



WESTERN AUSTRALIAN GOVERNMENT Gazette

ISSN 1448-949X PRINT POST APPROVED PP665002/00041



845

PERTH, FRIDAY, 9 MARCH 2007 No. 44

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

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PART 2

Table with 2 columns: Item description and Page. Includes Deceased Estates, Energy, Justice, Land, Minerals and Petroleum, Planning and Infrastructure, Police, Racing, Gaming and Liquor.

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The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 9321 7688 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR EASTER 2007

**Gazettes will not be published on Friday, 6 April or
Tuesday, 10 April 2007.**

A Gazette will be published on Thursday, 5 April at 3.30 pm.
Copy closes at noon on Tuesday, 3 April.

The next Gazette published will be on Friday, 13 April at 3.30 pm.
Copy closes at noon on Wednesday, 11 April.

— PART 1 —

PROCLAMATIONS

AA101*

MINING AMENDMENT ACT 2004

No. 39 of 2004

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 Mining Amendment Act 2004 section 2 and with the advice and consent of the Executive Council, fix 31 March 2007 as the day on which Part 9 of that Act comes into operation.

Given under my hand and the Public Seal of the State on 27 February 2007.

By Command of the Governor,

F. LOGAN, Minister for Resources.

CONSUMER AND EMPLOYMENT PROTECTION

CE301*

Real Estate and Business Agents Act 1978

Real Estate and Business Agents (General) Amendment Regulations (No. 2) 2007

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Real Estate and Business Agents (General) Amendment Regulations (No. 2) 2007*.

2. The regulations amended

The amendment in these regulations is to the *Real Estate and Business Agents (General) Regulations 1979**.

[* Reprinted as at 8 March 2002.

For amendments to 9 February 2007 see Western Australian Legislation Information Tables for 2005, Table 4, and Gazette 27 June and 17 November 2006, and 6 February 2007.]

3. Regulation 4AA amended

Regulation 4AA(1) is amended after “during” by inserting —
“ each of the 3 years of ”.

By Command of the Governor,

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

TRANSPORT

TR301*

Road Traffic Act 1974

**Road Traffic Code Amendment
Regulations 2007**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Road Traffic Code Amendment Regulations 2007*.

2. The regulations amended

The amendments in these regulations are to the *Road Traffic Code 2000**.

[* Reprint 1 as at 27 August 2004.

For amendments to 24 January 2007 see Western Australian Legislation Information Tables for 2005, Table 4 and Gazette 22 and 29 December 2006.]

3. Regulation 284 amended

Regulation 284(2) is amended by deleting “Divisions 2 and 3 do not apply to passengers of a member of the Police Force when,” and inserting instead —

“

Divisions 2, 3 and 4 do not apply to passengers of a member of the Police Force or to members of the Police Force when conveying passengers if,

”.

By Command of the Governor,

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

TR302*

Road Traffic Act 1974

Road Traffic (Written-Off Vehicle Register) Amendment Regulations 2007

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Road Traffic (Written-Off Vehicle Register) Amendment Regulations 2007*.

2. The regulations amended

The amendments in these regulations are to the *Road Traffic (Written-Off Vehicle Register) Regulations 2003**.

[* *Published in Gazette 31 October 2003, p. 4595-610.*
For amendments to 18 January 2007 see Western Australian Legislation Information Tables for 2005.]

3. Regulation 15 amended

Regulation 15(2) is amended by deleting “for Fair Trading” and inserting instead —

“ (as defined in the *Consumer Affairs Act 1971*) ”.

By Command of the Governor,

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

WATER/SEWERAGE

WA301*

Economic Regulation Authority Act 2003

Economic Regulation Authority (Harvey Water Bulk Water Pricing Reference) Notice 2007

Given by the Economic Regulation Authority under the *Economic Regulation Authority Act 2003* section 34(1).

1. Citation

This is the *Economic Regulation Authority (Harvey Water Bulk Water Pricing Reference) Notice 2007*.

2. Reference amended

- (1) Under the *Economic Regulation Authority Act 2003* section 33 the Treasurer has amended the reference for the inquiry into Harvey Water bulk water pricing.
- (2) The particulars of the amendment are set out in Schedule 1.

Schedule 1 — Particulars of amendment

[cl. 2(2)]

NOTICE OF AMENDMENT TO REFERENCE FOR INQUIRY INTO HARVEY WATER BULK WATER PRICING

I, Eric Ripper, under the *Economic Regulation Authority Act 2003* section 33, amend the reference for the inquiry into Harvey Water bulk water pricing* so that the final report is to be completed by no later than 30 March 2007 instead of 1 March 2007.

[* Notice of the reference was published in *Gazette* 13 October 2006 at p. 4422-4.]

ERIC RIPPER MLA
Treasurer.

LYNDON ROWE
Chairman,
Economic Regulation Authority.

— PART 2 —

ENERGY

EN401*

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

WHOLESALE ELECTRICITY MARKET RULES

Commencement of Provision 6.3B.1B of the Market Rules

Provision 6.3B.1B of the Wholesale Electricity Market Rules made under regulation 6(2) of the *Electricity Industry (Wholesale Electricity Market) Regulations 2004* commences at 8:00am (WST) on 13 March 2007.

Dated at Perth this day 6th of March 2007.

FRANCIS LOGAN MLA, Minister for Energy.

1. Market Rule 6.3B.1B added

A new Rule 6.3B.1B to be added as follows—

- 6.3B.1B If the Market Participant's Standing STEM Submission has not been successfully converted into a daily STEM Submission for the Trading Day in accordance with 6.3B.1A then the IMO must adjust the Standing STEM Submission to make it a valid STEM Submission with respect to the Trading Day. The adjustment will be made as follows—
- (a) if the cumulative MWh quantity over all Price-Quantity Pairs is greater than the Maximum Supply Capability as calculated under 6.3A.2(a), the Price-Quantity pairs will be adjusted downward so that the cumulative MWh quantity over all Price-Quantity Pairs equals the Maximum Supply Capability. This will be achieved by deleting successively or reducing the highest price Price-Quantity Pairs until the cumulative MWh quantity over all remaining Price-Quantity Pairs equals the maximum Supply Capability as calculated under 6.3A.2(a);
 - (b) available dual fuel generators shall be declared to be using the same fuel as in the existing Standing STEM Submission;
 - (c) any Ancillary Services shall be declared as using Non-Liquid Fuel; and
 - (d) if the number of Price-Quantity pairs in the modified Portfolio Supply Curve is greater than that allowed by clause 6.6.4, this will be disregarded and the STEM Submission validated.

JUSTICE

JU401*

JUSTICES OF THE PEACE ACT 2004

APPOINTMENT

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—

Margaret Helia Atkinson of Totadgin Hall Road, Merredin.

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

LAND

LA401*

DAMPIER TO BUNBURY PIPELINE ACT 1997
DESIGNATED LAND

I, Ljiljanna Ravlich, DBNGP Land Access Minister, give notice in accordance with section 33(1) of the *Dampier to Bunbury Pipeline Act 1997* that the land the subject of the land description described below is designated, at the beginning of the day this notice is published in the *Government Gazette*, as additional land in the DBNGP corridor.

LAND DESCRIPTION

1. Portion of Lot 12 on Diagram 85829 shown as DBNGP corridor marked Y on Deposited Plan 39170 being part of the land comprised in Certificate of Title Volume 2158 Folio 411.

The Plans may be inspected at the Department of Land Information, Midland Square, Midland.

Hon LJILJANNA RAVLICH, MLC, DBNGP Land Access Minister.

MINERALS AND PETROLEUM

MP401*

PETROLEUM ACT 1967
GRANT OF EXPLORATION PERMIT

Exploration Permit No. EP 454 has been granted to Empire Oil Company (WA) Limited to have effect for a period of six (6) years from 26 February 2007.

W. L. TINAPPLE, Director Petroleum and Royalties Division.

MP402*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
GRANT OF EXPLORATION PERMIT

Exploration Permit No. WA-395-P has been granted to Holloman Corporation to have effect for a period of six (6) years from 27 February 2007.

W. L. TINAPPLE, Director Petroleum and Royalties Division.

MP403*

MINING ACT 1978
INSTRUMENT OF EXEMPTION OF LAND

The Minister for State Development pursuant to the powers conferred on him by Section 19 of the *Mining Act 1978*, hereby exempts the land described hereunder (not being private land or land that is the subject of a mining tenement or application for a mining tenement) from Divisions 1 to 5 of Part IV of the *Mining Act 1978* for the maximum period of two years.

Land Description

AREA	
HAMERSLEY RANGE 1:1,000,000	
Primary Block Number	Graticular Blocks
3120	dejkopu
3121	abcdfghj

Formerly comprised in late Exploration Licence 09/1019

Dated at Perth this 13th day of February 2007.

FRANCIS LOGAN MLA, Minister for Energy;
Resources; Industry and Enterprises.

MP404*

MINING ACT 1978
FORFEITURE

Department of Industry & Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of section 99(1)(a) of the *Mining Act 1978* that the undermentioned exploration licence is forfeited for breach of covenant viz; failure to comply with the prescribed expenditure condition, with prior right to application being granted to the relevant plaintiff under section 100(2).

FRANCIS LOGAN MLA, Minister for Resources.

Number	Holder	Mineral Field
EXPLORATION LICENCE		
27/93	Gindalbie Gold NL	North East Coolgardie

PLANNING AND INFRASTRUCTURE

PI401*

PLANNING AND DEVELOPMENT ACT 2005
LOCAL PLANNING SCHEME AVAILABLE FOR INSPECTION
Shire of Gnowangerup
Local Planning Scheme No 2
Local Planning Strategy and Amelup Planning Strategy

Ref: 853/5/9/10 & 801/5/9/1

Notice is hereby given that the local government of the Shire of Gnowangerup has prepared the abovementioned local planning scheme, local planning strategy and Amelup planning strategy for the purposes of—

Local Planning Scheme

1. setting out the local government's planning aims and intentions for the scheme area;
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 First Schedule to the Town Planning Act.

Local Planning Strategy

1. providing background to the landuse and development needs of the Shire;
2. providing background to the provisions and measures contained within Local Planning Scheme No 2;
3. assisting and promoting orderly and proper planning and facilitating effective planning, co-ordination and management of landuse and development throughout the Shire by providing contemporary baseline information and appropriate strategic guidance;
4. assisting in the implementation of the State planning strategy by—
 - (a) promoting and providing for population growth;
 - (b) promoting the protection and enhancement of important cultural and environmental areas;
 - (c) promoting the varied tourist, industrial and residential development opportunities that may present by virtue of the characteristics of the Shire;
 - (d) preventing landuse conflict between tourist, rural, industrial, conservation and other uses;
 - (e) promoting opportunities for value adding; and
 - (f) promoting measures to work against the decline of the Shire's small rural townsites and by promoting the improvement of services, facilities and environmental amenity as a by-product of landuse and/or development in areas of identified need.

Amelup Planning Strategy

To plan and manage for the potential growth of the tourism market impacting the Amelup locality whilst maintaining the current character and qualities unique to the community.

Plans and documents setting out and explaining the local planning scheme, local planning strategy and Amelup planning strategy have been deposited at Council Offices, 28 Yougenup Road, Gnowangerup 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 11 June 2007.

Submissions on the local planning scheme, local planning strategy and Amelup planning strategy may be made in writing on Form No 4 during the 90 day advertising period and must be lodged with the undersigned on or before 11 June 2007.

J. P. SAVAGE, Shire President.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
DECLARATION OF PLANNING CONTROL AREA 89
 Bush Forever Site 295
 Lot 505, Pederick Road, Neerabup
 City of Wanneroo

File: 835/2/30/10

General description

The Minister for Planning and Infrastructure has granted approval to the declaration of a planning control area over land at Lot 505, Pederick Road, Neerabup (Bush Forever site 295) as shown on Western Australian Planning Commission plan number 3.2087.

Purpose

The purpose of the planning control area is to protect remnant vegetation identified in *Bush Forever* that is of regional and national conservation significance. The Western Australian Planning Commission considers that the planning control area is required over the eastern portion of this property to ensure that no development occurs on this land which might prejudice this purpose until it may be reserved for parks and recreation in the Metropolitan Region Scheme.

Duration and effects

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the Western Australian Planning Commission with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development in a planning control area without the prior approval of the Western Australian Planning Commission. The penalty for failure to comply with this requirement is \$50,000 and, in the case of a continuing offence, a further fine of \$5,000 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the Western Australian Planning Commission in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

Display locations

- Western Australian Planning Commission
1st floor, 469 Wellington Street
Perth WA
- J S Battye Library
Level 3 Alexander Library Building
Perth Cultural Centre
- Municipal office of the City of Wanneroo
23 Dundobar Road
Wanneroo WA

MOSHE GILOVITZ, Secretary,
Western Australian Planning Commission.

POLICE

PO501

POLICE ACT 1892
POLICE AUCTION

Under the provisions of the Police Act 1892, unclaimed and forfeited property and bicycles will be sold by public auction Ross's Sales & Auctions, 241 Railway Parade, Maylands on Wednesday 14 March 2007 at 10.00am.

The auction is to be conducted by Mr Brad Buckle, Mr. Craig Edwards, Mr. Kevin Grickage.

K. O'CALLAGHAN, Commissioner of Police,
Western Australia Police Service.

PO502

POLICE ACT 1892**POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by public auction at Lot 1513 Lambert Road, Karratha at 10.00am on Wednesday 14 March 2007.

Auction to be conducted by Ross's Auctions, Licensed Auctioneer.

K. O'CALLAGHAN, Commissioner of Police.

RACING, GAMING AND LIQUOR

RG401*

LIQUOR LICENSING ACT 1988**LIQUOR LICENSING APPLICATIONS**

The following is a summary of applications received under the *Liquor Licensing Act 1988* and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
11879	Davvic Pty Ltd	Application for the grant of a restaurant licence in respect of premises situated in Mount Hawthorn and known as Bellissimo Café	19/03/2007
11880	Gi-Youl Oh	Application for the grant of a liquor store licence in respect of premises situated in Perth and known as Hi Mart- City	03/04/2007
APPLICATIONS FOR THE REMOVAL OF A LICENCE			
270068	Liquor City (Kalgoorlie) Pty Ltd	Application for the removal of a liquor store licence in respect of premises situated in Kalgoorlie and known as Liquor City (Kalgoorlie) Pty Ltd	08/04/2007
APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
29803	Arena Roja Pty Ltd	Application for the grant on an extended trading permit—ongoing hours in respect of premises situated in Newman and known as Red Sands Tavern	02/04/2007
APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
270187	Broome Golf Club Inc	Application to add, vary or cancel a condition of the special facility—tourism licence in respect of premises situated in Broome and known as Broome Golf Club Inc	26/03/2007

This notice is published under section 67(5) of the *Liquor Licensing Act 1988*.

Dated: 7 March 2007.

P. MINCHIN, Director of Liquor Licensing.

DECEASED ESTATES

ZX401**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Estate of the late Kenneth Aubrey Styles formerly of Bethanie Waters Aged Care Facility, 18 Olivenza Crescent, Port Kennedy in the State of Western Australia.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the estate of the above-named deceased who died on 9th October 2006 are required to send particulars of their claims to the Executor, care of RSM Bird Cameron (see address below) 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 claims of which notice has been given.

c/- RSM Bird Cameron Chartered Accountants, GPO Box R1253, Perth WA 6844.

Telephone: (08) 9261 9100

Ref: R. Bennett.

ZX402**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Elsie Goodlad, late of Como Nursing Home, Talbot Avenue, Como, in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustee's Act 1962, relates) in respect of the estate of the deceased who died on 18 April 2005 are required by the personal representatives to send particulars of their claims to them care of Talbot Olivier, Lawyers, Level 8, Wesfarmers House, 40 The Esplanade, Perth by 17 April 2007, after which date the personal representatives may convey or distribute the assets having regard to the claims of which they then have notice.

TALBOT OLIVIER, as lawyers for the personal representative.

ZX403**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the matter of the Estate of Edna May Stevenson, late of 5210 Great Eastern Highway, Mundaring in the State of Western Australia, Widow, 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 the 9th day of October 2006 are required by William Russell Reid of 40 Reservoir Street, Chidlow, Western Australia as the grantee of a Grant of Probate of the Will of the deceased, to send particulars of their claims to him care of Brian Smith & Stewart, Solicitors, of 26 Helena Street, Midland, Western Australia, 6056 by no later than Monday, the 30th day of April 2007, after which date he may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX404**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 9th April 2007 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Archer Fred, late of 42 Lynn Street Trigg, died 28.01.2007, (DE19991774EM12)

Brigatti Mabel Evelyn, late of Brightwater Madeley Care Facility 95 Imperial Circuit Madeley formerly of 43 Elvire Street Waterman, died 20.01.2007, (DE19730980EM38)

Carey Delys Winifred, late of 13 Stoddart Way Bateman, died 07.02.2007, (DE19861517EM36)
 Davis Donald Brian, late of 36 Venn Street Collie, died 03.02.2007, (DE19952758EM16)
 Gomez-Escalante Jose Luis, late of Tanderra Hostel 68 Guildford Road Mount Lawley, died 18.07.2006, (DE33021336EM36)
 Horn Eric Edward, Late of St Bartholomew's House 78 Brown Street East Perth, died 10.12.2006, (DE33054698EM38)
 Laurenceson Eric, late of Redcliffe Care Facility 19B Manuel Crescent Redcliffe formerly of 7/290-292 Stirling Street Highgate, died 16.12.2006, (DE33047369EM15)
 Letts Amy, late of Shoalwater Aged Care Facility 72 Fourth Avenue Shoalwater Bay formerly of 30 Joseph Road Safety Bay, died 14.02.2007 (DE19752132EM36)
 McHenry Andrew Dean, late of 5 Hurley Street Quairading, died 05.11.2004, (DE30321856EM27)
 Mulrennan Peter George, late of 3/9 Wynyard Street Yokine, died 04.01.2007, (DE19863168EM12)
 Ougham John Panton, late of 210/1217 Hay Street West Perth, died 21.12.2005, (DE33046813EM213)
 Reece Alice Maud, late of Lakeside Aged Care 68 Lyall Street Redcliff, died 09.02.2007, (DE33029929EM37)
 Saunders George Frederick, late of Shoalwater Nursing Home 70-74 Fourth Avenue Shoalwater, died 03.02.2007, (DE19881406EM17)
 Tulley Lawrence Patrick, late of Pineview Village 158/48 Ashley Road Tapping, died 15.02.2007, (DE19913673EM35)
 Vose Annie Elizabeth Myra, late of Swan Care Group 26 Plantation Drive Bentley, died 10.02.2007, (DE19900520EM16)
 Wheildon Lenard Patrick, late of Unit 11/100 Lawler Street Subiaco, died 10.01.2007, (DE19682519EM37)
 Whiteford Ronald Richard, late of Tanby House 1 Melrose Place Cooloongup formerly of Unit 6/25 Victoria Street Rockingham, died 14.01.2007, (DE19972619EM36)
 Wright Emily, late of 4 Carbine Street Ascot, died 17.02.2007, (DE33011065EM32)

JOHN SKINNER, Public Trustee,
 Public Trust Office, 565 Hay Street, Perth WA 6000.
 Telephone: 9222 6777

ZX405

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Albert Arthur Scott late of RSM 332, Busselton, Western Australia, Farmer, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the deceased who died on 18 December 2002 are required by the Executors LESTER JOHN SCOTT and TORBEN DAMGAARD PETERSEN to send particulars of their claim to them, care of Butcher Paull & Calder, 8th Floor, 231 Adelaide Terrace, Perth WA 6000 (Ref: TWH/CRJ/20060212) within ONE (1) month of the date of publication hereof after which date the Executors may convey or distribute the assets having regard to the claims of which they then have notice.

Dated 6 March 2007.

BUTCHER PAULL & CALDER,
 as solicitors for the Executors.

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WANTED!!!

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

We are looking for **donations** of any copies (pre 1994) that are no longer required by clients and would be appreciative of any assistance you can offer in this undertaking.

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

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

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