



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X (print) ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, FRIDAY, 30 JUNE 2017 No. 132

PUBLISHED BY AUTHORITY KEVIN J. McRAE, GOVERNMENT PRINTER AT 12.00 NOON
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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.
- 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
Basement Level,
10 William St. Perth, 6000
Telephone: 6552 6000 Fax: 9321 7536

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— PART 1 —

PROCLAMATIONS

AA101

Licensing Provisions Amendment Act 2016

Licensing Provisions Amendment Act 2016 Commencement Proclamation (No. 2) 2017

Made under the *Licensing Provisions Amendment Act 2016* section 2(b) by the Governor in Executive Council.

1. Citation

This proclamation is the *Licensing Provisions Amendment Act 2016 Commencement Proclamation (No. 2) 2017*.

2. Commencement

The *Licensing Provisions Amendment Act 2016* Parts 4, 7 and 8 come into operation on the day after the day on which this proclamation is published in the *Gazette*.

K. SANDERSON, Governor.

L.S.

W. JOHNSTON, Minister for Commerce and Industrial Relations.

AA102

Residential Tenancies Amendment Act 2016

Residential Tenancies Amendment Act 2016 Commencement Proclamation 2017

Made under the *Residential Tenancies Amendment Act 2016* section 2(b) by the Governor in Executive Council.

1. Citation

This proclamation is the *Residential Tenancies Amendment Act 2016 Commencement Proclamation 2017*.

2. Commencement of Act

The *Residential Tenancies Amendment Act 2016*, other than sections 1 and 2, comes into operation on 3 July 2017.

K. SANDERSON, Governor.

L.S.

W. JOHNSTON, Minister for Commerce and Industrial Relations.

Note: The *Residential Tenancies Amendment Regulations 2017* come into operation on the day on which the *Residential Tenancies Amendment Act 2016* section 4 comes into operation.

AA103

Bush Fires Amendment Act 2016

Bush Fires Amendment Act 2016 Commencement Proclamation 2017

Made under the *Bush Fires Amendment Act 2016* section 2(b) by the deputy of the Governor in Executive Council.

1. Citation

This proclamation is the *Bush Fires Amendment Act 2016 Commencement Proclamation 2017*.

2. Commencement of Act

The *Bush Fires Amendment Act 2016*, other than sections 1 and 2, comes into operation on the day after the day on which this proclamation is published in the *Gazette*.

W. MARTIN, Deputy of the Governor.

L.S.

F. LOGAN, Minister for Emergency Services.

CONSUMER PROTECTION

CP301

Real Estate and Business Agents Act 1978

**Real Estate and Business Agents (General)
Amendment Regulations 2017**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Real Estate and Business Agents (General) Amendment Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Real Estate and Business Agents (General) Regulations 1979*.

4. Regulation 6B amended

In regulation 6B:

- (a) in paragraph (c) delete “regulation 6(1)(a) or (b).” and insert:

regulation 6; or

- (b) after paragraph (c) insert:

- (d) who has held a triennial certificate during the 3 years immediately preceding the making of the application.

5. Regulation 6BB inserted

After regulation 6BA insert:

6BB. Prescribed transaction

For the purposes of the definition of *prescribed transaction* in section 61(4a) of the Act, the sale of a

lot under a future lot contract (within the meaning of the *Sale of Land Act 1970* section 11) is a prescribed transaction.

6. Regulation 6D amended

Delete regulation 6D(2)(a) and insert:

- (a) the description “REBA Trust Account”; and

K. H. ANDREWS, Clerk of the Executive Council.

CP302

Residential Tenancies Act 1987

Residential Tenancies Amendment Regulations 2017

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Residential Tenancies Amendment Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — when the *Residential Tenancies Amendment Act 2016* section 4 comes into operation.

3. Regulations amended

These regulations amend the *Residential Tenancies Regulations 1989*.

4. Regulation 7H amended

- (1) In regulation 7H(1) after the insertion subclause (3) insert:
- (4) Use of the Bonds Online eTransactions system is subject to any terms and conditions determined from time to time by the bond administrator and published on the website referred to in subclause (2)(b).

(2) In regulation 7H(2)(c) after the insertion subclause (1A) insert:

- (1B) Use of the Bonds Online eTransactions system is subject to any terms and conditions determined from time to time by the bond administrator and published on the website referred to in subclause (1)(c).

5. Regulation 12D inserted

After regulation 12C insert:

12D. Manner prescribed for purposes of section 79(3)(b) of Act

For the purposes of section 79(3)(b)(i) of the Act, a notice is made publicly available in the prescribed manner if it is published in a newspaper circulating generally throughout all, or most of, the State.

6. Regulation 12 replaced

Delete regulation 12 and insert:

12E. Information prescribed for section 79(10) of Act

The following information is prescribed as that to be provided by a lessor who makes an application under section 79(10) of the Act —

- (a) the name and address of the lessor;
- (b) the name of the former tenant;
- (c) for each item sold under section 79(8) of the Act —
 - (i) a short description of the item; and
 - (ii) the amount received for the item; and
 - (iii) the day on which it was sold;
- (d) particulars of the amount claimed by the lessor for —
 - (i) the cost of removing, storing and selling the goods; and
 - (ii) money owing by the tenant under the former tenancy agreement.

12. Manner prescribed for purposes of section 85(3)(c) of Act

For the purposes of section 85(3)(c) of the Act, a notice required to be given by a competent court under section 18(2) of the Act is made publicly available in

the prescribed manner if an electronic version of it is published on a website maintained for that purpose by the competent court.

7. Schedule 4 amended

- (1) In Schedule 4 Form 1AA Part B delete clause 27 and insert:

REQUIREMENT TO NEGOTIATE A DAY AND TIME FOR A PROPOSED ENTRY BY THE LESSOR

27. If it would unduly inconvenience the tenant for the lessor or property manager to enter the premises as specified in a notice of an intention to enter premises on a particular day, the lessor or property manager must make a reasonable attempt to negotiate a day and time that does not unduly inconvenience the tenant.

- (2) In Schedule 4 Form 1AA Part B clause 51C.2 delete “to, or leaving it at,” and insert:

to

- (3) In Schedule 4 Form 1AA Part C delete:

SIGNED BY THE LESSOR/PROPERTY MANAGER

.....
[Signature of lessor/property manager]

Date:

in the presence of:

.....
[Name of witness]

.....
[Signature of witness]

SIGNED BY THE TENANT

.....
[Signature of tenant]

Date:

in the presence of:

.....
[Name of witness]

.....
[Signature of witness]

and insert:

SIGNED BY THE LESSOR/PROPERTY MANAGER

.....
[Signature of lessor/property manager]

Date:

SIGNED BY THE TENANT

.....
[Signature of tenant]

Date:

- (4) In Schedule 4 Form 1AB Part B delete clause 29 and insert:

REQUIREMENT TO NEGOTIATE A DAY AND TIME FOR A PROPOSED ENTRY BY THE LESSOR

29. If it would unduly inconvenience the tenant for the lessor or property manager to enter the premises as specified in a notice of an intention to enter premises on a particular day, the lessor or property manager must make a reasonable attempt to negotiate a day and time that does not unduly inconvenience the tenant.

- (5) In Schedule 4 Form 1AB Part B clause 55B.2 delete “to, or leaving it at,” and insert:

to

- (6) In Schedule 4 Form 1AB Part C delete:

SIGNED BY THE LESSOR/PROPERTY MANAGER

.....
[Signature of lessor/property manager]

Date:

in the presence of:

.....
[Name of witness]

.....
[Signature of witness]

SIGNED BY THE TENANT

.....
[Signature of tenant]

Date:

in the presence of:

.....
[Name of witness]

.....
[Signature of witness]

and insert:

SIGNED BY THE LESSOR/PROPERTY MANAGER

.....
[Signature of lessor/property manager]

Date:

SIGNED BY THE TENANT

.....
[Signature of tenant]

Date:

(7) In Schedule 4 Form 1AC delete:

- a bond lodgment form for you to sign (if you are paying a security bond), so that it can be lodged with the Bond Administrator

and insert:

- a receipt for any bond that you have paid

(8) In Schedule 4 Form 1AD:

(a) delete:

- a bond lodgment form for you to sign (if you are paying a security bond), so that it can be lodged with the Bond Administrator

and insert:

- a receipt for any bond that you have paid

(b) delete clause 26 and insert:

REQUIREMENT TO NEGOTIATE A DAY AND TIME FOR A PROPOSED ENTRY BY THE LESSOR

26. If it would unduly inconvenience the tenant for the lessor or property manager to enter the premises as specified in a notice of an intention to enter premises on a particular day, the lessor

or property manager must make a reasonable attempt to negotiate a day and time that does not unduly inconvenience the tenant.

(c) in clause 50C.2 delete “to, or leaving it at,” and insert:

to

(9) In Schedule 4 Form 1C clause 7 delete “30 DAYS” and insert:

60 DAYS

(10) In Schedule 4 delete Forms 2, 3 and 5.

K. H. ANDREWS, Clerk of the Executive Council.

DISABILITY SERVICES

DX301

Disability Services Act 1993

Disability Services Amendment Regulations (No. 2) 2017

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Disability Services Amendment Regulations (No. 2) 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2017.

3. Regulations amended

These regulations amend the *Disability Services Regulations 2004*.

4. Regulation 11 amended

In regulation 11 insert in alphabetical order:

Perth Hills area means the area constituted as at 1 July 2017 by the local government districts of Kalamunda, Mundaring and Swan;

5. Regulation 12 amended

In regulation 12(1) and (6) delete “area and the Mandurah-Rockingham area” and insert:

area, the Mandurah-Rockingham area and the Perth Hills area

6. Regulation 16 amended

- (1) In regulation 16(1)(e) delete “area or the Mandurah-Rockingham area.” and insert:

area, the Mandurah-Rockingham area or the Perth Hills area.

- (2) In regulation 16(2)(a)(v), (3)(bc), (3)(dc) and (3)(e)(ii)(I) delete “area or the Mandurah-Rockingham area” and insert:

area, the Mandurah-Rockingham area or the Perth Hills area

N. HAGLEY, Clerk of the Executive Council.

ENERGY

EN301

Electricity Industry Act 2004

Electricity Industry (Wholesale Electricity Market) Amendment Regulations 2017

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Electricity Industry (Wholesale Electricity Market) Amendment Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Electricity Industry (Wholesale Electricity Market) Regulations 2004*.

4. Regulation 7 amended

In regulation 7(4) delete “2017.” and insert:

2018.

N. HAGLEY, Clerk of the Executive Council.

EN302

Gas Services Information Act 2012

Gas Services Information Amendment Regulations 2017

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Gas Services Information Amendment Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Gas Services Information Regulations 2012*.

4. Regulation 7 amended

In regulation 7(5) delete “2017.” and insert:

2018.

N. HAGLEY, Clerk of the Executive Council.

EN303

Energy Operators (Powers) Act 1979

Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws (No. 2) 2017

Made by the Regional Power Corporation with the approval of the deputy of the Governor in Executive Council.

1. Citation

These by-laws are the *Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws (No. 2) 2017*.

2. Commencement

These by-laws come into operation as follows —

- (a) by-laws 1 and 2 — on the day on which these by-laws are published in the *Gazette* (**gazettal day**);
- (b) the rest of the by-laws —
 - (i) if gazettal day is before 1 July 2017 — on 1 July 2017; or
 - (ii) if gazettal day is, or is after, 1 July 2017 — on the day after gazettal day.

3. By-laws amended

These by-laws amend the *Energy Operators (Regional Power Corporation) (Charges) By-laws 2006*.

4. Schedule 3 amended

In Schedule 3 delete “15.97 cents” and insert:

16.25 cents

5. Schedule 4 replaced

Delete Schedule 4 and insert:

Schedule 4 — Fees

[bl. 7]

Description of fee	Amount
1. Non-refundable account establishment fee payable on the establishment or transfer of an account	\$34.75
2. Three phase residential installation —	
(a) new installation of three phase meter or replacement of single phase meter with three phase meter	\$595.00
(b) installation of subsidiary three phase meter (each installation)	\$149.99
3. Non-refundable reconnection fee where supply has been terminated for non-payment of charges or for any other lawful reason	\$31.41
4. Temporary supply connection —	
(a) single phase (overhead)	\$1 084.00
(b) three phase (overhead)	\$1 084.00
5. Meter testing —	
(a) standard meter testing fee	\$240.00
(b) reduced meter testing fee	\$143.00
6. Disconnection of overhead service leads following unauthorised reconnection	\$781.00
7. Meter reading where reading requested by consumer	\$23.00
8. Overdue account notices	\$5.50
9. Rejected account payment (where payment made through Australia Post)	\$24.44
10. A transaction fee where a consumer makes a payment to the corporation by means of one of the following —	
(a) a Visa or a MasterCard credit card or debit card	0.47% of the amount of the charge
(b) an American Express credit card	0.84% of the amount of the charge
11. Remote configurations	\$25.40

Description of fee	Amount
12. Meter damage fee	\$984.00
13. Remote connection or disconnection	\$6.10

The Common Seal of the
Regional Power Corporation)
was affixed to these by-laws) [LS]
in the presence of —)

R. WHEATLEY, Director.

D. TOVEY, Executive Officer.

N. HAGLEY, Clerk of the Executive Council.

EN304

Energy Operators (Powers) Act 1979

Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws (No. 2) 2017

Made by the Electricity Generation and Retail Corporation with the approval of the deputy of the Governor in Executive Council.

1. Citation

These by-laws are the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws (No. 2) 2017*.

2. Commencement

These by-laws come into operation as follows —

- (a) by-laws 1 and 2 — on the day on which these by-laws are published in the *Gazette* (**gazettal day**);
- (b) the rest of the by-laws —
 - (i) if gazettal day is before 1 July 2017 — immediately after the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2017* regulation 4 comes into operation; or
 - (ii) if gazettal day is, or is after, 1 July 2017 — on the day after gazettal day.

3. By-laws amended

These by-laws amend the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) By-laws 2006*.

4. Schedule 1 amended

- (1) In Schedule 1 clause 3(2)(b) delete “item 11;” and insert:

item 9;

- (2) In Schedule 1 clause 4(2)(b) delete “item 11;” and insert:

item 9;

5. Schedule 4 replaced

Delete Schedule 4 and insert:

Schedule 4 — Fees

[bl. 7]

	Description of fee	Amount
1.	Non-refundable account establishment fee payable on the establishment or transfer of an account	\$33.80
2.	Three phase residential installation —	
	(a) new installation of three phase meter or replacement of single phase meter with three phase meter	\$235.04
	(b) installation of subsidiary three phase meter (each installation)	\$148.50
3.	Non-refundable reconnection fee where supply has been terminated for non-payment of charges or for any other lawful reason	\$31.10
4.	Temporary supply connection —	
	(a) single phase (overhead)	\$300.00
	(b) three phase (overhead)	\$600.00
5.	Meter testing —	
	(a) standard meter testing fee	\$336.15
	(b) reduced meter testing fee	\$144.00
6.	Disconnection of overhead service leads following unauthorised reconnection	\$194.00
7.	Meter reading where reading requested by consumer .	\$16.63
8.	Overdue account notices	\$5.00
9.	Tariff R1 or R3 “time-of-use meter” installation fee ...	\$809.60

Description of fee	Amount
10. A transaction fee where a consumer makes a payment to the corporation by means of one of the following —	
(a) a Visa or a MasterCard credit card or debit card	0.47% of the amount of the charge
(b) an American Express credit card	0.7% of the amount of the charge

The Common Seal of the)
 Electricity Generation and Retail) [LS]
 Corporation was affixed to these)
 by-laws in the presence of —)

L. G. ROWE, Director.

W. J. BARGMANN, Executive officer.

N. HAGLEY, Clerk of the Executive Council.

HEALTH

HE301

Health Services Act 2016

Health Services (Fees and Charges) Amendment Order (No. 4) 2017

Made by the Minister under section 56(3) of the Act.

1. Citation

This order is the *Health Services (Fees and Charges) Amendment Order (No. 4) 2017*.

2. Commencement

This order comes into operation as follows —

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

3. Order amended

This order amends the *Health Services (Fees and Charges) Order 2016*.

4. Schedule 1 amended

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

Table

Provision	Delete	Insert
Div. 1 Subdiv. 1 it. 1(b)(i)	629	638
Div. 1 Subdiv. 1 it. 1(b)(ii)	343	350
Div. 1 Subdiv. 1 it. 1(e)	2 266	2 586
Div. 1 Subdiv. 3 it. 4(b)	270	275
Div. 1 Subdiv. 4 it. 6(b)	283	289
Div. 1 Subdiv. 4 it. 6(d)	2 024	2 429
Div. 1 Subdiv. 5 it. 7	37.50	38.15
Div. 2 Subdiv. 1 it. 1	2 262	2 540
Div. 2 Subdiv. 1 it. 2	1 746	1 961
Div. 2 Subdiv. 1 it. 3	2 425	2 723
Div. 2 Subdiv. 1 it. 4	283	289
Div. 2 Subdiv. 1 it. 5	6 073	6 356
Div. 2 Subdiv. 2 it. 7 and 9	270	275
Div. 2 Subdiv. 3 it. 10(a)	1 547	1 856
Div. 2 Subdiv. 3 it. 10(b)	2 148	2 577
Div. 2 Subdiv. 3 it. 10(c)	2 004	2 404

R. COOK, Minister for Health.

HE303

Food Act 2008
 Health (Miscellaneous Provisions) Act 1911
 Health Services Act 2016
 Human Reproductive Technology Act 1991
 Private Hospitals and Health Services Act 1927
 Radiation Safety Act 1975
 Tobacco Products Control Act 2006

Health Regulations Amendment (Fees and Charges) Regulations 2017

Made by the deputy of the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Health Regulations Amendment (Fees and Charges) Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

Part 2 — *Food Regulations 2009* amended

3. Regulations amended

This Part amends the *Food Regulations 2009*.

4. Schedule 2 amended

In Schedule 2 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
it. 1 and 2	\$175	\$190
it. 3 and 5	\$180	\$195
it. 4	\$65	\$67

Part 3 — *Health (Pesticides) Regulations 2011* amended

5. Regulations amended

This Part amends the *Health (Pesticides) Regulations 2011*.

6. Schedule 1 amended

In Schedule 1 amend the fees in the Table as set out in the Table.

Table

Delete	Insert
340 (each occurrence)	360
170 (each occurrence)	175
123	128

Part 4 — *Health Services (Conduct and Traffic) Regulations 2016* amended

7. Regulations amended

This Part amends the *Health Services (Conduct and Traffic) Regulations 2016*.

8. Schedule 1 amended

In Schedule 1 clause 9 in the Table delete “\$5.95 per day, up to a maximum of \$29.95 per week” and insert:

\$6.00 per day

Part 5 — *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974* amended

9. Regulations amended

This Part amends the *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974*.

10. Schedule 1 amended

In Schedule 1 item 2(a) delete “51.00” and insert:

56.00

Part 6 — *Hospitals (Licensing and Conduct of Private Hospitals) Regulations 1987* amended

11. Regulations amended

This Part amends the *Hospitals (Licensing and Conduct of Private Hospitals) Regulations 1987*.

12. Schedule 1 amended

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

Table

Provision	Delete	Insert
it. 1	1 180	1 210
it. 2	650 850 1 250 1 850	1 200 1 250 1 450 1 990
it. 3	340	348
it. 4	5 000 6 500 7 500 10 000	6 875 7 950 11 085 14 185

Part 7 — *Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Regulations 1997* amended

13. Regulations amended

This Part amends the *Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Regulations 1997*.

14. Schedule 1 amended

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

Table

Provision	Delete	Insert
it. 1	1 180	1 210
it. 2	650 850 1 250 1 850	1 200 1 250 1 450 1 990

Provision	Delete	Insert
it. 3	340	348
it. 4	5 000 6 500 7 500 10 000	6 875 7 950 11 085 14 185

Part 8 — *Human Reproductive Technology (Licences and Registers) Regulations 1993* amended

15. Regulations amended

This Part amends the *Human Reproductive Technology (Licences and Registers) Regulations 1993*.

16. Regulation 3 amended

- (1) In regulation 3(2) delete “\$1 000.” and insert:

\$1 500.

- (2) In regulation 3(3):

- (a) in paragraph (a) delete “\$110; and” and insert:

\$150; and

- (b) in paragraph (b) delete “\$600; and” and insert:

\$900; and

- (c) in paragraph (c) delete “\$600.” and insert:

\$900.

Part 9 — *Radiation Safety (General) Regulations 1983* amended

17. Regulations amended

This Part amends the *Radiation Safety (General) Regulations 1983*.

18. Schedule XV amended

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

Table

Provision	Delete	Insert
Pt. 1 it. 1(1)	175	190
Pt. 1 it. 1(1)	350 (each occurrence)	380
Pt. 1 it. 1(1)	690 (each occurrence)	750
Pt. 1 it. 1(1)	1 380	1 500
Pt. 1 it. 1(1)	1 045	1 145
Pt. 1 it. 1(1)	2 090	2 295
Pt. 1 it. 1A	165	180
Pt. 1 it. 1A	330	360
Pt. 1 it. 2	165	180
Pt. 1 it. 2	330	360
Pt. 1 it. 3(a)	175	190
Pt. 1 it. 3(a) and (b)	350	380
Pt. 1 it. 3(b) and (c)	690	750
Pt. 1 it. 3(c)	1 380	1 500
Pt. 1 it. 3(d)	1 045	1 145
Pt. 1 it. 3(d)	2 090	2 295
Pt. 1 it. 4(a) and (b)	70	75
Pt. 1 it. 4(a) and (b)	140	150
Pt. 2 it. 1	80	85
Pt. 2 it. 1	160	175
Pt. 2 it. 1	320	350
Pt. 2 it. 1	480	525
Pt. 2 it. 1A and (2)(a)	80	85
Pt. 2 it. 2(b)	160	175
Pt. 2 it. 2(c)	320	350

Provision	Delete	Insert
Pt. 2 it. 2(d)	480	525
Pt. 2 it. 3(a) and (b)	33	36

**Part 10 — *Radiation Safety (Qualifications)*
Regulations 1980 amended**

19. Regulations amended

This Part amends the *Radiation Safety (Qualifications) Regulations 1980*.

20. Schedule 2 amended

In Schedule 2 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
it. 1(a) and (c)	700.00	770.00
it. 1(b) and (d)	350.00	385.00
it. 2	38.00	40.00

**Part 11 — *Tobacco Products Control*
Regulations 2006 amended**

21. Regulations amended

This Part amends the *Tobacco Products Control Regulations 2006*.

22. Various fees amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 25(1)(a) and (b)	\$65.00	\$71.00
r. 25(1)(c)	\$163.00	\$177.00
r. 25(2)(a) and (b)	\$190.00	\$212.00
r. 25(2)(c)	\$487.00	\$530.00
r. 26(a) and (b)	\$220.00	\$241.00

Provision	Delete	Insert
r. 26(c)	\$550.00	\$600.00
r. 27	\$65.00	\$70.00
r. 28 and 29	\$32.00	\$35.00

N. HAGLEY, Clerk of the Executive Council.

HE302

Queen Elizabeth II Medical Centre Act 1966

Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws 2017

Made under section 20(1) of the Act by the Queen Elizabeth II Medical Centre Trust with the approval of the deputy of the Governor in Executive Council.

1. Citation

These by-laws are the *Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws 2017*.

2. Commencement

These by-laws come into operation as follows —

- (a) by-laws 1 and 2 — on the day on which these by-laws are published in the *Gazette*;
- (b) the rest of the by-laws — on the day after that day.

3. By-laws amended

These by-laws amend the *Queen Elizabeth II Medical Centre (Delegated Site) By-laws 1986*.

4. Schedule 1 amended

In Schedule 1 delete “\$5.95 per day, to a maximum of \$29.75 per week” and insert:

\$6.00 per day, to a maximum of \$30.00 per week

STEVEN COLE, Queen Elizabeth II Medical Trust.

JUSTICE

JU301

Defamation Act 2005

**Defamation (Damages for Non-economic Loss)
Order 2017**

Made by the Minister under section 35(3) of the Act.

1. Citation

This order is the *Defamation (Damages for Non-economic Loss) Order 2017*.

2. Adjustment of maximum damages amount

From 1 July 2017, the amount that applies for the purposes of section 35(1) of the Act is \$389 500.

J. QUIGLEY, Attorney General.

JU302

Supreme Court Act 1935

Supreme Court Amendment Rules 2017

Made by the judges of the Supreme Court.

1. Citation

These rules are the *Supreme Court Amendment Rules 2017*.

2. Commencement

These rules come into operation as follows —

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on 1 July 2017.

3. Rules amended

These rules amend the *Rules of the Supreme Court 1971*.

4. Order 1 rule 6A inserted

After Order 1 rule 6 insert:

6A. Forms under *Restraining Orders Act 1997*

- (1) For the purposes of the *Restraining Orders Act 1997*, the forms set out in the *Magistrates Court (Civil Proceedings) Rules 2005* Schedule 1, as in force on 1 July 2017, are prescribed (with any necessary changes) in relation to the matters specified in those forms.
- (2) Where a form is in parts, then only those parts of the form that are relevant, taking into account the part heading, need be used for a particular copy of the form, or for a particular purpose.

The Hon. Chief Justice WAYNE MARTIN AC,
Chief Justice of Western Australia,
Supreme Court of Western Australia.

Date: 23 June 2017.

LOCAL GOVERNMENT

LG301

Local Government Act 1995

Local Government (Armadale - Change to Wards) Order 2017

Made by the deputy of the Governor in Executive Council on the recommendation of the Minister for Local Government.

1. Citation

This order is the *Local Government (Armadale - Change to Wards) Order 2017*.

2. Commencement

This order comes into operation as follows —

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

3. Terms used

In this order —

Authority has the meaning given in section 9.69(1) of the Act;

commencement day means the day on which clause 4 comes into operation;

Deposited Plan, followed by a number, means the deposited plan of that number —

- (a) lodged with the Authority; and
- (b) certified by an authorised land officer, as defined in section 9.69(1) of the Act; and
- (c) available —
 - (i) in paper form at the Authority's head office; and
 - (ii) in electronic form on the Authority's official website;

next election means the first ordinary election for the City of Armadale held after commencement day;

next election day means the day fixed for the holding of the poll for the next election.

4. Ward boundaries changed

- (1) On next election day, the boundaries of the Heron Ward in the district of Armadale are changed so that the ward consists of the land delineated in red and coloured blue on Deposited Plan 410058 version 1.
- (2) On next election day, the boundaries of the Jarrah Ward in the district of Armadale are changed so that the ward consists of the land delineated in red and coloured green on Deposited Plan 410058 version 1.
- (3) On next election day, the boundaries of the Lake Ward in the district of Armadale are changed so that the ward consists of the land delineated in red and coloured orange on Deposited Plan 410058 version 1.
- (4) On next election day, the boundaries of the Minnowarra Ward in the district of Armadale are changed so that the ward consists of the land delineated in red and coloured yellow on Deposited Plan 410058 version 1.
- (5) On next election day, the boundaries of the Neerigen Ward in the district of Armadale are changed so that the ward consists of the land delineated in red and coloured brown on Deposited Plan 410058 version 1.
- (6) On next election day, the boundaries of the Palomino Ward in the district of Armadale are changed so that the ward consists of the land delineated in red and coloured purple on Deposited Plan 410058 version 1.

- (7) On next election day, the boundaries of the River Ward in the district of Armadale are changed so that the ward consists of the land delineated in red and coloured pink on Deposited Plan 410058 version 1.

5. Ward names changed

- (1) On next election day, the name of the ward described in clause 4(2) is changed to Hills Ward.
- (2) On next election day, the name of the ward described in clause 4(5) is changed to Ranford Ward.

6. Consequential directions

In order to give effect to clauses 4 and 5 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clauses 4 and 5 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

R. NEILSON, Clerk of the Executive Council.

LG302

Local Government Act 1995

Local Government (Cockburn - Change of Ward Boundaries) Order 2017

Made by the deputy of the Governor in Executive Council on the recommendation of the Minister for Local Government.

1. Citation

This order is the *Local Government (Cockburn - Change of Ward Boundaries) Order 2017*.

2. Commencement

This order comes into operation as follows —

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

3. Terms used

In this order —

Authority has the meaning given in section 9.69(1) of the Act;

commencement day means the day on which clause 4 comes into operation;

Deposited Plan, followed by a number, means the deposited plan of that number —

- (a) lodged with the Authority; and
- (b) certified by an authorised land officer, as defined in section 9.69(1) of the Act; and
- (c) available —
 - (i) in paper form at the Authority's head office; and
 - (ii) in electronic form on the Authority's official website;

next election means the first ordinary election for the City of Cockburn held after commencement day;

next election day means the day fixed for the holding of the poll for the next election.

4. Ward boundaries changed

- (1) On next election day, the boundaries of the Central Ward in the district of Cockburn are changed so that the ward consists of the land delineated in red and coloured orange on Deposited Plan 410059 version 1.
- (2) On next election day, the boundaries of the East Ward in the district of Cockburn are changed so that the ward consists of the land delineated in red and coloured green on Deposited Plan 410059 version 1.
- (3) On next election day, the boundaries of the West Ward in the district of Cockburn are changed so that the ward consists of the land delineated in red and coloured pink on Deposited Plan 410059 version 1.

5. Consequential directions

In order to give effect to clause 4 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 4 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

R. NEILSON, Clerk of the Executive Council.

LG303

Local Government Act 1995

Local Government (Dumbleyung - Change of Ward Boundaries) Order 2017

Made by the deputy of the Governor in Executive Council on the recommendation of the Minister for Local Government.

1. Citation

This order is the *Local Government (Dumbleyung - Change of Ward Boundaries) Order 2017*.

2. Commencement

This order comes into operation as follows —

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

3. Terms used

In this order —

Authority has the meaning given in section 9.69(1) of the Act;
commencement day means the day on which clause 4 comes into operation;

Deposited Plan, followed by a number, means the deposited plan of that number —

- (a) lodged with the Authority; and
- (b) certified by an authorised land officer, as defined in section 9.69(1) of the Act; and
- (c) available —
 - (i) in paper form at the Authority's head office; and
 - (ii) in electronic form on the Authority's official website;

next election means the first ordinary election for the Shire of Dumbleyung held after commencement day;

next election day means the day fixed for the holding of the poll for the next election.

4. Ward boundaries changed

- (1) On next election day, the boundaries of the Dumbleyung Ward in the district of Dumbleyung are changed so that the ward consists of the land delineated in red and coloured orange on Deposited Plan 410064 version 1.

- (2) On next election day, the boundaries of the Kukerin Ward in the district of Dumbleyung are changed so that the ward consists of the land delineated in red and coloured pink on Deposited Plan 410064 version 1.
- (3) On next election day, the boundaries of the North Ward in the district of Dumbleyung are changed so that the ward consists of the land delineated in red and coloured blue on Deposited Plan 410064 version 1.
- (4) On next election day, the boundaries of the South Ward in the district of Dumbleyung are changed so that the ward consists of the land delineated in red and coloured green on Deposited Plan 410064 version 1.

5. Consequential directions

In order to give effect to clause 4 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clause 4 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

R. NEILSON, Clerk of the Executive Council.

LG304

Local Government Act 1995

Local Government (Goomalling and Toodyay - Change of Boundaries) Order 2017

Made by the deputy of the Governor in Executive Council on the recommendation of the Minister for Local Government.

1. Citation

This order is the *Local Government (Goomalling and Toodyay - Change of Boundaries) Order 2017*.

2. Commencement

This order comes into operation as follows —

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

3. Terms used

In this order —

Authority has the meaning given in section 9.69(1) of the Act;

Deposited Plan, followed by a number, means the deposited plan of that number —

- (a) lodged with the Authority; and
- (b) certified by an authorised land officer, as defined in section 9.69(1) of the Act; and
- (c) available —
 - (i) in paper form at the Authority's head office; and
 - (ii) in electronic form on the Authority's official website.

4. District boundaries changed

- (1) The boundaries of the district of Goomalling are changed so that the district consists of the land delineated in red and coloured purple on Deposited Plan 410060 version 1.
- (2) The boundaries of the district of Toodyay are changed so that the district consists of the land delineated in red and coloured purple on Deposited Plan 410071 version 1.

R. NEILSON, Clerk of the Executive Council.

LG305

Local Government Act 1995

Local Government (Swan - Change to Wards) Order 2017

Made by the deputy of the Governor in Executive Council on the recommendation of the Minister for Local Government.

1. Citation

This order is the *Local Government (Swan - Change to Wards) Order 2017*.

2. Commencement

This order comes into operation as follows —

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

3. Terms used

In this order —

Authority has the meaning given in section 9.69(1) of the Act;

commencement day means the day on which clause 4 comes into operation;

Deposited Plan, followed by a number, means the deposited plan of that number —

- (a) lodged with the Authority; and
- (b) certified by an authorised land officer, as defined in section 9.69(1) of the Act; and
- (c) available —
 - (i) in paper form at the Authority's head office; and
 - (ii) in electronic form on the Authority's official website;

next election means the first ordinary election for the City of Swan held after commencement day;

next election day means the day fixed for the holding of the poll for the next election.

4. Ward boundaries changed

- (1) On next election day, the boundaries of the Altone Ward in the district of Swan are changed so that the ward consists of the land delineated in red and coloured green on Deposited Plan 410066 version 1.
- (2) On next election day, the boundaries of the Ballajura Ward in the district of Swan are changed so that the ward consists of the land delineated in red and coloured purple on Deposited Plan 410066 version 1.
- (3) On next election day, the boundaries of the Midland/Guildford Ward in the district of Swan are changed so that the ward consists of the land delineated in red and coloured brown on Deposited Plan 410066 version 1.
- (4) On next election day, the boundaries of the Swan Valley/Gidgegannup Ward in the district of Swan are changed so that the ward consists of the land delineated in red and coloured yellow on Deposited Plan 410066 version 1.

5. Ward name changed

On next election day, the name of the ward described in clause 4(2) is changed to Whiteman Ward.

6. Wards abolished

On next election day, the following wards in the district of Swan are abolished —

- (a) Ellenbrook Ward;
- (b) North Ward.

7. New ward established

- (1) On next election day, the Pearce Ward is established in the district of Swan.
- (2) The Pearce Ward consists of the land delineated in red and coloured blue on Deposited Plan 410066 version 1.

8. Number of councillors for new ward specified

On and from next election day, the number of offices of councillor for the Pearce Ward on the council of the City of Swan is 4.

9. Continuing councillors allocated to new ward

- (1) In this clause —
continuing councillor means a councillor whose term of office as councillor continues beyond next election day.
- (2) On and from next election day, a continuing councillor who was a councillor for the Ellenbrook Ward in the district of Swan immediately before its abolition under clause 6 is taken to have been elected as a councillor for the Pearce Ward in the district of Swan.

10. Consequential directions

In order to give effect to clauses 4 to 9 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clauses 4 to 9 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

R. NEILSON, Clerk of the Executive Council.

LG306

Local Government Act 1995

Local Government (Victoria Plains - Change to Wards) Order 2017

Made by the deputy of the Governor in Executive Council on the recommendation of the Minister for Local Government.

1. Citation

This order is the *Local Government (Victoria Plains - Change to Wards) Order 2017*.

2. Commencement

This order comes into operation as follows —

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

3. Terms used

In this order —

Authority has the meaning given in section 9.69(1) of the Act;
commencement day means the day on which clause 4 comes into operation;

Deposited Plan, followed by a number, means the deposited plan of that number —

- (a) lodged with the Authority; and
- (b) certified by an authorised land officer, as defined in section 9.69(1) of the Act; and
- (c) available —
 - (i) in paper form at the Authority's head office; and
 - (ii) in electronic form on the Authority's official website;

next election means the first ordinary election for the Shire of Victoria Plains held after commencement day;

next election day means the day fixed for the holding of the poll for the next election.

4. Ward boundaries changed

- (1) On next election day, the boundaries of the Central Ward in the district of Victoria Plains are changed so that the ward consists of the land delineated in red and coloured pink on Deposited Plan 410065 version 1.
- (2) On next election day, the boundaries of the East Ward in the district of Victoria Plains are changed so that the ward consists of the land delineated in red and coloured blue on Deposited Plan 410065 version 1.
- (3) On next election day, the boundaries of the South Ward in the district of Victoria Plains are changed so that the ward consists of the land delineated in red and coloured orange on Deposited Plan 410065 version 1.
- (4) On next election day, the boundaries of the West Ward in the district of Victoria Plains are changed so that the ward consists of the land delineated in red and coloured green on Deposited Plan 410065 version 1.

5. Number of councillors changed

- (1) On and from next election day, the number of offices of councillor for the East Ward on the council of the Shire of Victoria Plains is 1.

- (2) On and from next election day, the number of offices of councillor for the West Ward on the council of the Shire of Victoria Plains is 2.

6. Consequential directions

In order to give effect to clauses 4 and 5 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clauses 4 and 5 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph 0.

R. NEILSON, Clerk of the Executive Council.

LG307

Local Government Act 1995

Local Government (Melville - Change to Wards) Order 2017

Made by the deputy of the Governor in Executive Council on the recommendation of the Minister for Local Government.

1. Citation

This order is the *Local Government (Melville - Change to Wards) Order 2017*.

2. Commencement

This order comes into operation as follows —

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

3. Terms used

In this order —

Authority has the meaning given in section 9.69(1) of the Act; *commencement day* means the day on which clause 4 comes into operation;

Deposited Plan, followed by a number, means the deposited plan of that number —

- (a) lodged with the Authority; and

- (b) certified by an authorised land officer, as defined in section 9.69(1) of the Act; and
- (c) available —
 - (i) in paper form at the Authority's head office; and
 - (ii) in electronic form on the Authority's official website;

next election means the first ordinary election for the City of Melville held after commencement day;

next election day means the day fixed for the holding of the poll for the next election.

4. Ward boundaries changed

- (1) On next election day, the boundaries of the Applecross-Mount Pleasant Ward in the district of Melville are changed so that the ward consists of the land delineated in red and coloured orange on Deposited Plan 410061 version 1.
- (2) On next election day, the boundaries of the Bicton-Attadale Ward in the district of Melville are changed so that the ward consists of the land delineated in red and coloured green on Deposited Plan 410061 version 1.
- (3) On next election day, the boundaries of the Bull Creek-Leeming Ward in the district of Melville are changed so that the ward consists of the land delineated in red and coloured pink on Deposited Plan 410061 version 1.
- (4) On next election day, the boundaries of the City Ward in the district of Melville are changed so that the ward consists of the land delineated in red and coloured blue on Deposited Plan 410061 version 1.
- (5) On next election day, the boundaries of the Palmyra-Melville-Willagee Ward in the district of Melville are changed so that the ward consists of the land delineated in red and coloured red on Deposited Plan 410061 version 1.
- (6) On next election day, the boundaries of the University Ward in the district of Melville are changed so that the ward consists of the land delineated in red and coloured yellow on Deposited Plan 410061 version 1.

5. Ward names changed

- (1) On next election day, the name of the ward described in clause 4(2) is changed to Bicton-Attadale-Alfred Cove Ward.
- (2) On next election day, the name of the ward described in clause 4(4) is changed to Central Ward.
- (3) On next election day, the name of the ward described in clause 4(6) is changed to Bateman-Kardinya-Murdoch Ward.

6. Consequential directions

In order to give effect to clauses 4 and 5 —

- (a) Part 4 of the Act applies to preparing for and conducting the next election as if the changes effected by clauses 4 and 5 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

R. NEILSON, Clerk of the Executive Council.

PLANNING

PL301

Planning and Development Act 2005

Planning and Development (Fees) Notice 2017

Made by the Minister for Planning under section 20 of the Act.

1. Citation

This notice is the *Planning and Development (Fees) Notice 2017*.

2. Commencement

This notice comes into operation as follows —

- (a) clauses 1 and 2 — on the day on which this notice is published in the *Gazette*;
- (b) the rest of the notice — on 1 July 2017.

3. Terms used

In this notice —

form means the WAPC form for the particular type of application;

WAPC means the Western Australian Planning Commission.

Note for this clause:

A form referred to in this notice can be found at the website address <<http://www.planning.wa.gov.au>> under the subcategory "Subdivision and planning applications".

4. Counting number of lots

For the purposes of counting the number of lots —

- (a) each common property lot is counted as 1 lot; and

- (b) areas reserved for the purposes of a pedestrian accessway, right-of-way, truncation, road widening, drainage reserve or recreation reserve are not counted as lots.

5. Notes not part of notice

The notes and examples in this notice do not form part of the notice.

6. Fees

The fees set out in Schedule 1 are the fees to be charged in respect of things referred to in that Schedule.

Note for this clause:

1. An application fee is payable at the time the application is lodged.
2. If a payment is made by cheque, the cheque should be made payable to the Western Australian Planning Commission.

7. *Planning and Development (Fees) Notice 2016* repealed

The *Planning and Development (Fees) Notice 2016* is repealed.

Schedule 1 — Fees

[cl. 6]

1. Fees for approval of subdivision (Form 1A)

Application for approval of freehold or survey-strata subdivision.

Amalgamation — \$2 263.

Example:

For an application proposing that multiple lots be amalgamated into a single lot the application fee is \$2 263.

Subdivision into 2 or more lots (up to and including 100 lots) — \$3 137 and \$71.60 per lot.

Example:

For an application proposing 5 lots, the application fee is \$3 137 plus \$358 (5 lots multiplied by \$71.60), which totals \$3 495.

Subdivision into 101 or more lots — \$10 297 and \$25.20 per lot in excess of 100 lots.

Example:

For an application proposing 105 lots, the application fee is \$10 297 plus \$126 (5 lots multiplied by \$25.20), which totals \$10 423.

2. Fees for amended plan for subdivision (Form 2A)

Amended plan/s for application for approval of freehold or survey-strata subdivision.

Amalgamation — \$771.

Example:

For amended plans for an application proposing that multiple lots be amalgamated into a single lot the application fee is \$771.

Subdivision into 2 or more lots (up to and including 100 lots) — \$1 145 and \$24.50 per lot.

Example:

For amended plans for an application proposing 5 lots, the application fee is \$1 145 plus \$122.50 (5 lots multiplied by \$24.50), which totals \$1 267.50.

Subdivision into 101 or more lots — \$3 595 and \$3.70 per lot in excess of 100 lots.

Example:

For amended plans for an application proposing 105 lots, the application fee is \$3 595 plus \$18.50 (5 lots multiplied by \$3.70), which totals \$3 613.50.

Note:

Where a minor variation is made at the request of the WAPC, the WAPC may waive some or all of the applicable fee.

3. Fees for reconsideration of a decision (Form 3A)

Application under the *Planning and Development Act 2005* section 144(1) to reconsider a refusal or section 151(1) to reconsider a condition(s).

Amalgamation — \$1 047.

Example:

For a reconsideration of an application proposing that multiple lots be amalgamated into a single lot the application fee is \$1 047.

Subdivision into 2 or more lots (up to and including 100 lots) — \$1 283 and \$29.20 per lot.

Example:

For a reconsideration of an application proposing 5 lots, the application fee is \$1 283 plus \$146 (5 lots multiplied by \$29.20), which totals \$1 429.

Subdivision into 101 or more lots — \$4 203 and \$5.70 per lot in excess of 100 lots.

Example:

For a reconsideration of an application proposing 105 lots, the application fee is \$4 203 plus \$28.50 (5 lots multiplied by \$5.70), which totals \$4 231.50.

4. Fees for endorsement of plan (Form 1C)

Application for endorsement of a deposited plan or survey-strata plan.

Amalgamation — \$526.

Example:

For an application for endorsement of a deposited plan or survey-strata plan proposing that multiple lots be amalgamated into a single lot the application fee is \$526.

Subdivision into 2 or more lots (up to and including 100 lots) — \$586 and \$7.40 per lot.

Example:

For an application for endorsement of a deposited plan or survey-strata plan proposing 5 lots, the application fee is \$586 plus \$37 (5 lots multiplied by \$7.40), which totals \$623.

Subdivision into 101 or more lots — \$1 326 and \$4.60 per lot in excess of 100 lots.

Example:

For an application for endorsement of a deposited plan or survey-strata plan proposing 105 lots, the application fee is \$1 326 plus \$23 (5 lots multiplied by \$4.60), which totals \$1 349.

5. Fees in respect of application for approval and endorsement of proposed lease/licence or class of lease/licence (Form 1B and Form 1D)

Application for approval by the WAPC for a proposed lease/licence and endorsement of the approval on the executed lease/licence under the *Planning and Development Act 2005* section 136 — **\$553**.

Application for approval by the WAPC for a proposed class of lease/licence under the *Planning and Development Act 2005* section 139 — **\$553**.

Application for endorsement of approval by the WAPC on an executed lease/licence of a class approved under the *Planning and Development Act 2005* section 139 — **\$119**.

6. Fees for issue of certificate under region planning schemes

Fee for issue of certificate under the *Metropolitan Region Scheme* clause 42 — **\$25**.

Fee for issue of certificate under the *Greater Bunbury Region Scheme* clause 53 — **\$25**.

Fee for issue of certificate under the *Peel Region Scheme* clause 47 — **\$25**.

7. Cartography and spatial data fees

Cartographic services provided by the WAPC in connection with its functions — **\$81/hour**.

Provision of a spatial dataset for which the WAPC is the custodial agency — **\$82**.

R. SAFFIOTI, Minister for Planning.

PL302

Planning and Development Act 2005

Planning and Development (Development Assessment Panels) Amendment Regulations 2017

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Planning and Development (Development Assessment Panels) Amendment Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2017.

3. Regulations amended

These regulations amend the *Planning and Development (Development Assessment Panels) Regulations 2011*.

4. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees for applications

[r. 10 and 17]

Item	Application	Fee
1.	A DAP application where the estimated cost of the development is —	
	(a) not less than \$2 million and less than \$7 million	\$4 548
	(b) not less than \$7 million and less than \$10 million	\$7 021
	(c) not less than \$10 million and less than \$12.5 million	\$7 639
	(d) not less than \$12.5 million and less than \$15 million	\$7 857
	(e) not less than \$15 million and less than \$17.5 million	\$8 075

Item	Application	Fee
(f)	not less than \$17.5 million and less than \$20 million	\$8 294
(g)	\$20 million or more	\$8 511
2.	An application under r. 17	\$196

N. HAGLEY, Clerk of the Executive Council.

RACING, GAMING AND LIQUOR

RA301

Liquor Control Act 1988

Liquor Control (Juwurlinji Restricted Area) Amendment Regulations 2017

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Liquor Control (Juwurlinji Restricted Area) Amendment Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Liquor Control (Juwurlinji Restricted Area) Regulations 2009*.

4. Regulation 9 amended

In regulation 9 delete “of 8 years commencing at the time regulation 5 comes into operation.” and insert:

that ends at the close of 24 July 2020.

R. NEILSON, Clerk of the Executive Council.

RA302

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003
RACING AND WAGERING WESTERN AUSTRALIA (FOB RULES)
NOTICE (NO. 5) 2017

Made by Racing and Wagering Western Australia under section 61 of the Act.

1. Citation

This notice is the *Racing and Wagering Western Australia (FOB Rules Notice (No 5) 2017*.

2. Commencement

These rules came into operation on 12 June 2012.

3. Interpretation

In this notice—

“**the Act**” means the *Racing and Wagering Western Australia Act 2003*;

“**the Rules**” means the rules described in clause 4, adopted by Racing and Wagering Western Australia.

4. Rules adopted under section 61 of the Act

(1) In a meeting held on 31 May 2012, Racing and Wagering Western Australia resolved—

(a) to adopt and operate under rules relating to a jointly operated fixed odds wagering system in accordance with section 61(2) and (4) of the Act.

(2) A copy of the rules adopted was published for public information in the Special Gazette of 12 June 2012 at pp. 2413-2441.

(3) Further amendments to the Rules were adopted by resolution of the Board dated 11 October 2012, 25 March 2013, 30 August 2013, 31 October 2013, 20 December 2013, 1 May 2014, 3 September 2014, 28 November 2014, 21 September 2015, 23 November 2015, 21 January 2016, 29 February 2016, 4 April 2016, 27 June 2016, 25 July 2016, 29 August 2016, 3 October 2016, 31 October 2016, 27 February 2017, 28 November 2016, 1 May 2017 and 29 May 2017 and published for public information in the Gazettes of 23 October 2012 at pp. 5058-5060, 5 April 2013 at pp. 1490-1491, 17 September 2013 at pp. 4337-4346, 15 November 2013 at pp. 5262-5265, 10 January 2014 at pp 24-25, 13 May 2014 at pp 1455-1465, 12 September 2014 at pp 3290-3291, 5 December 2014 at pp 4523-4525, 25 September 2015 at pp 3881-3883, 27 November at pp 4756-4758, 29 January 2016 at pp 276-277, 4 March 2016 at pp 627-628, 8 April 2016 at pp 1101-1103, 1 July 2016 at pp 2748-2749, 29 July 2016 at pp 3215-3217, 2 September at pp 3713-3714, 7 October 2016 at pp 4379-4387, 4 November 2016 at pp 5010-5011, 3 March 2017 at pp 1482-1484, 28 March 2017 at pp 1935-1936, 5 May 2017 at pp 2370-2371 and 2 June 2017 at pp 2754-2755.

5. Changes to Rules published for public information section 61(6)(c) of the Act

(1) Further amendments to the Rules were adopted by resolution of the Board dated 26 June 2017.

(2) Those further amendments to the Rules are published in the Schedule to this notice for public information, as required by section 61(6)(c) of the Act.

Schedule 1—Amendments to Adopted Rules46. **BONUS BETS AND PROMOTIONS**

- (f) A “Partial Pay Promotion” means a promotion whereby a percentage of a Client’s possible winnings ([either including or excluding stake as determined by RWWA](#)) is paid to a Client, in the form of a Special Dividend such as a cash credit or a cash dividend, where a Client’s bet is a losing bet and certain conditions have been met, as specified in a promotion.

299. **CRICKET – PRE-MATCH RULES****General Match Betting**

(a)

- (i) [Outright betting](#) - ~~i~~f a match is shortened, bets will be governed by the official competition rules. Where no official result is declared, bets will be made void.
- (ii) Subject to section 299(a)(i), when no price is offered for the tie and the official result is a tie any means introduced by the official governing body to determine a winner will count i.e. 'bowl off', 'super over' etc. Super overs and bowl offs will not count for the settlement of any other market. If after this the result is still a tie and no other means are introduced by the

official governing body to determine a winner, the Dead-Heat Rule applies.

- (b) Tied Test Match: In the event of a tied test match (i.e. where all innings have been completed and both teams have the same score) the Dead-Heat Rule applies and stakes on the draw will be lost.
- (c) If a match is abandoned due to outside interference, and no official result is declared, bets will be made void.
- (d) For bets on totals in a match e.g. sixes, boundaries, runs etc. to stand in a First-Class match at least one ball must be bowled.
- (e) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck, all open bets on totals in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.
- (f) The number of wides is determined by the total number of wides recorded in the extras column of the scorecard.
- (g) Penalty runs added to the team total because of a slow over rate by the bowling team will count for total team runs but will not count for bets involving an individual over or specified number of overs (e.g.5, 10 etc.).
300. **First-Class Match Betting**
- (a) When no price is offered for the draw, in the event of a draw all bets on the match result will be made void. In the event of a tie the Dead-Heat Rule applies. Abandoned or postponed matches are void.
301. **Top Batsman**
- (a) Predict the top batsman in the team. Betting is available on the first innings only, unless otherwise stated. Bets on First-Class matches stand regardless of the number of overs bowled. For bets to stand on One Day matches a minimum of 20 overs must be bowled. For bets to stand on Twenty20 matches a minimum of 10 overs must be bowled. Dead heat rules apply. Retired/hurt players will be classed as runners for Top Bat.
- (b) Bets placed on any player not in the starting 11 are void. Bets on players who are selected but do not bat will be deemed to have scored zero runs.
302. **Top Wicket Taker/Top Bowler**
- (a) Predict the top wicket taker/bowler in the team. Betting is available on the first innings only, unless otherwise stated. Bets on First-Class matches stand regardless of the number of overs bowled. For bets to stand on One Day matches a minimum of 20 overs must be bowled. For bets to stand on Twenty20 matches a minimum of 10 overs must be bowled. If two or more players take the same number of wickets the Dead-Heat Rule applies.
- (b) Bets placed on any player not in the starting 11 are void and those who do not bowl are deemed to have taken zero wickets.
303. **Man of the Match**
- (a) Predict who will be presented with the Man of the Match award upon match competition. This will be resulted from the host broadcaster's after match presentation.
- (b) Bets will be settled on the officially declared man of the match. The Dead-Heat Rule applies.
304. **Highest 1st X Overs Total**
- (a) Predict which team will have the highest amount of runs in the specified period of overs.
- (b) Market will be settled provided both teams have batted prescribed overs or when play could not affect the result.
- ~~303. **Total Wickets lost in an Innings**~~
- ~~(a) Predict the total number of wickets lost by one team in an innings.~~
- ~~(b) For bets to stand in a First-Class match at least one ball must be bowled.~~
- ~~(c) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck, all open bets on total wickets lost in an innings in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.~~
- ~~(d) A player who retires injured will not count as a wicket lost.~~

~~304-305.~~ **Next Man Out**

Predict the next man out. Both players must be at the crease at the same time for bets to stand. In the event of neither player being dismissed or one of the players retiring hurt before a wicket has fallen bets will be void.

~~305.~~ **Named Batsman to reach/exceed a specific score**

~~(a) Predict whether a named batsman will reach or exceed a specific score i.e. 20 runs, 50 runs etc.~~

~~(b) In limited overs matches, if the innings is reduced due to adverse weather conditions, or if a player retires hurt, then bets will be void unless the player is subsequently out or his final score is greater than the quote at the time of bet placement.~~

~~306.~~ **Bets involving a specified number of Overs**

~~Where betting is available on whether the total runs scored in a specific number of overs is odd or even, zero will be deemed to be an even number.~~

~~Where a market is offered for a single over and the full over is not completed, due to the team being bowled out or reaching the target, bets will stand provided one ball is bowled. However if the over is not completed due to adverse weather conditions or the team declaring then bets will be void unless a winning market has been established.~~

~~307-306.~~ **Most Boundaries/Fours/Sixes hit in the Match**

(a) Predict the team that will score the most boundaries, fours or sixes in a match. Only those scored off the bat will count.

(b) Boundaries include fours and sixes.

(c) For bets on totals in a match e.g. boundaries, fours, sixes, runs etc. to stand in a First-Class match at least one ball must be bowled.

(d) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck all open bets on boundaries, fours and sixes in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.

~~308-307.~~ **Highest Opening Partnership**

(a) Predict which team will have the highest opening partnership. Bets stand provided the first ball has been bowled in each team's first innings.

(b) In a test match, unless stated otherwise, only the first innings counts.

~~309.~~ **Next Wicket Taker**

~~Predict the bowler who will take the next wicket. If the stated wicket does not fall all bets are void.~~

~~310-308.~~ **Batsman Match Bets**

(a) Predict the batsman who will score more runs than his opponent. For bets to stand both batsmen must face at least one ball. In the event of a tie bets will be void unless betting is available for the tie.

(b) Unless specified otherwise batsman match bets will be based on the first innings.

~~311-309.~~ **Bowler Match Bets**

(a) Predict the player who will take more wickets than his opponent. For bets to stand both bowlers must bowl at least one ball. In the event of a tie bets will be void unless betting is available for the tie.

(b) Unless specified otherwise bowler bets will be based on the first innings.

~~312-310.~~ **Fall of Next Wicket**

(a) Runs Market:

(i) Predict whether the next wicket will fall before or after a specified number of runs have been scored.

(ii) Bets are void if the wicket stated does not fall unless a winning market has already been established. If a player retires hurt all bets struck on that wicket are carried over onto the next partnership until a wicket falls.

~~(b) Overs Market:~~

~~(i) Predict whether the next wicket will fall before or after a specified number of overs have been bowled.~~

~~(ii) Bets are void if the wicket stated does not fall unless a winning market has already been established. If a player retires hurt all bets struck on that wicket are carried over onto the next partnership until a wicket falls.~~

~~(iii) Whole Overs only count for this market. If the market specified is under 16.5 Overs, under means in or before the 16th Over has been completed and over means in or after the 17th Over.~~

~~313.~~311. **Total Match Run Outs**

- (a) Predict whether the total number of run-outs in the match will be over or under a specified figure.
- (b) At least one ball must be bowled in a First-Class match for bets to stand.
- (c) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck all open bets on total match run -outs in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.

~~314.~~ **Any Player in the Match to reach a specific target**

- ~~(a) Predict whether a specific target i.e. 50, 100 will be achieved in one innings by any player participating in the match.~~
- ~~(b) In limited overs matches, if the innings is reduced due to adverse weather conditions, or if a player retires hurt, then bets will be void unless the player is subsequently out or his final score is greater than the quote at the time of bet placement.~~
- ~~(c) —~~

~~315.~~312. **Win The Toss**

Predict the team that wins the toss.

~~316.~~313. **Number of Runs scored in a specified Over (Over/Under and Odd/Even)**

- (a) Predict whether the number of runs scored in the over is higher or lower than a specific figure.
- (b) If all 6 balls are not bowled due to the team being bowled out or reaching their target bets will stand provided one ball is bowled. However, if the over is not completed due to adverse weather conditions or the team declaring then bets will be void unless a winning market has already been established.
- (c) Any extras scored count towards the total.
- (d) For matches played in Australia, bets will be void if no runs are scored in the over.

314. **Next Over Runs Odd/Even**

- (a) Predict whether the amount of runs scored in the over are odd or even.
- (b) Even is classed as 0, 2, 4, 6 and multiples of 2 thereof. Odd is classed as 1, 3, 5, 7 and every alternate number continuously.
- (c) The specified over must be completed for bets to stand unless a match result has already been determined. If an innings ends during an over then that over will be deemed to be complete unless the innings is ended due to external factors, including bad weather, in which case all bets will be void, unless a match result has already been determined.
- (d) If the over does not commence for any reason, all bets will be void.
- (e) Extras and penalty runs in the particular over count towards settlement.

315. **Team's First Over**

- (a) Predict the total amount of runs scored by a team in the specified over.
- (b) Score market will be settled on the number of runs scored from the first over of the match. Zero will be settled as Even. In the event of an incomplete over, market will be made void.

~~317.~~316. **Team of Top Batsman**

- (a) Predict the team that contains the top batsman.
- (b) Unless otherwise stated, only the first innings counts.
- (c) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck

all open bets on team of top batsman in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs unless a winning market has been established.

- (d) In the event of a tie bets will be void unless betting is available for the tie.

~~318-317.~~ **Most Sixes**

- (a) Predict the team that will score the most sixes.
 (b) Unless advertised otherwise, only the first innings counts.
 (c) At least one ball must be bowled in a First-Class match for bets to stand.
 (d) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck all open bets on most sixes in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.

~~319-318.~~ **Total Match Wides**

- (a) Predict whether the total number of wides will be over or under a specified figure.
 (b) At least one ball must be bowled in a First-Class match for bets to stand.
 (c) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled, when the bet was struck all open bets on total match wides in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.

~~320-319.~~ **Total Match Boundaries**

- (a) Predict whether the total number of boundaries will be over or under a specified figure.
 (b) Fours and sixes count.
 (c) Only runs scored off the bat count.
 (d) At least one ball must be bowled in a First-Class match for bets to stand.
 (e) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck all open bets on total match boundaries in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.

~~321-320.~~ **Total Match Sixes**

- (a) Predict whether the total number of sixes in the match will be over or under a specified figure.
 (b) At least one ball must be bowled in a First-Class match for bets to stand.
 (c) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck open bets on total match sixes in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.

~~322-321.~~ **Total Team Runs/Team Innings Runs**

- (a) Predict the amount of runs scored in a given innings. In the event of a match being abandoned BEFORE any potential result has been established, all bets will be made void. If an innings is completed, then bets on that exact market stand.
 (b) Market will be settled on the number of runs scored from the 1st Innings of the named team.
 (c) All bets stand in Test matches & domestic 4 day matches, provided at least one ball is bowled.
 (d) In limited overs matches, open bets are void if the scheduled numbers of overs are reduced due to weather or for any other delay.
 (e) Batsmen that retire hurt or do not bat due to injury are deemed to be out for the purposes of this market.
 (f) Duckworth-Lewis adjustments do not count for betting purposes.

~~(a)–~~

- ~~(b) Predict whether the total team runs will be over or under a specified score.~~

- ~~(c) For bets to stand in a First Class match at least one ball must be bowled.~~
- ~~(d) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck all open bets on total team runs in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.~~
- ~~(e) Test Match Total Runs In A Session: For bets to stand a minimum of 20 overs must be completed unless a winning market has already been established.~~
- ~~(f)(g) _____ Penalty runs added to the team total because of a slow over rate by the bowling team will count.~~

~~323. — Race to a specified number of Runs~~

- ~~(a) Predict which batsman will reach the target first i.e. 10,20,30 runs etc.~~
- ~~(b) If either of the listed players do not open the batting bets are void.~~
- ~~(c) Bets stand regardless of which of the listed players faces the first ball.~~
- ~~(d) If neither player reaches the target then 'neither' is the winner.~~
- ~~(e) If the number of overs are reduced and neither batsman reaches the target and both are not out then bets are void. If neither batsmen reaches the target and both are out then 'neither' is the winner.~~

~~324.322. Method of Dismissal~~

- ~~(a) Predict how the next wicket will fall.~~
- ~~(b) The options are:- caught or any other.~~
- ~~(c) If no wicket falls bets are void.~~

~~325. — Total Match Runs~~

- ~~(a) Predict the total number of runs scored in the match.~~
- ~~(b) At least one ball must be bowled in a First Class match for bets to stand.~~
- ~~(c) If the intervention of rain or any other delay results in the number of overs being reduced from that scheduled when the bet was struck all open bets on total match runs in a Twenty 20 match will be void if the reduction is by 3 or more overs and void in other limited overs matches if the reduction is by 5 or more overs.~~
- ~~(d) —~~

~~326.323. Next Wicket Method~~

- ~~(a) Predict how the next wicket will fall.~~
- ~~(b) The options are :- caught by any other outfielder, not caught, caught by keeper and caught and bowled.~~
- ~~(c) If no wicket falls bets are void.~~

~~327. — Named Batsman — Area of Specified Boundary~~

- ~~(a) Predict which area of the pitch the named batsman will hit the specified boundary.~~
- ~~(b) Only boundaries scored off the bat will count.~~
- ~~(c) If the stated boundary is not scored then bets will be void.~~
- ~~(d) Settlement of bets will be determined by www.ericinfo.com.~~
- ~~(e) Overthrows, initially off the bat, will count as a boundary scored for the batsman and the result will be the area where the ball crosses the boundary.~~

~~328.324. Most Run Outs~~

- ~~(a) Predict which team will have most Batsman run out.~~
- ~~(b) Bets placed on this market are settled on the team having the most Batsman run out whilst batting.~~
- ~~(c) If neither team has one of their Batsman run out, or if both teams have an equal number of Batsman run out, the winning selection in this market will be draw.~~
- ~~(d) At least one ball must be bowled in a First-Class match for bets to stand.~~
- ~~(e) If the number of overs are reduced, bets placed on this market will be void.~~

325. First Ball to be A Dot?

- (a) Predict whether the first ball of the match will have any runs scored from it (selection is no), or whether the batsman scores runs or an 'extra' is given (selection is yes).
- (b) Market will be settled on whether runs are acquired from the first ball delivered of the match, including extras.

~~329-326.~~ To Score 50/100 Century to be Scored in the Match (Any Player in the Match to Reach a Specific Target)

- (a) Predict whether any individual player will score 100 runs or more in a given innings. Combined runs from the 1st and 2nd innings do not count. ~~Batsman will score 50/100 runs or more in a match.~~
- (b) In the event of reduced overs in either innings, the market will be made void provided a winning result has not been determined at the time of the reduction. In a test match, unless otherwise stated, refers to first innings only.

~~330-327.~~ CRICKET – IN-PLAY RULES**Match Betting Live**

- (a) Outright betting: If a match is shortened bets will be governed by the official competition rules. Where no official result is declared, bets will be made void.
- (b) Subject to section Rule ~~327~~³⁰(a), when no price is offered for the tie and the official result is a tie any means introduced by the official governing body to determine a winner will count i.e. 'bowl off', 'super over' etc. Super overs and bowl offs will not count for the settlement of any other market. If, after this, the result is still a tie and no other means are introduced by the official governing body to determine a winner, the Dead-Heat Rule applies.
- (c) Tied Test Match: In the event of a tied test match (i.e. where all innings have been completed and both teams have the same score) the Dead-Heat Rule applies and stakes on the draw will be lost.
- (d) If a match is abandoned due to outside interference, and no official result is declared, bets will be made void.
- (e) For bets on totals in a match e.g. sixes, boundaries, runs etc. to stand in a First-Class match at least one ball must be bowled.

~~331-328.~~ Runs in Next Over Live (Over/Under and Odd/Even)

- (a) Predict whether the number of runs scored in the over is higher or lower than a specific figure.
- (b) If all 6 balls are not bowled due to the team being bowled out or reaching their target bets will stand provided one ball is bowled. However, if the over is not completed due to adverse weather conditions or the team declaring, then bets will be void unless a winning market has already been established.
- (c) Any extras scored count towards the total.
- (d) For matches played in Australia, bets will be void if no runs are scored in the over.

~~332-329.~~ Team Total Runs Live

- (a) All bets stand in Test matches & domestic 4 day matches, provided at least one ball is bowled.
- (b) In limited overs matches, open bets are void if the scheduled numbers of overs are reduced due to weather or for any other delay.
- (c) Batsmen that retire hurt or do not bat due to injury are deemed to be out for the purposes of this market.
- (d) Duckworth-Lewis adjustments do not count for betting purposes.
- ~~(e) Penalty runs added to the team total because of a slow over rate by the bowling team will count. The full number of specified overs must be bowled for bets to stand unless a team is bowled out. Batsmen that retire hurt or do not bat due to injury are deemed to be out for the purposes of this market. Duckworth-Lewis adjustments do not count for betting purposes.~~

~~333-330.~~ 1st 6/10/15 Overs Runs Live

- (a) Predict whether the number of runs scored in the stated amount of overs is higher or lower than a specific figure.
- (b) Unless a winning market has been established bets will be void if the stated overs aren't completed.

334-331. Runs At Fall Of Wicket Live

- (a) Predict whether the next wicket will fall before or after a specified number of runs have been scored.
- (b) Bets are void if the wicket stated does not fall unless a winning market has already been established. If a player retires hurt all bets struck on that wicket are carried over onto the next partnership until a wicket falls.

335-332. Player Runs Live

- (a) Predict whether a named batsman will score higher or lower than a specific total e.g. 30.5 runs.
- (b) In limited overs matches, if the innings is reduced due to adverse weather conditions, or if a player retires hurt, then bets will be void unless the player is subsequently out or his final score is greater than the quote at the time of bet placement.

336-333. Top Batsman Live

- (a) Predict the top batsman in the team. Betting is available on the first innings only, unless otherwise stated. Bets on First-Class matches stand regardless of the number of overs bowled. For bets to stand on One Day matches a minimum of 20 overs must be bowled. For bets to stand on Twenty20 matches a minimum of 10 overs must be bowled. The Dead-Heat Rule applies. Retired/hurt players will be classed as runners for Top Batsman.
- (b) Bets placed on any player not in the starting 11 are void. Bets on players who are selected but do not bat will be deemed to have scored zero runs.

337-334. Top Bowler Live

- (a) Predict the top wicket taker/bowler in the team. Betting is available on the first innings only, unless otherwise stated. Bets on First-Class matches stand regardless of the number of overs bowled. For bets to stand on One Day matches a minimum of 20 overs must be bowled. For bets to stand on Twenty20 matches a minimum of 10 overs must be bowled. If two or more players take the same number of wickets the Dead-Heat Rule applies.
- (b) Bets placed on any player not in the starting 11 are void and those who do not bowl are deemed to have taken zero wickets.

338-335. Player Boundary 4's Live

- (a) Predict whether the total number of boundary 4's will be over or under a specified figure.
- (b) Only Fours count.
- (c) Only runs scored off the bat count.
- (d) At least one ball must be bowled in a First-Class match for bets to stand.
- (e) In limited overs matches, if the innings is reduced due to adverse weather conditions, or if a player retires hurt, then bets will be void unless the player is subsequently out or his final score is greater than the quote at the time of bet placement.

339-336. Player Boundary 6's Live

- (a) Predict whether the total number of boundary 6's will be over or under a specified figure.
- (b) Only Sixes count Live.
- (c) Only runs scored off the bat count.
- (d) At least one ball must be bowled in a First-Class match for bets to stand.
- (e) In limited overs matches, if the innings is reduced due to adverse weather conditions, or if a player retires hurt, then bets will be void unless the player is subsequently out or his final score is greater than the quote at the time of bet placement.

340-337. Team Highest Total Runs in a Single Over Live

- (a) Predict whether a team will score higher or lower than a specific total e.g. 16.5 runs.
- (b) All open bets are void if there is a reduction in overs of any kind.

~~341-338.~~ **Batsman Match Bets Live**

- (a) Predict the batsman who will score more runs than his opponent. For bets to stand both batsmen must face at least one ball. In the event of a tie bets will be void unless betting is available for the tie.
- (b) Unless specified otherwise batsman match bets will be based on the first innings.

~~342-339.~~ **Bowler Match Bets Live**

- (a) Predict the player who will take more wickets than his opponent. For bets to stand both bowlers must bowl at least one ball. In the event of a tie bets will be void unless betting is available for the tie.
- (b) Unless specified otherwise bowler bets will be based on the first innings.

~~343-340.~~ **Completed Match Live**

- (a) Predict whether there will be a result declared in the match or whether it will be abandoned.
- (b) Any official result will mean the market will be settled as 'Yes'.
- (c) Any 'no result' or abandonment will mean the market will be settled as 'No'.
- (d) Any reserve days for a match will mean that all bets will carry over and will be settled on the official result of the match.

~~344-341.~~ **Test Match Session Runs**

- (a) Predict whether the number of runs scored in the session is higher or lower than a specific figure.
 - (b) A minimum of 20 overs must be bowled in the session for bets to stand, and all bets stand if a session is extended.
-

— PART 2 —

CORRECTIVE SERVICES

CS401

PRISONS ACT 1981
PERMIT DETAILS

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

Surname	Other Names	Permit No.	Revocation Date
Gaiger	Caroline Anne	PA 0128	28/06/2017
Parsons	Paul	PA 0136	28/06/2017

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

ROD ALDERTON, Executive Director Procurement and
Contracted Services.

28 June 2017.

CS402

PRISONS ACT 1981
PERMIT DETAILS

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

Surname	Other Names	Permit No.	Revocation Date
Shaw	Ben	MEL 0046	18/06/2017
Francis	Ayshe	MEL 0069	24/06/2017

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

ROD ALDERTON, Executive Director Procurement and
Contracted Services.

28 June 2017.

ENERGY

EN401

ENERGY COORDINATION ACT 1994
GRANT OF LICENCE

Notice is given that the following electricity generation licence has been granted—

Licensee:	Wind Portfolio Pty Ltd ABN 84 114 267 695
Issue Date:	23 June 2017
Address:	Level 19, HSBC Building 580 George Street Sydney NSW 2000
Classification:	Electricity Generation Licence (EGL26)
Term of Licence:	Up to and including 22 June 2047
Area Covered:	The licence area is the area as set out in plan ERA-EL-146 in the State of Western Australia

Inspection of Licence: Economic Regulation Authority
4th Floor, Albert Facey House
469 Wellington Street
PERTH WA 6000
<http://www.erawa.com.au>

Ms NICOLA CUSWORTH, Chair,
Economic Regulation Authority.

EN402

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

WHOLESALE ELECTRICITY MARKET RULES

Amending Rules 2017 (No. 3)

I, Ben Wyatt, Minister for Energy for the State of Western Australia, under regulation 7(4) 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 July 2017.

Dated at Perth this 27th day of June 2017.

BEN WYATT MLA, Minister for Energy.

1. Market Rule 2.4A amended

Amend clause 2.4A.1 by deleting the words “1 July 2017” and replacing them with the words “1 July 2018”.

2. Market Rule 2.28 amended

Insert new clauses 2.28.3B and 2.28.3C, after clause 2.28.3A, as follows—

2.28.3B. A Network Operator must—

- (a) promptly provide to AEMO (including in its capacity as System Management) all data available to it and reasonably required to model the static and dynamic performance of the SWIS, including (without limitation) computer models of the performance of the Network and Facilities connected, or which may be connected in the future, to the Network;
- (b) promptly forward to AEMO (including in its capacity as System Management) subsequent updates of the data referred to in clause 2.28.3B(a);
- (c) use its reasonable endeavours to ensure that all data referred to in this clause 2.28.3B is complete, current and accurate;
- (d) promptly notify AEMO (including in its capacity as System Management) if there are any reasonable grounds for suspecting that the data provided under this clause 2.28.3B is no longer complete, current and accurate; and
- (e) include as part of the data provided to AEMO under this clause 2.28.3B—
 - i. all data provided to the Network Operator that is used for the purpose of modelling in relation to the SWIS by generators, customers, other Network Operators and any other source; and
 - ii. all data relating to actual, committed or proposed modifications to the SWIS that the Network Operator reasonably considers are relevant to modelling in relation to the SWIS.

2.28.3C. Where AEMO (in its capacity as System Management)—

- (a) is satisfied that the performance of a Facility (or equipment within the Facility) is not adequately represented by any applicable data provided under clause 2.28.3B; and
- (b) holds the reasonable opinion that the inadequacy of the applicable data, is or will impede System Management’s ability to carry out its functions in relation to Power System Security and Power System Reliability,

System Management may—

- (c) request that the Network Operator provide to AEMO (including in its capacity as System Management), as soon as reasonably practicable, revised or additional data and an associated model validation report demonstrating to System Management’s reasonable satisfaction that the performance of the Facility (or equipment within the Facility) has been tested and is performing substantially in accordance with the revised modelling data; and
- (d) direct the relevant Rule Participant, or Network Operator where relevant, to operate the Facility (or equipment within the Facility) at a particular level of output or in a

particular manner, until the Network Operator has submitted that revised data and associated model validation report and System Management is satisfied that the performance of the Facility (or equipment within the Facility) is performing substantially in accordance with that data.

3. Market Rule 3.21 amended

Insert a new clause 3.21.1(aB), after clause 3.21.1(a), as follows—

- (aB) outages or de-ratings as a result of a direction from System Management under clause 2.28.3C;

4. Market Rule 10.9 added

Insert a new Market Rule 10.9, after Market Rule 10.8, as follows—

10.9. System Management Confidential Information

10.9.1. AEMO must set the class of confidentiality status for all information provided by a Network Operator under clause 2.28.3B and clause 2.28.3C as System Management Confidential.

ENVIRONMENT

EV401

CONTAMINATED SITES ACT 2003

MAKING, AMENDMENT OR REVOCATION OF GUIDELINES

In accordance with the *Contaminated Sites Act 2003*, section 97(4), notice is hereby given that the documents listed below, published by the Department of Environment Regulation, are for the making and revocation of guidelines for the purposes of the *Contaminated Sites Act 2003*, section 97. The guidelines revoked under item 2. – 4. below are in relation to existing guidelines listed in Notice EV401, published in the *Western Australian Government Gazette* No. 234 on 29 December 2006 and Notice EV401, published in the *Western Australian Government Gazette* No. 154 on 10 August 2010.

1. Guidelines made for the purposes of section 97(1)—

Assessment and management of contaminated sites (Contaminated Sites Guidelines, Department of Environment Regulation, December 2014)

Identification, reporting and classification of contaminated sites in Western Australia (Contaminated Sites Guidelines, Department of Environment Regulation, June 2017)

National Environment Protection (Assessment of Site Contamination) Measure 1999 (made under section 14(1)(d) of the *National Environment Protection Council Act 1994* (Cth) and section 14(1) of the *National Environment Protection Council (Western Australia) Act 1996* (WA) and in force on 16 May 2013)

2. Guidelines revoked for the purposes of section 97(1)(a)—

Assessment Levels for Soil, Sediment and Water (Contaminated Sites Management Series, Department of Environment Regulation, February 2010)

Bioremediation of hydrocarbon contaminated soils in Western Australia (Contaminated Sites Management Series, Department of Environment Regulation, October 2004)

Development of Sampling and Analysis Programs (Contaminated Sites Management Series, Department of Environment Regulation, December 2001)

Reporting on Site Assessments (Contaminated Sites Management Series, Department of Environment Regulation, December 2001)

The Use of Risk Assessment in Contaminated Site Assessment and Management: Guidance on the Overall Approach (Contaminated Sites Management Series, Department of Environment Regulation, November 2006)

3. Guidelines revoked for the purposes of section 97(1)(b)—

Potentially Contaminating Activities, Industries and Landuses (Contaminated Sites Management Series, Department of Environment Regulation, October 2004)

Reporting of Known and Suspected Contaminated Sites (Contaminated Sites Management Series, Department of Environment Regulation, November 2006)

Site Classification Scheme (Contaminated Sites Management Series, Department of Environment Regulation, November 2006)

4. Guidelines revoked for the purposes of section 97(1)(c)—

Community Consultation Guideline (Contaminated Sites Management Series, Department of Environment Regulation, November 2006)

The guidelines made above under item 1. are available, free of charge, from <https://www.der.wa.gov.au/your-environment/contaminated-sites/61-contaminated-sites-guidelines>

FISHERIES

FI401

PEARLING ACT 1990

DECISION TO GRANT AN APPLICATION FOR THE ISSUE OF A PEARL OYSTER FARM LEASE

FD 5686/16

I, Michael McMullan, Director, Aquatic Resource Management, as delegate of the Chief Executive Officer (CEO) of the Department of Fisheries, Western Australia, pursuant to Section 23(1) of the *Pearling Act 1990* have made the decision to grant an application submitted by BR & LM Brown for a pearl oyster farm lease in respect of an area of water located at Cape Latreille.

The coordinates of the lease are as follows—

Cape Latreille

Boundary Corner Co-ordinates: Datum GDA94

Pnt	Latitude	Longitude
A	17° 50.000' S	122° 00.200' E
B	17° 50.000' S	122° 00.700' E
C	17° 50.500' S	122° 00.700' E
D	17° 50.500' S	122° 00.200' E

Under section 33(1) of the *Pearling Act 1990* a person aggrieved by my decision may apply to the State Administrative Tribunal (SAT) for a review of the decision. Application forms can be obtained from the SAT located at Level 6, 565 Hay Street, Perth WA or from the SAT's website at www.sat.justice.wa.gov.au. The application together with any supporting documents should be lodged with the SAT within 28 days of publication of this Notice. When an application is accepted by the Chief Executive Officer of the SAT, the applicant is to give a copy of the application to the CEO, Department of Fisheries, Gordon Stephenson House, 140 William Street, Perth WA.

Dated this 26th day of June 2017.

MICHAEL McMULLAN, Director, Aquatic Resource Management
As delegate of the CEO.

FI402

PEARLING ACT 1990

DECISION TO GRANT AN APPLICATION FOR THE ISSUE OF A PEARL OYSTER FARM LEASE

FD 5687/16

I, Michael McMullan, Director, Aquatic Resource Management, as delegate of the Chief Executive Officer (CEO) of the Department of Fisheries, Western Australia, pursuant to Section 23(1) of the *Pearling Act 1990* have made the decision to grant an application submitted by BR & LM Brown for a pearl oyster farm lease in respect of an area of water located at Red Bluff.

The coordinates of the lease are as follows—

Red Bluff

Boundary Corner Co-ordinates: Datum GDA94

Pnt	Latitude	Longitude
A	17° 48.500' S	122° 07.530' E
B	17° 48.500' S	122° 08.250' E
C	17° 49.370' S	122° 08.250' E
D	17° 49.370' S	122° 07.530' E

Under section 33(1) of the *Pearling Act 1990* a person aggrieved by my decision may apply to the State Administrative Tribunal (SAT) for a review of the decision. Application forms can be obtained from the SAT located at Level 6, 565 Hay Street, Perth WA or from the SAT's website at www.sat.justice.wa.gov.au. The application together with any supporting documents should be lodged with the SAT within 28 days of publication of this Notice. When an application is accepted by the Chief Executive Officer of the SAT, the applicant is to give a copy of the application to the CEO, Department of Fisheries, Gordon Stephenson House, 140 William Street, Perth WA.

Dated this 26th day of June 2017.

MICHAEL McMULLAN, Director, Aquatic Resource Management
As delegate of the CEO.

FI403

PEARLING ACT 1990

DECISION TO GRANT AN APPLICATION FOR THE ISSUE OF A PEARL OYSTER FARM LEASE

FD 5688/16

I, Michael McMullan, Director, Aquatic Resource Management, as delegate of the Chief Executive Officer (CEO) of the Department of Fisheries, Western Australia, pursuant to Section 23(1) of the *Pearling Act 1990* have made the decision to grant an application submitted by BR & LM Brown for a pearl oyster farm lease in respect of an area of water located at Station Hill.

The coordinates of the lease are as follows—

Station Hill

Boundary Corner Co-ordinates: Datum GDA94

Pnt	Latitude	Longitude
A	17° 54.000' S	122° 06.850' E
B	17° 54.000' S	122° 08.000' E
C	17° 54.500' S	122° 08.000' E
D	17° 54.500' S	122° 06.850' E

Under section 33(1) of the *Pearling Act 1990* a person aggrieved by my decision may apply to the State Administrative Tribunal (SAT) for a review of the decision. Application forms can be obtained from the SAT located at Level 6, 565 Hay Street, Perth WA or from the SAT's website at www.sat.justice.wa.gov.au. The application together with any supporting documents should be lodged with the SAT within 28 days of publication of this Notice. When an application is accepted by the Chief Executive Officer of the SAT, the applicant is to give a copy of the application to the CEO, Department of Fisheries, Gordon Stephenson House, 140 William Street, Perth WA.

Dated this 26th day of June 2017.

MICHAEL McMULLAN, Director, Aquatic Resource Management
As delegate of the CEO.

HERITAGE

HR401

HERITAGE OF WESTERN AUSTRALIA ACT 1990

ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

PERMANENT REGISTRATION

Notice is hereby given in accordance with Section 51(2) of the *Heritage of Western Australia Act 1990* that, pursuant to a direction from the Minister for Heritage, the place described below has been entered in the Register of Heritage Places on a permanent basis with effect from today.

Lake Richmond, Rockingham; R 9458 comprising Lots 17 and 18 on DP 218763 and Lot 1596 on DP 218621, being the whole of the land in CLT V 3146 F 137, 138 & 136 respectively; R 48310 comprising Lot 8018 on DP 45031 being the whole of the land in CLT V 3136 F 643; R 47145 comprising Lot 8001 on DP 25925 being the whole of the land in CLT V 3131 F 925; R 35176 comprising Lot 1513 on DP 181012 being the whole of the land in CLT V 3146 F 309; and Lot 1597 on DP 218621 being the whole of the land in CLT V 3146 F 310; Pt of R 47553 comprising Lot 8006 on DP 40534 being the whole of the land in CLT V 3138 F 417.

30 June 2017.

GRAEME GAMMIE, Executive Director,
Department of the State Heritage Office,
Bairds Building, 491 Wellington Street,
Perth WA 6000.

JUSTICE

JU401

JUSTICES OF THE PEACE ACT 2004

APPOINTMENT

It is hereby notified for public information that Her 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—

Catherine Marie Clarke of Rosa Brook

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

LANDS

LA401

LAND ADMINISTRATION ACT 1997
LAND ADMINISTRATION REGULATIONS 1998
INSTRUMENT OF DELEGATION

I, Rita Saffioti MLA, acting in my capacity as the body corporate Minister for Lands continued by section 7(1) of the *Land Administration Act 1997* (Act) hereby delegate under section 9 of the Act, on and from the later of—

- (i) the date on which the Department of Planning, Lands and Heritage (Department) is designated under the *Public Sector Management Act 1994*; and
- (ii) the date of this Instrument of Delegation,

to the person for the time being the Director General or acting in that position in the Department, the powers conferred and duties imposed on me by the provisions of the Act and the Regulations specified in Column 1 of the Schedule, to the extent specified (if at all) in Column 2 of the Schedule opposite the powers and duties, except that the Director General is not delegated the power to enter into a Native Title Agreement* but is only delegated the power to execute a LAA Instrument* in respect of an existing Native Title Agreement*.

* For the purposes of this Instrument of Delegation—

“LAA Instrument” has the same meaning as the term “instrument” is defined in the Act.

“Native Title Agreement” means any agreement that is—

- (i) an indigenous land use agreement under the *Native Title Act 1993 (Cth)* (NTA);
- (ii) a deed under section 31 of the NTA;
- (iii) an agreement for the withdrawal or ‘lifting’ of objections made under s24MD(6B) of the NTA and/or the Act; or
- (iv) a letter of intent, a “letter agreement” or any similar type of arrangement,

under which Crown land is being agreed to be the subject of a LAA Instrument or any other type of benefit is being agreed to be conferred in exchange for an outcome being achieved or intended to be achieved under the NTA and/or the Act in respect of native title rights and interests claimed or held in the relevant Crown land.

“Native Title Party” means any person or persons on whom a benefit is being conferred pursuant to a Native Title Agreement (including under a LAA Instrument) as consideration for the outcome under the NTA and/or the Act in respect of native title rights and interests claimed or held in the relevant Crown land.

“Regulations” means the *Land Administration Regulations 1998*.

Nothing in this Instrument of Delegation affects any delegation currently in force under the Act.

The common seal of the Minister for Lands is hereto affixed on this 27th day of June 2017.

Hon RITA SAFFIOTI MLA, Minister for Lands.

In the presence of—

DARREN CLIFFORD MUDGE ASM.

COLUMN 1 PROVISIONS OF THE ACT AND REGULATIONS	COLUMN 2 EXTENT OF DELEGATIONS
Sections 10, 11(1)(a), 11(1)(b), 11(1)(c), 11(2), 11(3), 13, 15, 16, 17, 18, 21, 22(2), 23, 26(2), 27, 29, 30, 31, 34, 35, 36, 41, 42(1), 42(3) and (5), 45(2) and (5), 46, 47, 48, 49, 50(1)(a), 50(4), 50(5), 51, 52(4), 56(3)(a) and (b), 57, 58(4)(a) and (b), 59(4)(a) and (b), 59(5), 62(3)(a) and (b), 64, 65, 67, 68, 73, 74, 75(5), 75(6), 75(7), 76(3), 78, 79, 80, 81, 82(1), 83, 85, 86, 87, 88, 89(2), 89(3), 91, 92, 102, 103, 131, 133(3), 134, 136, 142, 142A, 143, 144, 145, 148, 150, 161(1)(c), 161(1)(d), 163, 164(2), 167, 168, 169, 170(1), 170(5), 170(6), 170(8), 172, 173, 175(2), 175(4), 175(5), 176(1), 176(3), 177(3), 177(4), 177(5), 180(1a), 181(2), 182(1), 182(2), 183(1), 183(2), 184(1), 184(2), 184(3), 185(1), 185(3), 185(4), 186(3), 187(1), 189, 190(3), 190(5), 190(6), 190(8), 190(9), 190(11), 191(1), 191(3), 192, 193, 194,	Section 35—Excluding the power to determine whether forfeiture should occur Section 42(1)—In accordance with approved departmental policy guidelines Section 42(3)—Limited to where no opposition has been expressed to the proposed amendment. Section 42(5)—Limited to advertising in relation to section 42(3) minor amendments. Section 50(4)—Limited to where all interests continue to exist Section 73—Limited to appointing panels in respect of land dispositions. Section 131—Excluding the power to determine whether forfeiture should occur Section 136—Powers up to and including 2,000,000 ha. Section 161(1)(d)—Limited to where the sale price is greater than or equal to 90% of the value advised by the Valuer General

COLUMN 1 PROVISIONS OF THE ACT AND REGULATIONS	COLUMN 2 EXTENT OF DELEGATIONS
195, 196, 197, 198, 199, 207(2), 210(1), 212(2), 214, 215(1), 217(3), 218, 220, 222, 224(3)(a), 224(3)(b), 229, 230(1), 231, 241(6)(e), 241(8), 241(9), 241(10), 241(13), 242(2), 248, 249, 255, 256, 257, 260, 261, 263, 267(2), 267(8), 269, 271(3) and 272. Schedule 2 and Schedule 3 of the Act. Regulations 5C(1)(e), 5D(1)(e), 7(b), 9(a), 12 and 17(2). Item 8 of Schedule 1 to the Regulations. “Processing powers” under sections 101, 128(1), 135 and 141 of the Act.	Sections 168 and 169—Limited to where the purchase price is no more than 10% above Valuer General’s valuation Section 175(4)—Limited to considering objections and representations in relation to possible defect in the notice of intention Section 175(5)—Limited to possible defect in the notice of intention Section 177(4)—Limited to making an order where a taking order has been amended under the delegation made by this instrument of the power under section 180, and the making of the order is necessary to reflect the amendment made to the taking order Section 192—Limited to granting a lease the rent for which is greater than or equal to the current market value determined by the Valuer General “Processing powers”— Power to execute instruments and letters to give effect to a decision of the Minister or her delegates

LA402

LAND ADMINISTRATION ACT 1997
LAND ADMINISTRATION REGULATIONS 1998
 INSTRUMENT OF DELEGATION

I, Rita Saffioti MLA, acting in my capacity as the body corporate Minister for Lands continued by section 7(1) of the *Land Administration Act 1997* (Act) hereby delegate under section 9 of the Act, to the person for the time being holding or acting in the position in the Department of Lands (Department) specified in Column 1 of the Schedule the powers conferred and duties imposed on me by the provisions of the Act and the Regulations specified in Column 2 of the Schedule opposite the positions, to the extent specified (if at all) in Column 3 of the Schedule opposite the powers and duties, except that no powers are delegated to officers of the Department other than the Director General in respect of the execution of any LAA Instrument* that is to, or for the benefit of, the Native Title Party* under a Native Title Agreement*.

For the avoidance of doubt, the Director General is not delegated the power to enter into a Native Title Agreement* but is only delegated the power to execute a LAA Instrument* in respect of an existing Native Title Agreement*.

* For the purposes of this Instrument of Delegation—

“LAA Instrument” has the same meaning as the term “instrument” is defined in the Act.

“Native Title Agreement” means any agreement that is—

- (i) an indigenous land use agreement under the *Native Title Act 1993* (Cth) (NTA);
- (ii) a deed under section 31 of the NTA;
- (iii) an agreement for the withdrawal or ‘lifting’ of objections made under s24MD(6B) of the NTA and/or the Act; or
- (iv) a letter of intent, a “letter agreement” or any similar type of arrangement, under which Crown land is being agreed to be the subject of a LAA Instrument or any other type of benefit is being agreed to be conferred in exchange for an outcome being achieved or intended to be achieved under the NTA and/or the Act in respect of native title rights and interests claimed or held in the relevant Crown land.

“Native Title Party” means any person or persons on whom a benefit is being conferred pursuant to a Native Title Agreement (including under a LAA Instrument) as consideration for the outcome under the NTA and/or the Act in respect of native title rights and interests claimed or held in the relevant Crown land.

“Regulations” means the *Land Administration Regulations 1998*.

The common seal of the Minister for Lands is hereto affixed on this 27th day of June 2017.

Hon RITA SAFFIOTI MLA, Minister for Lands.

In the presence of—

DARREN CLIFFORD MUDGE ASM.

COLUMN 1 OFFICE	COLUMN 2 PROVISIONS OF THE ACT AND REGULATIONS	COLUMN 3 EXTENT OF DELEGATIONS
Manager Divestment Program Level 7 33515026	Sections 10, 11(1)(a), 11(1)(b), 11(1)(c), 11(2), 11(3), 13, 15, 16, 17, 18, 21, 22(2), 26(2), 27, 29, 34, 35, 36, 41, 46, 47, 48, 49, 50(1)(a), 50(4), 50(5), 51, 56(3)(a) and (b), 57, 58(4)(a) and (b), 65, 68, 74, 75(5), 75(6), 79, 80, 81, 82(1), 85, 86, 87, 88, 89(2), 89(3), 91, 92, 144, 145, 148, 150, 161(1)(c), 161(1)(d), 163, 164(2), 167, 168, 169, 170(5), 172, 173, 176(3), 177(4), 177(5), 180(1a), 182(2), 183(2), 184(3), 185(3), 186(3), 187(1), 189, 190(3), 190(6), 190(8), 190(9), 190(11), 191(3), 192, 193, 195, 196, 198, 260, 261, 263, 267(2), and 271(3). Schedule 2 and Schedule 3 to the Act. Regulations 5C(1)(e), 5D(1)(e), 7(b), 9(a), 12 and 17(2). Item 8 of Schedule 1 to the Regulations “Processing powers” under sections 64 and 267(8) of the Act.	Section 35—Excluding the power to determine whether forfeiture should occur and the power to extend notice period under sub-section 2 Section 50(4)—Limited to where all interests continue to exist Section 161(1)(d)—Limited to where the sale price is greater than or equal to 90% of the value advised by the Valuer General Sections 168 and 169—Limited to where the purchase price is no more than 10% above Valuer General’s valuation Section 177(4)—Limited to making an order where a taking order has been amended under the delegation made by this instrument of the power under section 180, and the making of the order is necessary to reflect the amendment made to the taking order Section 187(1)—Where land is Crown land and the taking was intended to satisfy the <i>Native Title Act 1993</i> (Commonwealth) requirements, give effect to the purpose of the taking disposition and is concurrent with the disposition. Delegations to change and cancel designation limited to Executive Director and above Section 192—Limited to granting a lease the rent for which is greater than or equal to the current market rent determined by the Valuer General “Processing powers”— Power to execute instruments and letters to give effect to a decision of the Minister or her delegates

MINERALS AND PETROLEUM

MP402

MINING ACT 1978

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
Leonora WA 6438.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

Warden HILLS-WRIGHTS.

To be heard by the Warden at Leonora on 1 August 2017.

MT MARGARET MINERAL FIELD

Prospecting Licences

P 37/8084 Metalminer Pty Ltd
P 37/8085 Metalminer Pty Ltd
P 37/8086 Metalminer Pty Ltd
P 37/8087 Metalminer Pty Ltd
P 37/8088 Metalminer Pty Ltd
P 37/8089 Metalminer Pty Ltd
P 37/8608 Ross, Brian George Alexander

NORTH COOLGARDIE MINERAL FIELD

Prospecting Licences

P 40/1373 White, Geoffrey Charles
 P 40/1374 White, Benjamin Jack

MP401**MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
 Leonora WA 6438.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

Warden HILLS-WRIGHTS.

To be heard by the Warden at Leonora on 1 August 2017.

MT. MARGARET MINERAL FIELD

Prospecting Licences

P 37/8434 Bell, Rodney Wayne

MP403**MINING ACT 1978**

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and Petroleum,
 Mt. Magnet WA 6638.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

J. SCUTT, Warden.

To be heard by the Warden at Mt. Magnet on 24 August 2017.

MURCHISON MINERAL FIELD

Prospecting Licences

P 58/1682 Jones, Paul Henry

MP404**PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967**

DECLARATION OF LOCATION

I, Denis John Wills, Acting Executive Director, Petroleum Division of the Department of Mines and Petroleum, the delegate of the Minister of Mines and Petroleum for the State of Western Australia, declare the blocks hereunder to be a location.

Field Name	Location No.
Valhalla-Asgard	STP-LNA-0006

Broome Map Sheet (SE 51)

Block No.	Block No.	Block No.	Block No.
6786	6787	6788	6789
6858	6859	6860	6861

Block No.	Block No.	Block No.	Block No.
6930	6931	6932	6933
7002	7003	7004	7005

The blocks are the subject of petroleum exploration permit EP 371 held by—

Buru Energy Limited
Diamond Resources (Canning) Pty Ltd

Dated at Perth on this 28th day of June 2017.

DENIS WILLS, Acting Executive Director,
Petroleum Division.

PARLIAMENT

PA401

ROAD TRAFFIC (VEHICLES) ACT 2012

REGULATION 4(B) OF THE ROAD TRAFFIC (VEHICLES) AMENDMENT REGULATIONS (NO. 2) 2017
Disallowance of Regulation

It is hereby notified for public information that the Legislative Council has disallowed the following regulation made under the *Road Traffic (Vehicles) Act 2012*—

Regulation 4(b) of the *Road Traffic (Vehicles) Amendment Regulations (No. 2) 2017* published in the *Gazette* on 7 February 2017 and tabled in the Legislative Council on 17 May 2017.

Disallowance is effective on and from Tuesday, 27 June 2017.

NIGEL PRATT, Clerk of the Legislative Council.

27 June 2017.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005 APPROVED TOWN PLANNING SCHEME AMENDMENT *City of Bunbury* Town Planning Scheme No. 7—Amendment No. 88

Ref: TPS/1906

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Bunbury Town Planning Scheme amendment on 21 June 2017 for the purpose of—

- (a) amending Scheme Text in the table under Schedule 2—Special Use Zones at No. 34 under the column headings 'Description of Land', 'Special Use(s)' and 'Conditions', such that it reads as follows—

SCHEDULE 2: SPECIAL USE ZONES

No.	Description of Land	Special Uses	Conditions
34	Sanctuary Golf Resort Lot 105 Old Coast Road	(a) Clubhouse; (b) Convention Centre; (c) Hotel; (d) Motel; (e) Restaurant; (f) Shop; (g) Short-stay Grouped Unit; (h) Short-stay Multiple Unit; (i) Unrestricted Residential Accommodation.	1. Development is to be in accordance with the land use provisions and relevant development conditions of a Local Development Plan prepared in accordance with the scheme for the entire site. 2. In addition to the above the Local Development Plan is to specifically incorporate and/or adhere to the following requirements of the local government— (a) Vehicle access to the site is to be limited to the existing entry points from Old Coast Road.

No.	Description of Land	Special Uses	Conditions
			<p>(b) A dust, light and odour pollution impact analysis is to be undertaken having due regard to the proximity of the Primary Regional Roads Reserve, Rail Reserve, Port Installations Reserve and Industry Zone. Any mitigating measures deemed necessary as an outcome of the study are to be implemented concurrently with any development application.</p> <p>(c) A noise mitigation study is to be prepared (by a suitably qualified acoustic engineer) in accordance with State Planning Policy 5.4—Road and Rail Transport Noise and Freight Considerations in Land Use Planning and address potential noise impacts from the—</p> <ul style="list-style-type: none"> (i) Forrest Highway and Old Coast Road; (ii) Port Access Road and Rail Corridor; (iii) Proposed Port of Bunbury expansion as identified in the 'Buffer Definition Study' to the satisfaction of the local government, Main Roads Western Australia and Southern Ports Authority. Any mitigation measures as an outcome of the Noise Mitigation Study are to be implemented concurrently with any development application. <p>(d) A 'Bushfire Management Plan' is to be undertaken to the satisfaction of local government and the Fire and Emergency Services Authority of Western Australia. Any mitigating measures deemed necessary as an outcome of the assessment are to be implemented concurrently with any development application.</p> <p>(e) Details of commercial and residential waste storage and collection arrangements to the satisfaction of local government.</p> <p>(f) Areas (and facilities) set aside as communal open space are to be shown on the Local Development Plan.</p> <p>(g) A draft strata management statement to the satisfaction of the City of Bunbury and the Western Australian Planning Commission. Such management statement (to be approved by the local government prior to issuance of any planning approval) is to address the management of the short-stay accommodation and the relationship to the Unrestricted Residential Accommodation.</p> <p>3. Where a Local Development Plan (or any subsequent amendments) proposes development at a scale that may generate significant additional vehicular movements onto or from Old</p>

No.	Description of Land	Special Uses	Conditions
			<p>Coast Road, the City of Bunbury, in consultation with Main Roads Western Australia, shall require the submission of a suitable Traffic Impact Assessment.</p> <p>4. Unrestricted Residential Accommodation—</p> <p>(a) shall be in the form of grouped dwelling and/or multiple dwelling and are to be designed, constructed, operated/occupied as determined by the local government, with regard to relevant local planning policies and matters to be considered by local government under the Scheme.</p> <p>(b) shall be restricted to Strata Lot 40, and shall be designed in accordance with a residential density code of 'R40', as prescribed under the Residential Design Codes.</p> <p>(c) shall provide a proportion of the open space requirement (necessary to conform with the relevant provisions of the Residential Design Codes), on site as communal open space within an area designated on the approved Local Development Plan map.</p> <p>(d) shall provide additional communal/recreational facilities (or alternatively, contribute to the upgrading of central facilities) as designated on the approved Local Development Plan.</p> <p>5. All short-stay accommodation units will be subject to a section 6 restriction under the <i>Strata Titles Act 1985</i>, whereby permanent occupancy of tourist accommodation will be limited to not more than three months in any 12 month period.</p> <p>6. As a condition of sub-division, the following notifications are to be included on the certificates of title—</p> <p>(a) For any "short-stay" lots—</p> <p style="padding-left: 20px;">"No person shall occupy any Tourist Accommodation Unit for more than a total of three months in any one 12-month period. In this regard a register of guests is to be made available for perusal by the City of Bunbury as required.</p> <p>(b) For all lots—</p> <p style="padding-left: 20px;">Residents are advised of potential noise impacts from existing / proposed adjacent road, rail and port infrastructure/activities which may impact residential amenity.</p> <p>7. 'Shop' use is restricted to a maximum (in total) of 300m² nla and is restricted to golf merchandise retail sales.</p> <p>8. The applicant shall liaise with the Department of Indigenous Affairs to determine if development is within</p>

No.	Description of Land	Special Uses	Conditions
			30m of registered sites on the adjoining land and provide written evidence to the local government in this regard. 9. Any advertising signage along the 'Primary Regional Roads Reserve' requires the approval of Main Roads Western Australia.

- (b) modifying the Scheme Map by revising the annotation shown over Lot 105 Old Coast Road Bunbury, from 'S.U.34' to 'S.U.34 Mixed Use—Tourism', as depicted on the Scheme Amendment Map.

G. BRENNAN, Mayor.
M. OSBORNE, A/Chief Executive Officer.

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Swan
Local Planning Scheme No. 17—Amendment No. 134

Ref: TPS/1845

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Swan Local Planning Scheme amendment on 20 June 2017 for the purpose of—

- (a) Modify Schedule 4—Special Use Zone of the City of Swan Local Planning Scheme No 17 by adding 'Lunch Bar' and Shop as 'P' (Permitted) uses and 'Consulting Rooms', 'Fast Food Outlet', 'Medical Centre', 'Motor Vehicle Wash', 'Recreation-Private' and 'Restaurant' as 'D' and 'Service Station' as 'A' (Discretionary) uses and inserting new development control provisions so that Schedule 4 reads as follows—

No.	Description of Land	Additional Use	Conditions
21.	Lot 338 on P4155 Morrison Road, Midvale	Consulting Rooms—'D' Fast Food Outlet—'D' Lunch Bar—'P' Medical Centre—'D' Motor Vehicle Wash—'D' Recreation—Private—'D' Restaurant—'D' Service Station—'A' Shop—'D'	1. Development to be in accordance with a Detailed Area Plan approved by the City of Swan; and 2. 'Shop' floor space shall not exceed 1,950m ² GLA

M. WAINWRIGHT, Mayor.
S. TAN, A/Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005
METROPOLITAN REGION SCHEME MINOR AMENDMENT 1321/57
ANSTEY ROAD EAST PRECINCT

Call for Public Submissions

The Western Australian Planning Commission (WAPC) intends to amend the Metropolitan Region Scheme (MRS) for land in the local government area of Armadale and is seeking public comment.

The amendment proposes to rezone approximately 65 hectares from the Rural zone to the Urban zone in the MRS to facilitate further planning and enable the future development of the amendment area for primarily residential purposes.

The WAPC certifies that, in its opinion, the proposed amendment does not constitute a substantial alteration to the MRS.

The plans showing the proposed change and the WAPC amendment report which explains the proposal will be available for public inspection from Friday 30 June 2017 to Friday 1 September 2017 at—

- Western Australian Planning Commission, 140 William Street, Perth
- J S Batty Library, Level 3 Alexander Library Building, Perth Cultural Centre
- City of Armadale
- City of Gosnells

Documents are also available from the PlanningWA website www.planning.wa.gov.au.

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

Submissions must be lodged with the: Secretary, Western Australian Planning Commission, 140 William Street, Perth WA 6000; on or before 5 pm Friday 1 September 2017.

Late submissions will not be considered.

KERRINE BLENKINSOP, Secretary,
Western Australian Planning Commission.

PL404

PLANNING AND DEVELOPMENT ACT 2005
INSTRUMENT OF DELEGATION
DEL 2017/03 Powers of Officers (Housing Authority)
Delegation to officers of certain powers and functions of the
Western Australian Planning Commission

Preamble

Under section 16 of the *Planning and Development Act 2005* (the Act) the Western Australian Planning Commission (the WAPC) may, by resolution published in the *Government Gazette*, delegate any function to a member, committee or officer of the WAPC or to a public authority or a member or officer of a public authority.

In accordance with section 16(4) of the Act, a reference in this instrument to a function or a power of the WAPC includes and extends to, without limitation or restriction, any of the powers, privileges, authorities, discretions, duties and responsibilities vested in or conferred upon the WAPC by the Act or any other written law as the case requires.

Resolution under section 16 of the Act (delegation)

On 28 June 2017 pursuant to section 16 of the Act, the WAPC resolved—

- A. To Delegate its powers and functions as set out in Column 1 of Schedule 1, to the person or persons from time to time holding or acting in the offices of the Housing Authority as specified in Column 2 of Schedule 1, subject to the terms set out in Schedule 2.
- B. To Revoke its delegation of powers and functions to committees as detailed in the instrument of delegation 'DEL 2009/04 Powers of Officers (Department of Housing) as published in the *Government Gazette* on 24 July 2009 (and as amended).

KERRINE BLENKINSOP, Secretary,
Western Australian Planning Commission.

SCHEDULE 1

Column 1 (Powers and Functions)	Column 2 (Officers)
Power to determine applications for approval of the development of public housing made pursuant to the Metropolitan Region Scheme, the Peel Region Scheme or the Greater Bunbury Region Scheme, where such applications— <ol style="list-style-type: none"> (a) are made by, or on behalf of, the Housing Authority; and (b) are in strict compliance with the applicable local planning scheme; and (c) propose the construction of no more than 10 dwellings of a height of two storeys or less. 	Strategic Planner, Business Development, Housing Authority

SCHEDULE 2

1. The officer performing the powers and functions of the WAPC specified in Schedule 1 shall provide monthly reports to the WAPC, in the format prescribed by the WAPC.
2. The reports provided under (1) shall detail the number of applications received in that period, the type of development applied for and the decision made on each application.
3. The first reporting period shall commence on the date of gazettal of this instrument, with the first report being required within a month from the date of gazettal.

RACING, GAMING AND LIQUOR

RA401

GAMING AND WAGERING COMMISSION ACT 1987

APPOINTMENT

Gaming and Wagering Commission of Western Australia

Under section 12(1) of the *Gaming and Wagering Commission Act 1987*, the Minister for Racing and Gaming appointed—

Mr Andrew Duckworth of 50 Riseley Street Ardross as a member of the Gaming and Wagering Commission for a term commencing on 1 July 2017 and expiring on 30 June 2018.

BARRY A. SARGEANT, Director General,
Department of Racing, Gaming and Liquor.

Dated this 26th day of June 2017.

TREASURY AND FINANCE

TR401

FINANCIAL MANAGEMENT ACT 2006

TREASURER'S INSTRUCTIONS

Department of Treasury,
Perth, 30 June 2017.

It is notified for general information that, pursuant to section 78 of the *Financial Management Act 2006*, the Treasurer has issued the following new and amended Treasurer's instructions to be effective from 30 June 2017—

Treasurer's Instruction	Title
903	Agency Annual Reports
924	Related Party Disclosures
952	General Information in Financial Statements

The full suite of financial management legislation (including the Treasurer's instructions) is available for download from the Department of Treasury's homepage www.treasury.wa.gov.au (click on Publications—Financial Legislation—Financial Administration Bookcase).

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Maria Antonia Marfia, late of Aegis Parkeview, 6 Drummond Street, Redcliffe WA, deceased.

Creditors and other persons having claims in respect of the estate of the deceased, who died on 3 April 2017, are required by the executor of the deceased P. Sheppard of 21R Irwin Street, East Fremantle WA 6158 to send particulars of their claim to her within one month of the publication hereof, after which date the executor may distribute the assets having regard only to the claims of which he then has notice.

ZX402**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Robert Martindale Smith, late of 926 Woodrow Street, Bunbury, Western Australia, Farmer, 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 28 January 2017, are required by the Trustee Equity Trustees Limited, ABN 46 004 031 298 of Level 2, 575 Bourke Street, Melbourne, Victoria 3000 to send particulars of their claim to them by 11 August 2017, after which date the Trustee may convey or distribute the assets having regard only to the claims of which it then has notice.

ZX403**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Kenneth Barry Stickland, late of Blue Wren Lodge, Denmark Hospital, Scotsdale Road, Denmark, Western Australia, 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 22 February 2017, are required by the trustee of the late Kenneth Barry Stickland, c/- Denmark Legal, 55 Strickland Street, Denmark, Western Australia 6333, to send particulars of their claims to it by the 1st day of August 2017, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

DENMARK LEGAL.

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 1962*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 30 July 2017, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Brown, Shirley Winnifred, late of 434 Flinders Street, Nollamara died 14.03.2015 (DE33120745 EM313)

Fisher, Alexander Alfred, also known as Alex, late of Kingsway Court, 12 Regency Ave, Madeley, died 29.04.2017 (DE33074337 EM36)

Jones, Francis Howell, late of St George Home, 2 Essex Street, Bayswater, formerly of Unit 1, 168 Salvado Road, Wembley, died 27.05.2017 (DE19753824 EM35)

Lansdown, Leila Margaret, late of Nazareth House, Crowtheron Street, Bluff Point, formerly of Unit G, 43 Simpson Street, Beresford, died 10.05.2017 (DE19550848 EM35)

Short, John Kimberley, also known as Kim Short, late of Undercliffe House, 22 Coongan Avenue, Greenmount, died 02.03.2012 (DE33087054 EM38)

Taylor, Glyn, late of 90 Flinders Avenue, Hillarys, died 12.11.2016 (DE33073935 EM113)

True, Janet Anne, late of Little Sisters of the Poor, 2 Rawlins Street, Glendalough, died 3.04.2017 (DE19810535 EM38)

Yorke, Allan, late of 28/161 Abbett Street, Scarborough, died 26.05.2017 (DE19952910 EM23)

BRIAN ROCHE, Public Trustee,
553 Hay Street, Perth WA 6000.
Telephone: 1300 746 212

PUBLIC NOTICES

ZZ401**DISPOSAL OF UNCOLLECTED GOODS ACT 1970****DISPOSAL OF UNCOLLECTED GOODS**

To Bruce Jorgensen of 42 Roe Street, Roebourne, WA 6718, bailor.

You were given notice on 8 November 2016, that the following goods: Converted Diamond 30' sailing yacht, timber construction with cabin on jinker, in poor condition was ready for redelivery.

Unless not more than one month after the date of giving of this notice you either take redelivery of the goods or give directions for the redelivery, Koombana Bay Sailing Club, Anchorage Cove, Bunbury, bailee, intends making application to the Court for an order to sell or otherwise dispose of the yacht and jinker in accordance with the Act

Dated: 27 June 2017.

KOOMBANA BAY SAILING CLUB INC., Bailee.
