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- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper.
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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2024 AND NEW YEAR HOLIDAY PERIOD 2025

Publishing Dates	Closing Dates and Times for copy
Friday, 20 December 2024	Wednesday, 18 December 2024 at 12 noon
Tuesday, 24 December 2024	Friday, 20 December 2024 at 12 noon
Tuesday, 31 December 2024	Friday, 27 December 2024 at 12 noon
Tuesday, 7 January 2025	Friday, 3 January 2025 at 12 noon

The Government Gazette will not be published on

Friday 27 December 2024

Friday 3 January 2025

EDUCATION

ED401

SCHOOL EDUCATION ACT 1999 NON-GOVERNMENT SCHOOLS FUNDING ORDER 2025

Made by the Minister for Education under section 183 of the *School Education Act 1999*.

1. Citation

This order may be cited as the Non-Government Schools Funding Order 2025.

2. Application

This Order applies for the year commencing on 1 January 2025.

3. Interpretation

In this Order, unless the contrary intention appears—

Act means the *School Education Act 1999*;

attendance data report means an application for funding by schools in funding category ‘H’ referred to in clauses 7 and 21(3);

chief executive officer has the same meaning as in section 151 of the Act;

eligible school means a registered school described in clause 5;

eligible student means a student described in clause 6;

full-time equivalent has the meaning specified;

funding means funding referred to in clause 8;

funding category means a category specified in column 1 of the table in Part 1 of the Schedule;

Guidelines means the Guidelines issued by the Minister under clause 24;

high support needs student means an eligible student classified as having high support needs;

incorporated in respect of a governing body means incorporated in Australia;

per capita funding application form means an application for funding by schools in a funding category other than ‘H’ referred to in clauses 7 and 21(3);

schedule means the Schedule to this Order;

special education student means an eligible student classified as having a mild, moderate or severe disability;

specified means specified by the Minister, whether in the Guidelines or otherwise;

student census means a student census referred to in clause 9(2) or any other document specified as such;

Talkabout 4 student means an eligible student classified as being enrolled in TSH’s “Talkabout 4” program;

Talkabout 5 student means an eligible student classified as being enrolled in TSH’s “Talkabout 5” program; and

TSH means the registered non-government school of that name.

PART 1—ELIGIBILITY AND APPLICATION FOR FUNDING

4. Funding

Funding for the purposes of school education will be paid under and in accordance with this Order and the Guidelines to or for eligible schools which apply for funding in accordance with clause 7. Funding will be—

- (a) in the case of funding referred to in clause 8(1), calculated for an eligible school on the basis of its eligible students;
- (b) in the case of funding referred to in clause 8(3), calculated as determined by the Minister; and
- (c) provided on and subject to the conditions, limitations and restrictions set out in this Order and in the Guidelines.

5. Eligible Schools

An eligible school is a registered school which satisfies all of the following criteria at the relevant point in time—

- (a) its governing body is incorporated or the Minister has otherwise approved its status for the purposes of this clause;
- (b) there is not in effect a determination of the Minister that the registered school is conducted for profit for the purposes of this clause; and
- (c) there is not in effect a determination of the Minister that the registered school is ineligible for the purposes of this clause.

6. Eligible Students

A student is an eligible student in relation to an eligible school if he or she satisfies all of the following criteria—

- (a) the student is resident in Western Australia;
- (b) the student is enrolled at the eligible school;
- (c) the student is enrolled in a year level of education which is recorded in the register in respect of the eligible school and which is no earlier than the pre-compulsory education period for the student;
- (d) the student is compliant with the specified year level requirements;
- (e) the student has specified citizenship, residency or visa status in Australia;
- (f) the student meets the specified attendance requirements; and
- (g) the student has not turned 21 years of age before 1 January 2025.

7. Application for Funding

- (1) An eligible school, or a school system for which a system agreement is in force, may apply for funding under clause 8(1) in respect of its eligible students in the manner set out in this clause and as specified.
- (2) An application for funding under subclause (1) is to be made, on behalf of the eligible school or school system, by its governing body.
- (3) An application for funding is to be certified as specified.

PART 2—CALCULATION AND PAYMENT OF FUNDING

8. Calculation of Funding

- (1) The amount of funding to be paid to the governing body of an eligible school or school system which has made an application under clause 7 will be, in respect of its eligible students—
 - (a) a Per Capita Grant for each eligible student, calculated and paid in accordance with clause 9;
 - (b) a Special Education Supplementary Per Capita Grant for each eligible student who is a special education student, calculated and paid in accordance with clause 10;
 - (c) a High Support Needs Per Capita Grant for each eligible student who is a high support needs student, calculated and paid in accordance with clause 11;
 - (d) a Talkabout 4 Supplementary Per Capita Grant for each eligible student who is a Talkabout 4 student, calculated and paid in accordance with clause 12; and
 - (e) a Talkabout 5 Supplementary Per Capita Grant for each eligible student who is a Talkabout 5 student, calculated and paid in accordance with clause 13.
- (2) The funding category for each eligible school is as determined by the Minister.
- (3) In addition to the funding described in subclause (1), other funding may be provided for a registered school or school system at the discretion of and as determined by the Minister.

9. Calculation and Payment of Per Capita Grant Funding

- (1) A Per Capita Grant amount for a full-time equivalent eligible student of an eligible school is specified in the table in Part 1 of the Schedule, corresponding to the funding category of the eligible school and according to the year level of the full-time equivalent eligible student specified in columns 2, 3, 4 and 5 of that table. This amount is the **Part 1 amount** for that full-time equivalent eligible student.
- (2) Per Capita Grant funding under clause 8(1)(a) for an eligible school in a funding category other than 'H' is to be calculated and, unless otherwise determined in accordance with clause 15, paid in four instalments as follows—
 - (a) a February instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's August 2024 student census;
 - (b) a May instalment equal to the aggregate of 50% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's February 2025 student census, less the instalment amount paid for the eligible school in February as calculated under subclause (2)(a);
 - (c) an August instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's February 2025 student census; and
 - (d) an October instalment equal to the aggregate of 50% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's August 2025 student census, less the instalment amount paid for the eligible school in August as calculated under subclause (2)(c).
- (3) Per Capita Grant funding under clause 8(1)(a) for an eligible school in funding category 'H' is to be calculated and, unless otherwise determined in accordance with clause 15, paid in four instalments as follows—
 - (a) a February instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the November 2024 quarter;

- (b) a May instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the March 2025 quarter;
- (c) an August instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the June 2025 quarter; and
- (d) an October instalment equal to the aggregate of 25% of the Part 1 amount for each full-time equivalent eligible student properly included in the eligible school's attendance data report for the September 2025 quarter.

10. Calculation and Payment of Special Education Supplementary Per Capita Grant Funding

- (1) A Special Education Supplementary Per Capita Grant amount for a full-time equivalent special education student of an eligible school applies as follows—
 - (a) mild disability—110 per cent of the relevant Part 1 amount for the full-time equivalent eligible student;
 - (b) moderate disability—210 per cent of the relevant Part 1 amount for the full-time equivalent eligible student; and
 - (c) severe disability—360 per cent of the relevant Part 1 amount for the full-time equivalent eligible student.
- (2) Special Education Supplementary Per Capita Grant funding under clause 8(1)(b) for an eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—
 - (a) a June instalment equal to the aggregate of 50% of the relevant Special Education Supplementary Per Capita Grant amount for each full-time equivalent special education student of the eligible school; and
 - (b) an October instalment equal to the aggregate of 50% of the relevant Special Education Supplementary Per Capita Grant amount for each full-time equivalent special education student of the eligible school.

11. Calculation and Payment of High Support Needs Per Capita Grant Funding

- (1) A High Support Needs Per Capita Grant amount for a full-time equivalent high support needs student of an eligible school is specified in the table in Part 2 of the Schedule, according to the year level of the full-time equivalent high support needs student specified in columns 2, 3, 4 and 5 of that table. This amount is the **Part 2 amount** for that full-time equivalent high support needs student.
- (2) High Support Needs Per Capita Grant funding under clause 8(1)(c) for an eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—
 - (a) a June instalment equal to—
 - (i) the aggregate of 50% of the Part 2 amount for each full-time equivalent high support needs student of the eligible school, less
 - (ii) all amounts of funding paid or payable in respect of those full-time equivalent high support needs students under clause 9(2)(a) and (b) or clause 9(3)(a) and (b); and
 - (b) an October instalment equal to—
 - (i) the aggregate of 50% of the Part 2 amount for each full-time equivalent high support needs student of the eligible school, less
 - (ii) all amounts of funding paid or payable in respect of those full-time equivalent high support needs students under clause 9(2)(c) and (d) or clause 9(3)(c) and (d).

12. Calculation and Payment of Talkabout 4 Supplementary Per Capita Grant Funding

- (1) A Talkabout 4 Supplementary Per Capita Grant amount for a full-time equivalent Talkabout 4 student of TSH, in lieu of Special Education Supplementary Per Capita Funding, applies as follows—
 - (a) mild disability—110 per cent of the relevant Part 1 amount for the full-time equivalent eligible student;
 - (b) moderate disability—210 per cent of the relevant Part 1 amount for the full-time equivalent eligible student; and
 - (c) severe disability—360 per cent of the relevant Part 1 amount for the full-time equivalent eligible student.
- (2) Talkabout 4 Supplementary Per Capita Grant funding under clause 8(1)(d) for TSH is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—
 - (a) a March instalment equal to—

- (i) the aggregate of 50% of the relevant Talkabout 4 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 4 student of TSH, less
 - (ii) all amounts of funding paid or payable to the enrolled school in respect of those full-time equivalent Talkabout 4 students also enrolled in TSH's Outpost program under clause 9(2)(a) and (b); and
- (b) a September instalment equal to—
- (i) the aggregate of 50% of the relevant Talkabout 4 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 4 student of TSH, less
 - (ii) all amounts of funding paid or payable to the enrolled school in respect of those full-time equivalent Talkabout 4 students also enrolled in TSH's Outpost program under clause 9(2)(c) and (d).

13. Calculation and Payment of Talkabout 5 Supplementary Per Capita Grant Funding

- (1) A Talkabout 5 Supplementary Per Capita Grant amount for a full-time equivalent Talkabout 5 student of TSH and the eligible school, in lieu of Special Education Supplementary Per Capita Funding, is 50% of the combined total of payments otherwise applicable for the full-time equivalent Talkabout 5 student under clause 9 and clause 10.
- (2) Talkabout 5 Supplementary Per Capita Grant funding under clause 8(1)(e) for TSH and the eligible school is to be calculated and, unless otherwise determined in accordance with clause 15, paid in two instalments as follows—
- (a) a March instalment equal to—
- (i) the aggregate of 50% of the relevant Talkabout 5 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 5 student of TSH and the eligible school, less
 - (ii) all amounts of funding paid or payable in respect of those full-time equivalent Talkabout 5 students under clause 9(2)(a) and (b); and
- (b) a September instalment equal to—
- (i) the aggregate of 50% of the relevant Talkabout 5 Supplementary Per Capita Grant amount for each full-time equivalent Talkabout 5 student of TSH and the eligible school, less
 - (ii) all amounts of funding paid or payable in respect of those full-time equivalent Talkabout 5 students under clause 9(2)(c) and (d).

14. Variation or Withholding of Payment of Funding

- (1) Subject to subclause (2), a payment of funding for an eligible school may, with the approval of the chief executive officer, be increased or decreased to correct an overpayment or an underpayment previously made for that eligible school, whether due to an error in the eligible school's application or student census or otherwise.
- (2) Funding will not be paid in respect of eligible students for any period prior to the 2025 year, except for the February instalment of the Per Capita grant.
- (3) A payment of funding for an eligible school may be withheld or payment recouped for the relevant period if, in the opinion of the Minister, the eligible school has not provided to the chief executive officer satisfactory evidence of an appropriate claim of funding under Part 4, Division 4 of the Act.
- (4) A payment of funding for an eligible school may be withheld or payment recouped for the relevant period if, in the opinion of the Minister, the eligible school has not provided to the chief executive officer satisfactory evidence of appropriate acquittal of funding previously provided to the eligible school under Part 4, Division 5 of the Act.

15. Safeguarding of Funds—Monthly Payments

- (1) Should the Minister consider it necessary in order to ensure that funding to be paid for an eligible school under this Order will be available to be applied for the purposes stipulated in clause 17, the Minister may determine that funding for the eligible school is to be paid in equal monthly instalments in the manner determined by the chief executive officer instead of in accordance with clauses 9, 10, 11, 12 or 13 (as the case may be).
- (2) The Minister is to notify the governing body of the eligible school in writing if the Minister makes a determination under subclause (1) as soon as practicable after the making of that determination.
- (3) The Minister may, by notice in advance to its governing body, revoke a determination made under subclause (1) in relation to an eligible school.

16. Payment Method

Unless otherwise approved by the chief executive officer, funding paid to a governing body under this Order is to be paid into the bank account of the school or governing body.

PART 3—APPLICATION AND ACQUITTAL OF FUNDING**17. Purposes for which Funding May Be Applied**

- (1) The governing body of an eligible school must apply, and ensure the application of, Per Capita Grant funding received for that eligible school under clause 8(1)(a) only for the purposes of school education.
- (2) The governing body of an eligible school must apply, and ensure the application of, Special Education Supplementary Per Capita Grant funding, High Support Needs Per Capita Grant funding, Talkabout 4 Supplementary Per Capita Grant funding and Talkabout 5 Supplementary Per Capita Grant funding received for that eligible school under clause 8(1)(b), (c), (d) and (e) only to support the education of the students in respect of whom that funding is paid, either individually or collectively.
- (3) The governing body of an eligible school which receives funding under clause 8(3) must apply, and ensure the application of, that funding for the purpose stipulated by the Minister in allocating the funding.

18. Distribution of Funding by the Governing Body

- (1) Unless authorised under subclause (2), where—
 - (a) a governing body of a school system receives funding for eligible schools in its school system, the governing body must allocate to each school in the school system the funding paid for that school under clause 8; and
 - (b) a governing body receives funding as the governing body of more than one eligible school other than as the governing body of a school system, the governing body must allocate to each such eligible school the funding paid for that eligible school under clause 8.
- (2) The Minister may authorise—
 - (a) the governing body of a school system to allocate the funding paid to it under clause 8 among the schools in the school system in a manner approved by the chief executive officer; and
 - (b) a governing body which is the governing body for more than one eligible school to allocate the funding paid to it under clause 8 among the eligible schools for which it receives funding, in a manner approved by the chief executive officer,instead of in accordance with subclause (1).

19. Grant Acquittal and Reporting

- (1) A governing body in receipt of funding under this Order must provide to the chief executive officer a statement (a **funding acquittal**) by no later than 30 June 2025 confirming that the funding paid to it under this Order has been spent or committed in accordance with this Order.
- (2) A funding acquittal must comply with the specified requirements.

20. Safeguarding of Funds—Separate Accounting

- (1) The chief executive officer may determine that the governing body of a registered school must separately identify in its accounts the revenue and expenditure related to funding provided under this Order, as from a specified date and in the manner determined by the chief executive officer.
- (2) The chief executive officer is to notify the governing body of the eligible school in writing if the chief executive officer makes a determination under subclause (1) as soon as practicable after the making of that determination and of the date from which the governing body must give effect to the determination. The chief executive officer's notice must be given not less than 60 days prior to the date from which the governing body must give effect to the determination and the commencement of the governing body's financial year.
- (3) The chief executive officer may, by notice in advance to its governing body, revoke a determination made under subclause (1) in relation to an eligible school.

21. Governing Body Records

- (1) The chief executive officer may personally or through any representative conduct an audit to verify entitlement to or expenditure of funding or to verify any other matter in connection with this Order or the provision of funding. A governing body in receipt of funding under this Order must keep and provide when requested all necessary or appropriate student enrolment and attendance records and other records (for example disability assessment and residency status records including, but not limited to, birth certificates, visa documentation, passports and citizenship certificates) validating a school's funding application to enable audits to be conducted by the chief executive officer or any representative of the chief executive officer.
- (2) A governing body in receipt of funding under this Order must maintain financial records and documents to enable audits to be conducted by the chief executive officer or any representative of the chief executive officer in accordance with Australian Accounting Standards and Australian Auditing and Assurance Standards.
- (3) A governing body applying for, or in receipt of, funding under this Order must provide, at the times and in the form from time to time specified—
 - (a) in the case of an eligible school in a funding category other than 'H', a per capita funding application form; and
 - (b) in the case of an eligible school in funding category 'H', an attendance data report,in respect of each eligible school for which funding has been provided or for which an application for funding is made.

22. Notice to be Given to the Chief Executive Officer

A governing body in receipt of funding under this Order must notify the chief executive officer within 14 days if any of the following occurs—

- (a) any change to the governing body's bank account details;
- (b) any change to the governing body's registration for Goods and Services Tax by the Commissioner of Taxation;
- (c) a decision to proceed with the winding up of any eligible school of which it is the governing body;
- (d) the affairs of the governing body or the affairs of any eligible school of which it is the governing body go under any form of external control (for example the control of a voluntary administrator) under a law of the Commonwealth or a State or Territory;
- (e) any change to the relationship between the governing body and one or more eligible schools insofar as it affects the governing body's ownership, oversight, management or control, or which negatively impacts interaction with an eligible school; and
- (f) any eligible school of which it is the governing body is conducted for profit.

23. Information Sharing

Information pertaining to the funding or eligibility of a governing body, school or students including, but not limited to, in regard to clauses 14, 15, 20, 21 and 22 may be shared with the Commonwealth Department of Education from time to time as deemed appropriate.

24. Guidelines

The Minister may from time to time issue Guidelines under this Order expressing the principles on which funding will be provided and assistance given under this Order.

SCHEDULE**Part 1****2025 Per Capita Grants**

Column 1	Column 2	Column 3	Column 4	Column 5
State Funding Category	School year Pre-Compulsory (Kindergarten)	School year Compulsory Primary (Pre-Primary Year 6) to	School year Compulsory Middle (Year 7 to Year 10)	School year Compulsory Secondary (Year 11 and Year 12)
	\$	\$	\$	\$
A	2,393	1,596	2,346	2,422
B	2,758	1,837	2,701	2,979
C	2,768	1,848	2,714	3,051
D	2,856	1,903	2,799	3,141
E	2,996	1,997	2,933	3,280
F	3,125	2,082	3,060	3,386
G	3,223	2,149	3,159	3,508
G (A)	4,800	3,202	4,707	5,223
H	0	0	4,707	5,223
I	6,388	4,259	6,261	6,902

Part 2**2025 High Support Needs Per Capita Grants**

State Funding Category	School year Pre-Compulsory (Kindergarten)	School year Compulsory Primary (Pre-Primary Year 6) to	School year Compulsory Middle (Year 7 to Year 10)	School year Compulsory Secondary (Year 11 and Year 12)
	\$	\$	\$	\$
A—I	13,807	34,519	34,519	34,519

Dated this 25th day of November 2024.

Dr. TONY BUTI, MLA, Minister for Education.

GOVERNMENT EMPLOYEES SUPERANNUATION BOARD

GZ401

STATE SUPERANNUATION ACT 2000

Government Employees Superannuation Board,
David Malcolm Justice Centre,
28 Barrack Street,
Perth WA 6000.

In accordance with section 8(1)(b) and clause 4 of Schedule 1 to the *State Superannuation Act 2000* notice is hereby given that the following person has been appointed by the deputy of the Governor in Executive Council as director of the Government Employees Superannuation Board, for a one-year period from the date of Executive Council approval.

Name

Ms Virginia Christie

Mr BEN PALMER, Chief Executive Officer.

LOCAL GOVERNMENT

LG401

BUSH FIRES ACT 1954*Shire of Northam***BUSH FIRE BRIGADES LOCAL LAW 2024**

Under the powers conferred by the *Bush Fires Act 1954* and under all other powers enabling it, the Council of the Shire of Northam resolved on 20 November 2024 to make the following local law.

PART 1—PRELIMINARY**1.1 Citation and application**

This local law may be cited as the *Shire of Northam Bush Fire Brigades Local Law 2024* and applies throughout the district. It is made in accordance with Subdivision 2 of Division 2 of Part 3 of the *Local Government Act 1995*.

1.2 Commencement

This local law will come into operation 14 days after the day on which it is published in the *Government Gazette*.

1.3 Repeal provisions

The *Shire of Northam Bush Fire By-Laws relating to the Establishment, Maintenance and Equipment of Bush Fire Brigades*, published in the *Government Gazette*, Number 35 dated 21 May 1982, is repealed.

1.4 Interpretation

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

Act means the *Bush Fires Act 1954*;

brigade area means the area described in clause 2.2(1)(b);

Bush Fire Brigade, or **Brigade**, means a bush fire brigade established by the Local Government under clause 2.1 and registered in a register kept pursuant to section 41 of the Act;

Bush Fire Control Officer, in relation to a Brigade, means a bush fire control officer appointed by the Local Government under clause 6.1(1);

Bush Fire Brigade Member, or **Brigade Member**, in relation to a Brigade, means a member of the Bush Fire Brigade, who may be—

- (a) an Elected Officer of the Brigade;
- (b) a Bush Fire Control Officer of the Brigade; or
- (c) another member of the Brigade being at least 16 years of age;

Chief Bush Fire Control Officer means the Chief Bush Fire Control Officer appointed by the Local Government;

Chief Executive Officer means the Chief Executive Officer of the Local Government;

Deputy Chief Bush Fire Control Officer means the Deputy Chief Bush Fire Control Officer/s appointed by the Local Government;

district means the district of the Local Government;

Elected Officer, in relation to a Brigade, means each of the Captain, First Lieutenant, Second Lieutenant and any other Lieutenant—

- (a) appointed by the Local Government under clause 2.2(1)(c); or
- (b) elected by the Brigade Members under clause 2.2(4);

Local Government means the Shire of Northam;

normal brigade activities is defined in section 35A of the Act; and

Regulations means regulations made under the Act.

- (2) In this local law, unless the context otherwise requires, a reference to—
- (a) a Captain;
 - (b) a First Lieutenant;
 - (c) a Second Lieutenant; or
 - (d) any additional Lieutenant;
- means a person holding that position in a Bush Fire Brigade.

PART 2—BUSH FIRE BRIGADES

2.1 Establishment of Bush Fire Brigades

- (1) The Local Government may establish a Bush Fire Brigade for the purpose of carrying out normal brigade activities.
- (2) A Bush Fire Brigade is established on the date of the Local Government’s decision under clause 2.1(1).

2.2 Name and officers of Bush Fire Brigades

- (1) On establishing a Bush Fire Brigade under clause 2.1(1), the Local Government is to—
 - (a) give a name to the Bush Fire Brigade;
 - (b) specify the brigade area in which the Bush Fire Brigade is primarily responsible for carrying out the normal brigade activities; and
 - (c) appoint, in relation to the Bush Fire Brigade—
 - (i) a Captain;
 - (ii) a First Lieutenant;
 - (iii) a Second Lieutenant; and
 - (iv) additional Lieutenants if the Local Government considers it necessary.
- (2) A person appointed to a position under clause 2.2(1)(c) is taken to be a Brigade Member.
- (3) The term of office of a person appointed to an Elected Officer position under clause 2.2(1)(c) ends—
 - (a) at the completion of the first annual general meeting of the Bush Fire Brigade;
 - (b) when the person resigns from that position; or
 - (c) when the appointment, or the person’s Bush Fire Brigade membership, is terminated under this local law,
 whichever occurs first.
- (4) At the first and each subsequent annual general meeting of a Brigade, the Brigade Members are to elect, from among the Brigade Members, persons to fill each of the Elected Officer positions of the Brigade.
- (5) If the position of an Elected Officer of a Bush Fire Brigade becomes vacant at any time other than at the completion of an annual general meeting of the Brigade, then a special meeting of the Brigade may be held at which the Brigade Members may vote for a replacement Brigade Member to fill the position until the next annual general meeting of the Bush Fire Brigade.

PART 3—TRANSITIONAL

3.1 Existing Bush Fire Brigades

- (1) Where a local government has established a bush fire brigade prior to the commencement date, then on and from the commencement day—
 - (a) the bush fire brigade is to be taken to be a bush fire brigade established under and in accordance with this local law;
 - (b) the provisions of this local law apply to the bush fire brigade save for clause 2.2; and
 - (c) any rules governing the operation of the bush fire brigade are to be taken to have been repealed and substituted with the Rules.
- (2) In this clause—

“commencement day” means the day on which this local law comes into operation.

PART 4—DISSOLUTION OF BUSH FIRE BRIGADES**4.1 Cancellation of registration**

- (1) In accordance with section 41(3) of the Act, the Local Government may cancel the registration of a Bush Fire Brigade if it is of the opinion that the Bush Fire Brigade is not complying with the Act or this local law or is not achieving the objectives for which it was established.
- (2) Upon a Bush Fire Brigade's dissolution, the equipment, assets and funds of the Brigade must be placed under the control of the Local Government and dealt with in accordance with the *Local Government Act 1995*.

4.2 New arrangement after dissolution

If the Local Government cancels the registration of a Bush Fire Brigade the Local Government is to make alternative arrangements in respect of the brigade area.

PART 5—ORGANISATION AND MAINTENANCE OF BUSH FIRE BRIGADES**5.1 Local Government responsible for structure**

The Local Government is to ensure that there is an appropriate structure through which the organisation of Bush Fire Brigades is maintained.

5.2 Managerial role of Chief Bush Fire Control Officer

Subject to any directions by the Local Government the Chief Bush Fire Control Officer has primary managerial responsibility for the organisation and maintenance of bush fire brigades.

5.3 Duties of Chief Bush Fire Control Officer

The duties of the Chief Bush Fire Control Officer include—

- (a) provide leadership to volunteer Bush Fire Brigades;
- (b) monitor Bush Fire Brigades' resourcing, equipment (including protective clothing) and training levels and report thereon with recommendations at least once a year to the Local Government;
- (c) liaise with the Local Government concerning fire prevention / suppression matters generally and directions to be issued by the local government to Bush Fire Control Officers (including those who issue permits to burn) Bush Fire Brigades or Elected Officers;
- (d) ensure that Bush Fire Brigades are registered with the Local Government and that lists of Brigade Members are maintained.

5.4 Payment to Chief Bush Fire Control Officer and Deputy Chief Bush Fire Control Officer/s

The Local Government may, make a payment to the persons appointed in the positions of the Chief Bush Fire Control Officer or Deputy Chief Bush Fire Control Officer/s.

5.5 Equipment and maintenance of Bush Fire Brigades

The organisation, establishment, maintenance, replacement and upkeep of all Bush Fire Brigade protective clothing, equipment and appliances is to be the responsibility of the Local Government.

5.6 Functions of Captain and other Elected Officers

- (1) The functions of the Captain of a Bush Fire Brigade are to—
 - (a) provide leadership to the Bush Fire Brigade;
 - (b) monitor the Bush Fire Brigade's resourcing, equipment and training levels;
 - (c) liaise with the Local Government concerning—
 - (i) fire prevention or fire suppression matters generally;
 - (ii) directions to be issued by the Local Government to the Brigade's Bush Fire Control Officers, including those who issue permits to burn; and
 - (iii) the Elected Officers;
 - (d) ensure that a list of the Bush Fire Brigade's Members is maintained;
 - (e) report annually to the Chief Bush Fire Control Officer the office bearers of the Bush Fire Brigade in accordance with the Regulations; and
 - (f) arrange for normal brigade activities as authorised by the Act or by the Local Government.
- (2) The functions of other Elected Officers of a Brigade are to support the Captain of the Brigade in their role.

PART 6—ADMINISTRATION OF BUSH FIRE BRIGADES**6.1 Local Government appointments**

- (1) The Local Government may appoint, and may suspend or terminate the appointment of, persons to the positions of the Chief Bush Fire Control Officer, the Deputy Chief Bush Fire Control Officer and Bush Fire Control Officers.
- (2) A decision to suspend or terminate a person's appointment to a position under clause 6.1(1) must be made in accordance with the principles of procedural fairness.

- (3) A person's appointment to a position under clause 6.1(1) ends—
- (a) if the appointment is for a fixed term—on the expiry of that term;
 - (b) if the person dies—on the date of their death;
 - (c) if a person gives written notice of resignation—on the date, as specified in the written notice, that the resignation is to take effect or, if no date is specified, on the date that the written notice is given to the Chief Executive Officer; or
 - (d) if the appointment is terminated by the Local Government—on the date that written notice of the termination is given to the person,
- whichever occurs first.

6.2 Membership of a Bush Fire Brigade

- (1) A person wishing to be a Bush Fire Brigade Member may make an application for membership to the Captain of the Bush Fire Brigade.
- (2) An application for membership of a Bush Fire Brigade—
 - (a) is to be determined by the Captain of the Bush Fire Brigade.
 - (b) if the Captain of the Bush Fire Brigade approves the appointment, the application should be provided within 14 days to the Local Government for registration.
 - (c) if the appointment is refused, the Captain is to provide written reason for the refusal as soon as practicable.
- (3) A person whose membership application is accepted is to be appointed as a Brigade Member of a Bush Fire Brigade.
- (4) A person's membership of a Bush Fire Brigade under this clause 5.2 ends—
 - (a) if the person dies—on the date of their death;
 - (b) if a person gives the Captain of the Bush Fire Brigade written notice of resignation—on the date, as specified in the written notice, that the resignation is to take effect or, if no date is specified, on the date that the written notice is given to the Captain; or
 - (c) if the appointment is terminated by the Chief Bush Fire Control Officer—on the date that the written notice of the termination is given to the person;whichever occurs first.
- (5) Subject to clause 6.2(7), the Chief Bush Fire Control Officer may suspend or terminate the membership of a Brigade Member appointed under clause 6.2(3) (other than a Brigade Member appointed by the Local Government to a position described in clause 6.1(1)) if, in the opinion of the Chief Bush Fire Control Officer, the Brigade Member is unfit to serve as a member of the Bush Fire Brigade.
- (6) A decision to suspend or terminate a person's membership of a Bush Fire Brigade under clause 6.2(5) must be made in accordance with the principles of procedural fairness.
- (7) If the Chief Bush Fire Control Officer has a conflict of interest in considering and determining whether a person's membership should be suspended or terminated—
 - (a) the Chief Bush Fire Control Officer must refer the matter to the Chief Executive Officer; and
 - (b) the Chief Executive Officer is to consider and determine the matter.
- (8) At the end of the period of suspension imposed under clause 6.2(5) or 6.2(7), the Chief Bush Fire Control Officer (or, if clause 6.2(7) applies, the Chief Executive Officer) must—
 - (a) extend the period of suspension;
 - (b) terminate the membership; or
 - (c) confirm the continuation of the membership.

6.3 Meetings of Bush Fire Brigades

- (1) A Brigade may hold ordinary meetings on such days and at such times and places, as the Brigade considers appropriate.
- (2) A Brigade should hold at least 2 ordinary meetings each year.
- (3) A Brigade must hold 1 annual general meeting each financial year.
- (4) A Brigade may determine its meeting procedures as the Brigade considers appropriate.
- (5) At the annual general meeting, the Brigade is to—
 - (a) elect the Elected Officers;
 - (b) receive the Captain's annual report;
 - (c) receive the Elected Officers' annual report; and
 - (d) adopt the annual financial statements of the Brigade.
- (6) Notice of the annual general meeting and any ordinary meeting must be given to all Brigade Members at least 7 days before the commencement of the meeting.
- (7) A Brigade may hold a special meeting to allow the membership to deal with a specific motion or business.
- (8) A notice of a special meeting must be given at least 48 hours before the commencement of the meeting.
- (9) The purpose of the special meeting must be included in the notice of the meeting.

PART 7—GENERAL**7.1 Consideration in the Local Government budget**

In addition to funding made available through emergency services grants, the Local Government may provide further funding depending on the assessment of budget priorities for the year in question in accordance with Part 6 of the *Local Government Act 1995*.

Dated 27 November 2024.

The Common Seal of the Shire of Northam was hereto affixed in the presence of—

CHRISTOPHER RICHARD ANTONIO, Shire President.
DEBORAH JAYNE TERELINCK, Chief Executive Officer.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Cockburn
Town Planning Scheme No. 3 Amendment No. 175

File: TPS/3172

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 abovementioned amendment to the City of Cockburn Town Planning Scheme No. 3 on 25 November 2024 for the purpose of—

1. Rezoning various lots within 'Development Area 31' from 'Development' to 'Residential (R20)', 'Residential (R25)', 'Residential (R30)', 'Residential (R35)', 'Residential (R40)', 'Residential (R60)' and 'Local Centre', as depicted on the Scheme Amendment Map.
2. Reclassifying land within 'Development Area 31' from 'Development' zone to a local reserve for 'Parks and Recreation' or 'Local Road', as depicted on the Scheme Amendment Map.
3. Reducing the extent of the 'Development Area 31' (DA31) special control area boundary, as depicted on the Scheme Amendment Map.

L. HOWLETT, Mayor.
D. SIMMS, Chief Executive Officer.

TRAINING

TA401

VOCATIONAL EDUCATION AND TRAINING ACT 1996
APPOINTMENTS

Made by the Minister for Training under sections 19(1)(a) and 19(2) of the *Vocational Education and Training Act 1996*.

Citation

This instrument may be cited as the *State Training Board (Appointment of Members) (No.2) 2024*.

Appointment

The person whose name is listed below, namely—

- o Professor Julianne COFFIN, Ellison Fellow of Aboriginal Health and Head, Social and Emotional Wellbeing of Aboriginal Young People, Murdoch University.

is reappointed as a member of the Western Australian State Training Board in accordance with section 19(1) of the *Vocational Education and Training Act 1996* for the period commencing 1 January 2025 and ending 31 December 2027.

The person whose name is listed below, namely—

- o Mr Stephen William Moir, Group Chief Executive Officer, Motor Trade Association of Western Australia

is reappointed as a member of the Western Australian State Training Board in accordance with section 19(2) of the *Vocational Education and Training Act 1996* for the period commencing 1 January 2025 and ending 31 December 2027.

Dated this 11th day of November 2024.

Hon. SIMONE MCGURK, MLA, Minister for Training and Workforce Development.

PUBLIC NOTICES

ZZ401**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Tamakeu Kaitamaki, late of 20 Gouge Street, Kalgoorlie, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of the above-named deceased, who died on the 24 March 2024, are required by the Executor Marc-Anthoni Pau to send the particulars of their claims to Marc-Anthoni Pau of 20 Gouge Street, Kalgoorlie Western Australia 6430 within one (1) month of the date of publication of this notice after which date the Executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ402**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Annamaria Petrocchi late of 77 Camboon Road, Noranda, Western Australia, 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 10/11/1986, are required by the personal representative Eleonora Chinotto c/- Lynn & Brown Lawyers, PO Box 1114, Morley, WA 6943 to send particulars of their claims to her by the 30/12/2024, after which date the personal representative may convey or distribute the assets of the estate, having regard only to the claims of which she then has notice.

ZZ403**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

William Latham late of Unit 1, 28 Waterford Street, Inglewood, Western Australia, 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 24/08/2023, are required by the personal representative Susan Ann Cassettai c/- Lynn & Brown Lawyers, PO Box 1114, Morley, WA 6943 to send particulars of their claims to her by the 30/12/2024, after which date the personal representative may convey or distribute the assets of the estate, having regard only to the claims of which she then has notice.

ZZ404**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Desmond Ivor Perry, late of 75 Gibbs Street, East Cannington, in the State of Western Australia, Retired Electrician, 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 the 29th day of March 2024, are required by the Executor and Trustee, being Mr Malcolm Anthony Perry, of c/- Mort & Associates, PO Box 20, Cannington, WA, 6987, to send particulars of their claims to him at Mort & Associates of PO Box 20, Cannington, WA, 6987, by the date being one month following the date of publication of this notice, after which date the Executor and Trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

MORT & ASSOCIATES as solicitor for the Executor and Trustee.
