

WESTERN AUSTRALIAN GOVERNMENT Gazette



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WESTERN AUSTRALIAN GOVERNMENT GAZETTE—ON-LINE ACCESS

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- 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 —

EAST PERTH REDEVELOPMENT AUTHORITY

EC301*

East Perth Redevelopment Act 1991

East Perth Redevelopment (Extension of Redevelopment Area) Regulations 1999

Made by the Governor in Executive Council under sections 4 and 57 of the Act, following consultation between the Minister and the community, the Town of Vincent, and the City of Perth.

1. Citation

These regulations may be cited as the *East Perth Redevelopment (Extension of Redevelopment Area) Regulations 1999*.

2. Schedule 1 to the Act amended

Schedule 1 to the *East Perth Redevelopment Act 1991** is amended as follows:

- (a) delete “together with an additional area described as “the extension to the redevelopment area” in a supplementary plan, certified in by the Minister as being the “... plan prepared for the purpose of defining the extension of the redevelopment area under the East Perth Redevelopment Act ...”.” and insert instead —

“

together with —

- (a) an additional area described as “the extension to the redevelopment area” in a supplementary plan, certified by the Minister as being the “... plan prepared for the purpose of defining the extension of the redevelopment area under the East Perth Redevelopment Act ...”; and
- (b) a second additional area described as “the Northbridge extension of the redevelopment area” in a plan, which includes the Minister’s

certification that the "...plan defines the Northbridge extension of the redevelopment area under the East Perth Redevelopment Act 1991."

”;

- (b) after paragraph (d) of the clause commencing “For further guidance, the extension to the redevelopment area may be described as the land and waters bounded — ” insert the following clause —

“

For further guidance, the Northbridge extension to the redevelopment area may be described as the land bounded by a line —

- (a) commencing from a point on the southern side of Aberdeen Street approximately 60.6 metres west of the south-west corner of the intersection of Fitzgerald Street and Aberdeen Street, and extending across Aberdeen Street in a north-easterly direction to the south-eastern corner of Lot Y183 Newcastle Street;
- (b) then following the northern boundary of Newcastle Street to the south-east corner of the intersection of Money Street and Newcastle Street;
- (c) then extending in a northerly direction to mid block;
- (d) then extending eastwards to the western boundary of Beaufort Street;
- (e) then following the northern boundary of Parry Street to the north-west corner of the intersection of Parry Street and Lord Street;
- (f) then following the western boundary of Lord Street to the south-west corner of the intersection of Lord Street and Newcastle Street;
- (g) then extending over Newcastle Street and following the southern boundary of Newcastle Street to the south-eastern corner of the intersection of Newcastle Street and Beaufort Street;
- (h) then following the eastern boundary of Beaufort Street to the south-eastern corner of the intersection of Beaufort Street and Aberdeen Street;
- (i) then following the southern boundary of Aberdeen Street and terminating at the same

point as the commencement point on the southern side of Aberdeen Street, approximately 60.6 metres west of the south-west corner of the intersection of Fitzgerald Street and Aberdeen Street.

”.

[* *Act No. 62 of 1991.*
Reprinted as at 27 August 1999.]

By Command of the Governor,

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

FAIR TRADING

FT301*

Street Collections (Regulation) Act 1940

Street Collections Regulations 1999

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Street Collections Regulations 1999*.

2. Definitions

In these regulations —

“**authorize**” means authorize in writing;

“**permit**” means a permit under section 4 of the Act;

“**permit holder**” means a person to whom a permit has been granted.

3. Application for permit

An application for a permit is to be in a form approved by the Minister.

4. Form of permit

A permit is to be in the form set out in Schedule 1.

5. Identification badges

- (1) A collector must wear an identification badge bearing the name of the permit holder in a conspicuous place at all times while taking part in a collection.
- (2) A collector must allow a person authorized by the Minister to inspect the collector's identification badge on request.

6. Minimum age for collectors

A permit holder must not allow a person who is under 16 to be a collector unless authorized by the Minister to do so.

7. Collection boxes

- (1) A permit holder must provide one or more collection boxes to each collector.
- (2) A collection box —
 - (a) may be a box, tin, or other receptacle capable of securely holding money;
 - (b) must not be fixed to a pole or otherwise designed to be held beyond the reach of the collector;
 - (c) must be securely closed and sealed so that it cannot be opened or money removed from it without the seal being broken; and
 - (d) must have prominently displayed on it —
 - (i) the name of the person or persons for whom the collection is being made; and
 - (ii) the date of the collection.
- (3) A permit holder must consecutively number all of the permit holder's collection boxes and keep a record of which boxes are issued to each collector.

8. Making a collection

- (1) If a person wishes to contribute to a collection a collector must offer a collection box to the person so the person can put the contribution into the box.
- (2) If a person gives a contribution to the collector the collector must immediately put it into a collection box.
- (3) A collector must not open or break the seal on a collection box.

- (4) A collector who has finished collecting is to give all the collector's collection boxes to the permit holder or a person authorized by the permit holder to receive collection boxes.

9. Obstruction

While taking part in a collection a collector must not obstruct a public street (as defined in section 3 of the Act) or annoy any person using a public street.

10. Collection returns

Within 30 days after the date of a collection a permit holder must give to the Minister a written statement, signed by the permit holder, setting out —

- (a) the amount collected;
- (b) the expenses incurred in carrying out the collection; and
- (c) the amount that has been, or is to be, distributed to each of the persons for whom the collection was made.

11. Collectors, promoters etc. not to be paid

- (1) A person must not pay —
- (a) a person for being a collector; or
 - (b) any other person for promoting or otherwise assisting with a collection,
- unless the permit authorizes that payment.
- (2) In subregulation (1) —
- “pay” includes give, whether directly or indirectly, any benefit or reward.

12. Investigation by Commissioner

- (1) The Minister may request the Commissioner for Fair Trading under the *Consumer Affairs Act 1971* to investigate a collection.
- (2) On receipt of a request the Commissioner is to —
- (a) make all investigations the Commissioner considers appropriate; and
 - (b) report the result of the investigations to the Minister.
- (3) For the purpose of subregulation (2) the Commissioner may direct a person to produce any documents specified in the direction and the person must comply with that direction.

13. Offence

A person who fails to comply with these regulations commits an offence.

Penalty: \$40.

14. Repeal

The *Street Collections Regulations 1941* are repealed.

Schedule 1 — Form of Permit

[r. 4]

*Street Collection (Regulation) Act 1940***Permit to conduct a Street Collection**

--

(Name)

has permission under the *Street Collections (Regulation) Act 1940* to conduct a street collection in the Perth metropolitan area.

The street collection may be carried out —

on (date)

between

 a.m. /p.m. and

 a.m. /p.m.

Signature of Minister

--

Date

--

By Command of the Governor,

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

HEALTH

HE301***ALCOHOL AND DRUG AUTHORITY ACT 1974**

**WESTERN AUSTRALIAN ALCOHOL AND DRUG AUTHORITY
(APPOINTMENT OF MEMBERS AND OFFICE HOLDERS)
INSTRUMENT (No 2) 1999**

Made by the Governor under section 5 of the Act.

1. Citation

This notice may be cited as the *Western Australian Alcohol and Drug Authority (Appointment of Members and Office Holders) Instrument (No 2) 1999*.

2. Interpretation

In this instrument—

“the Act” means the *Alcohol and Drug Authority Act 1974* (WA);

“the Authority” means the Western Australian Drug and Alcohol Authority established under section 5(1) of the Act.

3. Appointment of Member

The following persons listed are appointed as members of the Authority pursuant to section 5(1) of the Act for a period of 12 months from date of appointment.

Members
Professor George Lucien LIPTON
Ms Marian KICKETT
Professor David HAWKS
Mr Russell Francis McKENNEY

4. Appointment of Office Holders

Professor George Lipton is appointed as Chairman and Ms Marian Kickett is appointed as Deputy Chairman of the Authority pursuant to section 5(2) of the Act.

By Command of the Governor

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

JUSTICE

JM301*

Evidence Act 1906

Evidence (Video and Audio Links Fees and Expenses) Regulations 1999

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Evidence (Video and Audio Links Fees and Expenses) Regulations 1999*.

2. Booking fee

- (1) Except as provided in subregulation (2), if, on an application by a party to a proceeding in or before a court, the court directs —
 - (a) that the evidence of a witness called by the party be taken by a video link or audio link; or
 - (b) that a submission on behalf of the party be received by a video link or audio link,

the party must pay to the court the relevant fee specified in item 1 of Schedule 1 to book that link.

- (2) If the same video link or audio link can be used by more than one party making an application, each of those parties must pay to the court an equal portion of the fee concerned.

3. Hourly fee

A party must, within 30 days after the use of a video link or audio link, pay to the court the fee specified in item 2 of Schedule 1 for each hour, or part of an hour, that the link was used —

- (a) to take the evidence of a witness called by the party; or
- (b) to receive a submission on behalf of the party.

4. Telecommunications charges

A party must, within 30 days after the use of a video link or audio link, pay to the court the expense of the telecommunications charges incurred by the court —

- (a) in taking the evidence of a witness called by the party;
or
- (b) in receiving a submission on behalf of the party.

5. Fees and expenses to be recoverable as debts due to the Crown

A fee or expense payable under these regulations is a debt due to the Crown and is recoverable in a court of competent jurisdiction.

6. Court may waive fees and expenses in a particular case

A court may, in a particular case, waive a fee or expense payable under these regulations.

Schedule 1 — Fees

[rr. 2 and 3]

1. Booking fee

- | | |
|---------------------------------------|---------|
| (1) Intrastate link | \$50.00 |
| (2) Interstate or overseas link | \$75.00 |

2. Hourly fee

Per hour or part of an hour.....	\$40.00
----------------------------------	---------

By Command of the Governor,

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

RACING, GAMING AND LIQUOR

RA301

WESTERN AUSTRALIAN GREYHOUND RACING AUTHORITY ACT 1981
GREYHOUND RACING RULES 1998

In accordance with section 7B of the Western Australian Greyhound Racing Authority Act 1981, the Authority gives notice of the making of the following rules of racing to take effect as at 1 January, 2000.

1. Amendment to the following local rules—
50, 51, 155(1), 179(1)(f) and Schedule of Fees
2. Amendment to the following national rules—
AR3, AR6(4), (5), (7), AR18(5), AR65(2), AR71, AR119(15)

A copy of the above rules may be obtained during office hours from the Western Australian Greyhound Racing Authority, Cnr Albany Highway & Station Streets, Cannington, Western Australia.

K. G. NORQUAY, Chief Executive Officer,
Western Australian Greyhound Racing Authority.

TRANSPORT

TR301*

Road Traffic Act 1974

**Road Traffic Code Amendment Regulations
(No. 5) 1999**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic Code Amendment Regulations (No. 5) 1999*.

2. Commencement

These regulations come into operation on the day on which the *Tow Truck Amendment Regulations 1999* come into operation.

3. The regulations amended

The amendments in these regulations are to the *Road Traffic Code 1975**.

[* Reprinted as at 23 September 1997.

For amendments to 29 October 1999, see 1998 Index to Legislation of Western Australia, Table 4, pp. 263-4, and Gazette 5 February 1999.]

4. Regulation 1803 amended

Regulation 1803 is amended as follows:

- (a) by deleting the subregulation designation (1);
- (b) in subregulation (1)(f) by deleting “on the Narrows Bridge or on any approach road to it”;
- (c) by repealing subregulation (2).

5. Regulation 1804 amended

Regulation 1804 is amended as follows:

- (a) in subregulation (1)(b) by inserting after “freeway” —
“ except on a dual use path ”;
- (b) by repealing subregulation (3) and substituting the following subregulation —

“

- (3) Subregulation (1) does not apply to a tow truck driver who is authorized by the Commissioner for Main Roads to stand a tow truck on, or on any approach road to, or on the median strip or any consolidated shoulder of, a freeway, or on any other part of a freeway

enclosure in anticipation of an emergency or breakdown, if the tow truck driver acts within the authority and any limitations or conditions imposed by that authority.

”.

By Command of the Governor,

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

TR302*

Road Traffic Act 1974

Tow Truck Amendment Regulations 1999

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Tow Truck Amendment Regulations 1999*.

2. The regulations amended

The amendments in these regulations are to the *Tow Truck Regulations 1975**.

[* Reprinted as at 19 May 1986.

For amendments to 2 November 1999 see 1998 Index to Legislation of Western Australia, Table 4, p. 270.]

3. Regulation 2 amended

Regulation 2 is amended by inserting in the appropriate alphabetical position the following definition —

“

“**Commissioner**” means the Commissioner of Main Roads, appointed under section 7 of the *Main Roads Act 1930*;

”.

4. Regulation 13A amended

Regulation 13A is amended as follows:

- (a) in subregulation (1) by inserting after “Police Force” in both places where it occurs —

“ or the Commissioner, ”;

- (b) in subregulation (2)(a) by inserting after “Police Force” —
“ , or the Commissioner, ”;
- (c) in subregulation (2)(b) by inserting before “shall, unless” —
“ in the case of permission that has been given by a member of the Police Force, ”.

5. Regulation 14 amended

Regulation 14(1) is amended by deleting “The” and inserting instead —

“ Subject to regulation 15A, the ”.

6. Regulation 15 amended

Regulation 15(1) is amended by deleting “Where” and inserting instead —

“ Subject to regulation 15A, where ”.

7. Regulation 15A inserted

After regulation 15 the following regulation is inserted —

“

15A. Commissioner may authorize tow

- (1) Despite regulations 14 and 15, the driver of a tow truck may tow or attempt to tow away a vehicle from the scene of an accident or breakdown, or from the place of the vehicle’s abandonment, if that particular tow has first been authorized orally by the Commissioner on behalf of the driver, owner or person in charge of the vehicle.
- (2) The Commissioner may only give oral authorization to tow a vehicle if the tow involves removing the vehicle to the nearest place of safety from the scene of the accident or breakdown, or from the place of the vehicle’s abandonment, and to do will, in the opinion of the Commissioner, prevent or reduce an obstruction or a danger to the safety of persons or property.
- (3) Where an oral authorization has given rise to the towing of a vehicle, the driver of the tow truck involved shall complete in duplicate the statement of particulars described in regulation 14 (with the appropriate modifications) within 24 hours of the completing of the towing job.
- (4) The driver of a tow truck, who is required to complete a statement under subregulation (2), shall deliver the original of the completed statement to the person authorizing the tow, or that person’s representative.

- (5) The duplicate of the signed completed statement shall be handed by the driver of the tow truck to the person licensed to operate that tow truck, and shall thereafter be retained by the operator for a period of 12 months.
- (6) A driver of a tow truck who fails to complete or to deliver a statement in accordance with the provisions of this regulation is guilty of an offence.

”.

8. Regulation 17 amended

Regulation 17(a) is amended by inserting after “Police Force” —

“ , or the Commissioner, ”.

By Command of the Governor,

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

— PART 2 —

LOCAL GOVERNMENT

LG401

CITY OF BELMONT

Appointment of Authorised Person

It is hereby notified for public information that the person listed hereunder has been appointed an "authorised person" in accordance with Section 9.10 of the Local Government Act 1995 and are hereby authorised to exercise powers in accordance with the following Acts, Regulations and Local Laws—

- Local Government (Parking for Disabled Persons) Regulations 1996
- City of Belmont—Parking and Parking Facilities Local Laws

This authorisation is confined to the Belmont Forum Shopping Centre Parking Station (Parking Station No. 1).

Authorised Person—

- Jamie Anthony Reed
- Peter James Cooper

BRUCE GENONI, Chief Executive Officer.

LG402***BUSH FIRES ACT 1954***Shire of Dowerin*

It is hereby notified for public information that Council has appointed the following persons as Bush Fire Control Officers for the Shire of Dowerin effective from 16th November 1999.

CHIEF BUSH FIRE CONTROL OFFICER

Mr Philip Pickering

DEPUTY CHIEF BUSH FIRE CONTROL OFFICER

Mr Geoffrey Miller

FIRE CONTROL OFFICERS

Mr William Coote

Mr Eric Emmott

Mr Brett Jones

Mr Daniel Simms (Restricted)

Mr Rex Adams (Restricted)

Mr Geoffrey Williams

Mr Henry Bear

Mr Darryl Hudson

Mr Gary Witney

Mr Wallace Jones

Mr Gavin Hagboom

FIRE WEATHER OFFICER

Mr Philip Pickering

DUAL FIRE CONTROL OFFICERS

Wyalkatchem Shire

Wongan-Ballidu Shire

Goomalling Shire

Cunderdin Shire

Koorda Shire

Mr William Coote, Mr Geoffrey Williams

Mr Eric Emmott

Mr Philip Pickering, Mr Gavin Hagboom

Mr Geoffrey Williams, Mr Gavin Hagboom

Mr Henry Bear

All previous appointments are hereby cancelled.

Dated this 29th Day of November 1999.

DANIEL J. SIMMS, Chief Executive Officer.

LG403**DOG ACT 1976***Shire of Dalwallinu*

It is hereby notified for public information that the following persons have been appointed under the provisions of the Dog Act 1976 for the municipality of the Shire of Dalwallinu.

Registration Officers—

Mr P. J. Crispin

Miss T. A. Morgan

Mrs D. M. Lloyd

Mrs S. Appleton

Mrs T. K. Trinder

Miss J. L. Waterhouse

Authorised Officers—

Mr W. T. Atkinson

Mr J. C. Mitchell

Mr B. W. Seale

Mr P. J. Crispin

Mr J. R. Jacobs

Mr I. E. Wilson

Mrs S. Appleton

All previous appointments are hereby cancelled.

W. T. ATKINSON, Chief Executive Officer.

MINERALS AND ENERGY

MN401***PETROLEUM ACT 1967**

Section 47(1)

DECLARATION OF A LOCATION

I, WILLIAM LEE TINAPPLE, Director of the Petroleum Division in the Department of Minerals and Energy for the State of Western Australia, being the officer for the time being holding certain powers and functions of the Minister for Mines by virtue of an instrument of delegation dated 4 June 1998 and published in the *Government Gazette* of Western Australia on 16 June 1998, declare the following blocks to be a location for the purpose of Part III of the Act.

Hamersley Range Map Sheet

Blocks	Field	Location No.
6030, 6101, 6102, 6172 6173, 6174, 6245, 6246	Mardie	1/99-00

These blocks are the subject of Exploration Permit No. EP 137 held by:

Tap (Shelfal) Pty Ltd

Dated this 2nd day of December 1999.

W. L. TINAPPLE, Director Petroleum Division.

PUBLIC SECTOR MANAGEMENT

PS401**PUBLIC SECTOR MANAGEMENT ACT 1994**

CHIEF EXECUTIVE OFFICER APPOINTMENTS

The Government of Western Australia is keen to ensure that chief executive officers of all public service departments and agencies are the most suitable for the position. I have therefore decided that it is generally preferable to advertise chief executive officer positions at the expiry of existing appointments, to ensure that competitive and merit-based appointments are made. This approach should not, however, be seen as a reflection upon the capacity of current chief executive officers whose terms of appointment have expired. I expect that present occupants will, in most cases, wish to apply for appointment to advertised positions.

Having received and considered relevant advice in respect of the chief executive officer listed below, I, Richard Fairfax Court, Minister for Public Sector Management, notify that I have not recommended the reappointment of—

Agency	Title	Name of Current Occupant
Health Department of Western Australia	Commissioner of Health	Mr Alan Bansemer

I shall soon be requesting the Commissioner for Public Sector Standards to act to enable the filling of this vacancy.

Dated 3 December 1999.

RICHARD COURT, MLA, Premier and Minister for Public Sector Management.

PUBLIC NOTICES

ZZ101**TRUSTEES ACT 1962**

The estate of Anthony Brian Huston, late of 7 Barrett Street, Wembley.

Creditors and other persons having claims in respect of the estate of the deceased, who died on 18 January 1999, are required by the administrator, Francine Stella Kapoulitsas of 274 Odin Drive, Stirling, to send particulars of their claims to her by the 7th day of January 2000, after which date the administrator intends to convey or distribute the assets having regard only to the claims of which she then has notice.

