



**WESTERN
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GOVERNMENT**
Gazette

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— PART 1 —

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Shire of Broomehill-Tambellup

REMOVAL OF REFUSE, RUBBISH AND DISUSED MATERIALS LOCAL LAW 2012

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the local government of the Shire of Broomehill-Tambellup resolved on the 21st February 2013 to make the following local law.

1. Citation

This local law may be cited as the *Shire of Broomehill-Tambellup Removal of Refuse, Rubbish and Disused Materials Local Law 2012*.

2. Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

3. Interpretation

(1) In this local law, unless the context otherwise requires—

Act means the *Local Government Act 1995*;

district means the district of the Shire of Broomehill-Tambellup;

local government means the Shire of Broomehill-Tambellup;

refuse, rubbish or disused material includes—

- (i) any material which is abandoned or unwanted by its owner or the person in possession of it;
- (ii) any material which is not being used for its original intended purpose and which has been deposited or stored upon any property for no current purpose other than the deposit storage;
- (iii) any motor vehicle, motor vehicle part or machinery which has been deposited or stored upon any property for the purpose of dismantling or breaking up;
- (iv) any wood, timber, lumber; or cuttings, logs or remnants of trees; or chopped, split or chipped wood, deposited, stored, located or placed on property;

and any material may be refuse, rubbish or disused material notwithstanding that it may have a commercial value to its owner or the person in possession of it or the owner or occupier of any property upon which it is deposited or stored;

served has the same meaning as defined in section 75 and 76 of the *Interpretation Act 1984*.

(2) Where in this local law a duty of liability is imposed on an owner or occupier of land, the duty or liability is imposed jointly and severally on each of the owner or occupier.

4. Clearing of refuse, rubbish or disused material

(1) If there is—

- (a) on any vacant property within the district, any refuse, rubbish or disused material or any overgrown vegetation, trees, scrub or undergrowth; or
- (b) on any property within the district other than vacant property any refuse, rubbish or disused material or any overgrown vegetation, trees, scrub or undergrowth which, in the opinion of the local government—
 - (i) is likely to adversely affect the health, comfort or convenience of the inhabitants of that property or any adjoining property; or
 - (ii) results in that property having an appearance which does not conform with the general appearance of other property in the locality,

the local government may cause a notice under the hand of the Chief Executive Officer to be served on the owner or occupier of that property requiring that owner or occupier as the case may be to clear the property of the overgrown vegetation, trees, scrub or undergrowth or refuse, rubbish or disused material specified in the notice within the time specified in the notice.

(2) Any owner or occupier who is served with a notice under clause 4(1) of this local law and who fails to comply with the terms of the notice commits an offence.

Penalty—

- (a) five thousand dollars (\$5,000); and
- (b) a daily penalty of five hundred dollars (\$500).

(3) Where an owner or occupier who is served with a notice under clause 4(1) of this local law fails to comply with the terms of the notice, the local government is authorised—

- (a) to clear or remove from the property the overgrown vegetation, trees, scrub or undergrowth or refuse, rubbish or disused material specified in the Notice, and dispose of the same, without payment of any compensation; and
- (b) to recover in a court of competent jurisdiction the amount of the local government's expenses in doing so from the owner or occupier who was served the notice.

Dated: 21st February 2013.

The Common Seal of the Shire of Broomehill-Tambellup was affixed by the authority of a resolution of the local government in the presence of—

B. G. WEBSTER, President.
J. M. TREZONA, Chief Executive Officer.

LG302*

DOG ACT 1976
LOCAL GOVERNMENT ACT 1995
City of Mandurah
DOGS AMENDMENT LOCAL LAW 2012

Under the powers conferred by the *Dog Act 1976*, the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Mandurah resolved on 29 January 2013 to make the following local law.

1. Citation

This local law may be cited as the *City of Mandurah Dogs Amendment Local Law 2012*.

2. Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

3. Principal Local Law

In this local law, the *City of Mandurah Dogs Local Law 2010* as published in the *Government Gazette* of 22 March 2011, and as published and amended in the *Government Gazette* on 21 October 2011, is referred to as the Principal Local Law. The Principal Local Law is amended.

4. Schedule 2 amended

Schedule 2 is amended as follows—

- (a) In paragraph (e) delete “the eastern end of Town Beach car park west” and insert “Stewart Street in a westerly direction”; and
- (b) In paragraph (k) delete “66” and insert “166”.

5. Schedule 3 amended

In Schedule 3, delete clause (3) and insert—

- (3) The area commonly known as the Bird Sanctuary situated within Reserve no. 32836 located at the south-east end of John Street, Coodanup, then in a north-west direction along Reserve no. 32836 to the south-west prolongation of William Street.

6. Schedule 4 amended

In Schedule 4 clause (o) delete “66” and insert “166”.

7. Schedule 5 amended

In Schedule 5 delete clause (21) and insert—

(21) Hall Park Reserve no.27581 bounded by Leighton Place and Mary Street, Halls Head, excluding—

- (a) War Memorial site Reserve no. 42921; and
- (b) the portion of Reserve no. 27581 bounded by Mary Street, the southern entry into Reserve no. 27581 off Mary Street, north following the driveway and fire brigade running track to the south-east corner of Reserve no. 42921 east to the estuary.

Dated: 19th February 2013.

The Common Seal of City of Mandurah (ABN 43 188 356 365) was hereunto affixed by a resolution of Council in the presence of—

PATRICIA MARGARET CREEVEY, OAM Mayor.
MARK ROBERT NEWMAN, Chief Executive Officer.

— PART 2 —

ELECTORAL

EL401*

ELECTORAL ACT 1907

APPOINTMENT OF POLLING PLACES—AMENDMENT TO LIST

The list containing the 'Appointment of Polling Places' as contained in *Government Gazette* No. 28 dated 8 February 2013, is hereby varied as follows—

HILLARYS DISTRICT

Delete—

HILLARYS
Flinders Park Community Centre
Broadbeach Boulevard

Insert—

HILLARYS
St Mark's Anglican School
20 St Mark's Drive

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

SHARK BAY PRAWN MANAGEMENT PLAN 1993

Clause 10 closures of areas within the Fishery

I, Stuart Smith, Chief Executive Officer of the Department of Fisheries Western Australia, in accordance with the *Shark Bay Prawn Managed Fishery Management Plan 1993*, hereby give notice that I have cancelled *Determination No. 1 of 2012* which set out the dates, times and areas that fishing is prohibited in the Shark Bay Prawn Managed Fishery.

I hereby give notice that a new determination (*Determination No. 1 of 2013*) has been made in accordance with clause 10 of the *Shark Bay Prawn Managed Fishery Management Plan 1993*, which sets out the dates, times and areas that fishing is prohibited in the Shark Bay Prawn Managed Fishery during the period commencing from the date of gazettal of this notice and ending on 1 June 2014.

A copy of this determination which is signed by me may be obtained from, or inspected at the Head Office of the Department of Fisheries located at 168 St Georges Terrace Perth or the offices of the Department of Fisheries located at 83 Olivia Terrace, Carnarvon and Knight Terrace, Denham or can be viewed online at www.fish.wa.gov.au

STUART SMITH, Chief Executive Officer.

Dated this 27th day of February 2013.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994

STATEMENT OF DETERMINATION

Abalone Management Plan 1992

I Stuart Smith, Chief Executive Officer of the Department of Fisheries Western Australia, pursuant to clause 11(3) of the *Abalone Management Plan 1992*, hereby make a determination in regard to the maximum quantity of abalone that may be taken from the relevant areas of the Abalone Managed Fishery during the licensing period commencing on 1 April 2013, as set out below—

Area 1

5,000 kilograms of Roe's abalone (whole weight)
1,200 kilograms of Greenlip abalone (meat weight)
60 kilograms of Brownlip abalone (meat weight)

Area 2

19,800 kilograms of Roe's abalone (whole weight)
 28,800 kilograms of Greenlip abalone (meat weight)
 7,200 kilograms of Brownlip abalone (meat weight)

Area 3

35,000 kilograms of Greenlip abalone (meat weight)
 7,200 kilograms of Brownlip abalone (meat weight)

Area 4

0 kilograms of Greenlip abalone (meat weight)
 0 kilograms of Brownlip abalone (meat weight)

Area 5

20,000 kilograms of Roe's abalone (whole weight)

Area 6

12,000 kilograms of Roe's abalone (whole weight)

Area 7

36,000 kilograms of Roe's abalone (whole weight)

Area 8

0 kilograms of Roe's abalone (whole weight)

S. SMITH, Chief Executive Officer.

Dated this 28th day of February 2013.

HEALTH

HE401***MENTAL HEALTH ACT 1996**

MENTAL HEALTH (AUTHORISED MENTAL HEALTH PRACTITIONERS) ORDER (NO. 1) 2013
 Made by the Chief Psychiatrist under section 20 of the *Mental Health Act 1996*.

1. Citation

This order may be cited as the *Mental Health (Authorised Mental Health Practitioners) Order (No. 1) 2013*.

2. Commencement

This order comes into operation as follows—

- (a) clauses 1 and 2—on the day on which this order is published in the *Gazette*;
- (b) clause 3—on the day after that day.

3. Authorised Mental Health Practitioner

The mental health practitioners specified in Schedule 1 to this order are designated as Authorised Mental Health Practitioners.

Hannah Beeby	Registered Mental Health Nurse
Eleanor Carr	Registered Mental Health Nurse
Eve Coker	Social Worker
Trina Cooper	Registered Mental Health Nurse
Trina Deakin	Registered Mental Health Nurse
Nicola Entwistle	Registered Mental Health Nurse
Laura Fountain	Registered Mental Health Nurse
Rory Fryters	Registered Mental Health Nurse
Gabrielle Head	Registered Mental Health Nurse
Cynthia Huntley	Registered Mental Health Nurse
Gautam Jadunundun	Registered Mental Health Nurse
Adrienne Koroly	Occupational Therapist
Sue Luketina	Social Worker
Lyn Madaffari	Registered Mental Health Nurse
Roisin Maguire	Registered Mental Health Nurse
Hera Matangi	Registered Mental Health Nurse
Raymond McCrystal	Registered Mental Health Nurse

Lee Mickle	Social Worker
Natasha Murray	Registered Mental Health Nurse
Judith Pedwell	Registered Mental Health Nurse
Benjamin Snell	Registered Mental Health Nurse
Madeleine Stok	Social Worker
Jane Swift	Registered Mental Health Nurse
Lesley Walsh	Registered Mental Health Nurse
Amanda Wright	Registered Mental Health Nurse
Maria Mangan	Registered Mental Health Nurse
Angie Rees	Registered Mental Health Nurse

Dr NATHAN GIBSON, Chief Psychiatrist.

Date: 05 March 2013.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Town of Victoria Park
Town Planning Scheme No. 1—Amendment No. 49

Ref: TPS/0461

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 Town of Victoria Park local planning scheme amendment on 19 February 2013 for the purpose of—

1. Modifying the Scheme Text, Clause 22—Special Application of the Residential Planning Codes as follows—
 - (i) Insert new subclause (6) East Victoria Park Precinct—
 - (a) In the area bounded by Lennard Street, Berwick Street, McMillan Street and Hordern Street coded Residential R40, multiple dwellings are not permitted.
 - (b) In the area bounded by Kent Street, Berwick Street, Basinghall Street, Moorgate Street and Gloucester Street, coded Residential R40, multiple dwellings are not permitted.
2. Modifying the Town Planning Scheme No. 1 Precinct Plan P12 East Victoria Park Precinct as follows—
 - (i) On Sheet A insert the notation “No Multiple Dwellings” to the Residential R40 coded area north of McMillan Street; and the R40 area bounded by Kent Street, Berwick Street, Basinghall Street, Moorgate Street and Gloucester Street.
 - (ii) On Sheet A and B under the Heading “Residential Zone” under the paragraph headed “Development Standards” insert the following words after the development standards for building heights—
Residential Development—
In this precinct in the area coded Residential R40 between Leonard Street and McMillan Street, and the area coded Residential R40 bounded by Kent Street, Berwick Street, Basinghall Street, Moorgate Street and Gloucester Street, multiple dwellings are not permitted.”

T. VAUGHAN, Mayor.
A. KYRON, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Nedlands
Town Planning Scheme No. 2—Amendment No. 195

Ref: TPS/0897

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 Nedlands local planning

scheme amendment on 24 January 2013 for the purpose of amending Clause 5.3.11 by including an additional point (d) to be worded as follows—

- (d) In respect to Lots 49, 50 and 51 Nidjalla Loop, Swanbourne, a height restriction of 10 metres applies to buildings except a mezzanine level which may be developed up to 12 metres in addition to two storeys only in accordance with the Detailed Area Plan and Design Guidelines for the area as adopted by the Council.

R. M. HIPKINS, Mayor.
G. TREVASKIS, Chief Executive Officer.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In The Estate of the Late Mr Donald Hugh Ardross Mackenzie of Esperance Aged Care Facility—Recherche Hostel, Randell Street, Esperance in the State of Western Australia, Tug Master, Retired, Deceased, who died on 23 December 2012.

Creditors, next of kin and other person(s) having claim (to which section 63 of the *Trustees Act 1962*, relates) are required by the Solicitor for the Executor, Gulshan R Chopra of Moss & Co., Barristers & Solicitors of Suite 2, 10 William Street, Esperance, Western Australia 6450 to send particulars of their claims to the trustee within 30 days of publication of this notice, after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee then have notice.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Notice to claimants. Heather Belle Martin late of John Bryant House, 95 Rawlinson Drive Marangaroo WA, formerly of 103 Cathedral Avenue Brigadoon WA (“the 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 16 June 2007, are required by Anton Stefanoff, the executor of the estate, care of his solicitors Elliott and Co of PO Box 8135 PBC WA 6849, to send particulars of their claims to him within 6 weeks of the date that this advertisement is hereby published, after which date the executor may convey or distribute the assets of the estate of the Deceased, having regard only to the claims of which he then has notice.

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 1962* relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me, on or before 8/4/2013 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Annot, James Hamilton, late of 4/1 Gibbon Street, Mosman Park, died 1.06.2011 (DE33067248 EM16)

Born, Colin Trevor, late of 140 Gibbs Street, Cannington, died 5.02.2013 (DE19772371 EM113)

Brealey, Robert John, late of 36 Morphett Crescent, Bateman, died 9.01.2013 (DE19731472 EM13)

Cameron, Wendy Anne, late of 46 Consols Street, Meekatharra, died 14.01.2012 (DE33072920 EM32)

Cressey, Ethel Valma, late of c./ 78 Kimberley Street, West Leederville, died 8.12.2012 (DE19711024 EM23)

Dodman, Shirley May, late of 91 Hybanthus Road, Ferndale, died 5.12.2012 (DE33027688 EM13)

Gannaway, Jessie Margaret, late of Room 17 Bayswater Hostel, 21 Embleton Avenue, Bayswater, died 7.01.2013 (DE19733294 EM35)

Irons, Leonard, late of Hamersley Nursing Home, 441 Rockeby Road, Subiaco, died 29.12.2012 (DE33085525 EM110)

Johnston, Johanna Angela Carmel, Also Known As Joan Angela Carmel Johnston, late of 89 Drabble Road, Scarborough, died 2.02.2013 (DE19883570 EM15)

Morrissey, Stanislaus Roy, late of Trinity Lodge Towethorpe Aged Care 4-10 Hayman Road, Bentley, died 16.01.2013 (DE19932081 EM213)

Robson, Robert Edward, late of 2/27 Duffield Street, Manjimup, died 21.01.2013 (DE19780478 EM24)

Terp-Stra, Johannes, late of Carnarvon Regional Hospital Cleaver Street, Carnarvon, died 2.01.2013 (DE19910774 EM13)

BRIAN ROCHE, Public Trustee,
553 Hay Street,
Perth WA 6000.

Telephone: 1300 746 212

PUBLIC NOTICES

ZZ401

DISPOSAL OF UNCOLLECTED GOODS ACT 1971

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WESTERN AUSTRALIA

LOCAL GOVERNMENT ACT 1995

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