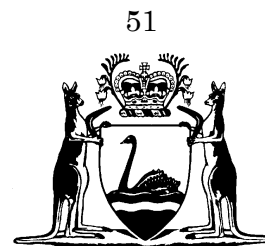




**WESTERN
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Per Column Centimetre—\$10.45

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PUBLISHING ALTERATIONS

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

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

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

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

JOHN A. STRIJK, Government Printer.

— PART 1 —

PROCLAMATIONS

AA101*

PIG, POTATO AND POULTRY INDUSTRIES (COMPENSATION LEGISLATION) REPEAL ACT 2004

40 of 2004

PROCLAMATION

Western Australia

By His Excellency

*Lieutenant General John Murray Sanderson,
Companion of the Order of Australia,
Governor of the State of Western Australia*

[L.S.]

JOHN SANDERSON
Governor

I, the Governor, acting under section 2 of the *Pig, Potato and Poultry Industries (Compensation Legislation) Repeal Act 2004*, and with the advice and consent of the Executive Council, fix 1 February 2005 as the day on which the provisions of that Act come into operation.

Given under my hand and the Public Seal of the State on 22 December 2004.

By Command of the Governor,

K. CHANCE, Minister for Agriculture, Forestry and Fisheries.

GOD SAVE THE QUEEN !

AA102

PRINTERS CORRECTION

CRIMINAL PROCEDURE AND APPEALS (CONSEQUENTIAL AND OTHER PROVISIONS) ACT 2004

84 of 2004

An error occurred in the notice published under the above heading on page 7129 of *Government Gazette* No. 251 dated 31 December 2004 and is corrected as follows.

Delete paragraph (a).

and insert—

- “ (a) fix 2 May 2005 as the day on which the provisions of that Act, other than—
- in section 82 Table 2, the amendments to —
 - the Finance Brokers Control Act 1975 s. 18F(2);
 - the Gas Standards Act 1972 s. 13(2);
 - the Land Valuers Licensing Act 1978 s. 14(2);
 - the Licensed Surveyors Act 1909 s. 8B(2);
 - the Local Government (Miscellaneous Provisions) Act 1960 s. 374(4);
 - Schedule 2 clause 57 and in clause 157 the amendment to “s. 175H(2)(c)”;
- come into operation; and ”.

AGRICULTURE

AG301*

Agricultural Produce Commission Act 1988

Agricultural Produce (Pork Production Industry) Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Agricultural Produce (Pork Production Industry) Regulations 2004*.

2. Commencement

These regulations come into operation on the day on which the *Pig, Potato and Poultry Industries (Compensation Legislation) Repeal Act 2004* comes into operation.

3. Terms used in these regulations

In these regulations, unless the contrary intention appears —

“**abattoir**” means any premises or place used for, or in connection with, the slaughtering of pigs;

“**charge**” means a charge imposed on pork producers under section 14 of the Act;

“**owner**” means a person who owns an abattoir;

“**pig**” means a boar, sow, barrow or gilt;

“**pork producer**” means a person whose business is or includes the growing of pigs for the purpose of sale for slaughter and processing;

“**section 14 notice**” means notice of a charge.

4. Collection of charges

- (1) An owner must collect from a pork producer who sells pigs to the owner for slaughter the charge payable by that pork producer.
Penalty: \$2 000.
- (2) The charge may be collected by deducting the amount of the charge from the amount payable to the pork producer in respect of a sale referred to in subregulation (1).
- (3) An owner who collects a charge must pay the amount of the charge to the Commission within 14 days after the end of the month during which the charge was collected or within any longer period the Commission allows.
Penalty: \$2 000.

5. Information to be furnished by owners

- (1) An owner must, not later than 14 days after the end of each month during which the owner has purchased pigs for slaughter, furnish to the Commission a return in the form approved by the Commission showing all of those purchases.

Penalty: \$2 000.

- (2) An owner referred to in subregulation (1), if requested to do so by the Commission, must furnish to the Commission the names of the pork producers with whom the owner dealt, and the quantity of pigs sold by each of those producers, during the period to which the return relates.

Penalty: \$2 000.

6. Prescribed statistical information

- (1) In subregulation (2) —

“**specified**” means specified by the Commission in a notice served on a pork producer.

- (2) For the purposes of section 13 of the Act the following information is prescribed statistical information —

- (a) the quantity of pigs grown for sale by a pork producer in a specified period;
- (b) the abattoirs at which pigs grown by a pork producer were slaughtered in a specified period.

7. Publication of section 14 notices

The Commission must cause each section 14 notice to be published in a newspaper circulating generally in the State.

By Command of the Governor,

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

ARMADALE REDEVELOPMENT AUTHORITY

AB301*

Armadale Redevelopment Act 2001

**Armadale Redevelopment (Extension of
Redevelopment Area) Regulations 2004**

Made by the Governor in Executive Council under sections 4 and 68 of the Act, following consultation between the Minister and the Council of the City of Armadale.

1. Citation

These are the *Armadale Redevelopment (Extension of Redevelopment Area) Regulations 2004*.

2. The Act amended

The amendments in these regulations are to the *Armadale Redevelopment Act 2001**.

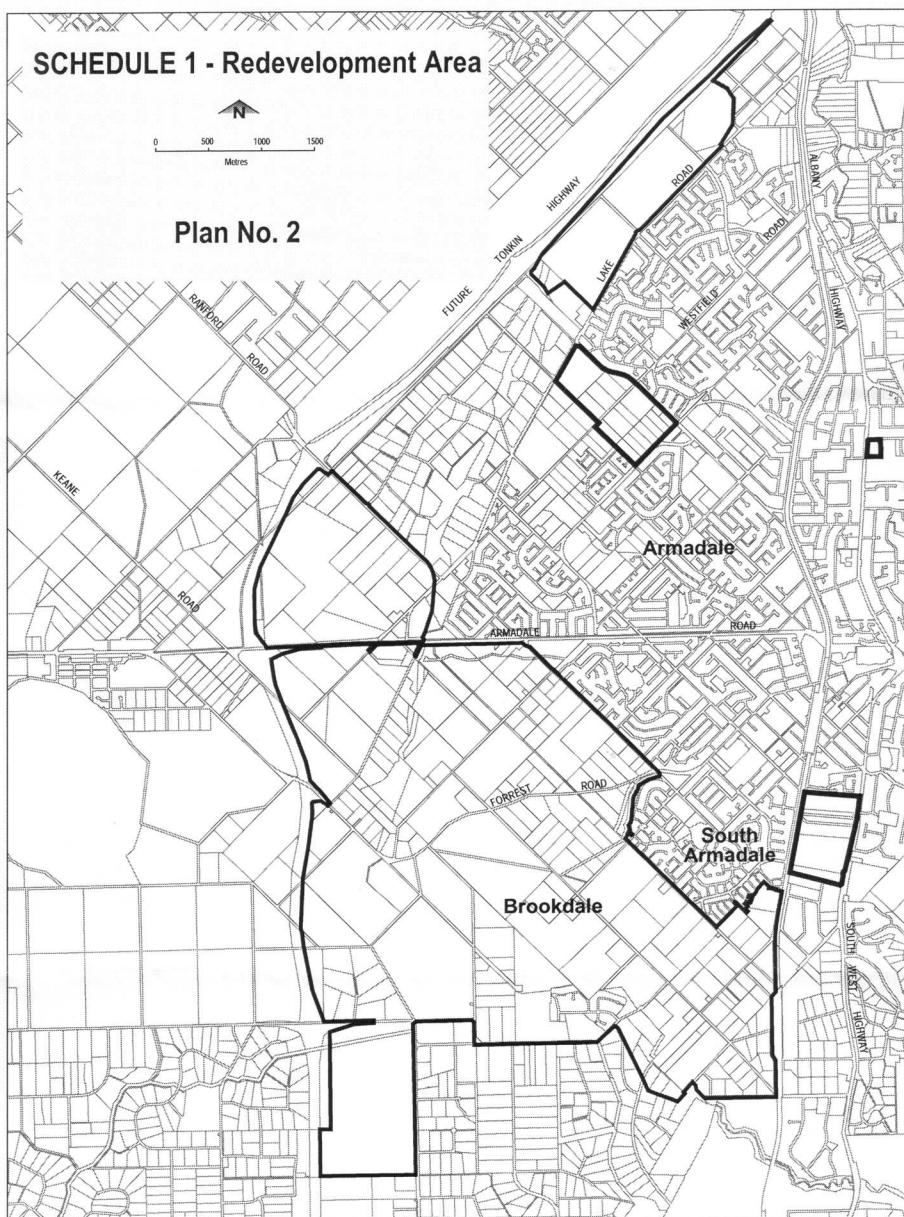
[* *Act No. 25 of 2001.*

For subsequent amendments see Western Australian Legislation Information Tables for 2003, Table 1, p. 23.]

3. Schedule 1 amended

Schedule 1 is amended by deleting Plan No. 2 and inserting the following plan instead —

“



”

By Command of the Governor,

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

ENERGY

EN301*

Electricity Industry Act 2004

**Electricity Industry (Licence Conditions)
Regulations 2005**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Electricity Industry (Licence Conditions) Regulations 2005*.

2. Commencement

These regulations come into operation on the day on which they are published in the *Gazette*.

3. Terms used in these regulations

In these regulations, unless the contrary intention appears —

“approved contract” means a contract approved under regulation 8(2);

“eligible customer” means —

- (a) a customer —
 - (i) to whom electricity is supplied for residential purposes; and
 - (ii) who consumes not more than 50 MWh of electricity per annum;
- (b) a customer that is a school, university or other educational institution; or
- (c) a customer that is a non-profit making organisation;

“renewable source electricity”, in relation to an eligible customer, means electricity generated by a small renewable energy system located on premises owned or occupied by the eligible customer;

“small renewable energy system” means —

- (a) a system of photovoltaic arrays;
- (b) a system of wind turbines;
- (c) a hydro power system; or
- (d) another system for the generation of electricity from a renewable energy source,

that has a generating capacity exceeding 500 W but not exceeding 5 kW.

4. References to licence held by a relevant corporation

A reference in these regulations to a transmission licence, a distribution licence, a retail licence or an integrated regional licence held by a relevant corporation includes a reference to a licence of that kind that the corporation is deemed to hold under section 46 of the Act.

5. Condition requiring compliance with the *Electricity Industry Customer Transfer Code 2004*

- (1) This regulation applies to —
 - (a) a transmission licence, a distribution licence or an integrated regional licence held by a relevant corporation; and
 - (b) a retail licence or an integrated regional licence that authorises the sale of electricity transported through a transmission system or distribution system operated by a relevant corporation.
- (2) It is a condition of every licence to which this regulation applies that the transfer of customers must be undertaken in accordance with the procedures and arrangements set out in the *Electricity Industry Customer Transfer Code 2004*.

6. Condition requiring relevant corporation to offer to purchase electricity generated through small renewable energy systems

It is a condition of every retail licence and integrated regional licence held by a relevant corporation that, on and after 1 May 2005, the corporation must offer to purchase renewable source electricity, under an approved contract, from an eligible customer who wishes to sell such electricity to the corporation.

7. Condition requiring relevant corporation to report on cost of purchasing renewable source electricity

It is a condition of every retail licence and integrated regional licence held by a relevant corporation that the corporation must, as soon as practicable after the end of each financial year, submit a written report to the Coordinator setting out the costs incurred by the corporation during that year in purchasing renewable source electricity under approved contracts.

8. Approval of contract

- (1) It is a condition of every retail licence and integrated regional licence held by a relevant corporation that the corporation must, before 1 March 2005 or such later day as the Coordinator may allow, submit to the Coordinator a draft of the contract under which the corporation proposes to purchase renewable source electricity from eligible customers.
- (2) The Coordinator may —
 - (a) approve a contract submitted under subregulation (1); or
 - (b) request that it be amended and approve it in an amended form.

- (3) The Coordinator must not give an approval unless the Coordinator considers that the contract will provide for the purchase of renewable source electricity on fair and reasonable terms and conditions.
- (4) A relevant corporation may submit to the Coordinator for approval —
 - (a) an amendment to the approved contract; or
 - (b) a replacement for the approved contract.
- (5) If, in the opinion of the Coordinator, the approved contract no longer provides for the purchase of renewable source electricity on fair and reasonable terms and conditions, the Coordinator may direct the relevant corporation concerned —
 - (a) to submit an appropriate amendment to the contract to the Coordinator for approval; and
 - (b) to do so within a period specified by the Coordinator.
- (6) In subregulation (5) —

“appropriate amendment” means an amendment —

 - (a) specified by the Coordinator; or
 - (b) otherwise determined by the Coordinator to be suitable for approval.
- (7) Subregulations (2) and (3) apply to an amendment or replacement submitted under subregulation (4) or (5) in the same way as they apply to the contract or the original contract, as the case requires.
- (8) It is a condition of every retail licence and integrated regional licence held by a relevant corporation that the corporation must comply with a direction given to the corporation under subregulation (5).

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

EN302*

Electricity Industry Act 2004

Electricity Industry (Code of Conduct) Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Electricity Industry (Code of Conduct) Regulations 2005*.

2. Terms used in these regulations

In these regulations —

“**code of conduct**” and “**customer**” have the meanings given to those terms in section 78 of the Act.

3. Purpose

These regulations are made in order to facilitate the operation of the code of conduct in relation to the supply and marketing of electricity to customers.

4. Enactments which do not apply

The enactments listed in the Table to this regulation do not apply in relation to the supply and marketing of electricity to customers.

Table

Electricity Act 1945 s. 35, s. 41(2), s. 41(5)

Electricity Regulations 1947 r. 238, r. 240, r. 272(a) and (h)

Energy Operators (Powers) Act 1979 s. 61(5)(a), s. 62(1), s. 62(2), s. 62(3), s. 62(8), s. 65 (other than s. 65(1)), s. 66(1), s. 66(6)

5. Application of enactment with modifications

(1) The *Energy Operators (Western Power Corporation) (Charges) By-laws 1996* by-law 8 applies in relation to the supply and marketing of electricity to customers with the modifications described in subregulations (2) and (3).

(2) By-law 8(1) is to be read as if “within 14 days of demand being made by the Western Power Corporation.” were deleted and the following were inserted instead —

“

by the due date specified on the bill issued by Western Power Corporation in respect of those charges.

”.

(3) By-law 8(2) is to be read as if “within the period referred to in sub-by-law (1)” were deleted and the following were inserted instead —

“ by the due date ”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

EN303*

Electricity Industry Act 2004

Electricity Industry (Licensing Fees) Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Electricity Industry (Licensing Fees) Regulations 2005*.

2. Terms used in these regulations

In these regulations —

“**current licence year**”, when used in connection with a licence fee, means the licence year that is current when the licence fee is required to be paid;

“**licence year**”, when used in connection with a licence, means a period of a year commencing on, or on an anniversary of, the day on which the licence was granted or last renewed, as the case requires.

3. Application fees

The application fee that is required to accompany —

- (a) an application for a licence, referred to in section 10(1) of the Act, is \$500;
- (b) an application for the renewal of a licence, referred to in section 16(1) of the Act, is \$500;
- (c) an application for approval to transfer a licence, referred to in section 18(3) of the Act, is \$500;
- (d) an application for the amendment of a licence, referred to in section 21(2) of the Act, is \$500.

4. Generation licence fees

- (1) The licence fee referred to in section 17(1) of the Act for a generation licence is, if the installed capacity is —
 - (a) less than 5 MW, \$500;
 - (b) not less than 5 MW but less than 50 MW, \$2 000;
 - (c) not less than 50 MW but less than 100 MW, \$3 500;
 - (d) not less than 100 MW but less than 1 000 MW, \$5 000;
 - (e) not less than 1 000 MW, \$7 500.
- (2) In subregulation (1) —

“**installed capacity**” means the amount that the Authority determines to be, at the time the fee is paid, the total

generation capacity, in megawatts, of all generating works to which the licence relates including, for generating works that the licence authorises to be constructed during the current year but are not at the time the fee is paid operating at the maximum generation capacity on the basis of which the licence applies, that maximum generating capacity.

5. **Transmission licence fees**

- (1) The licence fee referred to in section 17(1) of the Act for a transmission licence is, if the transmission system length is —
 - (a) less than 1 km, \$500;
 - (b) not less than 1 km but less than 10 km, \$3 750;
 - (c) not less than 10 km but less than 100 km, \$7 500;
 - (d) not less than 100 km but less than 1 000 km, \$15 000;
 - (e) not less than 1 000 km, \$20 000.

- (2) In subregulation (1) —

“transmission system length” means the amount that the Authority determines to be, at the time the fee is paid, the total length, in kilometres, of all transmission systems to which the licence relates including, for any transmission system or part of a transmission system that the licence authorises to be constructed during the current year but is not constructed at the time the fee is paid, the total length of the transmission system authorised to be constructed.

6. **Distribution licence fees**

- (1) The licence fee referred to in section 17(1) of the Act for a distribution licence is, if the distribution system length is —
 - (a) less than 1 km, \$500;
 - (b) not less than 1 km but less than 10 km, \$5 000;
 - (c) not less than 10 km but less than 100 km, \$10 000;
 - (d) not less than 100 km but less than 1 000 km, \$20 000;
 - (e) not less than 1 000 km, \$25 000.

- (2) In subregulation (1) —

“distribution system length” means the amount that the Authority determines to be, at the time the fee is paid, the total length, in kilometres, of all distribution systems to which the licence relates including, for any distribution system or part of a distribution system that the licence authorises to be constructed during the current year but is not constructed at the time the fee is paid, the total length of the distribution system authorised to be constructed.

7. **Retail licence fees**

- (1) The licence fee referred to in section 17(1) of the Act for a retail licence is, if the number of customers is —
 - (a) less than 100, \$1 000;

- (b) not less than 100 but less than 1 000, \$7 500;
- (c) not less than 1 000 but less than 5 000, \$12 500;
- (d) not less than 5 000 but less than 25 000, \$20 000;
- (e) not less than 25 000, \$35 000.

(2) In subregulation (1) —

“number of customers” means the amount that the Authority determines to be, at the time the fee is paid, the total number of customers to whom electricity is to be, or is likely to be, sold under the licence during the current licence year.

8. Integrated regional licence fees

(1) The licence fee referred to in section 17(1) of the Act for an integrated regional licence that —

- (a) authorises the licensee to carry out either generation activities, transmission activities, distribution activities, or retail activities (each of which is called a **“specific kind of activities”** in this regulation) but not more than one of those specific kinds of activities, is the licence fee that would be payable under regulation 4, 5, 6, or 7, as the case requires, for a licence authorising the same activities as the integrated regional licence authorises;
- (b) authorises the licensee to carry out 2 or more specific kind of activities, is the total of the licence fees that would be payable under regulation 4, 5, 6, and 7, as the case requires, for licences authorising the same activities as the integrated regional licence authorises.

(2) In subregulation (1) —

“distribution activities” means activities of a kind that may be authorised by a distribution licence;

“generation activities” means activities of a kind that may be authorised by a generation licence;

“retail activities” means activities of a kind that may be authorised by a retail licence;

“transmission activities” means activities of a kind that may be authorised by a transmission licence.

9. Authority’s determinations

A determination that the Authority makes under these regulations is to be made, as soon as practicable after the current licence year commences, on the basis of information that the licensee supplies to the Authority either in a licence application or otherwise.

10. Review

(1) The Authority is to carry out a review of the Authority’s costs of administering the licensing scheme under Part 2 of the Act

and the extent to which the fees under that Part paid to the Authority suffice to meet those costs.

- (2) The Authority is to carry out the review, and provide to the Minister a written report based on the review, within the period of a year ending on the third anniversary of the day on which these regulations come into operation.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

HEALTH

HE301*

Health Act 1911

Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Amendment Regulations 2005

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Amendment Regulations 2005*.

2. Commencement

These regulations come into operation on 1 February 2005.

3. The regulations amended

The amendments in these regulations are to the *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974**.

[* Reprint 3 as at 8 August 2003.

For amendments to 8 December 2004 see Gazette 25 June, 28 June and 24 August 2004.]

4. Regulation 3 amended

Regulation 3 is amended as follows:

- (a) in the definition of “AS” by deleting “Association of”;
- (b) at the end of the definition of “single dwelling”, by deleting the full stop and inserting a semicolon instead;

- (c) by deleting the definitions of “liquid wastes”, “receptacle for drainage” and “separate system”;
- (d) by inserting the following definitions in their appropriate alphabetical positions —

“

“**adopted Code**” means a code adopted by regulation 6A(1);

“**blackwater**” means water containing faeces or urine;

“**blackwater system**” means an apparatus designed to receive blackwater;

“**greywater**” means water containing kitchen, laundry or bathroom waste other than faeces or urine;

“**greywater system**” means an apparatus for treating greywater and enabling it to be used for garden irrigation;

“**liquid wastes**” means wastewater or any other liquid waste from domestic, industrial or commercial activities, other than effluent;

“**receptacle for drainage**” means —

- (a) an evaporation drain, a soak well, French drain, leach drain or impervious sump; or
- (b) any other device or system for the disposal or re-use of effluent approved by the Executive Director, Public Health;

“**wastewater**” means greywater and blackwater.

”.

5. Regulation 4 amended

Regulation 4(4) is amended by deleting “and installed” and inserting instead —

“ or installed ”.

6. Regulation 6A replaced

Regulation 6A is repealed and the following regulation is inserted instead —

“

6A. Adoption of codes

- (1) Under section 344A(1) of the Act, the following codes are adopted —
 - (a) “*Code of Practice for the Design, Manufacture, Installation and Operation of Aerobic Treatment Units (ATUs) Serving Single Dwellings*”, published by the Executive Director, Public Health in August 2001, as amended from time to time;

(b) “*Code of Practice for the Reuse of Greywater in Western Australia*” published by the Executive Director, Public Health in January 2005, as amended from time to time.

(2) For the purposes of section 344A(3) of the Act, the prescribed place is the office of the Environmental Health Directorate of the Department of Health, Grace Vaughan House, 227 Stubbs Terrace, Shenton Park, Western Australia.

”.

7. **Regulation 7 amended**

(1) Regulation 7(1) is amended by inserting after “construction” —
“ and installation ”.

(2) Regulation 7(3) is repealed and the following subregulation is inserted instead —

“

(3) An apparatus of a kind to which an adopted Code applies must be of a design and manufacture that complies with that Code.

”.

8. **Regulation 7A replaced**

Regulation 7A is repealed and the following regulation is inserted instead —

“

7A. **Compliance with adopted Codes**

A person who constructs or installs an apparatus of a kind to which an adopted Code applies, must ensure that its construction or installation complies with that Code.

”.

9. **Regulation 8 amended**

Regulation 8(1) is amended by deleting “separate systems” and inserting instead —

“ blackwater systems ”.

10. **Regulation 9 replaced**

Regulation 9 is repealed and the following regulation is inserted instead —

“

9. **Notice of completion**

A person who constructs or installs an apparatus must forthwith after the construction or installation is completed, give to the local government a notice —

- (a) stating that construction or installation of the apparatus has been completed; and
- (b) if the apparatus is of a kind to which an adopted Code applies, certifying that the construction or installation of the apparatus complies with that Code.

”.

11. Regulation 9A repealed

Regulation 9A is repealed.

12. Regulation 16A inserted

After regulation 16 the following regulation is inserted —

“

16A. Use to comply with adopted Codes

The owner and the occupier of a premises on which there is installed an apparatus to which an adopted Code applies, must ensure that it is operated in compliance with that Code.

”.

13. Regulation 18A amended

Regulation 18A(1) is amended as follows:

- (a) by inserting after “unit” in the first place where it occurs —
“ , greywater system ”;
- (b) in paragraph (a) by deleting “septic tank, aerobic treatment unit or drainage line” and inserting instead —
“ apparatus ”.

14. Regulation 20A amended

Regulation 20A is amended as follows:

- (a) by deleting “Where” and inserting instead —
“ (1) Subject to subregulation (2), where ”;
- (b) at the end of the regulation by inserting the following subregulation —

“

- (2) Subregulation (1) does not apply in relation to a greywater system if —
 - (a) the system is of a kind approved for use on premises connected to a sewer; and
 - (b) before the sewer is connected, the owner (having obtained permission under regulation 18A) makes any alterations to the system necessary for it to comply with the code

adopted by regulation 6A(1)(b) when the sewer is connected.

”.

15. Regulation 21 amended

Regulation 21(b) is deleted and the following paragraph is inserted instead —

“

- (b) in the case of a septic tank, aerobic treatment unit or greywater system — removing the apparatus or, if that is not practicable, breaking up its base;

”.

16. Regulation 28 amended

- (1) Regulation 28(1) is amended by deleting “or sedimentation tank”.
- (2) The Table in regulation 28 is amended by deleting the item for “Sedimentation tank”.

17. Regulation 29 amended

- (1) Regulation 29(1) and (2) are amended by deleting “separate system” and inserting instead —
- “ blackwater system ”.
- (2) Regulation 29(1) is amended in the heading to the Table by deleting “Separate System” and inserting instead —
- “ **Blackwater System** ”.

18. Regulation 42B amended

Regulation 42B is amended by deleting “ATU Code” and inserting instead —

“ code adopted under regulation 6A(1)(a) ”.

19. Regulation 44 amended

Regulation 44(3) is amended as follows:

- (a) by deleting the subregulation designation “(3)”;
- (b) by deleting “nightsoil” and inserting instead —
- “ blackwater ”.

20. Part 6 heading amended

The heading to Part 6 is amended by deleting “a septic tank, receptacle for drainage or aerobic treatment unit” and inserting instead —

“ **apparatus** ”.

21. Regulation 46 amended

Regulation 46 is amended by deleting “septic tank, receptacle for drainage or aerobic treatment unit” and inserting instead —
“ tank or other waste storage component of an apparatus ”.

22. Regulation 47 amended

Regulation 47(2) is repealed.

23. Regulation 48 amended

Regulation 48 is amended by deleting “nightsoil” and inserting instead —
“ blackwater ”.

24. Regulation 49 amended

Regulation 49(1)(a) is deleted and the following paragraphs are inserted instead —

“

(a) be constructed in the manner and using the materials —

(i) set out in Schedule 7; or

(ii) approved by the Executive Director, Public Health;

(aa) if they are part of an apparatus of a kind to which an adopted Code applies, be constructed in compliance with that Code;

”.

25. Regulation 54 replaced

Regulation 54 is repealed and the following regulation is inserted instead —

“

54. Offence

A person who contravenes these regulations commits an offence.

Maximum penalty: \$1 000.

Minimum penalty: for —

(a) a first offence, \$100;

(b) a second offence, \$200; and

(c) a third or subsequent offence, \$500.

Daily penalty for a continuing offence: not less than \$50 nor more than \$100.

”.

26. Schedule 1 amended

Schedule 1 is amended by deleting the shoulder clause and inserting the following shoulder clause instead —

“ [r. 4, 4A and 10] ”.

27. Schedule 7 amended

Schedule 7, Form No. 3 is amended, under the heading “DETAILS OF LEACH DRAIN.”, by deleting “SEPARATE SYSTEMS” and inserting instead —

“ BLACKWATER SYSTEMS ”.

28. Schedule 9 replaced

Schedule 9 is repealed and the following Schedule is inserted instead —

“

Schedule 9 — Wastewater volume for residential premises

[r. 49(3)]

For the purposes of the definition of “V” in the formula in regulation 49(3) the volume of wastewater is to be determined from the following Table according to the number of bedrooms on the premises.

Table

Number of bedrooms	Volume of wastewater (litres)	
	Blackwater system	Combined system (blackwater and greywater)
2 or less	188	564
3	254	761
4 or more	276	829

”.

By Command of the deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG301*

Shire of Serpentine-Jarrahdale

LOCAL LAW RELATING TO THE KEEPING OF DOGS, AND
SHIRE OF SERPENTINE-JARRAHDAL PARKING FACILITIES LOCAL LAW

In pursuance to the powers conferred by the provisions of the Local Government Act 1995 as amended, the Council of Serpentine-Jarrahdale resolved 26 April 2004 to amend the above Local Laws as made by the Council of Serpentine-Jarrahdale on 27 January 2004.

Shire of Serpentine-Jarrahdale
LOCAL LAW RELATING TO THE KEEPING OF DOGS
 Part 2—Impounding of Dogs

Delete—

3. Impound of Dogs.

- (iv) If the owner or person acting on behalf of the owner of a seized or impounded dog claims such a dog, then upon payment of the prescribed fees as specified in the Local Government Schedule of Fees and Charges, the dog shall be released to such a person, providing satisfactory evidence of ownership or authority to take delivery of the dog is provided. The Ranger, Pound Keeper, or person authorised by the Council may accept such proof as is considered satisfactory, and no person shall have the right of appeal or action against such persons or the Local Government in respect of the delivery of a dog in good faith.

Add amendment as—

3. Impound of Dogs.

- (iv) If the owner or person acting on behalf of the owner of a seized or impounded dog claims such a dog, then upon payment of the prescribed fees as specified in the Local Government Schedule of Fees and Charges, the dog shall be released to such a person, providing satisfactory evidence of ownership or authority to take delivery of the dog is provided. The Ranger, Pound Keeper, or person authorised by the Council may accept and record such proof as is considered satisfactory to enable positive identity.

Shire of Serpentine-Jarrahdale
PARKING FACILITIES LOCAL LAW

Delete—

11. Traffic Obstructions

A person shall not stand or park a vehicle so that any portion of the vehicle is—

- (i) within 6 metres of the nearer property line of any street intersecting the street on the side on which the vehicle is standing.

Add amendment as—

11. Traffic Obstructions

A person shall not stand or park a vehicle so that any portion of the vehicle is—

- (i) within 10 metres of the nearest point of an intersecting street on the side on which the vehicle is standing or parked where there are no traffic control signals, or, within 20 metres of the nearest point of any intersection with traffic control signals.

The above Local Laws, as amended, will come into effect on the 28th day of January 2005.

GLEN DOUGALL, Acting Chief Executive Officer.

LG302*

Local Government Act 1995

Local Government (Financial Management) Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Local Government (Financial Management) Amendment Regulations 2005*.

2. The regulations amended

The amendments in these regulations are to the *Local Government (Financial Management) Regulations 1996**.

[* Reprinted as at 24 Mar 2000.

For amendments to 22 December 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 4-219-20.*]

3. Regulation 69A inserted

After regulation 69 the following regulation is inserted —

“

69A. Circumstances where concessions under section 6.47 may not be granted — s. 6.48

A local government is not to exercise a power to grant a concession in relation to a rate or service charge under section 6.47 of the Act in circumstances where the concession is based on whether or not, or the extent to which, the land in respect of which the rate or service charge is imposed is occupied by a person who owns the land.

”

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

MINERALS AND PETROLEUM

MP301*

Mines Safety and Inspection Act 1994

Mines Safety and Inspection Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Mines Safety and Inspection Amendment Regulations (No. 2) 2004*.

2. The regulations amended

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

[* Reprinted as at 5 April 2002.

For amendments to 14 April 2004 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 245, and Gazette 27 June 2003 and 13 February 2004.*]

3. Regulation 9.32A amended

- (1) Regulation 9.32A(2)(a) is amended by deleting “the day upon which these regulations come into operation” and inserting instead —

“ 13 February 2004 ”.

- (2) Regulation 9.32A(3)(a) is amended by deleting “the day upon which these regulations come into operation” and inserting instead —

“ 13 February 2004 ”.

- (3) Regulation 9.32A(8)(a) is amended by deleting “the day upon which these regulations come into operation” and inserting instead —

“ 13 February 2004 ”.

By Command of the Governor,

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

TRANSPORT

TR301*

RAIL FREIGHT SYSTEM ACT 2000

RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 13/2004

Made under Section 37 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 13/2004*.

2. Cancellation of Corridor Land

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land subject to Order

Designation Identification	Railway line Identification	Railway Identification Plan Number	Description of Land
31.161.6	Avon-Albany	Plan 31-4	Land identified as Lot 1 on Proposed Subdivision Sketch on DLI File 2705/1906 v2. dated 9.6.2004 2970m ²

Dated this 29th day of December 2004.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

TR302***RAIL FREIGHT SYSTEM ACT 2000**

RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 14/2004

Made under Section 37 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 14/2004*.

2. Cancellation of Corridor Land

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
52.050.4	Kalgoorlie-Leonora	Plan 52	Land identified as Lot 240 on Deposited Plan 41225. Total area of 6242m ²

Dated this 29th day of December 2004.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

TR303***RAIL FREIGHT SYSTEM ACT 2000**

RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 15/2004

Made under Section 37 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 15/2004*.

2. Cancellation of Corridor Land

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
3.338.1	Millendon Junction-Narngulu	Plan 03-6	Identified as the land 5m wide and about 219.26m long, directly north of Lot 302 on Deposited Plan 43058. Total area of abt 1100m ²

Dated this 29th day of December 2004.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

TR304***RAIL FREIGHT SYSTEM ACT 2000**

RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 16/2004

Made under Section 37 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 16/2004*.

2. Cancellation of Corridor Land

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
2.181	Claisebrook-Bunbury Terminal	Plan 75	Identified as Lots 850 and 851 on Diagram 93157. Total area of 1.2179 ha

Dated this 29th day of December 2004.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

TR305***RAIL FREIGHT SYSTEM ACT 2000**

RAIL FREIGHT SYSTEM (S.36 CORRIDOR LAND) ORDER NO. 19/2004

Made under Section 36 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.36 Corridor Land) Order No.19/2004*.

2. Inclusion of Land in the Corridor

The inclusion of land in the rail corridor identified in the last column of the Schedule.

Schedule—Land to be included

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
38.85.1	Wyalkatchem-Mukinbudin Line	Plan 38	Identified as Lot 302 and 303 on Deposited Plan 43382. Total area of 4512m ²

Dated this 29th day of December 2004.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

TR306***RAIL FREIGHT SYSTEM ACT 2000**

RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 20/2004

Made under Section 37 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No.20/2004*.

2. Cancellation of Corridor Land

The cancellation of rail corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
38.85.2	Wyalkatchem-Mukinbudin Line	Plan 38	Identified as Lot 300 on Deposited Plan 43382. Total area of 486m ²

Dated this 29th day of December 2004.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

TR307*

RAIL FREIGHT SYSTEM ACT 2000

RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 17/2004

Made under Section 37 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 17/2004*.

2. Cancellation of Corridor Land

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
71.0.8.1	Brunswick Junction to Narrogin Line	Plan 02-3	Identified as Lot 300 on Deposited Plan 43689. Total area of 1010m ²
71.0.8.2	Brunswick Junction to Narrogin Line	Plan 02-3	Identified as Road Widening on Deposited Plan 43689. Total area of 30m ²

Dated this 29th day of December 2004.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

WORKSAFE

WS301*

Occupational Safety and Health Act 1984

Occupational Safety and Health Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Occupational Safety and Health Amendment Regulations 2005*.

2. 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 21 December 2004 see Gazette 22 October and 14 December 2004.]

3. Regulation 1.11 amended

- (1) Regulation 1.11(2) is amended by deleting “31 December 2001” and inserting instead —

“ 4 January 2005 ”.

- (2) Regulation 1.11(3) is amended by deleting “30 June 1997” and inserting instead —

“ 4 January 2005 ”.

4. Regulation 5.1 amended

Regulation 5.1(1) is amended in the definition of “risk phrase” by deleting “[NOHSC: 1008 (1994)]” and inserting instead —

“ [3rd Edition: NOHSC: 1008 (2004)] ”.

5. Regulation 5.3 amended

Regulation 5.3(b) is amended by deleting “[NOHSC: 1008 (1994)]” and inserting instead —

“ [3rd Edition: NOHSC: 1008 (2004)] ”.

6. Schedule 5.1 amended

Schedule 5.1 is amended by deleting “[NOHSC: 1008 (1994)]” in both places where it occurs and inserting instead —

“ [3rd Edition: NOHSC: 1008 (2004)] ”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE

AG401*

AGRICULTURAL PRODUCE COMMISSION ACT 1988
PORK PRODUCTION INDUSTRY FEE FOR SERVICE

I, the undersigned Minister for Agriculture, Forestry and Fisheries being the Minister charged with the administration of the Agricultural Produce Commission Act 1988 grant, pursuant to Section 14 of the said Act, implementation of the following Fee for Service for the APC Pork Producers' Committee as follows—

0.8 cents per kilogram carcass weight be imposed on all pigs slaughtered in Western Australia
The above charge to operate from 1 February 2005.

KIM CHANCE, MLC, Minister for Agriculture, Forestry & Fisheries.

AG402*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976
ADJUSTMENTS TO DECLARED ANIMAL LIST

Agriculture Protection Board
South Perth.

Acting pursuant to section 35 and 36 of the *Agriculture and Related Resources Protection Act 1976*, the Agriculture Protection board hereby declares the following species to be declared animals and assigns them to categories A1, A2, A3 for the whole of the State—

West Indian drywood termite (*Cryptotermes brevis*)
Western drywood termite (*Incisitermes minor* (Hagen))
Drywood termite (*Cryptotermes domesticus* (Haviland))
Lesser auger beetle (*Heterobostrychus aequalis* (Waterhouse))
Boxwood borer (*Heterobostrychus brunneus* Murr)

Dated: 31 December 2004.

CHRIS RICHARDSON, Chairman, Agriculture Protection Board.

AG403*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976
DECLARED PLANTS

Agriculture Protection Board
South Perth.

Acting pursuant to sections 35 and 36 of the *Agriculture and Related Resources Protection Act 1976*, the Board hereby declares cotton bush (*Gomphocarpus fruticosus*) and horehound (*Marrubium vulgare*) as P1,P4 in the Shire of Ravensthorpe.

Dated the 31st day of December 2004.

CHRIS RICHARDSON, Chairman, Agriculture Protection Board.

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984
PROPOSED ST JOHN BROOK AND JARRAHWOOD CONSERVATION PARKS
Notice of Draft Management Plan

The Conservation Commission of Western Australia advises that the draft management plan (the Plan) for the Proposed St John Brook and Jarrahwood Conservation Parks has been released for public comment.

The Plan covers the Proposed St John Brook and Jarrahwood Conservation Parks, which are located along the St John Brook, approximately 7 and 18 kilometres north-west of Nannup. It contains information relevant to the management and protection of the proposed reserves and makes recommendations for adoption in a final management plan.

The Plan may be downloaded from the Department of Conservation and Land Management's NatureBase website at: www.naturebase.net/national_parks/management/index.html

Copies of the Plan can be viewed at the Department of Conservation and Land Management's Woodvale library and the library of the Shire of Nannup. Free copies of the Plan are also available from the following Department of Conservation and Land Management offices—

- State Operational Headquarters, 17 Dick Perry Avenue, Technology Park, Western Precinct, Kensington WA 6151.
- South West Region Office, Corner Dodson Street and South West Highway, Bunbury WA 6230.
- Busselton Office, 14 Queen Street, Busselton WA 6280.
- Nannup Shopfront, Unit 2, 36 Warren Road, Nannup WA 6275.

Public submissions on the Plan can be made in the following ways—

- online at the Naturebase website;
- via the reply paid Public Submission form, which can be obtained by contacting Denam Bennetts, Planning Officer, on (08) 9334 0151;
- as a written submission; or
- via e-mail at denamb@calm.wa.gov.au

Written submissions should be addressed to the Executive Director, Department of Conservation and Land Management, Locked Bag 104, Bentley Delivery Centre WA 6983, and marked to the attention of the Planning Officer, Proposed St John Brook and Jarrahwood Conservation Parks Draft Management Plan.

The closing date for public submissions is 11 March 2005.

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

Dr JOHN BAILEY, Chairman,
Conservation Commission of Western Australia.

ELECTORAL COMMISSION

EC101

PRINTERS CORRECTION
ELECTORAL ACT 1907
REGISTRATION OF POLITICAL PARTIES
Notice of Application (Section 62G)
Daylight Saving Party

An error occurred in the notice published under the above heading on page 6745 of *Government Gazette* No. 236 dated 29 December 2004 and is corrected as follows.

Delete the line—

“is invited to submit to the Electoral Commissioner by 21 January 2005”

and insert—

“ is invited to submit to the Electoral Commissioner by 28 January 2005 ”.

ENERGY

EN101*

CORRECTION
ELECTRICITY INDUSTRY ACT 2004

CODE OF CONDUCT (FOR THE SUPPLY OF ELECTRICITY TO SMALL USE CUSTOMERS)

An error occurred in the *Electricity Industry Act 2004* Code of Conduct (for the supply of Electricity to Small Use Customers) published in *Government Gazette* 253 dated 31 December 2004 in which the following page was omitted—

“APPROVAL BY MINISTER

I, Eric Ripper, Minister for Energy for the State of Western Australia, under Schedule 3, section 1 of the *Electricity Industry Act 2004* hereby establish the code contained in this document in respect of the matter mentioned in Schedule 3, section 1(1) of the Act, which may be cited as the “Code of Conduct for the Supply of Electricity to Small Use Customers”.

Dated at Perth, this 31st day of December 2004.”

HEALTH

HE401*

HEALTH ACT 1911 APPOINTMENTS

Department of Health WA,
Perth, 31 December 2004.

In accordance with the provisions of section 28 of the *Health Act 1911*, the appointment of the following persons as Environmental Health Officers is approved.

Environmental Health Officer	Date Effective	Local Government
Phillip Wesley	4 November 2004	City of Wanneroo
Sam Mastroleambo	2 December 2004	Shire of Dandaragan
Roger Feely	8 December 2004	Shire of Wyndham-East Kimberley
Kelly Fewster	9 December 2004	City of Mandurah
Paul Zahra	9 December 2004	Shire of Serpentine Jarradale
David Williams	15 December 2004	Shire of Mingenew
David Williams	15 December 2004	Shire of Yalgoo
Eva Crockenberg	16 December 2004	Shire of Wiluna
Lauren Forsyth	17 December 2004	City of Subiaco
Jeffrey Howe	20 December 2004 - 28 January 2005	City of Armadale
Nathan Rogers	24 December 2004 - 31 January 2005	City of Nedlands
Ross Keegan	1 February 2005	Shire of Denmark

Dr. M. STEVENS, Executive Director, Public Health.

JUSTICE

JU401*

JUSTICES ACT 1902 APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following person to the office of Justice of the Peace for the State of Western Australia—

Mr Bernard Kent Masters of 5 Seabreeze Court, Peppermint Grove Beach, Capel
Mrs Julie Elsa Pink of 68 Goodliffe Street, Norseman

RAY WARNES, A/Executive Director, Court Services.

JU402*

CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988 APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointment of the following persons as a Member of the Children's Court of Western Australia—

Mrs Julie Elsa Pink of 68 Goodliffe Street, Norseman
Mr Peter Joseph Maria De Leuw of C/-Motel, Eyre Highway, Eucla

RAY WARNES, A/Executive Director, Court Services.

JU403*

JUSTICES ACT 1902 RESIGNATIONS

It is hereby notified for public information that His Excellency the Governor in Executive Council has accepted the resignation of—

Mr John McGivern, of 20 Fawdon Street, Safety Bay

Mr Laurence John Abbott of Villa 48 Domaine Village, 37-43 Victoria Street, Doncaster, Victoria 3109

from the Office of Justice of the Peace for the State of Western Australia.

RAY WARNES, A/Executive Director, Court Services.

LAND

LA401

LICENSED SURVEYORS ACT 1909

LAND SURVEYORS LICENSING BOARD OF WESTERN AUSTRALIA

Disciplinary Cases

In accordance with Section 21(7) of the Licensed Surveyors Act 1909 the following orders of the Board are notified for general information.

Enquiry E1 of 2004

Having found 1 charge laid under Section 21(1)(f) of the Licensed Surveyors Act against Robert Tudor Owen proven, the Board ordered that Mr Tudor Owen be reprimanded, pay a fine of \$1000 and pay part of the cost of the enquiry of an amount of \$500.

The Board ordered that the following conditions be placed on Mr Tudor Owen's Practising Certificate.

- 1 Mr Tudor Owen is to complete the subdivision expeditiously and submit progress reports to the Board after 2 weeks and thereafter every 4 weeks until completion.
- 2 Provide the Board, by 31st January 2005, with a Business Plan showing how he will improve his record keeping, document control and communications with his client.

A further charge under Section 21(1)(ba) was found not proven.

Enquiry E2 of 2004

Having found two charges under Section 21(1)(aa) and (f) against Peter James Neale proven the Board ordered that Mr Neale rectify, within two weeks, Strata Plan 41948 by notifying the Registrar of Titles of the matters required by the regulations, including lodging a fieldbook. The Board further ordered that Mr Neale's license be suspended for a period of three months commencing from 16 December 2004. Mr Neale was fined an amount of \$1000 and ordered to pay \$500 as part of the cost of the Enquiry.

G. E. MARION, Secretary.

LOCAL GOVERNMENT

LG101

*PRINTERS CORRECTION***LOCAL GOVERNMENT ACT 1995**

DISTRICT OF ARMADALE (CHANGE OF WARDS AND REPRESENTATION) ORDER 2004

DISTRICT OF DANDARAGAN (CHANGE OF WARDS AND REPRESENTATION) ORDER 2004

DISTRICT OF DUMBLEYUNG (CHANGE OF WARD BOUNDARIES) ORDER 2004

DISTRICT OF FREMANTLE (CHANGE OF WARDS) ORDER 2004

DISTRICT OF KALAMUNDA (CHANGE OF WARDS) ORDER 2004

DISTRICT OF MULLEWA (CHANGE OF WARDS AND REPRESENTATION) ORDER 2004

DISTRICT OF MURCHISON (CHANGE OF WARDS AND REPRESENTATION) ORDER 2004

DISTRICT OF SERPENTINE-JARRAHDALE (CHANGE OF WARDS AND REPRESENTATION)
ORDER 2004

DISTRICT OF UPPER GASCOYNE (DISCONTINUATION OF WARD SYSTEM) ORDER 2004

An error occurred in the notice published under the above heading on pages 7105, 7106, 7109, 7114, 7118, 7120, 7123, 7124 of *Government Gazette* No. 250 dated Friday 31 December 2004 and is corrected as follows.

At pages 7105, 7106, 7109, 7114, 7118, 7120, 7123 & 7124

Delete—

“T. STEPHENS, Minister for Local Government and Regional Development.”

and insert—

“ L. RAVLICH, Minister for Local Government and Regional Development. ”.

LG401*

Form No. 2

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF RESOLUTION DECIDING TO PREPARE A TOWN PLANNING SCHEME

Shire of Yalgoo Town Planning Scheme No.2

Notice is hereby given that the Shire of Yalgoo Council of the local government of Yalgoo Western Australia on 22 October 2002 passed the following Resolution—

That Council formally resolves to prepare the Shire of Yalgoo Town Planning Scheme No.2

Dated this 4th day of January 2005.

LEW HILLS, Chief Executive Officer.

LG402*

LOCAL GOVERNMENT ACT 1995*City of Wanneroo*

(BASIS OF RATES)

Department of Local Government
and Regional Development
5 January 2005.

DLGRD: WC5-4#4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government and Regional Development under delegation from the Hon Ljiljanna Ravlich MLC, Minister for Local Government and Regional Development being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 12 November 2004.

CHERYL GWILLIAM, Director General.

SCHEDULE

ADDITION TO GROSS RENTAL VALUE AREAS

City of Wanneroo

All that portion of land being Lot 50 as shown on Diagram 98987.

MINERALS AND PETROLEUM

MP401*

PETROLEUM PIPELINES ACT 1969

APPLICATION FOR A PIPELINE LICENCE

State of Western Australia

I, William Lee Tinapple, Director of the Petroleum and Royalties Division in the Department of Industry and Resources for the State of Western Australia being the Officer for the time being holding certain powers and functions of the Minister in respect of the area specified in the State of Western Australia by virtue of an instrument of delegation dated 26 March 2004 and published in the *Government Gazette* of Western Australia on 02 April 2004, give notice pursuant to Section 8(4) of the Petroleum Pipelines Act, 1969 that an application recorded as 6p04-5 has been received from—

HAMERSLEY IRON PTY LTD

for a pipeline licence to construct and operate a pipeline for the conveyance of natural gas from the flange outlet off-take located at KP 304 of the Goldfields Gas Transmission Pipeline to and including a pressure regulating station adjacent to the Hamersley Iron Paraburdoo Power Station.

A map showing the position of the proposed pipeline may be examined during public office hours until 21 January 2005 at the Petroleum and Royalties Division, Department of Industry and Resources, 11th Floor, Mineral House, 100 Plain Street, East Perth, WA and at the office of the Mining Registrar, Karratha, WA.

Dated this 16th day of December 2004.

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

MP402

MINING ACT 1978**FORFEITURE**Department of Industry and Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of Section 96A(1) of the Mining Act 1978 that the undermentioned Mining Lease is forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions with prior right of application being granted to the plaintiff under Section 100(2).

CLIVE BROWN, MLA, Minister for State Development.

Number	Holder	Mineral Field
57/309	Pascu, Lee Christian	East Murchison

RACING, GAMING AND LIQUOR

RG401*

LIQUOR LICENSING ACT 1988**SUMMARY OF LIQUOR LICENSING APPLICATIONS**

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

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATION FOR THE GRANT OF A LICENCE			
10580	Festival Fringe Society of Perth Inc	Application for the grant of a Special Facility licence in respect of premises situated in Northbridge and known as The Bakery-Artrage Complex	23/01/2005
APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
211962	Eastern Goldfields Hockey Association Inc	Application to add, vary or cancel a condition of the Club Restricted licence in respect of premises situated in Kalgoorlie and known as the Eastern Goldfields Hockey Association Inc	26/01/2005

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

Dated: 5 January 2004.

H. R. HIGHMAN, Director of Liquor Licensing.

WORKSAFE

WS401*

OCCUPATIONAL SAFETY AND HEALTH ACT 1984**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996****EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13**

(No. 50 of 2004)

I, Wendy Joy Clarkson, Director Reviews and Legal Services, WorkSafe Division, Department of Consumer and Employment Protection, having been delegated the WorkSafe Western Australia

Commissioner's power in regulation 2.13, hereby grant an exemption to Katrina Vernon Lavers and Jonathan Paul Burt T/A Skadada (hereafter referred to as Skadada) from the requirements of the following regulations of the Occupational Safety and Health Regulations 1996—

- Regulation 4.53(2)(a) through to Regulation 4.53(2)(e), inclusive; and
- Regulation 4.54(4)(c) insofar as it relates to the requirements of Section 6.18 of AS 2550.1—2002

insofar as the above require a person/s suspended from a crane to be accommodated in a workbox, and the requirements therefore in relation to the use of two cranes for single and multi-crane hoisting to suspend aerial performers during a performance on 31 December 2004 at the corner of Lake Street and Roe Street, Northbridge for the New Year's Eve Northbridge Celebrations.

I further grant an exemption from Regulation 4.54(7)(b) in relation to the trapeze act and the use of two cranes for multi-crane hoisting to suspend five persons between the cranes during the abovementioned performance.

I also grant an exemption from the requirements of Regulation 4.54(3) in relation to the use of the two cranes in the abovementioned performance.

The following conditions shall apply with respect to use of the cranes—

- notwithstanding that Section 6.18.2 of Australian Standard AS2550.1 refers to use of a workbox, from which requirement Skadada is exempted, the requirements for the cranes listed in clauses (a) to (h) of Section 6.18.2 shall still apply;
- the crane operators shall remain at the controls of the crane at all times during the performance;
- the only crane motion permitted whilst a person is suspended from the crane hooks is hoist up or down at slow speed;
- a means of lowering the persons in the event of an emergency or failure of the power supply to the cranes is provided;
- a certificated dogger or rigger oversees the attachment of the lifting gear to the crane hooks; and
- with regard to the trapeze act involving five performers, the rated capacities of the two cranes are not exceeded with dual crane lift restrictions.

This exemption is valid on 31 December 2004 only.

Dated this 31st day of December 2004.

WENDY CLARKSON, Director Reviews
and Legal Services.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act, 1962 relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd c/- Ground floor, 39 Hunter Street, Sydney NSW, to send particulars of such claims to the Company, by the undermentioned date, after which date the said company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following estates expire one month after the date of publication hereof.

STEPHEN JOHN MAXWELL, Senior Manager.
Direct Phone (02) 9229 3419.

Estate late Eileen Collins, late of Castledare Village, 108 Fern Road, Wilson, Retired Nursing Assistant, died 24/6/04.

Estate late Marie Patricia Cooksley, late of Midland Nursing Home, 6 Frederick Street, Midland, Home Duties, died 15/11/04.

Estate late Clem Edward Eaton, late of 17 Toowong Street, Bayswater, Retired Carpenter, died 20/6/04.

Estate late Josephine Maud Hubbard, late of 100 Parkland Villas, 510 Marmion Street, Booragoon, Home Duties, died 1/12/04.

Estate late Graham Michael Nielson, 35/156 Whatley Crescent, Maylands, Storeman, died 28/11/04.

Estate late Allan James Strugnell, late of Lakeside Nursing Home, 68 Lyall Street, Redcliffe, Retired Railway Worker, died 2/12/04.

Estate late Beatrice Joan Trevenen, late of Kingsley Retirement Village, Unit 48, 186 Twickenham Drive, Kingsley, Retired Nurse, died 3/11/04.

ZZ202

**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 7th February 2005 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Birch, Peter, late of 12 Martin Place Wyndham, died 3/8/2004, (DE33033861EM36)

Fisher, Julia Ellen, late of 1 Milner Road Northam, died 25/11/2004, (DE19921232EM15)

Gronslatten, Winifred Evelyn Blanche, late of 39 Hayes Street Bunbury, died 1/11/2004, (DE30225839EM36)

Mann, Lily, late of Unit 1/38 First Avenue Claremont, died 3/12/2004, (DE19800375EM25)

Pickering, Dennis, late of Caravan Park Pingrup Lot 106 Reserve 45153 Sanderson Street Pingrup, died 10/5/2004, (DE33034676EM34)

Thorpe, Isabella Keldie, late of St Michael's Nursing Home 53-65 Wasley Street North Perth formerly of 40 Taylor Way Hillarys, died 17/12/2004, (DE19901192EM38)

Wieland, Rudolf Peter, Care of 46 Austral Parade Bunbury, died 16/9/2004, (DE33011660EM17)

ANTONINA ROSE McLAREN, Public Trustee,
Public Trust Office,
565 Hay Street,
Perth WA 6000.

Telephone: 9222 6777

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STATE LAW PUBLISHER

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