



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

2829



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Periodically the normal *Gazette* publishing times need to be altered to cater for disruption caused by public holidays.

- Easter and Christmas holidays cause disruption each year.
- Australia Day and Anzac Day cause disruption when they fall on a Tuesday or Friday.

In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

— PART 1 —

PROCLAMATIONS

AA101*

CORONERS AMENDMENT ACT 2003

15 of 2003

PROCLAMATION

WESTERN AUSTRALIA John Sanderson, Governor. [L.S.]	}	By His Excellency Lieutenant General John Murray Sanderson, Companion of the Order of Australia, Governor of the State of Western Australia.
---	---	--

I, the Governor, acting under section 2 of the *Coroners Amendment Act 2003*, and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 28 May 2003.

By Command of the Governor,

JIM MCGINTY, Attorney General.

GOD SAVE THE QUEEN !

FIRE AND EMERGENCY SERVICES

FE301*

Fire and Emergency Services Superannuation Act 1985

Fire and Emergency Services (Superannuation Fund) Amendment Regulations (No. 2) 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fire and Emergency Services (Superannuation Fund) Amendment Regulations (No. 2) 2003*.

2. The regulations amended

The amendments in these regulations are to the *Fire and Emergency Services (Superannuation Fund) Regulations 1986**.

[* Reprinted as at 7 September 2001.

For amendments to 18 June 2003 see Gazette 2 May 2003.]

3. Regulation 3 amended

Regulation 3(1) is amended by inserting the following definition in the correct alphabetical position —

“

“**non-C member**” means —

- (a) a Category A member;
- (b) a Category B member; or
- (c) a person —
 - (i) who is a member within the meaning of paragraph (b) of the definition of “member”; and
 - (ii) who, immediately before becoming such a member, was not a Category C member;

”.

4. Regulation 11 amended

Regulation 11(6) is amended by deleting the definition of “GES member” and inserting the following definition instead —

“

“**GES member**” means a Gold State Super Member or a West State Super Member, within the meaning of the *State Superannuation Regulations 2001*.

”.

5. Regulation 12C amended

Regulation 12C(1) is amended by deleting “Category A member or Category B member” and inserting instead —

“ non-C member ”.

6. Regulation 15A amended

Regulation 15A(1) is amended by deleting “Category A member or Category B member” and inserting instead —

“ non-C member ”.

By Command of the Governor,

M. TRAVERS, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Shire of Manjimup

A Local Law to Repeal Defunct and Obsolete Local Laws made under the Local Government Act 1960 and earlier legislation

Under the powers conferred by the Local Government Act 1995 and by all other powers, the Council of the Shire of Manjimup resolved on the 12th day of June 2003 to make the following Local Law.

Repeal

The following local laws are repealed:

By-laws relating to –

Ranger's Fees, Poundage Fees and Sustenance Charges, published in the Government Gazette of 11 May 1984, as amended;

Buildings, published in the Government Gazettes of 2 September 1927, 2 July 1943, 5 July 1946, 2 May 1947 (Brick Area, Manjimup), 18 January 1952 Buildings (Brick Area, Pemberton), 26 February 1954 (Numbering of Houses), 7 May 1954 (Brick Area Pemberton amendment), 26 January 1955 (fees), 4 November 1955 (fees);

Control of Dogs, published in the Government Gazette of 13 December 1929 and 15 October 1948;

Clearing Vacant townsite lots, published in the Government Gazette of 29 May, 1931;

Discount on Rates, published in the Government Gazette of 6 October 1933;

General, published in the Government Gazette of 26 July 1935, as amended in the Government Gazettes of 22 September 1939, 18 July 1952, 26 January 1955, 29 June 1961;

Keeping of Bees, published in the Government Gazette of 22 September 1939;

Appointment of Employees, published in the Government Gazette of 7 November 1941;

Long Service Leave, published in the Government Gazette of 24 August 1951;

Requiring Removal of Refuse Etc., published in the Government Gazette of 27 October 1960;

Regulating the Construction, Establishment, Operation and Maintenance of Motels, published in the Government Gazette of 15 February 1962, as amended in the Government Gazette of 3 August 1990;

Holiday Accommodation, published in the Government Gazette of 28 February 1975, as amended in the Government Gazettes of 3 August 1990 and 4 March 1994;

Depositing and Removal of Refuse, Rubbish, Litter and Disused Materials, published in the Government Gazette of 28 September 1979, as amended in the Government Gazette of 17 August 1990;

Control and Storage of Old and Disused Motor Vehicles and Machinery, published in the Government Gazette of 12 September 1980, as amended in the Government Gazette of 17 August, 1990.

Dated this twelfth day of June 2003.

The Common Seal of the Shire of Manjimup was affixed in the presence of —

P. W. McKENZIE, Shire President.
V. L. McKAY, Chief Executive Officer.

— PART 2 —

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984 MANAGEMENT PLAN FOR YELLAGONGA REGIONAL PARK

The Conservation Commission of Western Australia advises that the management plan for Yellagonga Regional Park is available.

The management plan was prepared in accordance with sections 53 to 61 of the Conservation and Land Management Act 1984, and was approved by the Minister for the Environment on 28 June 2003. No modifications were made to the management plan under section 60(2) of the Act, and it comes into operation with this *Gazette* notice.

The management plan will provide direction for the planning, management and protection of Yellagonga Regional Park by encouraging the protection of park values, anticipating future community requirements and developing strategies aimed at addressing management issues and concerns.

Copies of the management plan are available from the following offices of the Department of Conservation and Land Management:

- State Operations Headquarters, 17 Dick Perry Avenue Technology Park, Western Precinct, Kensington;
- Regional Parks Unit, Level 1 19 – 21 Phillimore Street, Fremantle.

The management plan can also be viewed or downloaded from the Department's NatureBase webpage:

http://www.naturebase.net.au/national_parks/management/man_approved_plans.html

JOHN BAILEY, Chairman,
Conservation Commission of Western Australia.

KEIRAN McNAMARA, Acting Executive Director,
Department of Conservation and Land Management.

GOVERNMENT EMPLOYEES SUPERANNUATION BOARD

GZ401

STATE SUPERANNUATION ACT 2000 ELECTED MEMBER

Government Employees Superannuation Board,
Central Park, 152 St George's Terrace,
Perth WA 6000.

In accordance with Regulation 238 of the State Superannuation Act 2000 (Board Elections) notice is hereby given that the following person has been elected as member director of the Government Employees Superannuation Board, for a three-year term as indicated below—

Name	Term
Mr Derek Spray	From 4 July 2003 to 3 July 2006

Dated: 9 July 2003.

J. SKINNER, A/Executive Director.

HEALTH

HE401**HEALTH ACT 1911**
TERMINATION AND APPOINTMENTDepartment of Health of WA,
Perth, 8 July 2003.

93-08475

The removal (termination) of Dr David Thomas Williams as a Medical Officer of Health to the Shire of Dalwallinu has been noted by the Executive Director, Public Health in accordance with the provisions of section 32 (4) of the *Health Act 1911*.

The appointment of Dr Nina Petranella Geertruida van der Schyff as a Medical Officer of Health to the Shire of Dalwallinu effective 6 June 2003 has been approved by the Executive Director, Public Health in accordance with the provisions of section 28 of the *Health Act 1911*.

Dr MARGARET STEVENS, Executive Director, Public Health.

HE402**HEALTH ACT 1911**
APPOINTMENTDepartment of Health of WA,
Perth, 10 July 2003.

89-07863

The appointment of Dr Rosemary McGuckin as Medical Officer of Health to the Shire of Shark Bay from 2 July 2003 has been approved by the Executive Director, Public Health in accordance with the provisions of section 28 of the *Health Act 1911*.

Dr MARGARET STEVENS, Executive Director, Public Health.

LOCAL GOVERNMENT

LG401**DOG ACT 1976**
APPOINTMENTS*Shire of Kondinin*

It is hereby notified for public information that the following persons have been appointed under the provisions of the Dog Act 1976.

Registration Officers
Carolyn Anne Skinner
Ellen Deanne Hardy
Andrew Driver
Heather Lynette Delys Lockyer
Cherith Smith
Lisa Billingham
Authorised Persons
Greg Hadlow
Andrew Driver
Gary Thomas Donovan
David Peter Symcox
Lynn Machie

All previous appointments are hereby cancelled.

Dated 8 July 2003.

GREG HADLOW, Chief Executive Officer.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Bills Assented To

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

Short Title of Bill	Date of Assent	Act No.
Sentence Administration Bill 2002	July 9 2003	49 of 2003
Sentencing Legislation Amendment and Repeal Bill 2002	July 9 2003	50 of 2003

L. B. MARQUET, Clerk of the Parliaments.

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AVAILABLE FOR INSPECTION

City of Fremantle

City Planning Scheme No. 4

Ref: 853/2/5/8

Notice is hereby given that the local government of the City of Fremantle has prepared the abovementioned Town Planning Scheme for the purpose of:

1. setting out the Council's planning aims and intentions for the Scheme Area, including individual precincts;
2. setting aside land as reserves for public purposes;
3. zoning land within the Scheme Area for the purposes defined in the Scheme;
4. controlling and guiding land use and development;
5. setting out procedures for the assessment and determination of planning applications;
6. making provision for the administration and enforcement of the Scheme; and
7. addressing other matters contained in the Schedule 1 of the Town Planning Act.

The Western Australian Planning Commission advises as follows:

1. Leighton:

The Commission has required that the Leighton Marshalling Yards area be omitted from City Planning Scheme No. 4 (CPS No. 4) at this stage as it is to be the subject of Amendment 1074/33 to the Metropolitan Region Scheme (MRS) and Amendment No. 61 to the City's current Town Planning Scheme No. 3. Both of those amendments are undergoing statutory public consultation processes. It is anticipated that the amendments will be ready for finalisation prior to the finalisation of CPS No. 4; consequently, the outcomes of those amendments will be included in the final version of CPS No. 4.

2. Fremantle Eastern Bypass:

The Commission has required that the land the subject of the existing MRS reserve for the Eastern Bypass be omitted from City Planning Scheme No. 4 (CPS No. 4) at this stage as it is to be the subject of Amendment 1055/33 to the MRS and Amendment No. 57 to the City of Fremantle Town Planning Scheme No. 3. Both of those amendments are undergoing statutory public consultation processes. It is anticipated that the amendments will be ready for finalisation prior to the finalisation of CPS No. 4; consequently, the outcomes of those amendments will be included in the final version of CPS No. 4.

3. Regional Transport Matters:

The Commission has required that apart from the Fremantle Eastern Bypass, CPS No. 4 is to reflect all other existing MRS regional transport reserves. While the Commission recognises that the results of the following studies, namely the Direct Rail Link to North Quay, the Freight Network Review and the Fremantle to Rockingham Transitway, may impact on CPS No. 4 in the future, CPS No. 4 does not intend to pre-empt the outcomes of these regional studies.

Plans and documents setting out and explaining the Town Planning Scheme have been deposited at Council Offices, Town Hall Centre, 8 William Street, Fremantle and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 17 October 2003.

Submissions on the Town Planning Scheme may be made in writing on Form No 4 and lodged with the undersigned on or before 17 October 2003.

R. GLICKMAN, Chief Executive Officer.

POLICE

PO501*

POLICE ACT 1892**POLICE AUCTION**

Under provisions of the *Police Act 1892*, unclaimed and stolen property will be sold by public auction at the premises of Ronald Scott, trading as Snowball Auctions, Auctioneer of 89 Frederick Street, Albany at approximately 9.00am on 29 August 2003.

Auction will be conducted by Ronald Scott, Auctioneer.

B. E. MATTHEWS, Commissioner of Police.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984**MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointments:

Hon J C Kobelke MLA to act temporarily in the office of Deputy Premier; Treasurer; Minister for Energy in the absence of the Hon E S Ripper MLA for the period 7 to 13 July 2003 (both dates inclusive)

Hon K M Chance MLC to act temporarily in the office of Minister for Local Government and Regional Development; Heritage; the Kimberley, Pilbara and Gascoyne; Goldfields-Esperance in the absence of the Hon T G Stephens MLC for the period 9 to 18 July 2003 (both dates inclusive)

Hon J C Kobelke MLA to act temporarily in the office of Minister for State Development in the absence of the Hon C M Brown MLA for the period 7 to 13 July 2003 (both dates inclusive)

Hon K M Chance MLC to act temporarily in the office of Minister for Tourism; Small Business; Sport and Recreation; Peel and the South West in the absence of the Hon R C Kucera MLA for the period 26 September 2003 to 12 October 2003 (both dates inclusive)

M. C. WAUCHOPE, Director General,
Department of the Premier and Cabinet.

WORKSAFE

WS401

OCCUPATIONAL SAFETY AND HEALTH ACT 1984**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996****Exemption Certificate Pursuant to Regulation 2.13****(No. 19 of 2003)**

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant a temporary exemption to Arrowmist Pressure Cleaning from the requirements of Regulations 5.14, 5.50 & 5.51 of the *Occupational Safety and Health Regulations 1996* to enable two 90 minute tests of an asbestos tile cleaning method using wet garnet blasting on low pressure at 36 Gardiner Road, Como.

This exemption is subject to the following conditions:

- The cleaning takes place within a fully sealed enclosure.
- The enclosure has an airlock type entrance.
- A fine water mist spray is installed within the enclosure and operates while tile cleaning is undertaken.
- All windows, doors and other inlets are fully sealed.
- Airborne monitoring is conducted during tile cleaning to determine the concentration of asbestos fibres generated during the process.
- Appropriate personal protective equipment, including positive pressure air supplied respirators and disposable overalls, is worn by all persons within the enclosure.

- All equipment used within the enclosure is decontaminated after use.

This exemption expires on 26 July 2003.

Dated this 9th day of July 2003.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Claims against the estate of Joyce Jeanes, late of 88 North Road, Albany, Western Australia should be lodged with the Executors c/- PO Box 485, Albany, Western Australia before 15 August 2003 after which date the assets will be distributed having regard only to the claims received.

HAYNES ROBINSON.

ZZ202

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Thomas Henry Cock of Tinetti Lodge, Wilson Street, Kalgoorlie in the State of Western Australia, Retired Pastoralist/Business Proprietor.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased who died on 29 May 2002 are required to send particulars of their claims to the Executor care of 9 Marriot Road Boya within one (1) month of the date of publication of this notice after which date the Executor may convey or distribute the assets having regard only to the claims of which notice has been given.

ALMA JOAN GODFREY, c/- RSM Bird Cameron, Chartered Accountants,
8 St George's Terrace, Perth WA 6000.
Telephone: (08) 9261 9100.
REF: 940902.

WESTERN AUSTRALIA

THE CRIMINAL CODE

(Reprinted as at 9 February 2001)

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