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# — PART 1 —

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## AGRICULTURE

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AG301\*

Marketing of Eggs Act 1945

### Marketing of Eggs Legislation Expiry Regulations 2005

Made under section 43 by the Governor in Executive Council, with the approval of the Treasurer.

**1. Citation**

These regulations are the *Marketing of Eggs Legislation Expiry Regulations 2005*.

**2. Terms used in these regulations**

In these regulations —

“**expiry**” means the expiry, under section 41(1), of the provisions of the Act other than sections 1 and 43;

“**new company**” means West Coast Eggs Limited (ACN 112 068 103);

“**section**” means a section of the Act;

“**trust**” means the trust referred to in regulation 9(b).

**3. Board continues temporarily for transitional purposes**

- (1) The body corporate that, before the expiry, is the Board continues after the expiry but only for the purposes of these regulations.
- (2) The Board as continued under subregulation (1) has the same name and legal identity as before the expiry but is constituted by —
  - (a) the person who was, immediately before the expiry, the general manager of the Board if that person becomes an employee of the new company; or
  - (b) if paragraph (a) does not apply, the Director General, as defined in the *Agriculture Act 1988* section 3, or the person employed in the Director General’s department who is nominated for the purposes of this paragraph by the Director General.

- (3) The entitlements of a person constituting the Board under subregulation (2)(a) are to be determined as if the performance of the person's functions under these regulations were a part of the person's functions as an employee of the new company.
- (4) The entitlements of a person constituting the Board under subregulation (2)(b) are to be determined as if the performance of the person's functions under these regulations were a part of the person's functions as an officer of the department.
- (5) The Board as continued under subregulation (1) has the powers necessary or convenient for the purposes of doing anything under these regulations including making and submitting the reports mentioned in section 43(3)(i).

#### **4. Reports**

- (1) The Board as continued under regulation 3(1) retains the reporting functions that the *Financial Administration and Audit Act 1985* gives it as the accountable authority under that Act in respect of a period before the expiry.
- (2) The continuation of the Board, for the purposes of these regulations, after the expiry does not prevent the *Financial Administration and Audit Act 1985* from applying on the basis that the Board is abolished upon the expiry.
- (3) Despite the expiry, section 34 continues to apply until every obligation that the *Financial Administration and Audit Act 1985* imposes to lay a report or document relating to the Board before a House of Parliament has been fulfilled.

#### **5. Transfer of certain property, rights, and liabilities**

- (1) Upon the expiry, any property that belonged to the Board immediately before the expiry and that remains upon the expiry becomes the property of the new company.
- (2) Upon the expiry, any rights and liabilities that the Board had immediately before the expiry and that remain upon the expiry become rights and liabilities of the new company.
- (3) If, under subregulation (2), a liability of the Board to pay a producer compensation for eggs delivered before the expiry becomes a liability of the new company but the amount of the liability was not fixed before the expiry, the new company is to fix the amount of the liability in a way that results in it being as close as practicable to the amount that the producer could have expected the Board to fix if the expiry had not occurred.

#### **6. Proceedings and remedies**

- (1) Any civil proceedings that could, after the expiry, have been taken by or against the Board if it had not been dissolved may be taken by or against the new company.

- (2) Any civil proceeding or remedy by or against the Board that is pending immediately before the expiry may, after the expiry, be continued by or against the new company.

**7. Effect of certain documents continued**

Without limiting the generality of regulation 5(2), the effect of any agreement, instrument, or policy of insurance to which the Board was a party before the expiry continues upon the expiry as if a reference in the document to the Board included a reference to the new company.

**8. Effect of acts and omissions**

For the purpose of ascertaining any right or liability of the new company the existence or the extent of which is affected by the doing of, or omission to do, any thing, any act or omission of the Board before the expiry is to be regarded as an act or omission of the new company.

**9. Board to receive and transfer certain shares**

The functions under these regulations of the Board as continued under regulation 3(1) include —

- (a) to receive shares in the new company that are issued to it in consideration of the property, rights, and liabilities that become the property, rights, and liabilities of the new company under regulation 5; and
- (b) to transfer shares it receives as described in paragraph (a) to trustees, for no consideration, for distribution to egg producers in accordance with the terms of a trust approved by the Minister.

**10. State tax exemptions**

- (1) Anything that —
  - (a) occurs because of the expiry and is of a kind specified in subregulation (2); or
  - (b) is done under these regulations, or for a purpose connected with or arising out of the expiry, and is of a kind specified in subregulation (3),

is exempt from State tax.

- (2) The kinds of things to which an exemption under subregulation (1)(a) applies are the cancellation, variation or termination of any licence or rights granted by the Board.
- (3) The kinds of things to which an exemption under subregulation (1)(b) applies are —
  - (a) the transfer of any property, assets or rights from the Board to the new company including, without limitation, land and fixed improvements, plant and equipment, stock, goodwill, consumables, intellectual property,

- trade debts, cash, motor vehicles, shares, benefits of business contracts, business records and software licences;
- (b) the assumption by the new company of any liabilities or obligations of the Board;
  - (c) the transfer of shares in the new company —
    - (i) from the Board to the trustees; or
    - (ii) from the trustees to beneficiaries of the trust or their nominees;
  - (d) the transfer of any cash that the State provides as industry adjustment assistance —
    - (i) from the State to the trustees; or
    - (ii) from the trustees to the beneficiaries of the trust or their nominees;
  - (e) the declaration of the trust or any re-settlement of the trust property; and
  - (f) an instrument evidencing a policy of insurance effected by the new company in substitution for a policy of insurance held by the Board.

**11. Expiry of these regulations**

- (1) These regulations expire at the end of the day that the Minister fixes under subregulation (2).
- (2) When the Minister is satisfied that these regulations are no longer needed, the Minister, by an order published in the *Gazette*, is to fix the day at the end of which these regulations expire.

Approved

ERIC RIPPER, Treasurer.

By Command of the Governor,

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

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AG302\*

Marketing of Eggs Act 1945

## Marketing of Eggs (Expiry Day) Order 2005

Made by the Governor in Executive Council under section 41(1)(b).

**1. Citation**

This order is the *Marketing of Eggs (Expiry Day) Order 2005*.

**2. Expiry day**

The *Marketing of Eggs Act 1945*, other than sections 1 and 43, and the *Marketing of Eggs Regulations 1945* expire on 2 July 2005.

By Command of the Governor,

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

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## CONSUMER AND EMPLOYMENT PROTECTION

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CE301\*

Weights and Measures Act 1915

## Weights and Measures Amendment Regulations 2005

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Weights and Measures Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

### 3. The regulations amended

The amendments in these regulations are to the *Weights and Measures Regulations 1927\**.

[\* Reprinted as at 4 October 2002.

For amendments to 7 June 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 443.*]

### 4. Tables XIII and XIII B replaced

Tables XIII and XIII B are deleted and the following Tables are inserted instead —

“

#### Table XIII

#### Fees to be paid for testing, verifying or stamping weights and measures, and weighing or measuring instruments

##### Weights (Mass)

		Fee
1.	(a) masses (each not exceeding 20 kg)	\$19.50 for each group, or part of a group, of 5 masses
	(b) masses over 20 kg	Based on time taken at \$39 per half hour or part thereof

##### Measures of Capacity (Volume)

		Fee
2.	(a) lubricating oil measures, alcoholic liquor measures or beverage measures	\$19.50 for each group, or part of a group, of 10 measures
	(b) dispensing measures or graduated measuring cylinders	\$19.50 for each group, or part of a group, of 5 measures or cylinders
	(c) each measure of capacity not specified in paragraph (a) or (b)	Based on time taken at \$39 per half hour or part thereof

##### Measures of Length or Extension

		Fee
3.	(a) on initial verification of measures, each not exceeding 1 m	\$19.50 for each group, or part of a group, of 5 measures
	(b) each measure over 1 m but not exceeding 20 m	\$19.50
	(c) each measure over 20 m	Based on time taken at \$39 per half hour or part thereof
	(d) each additional set of graduations on the same measure	Rate set out in paragraph (a), (b) or (c) as applicable

##### Weighing Instruments

		Fee
4.	Weighbridges —	
	(a) each instrument with weighing capacity not exceeding 10 t	\$78
	(b) each instrument with weighing capacity over 10 t	\$78 (plus \$39 for every 10 t or part thereof in excess of 10 t)
5.	Automatic Weighers, Belt Conveyer Weighers and Totalisers	Fee based on time taken at \$39 per half hour or part thereof for each officer

<b>Fee</b>	
6. Electronic price computing digital indicating scales with weighing capacity not exceeding 75 kg (including instruments connected to price computing or ticket printing devices)	\$29.30
7. Weighing instruments not otherwise designated —	
(a) each instrument with weighing capacity not exceeding 200 kg	\$19.50
(b) each instrument with weighing capacity over 200 kg but not exceeding 1 000 kg	\$39
(c) each instrument with weighing capacity over 1 000 kg	\$78

### Measuring Instruments

<b>Fee</b>	
8. Fixed measuring instruments (capacity) petroleum systems —	
(a) each retail flow meter	\$58.60
(b) each wholesale flow meter of rate not in excess of 1 000 L per minute	\$78
(c) each wholesale flow meter of rate in excess of 1 000 L per minute	\$155.90
9. Calibrated tanks other than farm milk tanks —	
For each 5 000 L or part thereof contained in an individual compartment of each calibrated tank	\$78
10. Calibrating measures and measuring instruments —	
(a) for each measure or measuring instrument up to and including 50 L	\$39
(b) for each measure or measuring instrument over 50 L	Based on time taken at \$39 per half hour or part thereof
11. Calibrated farm milk tanks —	
For each 250 L of capacity or part thereof each calibrated tank	\$19.50
12. Each LPG retail flow meter	\$58.60
13. Measuring instruments not otherwise designated	Based on time taken at \$39 per half hour or part thereof

### General

14. Subject to a minimum amount of \$19.50 being payable in respect of any matter referred to in this Table, if, after testing, a weight, measure or instrument is rejected as incorrect, unjust, or otherwise unsuitable, one-half only of the fee so prescribed with respect to that weight, measure or instrument may be charged in lieu of the fee in this Table.	
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### Table XIIB Miscellaneous Fees

<b>Fee</b>	
1. Registration of public weighbridge	\$70.60
2. Public weighman's licence	\$50.20
3. Scale adjuster's licence	\$50.20
4. Scale repairer's licence	\$50.20
5. Petroleum products measuring instrument — repairer's registration	\$50.20

		<b>Fee</b>
6.	Charge for examination of applicant for weighman's licence or scale repairer's licence	\$70.60
7.	Fees chargeable for —	
	(a) inspector's time for any service rendered in carrying out repairs or adjustment, etc. to instruments or any waiting time other than time referred to in paragraph (b)	\$39 per half hour or part thereof
	(b) any waiting time allowed by an inspector to permit another person to carry out necessary repairs, etc.	\$39 per half hour or part thereof
	(c) any adjustment to —	
	(i) each 20 kg or lesser weight	\$19.50
	(ii) weights above 20 kg	Based on time taken at \$39 per half hour or part thereof
	(iii) each measure of capacity not exceeding 50 L	\$19.50
	(d) any distance necessarily travelled by an inspector —	
	(i) for each kilometre not exceeding 100 km	\$0.73 (subject to a minimum charge of \$10)
	(ii) for each kilometre over 100 km	\$0.40
	(e) time involved in the calibration of any instrument to a degree of accuracy greater than the degree of accuracy applied to instruments in use for trade or the calibration and certification of instruments used for purposes other than trade	\$39 per half hour or part thereof
8.	Charges for use of masses provided by Department —	
	(a) booking of masses of 1 t or more	\$19.50
	(b) hire of masses for each day or part of a day	\$19.50 per t
	(c) testing by inspector of equipment where masses are used	\$19.50 per t
9.	Charge for response to request to provide report, documentation or any other information which is additional to verification, reverification and testing services	Based on time taken at \$19.50 per 15 minutes or part thereof

By Command of the Governor,

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

CE302\*

## Motor Vehicle Dealers Act 1973

## Motor Vehicle Dealers (Licensing) Amendment Regulations 2005

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Motor Vehicle Dealers (Licensing) Amendment Regulations 2005*.

### 2. Commencement

These regulations come into operation on 1 July 2005.

### 3. The regulations amended

The amendments in these regulations are to the *Motor Vehicle Dealers (Licensing) Regulations 1974*\*.

[\* Reprint 3 as at 5 March 2004.

For amendments to 30 May 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 264.*]

### 4. Third Schedule replaced

The Third Schedule is repealed and the following Schedule is inserted instead —

“

#### Third Schedule — Fees

	[r. 7] \$
1. Application for a dealer's licence or renewal of a dealer's licence for the period prescribed by regulation 6A —	
(a) if the dealer only specifies single premises to be authorised under section 20E(5) in relation to the licence .....	1 230.00
(b) if the dealer specifies 2 or more premises to be authorised under section 20E(5) .....	615.00
plus	
in respect of each further premises to be authorised under section 20E(5) in relation to the licence, a further .....	615.00
2. Application under section 20F in respect of alteration of premises .....	103.00

	\$
3. Application under section 20F in respect of each added premises .....	615.00
4. Application for a temporary permit under section 20H .....	41.00
5. Application for yard manager's licence or renewal of yard manager's licence for the period prescribed by regulation 6A .....	315.00
6. Application for salesperson's licence or renewal of salesperson's licence for the period prescribed by regulation 6A .....	213.00
7. Application for car market operator's registration or renewal of car market operator's registration —	
(a) if the operator only specifies single premises to be authorised under section 21A(5) in relation to the registration .....	1 230.00
(b) if the operator specifies 2 or more premises to be authorised under section 21A(5) in relation to the registration .....	615.00
plus	
in respect of each further premises to be authorised under section 21A(5) in relation to the registration, a further .....	615.00
8. Application under section 21B in respect of alteration of premises .....	103.00
9. Application under section 21B in respect of each added premises .....	615.00
10. Application for certificate of exemption from the Act under section 31(1) .....	103.00
11. Application for temporary authorisation under section 16(2) or 17(2) .....	41.00
12. Individual dealer — change to firm .....	103.00
13. Individual dealer — change to body corporate .....	103.00
14. Firm — change to sole proprietor .....	103.00
15. Firm — change to body corporate .....	103.00
16. Body corporate change to individual or firm .....	103.00
17. Duplicate licence .....	33.00
18. Copy (certified or uncertified) or an extract of an individual registration in the register kept under section 24 of the Act —	
first page .....	15.00
each subsequent page .....	3.00
19. Copy (certified or uncertified) or an extract of all registrations in the register kept under section 24 of the Act .....	190.00
20. Inspection of register kept under section 24 of the Act .....	15.00

”

By Command of the Governor,

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

CE303\*

## Limited Partnerships Act 1909

**Limited Partnerships Amendment Rules 2005**

Made by the Governor in Executive Council.

**1. Citation**

These rules are the *Limited Partnerships Amendment Rules 2005*.

**2. Commencement**

These rules come into operation on 1 July 2005.

**3. The rules amended**

The amendments in these rules are to the *Limited Partnerships Rules 1909\**.

[\* *Reprint 1 as at 21 March 2003.*]

**4. Rule 3 amended**

Rule 3 is amended as follows:

- (a) in paragraph (a) by deleting “\$135.” and inserting instead —  
“ \$142. ”;
- (b) in paragraph (d) by deleting “\$9” and inserting instead —  
“ \$9.50 ”.

By Command of the Governor,

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

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CE304\*

Credit (Administration) Act 1984

## **Credit (Administration) Amendment Regulations 2005**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Credit (Administration) Amendment Regulations 2005*.

### **2. Commencement**

These regulations come into operation on 1 July 2005.

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

The amendments in these regulations are to the *Credit (Administration) Regulations 1985*\*.

[\* Reprinted as at 16 July 1999.]

### **4. Regulation 7 amended**

Regulation 7(1) is amended as follows:

- (a) by deleting “\$233” and inserting instead —  
“ \$239 ”;
- (b) by deleting “\$15 895.” and inserting instead —  
“ \$16 292. ”.

By Command of the Governor,

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

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CE305\*

## Companies (Co-operative) Act 1943

## Companies (Co-operative) (Fees) Regulations 2005

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Companies (Co-operative) (Fees) Regulations 2005*.

### 2. Commencement

These regulations come into operation on 1 July 2005.

### 3. *Companies (Co-operative) Act 1943* amended

The amendments in these regulations are to the *Companies (Co-operative) Act 1943*\*.

[\* Reprinted as at 14 January 2000.

*For subsequent amendments see Western Australian Legislation Information Tables for 2004, Table 1, p. 74.]*

### 4. Tenth Schedule replaced

The Tenth Schedule is repealed and the following Schedule is inserted instead —

“

### Tenth Schedule

#### Table of fees to be paid to the Commissioner

		\$
1.	On submission of the memorandum of a company .....	235.00
2.	For the registration of a company .....	235.00
3.	For every authorisation by the Governor under the provisos to section 28(7) .....	68.00
4.	For every approval of the Commissioner to the change of name of a company .....	68.00
5.	On lodgment of request to the Commissioner to exercise the powers conferred by section 297, 299 or 300 (Application fee) .....	35.50
6.	For every act done by the Commissioner as representing a defunct company under section 297, 299 or 300 (Application fee) .....	68.00

	\$
7. On late lodgment, registration or filing of any document under this Act, in addition to any other fee —	
(a) if lodged, registered or filed within one month after the period prescribed by law .....	12.00
(b) if lodged, registered or filed more than one month after the period prescribed by law, in addition to the fee payable in paragraph (a) ....	36.00
<i>The Commissioner, if satisfied that just cause existed for the late lodgment, may waive in whole or in part the additional fee under paragraph (b).</i>	
8. For every application for the reservation of a name ...	23.00
9. For every application for extending the time of such reservation .....	23.00
10. On filing any statement in lieu of prospectus .....	33.00
11. On filing any prospectus .....	565.00
12. On filing an annual return of a company .....	68.00
13. For every application for the consent of the Minister under section 46(3a)(a) .....	68.00
14. For every application for the consent of the Minister under section 173(2) .....	68.00
15. For every application for exemption from the provisions of section 369(1) .....	68.00
16. On lodging any other application .....	23.00
17. For every certificate issued by the Commissioner .....	8.00
18. For every inquiry as to the availability of any name sought to be adopted by a company — for every name the subject of the inquiry .....	8.00
19. For production at the Stamp Duties Office of documents lodged by or in relation to a company .....	12.50
20. (a) For every inspection of a document or documents filed or lodged with the Commissioner by or in relation to a company or of any transparency or reproduction of such document or documents .....	6.50
(b) For the supply of an uncertified copy or print of any document where the fee prescribed by paragraph (a) has been paid — for each page of the copy or print .....	1.10
(c) For the supply on an uncertified copy or print of a document without inspection having been made —	
For the first 2 pages of the copy or print .....	4.50
For each additional page .....	1.10
(d) For every inspection of any document filed or lodged with the Commissioner not being an inspection in respect of which paragraph (a) applies .....	2.20

		\$
	(e) For every written inquiry involving a search for any document filed or lodged by or in relation to a company .....	9.00
	(f) For the supply of an uncertified copy or print of a document where the fee prescribed by paragraph (e) has been paid — for each page of the copy or print .....	1.10
21.	(a) For certifying a copy of or extract from any document filed or lodged with the Commissioner of which a typewritten or printed copy is supplied by an applicant — For one page .....	5.60
	For each additional page .....	2.20
	(b) For the supply of a certified copy or print of any document filed or lodged with the Commissioner — For one page .....	8.00
	For each additional page .....	4.50
22.	For the deposit of any book or document under section 288 (provided that the total fees to be paid by a liquidator under section 288 in respect of any one company shall not exceed \$10.00) .....	3.50

By Command of the Governor,

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

CE306\*

Chattel Securities Act 1987

## Chattel Securities Amendment Regulations 2005

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Chattel Securities Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Chattel Securities Regulations 1988*\*.

[\* Reprinted as at 3 October 2000.

For amendments to 30 May 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 45.*]

**4. Schedule 1 replaced**

Schedule 1 is repealed and the following Schedule is inserted instead —

“

**Schedule 1 — Prescribed fees**

[r. 6]

- |    |  |        |
|----|--|--------|
| 1. | Application under section 15 of the Act in relation to goods including goods prescribed under regulation 8 — |        |
|    | (a) if made using online entry or email  | \$6.00 |
|    | (b) if made in any other way   | \$7.00 |
| 2. | Application under section 20 of the Act  | \$2.00 |
| 3. | Application under section 23(1)(a) of the Act  | \$5.00 |
| 4. | Application under section 23(1)(b) of the Act  | \$3.00 |

”

By Command of the Governor,

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

CE307\*

Business Names Act 1962

## Business Names Amendment Regulations 2005

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Business Names Amendment Regulations 2005*.

### 2. Commencement

These regulations come into operation on 1 July 2005.

### 3. The regulations amended

The amendments in these regulations are to the *Business Names Regulations 1962*\*.

[\* Reprinted as at 21 June 2002.

For amendments to 31 May 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 40.*]

### 4. Third Schedule amended

The Third Schedule is amended as follows:

- (a) in item 1 by deleting “103” and inserting instead —  
“ 85 ”;
- (b) in item 11(a) by deleting “10” and inserting instead —  
“ 5 ”;
- (c) in item 11(c) by deleting “10” and inserting instead —  
“ 5 ”;
- (d) in item 12(a) by deleting “10” and inserting instead —  
“ 5 ”;
- (e) in item 12(b) by deleting “11” and inserting instead —  
“ 5 ”.

By Command of the Governor,

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

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CE308\*

Bills of Sale Act 1899

## Bills of Sale (Fees) Amendment Regulations 2005

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Bills of Sale (Fees) Amendment Regulations 2005*.

### 2. Commencement

These regulations come into operation on 1 July 2005.

### 3. The regulations amended

The amendments in these regulations are to the *Bills of Sale (Fees) Regulations 1983\**.

[\* *Reprint 1 as at 12 December 2003.*]

### 4. Regulation 3 replaced

Regulation 3 is repealed and the following regulation is inserted instead —

“

### 3. Fees

The following fees are prescribed for the purposes of the *Bills of Sale Act 1899* —

	\$
(a) Registration or renewal of registration of a bill of sale .....	19.00
(b) On entering satisfaction (including fee for filing the affidavit of execution) .....	8.00
(c) Lodging of an application under section 13A of the Act (including supporting affidavit) .....	10.00
(d) Inspection of the documents kept by the Registrar as to an individual registration .....	18.00
(e) Copy (certified or uncertified) or an extract of an individual registration or an affidavit —	
first page .....	16.00

each subsequent page ..... 3.00  
”

By Command of the Governor,

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

CE309\*

Associations Incorporation Act 1987

## Associations Incorporation Amendment Regulations 2005

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Associations Incorporation Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Associations Incorporation Regulations 1988\**.

[\* Reprinted as at 11 October 2002.

For amendments to 30 May 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 27-8.*]

**4. Schedule 2 replaced**

Schedule 2 is repealed and the following Schedule is inserted instead —

“

### Schedule 2

Item	Matter	Fee
1.	Application for approval of purpose of an association under section 4(1)(f) .....	\$32.50

[r. 16]

<b>Item</b>	<b>Matter</b>	<b>Fee</b>
2.	Application for incorporation of an association under section 5(1) .....	\$108.00
4.	(a) Lodgment of notice of special resolution setting out particulars of alteration of rules of an association under section 17 ...	\$18.00
	(b) Where alteration of rules has effect to change name of an association, on approval of change of name and issue of certificate of incorporation on change of name under section 18(6) .....	\$18.00
	(c) Where alteration of rules has effect to change objects or purposes of an association, on approval of the alteration under section 19 .....	\$18.00
5.	Lodgment of application for extension of period for holding an annual general meeting under section 23(1) .....	\$32.50
6.	Lodgment of application for approval of variation of provisions of rules of an association relating to distribution of surplus property upon winding up under section 33(4) .....	\$32.50
7.	Lodgment of distribution plan under section 33(6) ...	\$32.50
8.	Inspection of document lodged with Commissioner under section 37(2)(a) .....	\$6.75
9.	Issue of uncertified copy of, or extract from document, other than current rules of an incorporated association, lodged with Commissioner —	
	(a) where fee payable under item 8 for inspection of the document has been paid, for each page .....	\$1.40
	(b) where fee payable under item 8 for inspection of the document has not been paid —	
	(i) for the first page .....	\$6.75
	(ii) for each additional page .....	\$1.40
10.	Issue of uncertified copy of current rules of an incorporated association lodged with Commissioner .....	\$25.50
11.	Issue of certified copy of, or extract from document lodged with Commissioner —	
	(a) for the first page .....	\$10.00
	(b) for each additional page .....	\$1.40
12.	Application for certificate of Commissioner under section 38 .....	\$10.00

By Command of the Governor,

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

CE310\*

Land Valuers Licensing Act 1978

## Land Valuers Licensing Amendment Regulations 2005

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Land Valuers Licensing Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendment in these regulations is to the *Land Valuers Licensing Regulations 1979*\*.

[\* Reprinted as at 31 March 2000.

For amendments to 27 May 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 213.*]

**4. Schedule amended**

The Schedule item 3 is deleted.

By Command of the Governor,

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

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CE311\*

Occupational Safety and Health Act 1984

## Occupational Safety and Health Amendment Regulations (No. 8) 2005

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Occupational Safety and Health Amendment Regulations (No. 8) 2005*.

### 2. Commencement

These regulations come into operation on 1 July 2005.

### 3. The regulations amended

The amendments in these regulations are to the *Occupational Safety and Health Regulations 1996*\*.

[\* *Reprint 3 as at 9 July 2004.*

*For amendments to 7 June 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 271, and Gazette 7 January, 4 March and 1 April 2005.]*

### 4. Schedule 6.1 amended

Schedule 6.1 is amended by deleting “\$25.00” and inserting instead —

“ \$25.50 ”.

### 5. Schedule 6.1A amended

Schedule 6.1A is amended by deleting each of the amounts shown in column 1 of the Table to this regulation, which amounts are shown in the order in which they occur in the Schedule, and inserting instead the amount shown opposite it in column 2.

Table

Column 1 Delete	Column 2 Insert instead
\$3 274	\$3 345
\$2 171	\$2 220
\$1 085	\$1 110

**6. Schedule 6.2 amended**

Schedule 6.2 is amended by deleting “\$65.00” in both places where it occurs and inserting instead —

“ \$66.00 ”.

**7. Schedule 6.2A amended**

Schedule 6.2A is amended by deleting “\$3 355” and inserting instead —

“ \$3 430 ”.

**8. Schedule 6.3 amended**

Schedule 6.3 is amended by deleting each of the amounts shown in column 1 of the Table to this regulation, which amounts are shown in the order in which they occur in the Schedule, and inserting instead the amount shown opposite it in column 2.

**Table**

<b>Column 1</b>	<b>Column 2</b>
<b>Delete</b>	<b>Insert instead</b>
\$65.00	\$66.00
\$34.00	\$35.00
\$774.00	\$790.00
\$129.00	\$132.00
\$387.00	\$395.00

By Command of the Governor,

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

CE312\*

Builders’ Registration Act 1939

## **Builders’ Registration Amendment Regulations 2005**

Made by the Builders’ Registration Board of Western Australia and approved by the Governor in Executive Council.

**1. Citation**

These regulations are the *Builders’ Registration Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Builders' Registration Regulations*\*.

[\* Reprinted as at 22 September 2000.

For amendments to 7 June 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 35.*]

**4. Second Appendix replaced**

The Second Appendix is repealed and the following Appendix is inserted instead —

“

### Second Appendix

#### Fees

Item no. section/ regulation	Description of circumstance	Fee \$
1. s. 4(1a) r. 8A	On an application, by an unregistered person, for an authorisation to construct a specified building	236
2. s. 9(6)(a)	To obtain from the registrar a list of the names and addresses of all persons registered in the register	30
3. s. 9(6)(b)	To obtain from the registrar a certificate as to the registration or non-registration of a named person on a specific date or during a specific period For an individual —	18
4. s. 10(1)(a)	(a) (not a company or other body corporate) to be registered under the Act	225
5. s. 9A(1)(e)	(b) who is an architect, engineer etc. with 5 years experience to be registered under the Act	225
6. s. 10(2)(a) r. 8B(2)	For a partnership to be registered under the Act	168
7. s. 10(2)(a) r. 8C(2)	For a company or other body corporate to be registered under the Act	225
8. s. 22(1) r. 8(6)	For the issue of a [Form 3] certificate of registration	24
9. s. 24(1)(i) r. 15(2)	On an application for a temporary licence — (a) for an individual (b) for a partnership (c) for a company or other body corporate	220 301 682
10. s. 34A r. 19	On a complaint or application to the Disputes Tribunal — (a) by a financially disadvantaged person (b) by any other person	16 27

”

The common seal of the )  
 Builders' Registration Board )  
 of Western Australia was )  
 affixed in the presence of — )

DARRYLL RETALLACK, Deputy Chairman.

NIGEL LILLEY, Registrar.

Approved by the Governor,

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

CE313\*

Hairdressers Registration Act 1946

## **Hairdressers Registration Amendment Regulations 2005**

Made by the Hairdressers Registration Board of Western Australia and approved by the Governor in Executive Council.

**1. Citation**

These regulations are the *Hairdressers Registration Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Hairdressers Registration Regulations 1965\**.

[\* Reprinted as at 16 April 1999.

For amendments to 7 June 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 165.*]

**4. Regulation 26 replaced**

Regulation 26 is repealed and the following regulation is inserted instead —

“

**26. Fees**

The fees set out in the Table to this regulation are payable in respect of the matters set out in the Table.

**Table**

1	Theoretical examination on a class of hairdressing, taken for the first time .....	\$61.50
2	Practical examination on a class of hairdressing, taken for the first time .....	\$179.00
3	Practical examination on a class of hairdressing, taken for a second or subsequent time, when the examination is on —	
	(a) 1 subject .....	\$61.50
	(b) 2 subjects .....	\$92.00
	(c) 3 or more subjects .....	\$123.00
4	Application for registration as a hairdresser (principal or employee) .....	\$123.00
5	Registration as a principal hairdresser —	
	(a) if applicant is an employee hairdresser .....	\$13.30
	(b) otherwise .....	\$77.00
6	Registration as an employee hairdresser —	
	(a) if applicant is a principal hairdresser .....	\$13.30
	(b) otherwise .....	\$49.25
7	Issue of certificate of registration .....	\$13.30
8	Voluntary suspension, or re-instatement, of registration .....	\$13.30

”

The common seal of the Hairdressers  
Registration Board of Western Australia  
was affixed hereto in the presence of:

LES MARSHALL.

Approved by the Governor,

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

CE314\*

Painters' Registration Act 1961

## Painters' Registration Board Amendment Rules 2005

Made by the Painters' Registration Board and approved by the Governor in Executive Council.

### 1. Citation

These rules are the *Painters' Registration Board Amendment Rules 2005*.

### 2. Commencement

These rules come into operation on 1 July 2005.

### 3. The rules amended

The amendments in these rules are to the *Painters' Registration Board Rules 1962\**.

[\* Reprinted as at 22 March 2002.

For amendments to 7 June 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 276.*]

### 4. Third Appendix amended

The Third Appendix is amended as follows:

- (a) by deleting "240.00" and inserting instead —  
" 288.00 ";
- (b) by deleting "160.00" and inserting instead —  
" 192.00 ";
- (c) by deleting "100.00" in the third place that it appears  
and inserting instead —  
" 120.00 ".

The Common Seal of )  
the Painters' )  
Registration Board was )  
at the time of the above )  
mentioned resolution )  
affixed hereto in the )  
presence of )

JAMES GATT  
Chairman

NIGEL LILLEY  
Secretary

Approved by the Governor in Executive Council,

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

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## **FIRE AND EMERGENCY SERVICES**

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FE301\*

Fire Brigades Act 1942

### **Fire Brigades (Fire Districts) Notice 2005**

Made by the Minister under section 5(2) of the Act.

**1. Citation**

This notice is the *Fire Brigades (Fire Districts) Notice 2005*.

**2. Adjustment of boundaries of fire districts**

The boundaries of each fire district specified in the Table to this clause are adjusted so that those boundaries correspond to the boundaries of the area shown coloured yellow on the Department of Land Information Deposited Plan specified in the Table opposite the name of the fire district.

**Table**

<b>Name of fire district</b>	<b>Number of DLI Deposited Plan</b>
Falcon Fire District	220754 Edition 1, Version 3
Mandurah Fire District	221001 Edition 1, Version 3
Metropolitan Fire District	35830 Edition 1, Version 3

**3. Abolition of Rockingham Fire District**

Rockingham Fire District is abolished.

**4. Second Schedule to Act amended**

The *Fire Brigades Act 1942*\* Second Schedule is amended as follows:

- (a) in Part II after “Swan”, by inserting the following item —  
“ Rockingham ”;
- (b) in Part IV, by deleting the item relating to the Rockingham Fire District.

[\* *Reprint 6 as at 7 March 2003.*]

M. H. ROBERTS, Minister for Police and Emergency Services.

FE302\*

Fire and Emergency Services Authority of Western Australia Act 1998

**Fire and Emergency Services Authority  
(Emergency Services Levy) (Declarations)  
Amendment Notice 2005**

Made by the Minister under section 36F(2) of the Act.

**1. Citation**

This notice is the *Fire and Emergency Services Authority (Emergency Services Levy) (Declarations) Amendment Notice 2005*.

**2. Commencement**

This notice comes into operation immediately after the *Fire Brigades (Fire Districts) Notice 2005* comes into operation.

**3. The notice amended**

The amendments in this notice are to the *Fire and Emergency Services Authority (Emergency Services Levy) (Declarations) Notice 2003\**.

[\* *Published in Gazette 17 June 2003, p. 2210-13.*

*For amendments to 15 June 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 118.]*

**4. Clause 4 replaced**

Clause 4 is repealed and the following clause is inserted instead —

“

**4. Declaration of area in ESL category 1**

The area of Western Australia that is in the Metropolitan Fire District is declared to be in ESL category 1.

”.

**5. Clause 6 amended**

- (1) Clause 6(1) is repealed.
- (2) Clause 6(2) is amended in the Table by deleting “Version 2” and inserting instead —

“ Version 3 ”.

**6. Clause 7 amended**

Clause 7(1) is amended in the Table after “Norseman Fire District” by inserting —

“ Northam Fire District ”.

**7. Declaration in respect of areas moving into different emergency services categories**

An area of Western Australia that, as a consequence of —

- (a) an amendment to the *Fire and Emergency Services Authority (Emergency Services Levy) (Declarations) Notice 2003* made by clause 5 or 6; or
- (b) an adjustment to the boundaries of a fire district made by the *Fire Brigades (Fire Districts) Notice 2005* clause 2,

is moved into an emergency services category (the “**new ESL category**”) different from the emergency services category that the area was in immediately before the amendment or

adjustment was made, is declared to be in the new ESL category.

M. H. ROBERTS, Minister for Police and Emergency Services.

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## HEALTH

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HE301\*

Hospitals and Health Services Act 1927

### **Hospitals (Services Charges) Amendment Regulations (No. 4) 2005**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Hospitals (Services Charges) Amendment Regulations (No. 4) 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Hospitals (Services Charges) Regulations 1984\**.

[\* *Reprint 4 as at 3 December 2004.*

*For amendments to 10 June 2005 see Gazette 11 March and 19 April 2005.]*

**4. Regulation 4 amended**

Regulation 4(1) is amended in the definition of “participating hospital” by deleting paragraphs (ba) and (e).

**5. Schedule 1 amended**

(1) Schedule 1 item 1 is amended as follows:

- (a) in paragraph (b)(ii) by deleting “\$255 per day” and inserting instead —  
“ \$261 per day ”;

- (b) in paragraph (d) by deleting “\$114.90 per day” and inserting instead —  
“ \$121 per day ”;
  - (c) in paragraph (e) by deleting “\$1 068 per day” and inserting instead —  
“ \$1 098 per day ”.
- (2) Schedule 1 item 4(b) is amended by deleting “\$116” and inserting instead —  
“ \$123 ”.
- (3) Schedule 1 item 6 is amended as follows:
- (a) in paragraph (b) by deleting “\$189 per day” and inserting instead —  
“ \$201 per day ”;
  - (b) in paragraph (d) by deleting “\$850 per day” and inserting instead —  
“ \$957 per day ”.
- (4) Schedule 1 item 7 is amended by deleting “\$21.20 per day” and inserting instead —  
“ \$22.50 per day ”.

By Command of the Governor,

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

HE302\*

Hospitals and Health Services Act 1927  
Hospitals (Services Charges) Regulations 1984

## **Hospitals (Services Charges for Compensable Patients) Determination 2005**

Made by the Minister for Health under section 37(3)(af) of the Act and regulation 5(2) of the regulations.

### **1. Citation**

This determination is the *Hospitals (Services Charges for Compensable Patients) Determination 2005*.

**2. Commencement**

This determination comes into operation on 1 July 2005.

**3. Interpretation**

Unless the contrary intention appears, a word or phrase to which a meaning is attributed by, or by virtue of its use in, the regulations has the same meaning when it is used in this determination.

**4. Charges payable in respect of compensable patients**

- (1) Except as provided in subclause (2), the charges specified in Schedule 1 are the charges payable in respect of —
- (a) services rendered by, in or at the hospital in respect of compensable in-patients, compensable day patients and compensable out-patients; and
  - (b) services rendered by, at or in the hospital in respect of compensable same day patients (other than services rendered by, in or at a day hospital, nursing home or nursing post).
- (2) The charges specified in Schedule 1 do not apply to the supply of surgically implanted prostheses that are the subject of a determination made under regulation 5(2)(c) of the regulations.

**5. Revocation**

The following determinations are revoked —

- (a) the *Hospitals (Services Charges for Compensable Patients) Determination 2002*;
- (b) the *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2003*;
- (c) the *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2004*;
- (d) the *Hospitals (Services Charges for Compensable Patients) Amendment Determination (No. 2) 2004*;
- (e) the *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2005*.

**Schedule 1 — Services charges for compensable patients**

[cl. 4]

**Division 1 — Compensable in-patients**

1. Accommodation, maintenance, nursing care and other services in a hospital bed, except services referred to in item 3 or 4 ..... \$1 193 per day
2. Accommodation, maintenance, nursing care and other services in a hospital bed for a patient in respect of whose care and treatment the *Motor Vehicle (Third Party Insurance) Act 1943* applies or prima facie appears to apply ..... \$1 040 per day

- |    |  |                 |
|----|--|-----------------|
| 3. | Accommodation, maintenance, nursing care and other services in a nursing home bed .....                | \$201 per day   |
| 4. | Ventilator dependent compensable in-patient with tracheostomy requiring 24 hours individual care ..... | \$2 872 per day |

### Division 2 — Compensable out-patients

- |    |  |                                      |
|----|--|--------------------------------------|
| 5. | For pathological service — for each request to a separate department of the laboratory .....   | \$123                                |
| 6. | For radiological service — for each item of service .....  | \$123                                |
| 7. | For drugs and medications, subject to item 8, for each item —  |                                      |
|    | (a) at a participating hospital —  |                                      |
|    | (i) for an item on the PBS list .....  | PBS price up to a maximum of \$28.60 |
|    | (ii) for an item not on the PBS list .....   | \$22.90                              |
|    | (b) at a hospital that is not a participating hospital .....   | \$22.90                              |
| 8. | For each other individual service (with any drugs and medications supplied at the time of the initial service being treated as included in that service .. | \$123                                |

### Division 3 — Compensable same day patients

- |    |  |                 |
|----|--|-----------------|
| 9. | In hospitals, other than day hospitals, nursing homes and nursing posts —  |                 |
|    | (a) for a patient in respect of whose care and treatment the <i>Motor Vehicle (Third Party Insurance) Act 1943</i> applies or prima facie appears to apply ..... | \$994 per day   |
|    | (b) for any other patient .....  | \$1 142 per day |

J. McGINTY, Minister for Health.

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**MINERALS AND PETROLEUM**

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MP301\*

Mines Safety and Inspection Act 1994

**Mines Safety and Inspection Amendment  
Regulations (No. 2) 2005**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Mines Safety and Inspection Amendment Regulations (No. 2) 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Mines Safety and Inspection Regulations 1995*\*.

[\* *Reprint 3 as at 4 March 2005.*

*For amendments to 7 June 2005 see Gazette 4 April 2005.]*

**4. Schedule 2 amended**

Schedule 2 is amended by deleting “121” in both places where it occurs and inserting instead —

“ 123 ”.

By Command of the Governor,

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

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MP302\*

Explosives and Dangerous Goods Act 1961

## Explosives and Dangerous Goods (Explosives) Amendment Regulations 2005

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Explosives and Dangerous Goods (Explosives) Amendment Regulations 2005*.

### 2. Commencement

These regulations come into operation on 1 July 2005.

### 3. The regulations amended

The amendments in these regulations are to the *Explosives and Dangerous Goods (Explosives) Regulations 1963\**.

[\* Reprinted as at 4 November 2002.

*For amendments to 7 June 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 111.]*

### 4. Second Schedule replaced

The Second Schedule is repealed and the following Schedule is inserted instead —

“

#### Second Schedule — Fees

[r. 157]

Item	Description	Fee (\$)
1.	Licence to import explosives	155.00
2.	Licence to manufacture explosives —	
	(a) fireworks	49.00
	(b) any other explosives	330.00
3.	Licence to manufacture a blasting agent	34.00
4.	Licence to sell explosives	50.00
5.	Licence to store explosives —	
	(a) licensed premises Mode A	34.00
	(b) licensed premises Mode B	78.00
	(c) magazine not exceeding 1 000 kg	78.00
	(d) magazine exceeding 1 000 kg but not exceeding 5 000 kg	116.00
	(e) magazine exceeding 5 000 kg	310.00
6.	Authorisation of explosive	134.00

<b>Item</b>	<b>Description</b>	<b>Fee (\$)</b>
7.	Transfer of any licence	17.00
8.	Storage in public magazine — for each package and for each week or part thereof	1.50
9.	Inspection and testing fees —	
	(a) for each sample submitted to the “Heat Test”	5.50
	(b) inspection of packages damaged, per day or part thereof	255.00
	(c) inspection of ships conveying explosives, per day or part thereof	255.00
	(d) inspection for certificate of release	160.00
10.	Tonnage fees for magazines erected on explosives reserves (for every 1 000 kg of licensed capacity)	215.00
11.	Shotfirer’s permit, issue and renewal	17.00
12.	Examination for a shotfirer’s permit	160.00
13.	Issue of an entry permit	160.00
14.	Permit for purchase and use of fireworks	160.00
15.	Initial approval of equipment used for or in connection with detonation of explosives	305.00
16.	Testing of equipment for or in connection with detonation of explosives — per unit	18.50

By Command of the Governor,

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

MP303\*

Dangerous Goods (Transport) Act 1998

## **Dangerous Goods (Transport) (Road and Rail) Amendment Regulations 2005**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Dangerous Goods (Transport) (Road and Rail) Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Dangerous Goods (Transport) (Road and Rail) Regulations 1999\**.

[\* *Published in Gazette 8 June 1999, p. 2311-423.*

*For amendments to 7 June 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 80.]*

**4. Regulation 23 amended**

The Table to regulation 23.1 is amended as follows:

- (a) in item 1 by deleting “245” and inserting instead —  
“ 250 ”;
- (b) in items 2 and 3 by deleting “11.50” and inserting instead —  
“ 12 ”;
- (c) in items 4 and 5 by deleting “114” and inserting instead —  
“ 116 ”.

By Command of the Governor,

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

MP304\*

Dangerous Goods (Transport) Act 1998

## **Dangerous Goods (Transport) (Explosives by Road and Rail) Amendment Regulations 2005**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Dangerous Goods (Transport) (Explosives by Road and Rail) Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Dangerous Goods (Transport) (Explosives by Road and Rail) Regulations 1999\**.

[\* *Published in Gazette 8 June 1999, p. 2427-51.*

*For amendments to 7 June 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 80.]*

**4. Regulation 5.33 amended**

The Table to regulation 5.33 is amended as follows:

- (a) in items 1 and 2 by deleting "\$11.50" and inserting instead —  
" \$12 ";
- (b) in items 3 and 4 by deleting "\$114" and inserting instead —  
" \$116 ".

By Command of the Governor,

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

MP305\*

Dangerous Goods (Transport) Act 1998

## **Dangerous Goods (Transport) (Dangerous Goods in Ports) Amendment Regulations 2005**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Dangerous Goods (Transport) (Dangerous Goods in Ports) Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Dangerous Goods (Transport) (Dangerous Goods in Ports) Regulations 2001*\*.

[\* *Published in Gazette 22 January 2002, p. 321-56.*

*For amendments to 7 June 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 79.]*

**4. Regulation 43 amended**

Regulation 43(1)(i) is amended by deleting “\$264.” and inserting instead —

“ \$270. ”.

By Command of the Governor,

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

MP306\*

Explosives and Dangerous Goods Act 1961

## **Explosives and Dangerous Goods (Dangerous Goods Handling and Storage) Amendment Regulations 2005**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Explosives and Dangerous Goods (Dangerous Goods Handling and Storage) Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Explosives and Dangerous Goods (Dangerous Goods Handling and Storage) Regulations 1992*\*.

[\* Reprinted as at 6 September 2002.  
For amendments to 2 June 2005 see *Western Australian  
Legislation Information Tables for 2004, Table 4, p. 110.*]

#### 4. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

“

#### Schedule 1 — Fees

[r. 2.4, 2.8, 4.3 and 4.4]

Item	Description	Fee
1.	For approval of packaging	\$255
2.	For approval of a bulk container	\$232
3.	For the issue or renewal of a licence when the premises are used or proposed to be used to store dangerous goods — according to the amount (in tonnes or kilolitres) to be stored or proposed to be stored —	
	(a) not over 2.3	\$16
	(b) over 2.3 but not over 23	\$32
	(c) over 23 but not over 46	\$78
	(d) over 46 but not over 230	\$195
	(e) over 230 but not over 2 300	\$385
	(f) over 2 300 but not over 4 600	\$1 240
	(g) over 4 600 but not over 9 200	\$1 880
	(h) over 9 200 but not over 13 800	\$2 320
	(i) over 13 800 but not over 18 400	\$2 770
	(j) over 18 400 but not over 23 000	\$3 320
	(k) over 23 000	\$3 880
3A.	For the examination of an application for a licence referred to in item 3 — according to the amount (in tonnes or kilolitres) stored or proposed to be stored —	
	(a) not over 50	\$220
	(b) over 50 but not over 250	\$440
	(c) over 250	\$730

”

By Command of the Governor,

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

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## PLANNING AND INFRASTRUCTURE

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PI301\*

Town Planning and Development Act 1928

### Town Planning Fees Notice 2005

Made by the Minister for Planning and Infrastructure under section 29 of the Act.

#### 1. Citation

This notice is the *Town Planning Fees Notice 2005*.

#### 2. Commencement

The fees set out in Schedule 1 are prescribed as the fees to be charged on and from 1 July 2005 in respect of things referred to in the Schedule.

Note: The fees set out in this notice supersede those set out in the *Town Planning Fees Notice 2004*.

#### Schedule 1 — Fees

[cl. 2]

1. For the approval of subdivision or re-subdivision according to the following scale —

Number of Allotments	On lodgment of Application	On approval of each survey document
	\$	\$
1	415	60
2	420	75
3	425	100
4	430	125
5	440	155
6-10	475	180
11-15	475	200
16-20	475	235
21-25	540	270
26-30	540	310
31-35	540	355
36-40	625	405

Number of Allotments	On lodgment of Application	On approval of each survey document
	\$	\$
41-45	625	465
46-50	625	510
51-55	635	565
56-60	635	610
61-65	635	665
66-70	660	715
71-75	660	765
Over 75	660 + \$5 per lot in excess of 75 lots	765 + \$5 per lot in excess of 75 lots
2.	<p>Additional fee for considering a minor variation to a plan of subdivision as part of the application for approval of subdivision or re-subdivision</p> <p>Note: Where a minor variation is made at the request of the Commission, the Commission may waive some or all of the applicable fee.</p>	<p>50% of the fee payable under the column "On lodgment of Application" (in item 1 in the row that corresponds to the number of allotments)</p>
3.	<p>For the application for approval of every transfer, conveyance, lease or mortgage (regulation 8(2) of the <i>Town Planning and Development (Subdivisions) Regulations 2000</i>)</p>	\$55.00
4.	<p>On application to the Commission for a class of lease or licence to use or occupy, or to be approved, under section 20(1c) of the Act</p> <p>And for each lease or licence proposed</p>	\$55.00 \$ 8.00
5.	<p>On application to the Commission requesting reconsideration of a refusal to approve a plan, or the approval of a plan subject to the imposition of a condition, under section 24(5) of the Act</p> <p>Note: No application or approval fees are payable on lots to be shown on a plan or diagram as being reserved for the purpose of a pedestrian accessway, right of way, truncation, road widening, or reserve for drainage or recreation.</p>	\$210.00

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**TREASURY AND FINANCE**


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TF301\*

Rates and Charges (Rebates and Deferments) Act 1992

## Rates and Charges (Rebates and Deferments) Amendment Regulations 2005

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Rates and Charges (Rebates and Deferments) Amendment Regulations 2005*.

**2. Commencement**

These regulations come into operation on 1 July 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Rates and Charges (Rebates and Deferments) Regulations 1992\**.

[\* Reprinted as at 2 February 2001.

For amendments to 13 June 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 327-8.*]

**4. Regulation 3 amended**

The Table to regulation 3 is amended by inserting the following row after the last row —

“

1/7/05 — 30/6/06    \$70.00    \$132.85    \$13.35    \$209.25

”.

By Command of the Governor,

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

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## — PART 2 —

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### AGRICULTURE

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AG401\*

#### AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976 RATES

Agriculture Protection Board,  
South Perth, June 2005.

The Agriculture Protection Board of Western Australia, acting pursuant to Sections 60 and 61 of the *Agriculture and Related Resources Protection Act 1976*, and with the approval of the Minister for Agriculture and Forestry; the Midwest and Wheatbelt, hereby imposes—

- in accordance with Section 60 of the *Agriculture and Related Resources Protection Act 1976*, a general rate of—
    - (a) 2.18 cents in the dollar on the unimproved value of the land held in the Kimberley Zone, comprising the municipal districts of Broome, Derby-West Kimberley, Wyndham-East Kimberley and Halls Creek; and
    - (b) 2.36 cents in the dollar on the unimproved value of the land in the area south of the Kimberley Zone
- for the financial year commencing on the first day of July 2005.
- in accordance with Section 61 of the *Agriculture and Related Resources Protection Act 1976*, a zonal rate of—
    - (a) 0.00 cents in the dollar on the unimproved value of the land held in the Kimberley Zone, comprising the municipal districts of Broome, Derby-West Kimberley, Wyndham-East Kimberley and Halls Creek;
    - (b) 0.00 cents in the dollar on the unimproved value of the land in the Pilbara Zone, comprising the municipal districts of Ashburton, Roebourne, Port Hedland, and East Pilbara;
    - (c) 0.91 cents in the dollar on the unimproved value of the land held in the Carnarvon Zone, comprising the municipal districts of Shark Bay, Carnarvon, Exmouth, Upper Gascoyne, and Murchison;
    - (d) 0.97 cents in the dollar on the unimproved value of the land held in the Meekatharra Zone, comprising the municipal districts of Yalgoo, Mount Magnet, Cue, and Meekatharra;
    - (e) 1.38 cents in the dollar on the unimproved value of the land held in the Kalgoorlie Zone, comprising the municipal districts of Ngaanyatjarraku, Wiluna, Sandstone, Leonora, Laverton, Menzies, Coolgardie, Kalgoorlie, Boulder, and Dundas; and
    - (f) 0.39 cents in the dollar on the unimproved value of the other land within the State of Western Australia not forming part of the Kimberley, Pilbara, Carnarvon, Meekatharra, or Kalgoorlie Zones

for the financial year commencing on the first day of July 2005.

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The Common Seal of the Agriculture Protection Board of Western Australia was hereunto affixed in the presence of—

CHRIS RICHARDSON, Chairman,  
Agriculture Protection Board.

Approved—

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KIM CHANCE MLC, Minister for Agriculture and Forestry;  
the Midwest and Wheatbelt.

**AG402\*****AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976****APPOINTMENT OF ZONE CONTROL AUTHORITY CHAIRPERSONS**

Agriculture Protection Board,  
South Perth.

Acting pursuant to section 15 (1) of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection Board hereby appoints the following Deputy Chief Agriculture Protection Officers as Chairman of the respective Zone Control Authority—

<b>Chairperson</b>	<b>Zone Control Authority</b>
Mr Richard Watkins	Pilbara
Mr Noel Wilson	Kimberley
Mr Scott Wauchope	Kalgoorlie

The appointment of the previous Chair of the Pilbara and Kimberley ZCA, Dr Paul Novelly, is hereby cancelled, as is the appointment of the previous Chair of the Kalgoorlie ZCA, Mr Kimberley Antonio.

23rd June 2005.

Mr CHRIS RICHARDSON, Chairman, APB.

**AG403\*****AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976****APPOINTMENT OF ZONE CONTROL AUTHORITY CHAIRPERSONS**

Agriculture Protection Board,  
South Perth.

Acting pursuant to section 15 (1) of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection Board hereby appoints the following Deputy Chief Agriculture Protection Officer as Chairman of the Meekatharra Zone Control Authority—

<b>Chairperson</b>	<b>Zone Control Authority</b>
Ms Kim Williams	Meekatharra

The appointment of previous Chair, Mr Russell Shaw, is hereby cancelled.

23rd June 2005.

Mr CHRIS RICHARDSON, Chairman, APB.

**ARCHITECTS BOARD****AB401****ARCHITECTS ACT 1921****ARCHITECTS REMOVED FROM REGISTER**

As at the 7 June 2005, the Board removed from the register for the non-payment of subscription (due March 2005) the following natural persons and corporations—

<b>Registration No.</b>	<b>Name</b>
<b>Natural Persons</b>	
1627	Rosanna Bridget Blacket
1108	Michael James Bradshaw
679	Murray Grenville Cann
1938	Ian Jeffrey Connolly
683	Digby Lawrence Cullen
902	George Gerrie Gillan
1694	Justin James Russell Gurney
1817	Philip Ek Kwan Lew
1328	Timothy Michael Lewis-Jones
1114	Gregory Charles McCann
733	Colin Ray Munsie
1043	Serafettin Ozturk
1629	Ezzat Salman
1741	Alfred Anton Seeling
1856	Nathan Zuideveld

**Corporations**

1089	Ozturk Consultants Pty Ltd also t/a Commarch Australia
1682	Stoneley Holdings Pty Ltd t/a Greg McCann Architect

JOAN McINTYRE, Registrar.

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## COAL INDUSTRY SUPERANNUATION BOARD

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CZ401

### COAL INDUSTRY SUPERANNUATION ACT 1989 APPOINTMENTS

Perth, June 2005.

Under the provisions of Section 8 of the Coal Industry Superannuation Act 1989, the following employee elected members are appointed as constituted under the said Act, from the 1st day of July 2005—

Gregory Della	(2) Two years
Gary Faries	Alternate Member (1) One year

G. R. GILLIES, Chairman.

CZ402

### COAL INDUSTRY SUPERANNUATION ACT 1989 APPOINTMENTS

Perth, June 2005.

Under the provisions of Section 8 of the Coal Industry Superannuation Act 1989, the following employer nominated members are appointed as constituted under the said Act, from the 1st day of July 2005—

Timothy Morgan	(1) One year
Garry Green	(2) Two years
Ian Charles Pigott	Alternate Member (1) One year

G. R. GILLIES, Chairman.

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## HERITAGE

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HR401\*

### HERITAGE OF WESTERN AUSTRALIA ACT 1990 ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

Notice is hereby given in accordance with Section 51(2) of the Heritage of Western Australia Act 1990 that, pursuant to directions from the Minister for Heritage, the places described in Schedule 1 have been entered in the Register of Heritage Places on a permanent basis with effect from today.

#### Schedule 1

#### Description of Place

**Cathedral of St. Constantine and St. Helene** at 18 Parker Street, Northbridge; Lots 4 & 9 on P 1067 being the whole of the land contained in C/T V 1068 F 843, Lots 5 & 8 on P 1067 being the whole of the land contained in C/T V 741 F 199 & Lots 6 & 7 on P 1067 being the whole of the land contained in C/T V 801 F 95.

**First Church of Christ, Scientist, Perth** at 264 St George's Terrace, Perth; Lot 12 on Diagram 7441 & being the whole of the land contained in C/T V 38 F 51A.

**Lesmurdie Group** at 12 Catherine Place, 195 and 200 Lesmurdie Road, Lesmurdie; That ptn of Lot 123 on D 4886 being pt of the land contained in C/T V 1778 F 916, Lot 1 on P 7081 being the whole of the land contained in C/T V 1403 F 696, Lot 300 on DP 45638 being the whole of Res 5232 & the whole of the land contained in CLT V 3134 F 896 & being the subject of Crown Lease 872/1912, Lot 122 on D 71913 being the whole of the land contained in C/T V 1776 F 752, together as are defined on HCWA drawing No. 1261 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

**Swanleigh Precinct** at Yule Avenue, Middle Swan; (Firstly) Ptn of Swan Loc 11 & being pt of the land on D 1044 & (Secondly) ptn of Swan Loc 12 & being pt of the land on P 2536 being the whole of the land contained in C/T V 2222 F 391 & Lot 1 on D 52804 being the whole of the land contained in C/T V 1479 F 866.

Pursuant to directions from the Minister for Heritage, notice is hereby given in accordance with Section 49(1) of the Heritage of Western Australia Act 1990 that it is proposed that the places described in Schedule 2 be entered in the Register of Heritage Places. The Heritage Council invites submissions on the proposal, which must be in writing & should be forwarded to the address below not later than 9 August 2005. The places will be entered in the Register on an interim basis with effect from today.

### Schedule 2

#### Description of Place

**Anzac Park** at Cnr Stirling & Parkfield Streets, Bunbury; Ptn of Lot 512 on DP 174228 being part of the land contained in C/T V 1748 F 671 as shown on HCWA Drawing No. 5700 prepared by Cadgraphics—WA.

**Hotel Australia (fmr), Laverton** at Lot 20 Laver Place, Laverton; Lot 20 on DP 222737 being the whole of the land contained in C/T V 1308 F 206.

**St Columba's Church Group & St Joseph's Convent** at Forrest and York Streets, South Perth; Lot 1 on D 69889 being the whole of the land contained in C/T V 2065 F 2, Lot 3 on D 41944 being the whole of the land contained in C/T V 525 F 124A.

**The Albany Club** at 23-33 Aberdeen St, Albany; Albany Lot S100 & being a pt of the land contained in C/T V 2046 F 653.

IAN BAXTER, Director,  
Office of the Heritage Council of W.A.,  
108 Adelaide Terrace, East Perth WA 6004.

28 June 2005.

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## JUSTICE

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JU401\*

### DECLARATIONS AND ATTESTATIONS ACT 1913

#### APPOINTMENTS

It is hereby notified for public information that the Attorney General has approved of the appointment of the following persons as a Commissioner for Declarations under the *Declarations and Attestations Act 1913*—

Mrs Christine Alma Hewson of 27 Japonica View, Wellington Mills

Mr Lansford Winston Peter Kavanagh of 2 Devonshire Street, Morley

RAY WARNES, A/Executive Director,  
Court Services.

JU402\*

### PRISONS ACT 1981

#### PERMIT DETAILS

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

Surname	Other Names	Permit No.	Revocation Date
Bullen	Julie Michelle	AP0197	29/6/05
Gunser	Steven Lance	AP0194	29/6/05
Footman	Craig George Marc	AP0210	29/6/05
Simpson	Susanne Norah	AP0346	29/6/05

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

BRIAN LAWRENCE, Manager,  
Prison Services Contracts.

23 June 2005.

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## LAND

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LA401\*

**VALUATION OF LAND ACT 1978**  
**VALUATION OF LAND ACT 1978 (W.A.)(C.I.)(C.K.I.)**  
 VALUATIONS

Pursuant to Section 21 of the Valuation of Land Act:

**1. GROSS RENTAL VALUES**

Valuation District	Date of Valuation
Local government districts of:	
Armadale, Bassendean, Bayswater, Belmont, Cambridge, Canning, Claremont, Cockburn, Cottesloe, East Fremantle, Fremantle, Gosnells, Joondalup, Kalamunda, Kwinana, Melville, Mosman Park, Mundaring, Nedlands, Peppermint Grove, Perth, Rockingham, Serpentine-Jarrahdale, South Perth, Stirling, Subiaco, Swan, Victoria Park, Vincent, Wanneroo	1 August 2003
Augusta-Margaret River, Boddington, Broome, Busselton, Chapman Valley, Cuballing, Cue, Dundas, Kalgoorlie-Boulder, Kojonup, Laverton, Leonora, Meekatharra, Menzies, Mount Magnet, Port Hedland, Ravensthorpe, Roebourne, Sandstone, Upper Gascoyne, Wagin, Wandering, Wickiepin, Williams, Wiluna, Yalgoo	1 August 2004

The valuations shall come into force on 1 July 2005.

Authorities required to adopt:

Water Corporation, Fire and Emergency Services Authority (FESA) and Local Governments; as appropriate.

**2. UNIMPROVED VALUES**

Valuation District	Date of Valuation
The State of Western Australia	1 August 2004
Territory of Christmas Island	
Territory of Cocos (Keeling) Islands	

The valuations shall come into force on 30 June 2005

Authorities required to adopt:

Commissioner of State Revenue and Local Governments; as appropriate

Valuations are available for inspection in regard to objections for 60 days from Gazettal of this notice at Valuation Services, Department of Land Information, located on the 2nd Floor at 18 Mount Street, Perth and the 9th Floor Bunbury Tower, 61 Victoria Street, Bunbury and, for those valuations adopted by local governments, at the relevant local government offices.

Objections must be addressed to the Valuer General, PO Box 7201, Cloisters Square, Perth WA 6850, but for convenience may also be lodged with the relevant Rating/Taxing authority within 60 days of the publication of this notice.

Objections must be in writing and—

- (a) Describe the relevant land for identification.
- (b) Identify the valuation against which you are objecting.
- (c) Set out fully and in detail the grounds of the objection together with reasons in support of the grounds of objection.

For more detailed information into Unimproved Valuations, Gross Rental Valuations and objection requirements our website at [www.dli.wa.gov.au](http://www.dli.wa.gov.au) is available.

G. FENNER, Valuer General.

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## LOCAL GOVERNMENT

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LG401\*

**DOG ACT 1976**  
*City of Rockingham*  
 APPOINTMENTS

It is hereby notified for public information that the following persons have been appointed as Dog Registration Officers for the City of Rockingham—

Wendy Janine Andacich  
 Robin Louise Arnold

Danielle Beresford  
 Pia Susan Bown

James Millar Charters  
 Jodie Marie Cornhill  
 Colin Richard Curry  
 Natalie Christina Derks  
 Pamela Donnelly  
 Keith Robert Dunatis  
 Helen Elisabeth Edwards  
 Katherine Linda Hill  
 Pattina Niccole Jones

Leanne Marie Joy  
 Maeve Frances Kenny  
 Peter John Oliver  
 Christine Margaret Shubert  
 Samantha Suzette Smith  
 Clinton Guy Venables  
 Sean Arthur George Watson  
 Gregory Norman Whip

All previous appointments are hereby cancelled.

G. G. HOLLAND, Chief Executive Officer.

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**LG402**

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960**

**SWIMMING POOL INSPECTION LEVY 2005/06**

In accordance with the Local Government (Miscellaneous Provisions) Act 1960 section 245A the City of Melville gives notice that at the Meeting held on 21 June 2005, Council imposed a Swimming Pool Inspection levy of \$13.75 per property containing a private swimming pool (GST inclusive)"

The above will come into operation 14 days after the date of publication in the *Government Gazette*.

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**LG403\***

*SHIRE OF CHITTERING*

**AUTHORISED PERSON**

It is hereby notified for public information that Mr Geoff Copley has been appointed as Law Enforcement Officer (Ranger) for the Shire of Chittering and is hereby now an Authorised Officer in accordance with the relevant Acts hereunder effective immediately.

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

KENN DONOHOE, Chief Executive Officer.

Updated 8 June 2005  
 PO Box 70, BINDOON WA 6502  
 Ph: (08) 9576 1044 Fax: (08) 9576 1250  
 Email: chatter@chittering.wa.gov.au  
 Web site: www.chittering.wa.gov.au

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**LG404\***

*SHIRE OF CHITTERING*

**AUTHORISED PERSONS**

It is hereby notified for public information that the following persons have been appointed Authorised Officers in accordance with the relevant Acts hereunder effective immediately.

1. Dog Act 1976 & Regulations, Control of Off-Road Vehicles Act 1978 & Regulations, Litter Act 1979 & Regulations, Local Government Laws, Local Government Act 1995 (Sections 3.39, 9.10, 9.11, 9.15)  
 Kenn Donohoe  
 Denise Gobbart

Peter Mervyn Hall  
Lyall Bruce Davieson  
Michael Simms  
Mark Penketh  
Dog Act 1976—Registration Officers Only  
Karen Patricia Parker  
Raelene Isobel Kay  
Jenny Haeusler  
Helen Lorraine Loton  
Heather Ann Seckold  
Karina Margarete Wellard  
Danica Anne Kay  
Glenis Glead

2. Section 449 of the Local Government (Miscellaneous Provisions) Act 1960  
Peter Mervyn Hall as a Ranger and Pound Keeper
3. Issue of Infringement Notices—Section 59 (2) (a) of the Bush Fires Act 1954 and Section 64 (1) of the Cemeteries Act 1986  
Kenn Donohoe  
Denise Gobbart  
Peter Mervyn Hall  
Lyall Bruce Davieson  
Michael Simms  
Mark Penketh
4. Health Act 1911  
Lyall Bruce Davieson  
Michael Simms
5. Bush Fires Act 1954—Clover Burning Officer Section 24  
Kenn Donohoe
6. Certain Provisions About Land—Part 3—Division 3—Subdivision 2 Section 3.24 of the Local Government Act 1995  
Kenn Donohoe
7. Powers of Entry—Part 3—Division 3 Section 3.28 & 3.29 of the Local Government Act  
Kenn Donohoe  
Denise Gobbart  
Lyall Bruce Davieson  
Peter Mervyn Hall  
Michael Simms  
Mark Penketh  
Azhar Awang
8. Miscellaneous Provisions About Enforcement—part 9—Division 2—Subdivision 1 Sections 9.13, 9.16 & 9.17 of the Local Government Act 1995  
Kenn Donohoe  
Peter Mervyn Hall
9. Miscellaneous Provisions About Enforcement—part 9—Division 2—Subdivision 1 Section 9.19 of the Local Government Act 1995  
Kenn Donohoe
10. Miscellaneous Provisions About Enforcement—part 9—Division 2—Subdivision 1 Section 9.20 of the Local Government Act 1995  
Kenn Donohoe
11. Impounding & Removing Goods Involved in Certain Contraventions Section 3.39 of the Local Government Act 1995  
Kenn Donohoe  
Peter Mervyn Hall

All previous authorisations are hereby revoked.

KENN DONOHOE, Chief Executive Officer.

Updated 8 June 2005.  
PO Box 70, BINDOON WA 6502  
Ph: (08) 9576 1044 Fax: (08) 9576 1250  
Email: [chatter@chittering.wa.gov.au](mailto:chatter@chittering.wa.gov.au)  
Web site: [www.chittering.wa.gov.au](http://www.chittering.wa.gov.au)

## PLANNING AND INFRASTRUCTURE

PI401\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*City of Cockburn*

Town Planning Scheme No. 3—Amendment No. 3

Ref: 853/2/23/20 Pt 3

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act, 1928 (as amended) that the Minister for Planning and Infrastructure approved the City of Cockburn town planning scheme amendment on 23 June 2005 for the purpose of—

1. Reclassifying the land on the Scheme Map known as Port Coogee located on the Spearwood coast between the South Fremantle Power Station and Coogee Beach, the subject of Metropolitan Region Scheme Amendment No 1010/33, from Residential (R20) and various Metropolitan Region Scheme Reserves to Development Zone Development Area (DA22) as depicted on the amendment map.
2. Adding to the Eleventh Schedule—Development Areas in the Scheme Text, Development Area (DA22)—

Ref No	Area	Provisions
DA22	Port Coogee	<ol style="list-style-type: none"> <li>1. An adopted Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development.</li> <li>2. The provisions of the Scheme shall apply to the land use areas created under the Structure Plan.</li> <li>3. The local government may adopt Design Guidelines for any development precincts as defined on the Structure Plan. All development in such precincts is to be in accordance with the adopted guidelines in addition to any other requirements of the Scheme, and where there is any inconsistency between the design guidelines and the Scheme, the Scheme shall prevail.</li> <li>4. No subdivision or development will be supported within the Development Area until the Structure Plan has been approved by both the WAPC and the local government.</li> <li>5. Development of Shops (retail uses), Commercial Uses and Tourist Facilities within the Development Area shall be in accordance with the approved Structure Plan.</li> <li>6. The Structure Plan is to provide for public access to the coast and waterways and provide for the continuous dual use path along the foreshore connecting into the existing pathway system.</li> <li>7. The Structure Plan should retain existing remnant vegetation within the Development Area, where possible, particularly on the primary coastal dunes adjoining Coogee Beach.</li> <li>8. Provision shall be made for accessing a possible future commuter railway station on the railway reserve on the north boundary of the Development Area.</li> <li>9. The design, construction and development within the Development Area shall have due regard for the principles, objectives and criteria contained in the Sustainability Strategy prepared by the developer for the Port Coogee Marina.</li> <li>10. The Neighbourhood Centre shown on the Structure Plan located on Cockburn Road at the southern end of the Development Area is restricted to the following uses—           <ul style="list-style-type: none"> <li>• Fast Food Outlet (P) (subject to 11)</li> <li>• Health Studio (D)</li> <li>• Medical Centre (D)</li> <li>• Convenience Store (A)</li> <li>• Lunch Bar (P)</li> <li>• Shop (P)</li> <li>• Restaurant (P)</li> </ul>           where the permissibility (P), (D) and (A) is in accordance with clause 4.3.3 of the Scheme.         </li> </ol>

Ref No	Area	Provisions
		<ol style="list-style-type: none"> <li data-bbox="679 239 1398 293">11. Fast food outlets are restricted to only those premises that do not include a vehicle drive-through service.</li> <li data-bbox="679 300 1398 376">12. No commercial fishing boats are permitted to enter or use the marina, or carry out commercial fishing operations in or from the waterways.</li> <li data-bbox="679 383 1398 488">13. Detailed Area Plans (DAPs) prepared under clause 6.2.15 of the Scheme to guide development for a particular lot or lots within the adopted Structure Plan shall be referred to the Council for its consideration and determination.</li> <li data-bbox="679 495 1398 645">14. Detailed Area Plans (DAPs) may be required for any particular lot or lots within the adopted Structure Plan, however, DAPs shall be prepared for the land designated Marina Village, Neighbourhood Centre and possible future local centre and for land coded R80 and higher density coding.</li> <li data-bbox="679 651 1398 831">15. Despite the provisions of the Scheme, the Council may, when considering a Detailed Area Plan (DAP), impose development requirements including but not limited to vehicle parking greater than the standards prescribed under the Scheme, if in the opinion of the Council, it would result in a more desirable outcome for the use and development of the land the subject of the DAPs.</li> <li data-bbox="679 837 1398 1061">16. The proposed future local centre adjacent to the railway line, which is approximately 4000m<sup>2</sup> in area, is to be developed for off-street public car parking with the location, design and landscaping being to the Council's satisfaction and the car parking area is to be maintained by the developer or landowner for this purpose, until the Council agrees that all or part of the area is no longer required and may be considered for a railway station or other alternative use.</li> <li data-bbox="679 1068 1398 1429">17. (a) The ground floor of all proposed development within the Marina Village shall be set aside for commercial, retail or mixed business uses and may not be used for any other purpose unless the Council decides otherwise; and  (b) In areas immediately adjacent to the Marina Village which are coded R80 or higher density, and shown as such on the Structure Plan, where development is proposed to be two storeys or higher, the ground floor shall be set aside for commercial, retail or mixed business uses where such uses can, in the opinion of the Council, complement uses in the Marina Village, and may not be used for any other purpose unless the Council decides otherwise.</li> <li data-bbox="679 1435 1398 1512">18. Development within the R20, R25, R30 and R40 coded residential areas is restricted to two storeys in height plus a loft.</li> <li data-bbox="679 1518 1398 1668">19. The Marina Village is to be developed as a social and tourist focal point with the commercial uses centred around alfresco dining and entertainment, marine based retail and other complementary specialty facilities, with a minimum retail floorspace of 1500m<sup>2</sup> net lettable area, unless the Council decides otherwise.</li> <li data-bbox="679 1675 1398 1751">20. The Marina Village shall include a site of not less than 3500m<sup>2</sup> for the development of a hotel, located and designed to the satisfaction of the Council.</li> <li data-bbox="679 1758 1398 2083">21. Within the Marina Village, and local centre areas coded R80, development is restricted to a maximum of eight storeys. The height of buildings in residential R60 and R80 areas should be limited to a maximum of five storeys (and not exceeding 21 metres) in height. Higher structures up to a maximum of eight storeys (and not exceeding 32 metres) in height may be permitted where— <ol style="list-style-type: none"> <li data-bbox="727 1951 1398 2004">(a) there is broad community support for the higher buildings following a process of full consultation;</li> <li data-bbox="727 2011 1398 2083">(b) the proposed development(s) is suitable for the location taking into account the built form, topography and landscape character of the surrounding area.</li> </ol> </li> </ol>

Ref No	Area	Provisions
		(c) the location is part of a major tourist or activity node; (d) the amenity of the coastal foreshore is not detrimentally affected by any significant overshadowing of the foreshore; and (e) there is visual permeability of the foreshore and ocean from nearby residential areas, roads and public spaces.

S. LEE, Mayor.  
R. W. BROWN, Chief Executive Officer.

**PI402\*****TOWN PLANNING AND DEVELOPMENT ACT, 1928**

## APPROVED TOWN PLANNING SCHEME AMENDMENT

*City of Canning*

## Town Planning Scheme No. 40—Amendment No. 102

Ref: 853/2/16/44 Pt 102

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the City of Canning Town Planning Scheme Amendment on 23 June 2005 for the purpose of—

1. Zoning the former Railway Reservation located between Orrong Road and Railway Parade, Welshpool in the vicinity of the Mills Street Main Drain to “General Industry”, Local Authority Reservation for “Public Purposes” in the area of the Mills Street Main Drain and Road Reserve relative to the extension of Kalgan Road as depicted on the Amendment Plan.
2. Reserving the section of former Rail Reservation containing the Main Drain north of Orrong Road on Lot 3198 to Local Authority Reservation for “Public Purposes”.
3. Rezoning portion of Lot 5 in the area of the Kalgan Road extension from Local Reservation for “Public Purposes” to Road Reserve and “General Industry”.
4. Rezoning portion of Lot 5 to the diagonal rear of Lots 21 and 22 Mills Street, from Local Authority Reservation for “Public Purposes” to “Light Industry”.
5. Rezoning the portion of Lot 7 Kalgan Road from “General Industry” to Road Reserve in the location of the future extension of Kalgan Road.
6. Rezoning portion of Lot 7 Kalgan Road south of the extension to Kalgan Road from “General Industry” to Local Authority Reservation for “Public Purposes”.
7. Zoning the former extension to Kalgan Road contained in Reserve 41544 from Road Reserve to Local Authority Reservation for “Public Purposes”.
8. Rezoning Lot 3 Welshpool Road in the vicinity of the Mills Street Main Drain from “General Industry” to Local Reservation for “Public Purposes”.

M. S. LEKIAS, Mayor.  
I. F. KINNER, Chief Executive Officer.

**POLICE****PO501\*****POLICE ACT 1892**

## POLICE AUCTION

Under the provisions of the Police Act 1892-1992, unclaimed and forfeited property and bicycles will be sold by public auction Ross's Sales & Auctions, 241 Railway Parade, Maylands on Wednesday 20 July 2005 at 10.00am.

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

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

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## SALARIES AND ALLOWANCES TRIBUNAL

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SX401\*

**SALARIES AND ALLOWANCES ACT 1975**

## DETERMINATION OF THE SALARIES AND ALLOWANCES TRIBUNAL

(Pursuant to Section 5A)

**REMUNERATION OF THE GOVERNOR**

Section 5A (1) of the *Salaries and Allowances Act 1975* requires that, “The Premier shall, before an appointment is made to the office of Governor, request the Tribunal to inquire into, and determine, the remuneration to be paid to the Governor.”

A request in accordance with Section 5A (1) of the Act was made by the Premier on 18 May 2005.

Section 5A (3) of the Act states that the “Tribunal may, in complying with a request made under subsection (1), in its determination specify a method of altering from time to time the remuneration payable to the Governor during the subsistence of the appointment referred to in that subsection.”

**BACKGROUND**

Until this determination, the remuneration of the Governor has been determined by the Tribunal having regard to the Commonwealth income tax exemption which applied. As a result of the Commonwealth parliament passing the *Governor General Legislation Amendment Act 2001*, the remuneration of State Governors appointed after that Act was proclaimed is fully taxable. This is the first determination in Western Australia for taxable remuneration of a Governor.

In making this determination the Tribunal has informed itself on a range of factors including the remuneration paid to other vice-regal posts at the Commonwealth and State levels and a range of economic indices.

In its last determination the Tribunal ascertained that numerous personal costs associated with the position were being met from the budget allocation provided to Government House. The Tribunal considered this to be inappropriate and made a determination of an expense of office allowance to the Governor. The Tribunal believes this practice should continue.

**DETERMINATION**

The Tribunal, having conducted its enquiries, determines that the remuneration for the office of Governor shall be \$284890 per annum. This rate shall be adjusted at the same percentage and from the same date as increases occurring in the judicial salaries in the Western Australian Courts, as recommended by this Tribunal.

To cover items of a personal nature, but associated with the office of Governor, a \$29630 per annum expense of office allowance shall also be provided to the Governor.

The determination will now issue.

Dated at Perth this 24th day of May 2005.

Professor M. C. WOOD, Chairman.

J. A. S. MEWS, Member.

Salaries and Allowances Tribunal.

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## WORKCOVER

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WC401

**WORKERS' COMPENSATION AND INJURY MANAGEMENT ACT 1981**

## PRESCRIBED AMOUNTS

In accordance with section 192A(1) of the *Workers' Compensation and Injury Management Act 1981*, I hereby publish for public information the following amounts for the financial year beginning 1 July 2005—

- (a) prescribed amount is \$145,892.00;
- (b) Amount A for the purpose of section 93F is \$306,375.00; and
- (c) Amount C for the purposes of Schedule 1 clause 11 is \$1,522.70.

The full schedule of payments titled “Variations in Prescribed Amount and Other Workers' Compensation Payments” is available from the WorkCover WA website at [www.workcover.wa.gov.au](http://www.workcover.wa.gov.au) or by contacting the WorkCover WA Infoline on 1300 794 744.

Hon JOHN KOBELKE MLA, Minister for Consumer  
& Employment Protection.

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**WORKSAFE**

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WS401\*

**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**

## INSTRUMENT OF DECLARATION

No 1 of 2005

Made under section 4(3).

The Minister for Consumer and Employment Protection and the Minister for State Development hereby jointly declare that all of the provisions of the *Occupational Safety and Health Act 1984* as it may be amended from time to time, and any regulations made, or to be made, under that Act shall, from the date of this document until the cancellation of this notice, apply to and in relation to the workplaces or parts of workplaces specified in Schedule 1 to this Instrument of Declaration.

## SCHEDULE 1

1. All workplaces or parts of workplaces that, from time to time—

- (a) are a mine to which the *Mining Act 1978* applies, or at which work is carried out on a mine to which the *Mining Act 1978* applies; and
- (b) are, or form part of, a railway or rolling stock that is operated, managed or controlled by Pilbara Iron.

2. In this Schedule—

- (a) “**infrastructure**” means the facilities necessary to enable a railway to operate safely and includes railway track, associated track structures, over or under track structures, supports (including supports for equipment or items associated with the use of a railway), tunnels, bridges, stations, platforms, train control systems, signalling systems, communication systems, electric traction infrastructure, buildings, workshops and associated plant, machinery and equipment;
- (b) “**Pilbara Iron**” means the Pilbara Iron Pty Ltd (ACN 107 216 535) and its employees, agents, contractors, successors and assigns;
- (c) “**railway**” means a guided system designed for the movement of rolling stock which has the capability of transporting passengers, freight or both on a railway track, together with its infrastructure and associated sidings, and includes a heavy railway, light railway, monorail, inclined railway or tramway, a railway within a marshalling yard or a passenger or freight terminal; and
- (d) “**rolling stock**” means a vehicle, whether or not self propelled, that operates on or uses a railway track (for example a locomotive, carriage, rail car, rail motor, light rail vehicle, train, tram, light inspection vehicle, road/rail vehicle, trolley and wagon) but does not include a vehicle designed to operate both on and off a railway track when the vehicle is not operating on a railway track”.

Dated the 23rd day of May 2005.

JOHN KOBELKE, Minister for Consumer and Employment Protection.

A. J. CARPENTER, Minister for State Development.

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**PUBLIC NOTICES**

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ZZ401

## DISSOLUTION OF PARTNERSHIP

## AM &amp; RP WALTON &amp; CO

Notice is hereby given that the partnership heretofore subsisting between Rhoda Pearl Walton, Janette Thompson, Paul Lawrence Thompson, Jaqueline Peta Thompson and Moonellang Nominees Pty Ltd carrying on business as farmers at Ardath in the State of Western Australia under the style or firm name of AM & RP Walton & Co is dissolved by notice as from the 30th day of June 2005 and that all debts due to and owing by the said late firm will be received and paid by the said Rhoda Pearl Walton, Janette Thompson, Paul Lawrence Thompson and Moonellang Nominees Pty Ltd who will carry on the business under the same style or firm.

Dated this 17th day of June 2005.

BOSTOCK & RYAN,  
Solicitors and Agents for AM & RP Walton & Co.

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