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# — PART 1 —

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## ENVIRONMENT AND CONSERVATION

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EV301\*

Environmental Protection Act 1986

### Environmental Protection (Talison Greenbushes Operation Noise Emissions) Approval 2009

Approval of the Minister under the *Environmental Protection (Noise) Regulations 1997* regulation 17(7).

**1. Citation**

This approval is the *Environmental Protection (Talison Greenbushes Operation Noise Emissions) Approval 2009*.

**2. Terms used**

In this approval —

*commercial premises* has the meaning given in regulation 2(1);

*Director* means the Director of Environmental Regulation Division, Department of Environment and Conservation;

*impulsiveness* has the meaning given in regulation 9(1);

*industrial and utility premises* has the meaning given in regulation 2(1);

*L<sub>A 10</sub> approved level* means an approved level which, measured as a *L<sub>A Slow</sub>* value, is not to be exceeded for more than 10% of the representative assessment period;

*L<sub>A max</sub> approved level* means an approved level which, measured as a *L<sub>A Slow</sub>* value, is not to be exceeded at any time;

*L<sub>A Slow</sub>* has the meaning given in regulation 2(1);

*mine site* means the land the subject of mining tenements M01/3, M01/6, M01/7, M01/16, G01/1 and G01/2;

*modulation* has the meaning given in regulation 9(1);

**noise-sensitive premises** has the meaning given in regulation 2(1);

**regulation** means a regulation of the *Environmental Protection (Noise) Regulations 1997*;

**representative assessment period** has the meaning given in regulation 2(1);

**start day** means the date the Minister signs this approval;

**Talison Greenbushes** means Talison Greenbushes Pty Ltd ABN 56 125 585 284;

**tonality** has the meaning given in regulation 9(1).

### 3. Approval to exceed noise levels

Approval is granted to Talison Greenbushes to allow the level of noise emitted from the mine site to exceed the standard prescribed under regulation 7(1)(a) if the level of noise emitted from the mine site when received at premises of a type set out in column 1 of the Table at the time set out in column 2 of the Table does not exceed the  $L_{A\ 10}$  approved level set out in column 3 or the  $L_{A\ max}$  approved level set out in column 4 of the Table in relation to the type of premises and the time.

**Table**

<b>Type of premises receiving noise</b>	<b>Time of day</b>	<b><math>L_{A\ 10}</math> Approved level (dB)</b>	<b><math>L_{A\ max}</math> Approved level (dB)</b>
Noise sensitive premises at locations within 15 metres of a building directly associated with a noise sensitive use	0700 to 1900 hours all days	53	71
	1900 to 2200 hours all days	51	69
	2200 to 0700 hours all days	50	68
Noise sensitive premises at locations further than 15 metres from a building directly associated with a noise sensitive use	All hours	60	80
Commercial premises	All hours	60	80
Industrial and utility premises	All hours	65	90

**4. Duration of approval**

- (1) This approval has effect for 5 years from the start day or a longer period that applies under subclause (2).
- (2) If Talison Greenbushes applies for a further approval under regulation 17 in relation to the mine site within the first 4 years in which this approval has effect this approval continues to operate until the Minister grants, or refuses to grant, the further approval.

**5. Condition of approval**

The approval is subject to the condition that Talison Greenbushes ensures that clauses 6 to 9 are complied with.

**6. Noise management plan**

- (1) Talison Greenbushes is to submit to the Director within 3 months of the start day a noise management plan.
- (2) The noise management plan is to include the following —
  - (a) a noise monitoring programme to monitor noise emitted from the mine site, including noise emitted by plant items on the mine site;
  - (b) a programme to monitor weather conditions relevant to the assessment of mining noise levels emitted from the mine site;
  - (c) a programme for provision of information to the community about noise emissions from the mine site;
  - (d) procedures to be adopted by Talison Greenbushes in responding to complaints about noise emissions;
  - (e) procedures to be adopted by Talison Greenbushes to adapt mining operations to minimise mining noise emissions;
  - (f) procedures to be adopted by Talison Greenbushes to minimise tonality, modulation and impulsiveness in mining noise emissions;
  - (g) procedures to be adopted by Talison Greenbushes to minimise noise emissions from mining equipment operating at the mine site;
  - (h) programmes to be used by Talison Greenbushes for noise modelling and verification;
  - (i) any other matter that the Director may require.
- (3) At any time after receiving a noise management plan the Director may, by notice in writing, require Talison Greenbushes to provide a revised noise management plan including details of any matters specified in the notice.
- (4) A revised noise management plan required under subclause (3) is to be provided within 14 days or by such other time as the Director specifies in the notice.

**7. Monitoring noise**

- (1) Talison Greenbushes is to record levels of noise emitted from the mine site and by plant items on the mine site in accordance with the noise management plan submitted or revised under clause 6.
- (2) Talison Greenbushes is to keep the records for at least 2 years.

**8. Minimisation of noise emissions and characteristics of noise**

Talison Greenbushes is to take all reasonable measures to —

- (a) reduce noise emissions from the mine site; and
- (b) minimise tonality, impulsiveness and modulation in noise emitted from the mine site.

**9. Reporting**

- (1) Talison Greenbushes is to prepare a written report —
  - (a) for the year beginning on the start day; and
  - (b) for each year that begins on the anniversary of that day.
- (2) The report for a year is to contain the following —
  - (a) a summary of the levels of noise recorded under clause 7 during the year;
  - (b) particulars of any action taken by Talison Greenbushes during the year to implement the noise management plan submitted or revised under clause 6.
- (3) Talison Greenbushes is to give the report for a year to the Director within one month after the end of the year, or such other time as the Director approves.
- (4) On the request of the Director, Talison Greenbushes is to give the Director any assistance or information necessary to enable the report to be understood by members of the public.
- (5) At any time the Director may, by notice in writing, require Talison Greenbushes to provide a report for any period of the reporting year including details of any matters specified in the notice.
- (6) A report required under subclause (5) is to be provided within 14 days or by such other time as the Director specifies in the notice.

D. FARAGHER, Minister for the Environment.

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## LOCAL GOVERNMENT

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LG301\*

### BUSH FIRES ACT 1954

*Shire of Bridgetown-Greenbushes*

#### BUSH FIRE BRIGADES AMENDMENT LOCAL LAW 2008

Under the powers conferred by the *Bush Fires Act 1954* and by all other powers enabling it, the Council of the *Shire of Bridgetown-Greenbushes* resolved on 26 February 2009 to make the "*Bush Fire Brigades Amendment Local Law 2008*".

#### Citation

This Local Law may be cited as the *Shire of Bridgetown-Greenbushes Bush Fire Brigades Local Law*, as published in the *Government Gazette* on 20 October 2000. The principal local law is amended as follows—

#### PART 1—PRELIMINARY

Part 1.2 is amended by deleting—

“**Bush Fire Management Committee**” means the persons appointed to a bush fire management committee under and in accordance with section 67 of the Act;”

And inserting instead—

“**Bush Fire Advisory Committee**” means the persons appointed to a bush fire advisory committee under and in accordance with section 67 of the Act;”

#### PART 2—ESTABLISHMENT OF BUSH FIRE BRIGADES

*Division 3—Application of Rules to a bush fire brigade*

Part 2 is amended by—

Inserting two new subclauses in Clause 2.4, after subclause (2) to read—

- “(3) A bush fire brigade may submit Rules pertaining to that bush fire brigade, as adopted by a simple majority of the bush fire brigade, for resolution by Council.
- (4) In the absence of the bush fire brigade having its own Rules, the model Rules for bush fire brigades as adopted by Council are to apply.”

#### PART 3—ORGANISATION AND MAINTENANCE OF BUSH FIRE BRIGADES

*Division 2—Chief Bush Fire Control Officer*

Part 3 is amended by—

- (1) Inserting the following words in Clause 3.5, after subclause (d) to read—  
“The Local Government, or Chief Bush Fire Control Officer, may delegate any of these duties to another person who is to be a bush fire control officer.”

*Division 3—Annual general meetings of bush fire brigades*

- (2) Clause 3.6 is amended by deleting the words “during the month of March each year” and inserting instead “before the 31 October each year”.
- (3) Clause 3.7 is amended by deleting the words “Management” and inserting instead “Advisory”.
- (4) Clause 3.8 is amended by deleting the word “Management” and inserting instead “Advisory”.
- (5) Clause 3.9 is amended by deleting—

“3.9 Minutes to be tabled before the Bush Fire Management Committee

- (1) The Secretary is to forward a copy of the minutes of the annual general meeting of a bush fire brigade to the Chief Bush Fire control Officer within one month after the meeting.
- (2) The Chief Bush Fire Control Officer is to table the minutes of a bush fire brigade’s annual general meeting at the next meeting of the—
  - (a) Bush Fire Management Committee; or
  - (b) Council, if there is no Bush Fire Management Committee, following their receipt under subclause (1).”

And inserting instead—

“3.9 Minutes to be tabled before the Bush Fire Advisory Committee

- (1) The Secretary is to forward a copy of the minutes of the annual general meeting of a bush fire brigade, together with the last audited financial statement and a current statement of assets and liabilities of

the bush fire brigade to the Chief Bush Fire Control Officer within one month after the meeting.

- (2) The Chief Bush Fire Control Officer is to table the minutes of a bush fire brigade's annual general meeting at the next meeting of the—
- (c) Bush Fire Advisory Committee; or
  - (d) Council, if there is no Bush Fire Advisory Committee, following their receipt under subclause (1)."

*Division 4—Bush Fire Management Committee*

- (6) Division 4 heading to be amended by deleting the word "Management" and inserting instead "Advisory".
- (7) Clause 3.10 is amended by deleting the words "Management" and inserting instead "Advisory".
- (8) Clause 3.11 is amended by deleting the words "Management" and inserting instead "Advisory".
- (9) Clause 3.12 amended by deleting the word "Management" and inserting instead "Advisory".
- (10) Clause 3.13 is amended by deleting the words "Management" and inserting instead "Advisory".

**PART 6—EQUIPMENT OF BUSH FIRE BRIGADES**

Part 6 is amended by—

- (1) Deleting Clause 6.2.
- (2) Deleting Clause 6.3 and inserting instead—  
"6.2 Funding from local government budget  
A request to the local government from the bush fire brigade for funding of protective clothing, equipment or appliance needs is to be received by the local government by 1 December in order to be considered in the next Emergency Services Levy submission or local government budget."
- (3) Re-numbering existing Clause 6.4 to 6.3.

**FIRST SCHEDULE**

The Local Law is amended by deleting the First Schedule.

**APPENDIX I**

The Local Law is amended by deleting Appendix I.

**APPENDIX II**

The Local Law is amended by deleting Appendix II.

Dated this 28th day of May 2009.

The Common Seal of the Shire of Bridgetown-Greenbushes was affixed by authority of a resolution of the Council in the presence of—

TONY PRATICO, Deputy Shire President.  
TIMOTHY CLYNCH, Chief Executive Officer.

**LG302\***

**LOCAL GOVERNMENT ACT 1995**

*Shire of Bridgetown-Greenbushes*

**PARKING AND PARKING FACILITIES AMENDMENT LOCAL LAW 2008**

Under the powers conferred by the *Local Government Act 1995* and by all other powers enabling it, the Council of the *Shire of Bridgetown-Greenbushes* resolved on 26 February 2009 to make the "*Parking and Parking Facilities Amendment Local Law 2008*".

**1. Citation**

This Local Law may be cited as the *Shire of Bridgetown-Greenbushes Parking and Parking Facilities Amendment Local Law 2008*.



## 2. Principle Local Law

The Shire of *Bridgetown-Greenbushes Parking and Parking Facilities Local Law* as published in the *Government Gazette* on 2 June 2000 is referred to as the principal local law. The principal local law is amended as follows—

### 3. PART 1—DEFINITION AND OPERATION

Clause 1.3(1) is amended by—

- (i) Inserting a new definition in the appropriate alphabetical order—
  - “**No Stopping Area**” means a portion of a carriageway that lie—
    - (a) between two consecutive signs inscribed with the words “No Stopping” or with an equivalent symbol depicting this purpose and each with an arrow pointing generally towards the other of them; or
    - (b) between a sign inscribed with the words “No Stopping” or with an equivalent symbol depicting this purpose, and the end of the carriageway or an area in which parking is prohibited and that lies in the general direction indicated by an arrow inscribed on the sign; or
    - (c) where there is a continuous yellow edge line marked on the edge of the carriageway;” ; and
- (ii) Deleting ““Code” means the *Road Traffic Code 1975*” and inserting ““Code” means the *Road Traffic Code 2000*”.

### 4. PART 3—PARKING GENERALLY

Clause 3.7 is amended by—

- (i) deleting “A person shall not park a vehicle so that any portion of the vehicle is —” in clause 3.7(2) and inserting “Subject to any law relating to intersections with traffic control signals a person shall not park a vehicle so that any portion of the vehicle is-”.
- (ii) deleting “9 metres” in clause 3.7(2)(e) and inserting “10 metres”.
- (iii) deleting clause 3.7(2)(l) and replacing it with—
  - “(l) within 10 metres of the prolongation of the nearer edge of any thoroughfare intersecting the thoroughfare on the side on which the vehicle is parked”.
- (iv) deleting “9 metres” in clause 3.7(3) and inserting “10 metres”.
- (v) deleting “18 metres” in clause 3.7(4) and inserting “20 metres”.
- (vi) adding a new clause 3.7(5) to read—
  - “A person shall not stop a vehicle on the thoroughfare or in an area to which a “No Stopping” sign applies or a continuous yellow line”.

### 5. PART 6—PENALTIES

Part 6 is amended by—

- (i) deleting clause 6.2;
- (ii) renumbering clause 6.3 to 6.2.

### 6. SECOND SCHEDULE

The Second Schedule is amended by—

- (i) deleting “6 metres” in Item 24 and inserting instead “10 metres”;
- (ii) deleting “9 metres” in Item 25 and inserting instead “10 metres”;
- (iii) deleting “18 metres” in Item 26 and inserting instead “20 metres”;
- (iv) deleting “18 metres” in Item 27 and inserting instead “20 metres”;
- (v) renumbering items 28 to 39 to 29 to 40 respectively, and
- (vi) in the appropriate numerical order, inserting a new prescribed offence to read—

“ 

28	3.7(5)	Stopping in a No Stopping area	75
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 ” .

Dated this 28th day of May 2009.

The Common Seal of the Shire of Bridgetown-Greenbushes was affixed by authority of a resolution of the Council in the presence of—

TONY PRATICO, Deputy Shire President.  
TIMOTHY CLYNCH, Chief Executive Officer.

LG303\*

**LOCAL GOVERNMENT ACT 1995***City of Gosnells***EXTRACTIVE INDUSTRIES AMENDMENT LOCAL LAW 2009**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Gosnells resolved on 26 May 2009 (Resolution 237) to make the following local law—

**1. Citation**

This local law may be cited as the City of Gosnells Extractive Industries Amendment Local Law 2009

**2. Principal Local Laws**

In this local law, the City of Gosnells Extractive Industries Local Law 2000 published in *Government Gazette* (Special) No. 166 of 9 August 2000 is referred to as the principal local law. The principal local law is amended as follows—

**3. Clause 7 amended**

In clause 7(1)(a)(i), after the words “affected by the”, insert “excavation;”

**4. Clause 15 amended**

In clause 15(2)(c)(ii)—

- (a) delete the text “1.8 metres” and insert “600 millimetres” and
- (b) delete the text “1 metre” and insert “400 millimetres” instead

**5. Clause 20 amended**

In clause 20.(b) delete the text “regulations 33 and 34” and insert “regulation 33”.

**6. Clause 27 amended**

In clause 27 delete the words “Court of Petty Sessions” and insert “court of competent jurisdiction”.

Dated: 2 June 2009.

The Common Seal of the City of Gosnells was affixed by authority of a resolution of the Council in the presence of—

OLWEN SEARLE, JP, Mayor.  
IAN COWIE, Chief Executive Officer.

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**WORKSAFE**

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WS301\*

Occupational Safety and Health Act 1984

**Occupational Safety and Health Amendment  
Regulations 2009**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Occupational Safety and Health Amendment Regulations 2009*.

## 2. Commencement

These regulations come into operation as follows —

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

## 3. Regulations amended

These regulations amend the *Occupational Safety and Health Regulations 1996*.

## 4. Regulation 3.60 amended

In regulation 3.60(1):

- (a) in paragraph (c) delete “AS/NZS 3108; or” and insert:

AS/NZS 61558.2.23; or

- (b) after each of paragraphs (a) and (b) insert:

or

## 5. Regulation 5.1 amended

- (1) In regulation 5.1 delete the definition of *container* and insert:

*container* means any receptacle with a capacity —

- (a) if the receptacle holds a solid — less than 500 kilograms; or
- (b) if the receptacle holds a liquid — less than 500 litres;

- (2) Delete regulation 5.1(2)(a) and “and” after it and insert:

- (a) the *ADG Code* is a reference to —

- (i) before 1 January 2010 — the *Australian Code for the Transport of Dangerous Goods by Road and Rail*, Sixth Edition, 1998, published by the Australian Government Publishing Service, Canberra (ISBN 0 642 25554 7 and 0 642 25560 1); and
- (ii) on and after 1 January 2010 — the *Australian Code for the Transport of Dangerous Goods by Road and Rail*, Seventh Edition, 2007, published by the Australian Government Publishing

Service, Canberra (ISBN 1 921168  
57 9);

and

**6. Regulation 5.32A amended**

- (1) In regulation 5.32A(2) delete “a dangerous substance,” and insert:

dangerous goods (as defined in the *Dangerous Goods Safety Act 2004* section 3(1)),

- (2) Delete regulation 5.32A(9).

**7. Regulation 5.78 amended**

In regulation 5.78:

- (a) in paragraph (g) delete “*Explosives and Dangerous Goods (Dangerous Goods Handling and Storage) Regulations 1992*; and” and insert:

*Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007*;  
and

- (b) after each of paragraphs (a) to (f) insert:

and

**8. Schedule 1 amended**

- (1) In Schedule 1 item 28 delete the item for AS 2550.10-1994 and insert:

AS/NZS 2550.10-2006	Cranes, hoists and winches — Safe use — Mobile elevating work platforms
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- (2) In Schedule 1 delete item 37 and insert:

37 AS/NZS 61558.2.23:2001	Safety of power transformers, 3.60 power supply units and similar devices — Particular requirements for transformers for construction sites (IEC 61558-2-23:2000, MOD)
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(3) In Schedule 1 item 48 delete “AS4343-1999” and insert:

AS 4343-2005

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

  
  

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## — PART 2 —

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### CORRECTIVE SERVICES

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CS401\*

**PRISONS ACT 1981****PERMIT DETAILS**

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

Surname	Other Names	Permit No.	Revocation Date
Hutchings	Ryan Bradley	AP 0450	29/05/2009

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

BRIAN LAWRENCE, Manager Acacia Prison Contract.

Dated: 28 May 2009.

CS402\*

**COURT SECURITY AND CUSTODIAL SERVICES ACT 1999****PERMIT DETAILS**

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Commissioner of the Department of Corrective Services has issued the following persons with Permits to do High-Level Security Work—

Surname	First Name(s)		Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Farrant	Barry	Nicholas Trevor	CS9-460	01/06/2009	15/05/2009	30/07/2011
Merigan	Susanne	Henriksson	CS9-462	01/06/2009	15/05/2009	30/07/2011

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

BRIAN LAWRENCE, CSCS Contract Manager.

CS403\*

**PRISONS ACT 1981****PERMIT DETAILS**

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

Surname	Other Names	Permit No.	Revocation Date
Cartner	Daniel Steven	AP 0329	02/06/2009

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

BRIAN LAWRENCE, Manager Acacia Prison Contract.

Dated: 2 June 2009.

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**LOCAL GOVERNMENT**

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LG401\*

*SHIRE OF DALWALLINU*

## APPOINTMENT OF AUTHORISED OFFICER

It is hereby notified for public information that Mr Murray Matthews has been appointed, Authorised Officer and Ranger for the purpose of enforcing the following Acts, Regulations and Local Laws for the Shire of Dalwallinu—

- (a) Local Government Act 1995 and Regulations
- (b) Local Government (Miscellaneous Provisions) Act 1960
- (c) Bush Fires Act 1954 and Regulations
- (d) Dog Act 1976 and Regulations
- (e) Litter Act 1979
- (f) Control of Vehicles (Off Road Areas) Act 1978 and Regulations
- (g) Council Local Laws
- (h) Caravan and Camping Grounds Act 1995 and Regulations.

Dated: 28 April 2009.

P. CRISPIN, Chief Executive Officer.

LG402\*

**LOCAL GOVERNMENT ACT 1995***Shire of Kalamunda*

## APPOINTMENT OF AUTHORISED PERSON

It is hereby notified for public information that Mr David Carroll is appointed as an Authorised Officer for the Shire of Kalamunda, effective from 8 June 2009 to administer the provisions of the following Acts, Regulations and Local Laws—

- Local Government Act 1995;
- Local Government Act (Miscellaneous Provisions) 1960;
- Bush Fires Act (as amended) 1954 and Regulations;
- Litter Act 1979 and Regulations;
- Control of Vehicles (Off-Road Areas) Act 1978 and Regulations;
- Dog Act 1976 (as amended) and Regulations;
- Shire of Kalamunda Local Laws and Regulations.

JAMES TRAIL, Chief Executive Officer.

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**MINERALS AND PETROLEUM**

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MP401\*

**PETROLEUM PIPELINES ACT 1969**

## GRANT OF RENEWAL OF PIPELINE LICENCE

Pipeline Licence No. PL 6 (R3) was granted to Arc Energy Limited to have effect for a period of 21 years from 29 December 2004.

W. L. TINAPPLE, Executive Director,  
Petroleum and Environment Division.

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## PLANNING AND INFRASTRUCTURE

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PI401\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**

*City of Albany*

Town Planning Scheme No. 1A—Amendment No. 170

Ref: 853/5/2/15 Pt 170

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Albany local planning scheme amendment on 21 May 2009 for the purpose of amending the interpretation of 'Bulky Goods Outlet' under Appendix IX of the Scheme to the following—

Bulky Goods Outlet—means premises used to display, sell by wholesale or retail, or hire, automotive parts and accessories, camping equipment, electrical light fittings, equestrian supplies, floor coverings, furnishings, furniture, household appliances, party supplies, swimming pools, office equipment and supplies or goods of a bulky nature.

M. J. EVANS, Mayor.  
P. RICHARDS, Chief Executive Officer.

PI402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**

*City of Albany*

Town Planning Scheme No. 3—Amendment No. 257

Ref: 853/5/4/5 Pt 257

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Albany local planning scheme amendment on 21 May 2009 for the purpose of amending the provisions for Special Rural Zone No. 35 in Schedule 1—Special Rural Zones as follows—

1. In **(a) Specified Area of Locality**, change Lot 6 to Former Lot 6.
2. Clause 1.1, change Lot 6 to Former Lot 6.
3. Delete Clause 1.3.
4. Change dot point two of Clause 5.1 to read—
  - outside the 'Development Exclusion Area' and 'Existing Vegetation Areas' depicted on the endorsed Subdivision Guide Plan for former Lot 6 Link Road.
5. Replace Clause 5.2 with—

All buildings and structures shall be setback—

  - (a) 15m from the frontage to public roads, and other lot boundaries, and
  - (b) Outside the "Acoustic Setback" to Link Road/Albany Ring Road shown on the Subdivision Guide Plan or as required by the relevant road authority, and
  - (c) Outside the 40m setback from the boundary of Lot 401 as shown on the Subdivision Guide Plan.
6. Replace Clause 6.4 with—

Lot boundaries within existing vegetated areas or revegetated areas are to be delineated by methods other than fencing. Pegs and/or cairns or other similar measures are acceptable.
7. Add the following new clause to **6.0 Building Design Material and Colour**—
  - 6.6 No dwelling or other noise-sensitive development shall be approved by Council until such time as Council is satisfied that indoor noise levels accord with AS2107-2000 Acoustics—Recommended design sound levels and reverberation times for building interiors.
8. Delete Clauses 7.2 (a) and (b) and replace with—
  - 7.2 Council may request the Commission to impose a condition at the time of subdivision requiring the Priority Landscape Buffer areas, the Replanting/Revegetation areas and the Creekline Protection area/s, as shown on the Subdivision Guide Plan(s), to be vegetated prior to the creation of the lots by planting and maintaining, for a period of three years, endemic native trees and shrubs to the specifications of Council and the relevant environmental agency.
9. In Clause 7.3, change 'Replanting areas' to 'Replanting/Revegetation areas'.



10. Add two further dot points to Clause 11, as follows—

- Prohibit direct vehicular access between any of the proposed lots and Link Road/Albany Ring Road.
- Place a notification on the Certificates of Title of proposed lots adjoining Link Road stating that the property may be affected by transport noise and further information regarding transport noise, including development restrictions and noise insulation requirements for noise-affected property are available from the City of Albany.

M. J. EVANS, Mayor.  
P. R. RICHARDS, Chief Executive Officer.

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**PI403\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Albany*  
Town Planning Scheme No. 3—Amendment No. 289

Ref: 853/5/4/5 Pt 289

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Albany local planning scheme amendment on 21 May 2009 for the purpose of amending the interpretation of 'Bulky Goods Outlet' contained within Clause 1.6 Interpretation of the Scheme to the following—

Bulky Goods Outlet—means premises used to display, sell by wholesale or retail, or hire, automotive parts and accessories, camping equipment, electrical light fittings, equestrian supplies, floor coverings, furnishings, furniture, household appliances, party supplies, swimming pools, office equipment and supplies or goods of a bulky nature.

M. J. EVANS, Mayor.  
P. RICHARDS, Chief Executive Officer.

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**PI404\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*City of Joondalup*  
District Planning Scheme No. 2—Amendment No. 40

Ref: 853/2/34/2 Pt 40

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Joondalup local planning scheme amendment on 21 May 2009 for the purpose of—

1. Unreserving Lot 501 Arawa Place, Craigie from 'Reserve Public Purposes—High School' and zoning the site 'Urban Development'.
2. Uncoding Lot 501 Arawa Place, Craigie from R20 to uncoded.
3. Unreserving Lot 500 Arawa Place, Craigie from 'Reserve Public Purposes—High School' and zoning the site 'Civic and Cultural'.

T. PICKARD, Mayor.  
G. G. HUNT, Chief Executive Officer.

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**PI405\***

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED LOCAL PLANNING SCHEME AMENDMENT  
*Shire of Murray*  
Town Planning Scheme No. 4—Amendment No. 176

Ref: 853/6/16/7 Pt 176

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Murray local planning scheme amendment on 15 May 2009 for the purpose of amending the Scheme Map by rezoning Lot 201 Pinjarra Williams Road, Pinjarra from "Hotel/Motel" to "Residential R30" and "No Zone".

N. H. NANCARROW, Shire President.  
D. UNSWORTH, Chief Executive Officer.

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## PREMIER AND CABINET

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PC401\*

**CONSTITUTION ACTS AMENDMENT ACT 1899**

## REVOCATION OF PARLIAMENTARY SECRETARY APPOINTMENT

It is notified for public information that the Governor, in Executive Council, under section 44A(1)(b) of the *Constitution Acts Amendment Act 1899*, revoked the appointment of the Honourable Barry John House MLC, as Parliamentary Secretary to the Treasurer; Minister for Commerce; Science and Innovation; Housing and Works, with effect on and from 27 May 2009.

PETER CONRAN, Clerk of the Executive Council.

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## RACING, GAMING AND LIQUOR

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RG401\*

**LIQUOR CONTROL ACT 1988**

## LIQUOR APPLICATIONS

The following is a summary of applications received under the *Liquor Control Act 1988* (the Act) and required to be advertised.

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATION FOR THE GRANT OF A LICENCE</b>			
12903	Valley Bowls Club Inc	Application for the grant of a Club licence in respect of premises situated in Ellenbrook and known as Valley Bowls Club Inc	11/07/2009
<b>APPLICATION FOR THE REMOVAL OF A LICENCE</b>			
291042	Woolworths Limited	Application for the removal of Liquor Store licence in respect of premises situated at Currambine Market Place Shopping Centre, Cnr Marmion and Shenton Aves, Currambine to premises to be situated at 1244 Marmion Ave, Currambine	26/06/2009
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
33819	Illimani Pty Ltd, Kerry Levis & Nicholas Levis	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Wundowie and known as Wundowie One Stop	23/06/2009
33635	Fremantle Beverages Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Fremantle and known as Bar Orient	15/06/2009
<b>APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE</b>			
289060	Portframe Enterprises Pty Ltd	Application to add, vary or cancel a condition of the Liquor Store licence in respect of premises situated at 3 Mile Camp, Gnaraloo Station, Carnarvon	18/06/2009

This notice is published under section 67(5) of the Act.

Dated: 3 June 2009.

B. A. SARGEANT, Director of Liquor Licensing.

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**DECEASED ESTATES**

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ZX401

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

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estate of Edmund Timothy Dacre Barrett-Lennard of 123 Forrest Street, Beverley in the state of Western Australia, who died on 19 January 2009, are required to send particulars of their claims to the executors care of Richard Barrett-Lennard, PO Box 293, Melville WA 6956, by 15 June 2009, after which the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZX402

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

## Notice to Creditors and Claimants

Marguerita Killip Watts, late of 5 Medusa Way, Busselton, Western Australia, Retired Wildlife Carer, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 22 September 2008, are required by the personal representative, Brian Joseph McCormack of care of Michael, Whyte & Co, Solicitors, Level 1, 41-43 Ord Street, West Perth, Western Australia to send particulars of their claims to him within one (1) month from the date of publication of this notice, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

MICHAEL, WHYTE &amp; CO.

ZX403\*

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

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 5 July 2009, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bouwhuis, Mary Jane, late of Tandarra Nursing Home, Room 228, Jarrah Road, Bentley, died 28.03.2009 (DE19740933EM27)

Bullock, Jessie Isobel, late of Belmont Nursing Home, 5 Kemp Place, Rivervale, died 20.04.2009 (DE19710311EM22)

Cuneo, Maureen Edyth, late of Midland Nursing Home, 44 John Street, Midland, formerly of Morrison Lodge Hostel, 1a North Street, Midland, died 3.05.2009 (DE19763961EM17)

Fransz, Rita Marie, late of Brightwater Care Facility, 30 Regent Park Road, Joondalup, died 16.04.2009 (DE19772891EM38)

Jones, Ernest, late of Permanent Care Unit, Carnarvon Hospital, Cleaver Street, Carnarvon, died 12.12.2008 (DE33072528EM26)

Taylor, Eileen Margaret, late of 27 Franklin Street, Leederville, died 25.12.2008 (DE19651848EM35)

Vigers, Ruby Dorothy Anne, late of 89 Clifton Street, Kelmscott, died 2.05.2009 (DE19881935EM37)

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

ZX404\*

**PUBLIC TRUSTEE ACT 1941**

## ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 5th day of June 2009.

JOHN SKINNER, Public Trustee,  
565 Hay Street,  
PERTH WA 6000.

Name of Deceased	Address	Date of Death	Date Election Filed
CATHERINIE JAMES DE19840731EM17	49A Odin Road, Innaloo	22 April 2009	2 June 2009
COLIN RUSSELL DE19742333EM36	156 Lawrence Street, Bedford Park	13 April 2009	28 May 2009
STANLEY SHELDON DE19932031EM27	9/24 Norton Street, South Perth	9 April 2009	26 May 2009

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