) Regulations 2002\**.

[\* *Reprint 1 as at 2 December 2005.*

*For amendments to 1 November 2006 see Western Australian Legislation Information Tables for 2005, Table 4, and Gazette 26 May and 23 June 2006.]*

### 4. Regulation 23 amended

- (1) Regulation 23(2) and (4) are amended by deleting “the fee prescribed in subregulation (6)” and inserting instead —

“

the relevant fee prescribed in the *Road Traffic (Charges and Fees) Regulations 2006*

”.

- (2) Regulation 23(6), (7) and (8) are repealed.

### 5. Regulation 25 amended

Regulation 25(5) and (6) are repealed.

### 6. Regulation 30 amended

Regulation 30(4) is repealed.

### 7. Regulation 34 amended

Regulation 34(4) is repealed.

**8. Regulation 42 amended**

- (1) Regulation 42(2)(d) is amended by deleting “a fee of \$50.” and inserting instead —

“

the relevant fee prescribed in the *Road Traffic (Charges and Fees) Regulations 2006*.

”

- (2) Regulation 42(7) is repealed.

**9. Regulation 51 amended**

Regulation 51 is amended by deleting “a fee of \$25.” and inserting instead —

“

the relevant fee prescribed in the *Road Traffic (Charges and Fees) Regulations 2006*.

”

**10. Regulation 69 amended**

Regulation 69(3) is amended by deleting “a fee of \$32.00.” and inserting instead —

“

the relevant fee prescribed in the *Road Traffic (Charges and Fees) Regulations 2006*.

”

By Command of the Governor,

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

TR304\*

Road Traffic Act 1974

## **Road Traffic (Blood Sampling and Analysis) Amendment Regulations 2006**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Blood Sampling and Analysis) Amendment Regulations 2006*.

**2. Commencement**

These regulations come into operation on the day on which the *Road Traffic Amendment (Vehicle Licensing) Act 2001* comes into operation.

**3. The regulations amended**

The amendment in these regulations is to the *Road Traffic (Blood Sampling and Analysis) Regulations 1975\**.

[\* Reprinted as at 19 April 2002.]

**4. Regulation 11 repealed**

Regulation 11 is repealed.

By Command of the Governor,

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

TR305\*

Road Traffic Act 1974

## **Road Traffic (Urine Sampling and Analysis) Amendment Regulations 2006**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Urine Sampling and Analysis) Amendment Regulations 2006*.

**2. Commencement**

These regulations come into operation on the day on which the *Road Traffic Amendment (Vehicle Licensing) Act 2001* comes into operation.

**3. The regulations amended**

The amendment in these regulations is to the *Road Traffic (Urine Sampling and Analysis) Regulations 1983\**.

[\* Reprinted as at 14 June 2002.]

**4. Regulation 10 repealed**

Regulation 10 is repealed.

By Command of the Governor,

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

TR306\*

Road Traffic Act 1974

## **Road Traffic (Licensing) Amendment Regulations 2006**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Licensing) Amendment Regulations 2006*.

**2. Commencement**

These regulations come into operation on the day on which the *Road Traffic Amendment (Vehicle Licensing) Act 2001* comes into operation.

**3. The regulations amended**

The amendments in these regulations are to the *Road Traffic (Licensing) Regulations 1975\**.

[\* Reprint 6 as at 26 August 2005.

For amendments to 2 November 2006 see *Western Australian Legislation Information Tables for 2005, Table 4, and Gazette 26 May 2006.*]

#### 4. Regulation 3 amended

- (1) Regulation 3(1) is amended by deleting the definitions of “heavy trailer” and “heavy vehicle” and inserting in the appropriate alphabetical positions —

“

**“agricultural implement”** has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

**“agricultural machine”** has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

**“agricultural vehicle”** has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

**“car or bus”** means a motor vehicle, other than a motor cycle, or a motorised wheelchair, built mainly to carry people and includes the type of vehicle known as a utility;

**“converter dolly”** has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

**“goods vehicle”** means a motor vehicle built or modified to be used primarily to carry goods or materials used in any trade, business or industry;

**“heavy trailer”** means a trailer, other than a towed special purpose vehicle, with an MRC exceeding 4 500 kilograms;

**“heavy vehicle”** means —

- (a) a vehicle with an MRC exceeding 4 500 kilograms that is an agricultural vehicle, a car or bus, a goods vehicle, a motor home, a prime mover or a special purpose vehicle; or
- (b) a heavy trailer;

**“motor cycle”** means a motor vehicle, other than a motorised wheelchair or a goods vehicle, that is not equipped with a permanent cab and cab roof and that —

- (a) is designed to travel on 2 wheels, or, with a sidecar attached, 3 wheels; or
- (b) has 3 wheels arranged so that the axis of rotation of 2 wheels lies on the same straight line and each of those 2 wheels is equidistant from the third;

**“motor home”** means a motor vehicle built for human habitation;

“**motorised wheelchair**” means a chair-type vehicle that —

- (a) is fitted with 3 or more wheels; and
- (b) is fitted and designed only for the use of persons with a physical disability;

“**motor vehicle**” has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

“**prime mover**” has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

“**renewal period**”, in relation to a vehicle licence, means the period —

- (a) beginning 3 months before the day on which the licence is to expire; and
- (b) in the case of a licence except a seasonal heavy vehicle licence, ending 3 months after the day on which the licence expired; and
- (c) in the case of a seasonal heavy vehicle licence, ending —
  - (i) 2 months after the day on which the licence expired; or
  - (ii) 11 months after the day on which the licence was granted,whichever comes first;

“**seasonal heavy vehicle licence**” means a heavy vehicle licence that is endorsed “seasonal” under regulation 9A(7);

“**semi-trailer**” has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

“**special purpose vehicle**” means a vehicle, other than a tow truck or an agricultural vehicle, built for a purpose other than carrying passengers or a load;

“**tow truck**” has the meaning given to that term in the *Road Traffic (Tow Truck) Regulations 1975* regulation 2;

“**trailer**” has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

”

## 5. Regulation 3A amended

Regulation 3A(1a) is repealed.

**6. Regulation 3AA inserted**

After regulation 3 the following regulation is inserted in Part I —

“

**3AA. Vehicles required to be licensed**

- (1) A vehicle for which a licence is required by section 15(1) of the Act is any motor vehicle or trailer except as described in subregulation (2).
- (2) The exception in subregulation (1) applies to —
  - (a) an agricultural implement being towed on a road by another vehicle if the towing vehicle is the subject of a vehicle licence or permit; or
  - (b) an unlicensed vehicle of any type being towed on a road by a tow truck that is the subject of a vehicle licence or permit; or
  - (c) a motor vehicle that is designed so as not to be capable of a speed exceeding 10 km/h; or
  - (d) a power assisted pedal cycle.

”.

**7. Regulation 3B repealed**

Regulation 3B is repealed.

**8. Regulation 3D amended**

Regulation 3D(2) is amended by deleting “vehicle licence for a heavy vehicle” and inserting instead —

“ heavy vehicle licence ”.

**9. Regulations 4B to 4E inserted**

After regulation 4A the following regulations are inserted —

“

**4B. Grant of vehicle licence**

- (1) Except as provided in section 17 of the Act and subregulation (2), where an application is made for the grant of a licence for —
  - (a) a vehicle not previously licensed under the Act; or
  - (b) a vehicle for which the licence last granted or renewed under the Act expired a period of more than 15 days before the application was made,

the Director General is to grant a licence for the vehicle to the applicant for a period referred to in regulation 4D.

- (2) Where —
- (a) an application is made for the grant of a vehicle licence referred to in subregulation (1)(b); and
  - (b) the application is made within the renewal period relating to a licence for the vehicle; and
  - (c) the number plate or number plates issued for the vehicle have not been returned to the Director General,

the Director General may refuse to grant the licence, in which case the application is to be regarded as an application for a renewal of the licence last granted or renewed for that vehicle.

**4C. Renewal of vehicle licence**

- (1) Except as provided in section 17 of the Act, where an application for the renewal of a vehicle licence is made within the renewal period, the Director General is to renew the licence for a period referred to in regulation 4D.
- (2) Where an application for the renewal of a vehicle licence is made before the renewal period, the Director General is to refuse to renew the licence.
- (3) Where an application for the renewal of a vehicle licence is made after the renewal period, the Director General is to refuse to renew the licence and the application is to be regarded as an application for the grant of a licence for the vehicle.
- (4) A renewal of a vehicle licence under this regulation is to be taken to continue the licence.
- (5) For the purposes of section 15(3)(a) of the Act, when a vehicle licence is renewed within the period of 15 days after the day on which the licence expired, the renewal is to be regarded as having taken effect immediately after the licence expired.
- (6) For the purposes of section 18(2)(c) of the Act, when a vehicle licence is renewed more than 15 days after the day on which the licence expired, the licence is to be regarded as having been suspended on and from the day of its expiry to the day before the renewal.

**4D. Period of vehicle licence**

- (1) The period for which a vehicle licence, except a heavy vehicle licence, is to be granted or renewed is a period elected by the applicant for the grant or renewal, being —
  - (a) a period of one year, 6 months or 3 months; or
  - (b) if the Director General so approves in a particular case — any period up to one year.



- (2) The period for which a heavy vehicle licence, except a seasonal heavy vehicle licence, is to be granted or renewed is a period elected by the applicant for the grant or renewal, being —
  - (a) a period of one year, 6 months or 3 months; or
  - (b) if the Director General so approves in a particular case — any period up to one year.
- (3) The period for which a seasonal heavy vehicle licence is to be granted is a period elected by the applicant for the grant, being —
  - (a) a period of 6 months, 5 months, 4 months or 3 months; or
  - (b) if the Director General so approves in a particular case — any period up to one year.
- (4) The period for which a seasonal heavy vehicle licence is to be renewed is a period elected by the applicant for the renewal, being —
  - (a) a period of one month; or
  - (b) if the Director General so approves in a particular case — any period up to one year.
- (5) The period for which a licence is granted begins on the day on which the licence is granted.
- (6) The period for which a licence is renewed begins on and from the day next succeeding the day on which the licence expires.

**4E. Director General may vary, grant or renew licences so that they expire on the same day**

Despite regulations 4B to 4D, the Director General may, on an application by a person who is the owner of 3 or more vehicles licensed under the Act —

- (a) vary the licences so that they all expire on the same day, being a day selected by the Director General; and
- (b) if licences have been varied under paragraph (a), grant or renew a licence for any other vehicle owned by the person so that the licence expires on the day referred to in that paragraph.

”

**10. Regulation 5A amended**

Regulation 5A(2) is amended by deleting “the fees specified in item 4 of Schedule 2,” and inserting instead —

“

the relevant fees prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*,

”

**11. Regulation 8 amended**

Regulation 8 is amended by inserting after “licence” —  
“ document ”.

**12. Regulations 8A and 8B repealed**

Regulations 8A and 8B are repealed.

**13. Regulation 9 amended**

Regulation 9(3) is amended as follows:

- (a) by inserting at the end of paragraph (a)(i) —  
“ and ”;
- (b) by inserting the end of paragraph (a)(ii) —  
“ or ”;
- (c) by deleting paragraph (b) and “or” at the end and inserting instead —  
“  
(b) the vehicle is an agricultural machine; or  
”.

**14. Regulation 9A amended**

- (1) Regulation 9A(1) is amended by deleting “vehicle licence for a heavy vehicle” and inserting instead —  
“ heavy vehicle licence ”.
- (2) After regulation 9A(6) the following subregulation is inserted —  
“  
(7) The Director General is to grant or renew a heavy vehicle licence with the endorsement “seasonal” if the person making the application for the grant or renewal specifies that the vehicle is to be used —
  - (a) on a road; or
  - (b) for seasonal work during the year beginning on the day the licence is granted,and not otherwise.  
”.

**15. Regulations 10A and 10B repealed**

Regulations 10A and 10B are repealed.

**16. Regulation 11 amended**

- (1) Regulation 11(4) is amended by deleting “permit” in the first 2 places where it occurs and inserting instead —  
“ permit document ”.

- (2) Regulation 11(5) is amended by deleting “incorporating in the one document” and inserting instead —

“ document incorporating ”.

- (3) Regulation 11(6) is repealed and the following subregulations are inserted instead —

“

(6) An application under subregulation (2), must be accompanied by any relevant fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*.

(7) Where the Director General is also required or requested to issue a policy of insurance under the *Motor Vehicle (Third Party Insurance) Act 1943*, an application under subregulation (2) must be accompanied by —

(a) if the permit is requested in respect of a period not exceeding 2 days —

(i) the appropriate premium for the policy of insurance as prescribed pursuant to that Act; and

(ii) the stamp duty payable on the policy of insurance under the *Stamp Act 1921* section 96(2);

or

(b) if the permit is requested in respect of a period of one or more months —

(i) the appropriate premium for the policy of insurance as prescribed pursuant to that Act; and

(ii) the stamp duty payable on the policy of insurance under the *Stamp Act 1921* section 96(2).

”.

**17. Regulation 14 amended**

Regulation 14 is amended by deleting “the fee specified in item 9 of Schedule 2,” and inserting instead —

“

the relevant fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*,

”.

**18. Regulation 16 amended**

Regulation 16(3) is amended by deleting “and issue”.

**19. Regulation 18 amended**

Regulation 18(2) is amended by deleting “these regulations” and inserting instead —

“ the *Road Traffic (Charges and Fees) Regulations 2006* ”.

**20. Part IIIA repealed**

Part IIIA is repealed.

**21. Regulation 22 amended**

- (1) Regulation 22(2), (2aa), (2b), (2ba), (2c), (2d) and (2e) are repealed.
- (2) Regulation 22(3) is repealed and the following subregulation is inserted instead —

“

(3) Despite any charges imposed under the *Road Traffic (Charges and Fees) Regulations 2006*, every identification tablet or number plate remains the property of the Director General and is to be returned to the Director General by a responsible person for, or other person in possession of, the vehicle —

- (a) if the licence is cancelled or the licensee is disqualified, as soon as practicable after the cancellation or disqualification; or
- (b) if the licence has expired —
  - (i) in the case of a seasonal heavy vehicle licence, within one year of the expiry of the licence; and
  - (ii) in any other case, within 3 months of the expiry of the licence.

”.

- (3) Regulation 22(6) is amended by deleting “the fee specified in item 16 of Schedule 2” and inserting instead —

“

the relevant fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*

”.

- (4) Regulation 22(7) is amended by deleting the full stop after “omnibuses” and inserting instead —

“

; and

- (c) heavy vehicles that are the subject of a seasonal heavy vehicle licence.

”.

**22. Regulation 24 amended**

- (1) Regulation 24(6) is amended by deleting “the appropriate charge payable under regulation 22 for the issue of plates,” and inserting instead —

“

any fee payable for the issue of the plates under the  
*Road Traffic (Charges and Fees) Regulations 2006,*

”.

- (2) Regulation 24(6a) is amended as follows:

- (a) by deleting “section 19(16) of the Act” and inserting instead —

“

the *Road Traffic (Charges and Fees) Regulations 2006*  
regulation 17

”.

- (b) by deleting “charge” and inserting instead —

“ fee ”.

**23. Regulation 25 amended**

Regulation 25(1) is amended as follows:

- (a) in paragraph (a) by deleting the comma after “jinker” and inserting instead —

“

as defined in the *Road Traffic (Vehicle Standards) Regulations 2002,*

”.

- (b) by inserting at the end of each of paragraphs (a), (b) and (d)(i) —

“ and ”.

**24. Regulation 25A amended**

Regulation 25A(5) is repealed and the following subregulations are inserted instead —

“

- (5) The purchaser of the right to display special plates must forward to the Director General —

- (a) the original of the instrument of transfer of the right to display the special plates together with any relevant fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*; and

- (b) notification of the vehicle in respect of which the special plates are to be displayed.

- (6) The Director General must issue to the purchaser of the right to display the special plates —
- (a) a certificate of ownership of the special plates; and
  - (b) in the case of special plates referred to in regulation 24(4a)(a), a miniature of the special plates; and
  - (c) subject to regulation 25B, the special plates.

”.

**25. Regulation 25B amended**

- (1) Regulation 25B(2) is repealed.
- (2) Regulation 25B(3) is amended as follows:
  - (a) by deleting “the fee referred to in subregulation (2)” and inserting instead —

“

a relevant fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*

”.

- (b) by deleting “and charges” and inserting instead —  
“ prescribed under those regulations that are ”.

**26. Regulation 26 amended**

Regulation 26(3) is repealed.

**27. Regulation 26A amended**

Regulation 26A(1) is repealed.

**28. Regulation 26B repealed**

Regulation 26B is repealed.

**29. Regulation 26D amended**

Regulation 26D is amended in the definition of “plate fee” by deleting “the fee payable under regulation 26(3)” and inserting instead —

“

any fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*

”.

**30. Regulation 32 amended**

Regulation 32(1) is amended as follows:

- (a) by inserting at the end of each of paragraphs (a), (b)(i) and (b)(iii) —

“ and ”;

- (b) in paragraph (b)(i), by deleting “tractor” and inserting instead —

“

special purpose vehicle, except a towed special purpose vehicle

”;

- (c) in paragraph (c) —

- (i) by deleting “caravan of the trailer type” and inserting instead —

“ towed special purpose vehicle ”;

- (ii) in subparagraph (i) by inserting after “front window” —

“ , if any, ”.

**31. Regulation 33 repealed**

Regulation 33 is repealed.

**32. Regulations 38A and 38B repealed**

Regulations 38A and 38B are repealed.

**33. Schedule 2 repealed**

Schedule 2 is repealed.

**34. Schedule 3 amended**

- (1) Schedule 3 clause 1(1) is amended by deleting “converter dolly trailer” and inserting instead —

“ converter dolly ”.

- (2) Schedule 3 clause 1(3) is amended by deleting the definition of “motor wagon derivative” and inserting instead —

“

**“goods vehicle derivative”** means a self-propelled special purpose vehicle in which the forward part of the body form and the greater part of the mechanical equipment are the same as in a goods vehicle;

”.

- (3) Schedule 3 is amended by deleting the Table heading “Motor car and omnibus (not articulated)” and inserting instead —

“ **Car or bus (not articulated)** ”.

- (4) Schedule 3 is amended by deleting the Table heading “Motor car and omnibus (articulated)” and inserting instead —

“ **Car or bus (articulated)** ”.

- (5) Schedule 3 is amended by deleting the Table heading “Motor wagon caravan (motor propelled) or tow truck” and inserting instead —

“ **Goods vehicle or motor home** ”.

- (6) Schedule 3 is amended by deleting the Table heading “Tractor (prime mover type)” and inserting instead —  
 “ **Prime mover** ”.
- (7) Schedule 3 is amended by deleting the Table heading “Semi-trailer, converter dolly trailer or trailer, other than a plant trailer” and inserting instead —  
 “ **Trailer, not being a towed special purpose vehicle** ”.
- (8) Schedule 3 is amended by deleting the Table heading “Caravan (trailer type), plant trailer, tractor (not prime mover type), tractor plant, forklift truck, tow motor, mobile crane” and inserting instead —  
 “ **Special purpose vehicle** ”.
- (9) Schedule 3 is amended in the Table heading “Other than motor wagon derivative or trailer derivative” by deleting “motor wagon” and inserting instead —  
 “ *goods vehicle* ”.
- (10) Schedule 3 is amended in the Table heading “Motor wagon derivative or trailer derivative not exceeding maximum permissible axle mass loading” by deleting “Motor wagon” and inserting instead —  
 “ *Goods vehicle* ”.
- (11) Schedule 3 is amended in the Table heading “Motor wagon derivative or trailer derivative exceeding maximum permissible axle mass loading” by deleting “Motor wagon” and inserting instead —  
 “ *Goods vehicle* ”.
- 35. Various references to “(Licensing)” changed to “(Vehicle Licensing)”**

The regulations are amended by deleting “(Licensing)” in each place where it occurs that is mentioned in the Table to this regulation and inserting instead —

“ *(Vehicle Licensing)* ”.

**Table**

|               |               |
|---------------|---------------|
| r. 1          | Sch. 1 Form 6 |
| Sch. 1 Form 5 |               |

**36. Various references to “issue” changed to “grant”**

- (1) The regulations are amended by deleting “issue” in each place where it occurs that is mentioned in the Table to this subregulation and inserting instead —  
 “ grant ”.



**Table**

|                    |                    |
|--------------------|--------------------|
| r. 3D(1)           | r. 4(2) (2 places) |
| r. 3D(2)           | r. 5               |
| r. 3E              | r. 9(5)            |
| r. 4(1) (2 places) |                    |

- (2) The regulations are amended by deleting “issued” in each place where it occurs that is mentioned in the Table to this subregulation and inserting instead —

“ granted ”.

**Table**

|                  |                           |
|------------------|---------------------------|
| r. 11(8)         | r. 18(4) (first 2 places) |
| r. 13            | r. 24(6a) (second place)  |
| r. 16(2)(d)(iii) | r. 30(1)                  |
| r. 18(3)         |                           |

By Command of the Governor,

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

TR307\*

Road Traffic Act 1974

## **Road Traffic (Infringements) Amendment Regulations (No. 2) 2006**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Road Traffic (Infringements) Amendment Regulations (No. 2) 2006*.

### **2. Commencement**

These regulations come into operation on the day on which the *Road Traffic Amendment (Vehicle Licensing) Act 2001* comes into operation.

**3. The regulations amended**

The amendments in these regulations are to the *Road Traffic (Infringements) Regulations 1975\**.

[\* Reprint 5 as at 18 August 2006.]

**4. First Schedule amended**

The First Schedule item 107 is amended by deleting “issued” and inserting instead —

“ granted ”.

By Command of the Governor,

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

TR308\*

Road Traffic Act 1974

## **Road Traffic (Events on Roads) Amendment Regulations 2006**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Events on Roads) Amendment Regulations 2006*.

**2. Commencement**

These regulations come into operation on the day on which the *Road Traffic Amendment (Vehicle Licensing) Act 2001* comes into operation.

**3. The regulations amended**

The amendments in these regulations are to the *Road Traffic (Events on Roads) Regulations 1991\**.

[\* Reprinted as at 1 February 2002.

For amendments to 1 November 2006 see *Western Australian Legislation Information Tables for 2005, Table 4, and Gazette 23 June 2006.*]

**4. Regulation 3 amended**

Regulation 3(3) is repealed.

**5. Regulation 6 amended**

Regulation 6(2)(c)(i) is amended by deleting “as set out in Schedule 2;” and inserting instead —

“

as prescribed in the *Road Traffic (Charges and Fees) Regulations 2006;*

”.

**6. Schedule 2 repealed**

Schedule 2 is repealed.

By Command of the Governor,

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

TR309\*

Road Traffic Act 1974

## **Road Traffic (Drivers' Licences) Amendment Regulations 2006**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Drivers' Licences) Amendment Regulations 2006.*

## 2. Commencement

- (1) These regulations, other than regulation 5, come into operation on the day on which the Road Traffic Amendment (Vehicle Licensing) Act 2001 comes into operation.
- (2) Regulation 5 comes into operation on 1 January 2007.

## 3. The regulations amended

The amendments in these regulations are to the *Road Traffic (Drivers' Licences) Regulations 1975\**.

[\* Reprinted as at 18 March 2005.

For amendments to 1 November 2006 see *Western Australian Legislation Information Tables for 2005, Table 4, and Gazette 26 May 2006.*]

## 4. Regulation 2 amended

Regulation 2(1) is amended by deleting the definitions of “motor carrier” and “motor cycle” and inserting instead —

“

“**motor carrier**” means —

- (a) a motor vehicle that —
  - (i) is designed to travel on 3 wheels; and
  - (ii) has an unladen mass of not more than 1 016 kg; and
  - (iii) is designed with a significant portion of its steering mechanism and other controls similar to those of a motor cycle;
- or
- (b) a motorised wheelchair other than a motorised wheelchair that is designed so as not to be capable of a speed exceeding 10 km/h;

“**motor cycle**” has the meaning given to that term in the *Road Traffic (Licensing) Regulations 1975* regulation 3(1);

”.

## 5. Regulation 4E amended

Regulation 4E(2) is amended by deleting “in a form approved by the Director General” and inserting instead —

“ obtained from the Director General, ”.

**6. Regulation 5 amended**

Regulation 5(4) is amended by deleting “the relevant fee prescribed in Schedule 11 item 5,” and inserting instead —

“

the relevant fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*,

”.

**7. Regulation 9 amended**

Regulation 9 is amended by deleting “thereof, on payment of a duplicate licence fee of \$12.10.” and inserting instead —

“

of the licence on payment of the relevant fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*.

”.

**8. Regulation 9AA repealed**

Regulation 9AA is repealed.

**9. Regulation 9A amended**

Regulation 9A(c) is amended by deleting “a fee of \$12.10;” and inserting instead —

“

the relevant fee prescribed under the *Road Traffic (Charges and Fees) Regulations 2006*;

”.

**10. Regulation 14A repealed**

Regulation 14A is repealed.

**11. Regulation 14B amended**

- (1) Regulation 14B(2) is amended by deleting “fee prescribed in Schedule 11 item 1(a) or 2” and inserting instead —

“

relevant fee prescribed in the *Road Traffic (Charges and Fees) Regulations 2006*

”.

- (2) Regulation 14B(5) is amended by deleting “fee prescribed by Schedule 11 item 2” and inserting instead —

“

relevant fee prescribed in the *Road Traffic (Charges and Fees) Regulations 2006*

”.

**12. Regulations 15 to 15D repealed**

Regulations 15, 15A, 15B, 15C and 15D are repealed.

**13. Schedule 8 amended**

Schedule 8 is amended by deleting “Issued in:” and inserting instead —

“ **Granted in:** ”.

**14. Schedule 11 repealed**

Schedule 11 is repealed.

**15. Various references to “issue” changed to “grant”**

- (1) Regulation 4B(2) is amended by deleting “issuing” and inserting instead —

“ **granting** ”.

- (2) The regulations are amended by deleting “issue” in each place where it occurs that is mentioned in the Table to this subregulation and inserting instead —

“ **grant** ”.

**Table**

|       |                       |
|-------|-----------------------|
| r. 8A | Sch. 8 (second place) |
|-------|-----------------------|

- (3) The regulations are amended by deleting “issued” in each place where it occurs that is mentioned in the Table to this subregulation and inserting instead —

“ **granted** ”.

**Table**

|                        |                   |
|------------------------|-------------------|
| r. 5A(1) (first place) | r. 12C(2)         |
| r. 5A(1)(b)            | r. 13(1)          |
| r. 5A(2)               | Sch. 8 (3 places) |
| r. 5A(3)               |                   |

**16. Various references to “licence” changed to “licence document”**

The regulations are amended by deleting “licence” in each place where it occurs that is mentioned in the Table to this regulation and inserting instead —

“ **licence document** ”.

**Table**

|                    |   |
|--------------------|---|
| r. 6               | r. 9A (first, third, fourth and fifth places) |
| r. 9 (first place) |   |

By Command of the Governor,

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

TR310\*

Road Traffic Act 1974

## **Road Traffic (Towed Agricultural Implements) Amendment Regulations (No. 2) 2006**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Road Traffic (Towed Agricultural Implements) Amendment Regulations (No. 2) 2006*.

### **2. Commencement**

These regulations come into operation on the day on which the *Road Traffic Amendment (Vehicle Licensing) Act 2001* comes into operation.

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

The amendments in these regulations are to the *Road Traffic (Towed Agricultural Implements) Regulations 1995\**.

[\* Reprint 1 as at 9 May 2003.

*For amendments to 1 November 2006 see Western Australian Legislation Information Tables for 2005, Table 4, and Gazette 24 February and 31 March 2006.]*

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

Regulation 16(2) is amended by inserting in the appropriate alphabetical position —

“

“**agricultural machine**” has the meaning given to that term in the *Road Traffic (Vehicle Standards) Regulations 2002*;

”

By Command of the Governor,

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

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## — PART 2 —

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### AGRICULTURE

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AG401\*

**CHICKEN MEAT INDUSTRY ACT 1977**

## APPOINTMENT

Department of Agriculture and Food,  
SOUTH PERTH WA 6151.

Agric. 1152/86 V4

I, Kim Chance, Minister for Agriculture and Food, being the Minister charged with the administration of the *Chicken Meat Industry Act 1977*, acting in accordance with Section 7 of the said Act, appoint Mr Tom Dean as a member of the Chicken Meat Industry Committee for a term of office to expire on 31 October 2007.

KIM CHANCE MLC, Minister for Agriculture and Food.

AG402\*

**BEEKEEPERS ACT 1963****STOCK (IDENTIFICATION AND MOVEMENT) ACT 1970****STOCK DISEASES (REGULATIONS) ACT 1968**

## APPOINTMENTS

Department of Agriculture and Food,  
SOUTH PERTH WA 6151.

The Governor is pleased to appoint the following as Inspectors pursuant to—

Section 5 of the *Beekeepers Act 1963*—

|                        |                          |
|------------------------|--------------------------|
| Travis Shannon Ranieri | Francis Martin O'Donnell |
| Chad William Richards  | Linda Weissenberger      |

Section 37 of the *Stock (Identification and Movement) Act 1970*—

|                       |                     |
|-----------------------|---------------------|
| Chad William Richards | Linda Weissenberger |
|-----------------------|---------------------|

Section 8 (1) of the *Stock Diseases (Regulations) Act 1968*—

|                      |                     |
|----------------------|---------------------|
| Daniel Clifton-Parks | Linda Weissenberger |
| Chad David Reynolds  |                     |

KIM CHANCE MLC, Minister for Agriculture and Food.

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### CONSUMER AND EMPLOYMENT PROTECTION

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CE402\*

**COMPANIES (CO-OPERATIVE) ACT 1943**

## Section 403

## REGISTRATION OF AUDITORS

Notice is hereby given that the following person is registered as qualified to act as an auditor pursuant to s402 of the Act with effect from 24 November 2006—

Ian John Conway

PATRICK WALKER, Commissioner for Fair Trading.



CE401\*

**ASSOCIATIONS INCORPORATION ACT 1987**

Section 35(4)

**REINSTATED ASSOCIATIONS**

BURRUP SOCIAL AND SPORTING CLUB INC—A0821538Z

CHRISTIAN COUNSELLORS' ASSOCIATION (WESTERN AUSTRALIA) INCORPORATED—A1006901T

ELEANOR HARVEY NURSES SOCIETY (INCORPORATED)—A0410009N

NICKOL BAY HOCKEY ASSOCIATION INC—A0821263G

RAINBOW COAST COMMERCIAL HORTICULTURALISTS (INCORPORATED)—A1002974S

Notice is hereby given that the incorporation of the above-named associations has been re-instated as from the date of this notice.

Dated: 28 November 2006.

PATRICK WALKER, Commissioner for Consumer Protection.

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**ENERGY**

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EN401\*

**ELECTRICITY INDUSTRY ACT 2004****ELECTRICITY INDUSTRY (WHOLESALE ELECTRICITY MARKET) REGULATIONS 2004****WHOLESALE ELECTRICITY MARKET RULES**

Amending Rules No. 2 (November 2006)

I, Francis Logan, Minister for Energy for the State of Western Australia, under regulation 6(2) of the Electricity Industry (Wholesale Electricity Market) Regulations 2004 hereby make the amending rules contained in this document.

These amending rules are to commence at 8:00am (WST) on 1 December 2006.

FRANCIS LOGAN MLA, Minister for Energy.

Dated at Perth this 21st day of November 2006.

**1. Market Rule 1.4.3 added**

(1) A new Rule 1.4.3 to be added as follows—

- 1.4.3 The Wholesale Electricity Market will operate on Western Standard Time (= Coordinated Universal Time (UTC) + 8 hours). At all times, the times and time limits mentioned in these Market Rules refer to Western Standard Time.

EN402\*

**ELECTRICITY INDUSTRY ACT 2004****ELECTRICITY INDUSTRY (WHOLESALE ELECTRICITY MARKET) REGULATIONS 2004****WHOLESALE ELECTRICITY MARKET RULES**

Amending Rules No. 1 (November 2006)

I, Francis Logan, Minister for Energy for the State of Western Australia, under regulation 6(2) of the *Electricity Industry (Wholesale Electricity Market) Regulations 2004* hereby make the amending rules contained in this document.

These amending rules are to commence at 8:00am (WST) on 1 December 2006.

FRANCIS LOGAN MLA, Minister for Energy.

Dated at Perth this 20th day of November 2006.

**1. Market Rule 4.26.1 amended**

(1) Deleting the existing clause 4.26.1, and replacing it with the following—

- 4.26.1 If a Market Participant holding Capacity Credits fails to comply with its Reserve Capacity Obligations applicable to any given Trading Interval then the Market Participant must pay a refund to the IMO calculated in accordance with the following provisions.

## REFUND TABLE

| Season   | Cold  | Intermediate               | Hot                      |
|--|---|----------------------------|--------------------------|
| Dates  | 1 April to<br>1 October   | 1 October to<br>1 December | 1 December to<br>1 April |
| Off-Peak Trading Interval Rate<br>(\$ per MW shortfall per Trading interval)   | $2 \times Y$  | $2 \times Y$               | $2 \times Y$             |
| Peak Trading Interval Rate<br>(\$ per MW shortfall per Trading interval)   | $8 \times Y$  | $8 \times Y$               | $8 \times Y$             |
| Maximum Daily Rate<br>(\$ per average MW shortfall per Trading<br>Interval over a Trading Day)   | $5 \times Y$  | $5 \times Y$               | $5 \times Y$             |
| Maximum Seasonal Rate<br>(\$ per average MW shortfall per Trading<br>Interval over a Season)   | $0.6 \times Y$  | $0.6 \times Y$             | $1.8 \times Y$           |
| Maximum Refund   | The total value of the Capacity Credit payments paid or to be paid under these Market Rules to the relevant Market Participant for the 12 Trading Months commencing at the start of the Trading Day of the previous 1 October assuming the IMO acquires all of the Capacity Credits held by the Market Participant and the cost of each Capacity Credit so acquired is determined in accordance with clause 4.28.2(b), (c) and (d) (as applicable). |                            |                          |
| Where—<br>For an Intermittent Facility that has been commissioned: Y equals 0<br>For all other facilities, including Intermittent Facilities that have not been commissioned: Y equals the greater of the Reserve Capacity Price and 85% of the Maximum Reserve Capacity Price for the relevant Reserve Capacity Auction expressed as a \$ per MW per Trading Interval figure. |   |                            |                          |

**2. Market Rule 4.26.3 amended**

(1) Deleting the existing clause 4.26.3, and replacing it with the following—

4.26.3 For each Market Participant holding Capacity Credits, the IMO must determine the amount of the refund (“**Capacity Cost Refund**”) to be applied for Trading Month m in respect of a Capacity Shortfall as defined in clauses 4.26.2 during that Trading Month. The Capacity Cost Refund is the lesser of—

- (a) the Maximum Refund determined in accordance with the Refund Table, less all Capacity Cost Refunds applicable to the Market Participant in previous Trading Months falling in the same Capacity Year as Trading Month m; and
- (b) the Maximum Seasonal Rate determined in accordance with the Refund Table, multiplied by the average Trading Interval Capacity Shortfall calculated over the Season within which Trading Month m falls, less the sum of the Capacity Cost Refunds applicable to the Market Participant in previous Trading Months which fall in the same Season; and
- (c) the sum of the relevant amounts for Trading Month m, where a relevant amount is calculated for each Trading Day d in Trading Month m and is equal to the lesser of—
  - i. the Maximum Daily Rate determined in accordance with the Refund Table for Trading Day d multiplied by the sum over all Trading Intervals t in Trading Day d of the Capacity Shortfall in Trading Interval t; and
  - ii. the sum over all Trading Intervals t in Trading Day d of the product of—
    1. the Off-Peak Trading Interval Rate or Peak Trading Interval Rate determined in accordance with the Refund Table applicable to Trading Interval t; and
    2. the Capacity Shortfall in Trading Interval t.

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**ENVIRONMENT**


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EV401\*

**CONTAMINATED SITES ACT 2003**

(Section 91)

## DELEGATION (NO. 1)

This delegation is made under section 91 of the *Contaminated Sites Act 2003* (“the Act”) when read with section 18(1) of the *Environmental Protection Act 1986*.

I, Mark McGowan, Minister for the Environment, delegate to the holder for the time being of the office of the Chief Executive Officer of the Department of Environment and Conservation all my powers and duties under sub-section 33(6) of the Act.

Dated this 21st day of November 2006.

Hon MARK McGOWAN, Minister for the Environment;  
Racing and Gaming.

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**EV402\***

**CONTAMINATED SITES ACT 2003**

(Section 91)

DELEGATION (NO. 2)

This delegation is made under section 91 of the *Contaminated Sites Act 2003* ("the Act") when read with section 18(1) of the *Environmental Protection Act 1986*.

I, Mark McGowan, Minister for the Environment, delegate to the holder for the time being of the office of the Deputy Director General, Environment, of the Department of Environment and Conservation, all my powers and duties under sub-section 33(6) of the Act.

Dated this 21st day of November 2006.

Hon MARK McGOWAN, Minister for the Environment;  
Racing and Gaming.

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**EV403\***

**CONTAMINATED SITES ACT 2003**

(Section 91)

DELEGATION NO. 1

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003*, and pursuant to section 91 of the *Contaminated Sites Act 2003* ("the Act") (when read with section 20 of the *Environmental Protection Act 1986*), hereby delegate to the holder for the time being of the office of the Deputy Director General, Environment, the Department of Environment and Conservation all my powers and duties under the Act other than this power of delegation.

Dated the 7th day of November 2006.

KEIRAN McNAMARA, Chief Executive Officer.

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Approved by—

Hon MARK McGOWAN MLA, Minister for the Environment;  
Racing and Gaming.

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**EV404\***

**CONTAMINATED SITES ACT 2003**

(Section 91)

DELEGATION NO. 2

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003*, and pursuant to section 91 of the *Contaminated Sites Act 2003* ("the Act") (when read with section 20 of the *Environmental*

*Protection Act 1986*), hereby delegate to the holder for the time being of the office of Director, Environmental Management Division, the Department of Environment and Conservation, except for the powers and duties set out in the Schedule below, my powers and duties under sections 29, 42, 43, 45, 49, 50, 51, 53, 54, 56, 58, 59, 62, 63, 69, 70, 81, 83, 87, 89 and 97 of the Act.

**Schedule of Exemptions**

Those powers and duties under sub-sections 53(4), 89(6) and 97(4) of the Act.

Dated the 7th day of November 2006.

KEIRAN McNAMARA, Chief Executive Officer.

Approved by—

Hon MARK McGOWAN MLA, Minister for the Environment;  
Racing and Gaming.

**EV405\***

**CONTAMINATED SITES ACT 2003**

(Section 91)

DELEGATION NO. 3

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003*, and pursuant to section 91 of the *Contaminated Sites Act 2003* (“the Act”) (when read with section 20 of the *Environmental Protection Act 1986*), hereby delegate to the holder for the time being of the office of Manager, Land and Water Quality Branch, Environmental Management Division, the Department of Environment and Conservation, except for the powers and duties set out in the Schedule below, all my powers and duties under sections 11, 12, 13, 14, 15, 17, 19, 20, 21, 29, 53, 58, 59, 62, 63, 81, 83 and 93 of the Act, and all my powers and duties under sub-sections 42(4), 42(5)(a), 42(5)(b), 45(4) and 97(2) of the Act.

**Schedule of Exemptions**

Those powers and duties under sub-section 53(4) of the Act.

Dated the 7th day of November 2006.

KEIRAN McNAMARA, Chief Executive Officer.

Approved by—

Hon MARK McGOWAN MLA, Minister for the Environment;  
Racing and Gaming.

**EV406\***

**CONTAMINATED SITES ACT 2003**

(Section 91)

DELEGATION NO. 4

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003*, and pursuant to section 91 of the *Contaminated Sites Act 2003* (“the Act”) (when read with section 20 of the *Environmental Protection Act 1986*), hereby delegate to the holder for the time being of the office of Section Manager, Contaminated Sites, Land and Water Quality Branch, Environmental Management Division, the Department of Environment and Conservation all my powers and duties under sections 13, 14, 15, 17, 19, 21, 58, 59, 81 and 83 of the Act, and all of my powers and duties under sub-section 11(7) of the Act.

Dated the 7th day of November 2006.

KEIRAN McNAMARA, Chief Executive Officer.

Approved by—

Hon MARK McGOWAN MLA, Minister for the Environment;  
Racing and Gaming.

EV407\*

**CONTAMINATED SITES ACT 2003**

(Section 91)

## DELEGATION NO. 5

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003*, and pursuant to section 91 of the *Contaminated Sites Act 2003* ("the Act") (when read with section 20 of the *Environmental Protection Act 1986*), hereby delegate to the holder for the time being of the office of the Deputy Director General, Environment, the Department of Environment and Conservation all my powers and duties under the *Contaminated Sites Regulations 2006* other than this power of delegation.

Dated the 7th day of November 2006.

KEIRAN McNAMARA, Chief Executive Officer.

Approved by—

\_\_\_\_\_  
Hon MARK McGOWAN MLA, Minister for the Environment;  
Racing and Gaming.

EV408\*

**CONTAMINATED SITES ACT 2003**

(Section 91)

## DELEGATION NO. 6

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003*, and pursuant to section 91 of the *Contaminated Sites Act 2003* ("the Act") (when read with section 20 of the *Environmental Protection Act 1986*) hereby delegate to the holder for the time being of the office of Director, Environmental Management Division, the Department of Environment and Conservation all my powers and duties under regulations 23, 31, 33, 35, 39, 42, 46, 47, 48, 49, 50 and 51 of the *Contaminated Sites Regulations 2006* ("the Regulations") and all my powers and duties under sub-regulations 17(3), 36(1)(a), 41(1), 44(2) of the Regulations.

Dated the 7th day of November 2006.

KEIRAN McNAMARA, Chief Executive Officer.

Approved by—

\_\_\_\_\_  
Hon MARK McGOWAN MLA, Minister for the Environment;  
Racing and Gaming.

EV409\*

**CONTAMINATED SITES ACT 2003**

(Section 91)

## DELEGATION NO. 7

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003*, and pursuant to section 91 of the *Contaminated Sites Act 2003* ("the Act") (when read with section 20 of the *Environmental Protection Act 1986*), hereby delegate to the holder for the time being of the office of Manager, Land and Water Quality Branch, Environmental Management Division, the Department of Environment and Conservation all my powers and duties under regulations 8, 10, 11, 23, 31, 33, 35 and 66 of the *Contaminated Sites Regulations 2006* ("the Regulations") and all my powers and duties under sub-regulations 16(1), 36(2), 41(2) and 44(3) of the Regulations.

Dated the 7th day of November 2006.

KEIRAN McNAMARA, Chief Executive Officer.

Approved by—

\_\_\_\_\_  
Hon MARK McGOWAN MLA, Minister for the Environment;  
Racing and Gaming.

EV410\*

**CONTAMINATED SITES ACT 2003**

(Section 91)

## DELEGATION NO. 8

I, Keiran McNamara, acting in my capacity as the Chief Executive Officer of the Department responsible for the administration of the *Contaminated Sites Act 2003*, and pursuant to section 91 of the *Contaminated Sites Act 2003* ("the Act") (when read with section 20 of the *Environmental Protection Act 1986*), hereby delegate to the holder for the time being of the office of Section Manager, Contaminated Sites, Land and Water Quality Branch, Environmental Management Division, the Department of Environment and Conservation all my powers and duties under regulations 10 and 11 of the *Contaminated Sites Regulations 2006* ("the Regulations") and all of my powers and duties under sub-regulation 41(2) of the Regulations.

Dated the 7th day of November 2006.

KEIRAN McNAMARA, Chief Executive Officer.

Approved by—

\_\_\_\_\_  
Hon MARK McGOWAN MLA, Minister for the Environment;  
Racing and Gaming.

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**FIRE AND EMERGENCY SERVICES**


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FE401\*

**BUSH FIRES ACT 1954**

## RESTRICTED BURNING PERIOD

Fire and Emergency Services Authority,  
Perth.

Correspondence No. 00111

It is hereby notified that pursuant to the powers contained in Section 18 of the *Bush Fires Act 1954* the Fire and Emergency Services Authority of Western Australia has declared the Restricted Burning Periods for the Local Government districts of the City of Cockburn as specified in the schedule below. The respective declarations made under Section 18 of that Act, as published in the *Government Gazette* of 15 August 2000 are hereby revoked.

## Schedule

| <i>Local Government</i> | <i>Zone</i> | <i>Restricted Burning Period</i> | <i>Special Comm. Date</i> |
|-------------------------|-------------|----------------------------------|---------------------------|
| City of Cockburn        | 1           | 1 October - 30 September         | N/A                       |

JO HARRISON-WARD, Chief Executive Officer.

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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 Permits to do High-Level Security Work—

| <b>Surname</b> | <b>Other Names</b> | <b>Permit No.</b> | <b>Revocation Date</b> |
|----------------|--------------------|-------------------|------------------------|
| Perry          | Michael Jeffery    | AP 0412           | 23/11/06               |
| Ford           | Brendan Edward     | AP 0087           | 23/11/06               |
| Bill           | Benjamin Douglas   | AP 0367           | 23/11/06               |
| Jackson        | Corey Earl         | AP 0169           | 23/11/06               |
| Otto           | Catherine Anne     | AP 0207           | 23/11/06               |

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

Dated: 23 November 2006.

BRIAN LAWRENCE, Manager, Acacia Prison Contract.

JU402\*

**JUSTICES OF THE PEACE ACT 2004**

## APPOINTMENTS

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

Geoffrey Michael Adams of 10 Jackson Loop, Wandina  
 Bradley Anderson of 1483 Boyup Brook Road, Lowden  
 Monica Ruth Potter of 68 Stratham Close, Stratham  
 David James Saunders of 64 Bucktin Street, Collie  
 Tracy Lee Thorgersen of 4 Caron Street, Carnamah

JOANNE STAMPALIA, A/Executive Director,  
 Court and Tribunal Services.

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**LOCAL GOVERNMENT**


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LG401\*

**BUSH FIRES ACT 1954***Shire of Dumbleyung*

## APPOINTMENTS

Bush Fires Act 1954 Section 40 (Dual Registered) Fire Control Officers for other Authorities—

|                 |   |
|-----------------|---|
| John Clarke     | Shires of Kent and Lake Grace               |
| Jamie Dare      | Shires of Katanning, Wagin and Woodanilling |
| Gordon Davidson | Shires of Kulin and Wickepin                |
| Trevor Dawson   | Shire of Katanning                          |
| Don O'Donnell   | Shire of Kent                               |
| Pat O'Neill     | Shires of Kulin and Lake Grace              |
| Ken Wright      | Shires of Wagin and Woodanilling            |

From the Shire of Katanning (Dual Registered) Fire Control Officers in the Shire of Dumbleyung—  
 Richard Marshall

From the Shire of Kent (Dual Registered) Fire Control Officers in the Shire of Dumbleyung—  
 Jeff Patterson

From the Shire of Kulin (Dual Registered) Fire Control Officers in the Shire of Dumbleyung—  
 Michael Dearlove  
 Peter Mullan

From the Shire of Lake Grace (Dual Registered) Fire Control Officers in the Shire of Dumbleyung—  
 Leon Morgan  
 Rex Walker

From the Shire of Wagin (Dual Registered) Fire Control Officers in the Shire of Dumbleyung—  
 Steve Angwin  
 Glen Ward

From the Shire of Wickepin (Dual Registered) Fire Control Officers in the Shire of Dumbleyung—  
 Wes Astbury  
 Kevin Parnell

From the Shire of Woodanilling (Dual Registered) Fire Control Officers in the Shire of Dumbleyung—  
 R. Crosby  
 Eric Crossley

IAN V. CRAVEN, Chief Executive Officer

LG402

**BUSH FIRES ACT 1954***City of Rockingham*

## APPOINTMENT OF OFFICERS

It is hereby notified for public information that in accordance with Section 38(1) of the Act, the Council of the City of Rockingham has appointed the following officers—

CHIEF BUSH FIRE CONTROL OFFICER  
 Bruce Telfer

## DEPUTY CHIEF BUSH FIRE CONTROL OFFICER

Terry Wegwermer

## FIRE CONTROL OFFICERS

Brett Finlay

Peter Oliver

Greg Whip

Peter Halliday

Jim Charles

Colin Curry

All previous appointments are hereby cancelled.

GARY G. HOLLAND, Chief Executive Officer.

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**WATER/SEWERAGE**


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WA401\*

**WATER AGENCIES (POWERS) ACT 1984****WATER SUPPLY IMPROVEMENTS: TOWN OF PORT HEDLAND**
**Proposal to Construct Bore Headworks, DN300 and DN200 Bore Collector  
Main and Transmission Line**

To improve the supply of water to Port Hedland the Water Corporation proposes to construct—

**Bores**

- Develop and equip two bores in the Yule River Borefield

**Below Ground Pipeline**

- 300mm nominal diameter PVC pipe, approximately 3630 metres long
- 200mm nominal diameter PVC pipe, approximately 1120 metres long, complete with all valves, fittings and connections

**Overhead Powerline**

- 22kv Power Transmission Line between Yule Pump Station and the new Bores, approximately 4650 metres long with safety provisions for aerial mustering operations including the use of white balls fitted to top power line at 50m intervals to improve visibility

The location of the proposed works is in the locality of Yule as shown on the plan.

The proposed works are scheduled to commence in May 2007 and will continue for approximately seven months.

Further details of this Notice of Proposal (referred to as EF82-0-4) are available for viewing during office hours at the Water Corporation Regional Office in Welcome Street, Karratha, or the Port Hedland District Office in Trig Street, Wedgefield.

Further information may also be obtained by contacting the Project Manager, Mr Scott Shand on (08) 9420 3875.

Objections to the proposed works will only be considered if lodged in writing, addressed to the Project Manager, Mr Scott Shand, Water Corporation, PO Box 100, Leederville WA 6902 before close of business 19 January 2007.

