Government Gazette

OF

WESTERN AUSTRALIA

(Published by Authority at 3.30 p.m.)

No. 100] PERTH: FRIDAY, 30 DECEMBER [1983

Builders' Registration Amendment Act 1983.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to section 2 of the Builders' Registration Amendment Act 1983, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council, do hereby fix the day when this proclamation is published in the *Government Gazette* as the day on which section 10 of the Builders' Registration Amendment Act 1983 shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 20th day of December, 1983.

By His Excellency's Command,

ARTHUR TONKIN,
Minister for Consumer Affairs.

GOD SAVE THE QUEEN ! ! !

Builders' Registration Amendment Act 1983.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to section 2 of the Builders' Registration Amendment Act 1983, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council, do hereby fix 1 January 1984 as the day on which the provisions, other than section 10, of the Builders' Registration Amendment Act 1983 shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 20th day of December, nineteen hundred and eighty-three.

By His Excellency's Command,

BOB PEARCE,
Acting Minister for Consumer Affairs.

GOD SAVE THE QUEEN ! ! !

Painters' Registration Amendment Act 1983.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to section 2 of the Painters' Registration Amendment Act 1983, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council, do hereby fix 1 January 1984 as the day on which the Painters' Registration Amendment Act 1983 shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 20th day of December, 1983.

By His Excellency's Command,

BOB PEARCE,
Acting Minister for Consumer Affairs.

GOD SAVE THE QUEEN ! ! !

Administration Act 1903-1980.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to subsection (1) of section 139 of the Administration Act 1903-1980, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council, do hereby declare that the provisions of subsection (1) of section 139 of the said Act shall apply to any sum of money not exceeding the amount of six thousand dollars.

Given under my hand and the Public Seal of the said State, at Perth, this 6th day of December, 1983.

By His Excellency's Command,

J. M. BERINSON,
Attorney General.

GOD SAVE THE QUEEN ! ! !

Land Act 1933.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

File No. 6032/13.

WHEREAS by section 31 of the Land Act 1933, the Governor may by Proclamation and subject to such conditions as may be expressed therein, classify as of Class A any lands of the Crown reserved to Her Majesty for any purpose and whereas it is deemed expedient that Reserve No. 27614 for the purpose of "Conservation of Flora and Fauna" as described hereunder, should be classified as of Class A: Now, therefore I, the Lieutenant-Governor and Administrator, with the advice of Executive Council do by this my Proclamation classify as of Class A the reserve described hereunder.

Schedule.

Reserve No. 27614 (Breaksea Island—Plantagenet District) as shown bordered in red on Lands and Surveys Reserve Diagram 212.

(Plan: Breaksea NW 1:250 000.)

The previous classification of Reserve No. 27614 as of Class "B" is hereby revoked by the effect of this Proclamation.

Given under my hand and the Public Seal of Western Australia, at Perth, this 20th day of December, 1983.

By His Excellency's Command,

K. F. McIVER,
Minister for Lands and Surveys.

GOD SAVE THE QUEEN ! ! !

Land Act 1933.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

File No. 3253/72.

WHEREAS by section 31 of the Land Act 1933, the Governor may by Proclamation and subject to such conditions as may be expressed therein, classify as of Class A any lands of the Crown reserved to Her Majesty for any purpose and whereas it is deemed expedient that Reserve No. 31904 for the purpose of Conservation of Flora and Fauna as described hereunder, should be classified as of Class A: Now, therefore I, the Lieutenant-Governor and Administrator, with the advice of Executive Council do by this my Proclamation classify as of Class A the reserve described hereunder.

Schedule.

Reserve No. 31904 (Chatham Island—Nelson District) as shown bordered in red on Lands and Surveys Reserve Diagram 217.

(Plan 455/80 C1.)

The previous classification of Reserve No. 31904 as of Class "B" is hereby revoked by the effect of this Proclamation.

Given under my hand and the Public Seal of Western Australia, at Perth, this 20th day of December, 1983.

By His Excellency's Command,

K. F. McIVER,
Minister for Lands and Surveys.

GOD SAVE THE QUEEN ! ! !

Dairy Industry Amendment Act 1983.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to section 2 of the Dairy Industry Amendment Act 1983, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council do hereby—

(a) fix 1 January 1984 as the day on which the provisions of sections 1, 2, 3, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30, 31, 36, 37, 38 and 39 of the Dairy Industry Amendment Act 1983 shall come into operation;

(b) fix 14 February 1984 as the day on which the provisions of sections 5, 6, 7 and 14 of the Dairy Industry Amendment Act 1983 shall come into operation; and

(c) fix 1 April 1984 as the day on which the provisions of sections 4, 8, 24, 32, 33, 34 and 35 of the Dairy Industry Amendment Act 1983 shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 20th day of December, 1983.

By His Excellency's Command,

H. D. EVANS,
Minister for Agriculture.

GOD SAVE THE QUEEN ! ! !

Indecent Publications and Articles Amendment Act 1983.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to section 2 of the Indecent Publications and Articles Amendment Act 1983, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council do hereby fix 1 January 1984 as the day on which the Indecent Publications and Articles Amendment Act 1983 shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 20th day of December, 1983.

By His Excellency's Command,

D. PARKER,
Minister for Employment and Administrative Services.

GOD SAVE THE QUEEN ! ! !

Indecent Publications and Articles Amendment Act (No. 2) 1983.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.] — By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to section 2 of the Indecent Publications and Articles Amendment Act (No. 2) 1983, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council, do hereby fix 1 January 1984 as the day on which the Indecent Publications and Articles Amendment Act (No. 2) shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 20th day of December, 1983.

By His Excellency's Command,

D. PARKER,
Minister for Employment and Administrative Services.

GOD SAVE THE QUEEN ! ! !

Western Australian Tourism Commission Act 1983.

PROCLAMATION

WESTERN AUSTRALIA, To Wit: FRANCIS BURT Lieutenant-Governor and Administrator. [L.S.]

By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to section 2 of the Western Australian Tourism Commission Act 1983, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council, do hereby fix 1 January 1984 as the day on which the Western Australian Tourism Commission Act 1983 shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 20th day of December, nineteen hundred and eighty-three.

By His Excellency's Command,

BRIAN BURKE,
Minister for Tourism.

GOD SAVE THE QUEEN ! ! !

AT a meeting of the Executive Council held in the Executive Council Chambers at Perth, this 20th day of December, 1983, the following Orders in Council were authorised to be issued:—

Land Act 1933.

ORDERS IN COUNCIL.

WHEREAS by section 34B (1) of the Land Act 1933, it is made lawful for the Governor to revoke an Order in Council issued pursuant to section 33 of that Act.

File No. 3546/57, V2.—And whereas by Order in Council dated 29 June 1981 Reserve 30269 was vested in the Shire of Rockingham in trust for the purpose of "Parkland".

File No. 2517/69, V2.—And whereas by Order in Council dated 16 August 1983 Reserve 38435 was vested in the Minister for Works in trust for the purpose of "Government Requirements (Public Works Department)" with power, to lease the whole or any portion thereof for any term.

Now, therefore, His Excellency the Lieutenant-Governor and Administrator by and with the advice and consent of the Executive Council hereby directs that the beforementioned Orders in Council be revoked and the Vesting Orders cancelled accordingly.

G. PEARCE,
Clerk of the Council.

Land Act 1933.

ORDERS IN COUNCIL.

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the order in trust for the like or other public purposes to be specified in such order: And whereas it is deemed expedient as follows.

File No. 771/67.—That Reserve No. 29049 (Cockburn Sound Location 2115) should vest in and be held by the City of Cockburn in trust for the purpose of "Drainage".

File No. 771/67.—That Reserve No. 29050 (Cockburn Sound Location 2116) should vest in and be held by the City of Cockburn in trust for the purpose of "Drainage".

File No. 1971/67.—That Reserve No. 29559 (Cockburn Sound Location 2135) should vest in and be held by the City of Cockburn in trust for the purpose of "Drainage".

File No. 691/69.—That Reserve No. 32533 (Cockburn Sound Location 2288) should vest in and be held by the City of Cockburn in trust for the purpose of "Drain".

File No. 3071/983.—That Reserve No. 38604 (Cockburn Sound Location 2655) should vest in and be held by the Shire of Mandurah in trust for the pupose of "Foreshore Management and Recreation".

File No. 93/39.—That Reserve No. 22157 (Nelson Location 11306) should vest in and be held jointly by the Shire of Bridgetown-Greenbushes and the Commissioner of Main Roads in trust for the purpose of "Gravel".

File No. 2044/983.—That Reserve No. 53860 (Mullewa Lot 214) should vest in and be held by the Shire of Mullewa in trust for the purpose of "Parking".

File No. 3546/57, V2.—That Reserve No. 30269 (Peel Estate Lots 660 and 1314) should vest in and be held by the Shire of Rockingham in trust for the purpose of "Parkland".

File No. 1108/17, V2.—That Reserve No. 38578 (South Kumminin Lot 37 and Avon Location 19666) should vest in and be held by the Western Australian Wildlife Authority in trust for the purpose of "Conservation of Flora and Fauna".

Now, therefore, His Excellency the Lieutenant-Governor and Administrator, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserves shall vest in and be held by the beforementioned bodies in trust for the purposes aforesaid, subject nevertheless to the powers reserved to him by section 37 of the said Act.

G. PEARCE,
Clerk of the Council.

Land Act 1933.

ORDERS IN COUNCIL.

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the Order, in trust for any purposes specified in such Order and with power to leasing; and whereas it is deemed expedient as follows:—

File No. 2444/983.—That Reserve No. 38590 (Jurien Lot 681) should vest in and be held by the Shire of Dandaragan in trust for the purpose of "Recreation-Golf Course".

File No. 2986/983.—That Reserve No. 38580 (Newdegate Lot 159) should vest in and be held by the Shire of Lake Grace in trust for the purpose of "Caravan Park".

Now, therefore, His Excellency the Lieutenant-Governor and Administrator, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserves shall vest in and be held by the abovementioned bodies in trust for the purposes aforesaid, with power to the said bodies, subject to the approval in writing of the Minister for Lands and Surveys to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease, subject nevertheless to the powers reserved to me by section 37 of the said Act; provided that no such lease or assignment of lease shall be valid or operative until the approval of the Minister for Lands and Surveys or an officer authorised in that behalf by the Minister, has been endorsed on the Lease Instrument, or Deed of Assignment, as the case may be.

G. PEARCE,
Clerk of the Council.

Land Act 1933.

ORDER IN COUNCIL.

File No. 887/72.

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the Order, in Trust for any purpose specified in such Order and with power of leasing: And whereas it is deemed expedient that Reserve No. 31504 (Kununurra Lot 1180) should vest in and be held by The Aboriginal Affairs Planning Authority in trust for the purpose of "Use and Benefit of Aboriginal Inhabitants (Arts and Historical)".

Now, therefore, His Excellency the Lieutenant-Governor and Administrator, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserve shall vest in and be held by The Aboriginal Affairs Planning Authority in trust for "Use and Benefit of Aboriginal Inhabitants" with power to the said The Aboriginal Affairs Planning Authority to lease the whole or any portion thereof for any term.

G. PEARCE,
Clerk of the Council.

Forests Act 1918.

ORDER IN COUNCIL.

Forests File 268/77; Lands File 720/29, V3.

WHEREAS by the Forests Act 1918, it is provided that the Governor may by Order in Council dedicate any Crown lands as State Forests within the meaning and for the purpose of that Act: Now therefore, His Excellency the Lieutenant-Governor and Administrator with the advice and consent of the Executive Council doth hereby dedicate the areas described in the schedules hereto as additions to State Forest No. 37 within the meaning and for the purposes of the said Act.

Schedule A.

All that portion of closed road containing an area of 20.957 7 hectares starting from the southern boundary of Nelson Location 13221 and extending generally southeasterly, generally easterly and again generally southeasterly through State Forest Number 37 to the western boundary of the western severance of Location 5858, as surveyed and shown coloured blue on Lands and Surveys Original Plan 11247.

Schedule B.

Those portions of vacant Crown land (formerly closed road) containing an area of 3 490 square metres shown coloured blue on Lands and Surveys Original Plan 11247.

(Public Plan 438C/40.)

G. PEARCE,
Clerk of the Council.

Forests Act 1918.

ORDER IN COUNCIL.

Forests File 1318/60; Lands File 2533/60.

WHEREAS by the Forests Act 1918 it is provided that the Governor may by Order in Council declare any Crown Lands as Timber Reserves within the meaning and for the purposes of that Act: Now therefore, His Excellency the Lieutenant-Governor and Administrator with the advice and consent of the Executive Council doth hereby declare the areas described in the schedules hereto as additions to Timber Reserve No. 140/25 within the meaning and for the purposes of the said Act.

Schedule A.

All that portion of closed road containing an area of 2.324 4 hectares starting from the northern boundary of the western severance of Nelson Location 5858 and extending generally northeasterly and generally easterly through Timber Reserve 140/25 to a south-western side of Boyup Brook-Cranbrook Road, as surveyed and shown coloured blue on Lands and Surveys Original Plan 11247.

Schedule B.

All that portion of closed road containing an area of 3 116 square metres bounded by lines starting from the intersection of the prolongation westerly of the northern boundary of the northernmost northeastern severance of Nelson Location 5858 with a northeastern side of Boyup Brook-Cranbrook Road and extending 302 degrees 46 minutes, 12.13 metres; thence 292 degrees 3 minues, 187.55 metres; thence 98 degrees 17 minutes, 33.98 metres; thence 105 degrees 55 minutes, 42.91 metres; thence 113 degrees 33 minutes, 42.87 metres; thence 107 degrees 17 minutes, 77.79 metres; thence 171 degrees 6 minutes, 20.36 metres and thence 270 degrees 2 minutes, 7.50 metres to the starting point as surveyed and shown coloured blue on lands and Surveys Original Plan 11247.

(Public Plan 438C/40.)

G. PEARCE,
Clerk of the Council.

Forests Act 1918.

ORDER IN COUNCIL.

Forests File 152/75; Lands File 722/29, V4.

WHEREAS by the Forests Act 1918, it is provided that the Governor may by Order in Council dedicate any Crown lands as State Forests within the meaning and for the purpose of that Act: Now therefore, His Excellency the Lieutenant-Governor and Administrator with the advice and consent of the Executive Council doth hereby dedicate the area described in the schedule hereto as an addition to State Forest No. 39 within the meaning and for the purposes of the said Act.

Schedule.

All that portion of land containing an area of 3.967 5 hectares bounded by lines starting from the southeastern corner of the southwestern severance of Nelson Location 12404, a present northeastern corner of State Forest Number 39 and extending northerly along the eastern boundary of that severance to a southwestern side of Hill Brook Road; thence generally southeasterly along the sides of that road to the northern boundary of Location 4323, a point on a present northern boundary of State Forest Number 39 and thence westerly and northerly along boundaries of that state forest to the starting point.

(Public Plan 442 C/40.)

G. PEARCE,
Clerk of the Council.

Country Towns Sewerage Act 1948-1982.

Geraldton Sewerage.

Reticulation Area No. 8.

ORDER IN COUNCIL.

P.W.W.S. 1329/83.

WHEREAS pursuant to section 15 of the Country Towns Sewerage Act 1948-1982, proposals for the construction of the works mentioned in the Schedule hereunder have been submitted to His Excellency the Governor; and whereas the preliminary requirements prescribed by sections 12 and 13 of the said Act have been complied with in relation to those proposals. Now, therefore, His Excellency the Lieutenant-Governor and Administrator, acting pursuant to section 11 of the said Act, and by and with the advice and consent of the Executive Council, hereby authorises the construction of the works mentioned in the Schedule hereunder.

Schedule.

Geraldton sewerage works as shown on Plan P.W.D., W.A. 54946-1-1 and as described in an advertisement published pursuant to section 12 of the abovementioned Act in the *Government Gazette* on the 4th day of November, 1983.

G. PEARCE,
Clerk of the Council.

Local Government Act 1960-1983.

ORDERS IN COUNCIL.

WHEREAS by section 288 of the Local Government Act 1960-1983, it shall be lawful for the Governor on request by a Council of a Municipal District, by Order published in the *Government Gazette* to declare any lands reserved or acquired for use by the public or used by the public as a street, way, public place, bridge or thoroughfare, under the care, control, and management of the Council, or lands comprised in a private street, constructed and maintained to the satisfaction of the Council, or lands comprised in a private street, of which the public has had uninterrupted use for a period of not less than ten years, as a public street and if the Council thinks fit, that the Governor shall declare the width of carriageway and footpaths of the public street; and whereas the Councils mentioned in the schedule hereto have requested that certain lands named and described in the said schedule, which have been reserved for streets within the said Councils, be declared public streets: Now, therefore, His Excellency the Lieutenant-Governor and Administrator, by and with the advice and consent of the Executive Council, doth hereby declare the said lands to be public streets and such land shall, from the date of this Order, be absolutely dedicated to the public as streets within the meaning of any law now or hereafter in force.

Schedule.

City of Cockburn.

L. & S. Corres. 517/981 (R.6914).

Road No. 17018 (Paulik Way). A strip of land 18.1 metres wide widening in parts commencing at a line in prolongation northward of the eastern boundary of Lot 231 of Cockburn Sound Location 550 and extending as surveyed and as delineated and bordered green on Office of Titles Diagrams 60208, 49775, 53800 and 47923, eastward along the northeastern and northern boundaries of Lots 43 and 44 of Cockburn Sound Location 550 (Office of Titles Diagram 61913) and the northern boundaries of Lots 305 and 304 of the said Location (Diagram 51047) to terminate at a line in prolongation northward of the eastern boundary of the said Lot 304. (Public Plan Perth 2 000 8.09.)

City of Perth.

L. & S. Corres. 3079/76 (R.7064).

Road No. 17107 (Aberdeen Street). All that portion of Perth Suburban Lot 150 shown bordered green on Office of Titles Diagram 55687. (Public Plan Perth 2 000 12.26.)

G. PEARCE,
Clerk of the Council.

PARLIAMENT OF WESTERN AUSTRALIA.

Bills Assented To.

IT is hereby notified for public information that His Excellency the Lieutenant-Governor and Administrator has Assented in the name and on behalf of Her Majesty the Queen, on the date shown, to the undermentioned Bills passed by the Legislative Council and the Legislative Assembly during the First Session of the Thirty-first Parliament.

Short Title of Bill; Date of Assent; Act No.

Electoral Amendment (No. 3); 22 December 1983; No. 66 of 1983.

Shark Bay Solar Salt Industry Agreement; 22 December 1983; No. 67 of 1983.

Offenders Probation and Parole Amendment; 22 December 1983; No. 68 of 1983.

Technology Development; 22 December 1983; No. 69 of 1983.

City of Perth Parking Facilities Amendment; 22 December 1983; No. 70 of 1983.

Appropriation (Consolidated Revenue Fund); 22 December 1983; No. 71 of 1983.

Acts Amendment (Prevention of Excessive Prices) (No. 2); 22 December 1983; No. 72 of 1983.

Marketing of Lamb Amendment; 22 December 1983; No. 73 of 1983.

Trade Descriptions and False Advertisements Amendment; 22 December 1983; No. 74 of 1983.

Prisoners (Interstate Transfer); 22 December 1983; No. 75 of 1983.

State Government Insurance Office Amendment; 22 December 1983; No. 76 of 1983.

Criminal Code Amendment; 22 December 1983; No. 77 of 1983.

Coal Mine Workers (Pensions) Amendment; 22 December 1983; No. 78 of 1983.

Workers' Compensation and Assistance Amendment (No. 2); 22 December 1983; No. 79 of 1983.

Coroners Amendment; 22 December 1983; No. 80 of 1983.

Tourist Development (Secret Harbour) Agreement; 22 December 1983; No. 81 of 1983.

Multicultural and Ethnic Affairs Commission; 22 December 1983; No. 82 of 1983.

Referendums; 22 December 1983; No. 83 of 1983.

Acts Amendment (Asbestos Related Diseases); 22 December 1983; No. 84 of 1983.

Hospitals Amendment; 22 December 1983; No. 85 of 1983.

23 December 1983.

L. B. MARQUET,
Clerk of the Parliaments.

Department of the Premier and Cabinet,
Perth, 20 December 1983.

IT is hereby notified for public information that His Excellency the Lieutenant-Governor and Administrator has approved the following temporary allocation of portfolios during the absence of the Hon. B. J. Hodge, M.L.A., from Friday, 30th December, 1983 to Sunday, 15th January, 1984 inclusive.

The Hon. J. M. Berinson, M.L.C. to be acting Minister for Health.

B. J. BEGGS,
Director-General.

STAMP ACT 1921-1983.

(Section 112N.)

Order.

MADE by the Hon. Treasurer.

1. This Order may be cited as the Stamp Act Exemption Order 1983.

2. The Government authority specified in the Schedule to this Order is designated as an exempt instrumentality for the purposes of section 112N (1) (fa) (ii) of the Stamp Act 1921-1983.

Schedule.

State Tender Board of Western Australia.

BRIAN BURKE,
Treasurer.

PUBLIC SERVICE ARBITRATION ACT 1966–1982

DETERMINATION—AGRICULTURE PROTECTION BOARD OF WESTERN AUSTRALIA

PURSUANT to Section 12 of the Public Service Arbitration Act 1966–1982 the Agriculture Protection Board of Western Australia hereby gives notice that the titles, salaries or salary ranges allocated to officers and salary within each salary range allocated to officers covered by the Agriculture Protection Board of Western Australia General Officers Salaries Agreement 1983, No. 27 of 1983 shall be in accordance with the following determination:

GENERAL OFFICERS

Item No.	Title of Officer	Name of Officer	Classification 30/6/83	Classification 1/7/83	Salary Excluding Allowances
	Administration				$
0035	Senior Agriculture Prot. Officer	McSwain, J. C.	G–II–7	G–II–7	23 822
0040	Senior Agriculture Prot. Officer	Harvey, S. M.	G–II–7	G–II–7	23 822
	Computing				
0127	Regional APO (Computer Services)	Lyon, R.	G–II–3/4	G–II–5	20 433
	Stores and Transport				
0140	Stores Officer	Pease, R. R.	G–VII–2	G–VII–2	13 748
	Extension				
0179	Regional APO	Chantler, D. A.	G–II–6	G–II–6	22 467
0182	Graphic Designer	Dixon, P. J.	G–II–1/4	G–II–1/4	19 164
	Training				
0185	Senior Agriculture Prot. Officer	Dean, K. R.	G–II–7	G–II–7	23 822
0190	Regional APO	Schmidt, G. L.	G–II–6	G–II–6	22 467
0220	General Assistant	Woods, L. R.	G–VII–1/2	G–VII–1/2	13 287
0235	District APO	Farrelly, G. G.	GX	GX	14 167
0240	District APO	Vacant	GX	GX	....
0245	District APO	Vacant	GX	GX	....
0250	District APO	Vacant	GX	GX	....
0255	District APO	Sweet, J. W.	GX	GX	14 167
	Research				
0330	Senior Technical Officer	Long, J. L.	G–II–7	G–II–7	23 822
0335	Technical Officer	Moore, L. S.	G–II–5/6	G–II–5/6	21 075
0340	Technical Officer	Martin, G. R.	G–II–5/6	G–II–5/6	21 075
0345	Technical Officer	Blackshaw, D. D.	G–II–5/6	G–II–5/6	22 467
0350	Technical Officer	Robinson, M. H.	G–II–3/4	G–II–3/4	19 802
0351	Technical Officer	Kok, N.	G–II–1/4	G–II–1/4	16 776
0352	Technical Officer	Rose, K.	G–II–3/4	G–II–3/4	19 164
0360	Technical Officer	Eastman, A. F.	G–II–3/4	G–II–3/4	18 534
0365	Technical Officer	Hubach, P.	G–II–1/4	G–II–1/4	17 347
0370	Technical Officer	Lowe, T. J.	G–II–3/4	G–II–3/4	18 534
0375	Technical Officer	Campbell, B. A.	G–II–1/4	G–II–1/4	15 664
0385	Technical Officer	Gray, G. S.	G–II–1/4	G–II–1/4	16 222
0390	Technical Officer	Clay, D. E.	G–II–1/2	G–II–1/2	16 222
0395	Technical Officer	Rhodes, L.	G–II–3/4	G–II–3/4	17 939
0400	Technical Officer	Payne, S.	G–II–1/4	G–II–1/4	16 776
0410	Technical Assistant	Lowthe, M.	GX	GX	13 287
0430T	Technical Assistant	Mitchell, S. B.	GX	GX	14 167
0450T	Technical Assistant	Cox, J. M.	GX	GX	14 662
0455T	Technical Assistant	Vacant	GX	GX	....
0460T	Technical Assistant	Vacant	GX	GX	....
	Bait Manufacture				
0475	Regional APO (Bait Manufacture)	Lieuwes, H.	G–II–5	G–II–5	21 075
	Field Control				
0500	Regional APO	Bell, G. F.	G–II–5	G–II–6	22 467
0505	Regional APO	Sutton, D. E.	G–II–5	G–II–6	22 467
0510	Regional APO	Boothey, M. V.	G–II–6	G–II–6	22 467
0515	Regional APO	Minchin, M. N.	G–II–5	G–II–5	21 075
0520	Regional APO	Johnstone, G. F. H.	G–II–5	G–II–6	22 467
0525	Regional APO	Walton, A. W.	G–II–5	G–II–5	21 075
0530	Regional APO	Stevens, A. J.	G–II–5	G–II–5	21 075
0535	Regional APO	Dowd, M. B.	G–II–5	G–II–5	21 075
0540	Regional APO	Black, T. F.	G–II–6	G–II–6	22 467
0545	Regional APO	Donald, D.	G–II–5	G–II–5	21 075
0550	Regional APO	Adrain, A. W.	G–II–5	G–II–5	21 075
0555	Regional APO	Strang, R. F.	G–II–6	G–II–6	22 467
0560	Regional APO	Milward, J. B.	G–II–6	G–II–6	22 467
0565	Regional APO	Sparrow, M. A.	G–II–5	G–II–5	21 075
0570	Regional APO	Rees, D.	G–II–5	G–II–5	21 075
0575	Regional APO	Burgoyne, E. W.	G–II–5	G–II–5	21 075
0580	Regional APO	Payne, R. L.	G–II–5	G–II–5	21 075
0585	Regional APO	Melville, R. C.	G–II–6	G–II–6	22 467
0590	Regional APO	Power, G. J.	G–II–5	G–II–5	21 075
0595	Regional APO	Diver, R. G.	G–II–6	G–II–6	22 467
0600	Regional APO	Knowlden, C. W. D.	G–II–5	G–II–5	21 075
0605	Regional APO	Hind, G. B.	G–II–5	G–II–6	22 467

PUBLIC SERVICE ARBITRATION ACT 1966-1982.—*continued.*

Item No.	Title of Officer	Name of Officer	Classification 30/6/83	Classification 1/7/83	Salary Excluding Allowances
					$
	Relieving				
0840	Rel. Regional APO	Ripper, E. P.	G-II-5	G-II-5	21 075
0845	Rel. Regional APO	Wilson, D.	G-II-5	G-II-5	21 075
0870	Rel. District APO	Javens, P. B.	G-II-1/2	G-II-1/2	17 347
0875	Rel. District APO	McIntyre, D. G.	G-II-1/2	G-II-1/2	17 347
0885	Rel. District APO	Allison, R. R.	G-II-1/2	G-II-1/2	15 664
	Zone 1A				
1000	District APO	Scott, G. M.	GX	GX	14 167
1005	District APO	Finlayson, P. A.	G-II-1/2	G-II-1/2	16 222
1010	District APO	Stevenson, P.	G-II-1/2	G-II-1/2	17 347
	Zone 1B				
1050	District APO	Drysdale, C. J.	G-II-1/2	G-II-1/2	17 347
1055	District APO	Stuart, I. R.	G-II-1/2	G-II-1/2	15 664
	Zone 2				
1100	District APO	Borger, A. J.	GX	GX	15 132
1105	District APO	Moore, K. A.	G-II-1/2	G-II-1/2	15 664
1150	District APO	Vacant	GX	GX	....
1155	District APO	Milovitch, R. P.	G-II-1/2	G-II-1/2	17 347
	Zone 3				
1200	District APO	Russell-Pell, J.	G-II-1/2	G-II-1/2	16 222
1205	District APO	Ward, L. R.	GX	GX	14 167
1250	District APO	McInnes, J. D.	GX	GX	14 167
1255	District APO	Vacant	GX	GX	....
	Zone 4				
1300	District APO	Merewether, S.	G-II-1/2	G-II-1/2	16 222
1305	District APO	Whale, P. J.	GX	GX	14 167
1310	District APO	Little, H. D.	G-II-1/2	G-II-1/2	17 347
1315	District APO	Russell, C. W.	G-II-1/2	G-II-1/2	17 347
1320	District APO	Miller, P. T.	G-II-1/2	G-II-1/2	17 347
1350	District APO	McInerney, N. B.	G-II-1/2	G-II-1/2	16 222
1355	District APO	Rayner, A. F.	GX	GX	14 167
1360	District APO	Battison, K. G.	G-II-1/2	G-II-1/2	16 222
1365	District APO	Edward, C. W.	G-II-1/7	G-II-1/2	15 664
1370	District APO	Vacant	GX	GX	....
1373	District APO	Hill, V. H.	G-II-1/2	G-II-1/2	17 347
1375	District APO	Parry, C. J.	G-II-1/2	G-II-1/2	15 664
1380	District APO	Krauth, G. V.	GX	GX	14 662
1390	District APO	Smith, R. S.	G-II-1/2	G-II-1/2	15 664
1391	District APO	Keen, M. G.	G-II-1/2	G-II-1/2	16 222
	Zone 5				
1500	District APO	Shepherd, L.	G-II-1/2	G-II-1/2	17 347
1505	District APO	Bates, I. A.	GX	GX	15 132
1510	District APO	Stewart, A. H.	G-II-1/2	G-II-1/2	16 222
1515	District APO	Pocock, A. J.	GX	GX	14 167
1520	District APO	Staporek, E.	G-II-1/2	G-II-1/2	16 222
1525	District APO	George, F. L.	G-II-1/2	G-II-1/2	15 664
1550	District APO	Jolly, P. J.	G-II-1/2	G-II-1/2	17 347
1555	District APO	Butcher, M. J.	G-II-1/2	G-II-1/2	16 222
1560	District APO	Blacklock, G. A.	G-II-1/2	G-II-1/2	16 776
1565	District APO	Crossing, G. W.	G-II-1/2	G-II-1/2	17 347
1570	District APO	Gwynne, R. L.	G-II-1/2	G-II-1/2	17 347
1575	District APO	Walker, J. G.	G-II-1/2	G-II-1/2	16 222
1580	District APO	Rafferty, D. J.	GX	GX	14 167
1595	District APO	Shanks, D. T.	G-II-1/2	G-II-1/2	17 347
1600	District APO	Spencer, R. D.	G-II-1/2	G-II-1/2	16 222
1605	District APO	Knight, E. J.	G-II-1/2	G-II-1/2	17 347
1610	District APO	Devonshire, R. C.	G-II-1/2	G-II-1/2	17 347
1615	District APO	Fletcher, G. E.	G-II-1/2	G-II-1/2	17 347
1625	District APO	Dickerson, B. L.	G-II-1/2	G-II-1/2	17 347
1630	District APO	Taylor, M. A.	G-II-1/2	G-II-1/2	17 347
1635	District APO	Hoskins, E. B.	G-II-5RV	G-II-5RV	21 075
1705	Unit Operator	Herbert, G. M. H.	GX	GX	15 132

PUBLIC SERVICE ARBITRATION ACT 1966-1982.—*continued.*

Item	Title of Officer	Name of Officer	Classification 30/6/83	Classification 1/7/83	Salary Excluding Allowances
					$
		Zone 6			
1800	District APO	Birch, D. F.	G–II–1/2	G–II–1/2	16 222
1805	District APO	Browne, A. M.	G–II–1/2	G–II–1/2	17 347
1810	District APO	Baker, M. G.	G–II–1/2	G–II–1/2	17 347
1815	District APO	Lund, D. J.	G–II–1/2	G–II–1/2	16 776
1820	District APO	Gordon, G. K.	G–II–1/2	G–II–1/2	15 664
1825	District APO	Robertson, N. R.	GX	GX	15 132
1845	District APO	Colum, J. M.	G–II–1/2	G–II–1/2	17 347
1850	District APO	Goddard, D. E.	G–II–1/2	G–II–1/2	17 347
1855	District APO	Aitken, M. J.	G–II–1/2	G–II–1/2	17 347
1865	District APO	Ridley, L.	G–II–1/2	G–II–1/2	17 347
1870	District APO	Williams, P. J.	G–II–1/2	G–II–1/2	16 222
1871	Unit Operator	Vacant	GX	GX	....
1875	District APO	Baker, L. M.	G–II–1/2	G–II–1/2	17 347
1880	District APO	Wheatley, T. L.	G–II–1/2	G–II–1/2	17 347
1885	District APO	Miller, H. L.	G–II–1/2	G–II–1/2	17 347
1890	District APO	Pryde, R. J.	G–II–1/2	G–II–1/2	16 776
1891	District APO	Griffiths, B. A.	G–II–1/2	G–II–1/2	17 347
1896	Unit Operator	Vacant	GX	GX	....
		Zone 7			
2000	District APO	Blood, F. M.	G–II–1/2	G–II–1/2	17 347
2005	District APO	McBain, F. M.	G–II–1/2	G–II–1/2	17 347
2010	District APO	Williams, K. E.	G–II–1/2	G–II–1/2	15 664
2015	District APO	Salkilld, R. C.	G–II–1/2	G–II–1/2	17 347
2025	District APO	Bright, M.	G–II–1/2	G–II–1/2	17 347
2030	District APO	Chant, R. L.	G–II–1/2	G–II–1/2	17 347
2050	Unit Operator	Speldewinde, G. A.	GX	GX	15 132
2100	District APO	Ritchie, J. B.	G–II–1/2	G–II–1/2	16 222
2105	District APO	Keys, D. E. J.	G–II–1/2	G–II–1/2	17 347
2110	District APO	Hearn, F. C.	G–II–1/2	G–II–1/2	16 222
2115	District APO	Billinghurst, H. F.	G–II–1/2	G–II–1/2	17 347
2120	District APO	McNamara, A. P.	G–II–1/2	G–II–1/2	16 222
2125	District APO	Johns, R. J.	G–II–1/2	G–II–1/2	16 222
2150	District APO	Morgan, G. E.	G–II–1/2	G–II–1/2	15 664
2155	District APO	Talbot, K. L.	G–II–1/2	G–II–1/2	16 222
2160	District APO	Newlands, J. R.	GX	GX	14 167
2165	District APO	Davies, R. K.	G–II–1/2	G–II–1/2	17 347
2170	District APO	Williams, W. G.	G–II–1/2	G–II–1/2	17 347
2175	District APO	Wilkins, P. J.	G–II–1/2	G–II–1/2	16 222
2180	District APO	Duke, B. E. B.	G–II–1/2	G–II–1/2	16 222
		Zone 8			
2300	District APO	Beech, L. A.	G–II–1/2	G–II–1/2	17 347
2305	District APO	Lane, G. E.	GX	GX	15 132
2310	District APO	Campbell, M. H.	G–II–1/2	G–II–1/2	16 776
2315	District APO	Mulder, R.	G–II–1/2	G–II–1/2	17 347
2320	District APO	Newman, C. R.	G–II–1/2	G–II–1/2	16 776
2325	District APO	Clark, M. J.	GX	GX	14 167
2340	District APO	Brandis, C. R.	GX	GX	14 167
2350	District APO	Taylor, S. N.	G–II–1/2	G–II–1/2	16 222
2355	District APO	O'Brien, P. M.	G–II–1/2	G–II–1/2	15 664
2360	District APO	Hamersley, C. C.	G–II–1/2	G–II–1/2	17 347
2365	District APO	Davies, M. D.	G–II–1/2	G–II–1/2	16 776
2370	District APO	Butterly, G. J.	GX	GX	14 167
2375	District APO	Farrall, A. G.	G–II–1/2	G–II–1/2	16 222
2380	District APO	Hetherington, R.	G–II–1/2	G–II–1/2	17 347
2385	District APO	Lee, T. L.	G–II–1/2	G–II–1/2	16 222
2390	Unit Operator	Allan, V. E.	GX	GX	15 132
2500	District APO	Wainwright, D. T.	G–II–1/2	G–II–1/2	16 222
2505	District APO	Brown, J.	G–II–1/2	G–II–1/2	17 347
2515	District APO	Trotter, D. H.	G–II–1/2	G–II–1/2	17 347
2520	District APO	Hart, K. J.	GX	GX	15 132
2525	District APO	Scarlett, G. D.	G–II–1/2	G–II–1/2	16 222
2530	District APO	Miller, W. A.	G–II–1/2	G–II–1/2	17 347
2535	District APO	Tonkin, R. D.	GX	GX	14 167
		Zone 9			
2700	District APO	Kerr, J. S.	GX	GX	14 167
2750	District APO	Tonkin, N. R.	G–II–1/2	G–II–1/2	17 347
2755	District APO	Vacant	GX	GX	....
2760	District APO	Merks, P. F.	G–II–1/2	G–II–1/2	16 776

PUBLIC SERVICE ARBITRATION ACT 1966-1982.—*continued.*

Item	Title of Officer	Name of Officer	Classification 30/6/83	Classification 1/7/83	Salary Excluding Allowances
					$
	Zone 10				
2800	Regional APO	Teasdale, R. W.	G–II–6	G–II–6	22 467
2810	District APO	MacKenzie, D. V.	G–II–1/2	G–II–1/2	17 347
2815	District APO	Holben, M.	G–II–1/2	G–II–1/2	17 347
2820	District APO	Hocking, J. L.	G–II–1/2	G–II–1/2	17 347
2825	District APO	Clare, A. B.	G–II–1/2	G–II–1/2	17 347
2850	Unit Operator	Opstal, H.	GX	GX	15 132
2855	Unit Operator	Crane, C. C. R.	GX	GX	15 132
	Starling Control				
2900	Inspector	Handy, A. R.	G–II–5	G–II–5	21 075
2910T	Unit Operator	Gurney, L. E.	GX	GX	15 132
2915T	Unit Operator	Vacant	GX	GX	....
	Prevention Services				
3100	Inspector	Hoffman, P. M.	G–II–5	G–II–5	21 075
3115	Inspector	Tapley, A. J. B.	G–II–5	G–II–5	21 075
3125	District APO/Inspector	Williams, H. C.	G–II–1/2	G–II–1/2	17 347
	Fences				
3200	Regional APO	Reynolds, J. F.	G–II–5	G–II–5	21 075
3210	Patrol Officer	Curley, H. G.	G–II–1/2	G–II–1/2	17 347
3215	Patrol Officer	Warr, N. K.	G–II–1/2	G–II–1/2	17 347
	Special Projects (Skeleton Weed)				
3510T	Regional APO	Martin, R. F.	G–II–5	G–II–5	21 075
3515T	Regional APO	Wallis, R. F.	G–II–5	G–II–5	20 433
3550T	District APO	Vacant	GX	GX	....
3555T	District APO	Nannup, R. G.	GX	GX	15 132
3560T	District APO	Mills, J. R.	G–II–1/2	G–II–1/2	16 776
3565T	District APO	Hobson, D. L. K.	G–II–1/2	G–II–1/2	17 347
3570T	District APO	Howitt, A. M.	G–II–1/2	G–II–1/2	17 347
3575T	District APO	Hebbermann, G. R.	G–II–1/2	G–II–1/2	16 776
3580T	District APO	Bailey, T. A.	GX	GX	14 662
3585T	District APO	Vacant	GX	GX	....
	Weed Ecology Research				
4050	Technical Assistant	Lindsay, A. P.	GX	GX	13 287
4055	Technical Officer	Scott, P. A.	G–II–1/4	G–II–1/4	15 664
4060	Technical Assistant	Vacant	GX	GX	....
4070T	Technical Assistant	Rose, W. R.	GX	GX	13 287
	Australian Plague Locust Research				
4110T	Technical Assistant	Dixon, J. O'D.	GX	GX	15 132
	Officers Attached				
5000	District APO	Cooper, G. J.	G–II–5RV	G–II–5RV	21 075

LIMITED PARTNERSHIPS ACT 1909.

LIMITED PARTNERSHIPS AMENDMENT RULES 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation. 1. These rules may be cited as the Limited Partnerships Amendment Rules 1983.

Commencement. 2. These rules shall come into operation on 1 January 1984.

Principal rules. 3. In these rules, the Limited Partnership Rules, 1909 published in the *Government Gazette* on 5 March 1909 are referred to as the principal rules.

Rule 1 repealed and substituted. 4. Rule 1 of the principal rules is repealed and the following rules are substituted—

" 1. These rules may be cited as the Limited Partnerships Rules 1909.

1A. In these rules, "the Act" means the Limited Partnerships Act 1909. ",

Rule 3 amended.

5. Rule 3 of the principal rules is amended—

(a) in paragraph (a) by deleting "two pounds" and substituting the following—

" $80.00 ";

(b) by deleting paragraph (b);

(c) in paragraph (c) by deleting "one shilling" and substituting the following—

" $2.00 "; and

(d) in paragraph (d)—

(i) by deleting "two shillings" and substituting the following—

" $5.00 "; and

(ii) by deleting "sixpence" and substituting the following—

" $2.00 ".

Appendix amended.

6. The Appendix to the principal rules is amended—

(a) in Form No. L.P. 1. by deleting "£2" and substituting the following—

" $..... "; and

(b) in Form No. L.P. 2. by deleting "5s." and substituting the following—

" $..... ".

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

COMPANIES (APPLICATION OF LAWS) ACT 1981.

COMPANIES (APPLICATION OF LAWS) REGULATIONS 1983.

WHEREAS it is provided by section 15 of the Companies (Application of Laws) Act 1981 that where, under the Agreement made on 22 December 1978 between the Commonwealth and the States, the Ministerial Council approves proposed regulations to be made under that Act for certain purposes, the Governor may make those regulations: And whereas the making of the following regulations is accordance with that section: His Excellency the Lieutenant-Governor and Administrator in Executive Council acting under the Companies (Application of Laws) Act 1981 has made the regulations following—

1. These regulations may be cited as the Companies (Application of Laws) Regulations 1983.

2. These regulations shall come into operation on the day on which the Companies and Securities Legislation (Miscellaneous Amendments) Act 1983 of the Commonwealth comes into operation.

3. In these regulations "the Act" means the Companies (Application of Laws) Act 1981.

4. (1) Paragraph (h) of Clause 1 of Schedule 1 to the Act is amended by deleting " "this Code". " and substituting the following—

" "this Code"; ".

(2) Clause 1 of Schedule 1 to the Act is amended by inserting after paragraph (h), the following paragraphs—

" (i) for the words "law of a participating State or of a participating Territory" and "law of a participating State or participating Territory" in the Commonwealth Act (wherever occurring) there were substituted the words "law in force in a participating State or in a participating Territory";

(j) for the words "law of the participating State or participating Territory" and "law of the participating State or of the participating Territory" in the Commonwealth Act (wherever occurring) there were substituted the words "law in force in the participating State or in the participating Territory";

(k) for the words "law of that State or Territory" in the Commonwealth Act (wherever occurring) there were substituted the words "law in force in that State or Territory";

(l) for the passage "law, or a previous law, of a State or of another Territory" and "law, or a previous law, of a State or another Territory" in the Commonwealth Act (wherever occurring) there were substituted the passage "law, or a previous law, in force in another State or in a Territory";

(m) for the passage "law, or of the previous law, of that State or Territory" in the Commonwealth Act (wherever occurring) there were substituted the passage "law, or of the previous law, in force in that State or Territory". ".

5. Clause 8 and Clause 8A of Schedule 1 to the Act are deleted and the following clauses substituted—

" 8. In section 30A of the Commonwealth Act—

(a) in the interpretation of "Board" after the words "Disciplinary Board" there were inserted the passage "constituted under the Companies (Administration) Act 1982"; and

(b) in the interpretation of "Chairman" for the passage "section 7 of the Companies Auditors and Liquidators Disciplinary Board Ordinance 1982" there were substituted the passage "section 13 of the Companies (Administration) Act 1982".

8A. In section 30D (8) of the Commonwealth Act for the word "Commonwealth" there were substituted the word "Crown".

8B. In section 30L of the Commonwealth Act, for the passage "Part III of the Crimes Act 1914" there were substituted the passage "Chapter XVI of The Criminal Code".

8C. In section 30Q (3) and (4) of the Commonwealth Act for the word "Commonwealth" (wherever occurring) there were substituted the word "Crown".

8D. In section 30S of the Commonwealth Act, after the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

6. After Clause 17 of Schedule 1 to the Act there shall be inserted the following clauses—

" 17A. In section 67 (4) of the Commonwealth Act after the passage "Act 1983" there were inserted the words "of the Commonwealth".

17B. In section 68A (3) (b) of the Commonwealth Act before the words "the Registrar of Companies" there were inserted the words "the Commissioner for Corporate Affairs or".

17C. In section 68C of the Commonwealth Act before the words "the Registrar of Companies" (wherever occurring) there were inserted the words "the Commissioner for Corporate Affairs or".

17D. In section 73 (4A) of the Commonwealth Act after the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

7. Clause 29 of Schedule 1 to the Act is deleted and the following clause substituted—

" 29. In section 164 (1) of the Commonwealth Act for the words "the Australian Capital Territory" (wherever occurring) there were substituted the words "Western Australia". ".

8. After Clause 36A of Schedule 1 to the Act there shall be inserted the following clauses—

" 36B. In section 215C (9), (10) and (11) of the Commonwealth Act after the passage "Act 1983" there were inserted the words "of the Commonwealth".

36C. In section 222 (1A) of the Commonwealth Act after the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

9. Before Clause 37 of Schedule 1 to the Act there shall be inserted the following clauses—

" 36D. In section 227A (5) of the Commonwealth Act—

(a) for the words "relevant Act" there were substituted the words "relevant enactment"; and

(b) after the passage "Act 1983" there were inserted the words "of the Commonwealth".

36E. In section 227A (6) of the Commonwealth Act—

(a) for the words "relevant Act" (wherever occurring) there were substituted the words "relevant enactment"; and

(b) for the words "relevant Acts" there were substituted the words "relevant enactments".

36F. In section 227A (7) of the Commonwealth Act, for paragraph (b) there were substituted the following paragraph—

" (b) each of the following laws is a relevant enactment:—

(i) this Code, the Companies (Acquisition of Shares) (Western Australia) Code and the Securities Industry (Western Australia) Code;

(ii) the Companies Act 1961 and any corresponding previous enactment and the Securities Industry Act 1975 and any corresponding previous enactment, and the Company Take-overs Act 1979;

(iii) a law in force in another State or in a Territory that corresponds with a Code referred to in subparagraph (i); and

(iv) an Act or enactment of another State or of a Territory that corresponds with the whole or any part of an Act or enactment referred to in subparagraph (ii);

and ". ".

10. After Clause 38 of Schedule 1 to the Act there shall be inserted the following clause—

" 38A. In section 241 (6) of the Commonwealth Act, after the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

11. Before Clause 39 of Schedule 1 to the Act there shall be inserted the following clause—

" 38B. In section 261 (22) of the Commonwealth Act after the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

12. After Clause 40 of Schedule 1 to the Act there shall be inserted the following clause—

" 40A. In section 269 (13) of the Commonwealth Act after the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

13. Before Clause 41 of Schedule 1 to the Act there shall be inserted the following clause—

" 40B. In section 270 (3A) (c) (i) and (14) of the Commonwealth Act for the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

14. After Clause 55 of Schedule 1 to the Act there shall be inserted the following clause—

" 55A. In section 323 (1B) of the Commonwealth Act after the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

15. Before Clause 56 of Schedule 1 to the Act there shall be inserted the following clause—

" 55B. In section 324A (5) of the Commonwealth Act after the passage "Act 1983" there were inserted the words "of the Commonwealth". ".

16. After Clause 73 of Schedule 1 to the Act there shall be inserted the following clause—

" 73A. In section 570A of the Commonwealth Act—

(a) in subsection (1) for the passage "Act 1983" there were inserted the words "of the Commonwealth";

(b) in paragraph (b) of subsection (2) for the passage "Act 1980" there were substituted the words "(Western Australia Code)"; and

(c) in subsection (7)—

(i) for the words "provision of this Act" there were substituted the words "provision of this Code"; and

(ii) for the words "any other Act" there were substituted the words "any other Code or any Act". ".

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

COMPANIES (ACQUISITION OF SHARES) (APPLICATION OF LAWS) ACT 1981.

COMPANIES (ACQUISITION OF SHARES) (APPLICATION OF LAWS) REGULATIONS 1983.

WHEREAS it is provided by section 16 of the Companies (Acquisition of Shares) (Application of Laws) Act 1981 that where, under the Agreement made on 22 December 1978 between the Commonwealth and the States, the Ministerial Council approves proposed regulations to be made under that Act for certain purposes, the Governor may make those regulations: And whereas the making of the following regulations is in accordance with that section: His Excellency the Lieutenant-Governor and Administrator in Executive Council acting under the Companies (Acquisition of Shares) (Application of Laws) Act 1981 has made the regulations following—

1. These regulations may be cited as the Companies (Acquisition of Shares) (Application of Laws) Regulations 1983.

2. These regulations shall come into operation on the day on which Part II of the Companies and Securities Legislation (Miscellaneous Amendments) Act 1983 of the Commonwealth comes into operation.

3. In these regulations—

(a) "the Act" means the Companies (Acquisition of Shares) (Application of Laws) Act 1981; and

(b) "the Amendment Act" means the Companies and Securities Legislation (Miscellaneous Amendments) Act 1983 of the Commonwealth.

4. After Clause 4 of Schedule 1 to the Act there shall be inserted the following clause—

" 4A. In section 49 (6) of the Commonwealth Act for the words "of that Act" (wherever occurring) there were substituted the words "of that Code". ".

5. After Clause 7 of Schedule 1 to the Act there shall be inserted the following clauses—

" 8. In paragraph (e) of Clause 2 of Part B of the Schedule to the Commonwealth Act for the words "of that Act" there were substituted the words "of that Code". ".

9. In paragraph (c) of Clause 2 of Part D of the Schedule to the Commonwealth Act for the words "of that Act" there were substituted the words "of that Code". ".

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

SECURITIES INDUSTRY (APPLICATION OF LAWS) ACT 1981.

SECURITIES INDUSTRY (APPLICATION OF LAWS) REGULATIONS 1983.

WHEREAS it is provided by section 15 of the Securities Industry (Application of Laws) Act 1981 that where, under the Agreement made on 23 December 1978 between the Commonwealth and the States, the Ministerial Council approves proposed regulations to be made under that Act for certain purposes, the Governor may make those regulations: And whereas the making of the following regulations is in accordance with that section: His Excellency the Lieutenant-Governor and Administrator in Executive Council acting under the Securities Industry (Application of Laws) Act 1981 has made the regulations following—

1. These regulations may be cited as the Securities Industry (Application of Laws) Regulations 1983.

2. These regulations shall come into operation on the day on which section 147 of the Companies and Securities Legislation (Miscellaneous Amendments) Act 1983 of the Commonwealth comes into operation.

3. In these regulations "the Act" means the Securities Industry (Application of Laws) Act 1981.

4. After Clause 20 of Schedule 1 to the Act there shall be inserted the following clause—

" 20A. In section 141A of the Commonwealth Act—

(a) in subsection (1) after the passage "Act 1983" there were inserted the words "of the Commonwealth"; and

(b) in paragraph (b) of subsection (2) for the passage "Act 1980" there were substituted the words "(Western Australia) Code"; and

(c) in subsection (7)—

(i) for the words "provision of this Act" there were substituted the words "provision of this Code"; and

(ii) for the words "any other Act" there were substituted the words "any other Code or any Act".

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

Western Australia Prisons Department,
Perth, 20 December 1983.

W.A.P.D. 022901.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has appointed, pursuant to section 54 (1) (a) of the Prisons Act 1981-1982, the persons named in the second column of the Schedule hereunder, as Prison Visitors to the Prisons listed in the first column and opposite those names in the said Schedule, for a period of two years from 1 January 1984:

Schedule.

Albany Regional Prison—Mrs. J. Bush, Mrs. J. Lynch and Mr. A. R. Mitchell.
Broome Regional Prison—Mr. P. Cox.
Canning Vale Prison—Mr. R. V. Ingram.
Pardelup Prison Farm—Mr. P. Pavlovich.
West Perth Work Release Hostel—Mr. R. N. Stone, A. M., J.P.
Wyndham Regional Prison—Mr. M. N. Brown.

IAN C. HILL,
Director.

Western Australia Prisons Department,
Perth, 20 December 1983.

W.A.P.D. 024301.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, has appointed, pursuant to section 54 (1) (b) of the Prisons Act 1981-1982, Mrs. J. Bateman as a Visiting Justice to the C. W. Campbell Remand Centre for a period of two years commencing 1 January 1984.

IAN C. HILL,
Director.

INDUSTRIAL TRAINING ACT 1975-1980.

INDUSTRIAL TRAINING (APPRENTICESHIP TRAINING) AMENDMENT REGULATIONS 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation. 1. These regulations may be cited as the Industrial Training (Apprenticeship Training) Amendment Regulations 1983.

Commencement. 2. These regulations shall come into operation on 1 January 1984.

Principal regulations. 3. In these regulations the Industrial Training (Apprenticeship Training) Regulations 1981* are referred to as the principal regulations.

* Published in the *Government Gazette* on 17 July 1981 at pp. 2935-2940.

Regulation 4 amended.

4. Regulation 4 of the principal regulations is amended by inserting in the appropriate alphabetical position the following definition—

" "approved" means approved by the Council; ".

Schedule 1 amended.

5. Schedule 1 to the principal regulations is amended—

(a) by deleting "Plumbing" in Column 1;

(b) by inserting after "Dental Technician*" in Column 1 the following—

" Plumbing and Gasfitting† "; and

(c) by inserting the following footnote—

" †But where the apprentice has satisfactorily completed an approved pre-apprenticeship course consisting of stages 1 and 2 of the technical training programme for plumbing apprentices the maximum term of the apprenticeship shall be 3 years. ".

Schedule 3 amended.

6. Schedule 3 to the principal regulations is amended by deleting "Plumbing" in Column 1 and substituting the following—

" Plumbing and Gasfitting ".

Schedule 4 amended.

7. Schedule 4 to the principal regulations is amended by deleting "Plumbing" in Column 1 and substituting the following—

" Plumbing and Gasfitting ".

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

INDUSTRIAL TRAINING ACT 1975-1980.

INDUSTRIAL TRAINING (GENERAL APPRENTICESHIP) AMENDMENT REGULATONS 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation.

1. These regulations may be cited as the Industrial Training (General Apprenticeship) Amendment Regulations 1983.

Commencement.

2. These regulations shall come into operation on 1 January 1984.

Schedule 1 amended.

3. Schedule 1 to the Industrial Training (General Apprenticeship) Regulations 1981* is amended by deleting "Plumbing" and substituting the following—

" Plumbing and Gasfitting ".

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

* Published in the *Government Gazette* on 17 July 1981 at pp. 2921-2935.

INDECENT PUBLICATIONS AND ARTICLES ACT 1902.

INDECENT PUBLICATIONS AND ARTICLES (FEES) REGULATIONS 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation

1. These regulations may be cited as the Indecent Publications and Articles (Fees) Regulations 1983.

Commencement.

2. These regulations shall come into operation on 1 January 1984.

Definition.

3. In these regulations, "the Act" means the Indecent Publications and Articles Act 1902.

Fees—section 11A.

4. (1) An application to be registered under section 11A of the Act shall be accompanied by a fee of $50 for each place at which the applicant carries on or intends to carry on the business of distributing, hiring or selling publications.

(2) An application to renew a registration under section 11A of the Act shall be accompanied by a fee of $50 for each place at which the applicant carries on or intends to carry on the business of distributing, hiring or selling publications.

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES ACT 1961-1979.

REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES AMENDMENT REGULATIONS (No. 2) 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation. 1. These regulations may be cited as the Registration of Births, Deaths and Marriages Amendment Regulations (No. 2) 1983.

Reg. 8 amended. 2. Regulation 8 of the Registration of Births, Deaths and Marriages Act Regulations 1963*, as amended, is amended—

(a) by deleting paragraph (b) of subregulation (2); and

(b) by repealing subregulation (4) and substituting the following subregulation—

" (4) Where the person referred to in subregulation (1) of this regulation acts as assistant district registrar he shall transmit to the relevant district registrar all fees received by him under the First Schedule. ".

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

* Reprinted in the *Government Gazette* on 20 April 1977 at pp. 1069-1084.

PERTH THEATRE TRUST ACT 1979.

THE Minister for the Arts, pursuant to the powers conferred by section 3 (2) of the above Act, does hereby declare that the Subiaco City Hall, being the building erected on the land described in the schedule hereto, shall be defined as a theatre for the purposes of the Perth Theatre Trust Act 1979 as from the date of publication hereof.

Schedule.

A Class Reserve No. 5183.

RON DAVIES,
Minister for the Arts.

HEALTH ACT 1911 (AS AMENDED).

Public Health Department,
Perth, 22 December 1983.

P.H.D. 124/80 Ex. Co. No. 3750.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has:—

1. Appointed, pursuant to section 11 of the Health Act 1911 as amended, Mr. Scott Danbridge as a Health Surveyor.
2. Appointed, pursuant to section 11 of the Health Act 1911 as amended, Dr. Cashel D'arcy James Holman as a Medical Officer of Health.
3. Cancelled the appointment of Mr. Gregory Wayne Sutherland as a Health Surveyor (Meat Inspection) under section 11 of the Health Act 1911 as amended.

J. C. McNULTY,
Commissioner of Public Health.

ANATOMY ACT 1930 (AS AMENDED).

Public Health Department,
Perth, 22 December 1983.

P.H.D. 322/78, V.4; Ex. Co. No. 3748.

HIS Excellency the Lieutenant-Governor and Administrator has granted under the Provision of the Anatomy Act 1930, a licence to practice anatomy at the Institutions indicated in the schedule hereunder:

Schedule.

University of Western Australia.

Awram, John.
Beames, Nicholas.
Carstairs, Paul Valentine.
Costley, Deborah.
Cupitt, Graham C.
Doneo, Sandra.
Fairhall, John Hamlyn.
Flavelle, M. L.
Gare, Thomas.
Gibbney, Victor.
Grenfell, Vivienne.
Hansen, Nola.
Hodgkin, Jonathon.
Holmes, Wendy.
Hunt-Smith, J.
Loss, John.
Moore, Marilyn.
Nakatsuka, Junko.
Nietto, Isabelle.
Penistan, Irene.
Rainor, Catherine.
Scullino, Sam.
Stoddart, Kylie.
Wade, Robyn.
Walls, Heather.
Woods, Gerald J.

Western Australian Institute of Technology.

Andrews, Nola Patricia.
Barnes, Anthony Neil.
Bridge, Alexandra.
Chew, Yoot.
Davey, Margaret.
Henkel, Mark.
Hewitt, Brian William.
Kerr, Angus Ferguson.
McIldowie, Jeanette.
Malone, Brian Benedict.
Mitchell, Karen Lee.
Murphy, Correna.
Nash, Robyn Anne.
Richardson, Vanessa.
Smithson, Martin Paul.

J. C. McNULTY,
Commissioner of Public Health.

CREMATION ACT 1929 (AS AMENDED).

Public Health Department,
Perth, 22 December 1983.

P.H.D. 564/83; Ex. Co. No. 3749.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has:—

1. Appointed under the provisions of the Cremation Act 1929, as amended, Dr. P. R. Jackson of 1 Antigua Street, Safety Bay as a medical referee for the Rockingham area and
2. Cancelled the appointment of Dr. K. D. Gray as a medical referee to the Mt. Lawley area.

J. C. McNULTY,
Commissioner of Public Health.

HOSPITALS ACT 1927-1982.

Department of Hospital and
Allied Services,
Perth, 20 December 1983.

PM 1.9.

HIS Excellency the Lieutenant-Governor and Administrator has:—

(1) Accepted the resignation of Dr. G. S. Baron-Hay as a member of the Board of the Princess Margaret Hospital for Children effective on 31 December 1983.

(2) Abolished, under the provisions of the Hospitals Act 1927-1982 the following offices on the Board of the Princess Margaret Hospital for Children occupied by the following members whose term of appointment expires on 31 December 1983—

Mr. L. G. Fletcher.,

Mr. T. A. Lang.

Mr. F. W. Statham.

(3) Abolished, under the provisions of the Hospitals Act 1927-1982 the office on the Board of the Princess Margaret Hospital for Children formerly occupied by Professor W. B. MacDonald deceased.

(4) Abolished, under the provisions of the Hospitals Act 1927-1982 the office on the Board of the Princess Margaret Hospital for Children held by Dr. G. S. Baron-Hay effective from 31 December 1983.

(5) Appointed under the provisions of the Hospitals Act 1927-1982, to vacant offices, the following persons as members of the Board of the Princess Margaret Hospital for Children:

(a) For the period of two years ending 31 December 1985—

Messrs. L. G. Fletcher, T. A. Lang and I. D. Temby, Q.C.

(b) For the period of one year ending 31 December 1984—

Professor A. J. F. Boyle, Mr. D. Clements.

W. D. ROBERTS,
Commissioner, Hospitals and
Allied Services.

HOSPITALS ACT 1927-1982.

Department of Hospital and
Allied Services,
Perth, 20 December 1983.

SG 1.9.

HIS Excellency the Lieutenant-Governor and Administrator has been pleased to appoint under the provisions of the Hospitals Act 1927-1982 Professor R. M. C. Lourens as a member of the Sir Charles Gairdner Hospital Board for the period endiing 31 December 1985.

W. D. ROBERTS,
Commissioner, Hospital and
Allied Services.

HOSPITALS ACT 1927-1982.

Department of Hospital and
Allied Services,
Perth, 20 December 1983.

YL 1.9.

HIS Excellency the Lieutenant-Governor and Administrator has been pleased to appoint under the provisions of the Hospitals Act 1927-1982 Mr. F. L. Faulkner as a member of the Yarloop District Hospital Board for the period ending 31 July 1983.

W. D. ROBERTS,
Commissioner, Hospital and
Allied Services.

HOSPITALS ACT 1927-1982.

Department of Hospital and
Allied Services,
Perth, 20 December 1983.

GN 1.9.

HIS Excellency the Lieutenant-Governor and Administrator has been pleased to appoint under the provisions of the Hospitals Act 1927-1982 Mrs. S. S. Pritchard as a member of the Gnowangerup District Hospital Board for the period ending 30 September 1986.

W. D. ROBERTS,
Commissioner, Hospital and
Allied Services.

MEDICAL ACT 1894 (AS AMENDED).

In the matter of the Medical Act 1894 and amendments and in the Matter of John Frederick Good, Medical Practitioner of 26 Leura Street, Nedlands, Western Australia.

THE Medical Board of Western Australia having held an Inquiry into allegations of improper conduct in a professional respect on 22 December 1983 in accordance with the Act and having heard and considered the evidence adduced before the Inquiry duly found as follows:

1. That it was proved to the satisfaction of the Board that Dr. John Frederick Good had been guilty of improper conduct in a professional respect.
2. That John Frederick Good be erased from the Register.

Dated at Perth this 22nd day of December, 1983.

By Order of the Medical Board
of Western Australia.

K. I. BRADBURY,
Registrar.

MENTAL HEALTH ACT 1962-1976.

Mental Health Services,
3 Havelock Street,
West Perth, 28 December 1983.

A.2.2.1.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to appoint, pursuant to section 11 of the Mental Health Act 1962-1976, Mr. T. J. McDonnell (Chairman), Dr. R. J. Gillett, Mr. J. Casson and Mrs. J. Ellis, as members, to be a Board of Visitors to Graylands Hospital for the purposes of the Mental Health Act 1962-1976, for a period of three years commencing on 1 January 1984.

H. SMYRNA JONES,
Acting Director,
Mental Health Services.

MENTAL HEALTH ACT 1962-1976.

Mental Health Services,
3 Havelock Street,
West Perth, 28 December 1983.

A.2.2.1.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to appoint, pursuant to section 11 of the Mental Health Act 1962-1976, Mr. T. J. McDonnell (Chairman), Dr. R. J. Gillett, Mr. M. B. Paust and Mrs. J. Ellis, as members, to be a Board of Visitors to Swanbourne Hospital for the purposes of the Mental Health Act 1962-1976, for a period of three years commencing on 1 January 1984.

H. SMYRNA JONES,
Acting Director,
Mental Health Services.

MENTAL HEALTH ACT 1962-1976.

Mental Health Services,
3 Havelock Street,
West Perth, 28 December 1983.

A.2.2.1.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to appoint, pursuant to section 11 of the Mental Health Act 1962-1976, Dr. J. H. Leavesley (Chairman), Ms M. Rayner, Mrs. S. Leach, Dr. G. R. Hobday and Mr. H. T. Devitt, as members, to be a Board of Visitors to Heathcote Hospital for the purposes of the Mental Health Act 1962-1976, for a period of three years commencing on 1 January 1984.

H. SMYRNA JONES,
Acting Director,
Mental Health Services.

MENTAL HEALTH ACT 1962-1976.

Mental Health Services,
3 Havelock Street,
West Perth, 28 December 1983.

A.2.2.1.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to appoint, pursuant to section 11 of the Mental Health Act 1962-1976, Mr. H. G. Holder (Chairman), Mr. T. J. McDonnell, Dr. M. K. Sawday, Dr. F. E. Heymanson and Mrs. L. Minson, as members, to be a Board of Visitors to Lemnos Hospital for the purposes of the Mental Health Act 1962-1976, for a period of three years commencing on 1 January 1984.

H. SMYRNA JONES,
Acting Director,
Mental Health Services.

HEALTH ACT 1911 (AS AMENDED).

Town of Geraldton.

WHEREAS under the provisions of the Health Act 1911 (as amended) a Local Authority may make or adopt by-laws, and may alter, amend or repeal any by-law so made or adopted: Now, therefore, the Town of Geraldton, being a Local Authority within the meaning of the Act and having adopted the Model By-laws described as Series "A" as reprinted, pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and amended on 16 December 1971 doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

By-law 51 (2) of Part VII substitute for the words "twenty-five dollars" in lines five and six the words "sixty dollars".

Passed at a meeting of the Geraldton Town Council on the 12th day of October, 1983.

The Common Seal of the Town of Geraldton was hereunto affixed in the presence of—

[L.S.]

P. G. COOPER,
Mayor.

G. K. SIMPSON,
Town Clerk.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911 (AS AMENDED).

The Municipality of the Town of Northam.

Model By-laws—Series "A".

WHEREAS under the provisions of the Health Act 1911 (as amended), a Local Authority may make or adopt by-laws, and may alter, amend or repeal any by-law so made or adopted: Now, therefore, the Town of Northam, being a Local Authority within the meaning of the Act, and having adopted the Model By-laws described as Series "A" and reprinted pursuant to the Reprinting of Regulations Act 1954, in the *Government Gazette* on 17 July 1963, and as amended from time to time thereafter, doth hereby resolve and determine that the said Model By-laws so amended and adopted shall be further amended as follows:—

PART VII—Food.

By-law 51 (2) is amended by deleting the words "Twenty-five Dollars" in lines 5 and 6 and inserting in place thereof the words "Sixty Dollars".

Passed at a meeting of the Northam Town Council this 28th day of September, 1983.

Dated this 11th day of October, 1983.

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

[L.S.]

F. A. R. KILLICK,
Mayor.

B. H. WITTBER,
Town Clerk.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

ROAD TRAFFIC ACT 1974 (AS AMENDED).

ROAD TRAFFIC (PRELIMINARY BREATH TESTING APPARATUS) NOTICE 1983.

MADE by the Minister for Police and Emergency Services.

Citation. 1. This notice may be cited as the Road Traffic (Preliminary Breath Testing Apparatus) Notice 1983.

Definition. 2. In this notice—

"preliminary test" has the meaning given to that expression by section 65 of the Act;

"the Act" means the Road Traffic Act 1974 (as amended from time to time).

Approval of apparatus. 3. Apparatus bearing, with or without other material, the expression "Dräger Alcotest 7310" is approved as apparatus for conducting preliminary tests for the purposes of section 66 of the Act.

JEFF CARR,
Minister for Police
and Emergency Services.

FISHERIES ACT 1905.

Notice No. 54.

ACTING in exercise of the powers conferred by sections 9 and 11 of the Act, I hereby prohibit the taking of any fish by means of trawling and dredging in the waters specified in the schedule hereto.

The notice relating to trawling published in the *Government Gazette* of 16 December 1983 is hereby cancelled.

H. D. EVANS,
Minister for Fisheries and Wildlife.

Schedule.

Area 1—Cape Naturaliste to the mouth of the Moore River, F & W 895/83.

All that portion of the Indian Ocean within 800 metres of highwater mark of the mainland of Western Australia between Cape Naturaliste and the mouth of the Moore River; and in addition:

Area 2—Warnbro Sound, F&W 801/77.

The whole of the waters of Warnbro Sound bounded on the north by a line drawn from Mersey Point and extending seawards to a position 1 600 metres west of that point; thence by a line drawn in a generally southerly direction to a position 2 400 metres west of Becher Point; thence by a line drawn in an easterly direction to the said Becher Point; thence generally easterly, northerly and westerly along the high water mark of Warnbro Sound to the starting point.

Area 3—Cockburn Sound, F&W 183/60.

All that portion of the Indian Ocean bounded by lines starting from a point on the low water mark at the western extremity of the North Mole, a point on the mainland and extending westerly to the northernmost rock of the Straggler Rocks; thence southeasterly to the low water mark on the northernmost point of Mewstone; thence generally southerly along that mark on the eastern shore of that island to its southernmost point; thence southerly to the low water mark on the northernmost point of Carnac Island; thence generally southerly along that mark on the eastern shore of that island to its southernmost point; thence southerly to the low water mark at Entrance Point on Garden Island; thence generally southerly along that mark on the eastern shore of that island to South West Point; thence southerly to the low water mark at John Point, on the mainland aforesaid, thence generally northerly along that mark to the westernmost extremity of the South Mole; and thence northwesterly to the starting point.

(Admiralty Chart: Aust. 77).

Area 4—North Metropolitan Beaches, F&W 183/60.

All that portion of the Indian Ocean commencing at a point on the foreshore at high water mark fronting the westernmost point of the North Fremantle Groyne and extending northerly along the high water mark to the westernmost point of Trigg Island, with a width seawards of two nautical miles.

Area 5—Becher Point to Mandurah, F & W 895/83.

All that portion of Western Australian waters enclosed by a line commencing 800 metres west of the high water mark at Becher Point and extending generally southerly parallel to the high water mark to a point 800 metres west of the intersection of the westerly extension of the southern boundary of Reserve No. 26469 with the high water mark; thence in a generally southwesterly direction in a line tangential to a circle 1 600 metres radius from the northern end of the western groyne at the mouth of the Channel Entrance to the Peel Inlet at Mandurah; thence anti clockwise around that circle to its intersection with the high water mark; thence generally northerly to the northern end of the western groyne at the mouth of the Channel Entrance to Peel Inlet at Mandurah; thence generally westerly to the northern end of the eastern groyne at the mouth of that Channel Entrance; thence generally northerly along the high water mark to Becher Point; thence west to the starting point.

PARKS AND RESERVES ACT 1895.

Cancellation of Appointment of Board.

Reserve No. 19339.

Department of Lands and Surveys,
Perth, 30 December 1983.

Corres. 2717/25, V2.

HIS Excellency the Lieutenant-Governor in Executive Council has been pleased to approve of the cancellation of the appointment of Messrs. Albert John Hobbs, Albert Dudley Vaughan, William James Markey, William Albert Coley and William Gregory as a Board to control and manage Reserve No. 19339 (Carbunup River Lot 16) set apart for the purpose of "Recreation".

B. L. O'HALLORAN,
Under Secretary for Lands.

LAND ACT 1933.

Reserves.

Department of Lands and Surveys,
Perth, 30 December 1983.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to set apart as a Public Reserve the land described below for the purpose therein set forth.

File No. 848/09, V3.

HINES HILL.—No. 38514 (Parkland), Lot Nos. 86 and 90 (119.275 0 hectares). (Reserve Plan 232, Plan Hines Hill Townsite (Great Eastern Highway in the Shire of Merredin).)

File No. 816/79.

KUNUNURRA.—No. 38572 (Use and Requirements of the Industrial and Commercial Employees' Housing Authority), Lot Nos. 1456, 1465, 2206, 2209, and 2219 (3 601 square metres). (Plan Kununurra 2 000 24.16 (Wilga Place, Mallee Court and Barringtonia Avenue in the Shire of Wyndham-East Kimberley).)

File No. 1108/17, V2.

AVON.—No. 38578 (Conservation of Flora and Fauna), South Kumminin Lot No. 37 and Location No. 19666 (81.293 2 hectares). (Reserve Plan No. 235, Plan South Kumminin Townsite (Narembeen-Kondinin Road in the Shire of Narembeen).)

File No. 1931/983.

KUNUNURRA.—No. 38579 (Use and Requirements of the Industrial and Commercial Employees Housing Authority), Lot No. 1990 (1 095 square metres). (Original Plan 15852, Plan Kununurra 2 000 23.15 (Water Lily Place in the Shire of Wyndham-East Kimberley).)

File No. 2986/983.

NEWDEGATE.—No. 38580 (Caravan Park), Lot No. 159 (3.992 2 hectares). (Diagram 84985, Plan Newdegate Townsite (Newdegate Road, Ravensthorpe in the Shire of Lake Grace).)

File No. 2716/25, V2.

CARBUNUP RIVER.—No. 38582 (Park and Recreation), Lot Nos 16, 17 and 19 (31.068 4 hectares). (Reserve Diagram No. 461, Plan Carbunup River Townsite (Weir Street in the Shire of Busselton).)

File No. 2444/983.

JURIEN.—No. 38590 (Recreation—Golf Course), Lot No. 681 (52.315 3 hectares). (Original Plan 15841, Plans Jurien 2 000 03.06 and 03.07 and Regional (Bashford Street).)

File No. 3071/983.

COCKBURN SOUND.—No. 38604 (Foreshore Management and Recreation), Location No. 2655 (8 530 square metres). (Diagram 85919, Plan Mandurah and Environs 2 000 05.01 (Peninsula Entrance in the Shire of Mandurah).)

File No. 2044/983.

MULLEWA.—No. 38605 (Parking), Lot No. 214 (1 339 square metres). (Diagram 85465, Plans Mullewa 2 000 29.02, 29.03, 30.02 and 30.03 (corner Stock Street and Maitland Road).)

B. L. O'HALLORAN,
Under Secretary for Lands.

AMENDMENT OF RESERVES.

Department of Lands and Surveys,
Perth, 30 December 1983.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to approve, under section 37 of the Land Act 1933 of the amendment of the following Reserves.

File No. 5280/47.—No. 398 (Dongara Townsite) "Police" to comprise Dongara Lot 79 as surveyed and shown bordered in red on Original Plan 15729 in lieu of Lot 58 and of its area being reduced to 3 694 square metres accordingly. (Plan Dongara Townsite 2 000 35.03 (Waldeck Street in the Shire of Irwin).)

File No. 6422/20.—No. 17574 (Bickley Lots 30, 31 and 32) "Recreation" to agree with recalculation and of its area being increased to 9 166 square metres accordingly. (Plan K3-4 (Lawnbrook Road in the Shire of Kalamunda).)

File No. 3201/21.—No. 18130 (Sawyers Valley Townsite) "Timber" to comprise Sawyers Valley Town Lots 110, 111 and 112 and of its area being recalculated to 20.246 9 hectares accordingly. (Plan Perth 2 000 34.31 and 34.30 (Great Eastern Highway).)

File No. 3040/23.—No. 20531 (Newdegate Lot 52) "Recreation" to exclude that portion now comprised in Newdegate Lot 159 as surveyed and shown bordered in red on Lands and Surveys Diagram 84985 and of its area being reduced to 7.104 2 hectares accordingly. (Plan Newdegate Townsite (Newdegate-Ravensthorpe Road in the Shire of Lake Grace).)

File No. 1319/33, V2.—No. 2113 (Mullewa Lot 204) "Recreation" to exclude that portion now comprised in Mullewa Lot 214 as surveyed and shown bordered in red on Lands and Surveys Diagram 85465 and that portion shown coloured dark brown on the said Diagram and of its area being reduced to 7 425 square metres accordingly. (Plan Mullewa 2 000 29.02, 29.03, 30.02 and 30.03 (Stock Street).)

File No. 4727/51.—No. 23330 (Glen Forrest Lots 326 and 327) "Government Requirements" to exclude that portion now comprised in Glen Forrest Lot 366 as surveyed and shown bordered green on Lands and Surveys Diagram 85961 and of its area being reduced to 2.411 1 hectares accordingly. (Plan M164-4 (Thomas Road).)

File No. 3539/49.—No. 23797 (Wiluna Lots 2, 3, 4, 5, 135 to 142 inclusive and 1454) "Schoolsite" to include Wiluna Lot 1465 and of its area being increased to 1.263 7 hectares accordingly. (Plan Wiluna Townsite (Woodley Street).)

File No. 4002/60.—No. 28058 (Swan Locations 7993, 2528 and 2713) "Recreation" to exclude that portion now comprised in Swan Location 9780 as surveyed and shown bordered in green on Lands and Surveys Diagram 82991 and of its area being reduced to 81.757 0 hectares accordingly. (Plan Perth 2 000 11.39 (Aylesford Drive in the Shire of Wanneroo).)

File No. 3546/57, V2.—No. 30269 (Peel Estate Lot 660) "Parkland" to include Peel Estate Lot 1314 and of its area being increased to 19.791 6 hectares accordingly. (Plan R106-4 (Mandurah Road in the Shire of Rockingham).)

File No. 1984/70.—No. 31114 (De Witt Location 49) "Gravel (M.R.D.)" to exclude that portion now comprised in De Witt Location 175 as surveyed and shown bordered in green on Original Plan 15907 and of its area being reduced to 111.692 8 hectares accordingly. (Plans Nicol Bay SW and Karratha NW 1:25 000.)

File No. 2806/69.—No. 31546 (Esperance Townsite) "Water Supply" to comprise Esperance Lot 693 and of its area being recalculated to 7.708 0 hectares. (Plan E141-4 (Panorama Place).)

File No. 881/71.—No. 31884 (at Jurien) "Recreation" to comprise Jurien Lot 680, as surveyed and shown bordered in red on Original Plan 15841, in lieu of Lot 354 and of its area being reduced to 37.588 8 hectares accordingly. (Plans Jurien 2 000 03.06 and 03.07 and Regional (Bashford Street).)

File No. 2751/61.—No. 32169 (Carnarvon Lots 1181, 1182, 1202 and 1205) "Protection of Levee Banks" to exclude Carnarvon Lot 1224 (formerly the southwestern severance of Carnarvon Lot 1205) and of its area being reduced to about 59.884 9 hectares accordingly. (Plan Carnarvon 2 000 08.06, 08.07, 09.06 and 09.07 (Babbage Island Road in the Shire of Carnarvon).)

File No. 3046/72.—No. 32987 (De Witt Location 88) "Rubbish Disposal Site" to exclude that portion now comprised in De Witt Location 175 as surveyed and shown bordered in green on Original Plan 15907 and of its area being reduced to 14.114 8 hectares accordingly. (Plans Nicol Bay SW and Karratha NW 1:25 000.)

File No. 4254/74.—No. 33135 (De Witt Location 85) "Quarry" to exclude that portion now comprised in De Witt Location 175 as surveyed and shown bordered in green on Original Plan 15907 and of its area being reduced to 53.906 9 hectares accordingly. (Plans Nicol Bay SW and Karratha NW 1:25 000.)

File No. 1526/76.—No. 34113 "Use and Requirements of the Minister for Works" to comprise Perth Lot 893 as shown bordered in red on Lands and Surveys Diagram 86028 and of its area being established at 3 463 square metres accordingly. (Plan Perth 2 000 12.25 (Colin Street, West Perth).)

File No. 2362/75.—No. 34221 (Wyndham Lot 1417) "Drain" to exclude that portion now comprised in Wyndham Lot 1733 as surveyed and shown bordered in green on Lands and Surveys Diagram 85941 and of its area being reduced to 1.488 5 hectares accordingly. (Plan Wyndham 2 000 22.09 (near Dulverton Street).)

File No. 1176/76.—No. 35408 (Jurien Lot 441) "Aerial Landing Ground" to exclude that portion now comprised in Jurien Lot 681 as surveyed and shown bordered in red on Original Plan 15841 and of its area being reduced to 81.369 6 hectares accordingly. (Plan Jurien 2 000 03.06 and 03.07 and Regional Bashford Road).)

B. L. O'HALLORAN,
Under Secretary for Lands.

CANCELLATION OF RESERVES.

Department of Lands and Surveys,
Perth, 30 December 1983.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to approve, under section 37 of the Land Act 1933 of the cancellation of the following Reserves:—

File No. 7271/96.—No. 3623 (portion of Victoria Location 1815) "Railway". (Plan Nanson SW 1:25 000 (Kojarena Road).)

File No. 13976/11.—No. 14208 (Hines Hill Lot 37) "Road Board Purposes". (Plan Hines Hill Townsite (Wattle Street in the Shire of Merredin).)

File No. 10939/12.—No. 14834 (Hines Hill Lot 39) "Church Site (Anglican)". (Plan Hines Hill Townsite (Wattle Street in the Shire of Merredin).)

File No. 2717/14.—No. 15517 (Hines Hill Lot 31) "Church Site (Methodist)". (Plan Hines Hill Townsite (Wattle Street in the Shire of Merredin).)

File No. 2716/25, V2.—No. 19339 (Carbunup River Lot 16) "Recreation". (Plan Carbunup River Townsite (Weir Street, Shire of Busselton).)

File No. 6155/26.—No. 19380 (Carbunup River Lot 17) "Cemetery Site". (Plan Carbunup River Townsite (Weir Street in the Shire of Busselton).)

File No. 2072/38.—No. 22034 (Dongara Lot 38) "Rest Room (Country Women's Association)". (Plan Dongara Townsite 2 000 35.03 (Waldeck Street).)

File No. 938/68.—No. 29671 (Peel Estate Lot 1314) "Government Requirements (Forests Department)" (Plan R 106-4 (Mandurah Road in the Shire of Rockingham).)

File No. 12849/97, V2.—No. 34013 (Parkerville Lot 255) "Use and Requirements of the Government Employees Housing Authority". (Plan M133-4 (Windoo Road).)

B. L. O'HALLORAN,
Under Secretary for Lands.

CANCELLATION OF RESERVES.

Department of Lands and Surveys,
Perth, 30 December 1983.

File No. 848/09, V3.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to approve, under section 37 of the Land Act 1933, of the cancellation of the following Reserves:—

No. 14262 (Hines Hill Lots 33, 34, 40, 47 and 52) "Excepted from Sale". (Plan Hines Hill Townsite (Wattle Street in the Shire of Merredin).)

File No. 861/71.—No. 30812 (Hines Hill Lot 86) "Government Requirements". (Plan Hines Hill Townsite (MacKenzie Street in the Shire of Merredin).)

B. L. O'HALLORAN,
Under Secretary for Lands.

CHANGE OF PURPOSE OF RESERVES.

Department of Lands and Surveys,
Perth, 30 December 1983.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to approve, under section 37 of the Land Act 1933, of the change of purpose of the following Reserves:—

File No. 9074/01.—No. 8681 (Cue Lot 294) being changed from "Government Requirements (Draftman's Quarters)" to "Use and Requirements of the Government Employees Housing Authority". (Plan Cue 2 000 16.07 (Simpson Street).)

File No. 3713/65.—No. 29902 (Exmouth Lot 723) being changed from "Hall Site" to "Church Purposes". (Plan Exmouth 2 000 15.12 (Payne Street).)

File No. 887/72.—No. 31504 (Kununurra Lot 1180) being changed from "Arts and Historical—Aborigines" to "Use and Benefit of Aboriginal Inhabitants (Arts and Historical)". (Plan Deception Range NE 1:25 000 (near Weaber Plain Road in the Shire of Wyndham East Kimberley).)

File No. 2517/69, V.2—No. 38435 (King Location 570) being changed from "Government Requirements (Public Works Department)" to "Use and Requirements of the Minister for Works". (Plan Deception Range NE 1:25 000 (Ivanhoe Road, Kununurra).)

B. L. O'HALLORAN,
Under Secretary for Lands.

LAND ACT 1933.

Land Release.

Department of Lands and Surveys,
Perth, 30 December 1983.

Corres. 2362/75.

IT is hereby notified that His Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to approve under section 45A of the Land Act 1933 of Wyndham Lot 1733 containing an area of 453 m^2 being made available for sale to adjoining holders only at the purchase price of seven hundred and fifty dollars ($750.00).

Applications must be lodged at the Department of Lands and Surveys Perth on or before Wednesday, 4 January 1984.

(Public Plan Wyndham T/S 22.09.)

B. L. O'HALLORAN,
Under Secretary for Lands.

APPLICATION FOR LEASING.

Department of Lands and Surveys,
Perth, 30 December 1983.

Corres. 2164/51.

APPLICATIONS are invited under section 116 of the Land Act 1933 for the leasing of Victoria Location 7768 containing an area of 1 025.159 8 hectares for the purpose of "Grazing" to adjoining holders and holders of nearby land for a term of one year at a rental of $175.00 per annum.

The land is made available for leasing subject to the following conditions:

(1) The land shall not be used for any purpose other than "Grazing" without the prior approval in writing of the Minister for Lands and Surveys.

(2) The lease shall be renewable at the will of the Minister and subject to determination at three months' notice by either party after the initial term of one (1) year. Should the lease be so renewed, the rental fixed may be reappraised at such amount as the Minister may at any time and from time to time determine.

(3) The lessee shall not without the previous consent in writing of the Minister assign, transfer, mortgage, sublet or part with the possession of the demised land.

(4) The land shall be occupied and used by the lessee for the purpose specified within nine (9) months of the commencement of the lease and thereafter will be continuously so used to the satisfaction of the Minister.

(5) The lessee shall, within twelve months from commencement of the lease, fence the external boundaries to the satisfaction of the Minister.

(6) The lessee shall not cut down fell injure or destroy any living timber or scrub upon the demised land except for the purpose of destroying poisonous growth or by the agistment of stock in reasonable numbers.

(7) The lessee shall indemnify the Minister against all claims for damage to property or persons arising from the use of the land.

(8) The Minister or his representative may enter the land for inspection at any reasonable time.

(9) Compensation shall not be payable to the lessee in respect of any improvements effected by him on the demised land and remaining thereon at the expiration or earlier determination of the lease.

(10) It shall be lawful for the lessee at any time within the three calendar months immediately following the expiration of the term or earlier determination of the lease, to take down, remove, and carry away any buildings, structures, improvements and plant the property of the lessee.

(11) Power is reserved to the Minister to direct that the number of stock depasturing on the demised land shall be reduced if the Minister is of the opinion that the demised land is overstocked to an extent sufficient or likely to cause permanent damage to the land; failure to comply with any such direction will result in the forfeiture of the lease.

A person in the employ of the State must apply through the Under Secretary for Lands for the Governor's permission to hold this land. Written approval of the Permanent Head concerned should accompany such application.

Applications must be lodged at the Department of Lands and Surveys, Perth on or before Wednesday, 1 February 1984, accompanied by a deposit of $129.50 and completed Land Board Questionnaire.

All applications lodged on or before that date will be treated as having been received on the closing date, and if there are more applications than one for the land, the application to be granted will be decided by the Land Board.

(Plan 96/80.)

B. L. O'HALLORAN,
Under Secretary for Lands.

LAND ACT 1933-1982.

LAND ACT AMENDMENT REGULATIONS 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation. 1. These regulations may be cited as the Land Act Amendment Regulations 1983.

Commencement. 2. These regulations shall take effect on and from 1 January 1984.

Reg. 5 amended. 3. Regulation 5 of the Land Act Regulations 1968*, as amended, is repealed and the following regulation is substituted—

" 5. There shall be payable—

		$
1.	For the preparation of every lease (this fee is to be lodged with the application, together with the registration fee payable under the Transfer of Land Act 1893)	27.00
2.	For the preparation of a substitute duplicate lease to replace a duplicate lease lost or destroyed	40.00
	In addition fees will be required to cover the cost of advertising—See item 20.	
3.	For the preparation of a substitute duplicate licence to replace a duplicate licence lost or destroyed	12.00
	In addition fees will be required to cover the cost of advertising—See item 20.	
4.	For photostat copy of any document—per page	1.00
5.	For registration of a discharge of mortgage—for every holding affected	27.00
6.	For entering up executor or administrator, or as a trustee under Bankruptcy Act, or for entering up curator as proprietor	27.00
7.	For entry of survivors or other persons as proprietorship	27.00
8.	For lodging a caveat	27.00
9.	For lodging a withdrawal or partial withdrawal of a caveat	14.00
10.	For serving notice on caveator (section 153 (3))	35.00
11.	For entering notice of writ of *fi fa*, warrant of Local Court, or any order of the District Court or the Supreme Court	27.00
12.	For entering satisfaction of any such writ or warrant, for all holdings affected	27.00
13.	For amendment of name in any document—for every holding amended	27.00
14.	For reinstatement of a forfeited holding	27.00
15.	For every search of the register—in respect of each holding	1.50
16.	For every search in the nominal index for each name whether or not a record is found	1.50
17.	For search of any plan, diagram or document. (This fee includes a photocopy of two pages.)	1.00
	For photocopies of pages in excess of two—per page	0.25
18.	For every diagram drawn or certified on a transfer, surrender, mortgage application or other instrument	to be assessed by an officer of the Department authorized in that behalf

* Published in the *Government Gazette* on 1 August 1968 at pp. 2211-2250.

		$
19.	For every application for amendment of boundaries of a pastoral lease	40.00
20.	Advertising—as assessed—minimum	20.00
	As the amount required to meet the cost of advertising fluctuates according to the space required the minimum amount is collected at the time of lodging document or request. Advertising costs exceeding $20.00 will be collected when the actual cost is known.	
21.	Crown Grant Fee (sections 41 (4) and 142 (1))	27.00
22.	For preparation and issue of Permit to Occupy (section 142 (2))	7.00
23.	Registration of transfer or surrender (section 144 (3))	27.00
24.	Registration of sublease (section 144 (3))	27.00
25.	Registration of mortgage (section 145 (4))	27.00
26.	Registration of transfer of mortgage (section 145 (5))	27.00
27.	Registration of Power of Attorney	27.00
28.	Registration of revocation of Power of Attorney	14.00
29.	For issue of closed road certificate (section 118F (2))	27.00
29A.	Crown Reserve Register—	
	(a) For every reserve hard copy printout	1.00
	Minimum charge	6.00
	(b) For production of a Standard Report which will not require special computer programming	23.00
	For printed page of output—per page	1.00
	(c) For production of special report which will require development of a special computer programme	23.00
	Plus per hour or part thereof of pre-programming	23.00
30.	Registration of Easement	27.00
31.	For any other application	27.00 ".

Reg. 8 amended.

3. Regulation 8 of the principal regulations is amended by deleting the First Schedule, the Second Schedule, the Third Schedule, the Fourth Schedule and the Fifth Schedule to the regulation and substituting the following Schedules—

"

First Schedule.

SCALE OF SURVEY FEES.

		$
When the area does not exceed 4 hectares		235.00
Exceeding	Not Exceeding	
4	8	280.00
8	20	325.00
20	40	390.00
40	80	485.00
80	120	560.00
120	160	635.00
160	200	715.00
200	240	800.00
240	280	860.00
280	320	925.00
320	360	985.00
360	400	1 040.00
400	480	1 130.00
480	560	1 220.00
560	640	1 310.00
640	720	1 400.00
720	800	1 475.00
800	1 000	1 625.00
1 000	1 200	1 775.00
1 200	1 400	1 925.00
1 400	1 600	2 070.00
1 600	1 800	2 205.00
1 800	2 000	2 330.00
2 000	2 400	2 505.00
2 400	2 800	2 725.00
2 800	3 200	2 930.00
3 200	3 600	3 115.00
3 600	4 000	3 295.00

Second Schedule.

LANDS SURVEYED BEFORE SELECTION

Scale of payments of Survey Fees with Interest on Conditional Purchase Leases under Deferred Payments extending over (A) 25 years and (B) 30 years

Area		Cost of Survey	Half-Yearly Instalments in Advance for first five years	(A) Lease term of 25 years		(B) Lease term of 30 years	
				Principal including Payable interest over 20 years in Advance (by half yearly instalments)	Total Payable over 25 years (including Interest first five years)	Principal Payable including interest over 25 years in Advance (by half yearly instalments)	Total Payable over 30 years (including Interest first five years)
		$	$	$	$	$	$
When area does not exceed 4 hectares		235.00	14·10	624.74	765.74	745.47	886.47
Exceeding	Not Exceeding						
4	8	280.00	16.80	744.37	912.37	882.22	1 050.22
8	20	325.00	19.50	864.00	1 059.00	1 030.97	1 225.97
20	40	390.00	23.40	1 036.80	1 270.80	1 237.16	1 471.16
40	80	485.00	29.10	1 289.35	1 580.35	1 538.52	1 829.52
80	120	560.00	33.60	1 488.74	1 824.74	1 776.44	2 112.44
120	160	635.00	38.10	1 688.12	2 069.12	2 014.36	2 395.36
160	200	715.00	42.90	1 900.80	2 329.80	2 268.13	2 697.13
200	240	800.00	48.00	2 126.77	2 606.77	2 537.77	3 017.77
240	280	860.00	51.60	2 286.28	2 802.28	2 728.10	3 244.10
280	320	925.00	55.50	2 459.08	3 014.08	2 934.30	3 489.30
320	360	985.00	59.10	2 618.58	3 209.58	3 124.63	3 715.63
360	400	1 040.00	62.40	2 764.80	3 388.80	3 299.10	3 923.10
400	480	1 130.00	67.80	3 004.06	3 682.06	3 584.60	4 262.60
480	560	1 220.00	73.20	3 243.32	3 975.32	3 870.10	4 602.10
560	640	1 310.00	78.60	3 482.58	4 268.58	4 155.60	4 941.60
640	720	1 400.00	84.00	3 721.85	4 561.85	4 441.10	5 281.10
720	800	1 475.00	88.50	3 921.23	4 806.23	4 679.02	5 564.02
800	1 000	1 625.00	97.50	4 320.00	5 295.00	5 154.85	6 129.85
1 000	1 200	1 775.00	106.50	4 718.77	5 783.77	5 630.68	6 695.68
1 200	1 400	1 925.00	115.50	5 117.54	6 272.54	6 106.51	7 261.51
1 400	1 600	2 070.00	124.20	5 503.02	6 745.02	6 566.48	7 808.48
1 600	1 800	2 205.00	132.30	5 861.91	7 184.91	6 994.73	8 317.73
1 800	2 000	2 330.00	139.80	6 194.22	7 592.22	7 391.26	8 789.26
2 000	2 400	2 505.00	150.30	6 659.45	8 162.45	7 946.40	9 449.40
2 400	2 800	2 725.00	163.50	7 244.31	8 879.31	8 644.28	10 279.28
2 800	3 200	2 930.00	175.80	7 789.29	9 547.29	9 294.59	11 052.59
3 200	3 600	3 115.00	186.90	8 281.11	10 150.11	9 881.45	11 750.45
3 600	4 000	3 295.00	197.70	8 759.63	10 736.63	10 452.45	12 429.45

Third Schedule.

LAND SELECTED BEFORE SURVEY

Scale of payments under accelerated method with Interest on Conditional Purchase Leases

Area		Cost of Survey	Quarter Deposit	Half-Yearly Instalment over five years	Total Payable Including Interest
		$	$	$	$
When area does not exceed 4 hectares		235.00	58.75	23.95	298.25
Exceeding	Not Exceeding				
4	8	280.00	70.00	28.53	355.30
8	20	325.00	81.25	33.11	412.35
20	40	390.00	97.50	39.41	491.60
40	80	485.00	121.25	49.42	615.45
80	120	560.00	140.00	57.07	710.70
120	160	635.00	158.75	64.71	805.85
160	200	715.00	178.75	72.86	907.35
200	240	800.00	200.00	81.52	1 015.20
240	280	860.00	215.00	87.64	1 091.40
280	320	925.00	231.25	94.26	1 173.85
320	360	985.00	246.25	100.37	1 249.95
360	400	1 040.00	260.00	105.98	1 319.80
400	480	1 130.00	282.50	115.15	1 434.00
480	560	1 220.00	305.00	124.32	1 548.20
560	640	1 310.00	327.50	133.49	1 662.40
640	720	1 400.00	350.00	142.66	1 776.60
720	800	1 475.00	368.75	150.30	1 871.75
800	1 000	1 625.00	406.25	165.59	2 062.15
1 000	1 200	1 775.00	443.75	180.87	2 252.45
1 200	1 400	1 925.00	481.25	196.16	2 442.85
1 400	1 600	2 070.00	517.50	210.94	2 626.90
1 600	1 800	2 205.00	551.25	226.69	2 798.15
1 800	2 000	2 330.00	582.50	237.43	2 956.80
2 000	2 400	2 505.00	626.25	255.26	3 178.85
2 400	2 800	2 725.00	681.25	277.68	3 458.05
2 800	3 200	2 930.00	732.50	298.57	3 718.20
3 200	3 600	3 115.00	778.75	317.42	3 952.95
3 600	4 000	3 295.00	823.75	335.76	4 181.35

Fourth Schedule

LANDS SURVEYED BEFORE SELECTION

Scale of payments of Survey Fees with Interest on Land Selected under Section 53

Area		Cost of Survey	10 per cent Deposit	Balance by Four Quarterly Instalments	Total Payable including Interest
		$	$	$	$
When area does not exceed 4 hectares		235.00	23.50	227.60	251.10
Ex-ceeding	Not Ex-ceeding				
4	8	280.00	28.00	271.18	299.18
8	20	325.00	32.50	314.76	347.26
20	40	390.00	39.00	377.71	416.71
40	80	485.00	48.50	469.72	518.22
80	120	560.00	56.00	542.36	598.36
120	160	635.00	63.50	615.00	678.50
160	200	715.00	71.50	692.48	763.98
200	240	800.00	80.00	774.80	854.80
240	280	860.00	86.00	832.91	918.91
280	320	925.00	92.50	895.86	988.36
320	360	985.00	98.50	953.97	1 052.47
360	400	1 040.00	104.00	1 007.24	1 111.24
400	480	1 130.00	113.00	1 094.40	1 207.40
480	560	1 220.00	122.00	1 181.57	1 303.57
560	640	1 310.00	131.00	1 268.73	1 399.73
640	720	1 400.00	140.00	1 355.90	1 495.90
720	800	1 475.00	147.50	1 428.53	1 576.03
800	1 000	1 625.00	162.50	1 573.81	1 736.31
1 000	1 200	1 775.00	177.50	1 719.08	1 896.58
1 200	1 400	1 925.00	192.50	1 864.36	2 056.86
1 400	1 600	2 070.00	207.00	2 004.79	2 211.79
1 600	1 800	2 205.00	220.50	2 135.54	2 356.04
1 800	2 000	2 330.00	233.00	2 256.60	2 489.60
2 000	2 400	2 505.00	250.50	2 426.09	2 676.59
2 400	2 800	2 725.00	272.50	2 639.16	2 911.66
2 800	3 200	2 930.00	293.00	2 837.70	3 130.70
3 200	3 600	3 115.00	311.50	3 016.87	3 328.37
3 600	4 000	3 295.00	329.50	3 191.20	3 520.70

Fifth Schedule.

Survey Fees on Lands Granted in Trust under section 33.

	$
Area not exceeding 2 000 m²	145.00
Area exceeding 2 000 m² but not exceeding 4 000 m²	160.00
Area exceeding 4 000 m² but not exceeding 2 ha	205.00

Area exceeding 2 ha—in accordance with the scale in the First Schedule to this regulation. ".

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

LICENSED SURVEYORS' ACT 1909-1976.

Appointment of Board.

Department of Lands and Surveys,
Perth, 30 December 1983.

Corres. 3553/95, V6.

THE Lieutenant-Governor and Administrator in Executive Council has been pleased to approve, under section 4 of the Licensed Surveyors' Act 1909-1976, of the appointment of Messrs. Brian Ernest Campbell, William George Henderson, Derrick Cottrell Brown and Edward Arthur McKinnon and Dr. Lawrence Aurelian White as members of the Land Surveyors' Licensing Board for the year ending 31 December 1984.

J. F. MORGAN,
Chairman, Land Surveyors' Licensing Board.

BUSH FIRES ACT 1954-1981.

Shire of Perenjori.

Harvesting Bans.

PURSUANT to the powers contained in regulation 38C of the above Act, it is hereby notified for public information that the provisions of regulation 38C, prohibiting harvesting on Sundays and Public Holidays during the prohibited and restricted burning times shall not apply in the Shire of Perenjori on the following public holidays:

Australia Day, Labor Day, Good Friday, Easter Monday, Anzac Day, the birthday of the reigning sovereign and any other day proclaimed to be a public holiday throughout the State, or proclaimed to be a public holiday in the Shire of Perenjori whether in addition to or in substitution for any of the public holidays specified in this notice.

By Order of the Council.

M. G. CRAIG,
Shire Clerk.

15 December 1983.

SHIRE OF BUSSELTON.

IT is hereby notified for public information that Mr. Brian Edward Walsh has been appointed a firebreak inspection officer for the Shire of Busselton, effective from 22 December 1983, and is authorised for the following purpose:—

To issue infringement notices under section 59 (a) of the Bush Fires Act 1954-1981.

B. N. CAMERON,
Shire Clerk.

SHIRE OF GOOMALLING.

Bush Fire Control.

Harvesting on Public Holidays.

IT is hereby notified for public information that in accordance with the Bush Fires Act Regulation 38C (4), Council hereby amends the notice published in the *Government Gazette* dated 28 August 1964, wherein the Governor declared that Goomalling Shire as a district in which harvesting on Sundays and Public Holidays is prohibited, to be varied by permitting harvesting on the following day:—

Tuesday, 27 December 1983.

By Order of the Council,

R. P. BOARDLEY,
Acting Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning Scheme Amendment.

City of Canning Town Planning Scheme No. 16—Amendment No. 294.

T.P.B. 853/2/16/18, Pt. 294.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the City of Canning Town Planning Scheme Amendment on 13 December 1983 for the purpose of including a definition of "Hairdressing Salon" and appropriate Use Class and off-street parking requirements in the Text as detailed in the Schedule annexed hereto.

E. TACOMA,
Mayor.

N. I. DAWKINS,
Town Clerk.

Schedule.

City of Canning.

Town Planning Scheme No. 16 (Zoning Scheme)—Amendment No. 294.

THE Canning City Council, under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended), and the Metropolitan Region Town Planning Scheme Act 1959 (as amended), hereby amends the above Town Planning Scheme by text alterations, as follows:—

1. Clause 6—Definitions—after "Habitable Rooms", insert the following new definition:—
   " "Hairdressing Salon" means premises from which hairdressers or beauticians offer their services".
2. Zoning Tables (which follow Clause 18)—after the Use Class "Public Utility", insert the new Use Class "Hairdressing Salon", and against it insert the following symbols under the Zone Columns shown:—
   Columns 8, 9, 10—P.
   Columns 11, 12, 15, 16—AA.
   All other Columns—X.
3. Clause 68 (Off-Street Parking Provisions)—after "Cafe, Dining Room, Restaurant and Reception Lodge" and detail, insert the following:—
   " "Hairdressing Salon"—1.5 paved parking spaces for every client the premises are designed to serve at any one time, plus one paved parking space for every person employed on the premises."

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Notice that a Town Planning Scheme Amendment has been Prepared and is Available for Inspection.

City of Canning Town Planning Scheme No. 16—Amendment No. 308.

T.P.B. 853/2/16/18, Pt. 308.

NOTICE is hereby given that the City of Canning in pursuance of its powers under the Town Planning and Development Act 1928 (as amended) has prepared a Town Planning Scheme amendment for the purpose of including Pt. Lot 5, Pt. Canning Location 2, 236 Welshpool Road (corner Treasure Road, Welshpool), in Appendix 2 with additional permitted use of "Place of Public Amusement".

All plans and documents setting out and explaining the amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington and will be open for inspection without charge during the hours of 9.00 a.m. to 4.00 p.m. on all days of the week except Saturdays, Sundays and Public Holidays until and including 3 February 1984.

The plans and documents have also been deposited at the office of the Town Planning Department, Perth and will similarly be open for inspection for the same period between the hours of 10.00 a.m. and 4 p.m.

Any person who desires to make a submission on the amendment should make the submission in writing in the form prescribed by the regulations and lodge it with Town Clerk, City of Canning, Locked Bag No. 8, Cannington, W.A. 6107 on or before 3 February 1984.

N. I. DAWKINS,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Notice that a Town Planning Scheme Amendment has been Prepared and is Available for Inspection.

City of Belmont Town Planning Scheme No. 6—Amendment No. 108.

T.P.B. 853/2/15/5 Pt. 108.

NOTICE is hereby given that the City of Belmont in pursuance of its powers under the Town Planning and Development Act 1928 (as amended) has prepared a Town Planning Scheme amendment for the purpose of rezoning:—

(a) lots 158 to 165 inclusive, pt. of lots 267 to 269 inclusive, pt. of lots 283, 284, and lots 285 to 288 inclusive, and pt. of lots 289 to 291 inclusive, Swan Location 28, from "Residential A" to "Highway Development"; and

(b) the closed sections of Hay Road and Ben Street to "Highway Development" and "Important Regional Road".

All plans and documents setting out and explaining the amendment have been deposited at Council Offices, 215 Wright Street, Cloverdale and will be open for inspection without charge during the hours of 9.00 a.m. to 4.00 p.m. on all days of the week except Saturdays, Sundays and Public Holidays until and including 10 February 1984.

The plans and documents have also been deposited at the office of the Town Planning Department, Perth and will similarly be open for inspection for the same period between the hours of 10.00 a.m. and 4 p.m.

Any person who desires to make a submission on the amendment should make the submission in writing in the form prescribed by the regulations and lodge it with Town Clerk, City of Belmont, P.O. Box 379, Cloverdale, W.A. 6105 on or before 10 February 1984.

E. D. F. BURTON,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning Scheme Amendment.

City of Bunbury Town Planning Scheme No. 5—Amendment No. 194.

T.P.B. 853/6/2/6 Pt. 194.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the City of Bunbury Town Planning Scheme Amendment on 17 December 1983 for the purpose of:—

(a) rezoning portion of each of Wellington Locations 8, 13, 112, 120, 132, 141, 332 and 574 (Dodson and North Boyanup Roads, Davenport) from Rural to General Industry A, and

(b) including the following clause within Part V of the Scheme Text:

General Industry A Zone.

5.20 Within unsewered areas of this zone, Council will not approve the establishment of industries which in the opinion of Council following consultation with the Public Health Department, generate large volumes of wastewater or toxic wastes which cannot be adequately disposed of other than by reticulated sewerage means.

A. G. McKENZIE,
Mayor.

W. J. CARMODY,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning Scheme Amendment.

City of Gosnells Town Planning Scheme No. 1—Amendment No. 192.

T.P.B. 853/2/25/1 Pt. 192.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the City of Gosnells Town Planning Scheme Amendment on 17 December 1983 for the purpose of adding to the Fifth Schedule titled "Additional Use Zones" the following:—

Street; Particulars of Land; Additional Use Permitted.

Nicholson Road; Lot 53 Canning Location 18; A Stock Feeds Store selling only oats, barley, hay, chaff, lupin, pet food, wheat, straw and general veterinary supplies from an area of the lot not exceeding 2 000 sq. m. and a frontage of 30 metres along Nicholson Road, which shall include the building, all open storage, carparking, accessways, and landscaping required to operate and maintain the proposed use.

L. G. RICHARDSON,
Mayor.

G. N. WHITELEY,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Notice that Modifications have been made to a Town Planning Scheme and are available for Inspection.

City of Melville Town Planning Scheme No. 3.

TPB 853/2/17/10, Vol. 4.

NOTICE is hereby given that the City of Melville in pursuance of its powers under the Town Planning and Development Act 1928 (as amended) has prepared a Town Planning Scheme with reference to an area comprising the whole City area boundaries which are more specifically defined as the Land Use Map for the purpose of—

(a) Setting aside land for future public use as reserves;

(b) Controlling land development; and

(c) Other matters authorised by the enabling Act, and the following modifications have been made to the said Town Planning Scheme:

1. Modifications in respect of Lot 20 Fraser Road, Applecross (Hotel Majestic Site); and
2. Modifications in respect of Clause 5.14—Restrictive Covenant.

All plans and documents setting out and explaining in detail the Town Planning Scheme and the modifications thereto have been deposited at Council Office, Almondbury Road, Ardross and will be open for inspection without charge during the hours of 9.00 a.m. to 4.00 p.m. on all days of the week except Saturdays, Sundays and Public Holidays until and including 13 February 1984.

The plans and documents have been deposited at the office of the Town Planning Department, Perth and will similarly be open for inspection for the same period between the hours of 10.00 a.m. and 4.00 p.m.

Similar notice of the modifications will be published in a newspaper circulating in the district of the City of Melville.

Any person who desires to make a submission on the modifications to the Town Planning Scheme should make a submission in writing and lodge it with Town Clerk, City of Melville, P.O. Box 130, Applecross W.A. 6153 on or before 13 February 1984.

R. H. FARDON,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning Scheme Amendment.

City of Stirling District Planning Scheme—Amendment No. 140.

T.P.B. 853/2/20 Pt. 140.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the City of Stirling Town Planning Scheme Amendment on 17 December 1983 for the purpose of rezoning Lot 111 Valencia Avenue, Wembley Downs from "Business" to "Single Residential" as shown on the Amendment Map.

J. M. CAMILLERI,
Mayor.

R. A. CONSTANTINE,
Acting Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning. Scheme Amendment.

Town of Claremont Town Planning Scheme No. 1—Amendment No. 82.

T.P.B. 853/2/2/1 Pt. 82.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the Town of Claremont Town Planning Scheme Amendment on 17 December 1983 for the purpose of:—

(a) rezoning Lots 41 and 42 of Swan Location 907 Victoria Avenue to Single Residential SR3;

(b) amending the Scheme Map accordingly.

B. H. HOUSTON,
Mayor.

D. H. TINDALE,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Notice that a Planning Scheme has been Prepared and is Available for Inspection.

Shire of Boulder Town Planning Scheme No. 2.

Somerville Guided Development Scheme.

T.P.B. 853/11/2/2.

NOTICE is hereby given that the Shire of Boulder in pursuance of its powers under the Town Planning and Development Act 1928 (as amended), has prepared a Planning Scheme with reference to all that land within the inner edge of a broken black border shown on the Land Use Map and the Scheme Map adopted by Resolution of Council on 12 September 1983 for the purpose of replanning and reconstruction of the Scheme Area.

All plans and documents setting out and explaining the Planning Scheme have been deposited at Council Offices, Davidson Street, Kalgoorlie and will be open for inspection without charge during the hours of 9.00 a.m. to 5.00 p.m. on all days of the week except Saturdays, Sundays and Public Holidays, until and including 28 February 1984.

The maps and other documents have also been deposited at the office of the Town Planning Department, Perth, and will similarly be open for inspection for the same period between the hours of 10 a.m. and 4 p.m.

Any person who desires to make a submission on the Planning Scheme should make the submission in writing in the form prescribed by the regulations and lodge it with the Shire Clerk, Shire of Boulder, P.O. Box 42, Boulder, W.A. 6432 on or before 28 February 1984.

R. G. HADLOW,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning Scheme Amendment.

Shire of Denmark Town Planning Scheme No. 2—Amendment No. 6.

T.P.B. 853/5/7/2 Pt. 6.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the Shire of Denmark Town Planning Scheme Amendment on 13 December 1983 for the purpose of re-zoning from Parks and Recreation to Residential, Denmark Lot 270 Peace Street.

T. CYSTER,
President.

G. McCUTCHEON,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning Scheme Amendment.

Shire of Kalamunda District Town Planning Scheme—Amendment No. 152.

T.P.B. 853/2/24/13 Pt. 152.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the Shire of Kalamunda Town Planning Scheme Amendment on 13 December 1983 for the purpose of:—

1. including a new subclause as follows:—

8.116 Convenience Store—means land and buildings used for the retail sale of convenience goods being those goods commonly sold in supermarkets, delicatessens and newsagents, but including the sale of petrol and operated during hours which include but may extend beyond normal trading hours and providing associated parking. The buildings associated with a convenience store shall not exceed 300 square metres gross leaseable area.

2. including "94 Convenience Store" in Appendix A Zoning Table in the column headed "Use Classes" and against that term in the columns headed "Local Shopping" and "District Shopping" inserting the symbol "AA" with the symbol "X" in all other columns.

S. P. WILLMOTT,
President.

E. H. KELLY,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Notice that a Planning Scheme has been Prepared and is Available for Inspection.

Shire of Leonora Town Planning Scheme No. 1.

T.P.B. 853/11/9/1.

NOTICE is hereby given that the Shire of Leonora in pursuance of its powers under the Town Planning and Development Act 1928 (as amended), has prepared a Planning Scheme with reference to the whole of the land set out in the Scheme Maps adopted by Resolution of the Council on 18 October 1983 for the purpose of:—

(a) promoting development of comprehensive, compatible range of commercial and civic uses within the existing Town Centre;

(b) setting aside residential areas;

(c) ensuring sufficient land in an appropriate location is available for industrial uses associated with resource development;

(d) controlling land uses; and

(e) promoting preservation and enhancement of Gwalia for National Estate and Tourist purposes.

All plans and documents setting out and explaining the Planning Scheme have been deposited at Council Offices, Leonora and will be open for inspection without charge during the hours of 9.00 a.m. to 12.30 p.m. and 1.30 p.m. to 4.30 p.m. on all days of the week except Saturdays, Sundays and Public Holidays, until and including 30 March 1984.

The maps and other documents have also been deposited at the office of the Town Planning Department, Perth, and will similarly be open for inspection for the same period between the hours of 10 a.m. and 4 p.m.

Any person who desires to make a submission on the Planning Scheme should make the submission in writing in the form prescribed by the regulations and lodge it with Shire Clerk, Shire of Leonora, P.O. Box 56, Leonora, W.A. 6438 on or before 30 March 1984.

W. JACOBS,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Notice that a Planning Scheme has been Prepared and is Available for Inspection together with Modification Schedules 1, 2 and 3.

Shire of Swan Town Planning Scheme No. 9.

T.P.B. 853/2/21/10.

NOTICE is hereby given that the Shire of Swan in pursuance of its powers under the Town Planning and Development Act 1928 (as amended), has prepared a Planning Scheme with reference to the whole of the Municipal district of the Council as identified in the Area Map and contained within the inner edge of a broken black line on the Land Use Maps and Scheme Maps for the purpose of:—

(a) zoning the District;
(b) securing the health and amenity of the District;
(c) setting aside land for future public use as reserves;
(d) providing for nature and location of buildings and lot sizes;
(e) providing for conservation and preservation of places of natural beauty, historic buildings and objects of historical or scientific interest;
(f) encouraging use of modern land planning and design techniques;
(g) promoting aesthetic control and design guidelines;
(h) promoting co-ordinated development proposals and vehicular circulation systems;
(i) protecting co-ordinate development from ad hoc *hoc* and inconsistent development;
(j) creating pedestrian, traffic and landscape environment complementary to wide range of activities;
(k) incidental matters; and
(l) encouraging co-ordinated development in accordance with Council planning studies.

All plans and documents setting out and explaining the Planning Scheme have been deposited at Council Offices, Great Northern Highway, Middle Swan and will be open for inspection without charge during the hours of 9.00 a.m. to 4.30 p.m. on all days of the week except Saturdays, Sundays and Public Holidays, until and including 30 March 1984.

The maps and other documents have also been deposited at the office of the Town Planning Department, Perth, and will similarly be open for inspection for the same period between the hours of 10 a.m. and 4 p.m.

Any person who desires to make a submission on the Planning Scheme should make the submission in writing in the form prescribed by the regulations and lodge it with the Shire Clerk, Shire of Swan, P.O. Box 196, Midland, W.A. 6056 on or before 30 March 1984.

R. F. COFFEY,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning Scheme Amendment.

Shire of Wanneroo Town Planning Scheme No. 1—Amendment Nos. 175 and 223.

T.P.B. 853/2/30/1 Pts. 175 and 223.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the Shire of Wanneroo Town Planning Scheme Amendment on 17 December 1983 for the purpose of:—

Amendment No. 175—creating a new zone "Service Industrial Zone" and incorporating relevant provisions in the Text and zoning a portion of land at Joondalup Avenue/Hodges Drive from "State Forest" to a "Service Industrial Zone", a "Light Industrial Zone" and a "Special Zone (Restricted Use) Car Park" as detailed in the Schedule annexed hereto.

Amendment No. 223—rezoning Lot 6 Perthshire Location 104 Lenzo Road, Gnangara from "Rural" to "Private Recreation/Clubs", and Lots 5 and 7 Perthshire Location 104 Lenzo Road, Gnangara, from "Special Rural" to "Private Recreation/Clubs".

R. IVAN,
President.

J. R. WATSON,
Acting Shire Clerk.

Schedule.

Amendment No. 175.

THE Wanneroo Shire Council under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1982 (as amended), and the Metropolitan Region Town Planning Scheme Act 1959 (as amended), hereby amends the above Town Planning Scheme by:

1. Amending Clause 1.8 Interpretation by deleting the interpretation for "Service Industry" and substituting a new interpretation:—

   "Industry Service" means a business, light industry, professional service, or trade which, in the opinion of Council,

   a. provides for the day to day needs of the local community;

   b. does not cause injury to or prejudicially effect the amenity of the neighbourhood, or any adjoining residential areas; and

   c. does not require the provision of services of a capacity greater than those normally required by the development in adjacent zones.

2. Inserting "(19 Service Industrial Zone" in the list of zones in Clause 3.2.

3. Amending Table No. 1 by:

   (i) the addition of a new column 19 "Service Industrial Zone". The symbols relating to various use classes are listed below and where a use class in Table No. 1 is not so listed, the use shall be regarded as prohibited.

Amenity Building	IP
Building Yard, Dump	AA
Canteen	IP
Caretakers House Flat	IP
Car Park	AA
Commercial Uses not mentioned elsewhere in Use Classes	AA
Consulting Rooms	AA
Dry Cleaning Premises	P
Funeral Parlour	AA

Health Studio	AA
Industry, Light	AA
Industry, Service	P
Milk, Depot	AA
Motor Repair Station	AA
Museum	AA
Office	IP
Professional Office	AA
Public Utility	AA
Rooms for the Exhibition of Works of Art, Photographs and for Instruction	AA
Shop	IP
Saleroom	P
Showroom	P
Transport Depot	AA
Trade Display	AA
Vehicle Sales Premises	AA
Veterinary Establishment (Animal Hospital, Kennels, Cats' Home)	AA
Veterinary Consulting Rooms	AA
Work Room or Rooms (Connected with a Shop in which not more than one half of the total floor area of such premises is used as a Work Room or Rooms)	IP

(ii) Amending the symbols under column 8 "Light Industrial" relating to certain use classes to reflect the new symbols listed hereafter opposite the use class concerned:

Amenity Building	IP
Canteen	IP
Caretakers House Flat	IP
Depots for the Sale and Distribution of Coal, Coke and Firewood	AA
Fuel Depot	AA
Industry Rural	AA
Industry Service	AA
Laundry Automotive (Laundrette)	AA
Public Recreation and Buildings used in conjunction with and for the Purpose of Playing Fields and Recreation Grounds	X
Saleroom	AA
Shop	X
Showroom	AA
Tavern	X
Veterinary Establishment	AA
Workroom (connected to a Shop)	X

4. Adding a new clause—

5.35 Service Industrial Zone.

The Service Industrial Zone is intended to provide for businesses or activities that provide for the day to day needs of the community but are generally not appropriate or cannot be accommodated in a Commercial area. A service industry is a low intensity service activity that will not be obtrusive or detrimental to the amenity of any neighbouring residential area.

The general provisions relating to the Service Industrial Zone are:

a. For the purpose of these general povisions, where a lot has a common boundary to a Public Car Park, that common boundary shall be regarded as the frontage.

b. Lots with frontage to Car Parks shall maintain a minimum rear setback of 20 metres from their common boundary with service roads, and may have no setback from their common boundary (frontage) with the Car Park and side boundaries.

c. Where a lot has a frontage to more than one street Council may, at its discretion, permit the construction of buildings nearer to the street it may nominate up to a minimum distance of 6 metres from the street alignment of such other street or streets.

d. With the exception of lots to which subparagraph (b) above applies, that portion of a lot within 4.5 metres of its boundary with a road reserve shall only be used for:

(i) an approved means of access,

(ii) landscaping, or

(iii) an approved Trade Display, and

that portion of a lot between 4.5 metres of its boundary with a road reserve and the building line setback shall only be used for the parking, loading or unloading of vehicles and landscaping.

e. Landscaping, to the satisfaction of Council, shall be planted and maintained by the owners of all lots on all portions of lots not covered by buildings, parking, storage or access ways approved by Council. Owners shall plant and maintain lawns and shrubs to Council's satisfaction on adjacent street verges.

f. The owner of land on which there is stored, stacked or allowed to remain any materials which in Council's opinion detract from the amenity of the area or are untidy shall completely screen the said materials from adjoining properties and from streets in a manner specified by and to the satisfaction of Council, by means of walls, fences, hedges or shrubs not less than 1.8 metres in height.

g. Screen walls 1.8 metres high to a specification appoved by and to the satisfaction of Council shall be povided to screen the rear areas of all lots and to protect the amenity of any adjoining residential lots.

h. Provisions relating to Building Construction:—

(i) Every building shall have a facade of brick, plate glass or other approved material to all street frontages and also to any frontage to a public car park.

(ii) Where under the Uniform Building By-laws, metal clad walls are permitted, they must have a factory applied painted finish to the satisfac- of the Shire Building Suveyor.

(iii) All industrial type fencing fencing must be erected erected behind the building line. Suitable separator fences or hedges to blend with the landscaping may be pemitted forward of the building line. The location and type of all fences it is proposed to erect are to be shown on the plans submitted for development and building appoval.

5. Adding a new clause:

5.36 Light Industrial Zone.

The Light Industrial Zone is intended to accommodate those industrial activities that would be obtrusive in the Service Industrial Zone but which are not of a scale or intensity that would be regarded as General Industry. Light industrial activities are those which would not be detrimental to the local amenity of the area and which would not cause nuisance by way of (*inter alia*) noise, smell, dust, vibration or unsightliness.

The general provisions relating to the Light Industrial Zone are:

a. Where car parking and the loading/unloading of vehicles is approved and provided for in front of the building, the building line setback shall be increased from 6 metres to 15 metres from the street boundary.

b. With the exception of lots around which authorised screen walls have been erected, that portion of a lot within 3 metres of its boundary with a road reserve shall only be used for:

(i) an approved means of access,

(ii) landscaping, or

(iii) an approved Trade Display, and

that portion of a lot between 3 metres of its boundary with a road reserve and the building line setback shall only be used for the parking, loading or unloading of vehicles and landscaping.

c. With the exception of lots around which authorised screen walls have been erected, the owners of all lots shall plant and maintain landscaping to Council's satisfaction on all portions of lots not covered by authorised buildings, parking, storage or accessways.

d. The owners of all lots shall plant and maintain lawns and shrubs to Council's satisfaction on adjacent road verges.

e. Provisions relating to Building Construction:—

(i) Every building shall have a facade of brick, plate glass or other approved material to all street frontages.

(ii) Where under the Uniform Building By-laws metal clad walls are permitted, they must have a factory applied painted finish to the satisfaction of the Shire Building Surveyor.

(iii) All industrial type fencing must be erected behind the building line. Suitable separator fences or hedges to blend with the landscaping may be permitted forward of the building line. The location and type of all fences it is proposed to erect are to be shown on the plans submitted for development and building approval.

6. Amending Table No. 5—Site Requirements (Uses generally of an Industrial nature) as set out below.

a. In the section for "Light Industrial"—

(i) Delete "1 000 m^2" in Column 2 and substitute "2 000 m^2";

(ii) Delete "20.0 m" in Column 3 and substitute "30.0 m"; and

(iii) Delete the notation in Column 8 and substitute, "See Clause 5.36 for additional setback information".

b. By the addition of a new section for "Service Industry" showing the following details.

(i) Column 1 to read "Service Industry".

(ii) Column 2 to show "1 000 m^2".

(iii) Column 3 to show "20.00 m".

(iv) Column 4 setbacks to show front "15.0 m" side "3.0 m" and rear "3.0 m".

(v) Columns 6 and 7 to contain no entries.

(vi) Delete the notation in Column 8 and substitute "See Clause 5.35 for additional setback information".

c. In the section for "Warehouse" delete the last sentence of notation in Column 8 and substitute a new sentence "See Clause 5.36 for additional setback information".

7. Amending the Scheme Maps as set out below—

a. By adding to the legend an appropriately coloured symbol for the Service Industrial Zone. The symbol to be coloured blue with a light purple circle at its centre.

b. By zoning part of the area of land shown "State Forest" on the Scheme Map to a "Service Industrial Zone" a "Light Industrial Zone" and a "Special Zone (Restricted Use) Car Park" as illustrated on the Scheme Amendment Map.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Advertisement of Approved Town Planning Scheme.

Town of Albany Town Planning Scheme No. 1A.

T.P.B. 853/5/2/15.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning approved the Town of Albany, Town Planning Scheme No. 1A on 4 November 1983—the Scheme Text of which is published as a Schedule annexed hereto.

J. M. HODGSON,
Mayor.

I. R. HILL,
Town Clerk.

Schedule.

Town of Albany.

Town Planning Scheme No. 1A.

District Scheme.

THE Town of Albany under and by virtue of the power conferred on it in that behalf by the Town Planning and Development Act 1928 (as amended) and all other powers enabling it hereby makes the following Town Planning Scheme.

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PART I—Preliminary.

Citation.

1.1. This Town Planning Scheme may be cited as the Town of Albany Town Planning Scheme No. 1A—District Scheme (hereinafter referred to as "the Scheme") and shall come into operation on the publication of notice of the Minister's final approval thereof in the *Government Gazette*.

Scheme Area.

1.2 The Scheme applies to the area of land contained within the inner edge of a broken black line on the Scheme Map (hereinafter referred to as "the Scheme Area") and comprises the whole of the District of the Town of Albany.

Contents of the Scheme.

1.3 The Scheme comprises:

(a) the Scheme Text;
(b) the Scheme Map; and
(c) the Land Use Map.

Arrangement of the Scheme.

1.4 The Scheme is divided into the following Parts:

Part I—Preliminary.
Part II—Reserved Land.
Part III—Zoned Land.
Part IV—General Provisions.
Part V—Non-conforming Uses.
Part VI—Places of Heritage Value.
Part VII—Administration.

Responsible Authority.

1.5 The Authority responsible for enforcing the observance of the Scheme is the Council of the Town of Albany (hereinafter called "the Council").

Objects of the Scheme.

1.6 The general objects of the Scheme are:—

(a) to control, regulate and co-ordinate public and private development, the use of land and buildings, the erection of buildings and the carrying out of works in order to improve the welfare of the residents of and visitors to the District of the Town of Albany in relation to amenity, convenience, economy and attractiveness of the environment;

(b) to reinforce the existing pattern of land uses within the District having regard to the present and future circumstances and to define by zoning the future land use and development types permitted and to guide investment decisions of intending developers, public authorities, residents and business people;

(c) to rationalise the road system within the District in relation to regional and local transport requirements, both present and future, and provide for the protection of alignments for future roads;

(d) to protect the environment, both natural and cultural, and the character of attractive features and localities within the District;

(e) to provide for and promote increased population growth within the District and indicate a framework to accommodate the development thereof by providing a reference for and mechanisms to initiate and enable growth and change;

(f) to promote the continued role of Albany as a regional centre providing administrative functions, civic and cultural activities and major retail, recreational and tourist facilities.

1.7 The particular objects of the Scheme are:—

(a) to promote development in the Central Area within a framework of guidelines to consolidate central area functions, rehabilitate and revitalise existing premises and enhance the environment;

(b) to protect the environment of the Lake Seppings and Oyster Harbour hinterland;

(c) to protect historic buildings and precincts and other places of heritage value from inappropriate development;

(d) to establish guidelines for co-ordinated planning and development for residential growth in Emu Point, Spencer Park, Yakamia and Mount Lockyer;

(e) to protect land which may be required in the future for regional roads and urban development from haphazard, inappropriate development;

(f) to establish guidelines for future residential development and redevelopment;

(g) to ensure the port industrial area is utilised only by industries that need to be located adjacent to port facilities.

Repeal.

1.8 The Town of Albany Town Planning Scheme No. 1—Zoning Scheme published in the *Government Gazette* of 27 August 1971, and amended from time to time is hereby revoked.

Interpretation.

1.9 In the Scheme unless the context otherwise requires, or unless it is otherwise provided for, words and expressions shall have the respective meanings given to them in Appendix IX.

Relationship of Scheme to By-laws.

1.10 The provisions of the Scheme shall have effect, notwithstanding any By-law for the time being in force in the District, and where the provisions of the Scheme are inconsistent with the provisions of any By-law, the provisions of the Scheme shall prevail.

PART II—Reserved Land.

Reservation of Land and Development Thereof.

2.1 Land set aside under this Scheme for the purposes of a reservation is deemed to be reserved for the purposes indicated on the Scheme Map.

2.2 Except as otherwise provided in this part a person shall not carry out any development on land reserved under this Scheme, other than the erection of a boundary fence, without first applying for and obtaining the written approval of the Council.

2.3 In giving its approval to carry out development the Council shall have regard to the ultimate purpose intended for the reserve and shall in the case of land reserved for the purposes of a public authority confer with that authority before giving its approval.

2.4 Subject to Part V of the Scheme, no provision of this Part shall prevent the continued use of land for the use for which it was being lawfully used immediately prior to the Scheme having the force of law, or the repair and maintenance, for which the prior consent in writing of the Council has been obtained, of buildings or works lawfully existing on the land.

2.5. Where the Council refuses approval for the development of land reserved under the Scheme on the ground that the land is reserved for public purposes, or grants approval subject to conditions that are unacceptable to the applicant the owner of the land may, if the land is injuriously affected by the making of the Scheme, claim compensation for such injurious affection.

2.6 Claims for compensation for injurious affection shall be lodged at the office of the Council not later than six months after the date of the decision of the Council refusing approval or granting it subject to conditions that are unacceptable to the applicant.

2.7 In lieu of paying compensation the Council may purchase the land affected by a decision of the Council at a price not exceeding the value of the land at the time of refusal of approval or of the grant of approval subject to conditions that are unacceptable to the applicant.

PART III—Zoned Land.

Classification into Zones.

3.1 There are hereby created within the Scheme Area the several zones listed hereunder:

Residential.
Tourist Residential.
Licensed Premises.
Local Shopping.
Central Area.
Other Commercial.
Service Station.
Industry.
Special Industry.
Port Industry.
Clubs and Institutions.
Yakamia Creek.
Rural.
Future Urban.

3.2 The zones are delineated on the Scheme Map according to the legend thereon.

Zoning Table.

3.3 The Zoning Table contained in Appendix I of the Scheme indicates, subject to provisions of this Scheme, the uses permitted in the various zones.

3.4 The symbols used in the cross-references on the zoning table have the following meanings:

P = a use that is permitted subject to the provisions of this Scheme.

AA = a use that is not permitted unless special consent to it is granted by the Council.

SA = a use that is not permitted unless special consent to it is granted by the Council after notice has been given in accordance with Clause 7.5.

X = a use that is not permitted.

IP = a use that is not permitted unless such use is incidental to the predominant use of the land as determined by the Council.

3.5 Where in the zoning table a particular use is mentioned, it is deemed to be excluded from any other use class which by its more general terms would otherwise include the particular use.

3.6 If a particular use or purpose is not mentioned in the list of use classes or is not included in the general terms of any of the use classes such use or purpose shall, unless it is permitted by any other provisions of the Scheme, be deemed to be prohibited, provided that the Council may in its discretion permit such use or purpose to be carried out in any zone it considers appropriate and in granting such permission the Council may impose such conditions as it thinks necessary for the orderly and proper planning of the locality and the preservation of its amenities.

Special Sites.

3.7 In addition to the zones mentioned in Clause 3.1 there are hereby created Special Sites as specified in the Schedule contained in Appendix II and delineated on the Scheme Map according to the legend thereon.

3.8 Notwithstanding that a parcel of land described as a Special Site is within another zone, the land or any building thereon may be used for the purpose set against that parcel in the Schedule in addition to the uses permitted in the zone in which the land is situated, unless any of those uses is excluded or modified by a condition specified in the Schedule. The use of the parcel of land is also subject to any other conditions considered appropriate by the Council and stated opposite the parcel in the Schedule.

PART IV—General Provisions.

General Development Standards.

4.1 Subject to the provisions of this text:

(a) no person shall develop land included in any of the various zones otherwise than in accordance with the provisions of the Zone Development Table contained in Appendix III;

(b) no person shall develop land for any of the uses mentioned in the Use Development Table contained in Appendix IV otherwise than in accordance with the provisions of that Table;

(c) where there is any inconsistency between the provisions contained in Appendix III and those contained in Appendix IV, the provisions of the latter shall apply to the extent of the inconsistency.

Car Parking.

4.2 The car parking requirements for each use and zone are set out in Appendix III and Appendix IV. Except as otherwise provided, car parking shall be provided on the site of the use for which the car parking is required.

4.3 The dimensions of each parking space shall not be less than those contained in Appendix VII for the type of parking lay out adopted.

4.4 All parking spaces and access ways shall be paved and drained and where the maximum dimension of an open car parking area exceeds 20 metres, 1 parking space in every 20 shall be planted with trees or shrubs to provide visual relief and such parking space shall be included as car parking and not as landscaping. The provisions of this clause do not apply in the Yakamia Creek Zone or the Rural Zone.

Landscaping.

4.5 The landscaping requirement specified in Appendix III or Appendix IV, and referred to in this Scheme, means an open area designed, developed and maintained as garden planting or an area for pedestrian use including at the discretion of the Council, natural bushlands, swimming pools and areas under covered ways. Recreational buildings, amenity buildings, garbage collection and handling spaces and other open storage areas shall not be included in the landscape requirement.

4.6 To satisfy the landscaping requirement, the open area must contain at least one tree capable of growing to a height of 3 metres or more for every 10 square metres of area.

4.7 The Council may, either generally or in any particular case, require an application for planning consent to include a landscape plan indicating in reasonable detail all existing trees and shrubs intended to be retained together with intended planting and surface treatment.

Street Frontage.

4.8 Where development is proposed on a lot which has more than one street frontage, the Council shall decide which street is the street frontage for the purposes of the Scheme and the setbacks from the other street frontages may be reduced by 50 per cent. The minimum front boundary setbacks as specified in Appendix III and Appendix IV shall be measured from the street alignment or any new street alignment from time to time prescribed.

Lots Abutting Major Road Reserves.

4.9 Vehicular access from a lot to a major road reserve is not permitted without the approval of the Council and the Council shall not grant approval if satisfied that reasonable alternative access to the land is available.

Relaxation of General Provisions.

4.10 The Council may either generally, or in a particular case, by an absolute majority, relax the provisions of this Part or any of them, provided:

(a) in the opinion of the Council the proposal would be consistent with the orderly and proper planning of the lociality and the preservation of the amenities of the locality;

(b) in the opinion of the Council the relaxation would not have an adverse effect upon the occupiers or users of the development or the property or the inhabitants of the locality or the likely future development of the locality;

(c) notice of the Council's intention to consider relaxing any provisions of this Part is published in a newspaper circulating in the Scheme Area stating that submissions may be made to the Council within twenty one days from the publication thereof; and

(d) the provisions to be relaxed do not in any way require compliance with the provisions of the Residential Planning Codes.

Residential Development.

Residential Planning Codes.

4.11 For the purpose of this Scheme "Residential Planning Codes" means: the Residential Planning Codes adopted as a policy by the Town Planning Board on 26 July 1982, together with all amendments or additions thereto or any code, by-laws or regulations replacing them and applying or being applicable within the District.

4.12 A copy of the Residential Planning Codes shall be kept and made available for public inspection at the offices of the Council.

4.13 In the event of there being any inconsistency between the Residential Planning Codes identified by Clauses 4.11 and 4.12 the provisions in the document identified in Clause 4.11 shall prevail.

4.14 Unless otherwise provided for in the Scheme the development of land for any of the residential purposes dealt with by the Residential Planning Codes shall conform to the provisions of those Codes.

4.15 The Residential Planning Code Density applicable to land within the Scheme area shall be determined by reference to the Residential Density Code Scheme Map and the legend thereon.

Variations and Exclusions.

4.16 The provisions of subclause 21 (1) and Table 1 of the Residential Planning Codes shall not require the provisions of more than two car parking spaces for any single dwelling.

4.17 The provisions of subclause 21 (6) of the Residential Planning Codes relating to the minimum dimensions of car parking spaces shall not apply.

4.18 The provisions of subclause 23 (2) of the Residential Planning Codes relating to the screening of car parking spaces shall not apply.

4.19 The provisions of subclause 23 (9) of the Residential Planning Codes relating to the separation or screening of living room windows from vehicle parking areas and accessways shall not relate to parking areas and accessways intended solely for the use of the occupants of the dwelling concerned.

4.20 For the area contained within the R12.5 Code designated the provisions of the R20 Code may apply for Attached Houses and Group Dwellings where Council is satisfied that the land the subject of an application for development is suitable for on site effluent disposal.

Parking of Commercial Vehicles.

4.21 No person shall on land within the Residential Zone:

(a) park or allow to remain stationary for more than eight hours consecutively—

(i) more than one commercial vehicle;

(ii) a commercial vehicle unless it is housed in a domestic garage or domestic outbuilding having a maximum floor area of 45 square metres and in which no horizontal dimension is more than 15 metres;

(iii) a vehicle which together with the load thereon exceeds three metres in height,

unless the vehicle is being used in connection with building or construction works on the site;

(b) repair, service or clean a commercial vehicle unless such work is carried out whilst the vehicle is housed in a domestic garage or domestic outbuilding.

Use of Setback Area.

4.22 Unless otherwise approved by the Council, no person shall on land within the Residential Zone or the Tourist Residential Zone keep or allow to remain or build, repair, paint, service, clean or renovate a boat, launch, yacht, dinghy or other vessel or caravan in front of the front setback line for more than 4 days consecutively.

4.23 Unless otherwise approved by the Council, no person shall within the Residential Zone or the Tourist Residential Zone use the land between the building setback line and the street alignment for any purpose other than landscaping, a means of access or for car parking.

Home Occupation.

4.24 Land or building shall not be used for the purpose of a Home Occupation unless the use:

(a) entails the establishment of a business, office or workshop only, but does not include a retail sale or display of goods of any nature;

(b) does not create injury or prejudicially affect the amenity of the neighbourhood, including (but without limiting the generality of the foregoing) injury prejudicial affection due to the emission of light, noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, grit, oil, waste, water or waste products;

(c) does not entail the employment of any person not a member of the occupier's family, normally resident in the house;

(d) does not require the provision of any essential service of a greater capacity than normally required in the zone in which it is located;

(e) does not occupy an area greater than 25 square metres, including office accommodation, which in the case of the workshop or trade, shall not be less than 6 metres from the nearest part of a habitable room within an adjacent or adjoining residence other than that within the curtilage of the lot upon which the workshop is erected. The 25 square metres shall not be additional to any limitation set out in the Uniform Building By-laws;

(f) will not result in the requirement of a greater number of vehicle parking facilities than normally required within the zone in which it is located and will not result in a substantial increase in the amount of vehicular traffic in the vicinity; and

(g) does not entail the presence, parking or garaging of vehicles of more than four tonnes tare weight.

Business and Industrial Development Provisions.

Service Access.

4.25 No person shall use the land or building for a business or industry unless:

(a) there is provided a paved accessway for vehicles from a street to the land or building so that loading and unloading can take place off the street and vehicles may leave and return to the street in forward gear;

(b) any accessway provided is at least 5.0 metres in width; and

(c) there is provided a paved area for loading and unloading being at least 3.5 metres in width, 7 metres in length, and 3.5 metres high.

Open Air Storage.

4.26 No person shall within the Central Area Zone, Local Shopping Zone, Other Commercial Zone, Industry Zone Special Industry Zone or the Port Industry Zone use land for open storage purposes unless it is screened from public view by a close fence or wall, the location and height of which has been approved by the Council.

Factoryettes.

4.27 No person shall erect, occupy, use or permit to be occupied or used, a factoryette building or part thereof unless the following requirements are complied with:

(a) no factoryette shall have a floor area less than 100 square metres nor a horizontal dimension less than 6 metres;

(b) each factoryette shall have a storage yard appurtenant to the building for storage and service purposes having an area at least one third that of the factoryette; and

(c) there shall be direct vehicular access to each factoryette and service yard and such access shall be by a paved service road of not less than 5 metres width.

Central Area Development Provisions.

Policy Plan.

4.28 The Central Area Policy Plan shows the preferred locations for pedestrian walkways, landscape courtyards and landscape treatment which should be incorporated in any new development but does not reserve or purport to reserve those things or areas of any of them.

4.29 The Central Area Policy Plan is a guide for the future development of the Central Area Zone and may be elaborated, amended or another plan substituted by a resolution passed by an absolute majority of the Council provided:

(a) in the opinion of the Council the alteration would be consistent with the orderly and proper planning of the locality and the preservation of the amenities of the locality; and

(b) notice of Council's intention to consider altering the Central Area Policy Plan is published in a newspaper circulating in the Scheme Area stating that submissions may be made to the Council within 21 days from the publication thereof.

Policies.

4.30 The Council may prepare and adopt policies for development in the Central Area Zone relating to pedestrian facilities, landscaping, facades, vehicular access, weather protection, parking, building materials and provision for cash payments in lieu the development of on site parking and landscaping.

Finance and Implementation.

4.31 The Council may from time to time acquire land within the Central Area Zone by purchase or resumption for the purpose of all or any of the following:

(a) public car parking areas and accessways;

(b) parks and open spaces;

and may from time to time construct, pave, mark out and drain car parking areas and vehicular accessways, carry out landscaping and planting of trees, shrubs, plants and lawns and otherwise develop the land so acquired for any or all of those purposes.

4.32 The Council shall apply any cash payments received in lieu of the provision of car parking or landscaping in payment of expenses incurred by the Council in the acquisition and development of land within the Central Area Zone for car parking or landscaping purposes.

Rural Development Provisions.

4.33 The Council may prepare specific land use and development policies for any land included in the Yakamia Creek Zone or the Rural Zone and any such policies shall be taken into consideration when considering applications for planning consent or special consent within those zones. Subdivision of land within the Yakamia Creek Zone shall be generally in accordance with an overall plan of subdivisions approved by the Town Planning Board and the Council.

Future Urban Provisions.

4.34 Land included in the Future Urban Zone is recognised by the Council as being suitable for urban purposes in the future but changes of zoning will not be initiated unless a comprehensive subdivision plan has been approved by the Town Planning Board and Council.

4.35 A comprehensive subdivision plan shall include an overall layout of proposed road systems, the location of public services, open space and community facilities and shall be accompanied by a report on the issues

affecting subdivision and development of the land including the availability of other land already zoned for the proposed purpose and ability to optimise the use of existing services.

PART V—Non-Conforming uses.

Existing Use Rights.

5.1 No provision of the Scheme shall prevent:

(a) the continued use of any land or building for the purpose for which it was being lawfully used at the time of coming into force of the Scheme; or

(b) the carrying out of any development thereon for which, immediately prior to that time, any approval under any law then in force authorising the development to be carried out had been duly obtained and was current.

Extension of a Non-Conforming Use or Building.

5.2 (a) A person shall not erect, alter or extend a building or buildings used in conjunction with a non-conforming use, or alter or extend a non-conforming use, without the planning consent of Council and unless in conformity with the provisions and requirements of the Scheme, and the Council may require:

(i) compliance with the requirements applicable to any zone in which the non-conforming use is carried on;

(ii) compliance with the requirements applicable to any zone in which the non-conforming use would, subject to compliance with the other provisions of the Scheme, be permitted; and

(iii) compliance with any requirements applicable to the use class in which the non-conforming use is comprised in any zone in which that use class would, subject to compliance with the other provisions of the Scheme be permitted or the Council may for the purpose of regulating the erection, alteration or extension of a building or buildings used in conjunction with a non-conforming use determine such requirements as it thinks necessary to secure the amenity, health or convenience of the area in addition to or substitution for any of the foregoing;

(b) A non-conforming use shall not be extended beyond the boundaries of the lot or lots upon which the non-conforming use is in fact being carried on at the gazettal date.

(c) If the building or buildings in which the non-conforming use is carried on are wholly within one lot at the gazettal date, the building or buildings shall not be extended beyond the limits of that lot.

(d) If the building or buildings in which the non-conforming use is carried on are constructed on more than one lot at the gazettal date, the building or building shall not be extended beyond:

(i) the land on which the building or buildings stand, and

(ii) such land which is adjacent to the building or buildings and not being used for any other purpose authorised by the Scheme, as is reasonably required for the purpose for which the building or buildings are being used.

Change of Non-Conforming Use.

5.3 The Council may grant planning consent to the change of use of any land from one non-conforming use to another non-conforming use if the proposed use, is in the opinion of the Council, less detrimental to the amenity of the neighbourhood than the existing use and is, in the opinion of the Council, closer to the intended uses of the zone.

Discontinuance of a Non-Conforming Use.

5.4 (a) If at the gazettal date any land, building or structure is being used for a non-conforming use, or any land is built on in a manner not permitted by the Scheme, and such non-conforming use is after such date discontinued for a period in excess of six months or the buildings removed, no person shall thereafter use the land or any buildings or structure thereon, for any purpose or in a manner not permitted by the Scheme.

(b) The Council may effect the discontinuance of a non-conforming use by the purchase of the affected property, or by the payment of compensation to the owner or the occupier or to both the owner and the occupier of that property, and may enter into an agreement with the owner for that purpose.

PART VI—Places of Heritage Value.

Creation of Places of Heritage Value.

6.1 There are hereby created Places of Heritage Value as specified in the Schedule contained in Appendix VIII and delineated on the Scheme Map according to the legend thereon.

Permitted Uses and Development.

6.2 Notwithstanding the provisions of Clauses 3.4. 4.1 and 7.3, no person shall without the special consent of Council in a Place of Heritage Value carry out any development including:

(a) the erection, demolition or alteration of any building or structure;

(b) clearing the land nor fell, lop, top or damage any tree or otherwise damage the place;

(c) the erection of advertising signs;

unless such development is in accordance with a policy adopted by Council pursuant to Clause 6.3.

6.3 The Council may prepare and adopt specific land use and development policies for any Place of Heritage Value.

PART VII—Administration.

Application for Planning Consent.

7.1 A person who desires to develop land for any purpose shall make application to the Council for planning consent to the development before applying for a building licence. The application shall be in the form and contain the particulars referred to in the form in Appendix V and any further particulars the Council considers necessary to enable it to determine the application.

7.2 For the purposes of the Scheme, it is not necessary for a person to make application for planning consent in respect of the following:

(a) the maintenance, improvement or alteration of or to a building if the works—

(i) affect only the interior of the building; or

(ii) do not materially affect the external appearance of the building or increase the floor area thereof.

(b) a public work undertaken, constructed or provided by the Government or a department or instrumentality of the Government or a local authority pursuant to section 32 of the Act;

(c) the use of a building or land within the curtilage of a dwelling house for a purpose incidental to the enjoyment of the dwelling house as such;

(d) the construction of a road or the carrying out of improvements on land designated as a road or as public open space on a plan of subdivision approved by the Town Planning Board;

(e) the erection of a dwelling house upon a lot upon which no other dwelling house has been or is in the course of being erected if the use of that lot for the purposes of a dwelling house is permitted by the Scheme and the relevant development standards and requirements of the Scheme are complied with.

7.3 Without limiting the generality of the expression "development", for the purposes of the Scheme the Council's planning consent is required for:

(a) an increase in the number of dwelling units on a lot;

(b) the deposit of refuse or waste materials on land;

(c) the excavation or filling of or other earthworks on land which change the natural contours of the land by more than 600 mm;

(d) a change from one use to another.

Application for Special Consent.

7.4 An application for the Council's special consent shall be in the form and contain the particulars referred to in the form in Appendix V and any further particulars the Council considers necessary to enable it to determine the application.

7.5 The Council shall in the case of an application for permission to carry on a use marked SA in the Zoning Table, cause:

(a) notice of the proposed development to be sent by post or delivered to the owners and occupiers of land within an area determined by the Council as likely to be affected by the granting of the application;

(b) notice of the proposed development to be published in a newspaper circulating in the Scheme Area stating that submissions may be made to the Council within twenty one days from the publication thereof; and

(c) a sign displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty one days from the date of publication of the notice referred to in subparagraph (b) hereof.

7.6 Where notice is given in terms of Clause 7.5, the Council shall, after the expiration of twenty one days of publication of such notice, consider the application together with any submissions which may be lodged in response to such notice, and decide whether to grant or refuse its special consent, or to grant its special consent subject to conditions.

7.7 The applicant shall pay to the Council upon demand the amount of all expenses incurred by the Council in giving notice in accordance with the foregoing provisions and if not so paid the Council may recover that amount in a court of competent jurisdiction.

Matters to be Considered by Council.

7.8 In considering and making its decision on an application for planning consent under the Scheme, the Council shall, where appropriate, take into consideration the following matters:

(a) the provisions of the Scheme and of any other town planning scheme affecting the land the subject of the application or affecting land in the vicinity;

(b) the size, shape and character of the land to which the application relates;

(c) any policy adopted by the Council for the development of the locality, zone or use;

(d) the existing and likely future character and amenity of the neighbourhood, including (but without limiting the generality of the foregoing) the question of whether the proposed development is likely to cause injury thereto including injury caused by the appearance of the proposed building or due to the emission of light, noise, electrical interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products;

(e) the availability and adequacy of public utilities;

(f) the nature of roads giving access to the land;

(g) the provision of car parking, access for the manoeuvring of vehicles and likely traffic hazards;

(h) the presence of vegetation on the site, the desirability of retaining portion of that vegetation and provision of adequate landscaping;

(i) any submissions received by the Council including representations made by any public or statutory authority;

(j) the position of proposed buildings and their effect on adjoining buildings or land;

(k) any other matters the Council considers relevant.

7.9 (a) The Council may grant planning or special consent with or without conditions or may refuse to grant its consent. The decision shall be conveyed to the applicant in the appropriate form in Appendix VII.

(b) If the Council grants its planning consent or special consent subject to conditions and any condition is not fulfilled or complied with to the satisfaction of the Council, the Council may revoke its consent.

(c) The Council may limit the time for which its planning consent or special consent remains valid.

(d) A person shall not, without the prior written approval of the Council, use or occupy any land or building in respect of which the Council has granted its planning consent or special consent subject to conditions until all the conditions which are not of a continuing nature have been carried out and complied with to the satisfaction of the Council.

7.10 The Council may require an applicant as a condition of planning or special consent to enter into a bond pledging a fund of money as security for the carrying out of works required as conditions of planning or special consent.

7.11 The Council shall notify each person by whom a submission has been made following the publication of a notice under Clause 7.5 of the decision of the Council and shall state the conditions (if any) imposed by the Council in granting its special consent or the grounds upon which consent was refused, as the case may be.

Power of the Council.

7.12 The Council in the conduct and management of the Scheme has, in addition to all other powers vested in it, the following powers:

(a) by its officers, employees, agents or contractors, to enter and inspect any land or building within the Scheme Area;

(b) to enter into agreements and arrangements with any of the owners of land within the Scheme Area; and

(c) to acquire land or buildings within the Scheme Area.

7.13 The Council may exercise the powers conferred by section 13 of the Act:

(a) to purchase any land from any person who may be willing to sell the same; or

(b) with the consent of the Governor, to take compulsorily, under and subject to the Public Works Act 1902, (but subject to subsection (2) of section 13 of the Act; any land comprised in the Scheme.

Enforcement.

7.14 Twenty eight days' written notice is hereby prescribed as the notice to be given pursuant to section 10 of the Act before the Council exercises the powers conferred by that Section:

(a) to remove, pull down or alter any building or other work in the Scheme Area, which has been commenced or continued after the gazettal date and which is such as to contravene the Scheme, or in the erection or carrying out of which any provision of the Scheme has not been complied with;

(b) to execute any work which it is the duty of any person to execute under the Scheme, in any case where it appears to the Council that delay in the execution of the work would prejudice the efficient operation of the Scheme;

and any expenses incurred by the Council under that section may be recovered from the person in default in a court of competent jurisdiction.

Offences and Penalties.

7.15 A person shall not use any land or any building or structure thereon contrary to or otherwise than in accordance with the provisions of the Scheme.

7.16 If pursuant to the provisions of the Scheme planning consent or special consent has been granted by the Council upon conditions a person shall not commit a breach of or fail to comply with any of those conditions.

7.17 A person who fails to comply with any of the provisions of the Scheme is guilty of an offence and without prejudice to any other remedy given herein is liable to the penalties prescribed by the Act.

Claims for Compensation and Betterment.

7.18 Claims for compensation by reason of the Scheme, except where provided for under Part II, shall be made in accordance with section 11 of the Act, not later than six months from the date on which notice of approval of the Scheme is published in the *Government Gazette*.

7.19 Claims made by the Council pursuant to section 11 (2) of the Act shall be made within eighteen months of the completion of the work or the section of the work by reason of which the land in respect of which the claim is made is increased in value.

Appeals.

7.20 Should an applicant be aggrieved by a decision of the Council exercising a discretionary power under the Scheme he may appeal in respect thereof under and in accordance with Part V of the Act and any regulations made pursuant to the Act.

APPENDIX I

Zoning Table

Use Classes	Zones													
	Residential	Tourist Residential	Licensed Premises	Local Shopping	Central Area	Other Commercial	Service Station	Industry	Special Industry	Port Industry	Clubs and Institutions	Yakamia Creek	Rural	Future Urban
1. Aged Person's Dwelling	AA	X	X	X	X	X	X	X	X	X	X	X	X	X
2. Aged Persons' Home	SA	X	X	X	X	X	X	X	X	X	X	X	X	X
3. Aged Person's Village	SA	X	X	X	X	X	X	X	X	X	X	X	X	X
4. Attached House	AA	AA	X	X	AA	X	X	X	X	X	X	X	X	X
5. Builder's Yard	X	X	X	X	X	X	X	AA	X	X	X	X	X	X
6. Camping Area	X	AA	X	X	X	X	X	X	X	X	X	X	X	X
7. Caravan Park	X	AA	X	X	X	X	X	X	X	X	X	X	X	X
8. Caretaker's House	IP	IP	IP	X	X	X	X	IP	IP	X	IP	X	X	X
9. Car Park	IP	IP	IP	IP	IP	IP	IP	IP	IP	IP	IP	X	X	X
10. Car Wash	X	X	X	X	X	X	X	P	IP	IP	X	X	X	X
11. Car Wrecking	X	X	X	X	X	X	X	SA	X	X	X	X	X	X
12. Chalets	X	AA	X	X	X	X	X	X	X	X	X	X	X	X
13. Cinema	X	X	X	X	P	X	X	X	X	X	X	X	X	X
14. Club Premises	SA	AA	X	X	P	X	X	X	X	X	P	X	X	X
15. Consulting Rooms	SA	X	X	P	P	X	X	X	X	X	IP	X	X	X
16. Day Care Centre	SA	IP	X	AA	AA	X	X	X	X	X	IP	AA	AA	X
17. Drive-in Theatre	X	X	X	X	X	X	X	X	X	X	SA	X	X	X
18. Drycleaning Premises	X	X	X	X	AA	X	X	P	X	X	X	X	X	X
19. Dwelling House	P	P	X	X	P	X	X	X	X	X	X	P	P	P
20. Dwelling Unit	P	P	X	AA	AA	X	X	X	X	X	X	X	X	X
21. Education Establishment	SA	X	X	X	SA	SA	X	SA	X	X	SA	SA	SA	X
22. Engineering Equipment Storage	X	X	X	X	X	X	X	AA	X	X	X	X	X	X
23. Factoryette	X	X	X	X	X	AA	X	AA	X	X	X	X	X	X
24. Fast Food Outlet	X	X	X	AA	AA	X	AA	X	X	X	X	X	X	X
25. Fuel Depot	X	X	X	X	X	X	X	AA	P	AA	X	X	X	X
26. Funeral Parlour	X	X	X	X	P	P	X	X	X	X	X	X	X	X
27. General Industry	X	X	X	X	X	X	X	AA	X	AA	X	X	X	X
28. Group Dwelling	AA	AA	X	X	AA	X	X	X	X	X	X	X	X	X
29. Hazardous Industry	X	X	X	X	X	X	X	X	P	AA	X	X	X	X
30. Home Occupation	SA	X	X	X	SA	X	X	X	X	X	X	SA	SA	SA
31. Hospital	SA	X	X	X	X	X	X	X	X	X	SA	X	X	X
32. Hotel	X	SA	P	X	P	X	X	X	X	X	X	X	X	X
33. House of Worship	X	X	X	X	AA	X	X	X	X	X	SA	X	X	X
34. Infant Health Clinic	SA	X	X	AA	AA	X	X	X	X	X	P	X	X	X
35. Institutional Building	SA	X	X	X	X	X	X	X	X	X	SA	SA	SA	X
36. Institutional Home	SA	X	X	X	X	X	X	X	X	X	SA	SA	SA	X
37. Kennels	X	X	X	X	X	X	X	X	X	X	X	SA	SA	SA
38. Laundromat	IP	AA	X	AA	AA	X	X	X	X	X	X	X	X	X
39. Light Industry	X	X	X	X	X	X	X	P	X	AA	X	X	X	X
40. Liquor Store	X	X	P	SA	P	X	X	X	X	X	X	X	X	X
41. Medical Clinic	X	X	X	SA	AA	X	X	X	X	X	SA	X	X	X
42. Motel	X	AA	AA	X	AA	X	X	X	X	X	X	X	X	X
43. Multiple Dwelling	AA	SA	X	X	AA	X	X	X	X	X	X	X	X	X
44. Museum	X	AA	X	AA	AA	X	X	X	X	X	P	AA	AA	X
45. Night Club	X	SA	X	X	AA	X	X	X	X	X	SA	X	X	X
46. Noxious Industry	X	X	X	X	X	X	X	X	SA	SA	X	X	X	X
47. Nursing Home	SA	X	X	X	X	X	X	X	X	X	AA	X	X	X
48. Office	X	IP	X	AA	P	IP	X	IP	IP	IP	X	X	X	X
49. Open Air Display	X	X	X	X	X	P	X	AA	X	X	X	X	X	X
50. Plant Nursery	X	X	X	X	X	AA	X	AA	X	X	X	P	P	X
51. Port Facilities	X	X	X	X	X	X	X	X	X	P	X	X	X	X
52. Private Recreation	X	IP	X	X	X	X	X	X	X	X	P	AA	AA	X
53. Public Amusement	X	SA	X	X	P	X	X	X	X	X	AA	X	X	X
54. Public or Local Authority Depot	X	X	X	X	X	X	X	P	X	X	X	X	X	X
55. Radio or TV Installation	X	X	X	X	SA	X	X	AA	X	X	X	X	X	X
56. Residential Building	SA	AA	X	X	AA	X	X	X	X	X	X	X	X	X
57. Restaurant	X	SA	P	P	P	X	X	X	X	X	IP	X	X	X
58. Rural Industry	X	X	X	X	X	X	X	AA	X	X	X	AA	AA	X
59. Rural Pursuit	X	X	X	X	X	X	X	X	X	X	X	AA	AA	AA
60. Service Industry	X	X	X	X	X	P	X	AA	X	X	X	X	X	X
61. Service Station	X	X	X	AA	AA	X	P	X	X	X	X	X	X	X
62. Service Store	SA	AA	X	P	P	X	X	X	X	X	X	X	X	X
63. Shop	X	X	X	P	P	X	X	X	X	X	X	X	X	X
64. Showroom	X	X	X	X	AA	P	X	AA	X	X	X	X	X	X
65. Showroom or Office attached to Factory	X	X	X	X	X	X	X	AA	AA	AA	X	X	X	X
66. Squash Courts	X	AA	X	X	AA	X	X	X	X	X	AA	X	X	X
67. Stables	X	X	X	X	X	X	X	X	X	X	X	AA	AA	AA
68. Stockyards	X	X	X	X	X	X	X	X	AA	AA	X	X	X	X
69. Tavern	X	SA	P	AA	P	X	X	X	X	X	SA	X	X	X
70. Transport Depot	X	X	X	X	X	X	X	P	X	AA	X	X	X	X
71. Vehicle Sales and/or hire	X	SA	X	X	AA	AA	X	P	X	X	X	X	X	X
72. Vehicle Repair Station	X	X	X	X	X	X	X	AA	X	X	X	X	X	X
73. Veterinary Clinic	X	X	X	SA	SA	AA	X	P	X	X	X	X	X	X
74. Veterinary Hospital	X	X	X	X	X	AA	X	P	X	X	X	X	X	X
75. Warehouse	X	X	X	X	AA	P	X	P	X	X	X	X	X	X
76. Wayside Stall	X	X	X	X	X	X	X	X	X	X	X	IP	IP	X
77. Wineshop	X	SA	P	X	SA	X	X	X	X	X	X	X	X	X

APPENDIX II

Schedule of Special Sites

Code No.	Particulars of Land	Base Zone	Additional Use	Conditions
1.	Nos. 147–157 and 159–167 Albany Highway more particularly described as: (a) portion of Albany Suburban Lot 48 and being part of the land on Diagram 9377; (b) portion of Albany Suburban Lot 48 and being part of Lot 1 on Diagram 10822; (c) portion of Albany Suburban Lot 49 and being part of each of Lots 17, 18 and 19 on Plan 4739; (d) portion of Albany Suburban Lot 49 and being Lot 46 on Diagram 45185; (e) portion of Albany Suburban Lot 50 and being Lot 35 on Diagram 25862; (f) portion of Albany Suburban Lot 50 and being part of each of Lots 12, 13 and 14 on Plan 4739; (g) portion of Albany Suburban Lot 51 and being part of Lot 28 on Plan 4739	Residential	Showrooms	1. Minimum 9 m setback from Albany Highway. 2. Development standards for showroom in the Other Commercial Zone shall apply.
2.	No. 63 Grey Street West more particularly described as A.T.L. 138 being Lot 1	Residential	Restaurant	None.
3.	Nos. 70–76 Aberdeen Street more particularly described as Pt. A.T.L. 133	Residential	Office	None.
4.	Nos. 78–114 Aberdeen Street more particularly described as: (a) portion of each of Albany Town Lots 140 and 141 and being part of Lot 7 on Diagram 51175; (b) Albany Town Lot 133; (c) Albany Town Lot 132 (including Lots 1, 2, and 3 on Diagram 4463); (d) Albany Town Lot 130 and being Lots 2 and 3 on Diagram 3260 and Lots 1, 2 and 3 on Diagram 3777.	Residential	Medical Clinic	None.
5.	Nos. 31–63 Collie Street, and Nos. 2–10 Duke Street more particularly described as: Portion Albany Town Lots 53–56 fronting Collie Street.	Residential	Medical Clinic	
6.	No. 77 Albany Highway and 22–24 Alicia Street, Mt. Melville, more particularly described as: Portion of A.S.L. 37 being Lots 4, 31 and Pt. 32	Residential	Office	Development provisions of Residential Zone to apply except for parking and landscaping which shall be as for the Central Area Zone.
7.	Nos. 72–102 Earl Street, Albany, more particularly described as: Portion of A.T.L. 139, 140, 141 and being portion of Lot 7 and Lot 8	Vehicle Sales and Service		Development provisions of Other Commercial Zone to apply.
8.	Nos. 140–150 North Road, Yakamia, more particularly described as: Reserve 938, Lot 4996	House of Worship		

APPENDIX III

Zone Development Table

Zones	Min. Lot Area (m^2)	Min. Effective Frontage (m)	Max. Plot Ratio	Minimum Boundary Setbacks			Minimum Car Parking Spaces	Min. Landscaping (% of site)	Other Requirements
				Front (m)	Rear (m)	Sides (m)			
1. Residential	....	....	0·5	6·0	8·0	As per U.B.B.L.'s	2	50	Piping and ducting to be concealed in buildings of more than one storey.
2. Tourist Residential	2 000	20	0·5	9·0	7·5	2 per storey	2	50	As for Residential
3. Licensed Premises	4 000	30	0·5	7·5	As determined by Council		1 per 3 m^2 of public area plus 1 per bedroom	25	
4. Local Shopping	....	5	0·5	11·0	Nil	Nil	1 per 20 m^2 gross floor area	10	
5. Central Area	....	5	1·5	Nil	Nil	Nil	1 per 40 m^2 gross floor area	10	

Appendix III—*continued*

Zones	Min. Lot Area (m^2)	Min. Effective Frontage (m)	Max. Plot Ratio	Minimum Boundary Setbacks			Minimum Car Parking Spaces	Min. Landscaping (% of site)	Other Requirements
				Front (m)	Rear (m)	Sides (m)			
6. Other Commercial	1 000	20	0·5	9·0	7·5 where boundary abuts any Residential Zone	5 on one side	1 per 100 m^2 gross floor area or display area—min. of 3	20	
7. Service Station	1 500	40	0·35	8·0	7·5	5	6	20	Boundary setbacks apply to pumps and buildings
8. Industry	1 000	20	0·5	9·0	7·5 where boundary abuts any Residential Zone	5 on one side	1 per 100 m^2 gross floor area or display area	20	
9. Special Industry	10 000	50	0·4	30·0	20·0	10·0	1 per 2 employees	25	
10. Port Industry	All standards at the discretion of the Council								Application to state reasons for locating within this Zone
11. Clubs and Institutions	2 000	20	0·5	11·0	7·5	2 per storey	1 per 40 m^2 gross floor area	25	
12. Yakamia Creek	3 000	30	....	10·0	10·0	5·0	2	As determined by Council	
13. Rural	20 000	....	....	10·0	10·0	5 0	2	As determined by Council	1. No drainage works or interference with natural drainage permitted in Lake Seppings system. 2. Siting of development to be determined by Council Policy.
14. Future Urban	All standards at the discretion of the Council								See clauses 4.35 and 4.36

Appendix IV

Use Development Table

Uses	Min. Lot Area (m^2)	Min. Effective Frontage (m)	Max. Plot Ratio	Minimum Boundary Setbacks			Minimum Car Parking Spaces	Min. Landscaping (% of site)	Other Requirements
				Front (m)	Rear (m)	Sides (m)			
1. Aged Persons Dwelling Units	As per Residential Planning Codes								1. Service Access to private open space must be provided but not through a habitable room. 2. Reticulated sewer connection to be available.
2. Aged Persons Home	....	....	....	....	....	....	1 per 3 beds	....	Reticulated sewer connection to be available.
3. Aged Persons Village	5 000	....	....	....	....	....	1 per 3 beds	....	Reticulated sewer connection to be available
4. Attached Dwelling	As per Residential Planning Codes								1. Service access to private open space must be provided but not through a habitable room. 2. Reticulated sewer connection to be available.
5. Consulting Rooms	900	....	....	....	....	2 m per storey	5 for patients' use plus staff	....	Maximum of 1 Consultant, Zone Development Table provisions to apply in Central Area Zone.
6. Dwelling House	As per Residential Planning Codes								Sewer connection to be available or waste water disposal to Council requirements.
7. Grouped Dwelling	As per Residential Planning Codes								1. Service access to private open space must be provided but through a habitable room. 2. Reticulated sewer connection to be available.

Appendix IV—*continued.*

USE DEVELOPMENT TABLE—*continued.*

Uses	Min. Lot Area (m^2)	Min. Effective Frontage (m)	Max. Plot Ratio	Minimum Boundary Setbacks			Minimum Car Parking Spaces	Min. Landscaping (% of site)	Other Requirements
				Front (m)	Rear (m)	Sides (m)			
8. High School	10 ha	200	....	....	....	....	1·5 per classroom	....	Bus bays must be provided on-site.
9. Home Occupation	....	....	....	....	....	....	....	....	....
10. Hotel	2 000	60	....	....	....	....	1 per 3 m^2 of Public Area plus 1 per bedroom	....	....
11. Institutional Home	....	....	....	....	....	....	1 per 5 beds	....	Reticulated sewer connection to be available
12. Motel	2 000	40	....	....	....	....	1 per unit plus staff parking and 1 per 6 m^2 of public area	....	As for the Town of Albany By-laws relating to Motels published in the *Government Gazette* on 6/2/64
13. Multiple Housing	As per Residential Planning Codes								Reticulated sewer connection to be available.
14. Night Club	....	....	....	....	....	....	1 per 10 m^2 of bar and lounge area	10% of site	Zone Development Table provisions to apply in Central Area Zone
15. Nursing and Convalescent Homes	....	....	....	....	....	....	1 per 4 beds	....	Reticulated sewer connection to be available.
16. Office	....	....	....	....	....	....	1 per 40 m^2 gross floor area	....	....
17. Pre-School Centre	1 000	30	....	....	....	....	2 per teacher	....	....
18. Primary School	40 000	150	....	....	....	....	1·25 per classroom	....	....
19. Radio and T.V. Studio and Installation	....	....	....	....	....	....	1 per 40 m^2 gross floor area	....	....
20. Residential Building	....	....	0·5	....	....	....	1 per bed	....	Reticulated sewer connection to be available
21. Restaurant	....	....	....	....	....	....	1 per 4 seats	25	Zone Development Table provisions to apply in Central Area Zone
22. Service Store	900	20	....	....	....	....	4 for the store to be available to the public	....	Maximum retail floor area of 50 m^2
23. Shop	100	....	0·35	....	....	....	1 per 20 m^2 gross floor	....	Zone Development Table provisions to apply in Central Area Zone
24. Tavern	....	....	....	....	....	....	1 per 6 m^2 of public area	10	1. Maximum Public Area of 200 m^2. 2. Zone Development Table provisions to apply in Central Area Zone
25. Veterinary Clinic	....	....	....	....	....	....	4 per Vet.	....	Zone Development Table provisions to apply in Central Area Zone
26. Veterinary Hospital	....	....	....	....	....	....	1 per 25 m^2 gross floor area	....	....

APPENDIX V

Application No.....
Receipt No.....

TOWN OF ALBANY
TOWN PLANNING SCHEME No. 1A—
DISTRICT SCHEME

APPLICATION FOR PLANNING CONSENT

Particulars of Land Owner

Name: .....
Address in full: .....
Submitted by: .....
Address for Correspondence: .....
Particulars of Land
Locality: .....
Street Number and Name: .....

Titles Office Description: Lot No.....
Location No. ..... Plan or Diagram: .....
Certificate of Title Vol: ..... Folio .....
Particulars of Proposed Development
Type of Development proposed: .....
.....
.....
Approximate cost of Development: .....
Estimated time of Completion: .....
Approximate number of persons to be Housed/Employed in proposed development: .....
Three copies of the Building Plans and Site Plan of the Proposal are submitted with this application.

Signed by Land Owner: .....
Date: .....

APPENDIX VI (i)

TOWN OF ALBANY
TOWN PLANNING SCHEME No. 1A—
DISTRICT SCHEME
GRANT OF PLANNING CONSENT

NAME AND ADDRESS OF LAND OWNER.....
.....

Planning Consent is hereby GRANTED in respect of Application No..... dated .....
for Lot ..... to be used for the purpose of ..... and carry out development in accordance with the approved plans.

This approval is valid for a period of .....
If development is not completed within this period a new approval must be obtained before commencing or continuing development.

....
TOWN CLERK DATE

NOTE:

(1) This is not a building licence. A separate application should be made for a building licence, if required.

(2) Should the applicant be aggrieved by this decision a right of appeal may exist pursuant to the provisions of Clause 7.21 of Town of Albany Town Planning Scheme No. 1A—District Scheme.

Such an appeal shall be made in accordance with Part V of the Town Planning and Development Act 1928 (as amended).

APPENDIX VI (ii)

TOWN OF ALBANY
TOWN PLANNING SCHEME No. 1A—
DISTRICT SCHEME
REFUSAL OF PLANNING CONSENT

NAME AND ADDRESS OF LAND OWNER .....
.....

Planning Consent is hereby REFUSED in respect of Application No. .....
dated ..... of Lot .....
to be used for the purpose of .....
because:

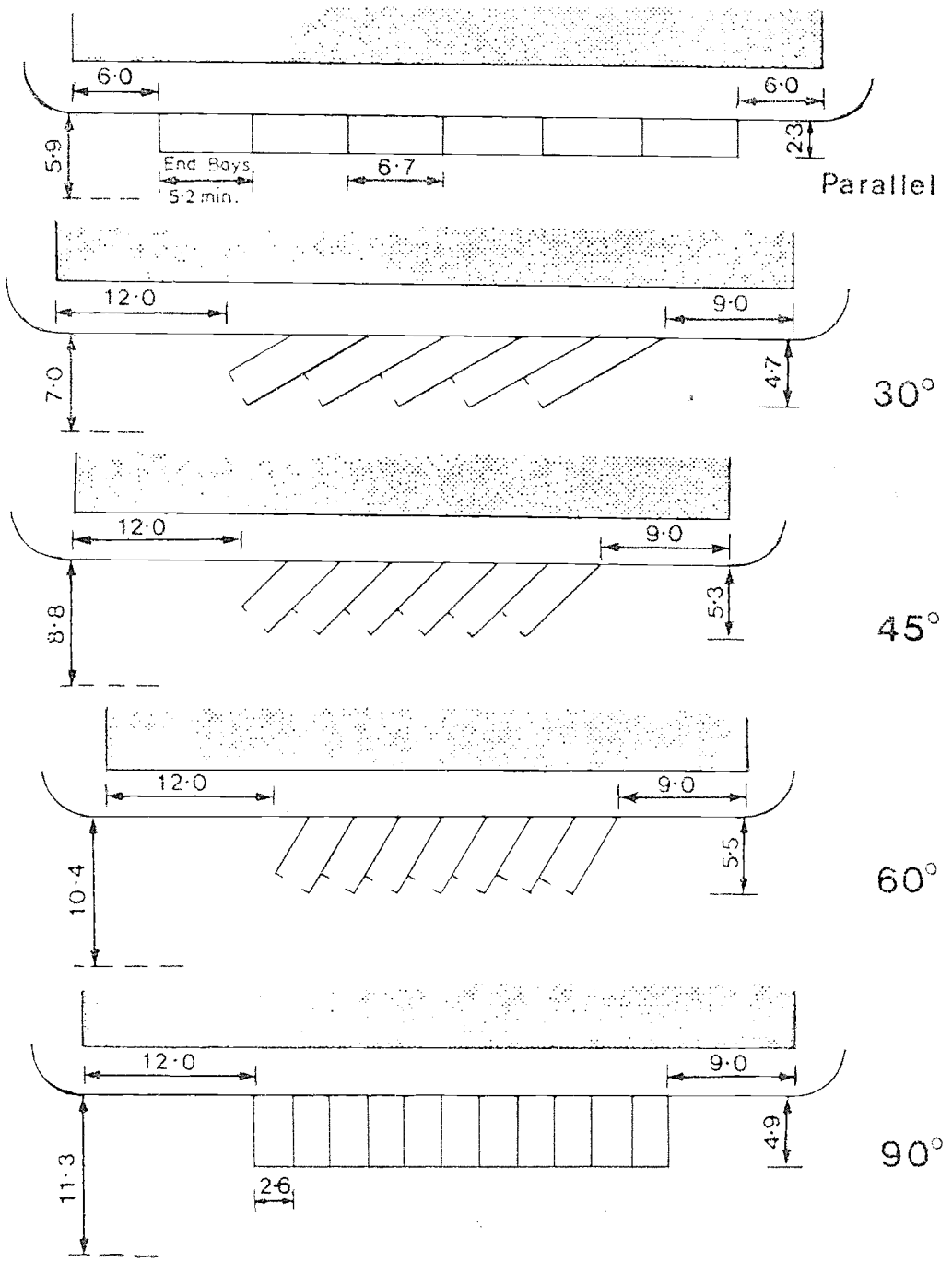
....
TOWN CLERK DATE

NOTE:

Should the applicant be aggrieved by this decision, a right of appeal may exist pursuant to the provisions of Clause 7.21 of Town of Albany Planning Scheme No. 1A—District Scheme.

Such an appeal shall be made in accordance with Part V of the Town Planning and Development Act 1928 (as amended).

APPENDIX VII—Car Parking Standards.



APPENDIX VIII

Schedule of Places of Heritage Value

Code No.	Name of Place	Address
1.	Dog Rock	North-West corner of Middleton Road and St. Wurburg's Land
2.	"Pyrmont" House	Pt. Lot 2, Sub. 41 Serpentine Road (north side, opposite Collie Street).
3.	Former St. Joseph's Convent	Lot 28, Sub. 24, Aberdeen Street (east side, one lot north of Serpentine Road).
4.	St. Joseph's Church Bell and Bell Tower	Lot 29, Sub. 24 (north-east corner Aberdeen Street and Serpentine Road).
5.	Educational Resources Centre—Former Primary School	†4145 Sub. 125 Serpentine Road (south side, one lot west of York Street).
6.	Former Headmaster's House	Sub 109 York Street—frontage also to Collie Street (west side, two lots south of Serpentine Road).
7.	House, 92–98 Aberdeen Street	Lot 2 Sub. 132 Aberdeen Street (east side, fifth lot south of Serpentine Road).
8.	Town Hall	Sub. 112 York Street (north west corner of Grey Street West).
9.	House, 60 Grey Street East	Lot 1 Sub. 134 Grey Street East, (north side, second lot east of Aberdeen Street).
10.	Scots Church	Pt. Sub. 101 York Street, (east side, four lots north of Peels Place).
11.	Albany Club	Pt. Sub. 100 Aberdeen Street (west side, third lot north of Peels Place).
12.	St. John's Church, Rectory and Church Hall Group and Grounds	Sub. 117, York Street and Sub. 121, 122, 123 Duke Street, (north west corner of York and Duke Streets).
13.	"Wollaston House"	Lot 6 Sub. 61 Duke Street, (north east corner of Parade Street).
14.	Wesley Church	Pt. Sub. 53 Duke Street, (north side of Duke Street, east corner of Cuthbert Street).
15.	Wesley Manse	Pt. Sub. 53 Duke Street (north side of Duke Street, east corner of Cuthbert Street).
16.	"Patrick Taylor Cottage"	Sub. 44 and 45 Duke Street, (south side, sixth lot east of Parade Street).
17.	Court House	Pt. Sub. 39 and 40 Stirling Street, (north west corner of Collie Street or Council Street).
18.	Offices (Facade) 137 York Street	Pt. Sub. 34 York Street, (west side, three lots south of Peels Place).
19.	Office (Facades) 133–135 York Street	Pt. Sub. 34 York Street, (west side, three lots south of Peels Place).
20.	"Albany House"	Pt. Sub. 33 York Street, (north west corner of Stirling Terrace).
21.	London Hotel (Facade)	Sub. 35 Stirling Terrace, (north side, second lot west of York Street).
22.	Taxi Rank and Rest Room	†19464 Sub. 826 Stirling Terrace (south-west corner of York Street).
23.	Group of Facades: Ptn A.T.L. S31 (Empire Building); Pt. S30 (Bank of N.S.W.); A.T.L. S27–29 (Boans); Lots 1 and 8 of S26; Pt. of A.T.L. S25; Lot 17 of A.T.L. S23 (Vancouver House); Lot S22 (Old Light Opera Co. Bld) Pt of A.T.L. S21 (White Star Hotel); Lot 25 (Royal George Hotel, Glasgow Hse, Edinburgh Hse); Pt of A.T.L. S18 (Argyle House); Pt of A.T.L. S17.	Stirling Terrace facades, (north side, moving from York Street to Spencer Street including corner building's facades).
24.	Rotunda	†19465 Sub. 827 Stirling Terrace (opposite Railway Crescent).
25.	Warehouse	Sub. 19 Frederick Street, (south side, third lot west of Spencer Street).
26.	Old Post Office	†2683 Stirling Terrace (opposite Spencer Street).
27.	Old Gaol	†22375 Sub. 874 Stirling Terrace (south east corner of Parade Street).
28.	Police Quarters and Stables	†4156 Pt. Sub. 41 Parade Street, (east side, south of Railway line).
29.	Residency Museum	†4156 Pt. Sub. 41 Parade Street, (east side, south of Railway line and at rear of lot).
30.	"Camfield House"	Sub. 46 Cnr. Serpentine Road and Crossman Street (north east cnr. of intersection).
31.	House 142 Serpentine Road	Lots 13 and 14 Serpentine Road (north side, 5 lots east of Elizabeth Street).
32.	"Hillside" House	Lot 15 Cliff Way (north side, third lot west of Parade Street).
33.	"Melville House"	Lot 33 Hotchin Avenue (south side, 3 lots west of Collie Street).
34.	House, 41 Melville Street	Sub. 490 Cnr. Melville Street and View Street (north-west cnr. of intersection).
35.	"The Rocks" House, 182–188 Grey Street	†27280 Grey Street West (north side, 4 lots east of Melville Street—rear of lot).
36.	House, 170 Grey Street West	Lot 270 cnr. Grey Street West and Parade Street (north-west cnr. of intersection).
37.	House, 148 Grey Street West	Lot 1 of Sub. 190 Grey Street West (north side, 2 lots west of Collie Street).
38.	House, 153 Grey Street West	Lot 11 Grey Street West (south side, 3 lots west of Collie Street).

Appendix VIII—*continued*

Code No.	Name of Place	Address
39.	House, 28 Vancouver Street	Lot 182 Vancouver Street (north side, 3 lots east of Parade Street).
40.	"Bangor House"	Sub. 197 cnr. Vancouver Street and Parade Street (north west cnr. of intersection).
41.	House, 82 Vancouver Street	Sub. 245 Vancouver Street (north side, 7 lots east of Bay Street).
42.	Old Hospital	↑3693 Sub. 228 Vancouver Street (south side, 5 lots west of Melville Street).
43.	Former Matthew Cull's House	Lot 13 of Sub. 303 Middleton Road (north side, 5 lots west of Campbell Street).
44.	House, 33 Rowley Street	Lot 4 Rowley Street (west side, 5 lots north of Grey Street East).
45.	House, 25 Rowley Street	Lot 2 Rowley Street (west side, 2 lots north of Grey Street East)
46.	Terrace Houses, 63–69 Spencer Street	Pt. Sub. 144 cnr. Spencer Street and Grey Street East (south-west cnr. of intersection).
47.	House and Former Shop—Former Inn	Pt. Sub. 144 cnr. Spencer Street and Earl Street (north west cnr. of intersection).
48.	House, 62 Spencer Street	Lot 5 of Sub. 342 Spencer Street (east side, 7 lots south of Grey Street East).
49.	House, 64 Spencer Street	Lot 6 of Sub. 342 Spencer Street (east side, 6 lots south of Grey Street East).
50.	Masonic Hall	Lot 21 of Sub. 332 cnr. Spencer Street and Earl Street (south east cnr. of intersection).
51.	House, 120 Burgoyne Road	Lot 463 Burgoyne Road (north side, 2 lots west of Mount Street).
52.	Sir Richard Spencer's Grave	↑23769 Sub. 998 Seymour Street (west side, 4 lots south of Nelson Street).
53.	"The Old Farm Strawberry Hill" including Miner's Cottage	↑24864 Sub. 1105 and Pt. Lot 19 and Old Farm Road Reserve—situated off Middleton Road (north side, mid-way between Bluff Street and Seymour Street).
54.	"Hawthorndene" House	Lot 25 Seymour Street (east side, 3rd lot south of Hanson Street).
55.	Desert Mounted Corps Memorial	↑27116—summit of Mt. Clarence, end of Apex Drive (western end of reserve).
56.	House, 68 Brunswick Road "Brackenhurst"	Lot 13 cnr, Brunswick Road and Cuddihy Avenue (north west cnr. of intersection).
57.	Apex Park	Lot Nos. 1289 and 6700 Reserve No. 25382 bounded by Hanrahan Road, Parker, Lambert and Menzies Streets.
58.	Holmes Park	Lot 7265, Reserve No. 32935 Ulster Road, south-west cnr. of Martin Road.
59.	Spencer Park Wildflower Reserve	Reserve No. 28725, bounded by Burville Street and Mokare Road.
60.	Lion Street Reserve and Mount Melville	Land generally bounded by Lion Street, Serpentine Road, Johnston, Robinson and Bay Streets, Grey Street West, Carlisle Street and Spearwood Road. It includes Reserve Nos. 21300 and 2681.
61.	Mt. Elphinstone	Land located west of Elphinstone Road, north of Robinson Road, east of Frenchman's Bay Road and Ware Road and south of Elleker Road.
62.	Mokare Park	Lot No. 1202, Reserve No. 23397 bounded by Serpentine Road, Crossman and Robinson Streets and Melville Drive.
63.	Bob Thomson Gardens	Lot 1155, Reserve No. 24429 bounded by Middleton Road and Boronia and Burt Streets.
64.	Waggon Rock	Lot 1153, Reserve No. 27460 and Lot 12 Serpentine Road.
65.	Lawley Park	Sub. E2, Reserve No. 6596, Lots 165 and 166 Brunswick Road, Lot 828, Reserve No. A19466, Lot 845, Reserve No. 8765, situated south side of Stirling Terrace and Brunswick Road.
66.	Mt. Clarence, Mt. Adelaide and Balston Gardens	Land generally bounded by Palmer, Mill, Innes and Clarence Streets, Burgoyne Road, Marine Drive, King George Sound from Semaphore Point to Ellen Cove, Adelaide Crescent, Hare, King and Burt Streets.
67.	Bluff Rock	Land generally bounded by Tassell and Collingwood Streets and Bathurst Place. It includes Reserve No. 24409 and 5155.
68.	Lake Seppings	Land bounded by Lake Seppings Drive, Loftie, Collingwood, Griffiths, Bird and Troode Streets, Golf Links Road and Beach Road, including Reserve Nos. 22058, 1299, 29187 and 23775.
69.	Middleton Bay Reserve	Middleton and Emu Beaches and foreshores. It includes Reserve Nos. 14789 and 15879 and 36320.
70.	Green Island	Green Island, Reserve No. A24808.
71.	Swarbrick Park	Land situated east of Emu Point between Oyster Harbour and Middleton Bay, comprising Reserve Nos. A21729 and 33309.
72.	Oyster Harbour	Land bounded by Collingwood and Butcher Streets, Mermaid Avenue, Clarke and Swarbrick Streets and Oyster Harbour, including Reserve Nos. A6862, Part 15879 and Part 22698.
73.	House, 75 Albany Highway	Lot 3 of A.S.L. 37 (south-west cnr. of Elizabeth Street and Albany Highway).

Appendix VIII—*continued*

Code No.	Name of Place	Address
74.	House, 77 Albany Highway	Lot 4 of A.S.L. 37 (south-east cnr. of Alicia Street and Albany Highway).
75.	House, 81 Albany Highway	Lot 4 of A.S.L. 37 (south-east cnr. of Alicia Street and Albany Highway).
76.	House, 176 Serpentine Road	Lot 1 of A.S.L. 47 (north-west cnr. of Serpentine Road and Crossman Streets).
77.	House, 197 Serpentine Road	Lot 4 of A.T.L. 125 (south side of Serpentine Road, 3 lots west of Serpentine Crescent).
78.	House, 172 Grey Street West	Lot 2 of A.T.L. 269 Grey Street West (north side, second lot west of Parade Street).
79.	House, 176 Grey Street West	A.T.L. 268 Grey Street West (north side, fourth lot west of Parade Street).
80.	House, 198 Grey Street West	Lot 8 of A.T.L. Pt. 260 Grey Street (north side, second lot west of Melville Street).
81.	House, 10 Vancouver Street	Lot 13 of A.T.L. 184 Vancouver Street—(north side, fifth lot west of Collie Street).
82.	House, 42 Vancouver Street	Lot 5 of A.T.L. 200/199 Vancouver Street (north side, third lot west of Parade Street).
83.	House, 39 Rowley Street	Lot 2 Rowley Street (west side, eighth lot north of Grey Street East).
84.	House, 140 Burgoyne Road	Pt. of A.T.L. 458 Burgoyne Road (north side, third lot east of Bridges Street).
85.	House, 78 Brunswick Road	A.T.L. 376 Brunswick Road (fourth lot west of Cuddihy Avenue).
86.	House, 14 Mount Street	Lot 14 of A.T.L. 330 (east side of Mount Street, second lot north of Brunswick Road).
87.	House, 22 Stirling Terrace	Lot 18 of A.T.L. 10 Stirling Terrace (fifth lot east of Spencer Street).
88.	House, 24 Stirling Terrace	Lot 2 of A.T.L. S11 Stirling Terrace (fourth lot east of Spencer Street).
89.	House, 26 Stirling Terrace	Lot 1 of A.T.L. S12 Stirling Terrace (third lot east of Spencer Street).
90.	Stables and Grounds Stirling Terrace	Pt. A.T.L. S13/14 Stirling Terrace (second lot east of Spencer Street at the rear of "Norman House").
91.	House, Frederick Street	Lot 7 of A.T.L. 333 Frederick Street (second lot east of Spencer Street).
92.	Moir's Cottage Stirling Terrace	Lot S18 Stirling Terrace at the rear of Edinburgh House.
93.	Oak Trees	Lots 107 and 108 Sub Lot 394 Drew Street.

APPENDIX IX—Interpretations.

Absolute Majority—means a total majority of the members for the time being of the Council whether present and voting or not;

Act—means the Town Planning and Development Act 1928 (as amended);

Advertisement—means the erection or display of signs or hoardings giving public notice but does not include:

(a) a sign relating to the carrying out of building or similar work on the land on which it is displayed;

(b) a sign relating to the sale or letting of the land on which it is displayed; or

(c) directional signs, street signs or other like signs erected by a public authority;

Aged Persons Dwelling—shall have the same meaning as that given to it for the purposes of the Residential Planning Codes;

Aged Persons Home—means a residential building or group of buildings provided by a religious or charitable organisation, Government authority or other body approved by the Council for the accommodation of aged persons and designed and used solely for that purpose;

Aged Persons Village—means a building or group of buildings consisting of either:

(a) an aged persons' home; or

(b) an aged persons' home and aged persons' dwelling units

and which includes buildings or parts of buildings used for communal facilities, food preparation, dining, recreation, laundry or medical care;

Amenity—means the quality of the environment as determined by the character of an area, its appearance and land use, which contributes to its pleasantness and harmony and to its better enjoyment;

Appendix—means an appendix to the Scheme;

Attached House—shall have the same meaning as that given to it for the purposes of the Residential Planning Codes;

Betting Agency—means a totalisator agency established and operated in accordance with the Totalisator Agency Board Act 1960;

Builders Yard—means land or land and a building or buildings used for the storage, assembly or dismantling of building materials;

Car Park—means land or a building or buildings used primarily for parking private cars whether open to the public or not but does not include any part of a public road or any land or building on or in which vehicles are displayed for sale;

Car Wash—means premises used for the washing or cleaning of motor vehicles by mechanical means;

Car Wrecking—means the dismantling and storage of vehicles or machinery of any nature and includes scrap metal yards;

Camping Area—means land set aside for the erection of tents and other similar structures for temporary accommodation;

Caravan Park—means an area of land set aside for the parking of caravans when used or available for use as a temporary habitation or for dwelling or sleeping purposes, whether or not any portion of the land is set aside or used as a camping area or for chalets;

Caretaker's House—means a building used as a residence by the proporietor or manager of an industry, business, office building or recreation area existing upon the same site and occupied by a person having the care of the building, plant, equipment or grounds thereof;

Chalet—means a self contained attached or detached residential type building that is used for the purpose of a trade of business as being available for use for holiday purposes by the public at large or a part of the public defined by a common class, employment or association;

Cinema—means a building or portion of a building where the public may view a motion picture or theatrical production;

Club Premises—means land used by a club or association or other body approved by the Council as a meeting place for formal and informal activity, including entertainment and includes any land appurtenant thereto used for recreation, and includes a residential club;

Consulting Rooms—means a building or part of a building (other than a hospital) used by a legally qualified medical practitioner or dentist, or by a physiotherapist, a masseur or a person ordinarily associated with a medical practitioner in the investigation or treatment of physical or mental conditions, injuries or ailments;

Day Care Centre—means a day care centre as defined in section 118A of the Child Welfare Act 1947 (as amended) in respect of which a licence or permit has been granted pursuant to that section;

Development—has the meaning assigned to it by the Act which is as follows:

"development means the use or development of any land and includes the erection, construction, alteration or carrying out, as the case may be, of any building, excavation or other works on any land";

District—means the District of the Town of Albany;

Drive-In Cinema—means land and buildings used to make provision for an audience or group of spectators to view a motion picture while seated in motor vehicles;

Drycleaning Premises—means land and buildings used for the cleaning of garments and other fabrics by chemical processes;

Dwelling House—shall have the same meaning as that given to it for the purposes of the Residential Planning Codes;

Dwelling Unit—shall have the same meaning as that given to it for the purposes of the Residential Planning Codes;

Educational Establishment—means a school, college, university, technical institute, academy or other educational centre, or a lecture hall, but does not include a reformative institution or institutional home;

Effective Frontage—means the length of the lot boundary which is on the street alignment or the width of the lot at the minimum distance from the street alignment at which buildings may be constructed, whichever is the greater. If the lot has two or more boundaries on a street alignment then the least of the measurements shall be considered for ascertaining the effective frontage. In the case of a battleaxe lot the effective frontage shall be the smallest horizontal dimension;

Engineering Equipment Storage—means premises for the temporary or permanent storage of engineering equipment or material or the parking of earthmoving equipment or machinery;

Factoryette—means a portion of a factory building that is or is intended to be the subject of a separate occupancy;

Fast Food Outlet—means land and buildings or part of a building used for the sale and serving of food to customers in a form ready to be eaten without further preparation;

Fuel Depot—means land and buildings used for the storage, or bulk sale of solid, liquid or gaseous fuel, but does not include a service station;

Funeral Parlour—means land and buildings occupied by undertakers, where bodies may be stored and prepared for burial or cremation;

Gazettal Date—means the date of which notice of the approval of the Minister to this Scheme is published in the *Government Gazette;*

General Industry—means any industry other than a hazardous industry, a light industry, a noxious industry, a rural industry or a service industry;

Gross Floor Area (or the abbreviation g.f.a.)—means in relation to a building, the floor area of each storey measured over the enclosing walls, if any, and includes the portion of any party walls forming part of the building;

Grouped Dwelling—shall have the same meaning as that given to it for the purposes of the Residential Planning Codes;

Habitable Room—shall have the same meaning as that given to it for the purposes of the Residential Planning Codes;

Hazardous Industry—means an industry which should be isolated from other buildings by reason of the possible danger to persons or property by the processes involved, by the method of manufacture, or by the nature of the materials used, produced or stored;

Home Occupation—means a business or trade carried on with the special consent of the Council within a dwelling or curtilage of a dwelling;

Hospital—means a building or a group of buildings or part of a building whether permanent or otherwise, in which persons are received and lodged for medical treatment or care;

Hotel—means land and a building or buildings the subject of an hotel licence or a limited hotel licence granted under the provisions of the Liquor Act 1970;

House of Worship—includes buildings used primarily for the religious activities of a church but does not include an institution for primary, secondary, or higher education, or a residential training institution;

Industry—means the carrying out of a process for and incidental to:

(a) the making, altering, repairing or ornamentation, painting, finishing, cleaning, packing or canning or adapting for sale, or breaking up or demolition of any article or part of an article;

(b) the mining, processing or treatment of minerals;

(c) the generation of electricity or the production of gas; and

(d) the manufacture of edible goods for human or animal consumption, being a process carried on in the course of trade or business for gain, other than operations connected with:

(i) the carrying out of agriculture;

(ii) site work on buildings works or land; and

(iii) in the case of the manufacture of goods referred to in paragraph (d) above the preparation on the premises of a shop of food for sale;

and includes, when carried out on land upon which the process is carried out and in connection with that process, the storage of goods, any work of administration or accounting, the sale of goods resulting from the process and the use of land for the amenity of persons engaged in the process;

Institutional Building—means a building or a group of buildings used or designed for use wholly or principally for the purpose of:

(a) a hospital or sanitorium for the treatment of infectious or contagious diseases;

(b) a home or other institution for care of State wards, orphans or persons who are physically or metally handicapped;

(c) a penal or reformative institution;

(d) a hospital for treatment or care of the mentally sick; or

(e) any other similar use;

Institutional Home—means a residential building for the care and maintenance of children, the aged or the infirm, and includes a benevolent institution; but does not include a hospital or mental institution;

Kennel—means any structure or land used for the boarding, housing and/or breeding of animals for remuneration, or offered for sale or purchase;

Laundromat—means an establishment for the operation or use of mechanical cleaning devices by any member of the public;

Light Industry—means an industry in which the processes carried on, the machinery used and the goods and commodities carried to and from the premises do not cause any injury to or prejudicially affect the amenity of the locality by reason of the emission of light, noise, vibration, electrical interference, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products and in which the only power driven machinery used is driven by electricity;

Liquor Store—means premises in respect of which a store licence has been granted under the Liquor Act 1970;

Lot—has the meaning given to it by the Act;

Medical Clinic—means premises in which facilities are provided for two or more of the following:

a medical practitioner, a dental practitioner, physiotherapist, chiropractor, masseur;

Minister—means the Minister for Urban Development and Town Planning or other member of the Executive Council for the time being charged by the Governor with the administration of the Act;

Motel—means land and a building or buildings used or intended to be used to accommodate patrons, including holiday makers and travellers, for temporary periods in a manner similar to an hotel but with separate bathing and toilet facilities for each suite and in which special provision is made for the accommodation of patrons with motor vehicles and includes holiday flats and chalets;

Multiple Dwelling—shall have the same meaning as that given to it for the purposes of the Residential Planning Codes;

Museum—means land and buildings used for the storing and exhibiting of objects illustrative of antiquities, natural history, art, nature and curiosities;

Night Club—means land and buildings used for the provision of entertainment and meals;

Noxious Industry—means an industry in which the processes involved constitute an offensive trade specified in the Second Schedule to the Health Act 1911, or declared by the Governor to be offensive by proclamation pursuant to the Act but does not include fish shops or dry cleaning premises;

Nursing Home—means premises in which persons receive medical and domestic care during a long illness or infirmity or in which persons reside during convalescence from an illness;

Office—means a building or part of a building used in the conduct of administration, the practice of a profession, the carrying on of agencies, banks, typist and secretarial services and services of a similar nature or, where not conducted on the site thereof, the administration of or the accounting in connection with an industry or a business (other than a business of the nature hereinbefore mentioned);

Open Air Display—means the use of land for the display or sale of goods and equipment not within buildings;

Open Space—shall have the same meaning as that given to it for the purposes of the Residential Codes;

Owner—when used in relation to land includes the Crown and every person who, jointly and severally, whether at law or in equity:

(a) is entitled to the land for an estate in fee simple in possession; or

(b) is a person to whom the Crown has lawfully contracted to grant the fee simple of the land in possession; or

(c) is a lessee or licensee from the Crown; or

(d) is entitled to receive or is in receipt of or if the lands were let to a tenant would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession or otherwise;

Paved—means paved with bitumen, asphalt, concrete blocks or slabs, concrete brick or other material approved by the Council; and "to pave" and inflexions thereof have corresponding meanings;

Plant Nursery—means the growing of trees, plants, shrubs or flowers, for replanting in domestic, commercial or industrial gardens;

Plot Ratio—has the same meaning as in the Uniform Building By-laws 1974 as amended;

Port Facilities—means land or buildings or land and building used for the purpose of the necessary operations of a port;

Private Open Space—shall have the same meaning as that given to it for the purposes of the Residential Codes;

Private Recreation—means the use of land or buildings or land and buildings for parks, gardens, playgrounds, sports arenas or for recreation which are not normally open to the public without charge and from which the public can be excluded;

Public Amusement—means the use of land or a building or buildings as a theatre, cinema, dance hall or skating rink;

Public Authority—has the meaning assigned to it by the Act which is as follows:

"public authority" means a Minister of the Crown acting in his official capacity, a State Government Department, State trading concern, State Instrumentality, State public utility any other person or body, whether corporate or not, who or which under the authority of any Act, administers or carries on for the benefit of the State, a social service or public utility."

Public Recreation—means the use of land for a public park, public garden, foreshore reserve, playground or for recreation which are normally open to the public without charge;

Radio or T.V. Installation—means land, buildings, devices or structures for the transmission or receiving of signals or pictures or both but does not include domestic radio and television receivers;

Residential Building—means a building other than a dwelling house, designed for use for human habitation together with such outbuildings as are ordinarily used therewith and the expression includes a hostel, lodging house and an hotel designed primarily for residential purposes and a residential club;

Residential Planning Codes—means the Residential Planning Codes adopted as a policy by the Town Planning Board on 26 July 1982, together with all amendments or additions thereto or any code, by-laws or regulations replacing them and applying or being applicable within the district.

Restaurant—means a building or portion of a building wherein food is prepared solely for sale and consumption within the building or portion thereof and the expression shall include a licensed restaurant, cafe or nightclub, and also includes a restaurant at which food for consumption outside the building, or portion thereof, is sold where the Council is of the opinion that that forms a minor part of the business only;

Restoration—means any work or process on at or in respect of a building structure of place which wholly or partly brings back the building structure or place to its original condition or which reinstates its historic or natural character either by rebuilding or repairing its fabric or by removing accretions or additions;

Rural Industry—means an industry handling, treating, processing, packing or carrying products which have been grown, reared or produced in the locality;

Rural Pursuit—means the use of land for any of the purposes set out hereunder and shall include such buildings normally associated therewith:

(a) the growing of vegetables, fruit, cereals or food crops;

(b) the rearing or agistment of poultry, sheep, cattle or beasts of burden;

(c) the stabling, agistment or training of horses;

(d) the sale of produce grown solely on the lot;

but does not include the following except as approved by the Council:

(i) the keeping of pigs;

(ii) the processing, treatment or packing of produce; and

(iii) the breeding, rearing or boarding of domestic pets;

Service Industry—means a light industry carried on upon land and in buildings having a retail shop front and in which goods are manufactured only for sale on the premises, or land and buildings having a retail shop front and used as a depot for receiving goods to be serviced;

Service Station—means land and a building or buildings used for the supply of petroleum products and automotive accessories greasing, tyre repairs and minor mechanical repairs;

Service Store—means a shop attached to a dwelling house designed and used principally to serve the residents of the immediate locality and where—

(a) the dwelling house is occupied by the proprietor of the shop;

(b) the lot does not have access only from a road designated a major road by the Scheme;

Setback Line—means a line fixed in relation to a street alignment in accordance with the minimum setbacks of buildings from lot boundaries specified in Appendices III and IV;

Shop—means land and a building or portion of a building wherein goods are kept, exposed or offered for sale by retail, and includes a convenience store or an establishment by any name retailing convenience goods but does not include a bank, fuel depot, a wholesale market, service station, milk depot, marine store, timber yard or land or buildings used for the sale of vehicles or for any purpose falling within the definition of industry and does not include a warehouse;

Showroom—means a building or a building and open area designed or used for the display or sale or display and sale of goods of a bulky character;

Squash Courts—means a building or portion of a building wherein persons may participate in or view the game of squash;

Stables—means the use of land, buildings and other structures for the housing, keeping and feeding of horses, asses and mules;

Stockyards—means land, buildings and other structures for the holding or sale or both of livestock;

Street Alignment—means the boundary between the land comprising a street and the land that abuts thereon, but where a new street alignment is prescribed under section 364 of the Local Government Act, 1960, it means the new street alignment so prescribed;

Tavern—means land and a building or buildings the subject of a tavern licence granted under the provisions of the Liquor Act, 1970;

Transport Depot—means land or a building or buildings used for the parking or garaging of road motor vehicles (including taxis) which are used or intended to be used for the carriage of passengers or goods, or land or a building or buildings used for the transfer of goods from one such motor vehicle to another of such motor vehicles and includes the maintenance and repair of such vehicles;

Uniform Building By-laws—means the Uniform Building By-laws 1974 published in the *Government Gazette* of 19 December, 1974 (as amended) and if those By-laws are amended or revoked means the Uniform General By-laws made pursuant to Section 433A of the Local Government Act, 1960, for the time being in force;

Vehicle—includes tractor, trailer and caravan;

Vehicle Repair Station—means land or a building or buildings used for or in connection with mechanical repairs and overhauls of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis reshaping;

Veterinary Clinic—means land or a building or buildings in which a veterinary surgeon or veterinarian treats the minor ailments of domestic animals but in which animals do not usually remain overnight;

Veterinary Hospital—means land and a building or buildings used for or in connection with the treatment of sick animals and includes the accommodation of such animals whether or not the building or buildings are used as a veterinary clinic;

Warehouse means—

(a) a building or enclosed land, or part of a building or enclosed land, used for storage of goods, the carrying out of commercial transactions involving the sale of such goods by wholesale; or,

(b) a bulk store or depot;

Wayside Stall—means a stall located adjacent to a street in which only fruit, vegetables and artefacts grown, produced or made on the land are sold or offered for sale;

Wineshop—means premises in respect of which a winehouse licence has been granted under the Liquor Act, 1970.

Adopted by resolution of the Council of the Town of Albany at the ordinary meeting of the Council held on the 10th day of July, 1979.

J. R. REDSHAW,
Acting Mayor.

F. BRAND,
Town Clerk.

Adopted for final approval by resolution of the Council of the Town of Albany at the Special meeting of the Council held on the 4th day of May 1983 and the seal of the municipality was pursuant to that resolution hereunto affixed in the presence of—

[L.S.]

J. M. HODGSON,
Mayor.

I. R. HILL,
Town Clerk.

Recommended/Submitted for final approval—

L. F. O'MEARA,
Chairman of the Town Planning Board.

Dated 2/11/83.

Final approval granted—

D. PARKER,
Minister for Town Planning.

Dated 4/11/1983.

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED).

Shire of Mandurah.

District Zoning Scheme No. 1A.

Scheme Text.

THE Mandurah Shire Council under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended) hereby makes the following Town Planning Scheme.

Shire of Mandurah.

Town Planning Scheme No. 1A.

District Zoning Scheme.

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6.6 Enforcement.
6.7 Relaxation of Standards.
6.8 Offences and Penalties.
6.9 Claims for Compensation and Betterment.
6.10 Appeals.

Appendices.

1. Form: Application for Planning Consent.
2. Form: Grant/Refusal of Planning Consent.
3. Form: Notice of Public Advertisement of Development Proposal.
4A. Form: Application for Permit or Renewal of Permit to Carry on Home Occupation.
4B. Form: Permit to Carry on Home Occupation.
5. Car Parking Layouts.
6. Schedule of Places of Heritage Value.
7. Policies Relating to Overall Planning Areas.
8. Special Requirements Special Rural Zone.
9. Interpretation.

PART 1—Preliminary.

1.2 Citation: This Town Planning Scheme may be cited as Shire of Mandurah Town Planning Scheme No. 1A—District Zoning Scheme (hereinafter referred to as "The Scheme").

1.3 Objects of the Scheme.

1.3.1 The objects of the Scheme are—

(a) to control, regulate and co-ordinate public and private development, the use of land and buildings, the erection of buildings and the carrying out of works in order to improve the welfare of the residents of and visitors to the District of the Shire of Mandurah in relation to amenity, convenience, economy and attractiveness of the environment;

(b) to reinforce the existing pattern of land uses within the District having regard to the present and future circumstances and to define by zoning the future land use and types of development permitted and to guide investment decisions of intending developers public authorities, residents and business people;

(c) to rationalise the road system within the District in relation to regional and local transport requirements, both present and future, and provide for the protection of alignments for future roads;

(d) to protect the environment, both natural and cultural, and the character of attractive features and localities within the District;

(e) to provide for and regulate the growth of Mandurah as a major tourist resort in the State while maintaining a high standard of civic, cultural, recreational and commercial facilities for existing and future permanent residents.

1.3.2 The particular objects of the Scheme are:

(a) to reinforce the pattern of land use established by various development schemes implemented within the District;

(b) to establish criteria and development standards applicable to various uses to ensure that any nuisance is minimised;

(c) to rationalise existing and future development in the town centre so that it has greater parking capacity and reduced through traffic;

(d) to improve circulation and safety by protecting future road alignments and widenings, controlling road access, the closure of certain streets and encouraging district traffic to use selected roads.

(e) to set aside waterfront and other land for recreational and tourist use;

(f) to set aside land for various forms of recreation and to ensure that the use of such land is appropriate in its location and size having regard to surrounding land uses.

(g) to provide opportunities for existing and future residents to live in different types of residential environments;

(h) to control, regulate and co-ordinate development of inland waterways to protect and/or enhance the environment.

(i) to create opportunities for innovative holiday making and tourist development by allocating suitable land to the purpose and providing options for varying development standards to meet needs;

(j) to set aside land for low density residential areas and to provide guidelines for the rural pursuit and hobby farming activities within those areas.

1.4 Responsible Authority: The authority responsible for enforcing the observance of the Scheme is the Council of the Shire of Mandurah (hereinafter called "the Council").

1.5 Maps: The remaining documents of the Scheme are as follows:

Land Use Map.

Scheme Map.

District Structure Plan.

Town Centre Strategy Plan.

1.6 Scheme Area: The Scheme applies to the area of land contained within the inner edge of the broken black line on the Scheme Map (hereinafter referred to as "the Scheme Area"), and comprises the whole of the District of the Shire of Mandurah.

1.7 Interpretation.

1.7.1 In the Scheme unless the context otherwise requires the words and expressions set out in Appendix 9 have the respective meanings given to them in that Appendix.

1.7.2 Words and expressions used in the Scheme but not defined in Appendix 9 have the meanings assigned to them in the Act or in Appendix D to the Town Planning Regulations 1967, as the case may be, unless the context otherwise requires or unless otherwise provided herein.

1.7.3 A reference to an Act of Parliament or to a section thereof includes a reference to any Act by which it is re-enacted or amended for the time being in force and also includes all by-laws, regulations and orders made thereunder for the time being in force.

1.8 Repeal: Shire of Mandurah Town Planning Scheme No. 1—Zoning Scheme published in the *Government Gazette* of 26 June 1970, and amended from time to time is hereby revoked.

1.9 Development Schemes: Subject to clause 2.4.10, this Scheme prevails over the following Town Planning Schemes to the extent of any inconsistency:

Shire of Mandurah Town Planning Scheme No. 2—East Mandurah Development Scheme;

Shire of Mandurah Town Planning Scheme No. 10—Goegrup Park Scheme.

PART 2—Control of Development and Use of Land.

2.1 Classification Into Zones.

2.1.1 There are hereby created within the Scheme Area the several zones listed hereunder:

Residential 1 Zone (Single Residential).

Residential 2 Zone (Single and Group Residential).

Residential 3 Zone (Group Residential).

Tourist Zone.

Hotel Zone.

Commercial Zone.

Office Zone.

Showroom Zone.

Service Station Zone.

Industry Zone.

Public Utility Zone.

Community Purpose Zone.

Special Rural Zone (Rural Residential).

Rural Zone.

Future Urban Zone.

Special Zone.

2.1.2 The zones are depicted on the Scheme Map in accordance with the legend thereon.

2.2 Residential Development: Residential Planning Codes.

2.2.1 For the purpose of this Scheme "Residential Planning Codes" means: The Residential Planning Codes adopted as a policy by the Board on 26 July 1982 together with all amendments or additions thereto or any code, by-laws or regulations replacing them and applying or being applicable within the district.

2.2.2 A copy of the Residential Planning Codes shall be kept and made available for public inspection at the offices of the Council.

2.2.3 In the event of there being any inconsistency between the Residential Planning Codes identified by Clauses 2.2.1 and 2.2.2 the provisions in the document identified in Clause 2.2.1 shall prevail.

2.2.4 Unless otherwise provided for in the Scheme the development of land for any of the Residential purposes dealt with by the Residential Planning Codes shall conform to the provisions of those codes and the schedules to those codes.

2.2.5 The Residential Planning Code density applicable to land within the scheme area shall be determined by reference to the Residential Planning Code density on the particular areas shown on the Residential Planning Codes scheme map, and by reference to the Zoning and Development Tables.

2.3 Residential Planning Codes: Variations and Exclusions.

2.3.1 For the purpose of this Scheme, the Council has resolved to adopt the "Residential Planning Codes" as outlined at Clause 2.2.1, with the following variations:

(a) the variation of the front and rear setback requirements in the Residential 1 and 2 zones as notated in the Zoning and Development Table for each zone;

(b) the variation of the car parking requirements in the Residential 1, 2 or 3 zones as notated in the Zoning and Development Table for each zone.

2.3.2 For the purpose of this Scheme, the Council has resolved to adopt the "Residential Planning Codes" as outlined at Clause 2.2.1, with the following exclusions:

(a) the exclusion of the requirements to maintain an average lot size in the R 12.5 coded areas.

2.4 Zoning and Development Table.

2.4.1 The Zoning and Development Table indicates, subject to the provisions of the Scheme, the uses permitted in the various zones and the development standards that apply to various uses specified in the Table for each Zone.

2.4.2 The symbols used in the cross references in the Zoning and Development Table have the following meanings:—

P = a use that is permitted if it complies with—

(a) the relevant development standards contained in this Scheme Text and in the zoning and Development Table;

(b) the conditions (if any) imposed by the Council in granting planning consent.

PS = a use that is not permitted unless special approval to it is given by the Council and it complies with—

(a) the relevant standards contained in this Scheme Text and in the Zoning and Development Table; and

(b) the conditions (if any) imposed by the Council in granting planning consent or special approval.

AP = a use that is not permitted unless special approval to it is given by the Council after the proposal has been advertised in accordance with Clause 6.2.2 and it complies with—

(a) the relevant standards contained in this Scheme Text and in the Zoning and Development Table; and

IP = a use that is not permitted unless it is incidental to the predominant use of the land as determined by the Council.

2.4.3 Where in the Zoning and Development Table a particular use is mentioned it is deemed to be excluded from any other use class which by its more general terms would otherwise include the particular use.

2.4.4 If a particular use or purpose is not mentioned in the list of use classes or is not included in the general terms of any of the use classes in the Zoning and Development Table, that use or purpose is prohibited unless it is permitted by the subsequent provisions of the Scheme.

2.4.5 Clause 2.4.4 does not prohibit the Council from giving consent to a use that is not—

(a) mentioned in the list of use classes in the Zoning and Development Table; or

(b) defined in Appendix 9; or

(c) defined in Appendix D to the Town Planning Regulations, 1967,

and determining the zone in which the use may be carried on pursuant to Clause 2.4.6 nor does Clause 2.4.4 prohibit the use of the land in accordance with consent so given.

2.4.6 Upon application to it the Council may determine in which zone or zones a use that is not—

(a) mentioned in the list of use classes in the Zoning and Development Table; or

(b) defined in Appendix 9; or

(c) defined in Appendix D to the Town Planning Regulations 1967

will be permitted and may impose any condition it considers necessary or desirable.

2.4.7 Subject to the provisions of the Scheme, a person shall not use land or erect or commence to erect a building or structure for a use or purpose specified in the Zoning and Development Table otherwise than in accordance with the relevant provisions of that Table.

2.4.8 The development standards applicable to each Zone and Reserve are those specified in the Zoning and Development Table and the Reserve Development Table unless a particular standard is specified elsewhere in the Scheme.

2.4.9 Nothing contained in the preceding clauses of this Part or in the Zoning and Development Table limits the powers of the Council to impose conditions when granting planning consent to commence development pursuant to Clause 6.4.1 and in particular, but without limiting the generality of the foregoing the Council may impose conditions in respect of additional restrictions and requirements not specified in the Zoning and Development Table.

2.4.10 Where by a development town planning scheme having the force of law land is designated for group housing or a duplex house the Council shall not refuse to grant its special approval to the use of the land for group housing or a duplex house, as the case may be, of a density greater than that allowed or allowable by the Council under this Town Planning Scheme.

2.4.11 The Policy Statements contained in the Zoning and Development Table—

(a) are statements of general policy only;

(b) do not affect the obligation of the Council to consider the circumstances and merits of each particular case.

2.4.12 If there is any conflict between a policy statement contained in the Zoning and Development Table and the other provisions thereof the latter prevail.

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE RESIDENTIAL 1 (SINGLE RESIDENTIAL) — ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT Primarily single storey family housing.
Two storey houses must respect the privacy of adjoining dwellings and yards. Council's policy on further subdivision is to agree to minimum lot sizes of 700m² in all areas except the ocean coastal and estuary shorelines of South Mandurah where 850m² and 1000m² minimums respectively will be sought. Similarly 1000m² lots will be sought on the Serpentine River to protect trees.

	PERMITTED USES		DEVELOPMENT STANDARDS									
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MINIMUM AREA OF LOT PER DWELLING UNIT	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM PRIVATE OPEN SPACE	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			As per R.12.5	As per R.12.5	As per R.12.5	7.5m	7.5m average 1.5m min.	As per R.12.5	2 per dwelling unit	As per R.12.5	Council shall approve a single dwelling house on a lot approved by the Town Planning Board
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	SINGLE STOREY DWELLING HOUSE	P									Minimum unsewered Lot Area: 850m²
2	DWELLING HOUSE (2 OR MORE STOREYS)	PS									Minimum unsewered Lot Area: 850m²
3	DUPLEX HOUSE	P	As per R.20	20m	As per R.20			As per R.20		As per R.20	Minimum unsewered Lot Area: 1,000m²
4	CONSULTING ROOM ATTACHED TO A HOUSE	AP	900m²	20m					4 per Consultant		
5	DAY/CARE, CHILD/ MINDING CENTRE	AP	900m²	20m				3m	4		Maximum of 30 children off street provision of 2 bays for picking up and setting down children.
6	INFANT HEALTH CLINIC	PS						3m	4		
7	CORNER STORE	AP	1,000m²	20m		9m		3m	6		Maximum retail floor area of 50m². 30% of front setback landscaped

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE · RESIDENTIAL 1 (CONTINUED)

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MINIMUM AREA OF LOT PER DWELLING UNIT	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
									2 per Dwelling Unit	50%	Council shall approve a single dwelling house on a lot approved by the Town Planning Board
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
8	ADDITIONAL ACCOMMODATION	IP	900m²						1 and 2 for a House	400m² for principal dwelling	
9	HOME OCCUPATION	IP							2		
10	PRIMARY SCHOOL	PS	4ha						1.25 per classroom		3.5 hectares where adjoining 3.0 hectares of active open space.
11	PASSIVE RECREATION	PS	4,000m²								
12	HORSE STABLES	AP	4,000m²			15m	10m	10m			
13	DOG KENNELS	AP	4,000m²			15m	10m	10m			
14	KINDERGARTEN	PS	2,000m²			9m		3m	1 per staff member		Off street provision of 2 bays for picking up and setting down children.
15	NURSING HOME	AP	2,000m²	30m		9m		3m per storey	1 for each staff member & 1 per 2 beds		Max. site area 5,000m²
16	CHURCH	PS	2,000m²	30m		9m		3m	1 per 2 seats		
17	AGED PERSONS DWELLING UNIT	P	1,200m²	20m	300m²				1.25 per dwelling unit		

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

'P: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE RESIDENTIAL 2. (SINGLE AND GROUP HOUSING.)

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - Primarily Single Family or Low density Grouped or Attached housing will be permitted by Council if the site is near open space and can be integrated into the single residential environment. Two storey developments must respect the privacy of adjoining dwellings and yards. Council's policy on further subdivision is to agree to minimum lot sizes of 700m² in all areas except the ocean and estuary shorelines of South Mandurah will be sought. Similarly 1,000m² lot minimums will be sought on the Serpentine River to protect trees.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MINIMUM AREA OF LOT PER DWELLING UNIT	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM PRIVATE OPEN SPACE	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			1. Council shall approve a single dwelling on a lot approved by the Town Planning Board. 2. Maximum Plot Ratio 0.5
			As per R12.5	As per R12.5	As per R12.5	7.5m	7.5m Average 1.5m min.	As per R12.5	2 per dwelling unit	As per R12.5	
	NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.										
1	SINGLE STOREY DWELLING HOUSE	P									
2	DWELLING HOUSE (2 OR MORE STOREYS)	PS									
3	DUPLEX HOUSE	P	As per R20	20m	As per R20			As per R20		As per R20	Minimum unsewered lot area 1,000m².
4	SINGLE STOREY GROUPED OR ATTACHED HOUSES	PS	As per R25	20m	As per R25			As per R25		As per R25	
5	TWO STOREY GROUPED AND ATTACHED HOUSES	AP	As per R25	20m	As per R25			As per R25		As per R25	
6	CONSULTING ROOM ATTACHED TO A HOUSE	AP	900m²	20m					4 per Consultant		
7	DAY/CARE, CHILD MINDING CENTRE	AP	900m²	20 m				3m	4		Maximum of 30 children. Off street provision of 2 bays for picking up and setting down children.
8	INFANT HEALTH CLINIC	PS						3m	4		

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE RESIDENTIAL 2 CONT/D.

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT

	PERMITTED USES		DEVELOPMENT STANDARDS									
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MINIMUM AREA OF LOT PER DWELLING UNIT	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM PRIVATE OPEN SPACE	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
9	CORNER STORE	AP	1,000m^2	20m		9m		3m	6		Maximum retail floor area of 50m^2. 30% of front setback landscaped.
10	SINGLE DWELLING HOUSE AND ADDITIONAL ACCOMMODATION	PS	900m^2						1 plus 2 for house	400m^2 for principal dwelling	
11	HOME OCCUPATION	IP							2		
12	PRIMARY SCHOOL	PS	4ha						1.25 per classroom		3.5 hectares where adjoining 3.0 hectares of open space.
13	PASSIVE RECREATION	PS	4,000m^2								
14	KINDERGARTEN	PS	2,000m^2			9m		3m	1 per staff member		Off street provision of 2 bays for picking up and setting down children.
15	NURSING HOME	AP	2,000m^2	30m		9m		3m per storey	1 for each staff member and 1 per 2 beds		Max site area 5,000m^2.
16	CHURCH	PS	2,000m^2	30m		9m		3m	1 per 2 seats		
17	AGED PERSONS DWELLING UNITS	P	1,200m^2	20m	300m^2				1.25 per dwelling unit		

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE RESIDENTIAL 3. (GROUP RESIDENTIAL) — ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - The areas zoned for higher density residential have been chosen on the basis of their proximity to shops, open space, main transport routes together with an allowance for factors such as land value and likelihood of redevelopment availability of suitable land parcels and demand. It is Council policy that self contained dwelling units should have a minimum of 70m^2 of floor space if strata titles are sought. In the area bounded by Henson Street, Fremantle Road, Stewart Street and Ormsby Terrace, Council will allow a floor space less than 70m 2 but not less than the minimum prescribed in the Uniform Building By-Laws.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MINIMUM AREA OF LOT PER DWELLING UNIT	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM PRIVATE OPEN SPACE	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			As per R40	As per R40	As per R40	As per R40	As per R40	As per R40	2 per dwelling unit.	As per R40	
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	GROUP HOUSING (FLATS, HOME UNITS)	P									
2	GROUP HOUSING (FLATS, HOME UNITS) (4 Storeys or more)	PS									
3	SINGLE STOREY ATTACHED DWELLINGS	P									
4	TWO STOREY OR MORE ATTACHED DWELLINGS	P			333m^2						
5	DWELLING HOUSE	P	As per R12.5	As per R12.5	As per R12.5						
6	CORNER STORE	IP	1,000m^2	20m					6		Maximum retail floor area of 50m^2
7	COIN OPERATED LAUNDRY	IP									
8	CARETAKER'S HOUSE	IP									
9	AGED PERSONS DWELLING UNITS	P							1 per dwelling unit		
10	CAR PARK	IP									
11	AGED PERSONS VILLAGE	P	2,000m^2	40m	200m^2				0.5 per unit		Maximum site area of 2 hectares
12	PASSIVE RECREATION	P									
13	NURSING HOME	PS	2,000m^2		N/A	9m			1 per 2 beds		
14	MOTEL	PS	4,000m^2						1 per unit		Motel Bylaws apply.
15	AGED PERSONS HOME	P	1,200m^2		200m^2				1 per unit		

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE TOURIST

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - The intention of Council is to encourage the development of tourist facilities in the District in keeping with the holiday and tourism and recreational assets of the sub region. Uses and development standards are intended to be flexible. Considerable areas of prime waterfront and other land has been zoned to provide the greatest possible incentive and flexibility. Council's objective is to encourage the multiple use of the tourism assets and developments.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			1,000m²	20m	1.0	9m	1.5m per storey	1.5m per storey	As determined by Council	25% of site area	
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	SINGLE STOREY GROUP HOUSING	PS	As per R40	As per R40		AS FOR R40			2 per unit		The provision of a reticulated water supply and a reticulated sewerage system
2	TWO STOREY OR MORE GROUP HOUSING	PS	As per R40	As per R40		AS FOR R40			2 per unit		The provision of a reticulated water supply and a reticulated sewerage system
3	RESIDENTIAL BUILDING	PS							1 per bed		The provision of a reticulated water supply and a reticulated sewerage system
4	MOTEL	PS	4,000m²						1 per unit		The provision of a reticulated water supply and a reticulated sewerage system Motel by-laws apply
5	EATING HOUSE	P							1 per 4 seats & 1 per 1m of queue length.		
6	CARAVAN PARK	P									
7	CHALETS, HOLIDAY FLATS CABINS	P	AS PERTHE SHIRE OF MANDURAH BYLAWS RELATING TO CARAVAN PARKS AND CAMPING GROUNDS								Development to be substantially screened by landscaping or natural vegetation.
8	PRIVATE RECREATION (INC. SQUASH COURTS)	P									
9	PUBLIC RECREATION	P									
10	PUBLIC AMUSEMENT	AP									
11	MARINA	PS									
12	AGED PERSONS VILLAGE	PS									
13	LICENSED RESTAURANT	P									The provision of a reticulated water supply and a reticulated sewerage system.

EXPLANATION OF SYMBOLS
See Clause 2.42

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE TOURIST CONT/D.

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
14	PLACE OF AMUSEMENT (BEING PART OF TOURIST BUILDING)	IP									
15	MARINE FILLING STATION	PS									
16	PRIVATE HOTEL	P									
17	LODGING HOUSE	P									
18	SHOP BEING PART OF TOURIST BUILDING	IP							1 per 20m^2 G.L.A.		
19	COIN OPERATED LAUNDRY	IP									
20	CARETAKER'S HOUSE	IP									
21	CAR PARK	IP				2m	1m	1m			
22	CLUB PREMISES	P									
23	HOTEL	AP									
24	TAVERN	AP									
25	NIGHT CLUB/ CABARET ROOM	AP									
26	DWELLING HOUSE	IP	As per R12.5	As per R12.5	0.5	7.5	7.5m average 1.5m minimum	As per R12.5	2	50%	
27	THEATRE/CINEMA	P									
28	SERVICE STATION	IP									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE HOTEL

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - Specific zoning is provided for because of the particular traffic and other nuisances associated with liquor outlets. Specific zoning establishes limits to existing premises and provides the community with an opportunity to involve itself in location decisions.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
				30m	1.0	9m	9m	10m each side per storey	1 per bedroom plus 1 for each 3m bar & public area	20% of site	No direct access to an Arterial road.
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	HOTEL	P	5,000m^2	60m							
2	TAVERN (ATTACHED TO OTHER PREMISES	IP									
3	TAVERN (DETACHED)	P	4,000m^2								
4	MOTEL	P	4,000m^2								Motel Bylaws apply.
5	LICENSED RESTAURANT	IP							1 per 4 seats		
6	NIGHT CLUB/CABARET ROOM	IP									
7	LICENSED CLUB	P	4,000m^2								
8	SHOP	IP									
9	EATING HOUSE	IP									
10	CARETAKER'S HOUSE	IP									
11	CAR PARK	IP				2m	1m	1m			
12	PUBLIC AMUSEMENT	IP									
13	LIQUOR STORE	IP									
14	PLACE OF AMUSEMENT	IP									
15	SERVICE PREMISES	IP									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

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AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE COMMERCIAL

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - Primarily retail shopping but including other uses normally associated with shopping areas. Where uses are proposed that involve varying periods of use, multiple use of parking will be allowed at Council discretion. Conversion of existing premises may be dealt with under Clause 6.7. Development within the Town Centre precinct will be considered in terms of the Town Centre Strategy Plan. Council shall require separate provision for Staff Parking where appropriate.

PERMITTED USES			DEVELOPMENT STANDARDS									
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
				5m	1.0	9m (nil in Town Centre)	nil	nil	10 spaces per 100m² of Gross Leasable area	10% of site	
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	SHOP	P									
2	SHOP WITH DWELLING ATTACHED.	P									
3	LIQUOR STORE	P									
4	SERVICE PREMISES	P									
5	BANK	P							1 per 40m² G.L.A.		
6	EATING HOUSE	P							1 per 4 seats		
7	OFFICE	P							1 per 40m² G.L.A.		
8	CONSULTING ROOM	P							4 per Consultant		
9	MEDICAL CLINIC	P							4 per Practitioner		
10	PROFESSIONAL OFFICE	P							1 per 40m² G.L.A.		
11	LICENSED RESTAURANT	PS							1 per 4 seats		
12	NIGHT CLUB/CABARET ROOM	PS							1 per 4 seats		
13	CAR PARK	IP				2m	1m	1m			See Clause 3.3.1.
14	PUBLIC CONVENIENCE	IP									
15	TAVERN (ATTACHED TO OTHER PREMISES)	PS									Maximum public area of 200m²

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE COMMERCIAL CONT/D. ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
16	HOTEL OR DETACHED TAVERN	AP	5,000m^2						As per Hotel Zone		
17	TAKE AWAY FOOD OUTLET	PS							One per 4 seats and 1 per m queuing length		
18	CONSULTING ROOM	P							4 per Consultant		
19	PUBLIC AMUSEMENT	PS									
20	PUBLIC BUILDINGS	PS									
21	SERVICE STATION	P							8		
22	PLACE OF AMUSEMENT	AP									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE OFFICE — ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - An area intended primarily for business and professional offices. As the Town Centre area has limited space which will be needed for retail uses and associated parking related to a pedestrian precinct within a ring road system the office zone has been located outside that area . Some offices exist but further conversion of existing houses is anticipated. Council will endeavour to retain the residential appearance of the Sholl Street frontage by encouraging joint car parking at the rear of premises.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
				18m	1.0	9m	9m	2m per storey	1 space for every $40m^2$ gross leasable area.	20% of site	1. Provision for driveway for rear car park. 2. See Clause 3.3.1
	NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.										
1	OFFICE	P									
2	CONSULTING ROOM	P									
3	MEDICAL CLINIC	P									
4	PROFESSIONAL OFFICE	P									
5	OFFICE WITHIN DWELLING HOUSE	P									
6	ROOMS, MEETING PLACES FOR CLUBS AND ASSOCIATIONS	P									
7	FUNERAL PARLOUR	P							1 per 4 Chapel seats		Provision for off street arrangement of procession.
8	BANK	P									
9	MUNICIPAL OFFICE	P									
10	GOVERNMENT OFFICE	P									
11	CAR PARK	IP				2m	1m	1m			
12	CARETAKER'S HOUSE	IP							2		
13	SERVICE PREMISES	PS									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE SHOWROOM — ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - This zone is intended to provide for the establishment of primarily showroom uses but also for a variety of uses that are inappropriate to an industrial zone but require extensive land areas that are not generally available in business and commercial areas (e.g. car sales, carpet warehouse and showrooms, bulky furniture etc.) Where retail sales are involved Council may increase the car parking standards. Where development adjoins an Arterial, Sub Arterial or Collector Road, Council will seek a high standard of building development, landscaping and car parking layout and will exercise special control over access to and from this road.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			1,000m^2	20m	0.5	9m	7.5m	5m one side	1 space for 30m^2 of gross leasable area.	20% of site	
	NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.										
1	SHOWROOM	P									
2	OPEN AIR DISPLAY	P									
3	CAR, BOAT, CARAVAN, AND MACHINERY SALES AND HIRE	P									
4	FUNERAL PARLOUR	P							1 per 4 chapelseats		
5	VETERINARY CLINIC	P									
6	VETERINARY HOSPITAL	AP									
7	PLANT NURSERY AND SALES	P									
8	SERVICE STATION	P							8		
9	CAR WASH	P									
10	COIN OPERATED LAUNDRY	P									
11	OFFICE	IP							1 per 40m^2 G.L.A.		
12	CAR PARK	IP				2m	1m	1m			
13	CARETAKER'S HOUSE	IP							2		
14	PUBLIC AMUSEMENT	P									
15	PUBLIC RECREATION	P									
16	SERVICE PREMISES	PS									
17	STORE	IP									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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IP: Not permitted unless it is incidental to a predominant use as determined by Council.

ZONE SHOWROOM CONT/D. — ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
	NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.										
18	WAREHOUSE ASSOCIATED WITH A SHOWROOM	P									
19	PLACE OF AMUSEMENT	AP									
20	HEALTH CENTRE	P									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE SERVICE STATION

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - Council generally requires that the development of a Service Station shall involve specific zoning because of the traffic problems generated. It is Council policy to encourage this location in association with other Commercial and non residential uses.

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			1,000m^2	25	0.3	7.5m to pumps or Cantilever Roof	7.5m	5m where Residential Zone abuts Elsewhere 2m	As determined by Council	10% of site	Sight lines commensurate with Stopping distances.
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	SERVICE STATION	P							8		
2	ROAD HOUSE	P									
3	SHOP	IP									
4	OPEN AIR DISPLAY	IP									
5	CAR WASH	IP									
6	CAR PARK	IP				2m	1m	1m			
7	CARETAKER'S HOUSE	IP									

EXPLANATION OF SYMBOLS
See Clause 24.2

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ZONE INDUSTRY

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - Primarily industry which will not detrimentally affect the amenity of the district through smoke, noise, odours and the like. Where such problems are likely to arise, Council will require methods of suppression or location elsewhere. Council may increase the car parking standard where the scale of operation, workforce or other circumstances warrant. Council may increase the boundary setbacks and/or landscaping where the site abuts a residential zone.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			$2,000m^2$	30m	1.0	9m	nil	5m one side	1 space for every $100m^2$ gross floor area	10% of site area	
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	LIGHT INDUSTRY	P									
2	SERVICE INDUSTRY	P									
3	SHOWROOM	P							1 per $20m^2$ of G.L.A		
4	OPEN AIR DISPLAY	P									
5	WAREHOUSE	P									
6	FUNERAL PARLOUR	P							1 per 4 chapel seats		
7	BUILDER'S YARD	P									
8	VETERINARY CLINIC	P									
9	VETERINARY HOSPITAL	P									
10	STORE	P									
11	VEHICLE REPAIR STATION	P									
12	TRANSPORT DEPOT	P									
13	FUEL DEPOT	P									
14	CAR WASH	P									
15	PLANT NURSERY	P									
16	DRIVE IN THEATRE	PS									
17	OFFICE	IP									
18	CAR WRECKING	P									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE INDUSTRY CONT/D.

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
19	DRY CLEANING PREMISES	P									
20	GENERAL INDUSTRY	P									
21	CAR PARK	IP				2m	1m	1m			
22	AMENITY BUILDING	IP									
23	CARETAKER'S HOUSE	IP							2		
24	SHOP	IP									
25	EXTRACTIVE INDUSTRY	AP									
26	RETAIL SALE OF PRODUCTS PRODUCED ON SITE.	PS							As for Commercial zone		
27	HAZARDOUS INDUSTRY	AP									Conditions of development at discretion of Council.
28	NOXIOUS INDUSTRY	AP									Conditions of development at discretion of Council.
29	HEALTH CENTRE	P									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE PUBLIC UTILITY

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT – Intended for major Local or State Government works associated with water, sewer, electricity gas and transportation plants. Council will not regard such developments as government truck depots, storage areas and workshops as public utilities but as industrial uses to be located accordingly. Small developments such as local pump stations and drainage basins will not require specific zoning.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			N/A	N/A	0.5	As for the surrounding zones at the discretion of Council			1 per 2 Employees	25% of site	
			NOTE – UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	WATER SUPPLY, SEWERAGE AND DRAINAGE HEADWORKS	P									
2	ELECTRICITY GENERATION	P									
3	BUS STATIONS (NOT INCLUDING DEPOTS AND WORKSHOPS	P									
4	GAS MANUFACTURE AND STORAGE	P									
5	CARETAKER'S HOUSE	IP							2		
6	OFFICE	IP									
7	AMENITY BUILDING	IP									
8	CAR PARK	IP				2m	1m	1m			

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE COMMUNITY PURPOSE

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - Intended for a wide range of government, civic, and community uses covering educational cultural, civic business and some recreational activity. Council will expect high standards of architecture, landscaping and site treatment generally.
In determining the car parking standard Council will take account of the number of cars likely to congregate on site.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			$2,000m^2$	20m	0.5	11 or 20m	7.5	2m per storey	As determined by Council	20% of site	
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	PRIMARY SCHOOL	P	4.0ha	150m					1.25 spaces per classrm		3.5 hectares where adjoining 3 hectares of openspace
2	HIGH SCHOOL	P	10ha						1.5 spaces per classrm		
3	TECHNICAL SCHOOL	P							5 per classroom		
4	KINDERGARTEN	P							3 per teacher		
5	DAY CARE/CHILD MINDING CENTRE	P							1 for each 5 persons		
6	PUBLIC LIBRARY	P							1 per $40m^2$ g.f.a.		
7	MUSEUM/ART GALLERY	P									
8	INFANT HEALTH CLINIC	P							5		
9	HOSPITAL	P							1 for each 2 beds		
10	THEATRE, CINEMA HALL	P									
11	INSTITUTIONAL BUILDING	P									
12	CEMETERY/CREMATORIUM	P									
13	GOVERNMENT OFFICE	P							As for Office Zone		

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE COMMUNITY PURPOSE CONT/D.

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
14	MUNICIPAL OFFICE	P							As for Office Zone		
15	CHURCH	P							1 for each 4 seats		
16	CLUB PREMISES	P									
17	PRIVATE RECREATION	P									
18	PUBLIC AMUSEMENT	P									
19	PUBLIC ASSEMBLY	P									
20	AMENITY BUILDING	IP									
21	SPECTATOR SPORTS GROUNDS	AP									
22	SHOP	IP							As for Commercial zone		
23	CARETAKER'S HOUSE	IP									
24	CAR PARK	P				2m	1m	1m			
25	AGED PERSONS VILLAGE	PS		40m					0.5 per unit		
26	NURSING HOME	PS									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE SPECIAL RURAL — ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - The intention of Council is to create the opportunity for residential living in a rural atmosphere. The requirements of the zone enable the carrying out of hobby activities that are increasingly undesirable in normal residential environments. At least one hectare is required to achieve those goals. Council will exercise its discretion to ensure that buildings are in harmony with the rural character of the area and to ensure that sufficient trees and other natural vegetation is retained to maintain the rural character of the zone. Where a reticulated water supply is provided the provisions of R1 may be applied.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			Minimum Lot Area	Minimum Effective Frontage	Minimum Area of Lot per Dwelling Unit	MINIMUM BOUNDARY SETBACKS			Minimum Car Parking Spaces		Other Requirements
						Front	Rear	Sides			
			As per R0.5	As Per R0.5	As per R0.5	As per R0.5 or as per declared building envelope	As per R0.5 or as per declared building envelope	As per R0.5 or as per declared building envelope	As per R0.5	N/A	Clause 3.1.4 and Appendix 8
	NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.										
1	SINGLE DWELLING HOUSE	P									
2	RURAL PURSUITS	P									
3	HORSE STABLES	P									
4	VITICULTURE, HORTICULTURE MARKET GARDENING	PS									
5	FORESTRY	PS									
6	RESIDENTIAL BUILDING	AP									
7	PRIVATE RECREATION	AP									
8	BEE-KEEPING	AP									
9	PLANT NURSERY (NOT INCLUDING SALES TO THE PUBLIC)	AP									
10	DOG KENNELS	AP									
11	VETERINARY CLINIC	AP							4 per vet		
12	HOME OCCUPATION	IP									
13	PARKS, RECREATION, PLAYING FIELDS	IP				10m					
14	WAYSIDE STALL	PS									100m clear visibility along roads in each direction.
15	EXTRACTIVE INDUSTRY	AP									
16	HEALTH FARM	AP	10ha						2 per accommodation unit		

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE RURAL — ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT - This zone is intended to apply to those parts of the Municipal District which are not considered to be needed for urban or semi urban purposes in the short to medium term or in the case of the most southern parts of the Shire, the long term. Council therefore wishes to encourage most of the land to be used for farming activity. Some limited tourist activity may be permitted. Council's policy is to allow only one house on a lot of 2 hectares or less and a maximum of two houses on lots in excessof 2 hectares.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
						100 metres to all buildings except where lot dimensions preclude such setbacks in which case 15m minimums will apply.					
	NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.										
1	RURAL PURSUITS	P									
2	NATURAL COUNTRYSIDE	P									
3	HORSE STABLES	P									
4	DOG KENNELS	P									
5	VITICULTURE, HORTICULTURE, MARKET GARDENING	P									
6	DWELLING HOUSE	IP									
7	FORESTRY	PS									
8	RURAL INDUSTRY	AP									
9	CARAVAN PARK	PS									
10	EXTRACTIVE INDUSTRY	AP									
11	PLANT NURSERY AND SALES	PS							1 per $50m^2$ public area		
12	PRIVATE ZOO	AP									
13	WAYSIDE STALL	IP									
14	HEALTH FARM	AP							2 per accommodation unit		

EXPLANATION OF SYMBOLS
See Clause 2.4.2

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ZONE FUTURE URBAN

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT This zone has been applied to those parts of the Scheme area that will be required for some form of urban development in the future. The probable uses are indicated on the District Structure Plan. Council does not intend to prevent the continued economic use of the land but it must ensure that developments in the area are compatible with the predicted future urban use. More than one house on a lot will not be permitted. Proposals for residential subdivision will be considered on their merits in terms of the availability of land in the Residential Zone, and the availability of services and community facilities.

	PERMITTED USES		DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
			AT DISCRETION OF COUNCIL CONSIDERING THE FUTURE LAND USE INDICATED ON THE STRUCTURE PLAN								COUNCIL MAY CONSIDER TEMPORARY DEVELOPMENTS AND IMPOSE APPROPRIATE CONDITIONS
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	RURAL PURSUITS	P									
2	DWELLING HOUSE	P									
3	EXTRACTIVE INDUSTRY	PS									
4	PRIVATE RECREATION	PS									
5	PUBLIC RECREATION	PS									
6	DUPLEX HOUSE	PS									
7	RURAL INDUSTRY	PS									
8	PLANT NURSERY	PS							1 car park space per 50m public area if sales are included		
9	WAYSIDE STALL	P									
10	INSTITUTUIONAL BUILDING	AP									
11	SEWERAGE AND DRAINAGE WORKS	PS									

Zoning and Development Table.

Special Zone: Those portions of the Scheme Area which are specified in the Special Zone Table below are classified as Special Zones.

Notwithstanding that a parcel of land described in the Special Zone Table is within another zone, the land or any building thereon may be used for the purpose set against that parcel in that Table in addition to the uses permitted in the zone in which the land is situated, unless any of those uses is excluded or modified by a condition specified in the Table. The use of the parcel of land is also subject to any other conditions considered appropriate by the Council and stated opposite the parcel in the Table.

Special Zone Table

Code No.	Particulars of Land	Base Zone	Special Use	Conditions
1.	Lot 32 Fremantle Road	Residential 3	Leisure Centre Place of Amusement	None
2.	Pt. Murray Location 109	District Recreation	Marine Commercial	None
3.	Pt. Lot 1002 of Murray Location 66 Janis Street, Halls Head	Residential 3	Villa Units	The development to be restricted to two storeys in height
4.	Lot 16 of Murray Location 37 Old Coast Road	Rural	Arts and Craft Sale/Display	None
5.	Lots 58–65 inclusive, Tindale Road	Residential 1	Light Industrial	(a) Maximum GFA of 60 m² for service industry. (b) As for Home Occupation Permits.

2.5 Classification into Reserves.

2.5.1 There are hereby created within the Scheme Area the several reserves listed hereunder:

District Recreation Reserve.

Local Recreation Reserve.

Arterial Road Reserve.

Sub-Arterial Road Reserve;

which are delineated and coloured on the Scheme Map according to the legend thereon.

2.5.2 A person shall not carry out any development on land reserved under this Scheme, other than the erection of a boundary fence, without first applying for and obtaining the written approval of the Council.

2.5.3 In considering applications for approval to develop reserved land, Council shall be bound by the land use and development standards contained in the Reserve Development Table pertaining to the particular reserve.

2.5.4 The notations on the Reserve Development Table have the same meanings as those in the Zoning and Development Table which are specified in Clause 2.4.2 and Clauses 2.4.3 to 2.4.12 inclusive, shall apply as if the term "Zoning and Development Table" in those clauses was substituted for Reserve Development Table.

2.5.5 No provision of Clause 2.1 shall prevent the continued use of land for the use for which it was being lawfully used immediately prior to the Scheme having the force of law, or the repair and maintenance, for which the prior consent in writing of the Council has been obtained, of buildings or works lawfully existing on the land.

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

DISTRICT RECREATION — RESERVE DEVELOPMENT TABLE

POLICY STATEMENT - It is the Council's policy to concentrate the active organised recreation activity into this zone. Those activities which involve significant numbers of participants, spectators, major buildings and facilities should occur in this zone and not on the smaller recreation spaces within residential neighbourhoods. Such activity will prejudice the amenity of the neighbourhood by introducing traffic, parking problems, noise etc. In general terms, Council will seek areas of at least 4 hectares for District Recreation Developments.

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
						FRONT	REAR	SIDES			
					N/A	9m	9m	9m	As determined by Council		
			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.								
1	PUBLIC RECREATION	P									
2	SPECTATOR SPORTS GROUNDS	P									
3	STADIUM	P									
4	DOG RACEWAY	P									
5	TROTTING TRACK	P									
6	GOLF COURSE	P									
7	PLAYING FIELDS USED AT NIGHT	P									
8	CHANGEROOMS AND AMENITY BUILDINGS	P									
9	CLUB PREMISES	P	1,000m^2	20m							
10	PRIVATE RECREATION	AP									
11	HEALTH CENTRE	AP									
12	CONCERT HALL	AP									
13	PUBLIC AMUSEMENT	AP									
14	SWIMMING POOL/ AQUATIC CENTRE	P									
15	CARETAKER'S HOUSE	IP									
16	EATING HOUSE	IP									
17	RIFLE RANGE	AP									

EXPLANATION OF SYMBOLS
See Clause 2.4.2

P: Permitted subject to compliance with Development standards.

PS: Not permitted unless special approval given by Council and conditions complied with.

AP: Not permitted unless special approval given by Council after advertising.

IP: Not permitted unless it is incidental to a predominant use as determined by Council.

LOCAL RECREATION RESERVE DEVELOPMENT TABLE

POLICY STATEMENT - Primarily for passive use of parks and gardens, playing fields for casual use including childrens playgrounds. Council will not encourage their use for organised recreational activity likely to result in the influx of large numbers of persons and vehicles from outside the immediate locality. For management and maintenance reasons, Council will seek an area of at least 5,000m^2 in the creation of new sites for such use.

PERMITTED USES			DEVELOPMENT STANDARDS								
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	FRONT	REAR	SIDES	MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REQUIREMENTS
					N/A	N/A	N/A	N/A	At discretion of Council		
	NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE.										
1	CHILDRENS PLAYGROUND	P									
2	PARKLAND AND GARDENS	P									
3	NATURAL BUSHLAND	P									
4	LOCAL PLAYING FIELDS	P									
5	PUBLIC CONVENIENCES	P									

Reserve Development Table.

Arterial Roads.

Policy Statement.

The Arterial Roads delineated on the Scheme Map are important regional roads which form the region's primary road network. They connect major points of traffic generation and carry most long distance movements. Access points and adjacent development need to be controlled and future alignments protected to ensure the roads' traffic function is not impaired. Access points require approval under the Main Roads Act 1930.

Development Standards.

1. A person shall not without the approval of the Council carry out any development on land designated as an Arterial Road.

2. The Council may refer an application for planning consent to commence development on land designated as an Arterial Road or on a lot abutting land so designated to the Main Roads Department for comment and shall have regard to that Department's comments in considering the application.

3. Development on land adjoining an Arterial Road shall comply with the Zoning and Development Table for the zone in which it is situated except that—

(a) the requirement that the front boundary set back specified for the development proposed applies from the alignment of the Arterial Road whether that alignment corresponds with the boundary of the lot or not;

(b) vehicular access from the land to the Arterial Road is not permitted without the approval of the Council and the Council shall not grant approval if it is satisfied that reasonable alternative access to the land is available.

4. Where application is made to the Council for planning consent to a development which would in the opinion of the Council have an adverse effect on an Arterial Road or the alignment thereof the Council may—

(a) negotiate with the applicant to change the proposed development so that any adverse effect thereof will be eliminated or minimised;

(b) subject to paragraph 2 hereof, grant planning consent and alter or modify the alignment of the important Regional Road; or

(c) after negotiation with the Main Roads Department concerning the liability for payment of any compensation payable, refuse to grant planning consent.

Reserve Development Table.

Sub-Arterial Roads.

Policy Statement.

Sub-Arterial Roads are the principal feeders and collectors between Arterial Roads and other important roads. They serve secondary traffic generators and carry traffic travelling from one neighbourhood to another as well as some local traffic. Access points need to be regulated and adjoining development should be set back to secure health and safety standards.

Development Standards.

1. Not more than one vehicular access point and one vehicular egress point to and from land abutting a Sub-Arterial Road is permitted unless the Council otherwise approves; the Council shall not grant its approval to a new vehicular access or egress point if there is reasonable alternative access or egress available.

2. Development on land adjoining a Sub-Arterial Road shall comply with the requirements and standards of the Zoning and Development Table in respect of the zone or area in which it is situated except that a building or structure shall not be erected closer than 5 metres to the alignment of the Sub-Arterial Road whether that alignment corresponds with the boundary of the lot or not.

3. A road classified as a Sub-Arterial Road shall have a reserve width of 32 metres but, the Council may in special circumstances agree to a reserve width of 25 metres.

PART 3—General Provisions.

3.1 Residential Zones.

3.1.1 Parking and Repair of Commercial Vehicles: A person shall not on land within a Residential Zone:

(a) park or allow to remain stationary for more than eight hours consecutively—

(i) more than one commercial vehicle;

(ii) a commercial vehicle unless it is housed in a domestic garage or domestic outbuilding;

unless the vehicle is being used in connection with building or construction works;

(b) repair or service a commercial vehicle unless the work is carried out whilst the vehicle is housed in a domestic garage or domestic outbuilding.

3.1.2 Protection of Privacy and Dwelling Houses of Two or More Storeys.

(a) In considering an application for its special approval to the erection of a dwelling house of two or more storeys the Council shall have regard to and shall not grant its approval unless it is satisfied that—

(i) the privacy of adjoining lots and buildings thereon will not be prejudiced;

(ii) the bulk and height of the proposed building will not unreasonably obstruct or interrupt the view from or the access of light or air to any adjoining lot or building thereon;

(iii) the proposed building is consistent with the character of the locality;

(iv) the proposed building complies with all relevant development standards.

(b) In considering an application for planning consent to commence development on land adjoining land within a Residential 1 Zone and a Residential 2 Zone the Council shall have regard to and may impose conditions in order to ensure that—

(i) the privacy of adjoining lots and buildings thereon within a Residential Zone is not prejudiced;

(ii) the bulk and height of any proposed building will not unreasonably obstruct or interrupt the view from or access of light or air to any adjoining lot or building thereon within a Residential 1 or 2 Zone;

(iii) the proposed development is consistent with the character of the locality.

(c) A person shall not without the approval of Council fill a lot within a Residential 1 or Residential 2 zone if by so doing, the height of a single storey dwelling house, if erected thereon, would exceed 6 m from the natural surface of the ground.

3.1.3 Home Occupations.

(a) A person shall not carry on a home occupation unless—

(i) a permit in respect of the home occupation has been issued by the Council and is in force; and

(ii) he is the occupier of the dwelling-house in which the home occupation is carried on.

(b) An application for a permit to carry on a home occupation shall be made in or substantially in the form contained in Appendix 4A.

(c) A permit to carry on a home occupation—

(i) is valid until the 31st day of December next after the date of issue thereof but may be renewed upon application in writing to the Council in or substantially in the form of Appendix 4A and where the application is made within 90 days prior to the 31st day of December the permit may be extended through to the 31st day of December in the following year;

(ii) is personal to the person to whom it is granted;

(iii) is not capable of being transferred or assigned to any other person; and

(iv) does not run with the land in respect of which it was granted.

(d) In granting a permit to carry on a home occupation the Council may impose any condition it thinks fit and a person shall not commit a breach of or fail to comply with a condition so imposed.

(e) A person to whom a permit to carry on a home occupation has been granted shall not carry on that home occupation at any premises other than those specified in the permit.

(f) If in the opinion of the Council a home occupation is causing a nuisance or annoyance to neighbours or to owners or occupiers of land in the neighbourhood or if any condition imposed by the Council is not complied with the Council may revoke a permit granted by it in respect of the home occupation.

(g) A permit to carry on a home occupation shall be in or substantially in the form contained in Appendix 4B.

3.1.4. Special Rural (Rural Residential).

(a) In addition to the provisions of the Zoning and Development Table, the special requirements specified in Appendix 8 apply to those areas zoned Residential 1 and described in that Appendix.

(b) Where the Council approves a proposed development in a Residential 1 Zone either—

(i) subject to a condition requiring a building envelope; or

(ii) on the basis of an application for planning consent which includes the provision of a building envelope;

the building envelope applies and prevails over the Zoning and Development Table and Appendix 8 to the extent of any inconsistency.

3.1.5 Additional R. Code Designations.

R. Code designations of R. 0.5 and R1 are included in this Scheme as follows:

1	2	3	4	5		6	7		
R Code	Dwelling type	Min. Area of Land per Dwelling (m²)	Min. Lot Frontage (metres)	Open Space Min. Total % of Site	Open Space Private Open Space per Dwelling (m²)	Min. No. of Car parking spaces per Dwelling	Min. Setbacks from Boundaries (metres) Street	Rear	Side
RO.5	Single House	20 000	40	80	....	3	20	20	10
	Attached House	20 000	40	80	....	3	20	20	10
	Grouped Dwelling	20 000	40	80	....	3	20	20	10
R1	Single House	10 000	30	80	....	3	20	10	5
	Attached House	10 000	30	80	....	3	20	10	5
	Grouped Dwelling	10 000	30	80	....	3	20	10	5

3.2 Non Residential Zones.

3.2.1 Access for Loading and Unloading of Vehicles.

(a) Unless the Council otherwise approves and subject to any conditions it imposes a person shall not use any land or building within a Tourist Zone, Commercial Zone, Showroom Zone, or Industry Zone for any purpose unless there is provided a paved accessway for vehicles from a street to the land or building so that loading and unloading can take place off the street and vehicles may return to the street in forward gear.

(b) The accessway shall be not less than 4.5 m in width but if the size of the lot makes the provision of an accessway of that width impracticable or unreasonable the Council may permit an accessway of a narrower width but in no case less than 3 m in width.

(c) A paved area for loading and unloading being not less than 3.5 m in width by 7 m with a minimum height clearance of 3.5 m shall also be provided.

3.2.2 Building Materials: A person shall not in a Showroom or Industry Zone erect or use a building or part of a building—

(a) that has been constructed of secondhand materials; or

(b) unless the building is externally clad in new building materials being brick, concrete masonry or other material approved by the Council.

3.2.3 Screening of Storage Areas: A person shall not in a Commercial, Showroom or Industry Zone use land for open storage purposes (excluding Open Air Display as defined in Appendix D to the Town Planning Regulations 1967) unless it is screened from public view by a fence, wall or trees or shrubs the location and height of which has been approved by the Council.

3.2.4 Extractive Industries.

(a) The Zoning and Development Table specifies the zones in which extractive industry is permitted.

(b) The Council desires to encourage the extraction of resources but to ensure that an area excavated is restored to a condition suited to the uses permitted in the zone in which the extractive industry is to be operated it shall impose the appropriate conditions upon the grant of a licence under its by-laws relating to extractive industries made pursuant to the Local Government Act 1960, for the time being in force or otherwise in order to achieve that object.

(c) Where an excavation on land in the Special Rural Zone, Future Urban Zone or Rural Zone is proposed the Council shall have regard to the District Structure Plan in determining the future land use.

3.3 Miscellaneous.

3.3.1 Car Parking.

(a) The car parking requirements for each zone and each use are set out in the Zoning and Development Table.

(b) Subject to the provisions of this clause the car parking requirements shall be provided on the site which is the subject of the proposed development or with the approval of the Council in the immediate vicinity thereof.

(c) Each parking space shall be not less than the dimensions shown in Appendix 5 for the type of parking layout adopted.

(d) All parking spaces and all necessary accessways shall, unless the Council agrees otherwise and except as hereinafter provided, be paved.

(e) Where the dimensions of an open car parking area exceed 20 m in length or width, one parking space in every twenty shall be used for garden and planting of native plants and trees to provide visual relief and so long as the garden and planting areas are maintained in good order those parking spaces shall be included in calculations as car parking and not as landscaping.

(f) Where the owner demonstrates to the satisfaction of the Council that there is not the demand for the number of parking spaces specified in the Zoning and Development Table, the Council may permit the owner to provide

landscaping in the lieu of parking spaces not constructed and the landscaping shall be included in calculations as car parking but not as landscaping; but the Council may from time to time require that additional parking spaces be provided at the expense of the owner.

(g) When considering an application for planning consent the Council shall have regard to and may impose conditions in respect of the location and design of the required car parking spaces, the planting of native trees and shrubs and pedestrian spaces on the lot; and in particular, but without limiting the generality of the foregoing, the Council shall take into account and may impose conditions concerning—

(i) the proportion of parking spaces to be roofed or covered;

(ii) the proportion of parking spaces to be below natural ground level;

(iii) the means of access to each parking space and the adequacy of any vehicular manoeuvring area;

(iv) the location of parking spaces on the lot and their effect on the amenity of adjoining properties, including the potential effect if those spaces should later be roofed or covered;

(v) the extent to which parking spaces are located within required setback areas;

(vi) the location or proposed location of private footpaths and vehicular crossings and the effect on pedestrian and vehicular traffic movement and safety;

(vii) the practical possibility of adjoining land uses with different trading hours sharing the car parking requirement.

3.3.2 Town Centre—Car Parking: Within the area bounded by Sutton Street, Pinjarra Road, Mandurah Terrace and Gibson Street the Council may accept a cash payment in lieu of the provision of car parking spaces or landscaping but subject to the following requirements:—

(a) a cash-in-lieu payment shall be not less than the estimated cost to the owner of providing and constructing the parking spaces or landscaping required by the Scheme, plus the value, as estimated by the Valuer General of Western Australia or a licensed valuer appointed by Council of that area of his land which would have been occupied by the parking spaces or landscaping;

(b) before the Council agrees to accept a cash payment in lieu of the provision of parking spaces, the council must either have already provided a public car park nearby, or must have firm proposals for providing a public car park area in the Town Centre within a period of no more than eighteen months from the time of agreeing to accept the cash payment;

(c) before the Council agrees to accept a cash payment in lieu of the provision of landscaping the Council must have firm proposals for the provision of alternate landscaping or pedestrian spaces in the immediate vicinity within 18 months of agreeing to accept the cash payment;

(d) payments under this clause shall be paid into a special fund to be used to provide public car parking and landscaping in the Town Centre or to reimburse the Council any expenses it has incurred in respect thereof including loan repayments;

(e) where the Council accepts a cash payment in lieu of the provision of portion of the required number of car parking spaces or portion of the required area of landscaping the balance shall be provided on the land in accordance with the requirements of the Scheme.

3.3.3 Landscaping.

(a) The landscaping requirement shown in the Zoning and Development Table or referred to in the Scheme means an open area designed, developed and maintained as garden planting and areas for pedestrian use and, at the discretion of the Council, it may include bushland, swimming pools and areas under covered ways but recreation buildings, amenity buildings, garbage collection and handling spaces and other open storage areas shall not be included.

(b) Access driveways between a street alignment and a building may be included in the landscaping requirement but otherwise car parking areas and driveways shall not be included.

(c) The Council may in a landscaped area encourage the use of gravel, pebble and similar hard materials and planting of native trees, shrubs or ground cover that require little maintenance.

(d) Where a proposed development utilises less than 50 per cent of the allowable plot ratio, the Council may reduce the landscaping requirement, but the landscaping requirement shall be required proportionately as subsequent development occurs.

(e) A requirement of the landscaping is that one tree capable of growing to a height of 3 m or more shall be planted for every 10 m^2 of landscaped area but this requirement does not apply in the case of residential land use.

(f) A person shall not, unless the Council otherwise approves, occupy a building forming part of an approved development (other than a dwelling house) until the required landscaping has been constructed and planted.

(g) In the case of development of land within a Commercial Zone, Showroom Zone or an Industry Zone the minimum landscaping requirement specified in the Zoning and Development Table shall be located along the front boundary of the lot and along the side boundaries between the street alignment and the building setback.

3.3.4 Battle-Axe Lots: In the application of the Zoning and Development Table to battle-axe lots the following standards apply:—

(a) the access strip shall be excluded in calculating the area of the lot;

(b) the requirements of plot ratio and site coverage and other site requirements shall be applied to the area as calculated in accordance with paragraph (a) hereof;

(c) the setback requirements of the Table shall be applied according to the direction in which the dwelling-house faces or in such other direction as is agreed between the Council and the owner;

(d) the development of group housing on a battle-axe lot is not permitted;

(e) a duplex house may be erected on a battle-axe lot if it is permitted in the zone in which the lot is situated but the frontage and lot area requirements of the Zoning and Development Table shall be increased by 25 per cent.

3.3.5 Development of Lots with more than one street frontage.

(a) Where development is proposed on a lot which has more than one street frontage, the Council shall decide which street (if any) is the street frontage for the purposes of the zoning and Development Table and the other provisions of the Scheme.

(b) The boundary setback from the street or streets determined not to be the street frontage by Council may be reduced to 4.5 metres.

3.3.6 General Appearance of Buildings: A person shall not erect a building which by virtue of colour or type of materials, architectural style, height or bulk, ornamental or general appearance has an exterior design which in the opinion of Council is out of harmony with existing buildings or the landscape character of the area.

3.3.7 Development near Coast and Shores.

(a) A person shall not commence or carry out any development, including, but without limiting the generality of that expression, excavation, filling, or planting or removal or vegetation, within 100 m of the permanent vegetation line on the ocean coast or within 100 m of high water mark of the Peel Inlet, Harvey Estuary or Serpentine River without the special approval of the Council.

(b) In the event of a dispute as to the position of the permanent vegetation line or the high water mark the decision of the Council acting on the advice of the Under Secretary for Works is final.

(c) This clause does not apply to artificial water areas unless otherwise expressly provided herein.

(d) In considering an application for its special approval or recommendations to be made to the Town Planning Board in respect of a proposed subdivision, the Council shall have regard to the following policies—

(i) the natural estuarine and river shores and ocean coasts in the Scheme area should be protected from inappropriate development and generally be vested in the Crown for ecological or recreational purposes; but where in any particular case the proposed development or subdivision involves a recreational or other non-residential use of the shore or coast which would be better managed in private ownership the Council may impose a condition requiring or recommend to the Town Planning Board, as the case requires, that an area adjacent to the shore or the coast be or remain in private ownership;

(ii) storm water should not be permitted to be discharged into the Peel Inlet, Harvey Estuary, Serpentine River or Indian Ocean or into an artificial water area unless the Council is satisfied that no adverse ecological or scenic effect will result;

(iii) the undesirability of continuous roads parallel to or on a shore or coast likely to carry a heavy volume of traffic.

3.3.8 Earthworks for Subdivisions.

(a) A person shall not when constructing a road, installing services or carrying out other works required to comply with any condition imposed by the Town Planning Board upon its approval to a subdivision of land carry out any major earthworks, earthmoving, recontouring or clearing works without first applying for and obtaining the planning consent of the Council.

(b) Without prejudice to the provisions of clause 6.4, the Council may in granting its planning consent impose any conditions it thinks fit requiring the replanting of vegetation or the compaction of soil.

3.3.9 Developments Fronting Pinjarra Road: Where development is proposed on land with a frontage to Pinjarra Road between the Peel Inlet and the Ring Road, the Council may impose conditions requiring access other than from Pinjarra Road or requiring the shared use of driveways, crossovers and car parking because of the need—

(a) to maximise the through traffic function of Pinjarra Road,

(b) to minimise or eliminate kerbside parking;

(c) to minimise access points to Pinjarra Road and encourage access from side streets or from the rear.

3.3.10 Use of Building Setback from Street.

(a) A person shall not use the land between the street alignment and the setback distance prescribed by the Scheme except for one or more of the following—

(i) an access drive-way;

(ii) a parking area;

(iii) loading and unloading of vehicles;

(iv) a trade display, but not within 3 m of the street alignment;

(v) garden or other landscaping.

(b) In a Residential 1 Zone, Residential 2 Zone, or Residential 3 Zone, the Council may agree to the use of the land between the street alignment and the building setback for a swimming pool or in special circumstances a car port if the Council is satisfied that—

(i) the streetscape will not be adversely affected; and

(ii) a traffic hazard will not result.

3.3.11 Development in Office Zones.

(a) In considering an application for development in an Office Zone where it adjoins other than a Residential Zone, Council may relax its requirements with respect to site development standards where it is satisfied that—

(i) the privacy of adjoining lots and buildings thereon will not be prejudiced;

(ii) the bulk and height of the proposed building will not unreasonably obstruct or interrupt the view from or the access of light or air to any adjoining lot or building thereon;

(iii) the proposed building is consistent with the character of the locality;

(iv) the proposed building complies with all relevant development standards.

PART 4—Special Provisions.

4.1 District Structure Plan.

4.1.1 The District Structure Plan depicts the general principles upon which development in the Scheme Area will be encouraged by the Council.

4.1.2 The land use categories and transportation network shown on the plan are indicative only and are not zones as set out in Part 2 of the Scheme.

4.1.3 Where development is proposed that in the opinion of Council would prejudice the ultimate achievement of the objectives embodied in the District Structure Plan, the Council may:

(a) negotiate with the person making the proposal to effect changes to the proposal so that any adverse effect on those objectives is minimised or eliminated;

(b) approve the proposal and make modifications to the District Structure Plan.

4.2 Town Centre Strategy Plan.

4.2.1 The Town Centre Strategy Plan (in this clause called "the Strategy Plan") depicts the Council's objectives for the future development of the Mandurah Town Centre. The Strategy Plan shows the preferred locations for car parks, pedestrian linkages and landscape treatment, but does not reserve or purport to reserve them or any of them.

4.2.2 These land use categories are advisory only and are designed to guide the Council in the use of its discretionary powers and to guide intending developers in the location of their buildings, car parks and accessways in relation to overall car parking, landscaping, and pedestrian and vehicle networks so that a rational, coordinated relationship of public and private facilities is achieved.

4.2.3 The primary objectives of the Strategy Plan are:

(a) to increase the amount of shopper parking;

(b) to provide for limited expansion of the area available for retail and office use;

(c) to reduce through-traffic and shop-to-shop vehicle movement;

4.2.4 Notwithstanding the provisions of the Zoning Development Table and Part 3 of the Scheme, the Council may after following the procedures set out in Clause 6.2 vary those standards if the achievement of the objectives of the Strategy Plan will result or be assisted.

4.3 Overall Planning Areas.

4.3.1 (a) Overall Planning Areas are shown as such on the Scheme Map according to the legend thereon.

(b) Subject to Clause 4.3.4, notwithstanding the zoning of an area of land designated as an Overall Planning Area, the Council shall not grant planning consent to development and recommend approval of a subdivision of any land within an Overall Planning Area unless:

(i) an adequate environmental assessment has been prepared that satisfies Council that no adverse environmental, engineering, traffic or social problems will arise within the Area or in related parts of the Scheme Area and satisfies Council that zoned development can proceed;

(ii) an overall plan in respect of the total Overall Planning Area has been prepared and approved by Council;
or

(iii) a development town planning scheme has been prepared for the area and has come into operation.

4.3.2 An overall plan shall at least show the overall layout of land use, arterial sub-arterial and collector road systems, location of major public utilities, community facilities and open space and shall include a report that explains the basis for the locations and layout of the elements of the plan.

4.3.3 The Council may require a development town planning scheme to be prepared where it considers it justified because of the number of owners or because the owners cannot agree to co-operate with one another to share the costs of—

(a) planning;

(b) preparation of a rational design;

(c) development or other works common to several owners;

(d) land contributions to public open space or other public requirements affecting one or several owners more than others.

4.3.4 Where the Council is satisfied that a proposed development or subdivision is of a minor nature only and is consistent with the provisions of the Scheme it may grant planning consent or recommend approval, as the case may be, before an overall plan has been approved or a development town planning scheme prepared and come into operation.

4.3.5 When an overall plan or development town planning scheme has been adopted for the Overall Planning Area subdivision and development shall thereafter proceed in accordance with the Zoning and Development Table for the zone in which the Overall Planning Area exists unless modified as hereinafter provided except that any indicative subdivision can be modified with the agreement of Council.

4.3.6 Subject to Clause 4.3.7, the Zoning and Development Table may be modified—

(a) By a development town planning scheme, which thereafter prevails to the extent of any inconsistency; or

(b) in the case of an overall plan, in accordance with the provisions of Clause 6.7, and the modifications thereafter applying to the particular Overall Planning Area unless the Council decides otherwise.

(c) By a report adopted by Council.

4.3.7 The Council may adopt policies relating to an area designated as an Overall Planning Area and shall take into account a policy so adopted in deciding whether to modify or agree to a modification to the Zoning and Development Table.

4.3.8 The Council hereby adopts the policies set out in Appendix 7 in respect of the Overall Planning Area therein described respectively.

4.4 Places of Heritage Value.

4.4.1 The places described in Appendix 6 and situated on the lands shown as places of heritage value on the Scheme Map are considered by the Council to be of historic, architectural, scientific, scenic or other value and should be retained in their present state or restored to their original state or to a state acceptable to the Council.

4.4.2 A person shall not without the special approval of the Council at or on a place of heritage value carry out any development including, but without limiting the generality of the foregoing—

(a) the erection, demolition or alteration of any building or structure;

(b) clearing the land nor fell, lop, top or damage any tree or otherwise damage the place;

(c) the erection of advertising signs.

4.4.3 The provisions of Clause 6.2 apply with the necessary modifications to applications for the special approval of the Council under Clause 4.2.

4.4.4. The Council may from to time appoint an advisory panel consisting of the President or a Councillor and two other persons who in the opinion of the Council have the appropriate qualifications or experience and refer to it any matter concerning a place of heritage value, an application for the special approval of the Council to carry out development at or on a place of heritage value including the general appearance of buildings in relation to the amenity of the area, the prevention of the erection of ugly buildings and promotion of harmony in the exterior designs of buildings, and the preparation of policies or codes with reference to places of heritage value.

4.4.5 The Council may from time to time revoke the appointment of any member of an advisory panel, other than the President, and appoint another person in place of the person whose appointment has been revoked or who resigns or is unable to act.

4.4.6 A person shall not act as a member of an advisory panel if he has a direct or indirect pecuniary interest in the matter before it.

4.4.7 The Council is not bound by the recommendation of an advisory panel, but if it does not accept the recommendation it shall give reasons for its action.

4.4.8 The Council may from time to time prepare or adopt policies or codes with reference to any one or more places of heritage value.

4.4.9 The Council may give its special approval to development at or on a place of heritage value if the development—

(a) complies with the land use requirements of the zone in which the development is proposed; and

(b) complies with the requirements of any policy or code in respect of the place of heritage value.

4.4.10 The Council may give its special approval to the restoration of a place of heritage value notwithstanding that the work involved does not comply with the Uniform Building By-laws or with the provisions of the Zoning and Development Table for the zone or area in which the place of heritage value exists.

4.5 Landscape Protection Area.

4.5.1 (a) Landscape Protection Areas are shown as such on the Scheme Map according to the legend thereon and are created primarily to protect areas of scenic ecological value or to provide for Landscaped vistas in relation to the built environment.

4.5.2 Notwithstanding that a parcel of land contained within a Landscape Protection Area is superimposed upon a base zone, a person shall not without the special approval of the Council carry out any development including the uses permitted in the zone in which the land is situated including, but without limiting, the generality of the foregoing.

(a) clearing the land nor fill, lop, top or damage any tree or vegetation;

(b) alter the contour of the land by the filling or dredging thereof;

(c) the erection of advertising signs.

4.5.3 The provisions of Clause 6.2 apply with the necessary modifications to applications for Special Approval of the Council under Clause 4.4.2.

4.5.4 The Council may from time to time prepare or adopt policies with reference to any one or more Landscape Protection Areas.

4.5.5 The Council may give its special approval to development within a Landscape Protection Area if the development—

(a) complies with the land use requirements of the zone in which the development is proposed; and

(b) complies with the requirements of any Council policy in respect of the Landscape Protection Area.

4.6 Canal Development.

4.6.1 No subdivision or development associated with a canal estate shall be permitted until or unless this Scheme is amended to include a Canal Zone, and the land the subject of a canal estate proposal is included in the Canal Zone.

4.6.2 A Canal estate shall not be permitted in any zone other than Canal Zone.

4.6.3 In the rezoning of land to Canal Zone the procedures set out in "Recommendations for Development of Canal Estates" (Steering Committee on Canal Developments, March 1981), as amended from time to time, shall be complied with.

5.0 Non-Conforming Uses of Land.

5.1 Continuance of Non-Conforming Use: No provision of the Scheme shall prevent—

(a) the continued use of any land or building for the purpose for which is was being lawfully used at the time of the coming into force of the Scheme; or

(b) the carrying out of any development thereon for which, immediately prior to that time, a permit or permits required under the Town Planning and Development Act 1928 (as amended), and any other law authorising the development to be carried out have been duly obtained and was current.

5.2 (a) Where in respect of land reserved under Clause 2.5 of the Scheme a non-conforming use exists or was authorised as mentioned in Clause 5.1 of this Part on that land all or any erections alterations or extensions of the buildings thereon or use thereof shall not be carried out unless the approval of the Council has been obtained in writing and Council may apply limitations in accordance with 5.2; (b) hereunder in granting that approval.

(b) Where in respect of land zoned under Clause 2.1 of the Scheme a non-conforming use exists or was authorised as mentioned in Clause 5.1 of this Part on that land, and provided the prior consent in writing of the Council has been obtained, buildings may be extended to the limits prescribed by the Scheme for the Zone or Reserve in which the non-conforming use exists or by any other by-laws for the purpose of limiting the size, location and distance from boundaries and any other matter required by law for that class of use within the boundary of the lot or lots on which the use was carried on immediately prior to thee coming into force of the Scheme.

5.3 Change of Non-Conforming Use: The Council may upon such conditions as it thinks fit permit the use of any land to be changed from one non-conforming use to another non-conforming use, provided the proposed use is, in the opinion of the Council, less detrimental to the amenity of the neighbourhood than the existing use, or is in the opinion of the Council closer to the intended uses of the zone.

5.4 Discontinuance of Non-Conforming Use:

(a) Notwithstanding the preceding provisions of this Part, except where a change of non-conforming use has been permitted by the Council under Clause 5.3, when a non-conforming use of any land or building has been discontinued, such land or building shall not thereafter be used other than in conformity with the provisions of the Scheme.

(b) The Council may effect the discontinuance of a non-conforming use by the purchase of the affected property, or by the payment of compensation to the owner or the occupier or to both the owner and the occupier of that property, and may enter into an agreement with the owner for that purpose.

5.5 Registration of Non-Conforming Uses: In order to protect the non-conforming use rights, a person carrying on a non-conforming use shall within six months of the gazettal of the Scheme or upon being requested in writing by the Council, so to do, give to the Council in writing full details of the nature and extent of the non-conforming use.

PART 6—Administration.

6.1 Application for Planning Consent.

6.1.1 A person who desires to develop or use land for any purpose shall subject to Clause 6.1.3 make application to the Council for planning consent to the development or use before applying for a building licence.

6.1.2 The application shall be in the form and contain the particulars referred to in the form in Appendix 1 and any further particulars the Council considers necessary to enable it to determine the application.

6.1.3 For the purposes of the Scheme the following works and uses are not development and it is not necessary for a person to make application for planning consent in respect thereof—

(a) the maintenance, improvement or alteration of or to a building if the works—

(i) affect only the interior of the building; or

(ii) do not materially affect the external appearance of the building or increase the floor area thereof;

(b) a public work undertaken, constructed or provided by the Government or a department or instrumentality of the Government or a local authority pursuant to section 32 of the Act;

(c) the use of a building or land within the curtilage of a dwelling house for a purpose incidental to the enjoyment of the dwelling house as such;

(d) subject to Clause 3.3.8, the construction of a road or the carrying out of improvements on the land designated as a road or as public open space on a plan of subdivision approved by the Town Planning Board;

(e) the erection of a dwelling house upon a lot upon which no other dwelling house has been or is in the course of being erected if the use of that lot for the purposes of a dwelling house is permitted by the Scheme and the relevant development standards and requirements of the Scheme are complied with.

6.1.4 Without limiting the generality of the expression "development" for the purposes of the Scheme the Council's planning consent is required in respect of the following—

(a) an increase in the number of dwelling units on a lot;

(b) the deposit of refuse or waste materials on land;

(c) the excavation or filling of or other earthworks on land which change the natural contours of the land by more than 600 mm;

(d) the clearing or felling of trees in a Landscape Protection Area or on a Place of Heritage Value.

6.2 Application for Special Approval.

6.2.1 The Council shall in the case of an application for permission to carry on a use marked AP in the Zoning and Development Table and may in the case of an application for permission to carry on a use marked PS in the Zoning and Development Table or in any other case in which application is made for its approval give notice of the application in accordance with the provisions of this clause.

6.2.2 Where the Council is required or decides to give notice of an application the Council shall cause—

(a) notice of the proposed use and development to be sent by post or delivered to the owners and occupiers of land within an area determined by the Council as likely to be affected by the granting of the application;

(b) notice of the proposed use and development to be published in a newspaper circulating in the Scheme Area and in the State of Western Australia stating that submissions may be made to the Council within twenty-one days from the publication thereof; and

(c) a sign displaying notice of the proposed use and development to be erected in a conspicuous position on the land for a period of twenty-one days from the date of publication of the notice referred to in paragraph (b) hereof.

6.2.3 The notice referred to in Clauses 6.2.1 and 6.2.2 shall be in the form contained in Appendix 3 with such modification as circumstances require.

6.2.4 If notices have been given, after the expiration of twenty-one days from the publication of the notice or after the expiration of twenty-one days from the posting or delivery of the notices to the owners and occupiers whichever is the later, the Council shall consider the application and decide whether to grant or refuse its special approval or to grant approval upon conditions.

6.2.5 A resolution to grant special approval must be passed by an absolute majority of the Council.

6.3 Matters to be considered by Council.

6.3.1 In considering and making its decision on applications for approval under Clauses 6.1 and 6.2 the Council shall take into consideration the following matters—

(a) the provisions of the Scheme and of any other town planning scheme affecting the land the subject of the application or affecting land in the vicinity;

(b) the size, shape and character of the land to which the application relates and the view from the building and interruption of the view likely to be cause by the proposed building;

(c) any plan, design, development code or policy adopted by the Council for the development of the locality, zone or use;

(d) the existing and likely future character and amenity of the neighbourhood, including (but without limiting the generality of the foregoing) the question of whether the proposed development is likely to cause injury thereto including injury caused by the appearance of the proposed building or due to the emission of light, noise, electrical interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products;

(e) the availability and adequacy of public utilities;

(f) the nature of roads giving access to the land;

(g) the provision of car parking, access for the manoeuvring of vehicles and likely traffic hazards;

(h) the presence of vegetation on the site, the desirability of retaining portion of that vegetation and provision of adequate landscaping;

(i) the submissions received by the Council including representations made by any public or statutory authority;

(j) the advice or recommendations made by an Advisory Panel, where convened, in respect of a Place of Heritage Value;

(k) the position of proposed buildings and their effect on adjoining buildings or land;

(l) any other matters the Council considers relevant.

6.4 Council Decisions.

6.4.1 The Council may grant planning consent or its special approval with or without conditions or may refuse to grant its consent or approval to an application. The decision shall be in the form of Appendix 2 and shall be conveyed to the applicant.

6.4.2 If the Council grants its planning consent or special approval subject to conditions and any of the conditions is not fulfilled or complied with the Council may revoke its consent or approval.

6.4.3 The Council may limit the time for which its planning consent or special approval remains valid.

6.4.4 The Council shall notify each person by whom a submission has been made following the publication of a notice under clause 6.2.2 of the decision of the Council and shall state the conditions (if any) imposed by the Council in granting its special approval or the grounds upon which approval was refused, as the case may be.

6.4.5 Where the Council has not within 60 days after the receipt by it of an application for planning consent or special approval communicated its decision to the applicant the application is deemed to have been refused except where the Council gives notice of the application pursuant to clause 6.2.

6.4.6 The Council may enter into an agreement with the applicant whereby the applicant covenants to carry out and observe the conditions (if any) imposed by the Council in grating its planning consent or special approval.

6.5 Powers of the Council.

6.5.1 The Council in the conduct and management of the Scheme has, in addition to all other powers vested in it, the following powers—

(a) by its officers, employees, agents or contractors, to enter and inspect any land or building within the Scheme Area at a reasonable time;

(b) to enter into agreements and arrangements with any of the owners of land within the Scheme Area; and

(c) to acquire land or buildings within the Scheme Area.

6.5.2 The Council may exercise the powers conferred by section 13 of the Act.

6.5.3 The Council may deal with or dispose of any land which it has acquired pursuant to the provisions of the Scheme in accordance with the Act and in conformity with the provisions of the Scheme.

6.6 Enforcement.

6.6.1 A person shall not without the written consent of the Council use or occupy a building or part of a building in respect of which the Council has granted planning consent subject to conditions until all of those conditions have been complied with to the satisfaction of the Council.

6.6.2 One month's written notice is hereby prescribed as the notice to be given pursuant to section 10 of the Act before the Council exercises the powers conferred by that section—

(a) to remove, pull down or alter any building or other work in the Scheme Area, which has been commenced or continued after the gazettal date and which is such as to contravene the Scheme, or in the erection or carrying out of which any provision of the Scheme has not been complied with;

(b) to execute any work which it is the duty of any person to execute under the Scheme, in any case where it appears to the Council that delay in the execution of the work would prejudice the efficient operation of the Scheme.

and any expenses incurred by the Council under that section may be recovered from the person in default in a court of competent jurisdiction.

6.7 Relaxation of Standards.

6.7.1 If a development the subject of an application for planning consent does not comply with a standard or requirement prescribed by the Scheme applicable thereto the Council may if it is satisfied that—

(a) if approval were granted, the development would be consistent with the orderly and proper planning of the locality and the preservation of the amenities of the locality; and

(b) the non-compliance will not have an adverse effect upon the occupiers or uses of the development or the property in or the inhabitants of the locality or the likely future development of the locality;

by resolution passed by an absolute majority confirmed by an absolute majority at a subsequent meeting within 3 months after the first resolution grant planning consent to the development subject to any conditions the Council thinks fit notwithstanding the non-compliance with the Scheme.

6.7.2 Prior to granting planning consent under Clause 6.7.1 the Council shall advertise its intention to consider doing so in accordance with clause 6.2.2.

6.8 Offences and Penalties.

6.8.1 A person shall not use any land or any building or structure thereon contrary to or otherwise than in accordance with the provisions of the Scheme.

6.8.2 If pursuant to the provisions of the Scheme, planning consent or an approval has been granted by the Council with Conditions, a person who commits a breach of or fails to comply with any of those conditions or who fails to comply with any of the provisions of the Scheme is guilty of an offence and without prejudice to any other remedy given herein is liable to the penalties prescribed by the Act.

6.9 Claims for Compensation and Betterment.

6.9.1 Except where otherwise provided in the Scheme, the time limited for the making of claims for compensation pursuant to section 11 of the Act is six months after the date when notice of the approval of the Scheme is published in manner prescribed by the regulations made under the Act or six months after the date upon which the land or property of the claimant is injuriously affected by the making of the Scheme, whichever is the later.

6.9.2 Claims made by the Council pursuant to section 11 (2) of the Act shall be made within eighteen months of the completion of the work or the section of the work by reason of which the land in respect of which the claim is made is increased in value.

6.10 Appeals: An applicant or owner of land in respect of which an application has been made pursuant to Clause 6.1.1 has a right of appeal under Part V of the Act in respect of the exercise of a discretionary power by the Council under the Scheme.

Appendix 1.

Office Use Only
Application No.....
Date Received.....
Notice of Application.....

Shire of Mandurah.

Town Planning Scheme No. 1A.

District Zoning Scheme.

Application for Planning Consent.

I/We .....
(Full Name of Applicant)
of ..... Post Code.....
(Full Name of Applicant)
of..... Post Code.....
(Address for Correspondence)
hereby apply for planning consent—

(1) to use the land or building described hereunder for the purpose of.....
.....

(2) to erect, alter or carry out development on land described hereunder in accordance with the accompanying plans (3 copies).
The existing use of the land or building is.....
The approximate cost of the proposed development is $.....
The estimated time of completion is.....

The approximate number of persons to be housed/employed when the development is completed is .....

Titles Office Description of Land
Lot No.....Street.....
Loc No.....Plan or Diag.....

Locality Plan
(Indicate distance to nearest intersecting street)

Certificate of Title:
Vol: .....Folio.....

Dimensions:
Site Area.....Square Metres
Frontage .....Metres
Depth .....Metres

Signature of Applicant.....
Where the Applicant is not the owner the owner's signature is required.

Signature of Owner..... Date.....
This form is to be submitted in duplicate, together with three copies of plans, comprising the information specified in the particulars required with application as shown below.

This is not an application for a building licence.

Particulars Required with Application.

Where an application involves the erection or alteration of a building or a change in levels of a site, the plans accompanying an application for planning consent shall, unless specifically exempted by the Council—

(a) indicate the position and describe the existing buildings and improvements on the site and indicate those which are to be removed:

(b) indicate the position and described the buildings and improvements proposed to be constructed, their appearance, height and proposed uses in relation to existing and proposed contours;

(c) indicate the position, type and height of all existing trees on the site and indicate those to be retained and those to be removed;

(d) indicate the areas to be landscaped and the location and type of shrubs, trees and other treatment proposed;

(e) indicate site contours and details of any proposed alteration to the natural contour of the area;

(f) indicate car parking areas, their layout and access-way dimensions and the position of existing and proposed crossovers;

(g) indicate site dimensions and be to metric scale.

Office Use Only.

Appendix 2.

Shire of Mandurah.

Town Planning Scheme No. 1A.

District Zoning Scheme.

*Grant/Refusal of Planning Consent.

Name and Address of Owner.....
.....

Planning consent is hereby *GRANTED/REFUSED in respect of Application No..... made on the..... ..... by.....
in respect of land/building situated at and described as .....
.....

(1) to be used for the purpose of.....

(2) to carry out development in accordance with the *ENDORSED/SUBMITTED plans; upon the following *CONDITIONS/GROUNDS.

This approval is valid for a period of.....
If development is not completed within this period a new approval must be obtained before commencing or continuing development.

....
Shire Clerk Date

*Delete whichever is not applicable.

NOTE: This is not a building licence for which a separate application is necessary.

Appendix 3.

Shire of Mandurah.

Town Planning Scheme No. 1A.

District Zoning Scheme.

Notice of Public Advertisement of Development Proposal.

It is hereby notified for public information and comment that the Council has received an application to develop land for the purpose described hereunder.

Land Description: Lot No..... Street.....

Proposal .....

.....

Details of the proposal are available for inspection at the Council Office. Comments on the proposal may be submitted to Council in writing on or before.....

.....

Appendix 4A.

Shire of Mandurah.

Town Planning Scheme No. 1A.

Application for Permit or Renewal of Permit to Carry on a Home Occupation.

Occupier
Full Name .....
Address .....
.....

Occupier
Full Name .....
Address .....
.....

Description of land: House No. ..... Street .....
Locality ..... Lot .....
..... Location .....
Plan/Diagram ..... Certificate of Title:
Volume ..... Folio .....

Nature of proposed home occupation .....
.....

Location in relation to dwelling house .....
.....

Area of building/land used for home occupation .....
.....

Particulars of persons to be employed (state number of persons and relationship to occupier) .....
.....

Description of equipment or machinery to be used .....
.....
.....

Description of storage areas .....
.....
.....

Number of vehicles for which parking to be provided
.....

Frequency of delivery and collection of goods .....

Hours of operation .....
.....

The occupier named above hereby applies for a permit/the renewal of a permit in respect of the home occupation described above and states that the above particulars are true.

Dated this day of 19 .

.....
Signature of Occupier

Appendix 4B.

Shire of Mandurah.

Town Planning Scheme No. 1A.

Permit to Carry on Home Occupation.

.....

.....

of .....

.....

as occupier of the premises described as .....
Street Lot ..... on Plan/Diagram .....
is the holder of a permit to carry on upon those premises the home occupation of .....
employing not more than ..... persons of whom ..... are to be members of the occupier's family.

This permit remains valid until the 31st day of December, next or until the date stated on the approval after the date of issue thereof unless previously revoked.

Dated this day of 19 .

.....
Shire Clerk
Shire of Mandurah

A home occupation as defined by the Scheme means a business or activity carried on with the written permission of the Council within a dwelling house or the curtilage of a house by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant—

(a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection due to the emission of light, noise, vibration, electrical interference, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products or the unsightly appearance of the dwelling house or domestic outbuilding in or the land on which the business is conducted;

(b) does not entail employment of any person not a member of the occupier's family;

(c) does not occupy an area greater than 20 square metres;

(d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located;

(e) does not display a sign exceeding one fifth of a square metre in area;

(f) in the opinion of the Council is compatible with the principal uses to which land in the zone in which it is located may be put and will not in the opinion of the Council generate a volume of traffic that would be contrary to the amenity of the area;

(g) does not entail the presence, use or calling of a vehicle of more than two tonnes tare weight;

(h) does not entail the presence of more than one commercial vehicle and does not include provision for the fueling or repairing of motor vehicles within the curtilage of the dwelling house or domestic outbuilding;

(i) does not entail the offering for sale or display of motor vehicles machinery or goods (other than goods manufactured or services on the premises); and

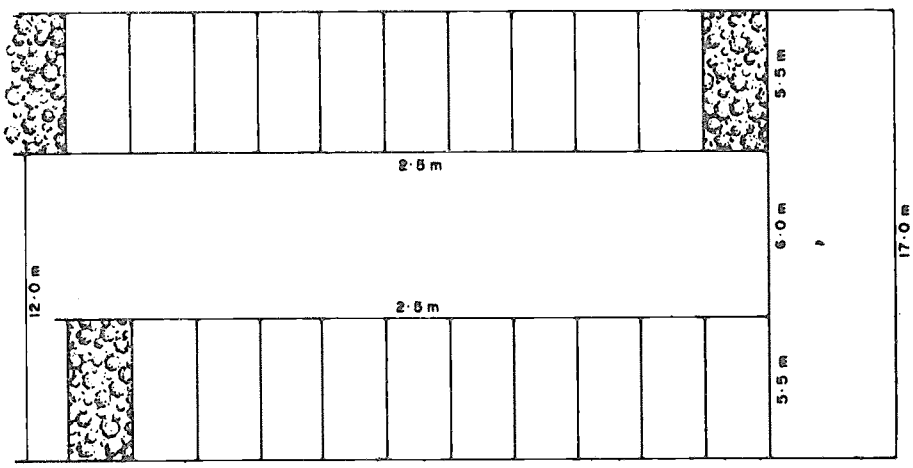
(j) does not entail a source of power other than an electric motor of not more than 0.373 kilowatts (0.5 hp).

APPENDIX 5

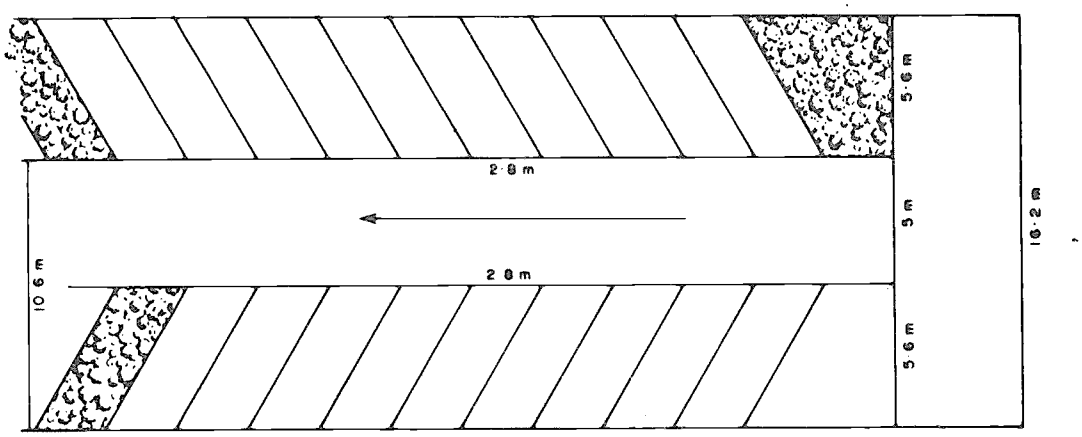
CAR PARKING LAYOUTS

LANDSCAPING IN ACCORDANCE WITH CLAUSE 3.3.1. OF THE SCHEME TEXT

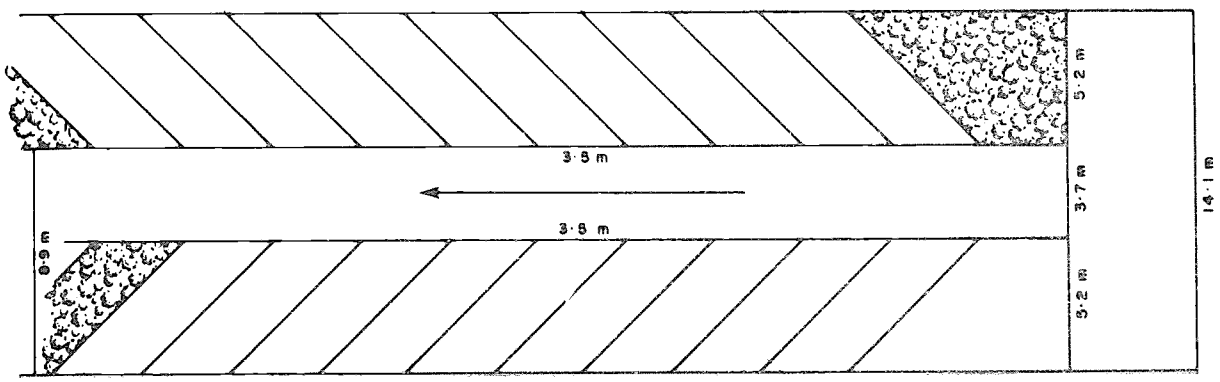
90° PARKING



60° PARKING



45° PARKING



Appendix 6.

Schedule of Places of Heritage Value.

No.	Name of Place	Location as Shown on Scheme Map.
1.	Halls Cottage	Lot 9 west side of Leighton Road, north of Old Coast Road, Halls Head.
2.	Tuckey House	Lot 1, west side of Mandurah Terrace, between Pinjarra Road and Smart Street, Mandurah townsite.
3.	Mandurah House	Lot 3, east side of Mandurah Terrace, between Pinjarra Road and Smart Street, Mandurah townsite.
4.	Agricultural Hall	Reserve No. 4123 Pinjarra Road (south) between Mandurah bridge and Leslie Street, Mandurah townsite.
5.	Anglican Church	Lot 1, north side of Pinjarra Road, bounded by Pinjarra Road to the south and Sholl Street to the west, Mandurah townsite.
6.	Peninsular Hotel (Old Wing)	Lot 336, southern end of Ormsby Terrace, Stingray Point.
7.	Eacott's Well	Lot 82, corner of Fremantle Road and Andrew Street (south) North Mandurah.
8.	Eacott's House	Pt. Lot 6, northernmost end of Gibla Street (on High School site) North Mandurah.
9.	Allandale	Lot 102 eastern side of Estuary Road approximately midway between Dawesville and Park Ridge.
10.	Hardy's Cottage	Lot 20 Estuary Road, southernmost end of Estuary Heights Road, Park Ridge.
11.	Moffit's Caves	Lot 44, Estuary Road, adjacent (south) to Hardy's Cottage.
12.	Herron Homestead	Lot 123, Northernmost end of Lake Clifton.

Appendix 7.

Policies Relating to Overall Planning Areas
(Clause 4.3.8.)

1. Mandurah Ocean Marina (Ormsby Terrace Lagoon)—The area west of Ormsby Terrace comprising the reclaimed boat basin and surrounding land.

Notwithstanding the Tourist Zone applying to portion of the area, the land is largely in the control of the Crown. The Council will not favour the development of land for private residential purposes. It is the Council's policy to encourage public boating facilities, private water based clubs and premises, associated commercial and service premises and facilities for general public recreation.

The outline plan required for the precinct must include a solution to the problem of providing road access to the area which results in the minimum of impact on the surrounding residential environment.

2. Mandurah Marina—The area south of the marina contained by Peel Inlet, the Coast Highway and the future Ring Road alignment.

The Tourist Zone base to this Precinct allows a variety of commercial, residential and recreational land uses based on artificial water areas. The Council anticipates that a core of commercial tourist facilities be established in association with the existing marina or a new core elsewhere in the Precinct or both. Provided there are environmental safeguards the Council considers that the commercial tourist core facilities should have boat access and the land uses should emphasise the need for boat mooring and servicing private recreational facilities, hotel or motel accommodation, restaurants and the like. The Council considers that because of its prime water front location and main road access the development of the precinct should not be limited.

3. Novara Bay—The area of Lot 1147 Coast Road shown on the plan at Falcon.

As the area comprises and adjoins a low-lying portion of the Peel Inlet foreshore, the overall plan and standards required shall take account of the following:

(a) the need to control the use of ecologically important sections of the immediate natural shoreline by design layout and other methods such as suitable fencing;

(b) the need to locate swimming, boating and other foreshore facilities to minimise the need for dredging and other interference with the natural shoreline and offshore shallows;

(c) the need to ensure that the methods of stormwater and wastewater disposal do not contribute to the pollution of Peel Inlet;

(d) the need to ensure that there is an adequate landscaping buffer between the Coast Road Highway and the development in order to minimise the intrusion of the Highway into the Tourist settlement environment.

The Council will require environmental and engineering reports on these issues.

4. Peninsula Hotel—The area bounded by Peninsula Entrance (Road), Administration Bay and the entrance to Peel Inlet and including Lots 329 to 337 and Ormsby Terrace adjacent thereto, and Reserve 25710.

It is the intention of Council to control any redevelopment of the Council site for Hotel and associated residential purposes after having given due regard to the outcome of the following studies.

1. A detailed use analysis of all public floor space, retail floor space, hotel bedrooms and home units proposed being prepared by the applicant for the attention of Council and indicating that Council car parking requirements can be met on the site.

2. The applicant preparing a notice of intent with respect to any proposed artificial water bodies, in accordance with the guidelines issued by Cabinet and to the satisfaction of Council and the Minister for Conservation and Environment.

3. The applicant obtaining a statement of policy from the Lands Department and the Peel Inlet Management Authority with respect to any construction proposed outside the boundaries of the land.

4. The applicant preparing a traffic management plan to the satisfaction of the Shire Council, and the applicant agreeing to fund the management plan and all works associated therewith.

Council requires that the Overall Plan and the development proposed will respect the aesthetic significance of the site to the overall natural and urban landscape of Mandurah. The appearance of the development from the Town Centre, bridge and the western foreshore considered paramount.

5. Gordon Road—Lot 158, Corner of Gordon Road and Mandurah Terrace.

The area is zoned "Showroom" Zone and is situated at what may be considered as the main entrance to the Mandurah Townsite. It is the intention of Council that the estate be developed as a showroom precinct displaying a high level of aesthetic appeal and landscaping elements.

6. Island Point—The area bounded by the Coast Highway, White Road, and the Southern boundary of the Scheme.

As the area has scenic significance, and is of such a configuration and topographical nature that inclusion in Special Rural zone is a future prospect, Council believes that inclusion of the land in an Overall Planning Area will ensure that adequate feasibility studies will be conducted prior to any arbitrary subdivision or rezoning takes place.

7. Caddadup—The area bounded by Coast Highway, Estuary Drive and Caddadup Reserve.

As the land holds an important place in the scenic quality of the District, and may through the advent of the provision of a reticulated sewerage system become the subject of subdivisional proposals, its inclusion in an Overall Planning Area will ensure that detailed structure planning is completed prior to any rezoning or subdivision taking place.

8. Wanmanup—The areas of Murray Locations 712 and 752 that are zoned rural.

This area of land has been included in a Rural zone for the purpose of precipitating any premature applications for residential subdivision given that the land will be included in a reticulated sewerage scheme. Inclusion of the land in an Overall Planning Area allows Council to liaise with the owners during preparation of a structure plan for the area and development of larger residential lots.

9. Lot 69 Southern Estuary—The area comprising Lot 69 off Estuary View Road.

The area is included in a Tourist zone and a Landscape Protection Area and is recognised by Council as being suitable for the development of a small recreation settlement on one of the finest sand beaches on the Harvey Estuary. Inclusion in an Overall Planning Area, will assist Council in achieving development consistent with the existing landscape, and also ensure that the development is serviced by an adequate sewerage disposal system, preferably reticulated and part of the P.W.D. system. Council will seek to ensure the development is of a low density and will not approve any proposals until such time as access into the site is assured.

10. Soldiers Cove—The area of land generally west of Leslie Street (and its prolongation) to the shores of Peel Inlet.

Subject to environmental and engineering safeguards it is the Council's policy to consider residential development in artificial water areas with navigational links to the Inlet.

Provision should be made for Leslie Street to be a collector road link between the future Ring Road and the Town Centre. An overall maximum density of 12 dwelling units per gross hectare will be applied with a two storey height limit.

Two storey attached dwelling units should not be located adjoining existing dwellings in the Bolton Place-Heron Street area.

11. Leighton Road—The area bounded by Leighton Road, Coast Road, McLarty Road and Dalrymple Street.

Subject to environmental and engineering safeguards, it is the Council's policy to consider residential development based on artificial water areas with navigational links to the Peel Inlet.

The artificial water areas should be of the "free form" type.

Provision should be made for the re-alignment of the Coastal Road so that it approaches the existing Mandurah Bridge directly by elimination of the current T intersection. An overall maximum dwelling unit density of 12 units per gross hectare for the Precinct with a two storey height limit applicable to the areas immediately adjoining the existing housing on McLarty and Dalrymple and Leighton Roads.

Appendix 8.

Special Requirements Special Rural Zone (Rural Residential) (Clause 3.1.4).

	Special Requirements.
Area 1. Goegrup (area north of Gordon Road)	Because of the proximity of the dog racing stadium the Council will encourage the use of the south western corner of the zone for houses and greyhound racing kennels for training and breeding.
Area 2. (Goegrup (area between Gordon Road and Lakes Road and Lake Goegrup)	Because of the proximity of Lake Goegrup and the potential for ecological disturbance of that valuable wetland the Council may refuse any development which it is satisfied will or is likely to pollute or otherwise damage the ecology of the Lake.
Area 3. Barraghup (area bounded by Lakes Road, Tuart Street, Pinjarra Road and the Serpentine River)	It is anticipated that this area will eventually be rezoned to Residential. As part of the East Mandurah Development Scheme an overall plan of subdivision has been prepared. The Council will ensure that development is not located so as to prevent land owners from subdividing in future. Dog Kennels are not permitted in this area.
Area 4. Yalgorup	As the land adjoins the Yalgorup National Park the Council shall impose conditions on development to ensure that domestic or farm animals do not stray into the Park, such as a requirement that adequate fences be erected. Although the land has been zoned "Special Rural" under this Scheme, detailed development provisions and subdivision requirements are to be governed by Town Planning Scheme No. 11, which has yet to receive final approval. Therefore, in order not to compromise that Scheme, no subdivision shall be permitted within this Special Rural Zone until Town Planning Scheme No. 11 has been gazetted. The boundaries of the Zone require rationalisation to reflect proposed modification of the boundaries of the Yalgorup National Park.
Area 5. Air Park (area adjoining Lake Clifton)	To protect the alignment of the future deviation of the Highway no building shall be constructed within 50 metres of the centre line of the Highway.

Appendix 9.

Interpretation.

Absolute Majority—means a total majority of the members for the time being of the Council whether present and voting or not;

Act—means the Town Planning and Development Act 1928 (as amended);

Additional Accommodation—means accommodation attached to and forming part of the dwelling house and occupied by a relative of the occupiers of the principal dwelling unit as provided for in By-law 53.5 of the Uniform Building By-laws.

Advertising—includes any word, letter, model, sign, device or representation (by whatever means depicted, delineated or effected) in the nature of and employed wholly or in part for the purposes of advertising or announcement; and "advertising sign" shall be construed accordingly but does not include—

(a) an advertising sign of less than 2 m^2 in area relating to the carrying out of building or similar work on land on which it is displayed, not being land which is normally used for those purposes;

(b) an advertising sign of less than 2 m^2 in area announcing a local event of a religious, educational, cultural, political, social or recreational character not promoted or carried on for commercial purposes;

(c) an advertising sign of less than 2 m^2 in area relating to the prospective sale or letting of the land or building on which it is displayed;

(d) an advertising sign exhibited upon any land vested in or owned by the Minister for Western Australian Government Railways which is directed only to persons upon or entering a railway station or platform or bus station and

(e) directional signs, street signs and other like signs erected by a public authority.

Aged Persons Home—means a residential building or group of buildings provided by a religious or charitable organisation, Government authority or other body approved by the Council for the accommodation of aged persons and designed and used solely for that purpose;

Aged Persons Village—means a building or group of buildings consisting of either—

(a) an aged persons' home; or

(b) an aged persons' home and aged persons' dwelling units

and which includes buildings or parts of buildings used for communal facilities, food preparation, dining, recreation, laundry or medical care;

Appendix—means an appendix to the Scheme;

Artificial Water Area—means an area or body of water artificially constructed, formed or made but does not include a natural watercourse, river, estuary, lake, lagoon or swamp or other area or body of water created, formed or made by natural means nor does it include the ocean.

Builders Yard—means land or a building or buildings used for the storage, assembly or dismantling of building materials;

Building Envelope—means an area of land marked on a plan approved by the Council outside which building development is not permitted.

Car Park—means land or a building or buildings used primarily for parking private cars whether open to the public or not but does not include any part of a public road or any land or builing on or in which vehicles are displayed for sale;

Car Sales Premises—means land or a building or buildings used for the display or sale of motor vehicles whether new or secondhand and whether or not any motor vehicles are sold therein but does not include a workshop unless used only for the repair of those motor vehicles;

Car Wash—means premises used for the washing or cleaning of motor vehicles by mechanical means;

Car Wrecking—means the dismantling and storage of vehicles or machinery of any nature and includes scrap metal yards;

Caravan Park—means an area of land set aside for the parking of caravans when used or available for use as a temporary habitation or for dwelling or sleeping purposes, whether or not any portion of the land is set aside or used as a camping area or chalets;

Caretaker's House—means a building used as a residence by the proprietor or manager of an industry, business, office building or recreation area existing upon the same site and occupied by a person having the care of the building, plant equipment or grounds thereof;

Club Premises—means land or a building used or occupied by a social, recreational, cultural, sporting or other like club or association, whether incorporated or not and whether holding a club licence under the Liquor Act 1970, or not, other than for the purpose of carrying on a trade or business (except the sale of liquor or refreshments to members of the club or association and their guests).

Convalescent Home—means a building or group of buildings in which persons reside temporarily during an illness or during convalescence from an illness.

Corner Store—means a shop attached to a dwelling house designed and used principally to serve the residents of the immediate locality where—

(a) the dwelling house is occupied by the proprietor of the shop;

(b) the building or buildings are designed to enable the conversion of the shop to a duplex in the event of the cessation of the business of the shop;

(c) the dwelling house has a frontage to a road; and

(d) the lot does not have a frontage to an arterial road.

Day Care Centre—means a day care centre as defined in section 118A of the Child Welfare Act 1947, as amended, in respect of which a licence or permit has been granted pursuant to that section or premises used for the care or recreation of aged or incapacitated persons other than a hospital, nursing home, institutional building, institutional home, aged persons dwelling units, aged persons home or aged persons village.

District—means the District of the Council.

Dog Kennels—means premises—

(a) licensed as an approved kennel establishment under the Dog Act 1976; or

(b) in respect of which an exemption has been granted under section 26 (3) of that Act, which exemption has not been revoked.

Duplex House—means a building comprising two dwelling units attached to one another, each being complete and self-contained not being a building in which one dwelling unit is constructed above the other which complies with the following—

(a) there are not more than two dwelling units on the lot upon which the building is erected;

(b) the dwelling units are of compatible design;

(c) there is a covered parking space appurtenant to each dwelling unit located behind the front setback line or vehicular access to the rear of the building is provided.

Eating House—means premises in which meals are served to the public for gain or reward, but does not include—

(a) premises in respect of which an hotel licence, a tavern licence, a limited hotel licence or a wine house licence has been granted under the Liquor Act 1970;

(b) a lodging house; or

(c) any building or other structure used temporarily for serving meals to the public at any fair, show, military encampment, races or other public sports, games or amusements;

Effective Frontage—means the length of the lot boundary which is on the street alignment or the width of the lot at the minimum distance from the street alignment at which buildings may be constructed, whichever is the greater; and if the lot has two or more boundaries on a street alignment the Council shall determine which boundary shall be considered for ascertaining the effective frontage;

Flat—means a separate and self contained dwelling unit within a building containing two or more dwelling units.

Gazettal Date—means the date on which notice of the approval of the Minister to this Scheme is published in the *Government Gazette*.

Gross Floor Area (or the abbreviation G.F.A.)—means in relation to a building, the gross floor area of each storey measured over the enclosing walls, if any, and includes the portion of any party walls forming part of the building, but does not include a car park;

Gross Leasable Area (or the Abbreviation G.L.A.)—means in relation to a building, the area of all floors that could be occupied by a tenant for exclusive use measured from the centre line of joint partitions or walls, and from outside faces of external walls or the building alignment, including shop fronts, basements, mezzanines and storage areas.

Health Centre—means a building used or equipped for physical fitness exercises.

Health Farm—means a health centre at which or in conjunction with which accommodation is provided for patrons or clients.

Home Occupation—means a business or activity carried on within a dwelling house or the curtilage of a house by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant that—

(a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection due to the emission of light, noise, vibration, electrical interference, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products or the unsightly appearance of the dwelling house or domestic outbuilding in or the land on which the business is conducted;

(b) does not entail employment of any person not a member of the eccupier's family;

(c) does not occupy an area greater than twenty square metres;

(d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located;

(e) does not display a sign exceeding one fifth of a square metre in area;

(f) in the opinion of the Council is compatible with the principal uses to which land in the zone in which it is located may be put and will not in the opinion of the Council generate a volume of traffic that would be contrary to the amenity of the area;

(g) does not entail the presence, use or calling of a vehicle of more than two tonnes tare weight;

(h) does not entail the presence of more than one commercial vehicle and does not include provision for the fueling or repairing of motor vehicles within the curtilage of the dwelling house or domestic outbuilding;

(i) does not entail the offering for sale or the display of motor vehicles, machinery or goods, other than goods manufactured or serviced on the premises;

(j) does not entail a source of power other than an electric motor of not more than 0.373 kilowatts (0.5 hp).

Hotel—means land and a building or buildings the subject of an hotel licence granted under the provisions of the Liquor Act 1970.

Liquor Store—means premises in respect of which a store licence has been granted under the Liquor Act 1970.

Lodging House—means a building or structure permanent or otherwise in which provision is made for lodging or boarding more than four persons, exclusive of the family of the keeper thereof, for hire or reward; but does not include—

(a) premises licensed under the Liquor Act 1970;

(b) a motel;

(c) premises used as a boarding school approved under the Education Act 1928; or

(d) any building containing flats.

Marina—means premises at which berths or pens and fueling, servicing, repairing, storage (including storage on land) and other facilities for boats are provided, with or without the sale or supply of boating gear and equipment, and includes all jetties, piers, embankments, quays and moorings appurtenant thereto and all offices and storerooms used in connection therewith.

Medical Clinic—means premises in which facilities are provided for one or more of the following—

a medical practitioner, a dental practitioner, physiotherapist, chiropractor, masseur or a person ordinarily associated with a medical practitioner in the investigation or treatment of physical or mental conditions, injuries or ailments.

Minister—means the Minister for Urban Development and Town Planning or other member of the Executive Council for the time being charged by the Governor with the administration of the Act.

Motel—means land and a building or buildings used or intended to be used to accommodate patrons, including holidaymakers and travellers, for temporary period in a manner similar to a hotel but with separate bathing and toilet facilities for each suite and in which special provision is made for the accommodation of patrons with motor vehicles, and includes holiday flats and chalets.

Nursing Home—means premises in which persons receive medical and domestic care during a long illness or infirmity or in which persons reside during convalescence from an illness.

Office—means a building or part of a building used in the conduct of administration, the practice of a profession, the carrying on of agencies, banks, typist and secretarial services and services of a similar nature or, where not conducted on the site thereof, the administration of or the accounting in connection with an industry or a business (other than a business of the nature hereinbefore mentioned).

Paved—means paved with bitumen, asphalt, concrete blocks or slabs, concrete, brick or other material approved by the Council; and "to pave" and inflexions thereof have corresponding meanings.

Place of Amusement—means premises open to the public in which are provided for the use or amusement of customers two or more of any of the following items—

a billiard table;

a pool table;

a bagatelle table;

a machine or device at which games or competitions may be played;

a juke box.

Professional Office—means any building or portion of a building used for the purpose of his profession by an accountant, architect, artist, author, barrister, chiropodist, consular official, engineer, quantity surveyor, solicitor, surveyor, teacher (other than a dancing teacher or a music teacher) or town planner.

Public Amusement—means the use of land or a building or buildings as a theatre, cinema, dance hall, skating rink, squash courts, swimming pool, meeting hall, or non-residential club.

Public Laundry—means a building in which coin-operated or other washing machines, with or without provision for drying clothes, are available for use by members of the public.

Restoration—means any work or process on, at or in respect of a building, structure or place which wholly or partly brings back the building, structure or place to its original condition or which reinstates its historic or natural character either by rebuilding or repairing its fabric or by removing accretions or additions.

Rural Industry—means an industry handling, treating, processing, packing or carrying products which have been grown, reared or produced on the same property on which the industry is carried on or a blacksmith's shop or a workshop servicing plant or equipment used in a rural pursuit in the locality.

Rural Pursuit—means extensive agriculture, and sheep and cattle farming and pasturing.

Service Premises—means a shop in which services are provided to the public and includes a hairdresser's salon, a dry cleaning agency, an art, craft or photographer's studio used for exhibition or instruction, a travel agency, a ticket agency and a Totalisator Agency Board betting shop.

Service Station—means land and a building or buildings used for the purpose of fueling motor vehicles, the sale by retail of petroleum products and lubricants (including liquid petroleum gas where dispensed from a tank or tanks not exceeding an aggregate weight of 45 kg), accessories and parts and the carrying out of routine servicing such as oiling, greasing and cleaning, tyre and minor mechanical repairs but does not include any use not conforming to the requirements for a light industry and does not include a motor repair station or transport depot.

Setback Line—means a line fixed in relation to a street alignment in accordance with the minimum setbacks of buildings from lot boundaries specified in the Zoning and Development Table.

Showoom—means a building or a building and open area designed or used for the display or sale or display and sale of goods of a bulky character.

Store—means a building or an enclosed open area used for the storage of goods but in which a trade (whether retail or wholesale) or industry is not carried on.

Street alignment—means the boundary between the land comprising a street and the land that abuts thereon, but where a new street alignment is prescribed under Section 364 of the Local Government Act 1960, it means the new street alignment so prescribed.

Take-away Food Outlet—means premises in which meals in a form ready to be eaten without further preparation are served to customers for consumption off the premises.

Tavern—means land and a building or buildings the subject of a tavern licence granted under the provisions of the Liquor Act 1970.

Uniform Building By-laws—means the Uniform Building By-laws 1974 published in the *Government Gazette* of the 19th December 1974 (as amended) and if those by-laws are amended or revoked, means the Uniform General By-laws made pursuant to section 433A of the Local Government Act 1960, for the time being in force.

Vehicle—includes tractor.

Vehicle Repair Station—means land or a building or buildings used for or in connection with mechanical repairs and overhauls of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis reshaping.

Veterinary Clinic—means land or a building or buildings in which a veterinary surgeon or veterinarian treats the minor ailments of domestic animals but in which animals do not usually remain overnight.

Veterinary Hospital—means land or a building or buildings used for or in connection with the treatment of sick animals and includes the accommodation of such animals whether or not the buildings are used as a veterinary clinic.

Wayside Stall—means a stall located adjacent to a street in which only fruit, vegetables and artefacts grown, produced or made on the land upon which it is located are sold or offered for sale.

Wine Shop—means premises in respect of which a winehouse licence has been granted under the Liquor Act 1970.

Zoning and Development Table—means the Zoning and Development Table following clause 2.2.

Adopted by Resolution of the Council of the Shire of Mandurah at the General meeting of the Council held on the 23rd day of March 1983.

D. C. TUCKEY,
President.

K. DONOHOE,
Shire Clerk.

Adopted for final approval by resolution of the Council of the Shire of Mandurah at the Special meeting of the Council held on the 6th day of December 1983 and the seal of the Municipality was pursuant to that resolution hereunto affixed in the presence of—

[L.S.]

J. GUILFOYLE,
President.

K. DONOHOE,
Shire Clerk.

This Scheme Text is to be read in conjunction with the approval maps of the Scheme described in Clause 1.5 and to which formal approval was given by the Minister for Town Planning on the 28th day of December, 1983.

Recommended/Submitted for final approval—

L. F. O'MEARA,
Chairman of the Town Planning Board.

Dated the 28th December, 1983.

Final approval granted—

P. DOWDING,
Minister for Town Planning.

Dated the 28th December, 1983.

METROPOLITAN REGION SCHEME.

Clause 27.

Notice of Resolution.

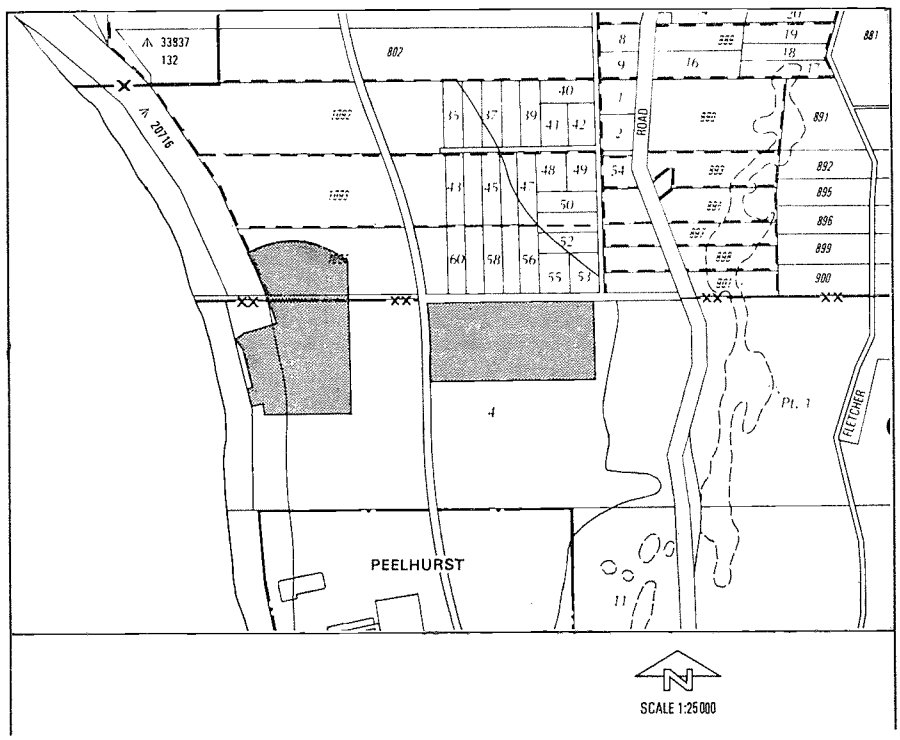
Secret Harbour.

Amendment No. 521/27; File No. 812/2/28/9.

NOTICE is hereby given in accordance with the provisions of Clause 27 of the Metropolitan Region Scheme that The Metropolitan Region Planning Authority on 21 December 1983 by resolution of the authority transferred from the Urban Deferred Zone to the Urban Zone that area shown stippled on the plan in the schedule hereto.

A. L. HENDRY,
Secretary, Metropolitan Region
Planning Authority.

Schedule.



METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959-1982.

Metropolitan Region Scheme.

Notice of Amendment.

Secret Harbour.

Amendment No. 520/33A; File No. 833/2/28/9.

1. In accordance with the provisions of section 33A of the Metropolitan Region Town Planning Scheme Act 1959-1982, The Metropolitan Region Planning Authority on 21 December 1983 resolved to amend the Metropolitan Region Scheme as referred to in the First Schedule hereto.

2. Copies of the Map that forms part of the Metropolitan Region Scheme which is being amended are available for public inspection free of charge, during ordinary business hours except on public holidays, at the places mentioned in the Second Schedule hereto.

3. Please note that any person who feels aggrieved by the Amendment may appeal against the Amendment to the Minister for Planning in the prescribed manner. Forms of Notice of Appeal are available at the places of public inspection.

4. The Notice of Appeal together with full particulars, in the form of a written submission of the grounds upon which the appeal is made, shall be lodged with the Minister for Planning and a copy served on The Metropolitan Region Planning Authority, 22 St. George's Terrace, Perth, on or before Friday, 2 March 1984.

A. L. HENDRY,
Secretary,
Metropolitan Region Planning Authority.

First Schedule.

Metropolitan Region Scheme Map Sheet Number 13 is amended by substituting the zones and reservations shown on Amending Map Sheet Number 31/2m for those parts of Map Sheet Number 31.

The purpose of the Amendment is to rezone—

(i) a portion of location 16, Peel Estate and a portion of Crown Reserve C20716 from Parks and Recreation to the Urban Deferred Zone; and

(ii) a portion of Lot 1092, Peel Estate from the Urban Deferred Zone to Public Purposes (Special Uses).

The Amendment is depicted on Metropolitan Region Planning Authority Plan Number 4.0691.

Second Schedule.

Public Inspection—

1. Office of the Town Planning Department, 2nd Floor, Oakleigh Building, 22 St. George's Terrace, Perth, W.A. 6000.
2. Office of the Municipality of City of Perth, 27 St. George's Terrace, Perth, W.A. 6000.
3. Office of the Municipality of Shire of Rockingham, Council Avenue, Rockingham, W.A. 6168.
4. The State Reference Library, 40 James Street, Perth, W.A. 6000.

PUBLIC WORKS DEPARTMENT

Tenders, closing at West Perth, at 2.30 p.m. on the dates mentioned hereunder, are invited for the following projects.

Tenders are to be addressed to the Minister (either for Works or for Water Resources as indicated on the tender document),

C/- Contract Office,
Public Works Department,
Dumas House,
2 Havelock Street,
West Perth. Western Australia 6005.

and are to be endorsed as being a tender for the relevant project.

The highest, lowest, or any tender will not necessarily be accepted.

Contract No.	Project	Closing Date	Tender Documents now available at
23491	Augusta Water Supply—2 500 m³ reinforced Concrete Tank	10/1/84	P.W.D., West Perth
23493	Manjimup Sewerage Reticulation Area No. 6A—PVC Gravity Sewers Schedule of Rates Contract	10/1/84	P.W.D., West Perth
23494	Mt. Margaret Aboriginal Community 27 m³ F.R.P. Water Storage Tank on 10 m Stand—Supply and Erect	10/1/84	P.W.D., West Perth
23495	Eastern Goldfields (Boulder) Public Health facilities—Alterations and Additions—Mechanical Services	10/1/84	P.W.D., West Perth P. W. D., A.D., Kalgoorlie
23496	Education Department Head Office—Direction Signs	10/1/84	P.W.D., West Perth
23497	Geraldton Police Station—Air Conditioning	17/1/84	P.W.D., West Perth P.W.D., A.D., Geraldton
23498	Alexander Library Building—Perth Cultural Centre—Painting and Decorating Doc. 27.1	17/1/84	P.W.D., West Perth
23499	Busselton Research Station—New Office and Post Mortem Room	24/1/84	P.W.D., West Perth P.W.D., A.D., Bunbury
23500	Kwinana Senior High School—External Repairs and Renovations	10/1/84	P.W.D., West Perth
23501	Woodvale Wildlife Research Centre—New Laboratory and Library Blocks Electrical Installation 1983/84	24/1/84	P.W.D., West Perth
23502	Transportable Pre-Primary Centres 1983/84—Erection of Units	10/1/84	P.W.D., West Perth
23503	Brookton District High School—Internal and External Repairs and Renovations	10/1/84	P.W.D., West Perth P.W.D., A.D., Northam
23504	Forrestfield Primary School—Internal and External Repairs and Renovations	10/1/84	P.W.D., West Perth
23505	Gooseberry Hill Primary School—Internal and External Repairs and Renovations	10/1/84	P.W.D., West Perth
23506	Allenswood (Greenwood) Primary School—External and Internal Repairs and Renovations	10/1/84	P.W.D., West Perth
23507	Koondoola Primary School—External and Internal Repairs and Renovations	10/1/84	P.W.D., West Perth
23508	Boulder—Eastern Goldfields Public Health Facility—Electrical Installation (Nominated Sub Contract)	10/1/84	P.W.D., West Perth P.W.D., A.D., Kalgoorlie
ADQ 5228	Fitzroy Crossing Special Aboriginal School Supply and Install Carpet and Take-up of Existing Floorcoverings	10/1/84	P.W.D., A.D., Furniture Office 2nd Floor, Rm 223 2 Havelock Street, West Perth 6005 P.W.D., A.D., District Supervisor Loch Street, Derby W.A. 6728
23509	Wanneroo Research Centre Extensions—Mechanical Services	24/1/84	P.W.D., West Perth
23510	Wickham District High School Community Library	31/1/84	P.W.D., West Perth P.W.D., A.D., South Hedland P.W.D., A.D., Karratha P.W.D., A.D., Geraldton
23511	Bentley Hospital—Site Electrical Reticulation Upgrade, 1984	31/1/84	P.W.D., West Perth

ACCEPTANCE OF TENDERS

Contract No.	Project	Contractor	Amount
			$
23465	Yangebup Primary School—Additions	Art Building Co. Pty Ltd	176 133.00
23464	Newton Primary School—Library Resource Centre, Teaching Unit and Covered Assembly	Art Building Co. Pty Ltd	338 249.00
23470	Poynter Primary School—Duncraig—Additions 1983 Four Classrooms, Library Resource Centre and Covered Assembly	Snowline Construction Co.	278 872.00
23463	Nannup Police Complex—Erection	Dickson & Curnuck	256 070.00
23480	Eastern Goldfields Public Health Facilities Building	Norloc Constructions Pty Ltd	392 895.00
23460	South Hedland Police Station—Additions and Alterations	Trident Construction Pty Ltd	975 210.00
23402	The Alexander Library Building—Floor Coverings—Resilient Floor Finishes Only	Pauls Carpets....	61 594.36
23474	Bunbury Technical College Alterations and Additions—Blocks B & C Mechanical Services	Kelvin Industries Pty Ltd	42 508.00
23446	Merredin Hospital Redevelopment Stages 2 and 3—Mechanical Services	Kelvin Industries Pty Ltd	388 437.00
23467	Mount Margaret Aboriginal Community Water Supply—Excavation and Preparation of Collector Pipe Trench	J. E. Park and Company	54 255.00

PUBLIC WORKS DEPARTMENT—*continued.*

ACCEPTANCE OF TENDERS—continued.

Contract No.	Project	Contractor	Amount
			$
23485	Dongara District High School—New Science Home Economics, Manual Arts, Prevocational and Change Rooms—Mechanical Installation	W. F. Busby & Co.	26 772.00
23477	Dongara District High School—Alterations and Additions	Prout Shipway & Associates Building Co.	348 591.00
23476	Merredin District Office Dept. for Community Welfare—Additions	Gearing & Hombergen	83 039.00
23478	Glengarry (Duncraig) Primary School—Additions	Ian Richards	208 398.00

K. T. CADEE,
Under Secretary for Works.

PUBLIC WORKS ACT 1902 (AS AMENDED).

Sale of Land.

P.W. 544/83; M.R.D. 41/722-VB.

NOTICE is hereby given that His Excellency the Lieutenant-Governor and Administrator has authorised under section 29 (5) of the Public Works Act 1902 (as amended) the sale by public auction or private contract of the land hereinafter described, such land being no longer required for the work for which it was taken.

Land.

Portion of Swan Location 33 and being Lot 1 on Diagram 63971 and being part of the land in Certificate of Title Volume 1325 Folio 932 as is shown more particularly delineated and coloured green on Plan PWD WA 54808.

Dated this 20th day of December, 1983.

K. T. CADEE,
Under Secretary for Works.

PUBLIC WORKS ACT 1902 (AS AMENDED).

Sale of Land.

P.W. 95/83.

NOTICE is hereby given that the piece of land described in the Schedule hereto is no longer required for the purpose for which it was resumed and is available for sale under the provisions of section 29 (1) of the Public Works Act 1902 (as amended).

A person who immediately prior to the taking of the land referred to had an estate in fee simple in that land may, within three months after publication of this Notice in the *Gazette* and in accordance with the provisions of section 29 (3) of the Public Works Act 1902 (as amended) apply to the Minister for Works at the office of the Department of Public Works for an option to purchase the land but such application shall be subject to the provisions of section 29 (3) (ca) of that Act.

Schedule.

Portion of Swan Location R as is coloured green on Diagram 5995 and being the whole of the land in Certificate of Title Volume 830 Folio 62 as is shown more particularly delineated and coloured green on Plan PWD WA 54625.

Dated this 20th day of December, 1983.

K. T. CADEE,
Under Secretary for Works.

LAND DRAINAGE ACT 1925-1983.

P.W.W.S. 744/81.

NOTICE is hereby given that the Rate Books for all land in each of the areas liable to be rated under the abovementioned act for the year ending 30 June 1984, have been made up and are open to inspection by any ratepayer at all reasonable times.

Dated this 28th day of December, 1983.

K. T. CADEE,
Under Secretary for Water Supply,
Sewerage and Drainage.

LAND DRAINAGE ACT 1925.

MEMORANDUM, UNDER SECTION 92 OF THE ACT, OF THE MAKING AND LEVYING OF RATES.

THE drainage rates set out hereunder are made and levied for the year ending 30 June 1984 in respect of all rateable land within the Busselton, Capel/Boyanup, Collie River, Harvey, Myalup, Parkfield, Pinjarra, Serpentine/Mundijong, Stirling, Waroona, West Harvey, Wilson/Torbay and Wungong drainage districts—

1. Rural land with direct benefit—$3.69 per hectare.
2. Rural land with indirect benefit—$1.23 per hectare.
3. Each lot of urban land referred to in section 89 (4) (b) of the Act, having an area—
   - (a) not exceeding 2 500 m² $13.00
   - (b) exceeding 2 500 m² but not exceeding 10 000 m² $16.25
   - (c) exceeding 10 000 m² but not exceeding 15 000 m² $19.50
   - (d) exceeding 15 000 m² but not exceeding 20 000 m² $22.75
   - (e) exceeding 20 000 m² $26.00

Dated this 23rd day of December, 1983.

R. J. PEARCE,
Acting Minister for Water Resources
acting under section 9 of the Act.

LAND DRAINAGE ACT 1925.

LAND DRAINAGE (MAXIMUM RATE) NOTICE 1983.

MADE by the Minister.

Citation.

1. This notice may be cited as the Land Drainage (Maximum Rate) Notice 1983.

Power of Minister.

2. This notice—

(a) is made by the Minister, under section 9 of the Act, in exercise of the powers conferred by section 90A of the Act on the board of each of the following districts—Busselton, Capel/Boyanup, Collie River, Harvey, Myalup, Parkfield, Pinjarra, Serpentine/Mundijong, Stirling, Waroona, West Harvey, Wilson/Torbay and Wungong; and

(b) shall be read as if it were a separate notice in respect of each of those districts.

Determination of maximum amount of rates for 1983/84 year.

3. The amount of rates to be paid in respect of any rateable land within each of the districts referred to in Clause 2 of this notice for the year ending 30 June 1984 shall not exceed—

(a) where a rate was made for that land for the whole of the year ended 30 June 1983, the total of the rates for that land for that year plus 40% of that amount; and

(b) where a rate was made for that land for part of that year, the total of the rates that would have been made for that land for that year if it had been rateable for the whole year plus 40% of that amount.

Dated this 23rd day of December, 1983.

R. J. PEARCE,
Acting Minister
for Water Resources.

P.W. 1317/81

Dongara-Eneabba Railway Act 1974 (as amended); *Public Works Act* 1902 (as amended); *Land Act* 1933 (as amended)

LAND RESUMPTION

Eneabba-Dongara Railway, Townsite Extensions and Roads

NOTICE is hereby given, and it is hereby declared, that the several pieces or parcels of land described in the Schedule hereto, being all in the Victoria District have, in pursuance of the written approval and consent of His Excellency the Licutenant-Governor and Administrator acting by and with the advice of the Executive Council, dated the 20th day of December 1983, been set apart, taken or resumed for the purpose of the following public work, namely: Eneabba-Dongara Railway, Townsite Extensions and Roads.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken or resumed are marked off and more particularly described on Plan, P.W.D., W.A., 54947, which may be inspected at the Office of the Minister for Works, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

SCHEDULE

No. on Plan P.W.D., W.A. No. 54947	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
	Crown	Noingara Pastoral Company Pty Ltd	Portions of Victoria Location 10232 as is contained in Plan 12194 and Survey Office Diagram 85589 as Eneabba Lot 391 and the Roads Coloured Dark Brown and being part of the land in Crown Lease 230/1965 (Perpetual Lease P1396)	11·5748 ha

Certified correct this 17th day of November 1983

K. F. McIVER,
Minister for Works.

FRANCIS BURT
Lieutenant-Governor and Administrator In Executive Council.

Dated this 20th day of December, 1983.

WATER BOARDS ACT 1904-1982.

HARVEY WATER AREA AMENDMENT BY-LAWS 1983.

MADE by the Harvey Water Board.

Citation. 1. These by-laws may be cited as the Harvey Water Area Amendment By-laws 1983.

Principal by-laws. 2. The by-laws made by the Harvey Water Board under the Water Boards Act 1904*, as amended, are referred to as the principal by-laws.

Schedule 1 amended. 3. Schedule 1 to Division V of the principal by-laws is amended—

(a) by deleting ".17" and substituting the following—
" .19 "; and

(b) by deleting ".09" and substituting the following—
" .12 ".

D. M. BRUCE,
Chairman of the Board.

L. A. VICARY,
Secretary to the Board.

* Published in the *Government Gazette* on 2 November 1934 at pp. 1678-1682.

SHIRE OF CARNARVON.

STATEMENT OF RECEIPTS AND PAYMENTS FOR THE YEAR ENDED 30 JUNE 1983.

Receipts.

	$
Rates	642 338.17
Payment in lieu of Rates	4 214.79
Licences	9 318.38
Government Grants and Recoups	968 480.38
Statutory Road Grants	234 855.07
Contributions to Works and Services	1 123 971.97
Income from Property	130 527.19
Sanitation Income	134 558.60
Meat Inspection Fees	16 053.50
Cemetery Income	2 922.00
Fees and Penalties	1 395.00
Other Fees	46 517.46
Sale of Assets	124 559.52
Other Receipts	65 513.93
Deferred Asset Reimbursements	31 664.27
All Other Income	29 018.74
Transfer from Loan Funds	67 879.00
Transfer from Trading	1 254 957.43
Transfer from Town Planning Schemes	74 993.84
	$4 963 739.24

Payments.

	$	$
Administration		326 509.17
Membership		25 140.86
Debit Service		1 618 939.23
Public Works and Services		1 043 221.27
Building Construction		61 799.55
Building Maintenance		120 483.43
Equipment Purchases		7 691.28
Plant Purchases		87 933.95
Sanitation Services		100 581.34
Health Services		61 720.68
Meat Inspection Expenses		18 402.30
Building Services		34 952.96
Town Planning Services		20 897.35
Cemetery		11 614.89
Library Services		33 468.61
Swimming Pool		63 526.56
Ranger Control		11 771.28
Payroll Expenses	414 671.88	
Less Allocated to Works	— 414 671.00	
		Nil
Municipal Works Overhead	310 644.92	
Less Allocated to Works	— 307 760.22	
		2 884.70
Plant Operation Costs	167 130.98	
Less Allocated to Works	— 140 639.58	
		26 491.40
Materials Purchased	234 637.22	
Less Allocated to Works	— 295 096.91	
		(60 459.69)
Contract Plant Hire	987 077.19	
Less Allocated to Works	— 987 077.19	
		Nil
Donations and Grants		9 668.91
Transfer to Reserve Funds		10 000.00
Other Works and Services		1 067 466.71
Refunds (Net)		35 470.21
		$4 740 176.95

SUMMARY.

	$
Bank Overdraft 1/7/1982	254 954.44
Add Payments 1982/83	4 740 176.95
	4 995 131.39
Less Receipts 1982/83	4 963 739.24
Deficit 30/6/1983	$31 392.15

BALANCE SHEET AS AT 30 JUNE 1983.

Assets.

	$
Current Assets	128 238.31
Non-current Assets	2 260.951.41
Deferred Assets	166 969.89
Fixed Assets	6 687 550.77
	$9 243 710.38

Liabilities.

	$
Current Liabilities	210 283.01
Non-current Liabilities	120 965.80
Deferred Liabilities	6 623.693.56
Town Planning Schemes	1 321 163.59
	$8 276 105.95

SUMMARY.

	$
Total Assets	9 243 710.38
Total Liabilities	8 276 105.96
Municipal Accumulation Account	$967 604.42

TRADING FUND—ELECTRIC LIGHT.

STATEMENT OF RECEIPTS AND PAYMENTS FOR THE YEAR ENDED 30 JUNE 1983.

Receipts.

	$
Sale of Current	800.15
Loan Recoups (Principal)	608 387.78
Loan Recoups (Interest)	423 501.24
Equity Payment	58 765.20
Sundry Income	27.05
Refunds	829.49
	$1 092 310.91

Payments.

	$
Loan Repayments (Principal)	608 387.78
Loan Repayments (Interest)	423 501.24
Transfer to Municipal	223 068.41
Other	42.90
	$1 255 000.33

SUMMARY.

	$
Bank Balance 1/7/1982	538 996.97
Add Receipts 1982/83	1 092 310.91
	1 631 307.88
Less Payments 1982/83	1 255 000.33
Surplus 30/6/1983	$376 307.55

BALANCE SHEET AS AT 30 JUNE 1983.

Assets.

	$
Current Assets	382 763.10
Non-current Assets	21 240.88
Deferred Assets	1 055 795.90
Fixed Assets	4 440 945.00
	$5 900 744.88

Liabilities.

	$
Non-current Liabilities	10 620.44
Deferred Liabilities	3 666 020.57
Fixed Liabilities	2 224 103.87
	$5 900 744.88

We hereby certify that the figures and particulars contained in these statements are correct.

R. G. FIDOCK,
President.

A. J. TAYLOR,
Shire Clerk.

The accounts of the Shire of Carnarvon have been audited for the financial year ended 30 June 1983. The accounts have been found to be in order and properly kept in accordance with the provisions of the Local Government Act 1960-1983 and have been allowed.

In my opinion, the Balance Sheet and the related financial statements for the year ended 30 June 1983 have been prepared on a basis consistent with the Local Government Act Accounting Directions and present a true and fair view of the affairs of the Shire of Carnarvon.

N. E. SMITH,
Deputy Auditor General.

SHIRE OF MURRAY.

STATEMENT OF RECEIPTS AND PAYMENTS FOR THE YEAR ENDED 30 JUNE 1983.

Receipts.

	$
Rates	652 178.95
Licences	9 029.22
Government Grants	795 651.72
Contribution to Works and Private Works	77 311.67
Income from Property	28 824.74
Sanitation	76 061.09
Town Planning	200.00
Cemetery	2 370.00
Library Services	10.41
Other Services	4 391.24
Fines and Penalties	4 768 50
Other Fees	194.40
Sales of Assets	48 939.00
Other Receipts	239 387.05
Total Receipts	$1 939 317.99

Payments.

	$
Administration—Staff	138 281.50
Administration—Members	15 107.16
Debt Service	238 513.03
Public Works and Services:	
Road Construction	675 582.02
Road Maintenance	221 480.76
Reserves Construction	54 141.36
Reserves Maintenance	143 104.17
Building Construction and Fixed Equipment	12 347.60
Building Maintenance	63 417.39
Equipment Purchases	16 207.47
Plant Purchases	13 899.90
Sanitation Service	94 829.48
Health Service	31 094.12
Building Service	28 554.59
Town Planning Service	41 815.14
Cemetery	3 911.84
Library Service	20 279.83
Bush Fire Control	11 430.79
Other Public Services	28 594.59
Pay Roll	—
Public Works Overhead	—
Plant Operation Cost Overallocated Cr.	2 866.67
Materials	374.40
Donations and Grants	1 700.00
Transfers to Reserve Funds	106 000.00
All Other Expenditure	42 291.52
Refunds and Transfers (Net)	2 297.41
Total Payments	$2 002 389.40

SUMMARY.

	$
Credit Bank Balance 1/7/82	229 529.55
Receipts as per Statement	1 939 317.99
	2 168 847.54
Payments as per Statement	2 002 389.40
Credit Balance 30/6/83 Cr.	$166 458.14

BALANCE SHEET AS AT 30 JUNE 1983.

Assets.

	$
Current Assets:	
Cash at Bank	166 458.14
Petty Cash	250.00
Sundry Debtors	123 563.24
Stock on Hand	15 422.46
Non-current Assets	383 346.63
Deferred Assets	866 219.83
Contra Reserve Accounts	246 794.93
Fixed Assets	1 788 030.96
	$3 590 086.19

Liabilities.

	$
Current Liabilities:	
Additional Grants Unspent Con.	14 900.00
Sundry Creditors	1 957.99
Accrued Interest on Loans	32 365.37
Non-current Liabilities:	
Trust Funds	139 529.20
Long Service Leave Reserve	33 236.04
Plant Replacement Reserve	164 480.94
Housing Reserve	18 007.67
Deferred Liabilities:	
Loan Liability	1 373 756.63
	$1 778 233.84

SUMMARY.

	$
Total Assets	3 590 086.19
Total Liabilities	1 778 233.84
Municipal Accumulations A/c	$1 811.852.35

"Abridged version of the financial statements certified by the Deputy Auditor General."

We hereby certify that the above figures are correct.

W. H. DILLEY,
President.

B. M. BAKER,
Shire Clerk.

The accounts of the Shire of Murray have been audited for the financial year ended 30 June 1983. The accounts have been found to be in order and properly kept in accordance with the provisions of the Local Government Act 1960 and have been allowed.

In my opinion, the Balance Sheet and the related financial statements for the year ended 30 June 1983 have been prepared on a basis consistent with the Local Government Act Accounting Directions and present a true and fair view of the affairs of the Shire.

N. E. SMITH,
Deputy Auditor General,
Audit Department.

25 November 1983.

SHIRE OF TAMMIN.

STATEMENT OF RECEIPTS AND PAYMENTS FOR THE YEAR ENDED 30 JUNE 1983.

Receipts.

	$
Rates	143 441
Licences	50 523
Government Grants	190 820
Income from Property	27 404
Sanitation Charges	3 894
Meat Inspection Fees	23 130
Cemetery Receipts	814
Other Fees	622
Transfer	1 470
All Other Revenue	33 861
Other Receipts	130
	$476 109

Payments.

	$
Administration:	
Staff	45 112
Members	2 650
Debt Service	52 984
Public Works and Services	212 055
Buildings:	
Construction	10 119
Maintenance	20 294
Library Operation	2 869
Health Services	307
Sanitation	10 877
Meat Inspection Expenses	27 143
Vermin Services	110
Bush Fire Control	3 071
Traffic Control	501
Cemetery	5 033
Plant, Machinery and Tools	16 757
Operation Costs N.A.	3 806
Materials Purchased N.A.	1 733
Payments to M.R.D. Trust a/c	45 106
Police Department Transfers	151
Donations and Grants	1 531
Other Works and Services	2 821
Transfer to Long Service Leave Reserve Fund	2 000
All Other Expenditure	9 585
	$476 615

SUMMARY.

	$
Credit Balance 1/7/1982	27 667
Receipts as per Statement	476 109
	503 776
Payments as per Statement	476 615
	$27 161

BALANCE SHEET AS AT 30 JUNE 1983.

Assets.

	$
Current Assets	46 147
Non-current Assets	3 164
Reserve Fund Contra	3 164
Fixed Assets	524 574
	$577 049

Liabilities.

	$
Current Liabilities	13 281
Non-current Liabilities	3 164
Deferred Liabilities	190 376
	$206 821

SUMMARY.

	$
Total Assets	$577 049
Total Liabilities	$206 821
Municipal Accumulation Account Surplus	$370 228

We hereby certify that the figures and particulars above are correct.

ALLAN E. ROGERS,
President.

R. G. TONKIN,
Shire Clerk.

The accounts of the Shire of Tammin have been audited for the financial year ended 30 June 1983. The accounts have been found to be in order and properly kept in accordance with the provisions of the Local Government Act 1960, and have been allowed with the exception of $3 184.85 which is disallowed.

Included in the debtors accounts for private works is an amount of $3 582.36 owed by Gericevich Contracting Pty. Ltd., a company now in liquidation. The Council carried out private works at a cost of $3 184.85 for Gericevich Pty. Ltd. which is not a ratepayer of the Shire of Tammin. This is contrary to section 520 of the Local Government Act 1960, and the amount has consequently been disallowed in accordance with section 632 (1) (a) of the Act.

In my opinion in all other matters the Balance Sheet and related financial statements for the year ended 30 June 1983, have been prepared on a basis consistent with the Local Government Accounting Directions and present a true and fair view of the affairs of the Shire.

W. F. ROLSTON,
Auditor General.

SHIRE OF YORK.

STATEMENT OF RECEIPTS AND PAYMENTS FOR YEAR ENDING 30 JUNE 1983.

Receipts.

	$
Rates	339 881
Licences	140 806
Government Grants	349 439
Income from Property	85 052
Sanitation Charges	23 592
Fines and Penalties	480
Cemetery	3 070
Vermin	21
Other Fees	4 408
All Other Revenue	107 815
Transfer from Trust Fund	27 963
Investment Funds	10 492
Refunds	2 310
	$1 095 329

Payments.

	$
Administration:	
Staff Section	110 548
Members Section	7 220
Debt Service	46 495
Public Works and Services	555 117
Town Planning	2 709
Health Services	6 077
Sanitation	28 504
Library Service	5 376
Noxious Weeds/Vermin Service	12 500
Bush Fire Control	2 248
Traffic Control	13 528
Building Control	7 657
Cemetery	4 343
Plant, Machinery and Tools	116 240
Operational Costs—Not Allocated	12 581
Materials—Overallocated	Cr. 56
Payment to Road Funds	121 386
Donations and Grants	2 700
Transfer to Trust Fund	7 295
Other Works and Services	48 344
All Other Expenditure	322
	$1 111 134

SUMMARY.

	$
Bank Balance 1/7/82	Cr. 147
Receipts	1 095 329
	1 095 476
Payments	1 111 134
Balance 30/6/83	Dr. $15 658

BALANCE SHEET AS AT 30 JUNE 1983.

Assets.

	$
Current Assets	57 772
Non-current Assets	100 628
Deferred Assets	64 551
Fixed Assets	1 694 527
Total Assets	$1 917 478

Liabilities.

	$
Current Liabilities	24 163
Non-current Liabilities	93 128
Deferred Liabilities	265 775
Total Liabilities	$383 066

SUMMARY.

	$
Total Assets	1 917 478
Total Liabilities	383 066
Municipal Accumulation	$1 534 412

We hereby certify that the figures and particulars above are correct.

P. P. MONGER,
President.

L. O. DELAHAUNTY,
Shire Clerk.

The accounts of the Shire of York have been audited for the financial year ended 30 June 1983. The accounts have been found to be in order and properly kept in accordance with the provisions of the Local Government Act 1960-1983 and have been allowed subject to the comments contained in this report.

Financial transactions of the York Residency Museum and the Balladong Farm were incorrectly recorded in the Trust Fund in lieu of the Municipal Fund as required by the provisions of sections 522 (1) (a) and 523 of the Local Government Act 1960-1983. Transactions for the year were:

	Receipts $	Payments $
York Residency Museum	6 370	5 124
Balladong Farm	4 225	4 216

The Trust Fund balances totalling $73 776 include amounts of $5 301 and 4 000 in respect of the York Residency Museum and Avon River Maintenance respectively which are properly part of the Municipal Fund.

In my opinion, in all other matters, the Balance Sheet and related financial statements for the year ended 30 June 1983, have been prepared on a basis consistent with the Local Government Act Accounting Directions and present a true and fair view of the affairs of the Shire.

W. F. ROLSTON,
Auditor General.

CONTROL OF VEHICLES OFF-ROAD AREAS ACT 1978.

Shire of Gingin.

NOTICE is hereby given that Mr. Trevor John Gent and Brent Parker have been appointed as Honorary Inspectors for the Shire of Gingin.

Dated this 21st day of December, 1983.

N. H. V. WALLACE,
Shire Clerk.

KOORDA SHIRE COUNCIL.

IT is hereby notified for public information that Mr. Christopher Pepper, has been appointed Acting Shire Clerk to the above Council during the leave of the Shire Clerk from 26 December 1983 to 27 January 1984 inclusive.

By Order of Council,
22 December 1983.

W. FELGATE,
Shire Clerk.

SHIRE OF TAMBELLUP.

IT is hereby notified that Bruce William Mead has been appointed Shire Clerk, Shire of Tambellup, from 16 December 1983.

The appointment of Keith Leonard Byers is hereby cancelled.

P. H. BIRT,
President.

DOG ACT 1967-1977.

Shire of West Pilbara.

NOTICE is hereby given that the undermentioned person has been appointed Dog/Litter Control Officer of the above Shire with effect from 16 December 1983.

Mr. Geoffrey Thomas.

D. G. McCUTCHEON,
Shire Clerk.

SHIRE OF LAKE GRACE.

IT is hereby notified for Public Information that Mr. J. K. McEncroe will be Acting Shire Clerk for the Shire of Lake Grace from 31 December 1983, to 13 January 1984, inclusive, during the absence of the Shire Clerk on Annual Leave.

L. H. ELLIOTT,
President.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Lake Grace.

Sale of Land for Recovery of Rates.

NOTICE is hereby given that default in the payment of rates for a period of not less than three (3) years having occurred, the Shire of Lake Grace acting under the powers conferred by Sub-section C of Division 6 of Part XXV of the Local Government Act 1960-1982, will offer for sale, by Public Auction at the Newdegate Hall on 13 February 1984 at 2.00 p.m. the piece of land specified in the schedule hereto.

Dated this 22nd day of December, 1983.

L. W. GRIFFITHS,
Shire Clerk.

Schedule.

Description of Land; Title Reference; Description of Improvement; Name of Registered Proprietor; Rates Outstanding.

Newdegate Commercial Lot 28 Collier Street, Newdegate; Volume 1010 Folio 191; Nil; Charles Robert Harvey, Deceased; $289.50.

LOCAL GOVERNMENT ACT 1960-1983.

City of Gosnells.

Notice of Intention to Borow.

Proposed Loan (No. 257) of $200 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the issue of a debenture for a period of 10 years, at the current ruling rate of interest, repayable by equal half yearly instalments to State Government Insurance Office. Purposes: Construction of Roads within the City.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act are available for inspection by ratepayers, at reasonable hours, at the Administration Centre, 2120 Albany Highway, Gosnells, for thirty-five (35) days after the publication of this notice.

Dated this 29th day of December, 1983.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

City of Gosnells.

Notice of Intention to Borrow.

Proposed Loan (No. 258) of $75 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the issue of a debenture for a period of 5 years, initially for 4 years at the current ruling rate of interest, to be renegotiated for a further 1 year at the then ruling rate of interest, repayable by equal half yearly instalments to Westpac Banking Corporation. Purposes: Purchase of Plant.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act are available for inspection by ratepayers, at reasonable hours, at the Administration Centre, 2120 Albany Highway, Gosnells, for thirty-five (35) days after the publication of this notice.

Dated this 29th day of December, 1983.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

City of Gosnells.

Notice of Intention to Borrow.

Proposed Loan (No. 259) of $20 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the issue of a debenture for a period of 10 years, initially for 4 years at the current ruling rate of interest, to be renegotiated for a further 6 years at the then ruling rate of interest, repayable by equal half yearly instalments to Westpac Banking Corporation. Purposes: Construction of Deep Bore—Walter Padbury Park.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act are available for inspection by ratepayers, at reasonable hours, at the Administration Centre, 2120 Albany Highway, Gosnells, for thirty-five (35) days after the publication of this notice.

Dated this 29th day of December, 1983.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

City of Gosnells.

Notice of Intention to Borrow.

Proposed Loan (No. 260) of $55 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the issue of a debenture for a period of 10 years, initially for 4 years at the current ruling rate of interest, to be renegotiated for a further 6 years at the then ruling rate of interest, repayable by equal half yearly instalments to Westpac Banking Corporation. Purposes: Additions and alterations to Langford Netball Centre.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act are available for inspection by ratepayers, at reasonable hours, at the Administration Centre, 2120 Albany Highway, Gosnells, for thirty-five (35) days after the publication of this notice.

Dated this 29th day of December, 1983.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

City of Gosnells.

Notice of Intention to Borrow.

Proposed Loan (No. 261) of $75 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the issue of a debenture for a period of 10 years, initially for 4 years at the current ruling rate of interest, to be renegotiated for a further 6 years at the then ruling rate of interest, repayable by equal half yearly instalments to Westpac Banking Corporation. Purposes: Construction of Mills Park Changerooms.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act are available for inspectioin by ratepayers, at reasonable hours, at the Administration Centre, 2120 Albany Highway, Gosnells, for thirty-five (35) days after the publication of this notice.

Dated this 29th day of December, 1983.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

City of Gosnelis.

Notice of Intention to Borrow.

Proposed Loan (No. 262) of $25 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the issue of a debenture for a period of 10 years, initially for 4 years at the current ruling rate of interest, to be renegotiated for a further 6 years at the then ruling rate of interest, repayable by equal half yearly instalments to Westpac Banking Corporation. Purposes: Alterations and extensions to Gosnells Bowling Club. This loan is self-supporting.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act are available for inspection by ratepayers, at reasonable hours, at the Administration Centre, 2120 Albany Highway, Gosnells, for thirty-five (35) days after the publication of this notice.

Dated this 29th day of December, 1983.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

City of Gosnells.

Notice of Intention to Borrow.

Proposed Loan (No. 263) of $10 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the issue of a debenture for a period of 10 years, initially for 4 years at the current ruling rate of interest, to be renegotiated for a further 6 years at the then ruling rate of interest, repayable by equal half yearly instalments to Westpac Banking Corporation. Purposes: Additions and alterations to Langford Netball Centre. This loan is self-supporting.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act are available for inspection by ratepayers, at reasonable hours, at the Administration Centre, 2120 Albany Highway, Gosnells, for thirty-five (35) days after the publication of this notice.

Dated this 29th day of December, 1983.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

City of Subiaco.

Notice of Intention to Borrow.

Proposed Loan (No. 95) of $165 000.

PURSUANT to section 610 of the Local Government Act 1960-1983, the City of Subiaco hereby gives notice that it proposes to borrow money by the sale of debentures on the following terms: $165 000 for a period of 5 years repayable at the office of the City of Subiaco, Rokeby Road, Subiaco, by ten (10) half yearly instalments of principal and interest. Purpose: Acquisition and installation of a computer and other office equipment.

Plans and statement of costs as required by section 609 of the Act are available at the office of the Council during normal office hours for a period of 35 days after the publication of this notice in the *Government Gazette* published on Friday, 30 December 1983.

Dated this 22nd day of December, 1983.

R. V. DIGGINS,
Mayor.

J. F. R. McGEOUGH,
Town Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Bridgetown-Greenbushes.

Notice of Intention to Borrow.

Proposed Loan (No. 80) of $30 000.

PURSUANT to section 610 of the above Act, the Shire of Bridgetown-Greenbushes hereby gives notice of its intention to borrow money by the sale of debentures on the following terms and for the following purposes: $30 000 for a period of twelve years repayable at the Council Office, Bridgetown by half yearly instalments of principal and interest. Purpose—staff housing.

Specifications and estimates of cost, as required by section 609 of the Act, are available for inspection at the office of the Council during normal business hours for thirty-five (35) days after publication of this notice.

Dated this 30th day of December 1983.

R. WARDELL-JOHNSON,
President.

S. A. GIESE,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Katanning.

Notice of Intention to Borrow.

Proposed Loan (No. 10) of $25 000.

PURSUANT to section 610 of the Local Government Act 1960-1983, the Shire of Katanning hereby gives notice that it proposes to borrow money, by the sale of a debenture, repayable at the office of the lender, by equal half-yearly instalments of principal and interest, for the following terms and purpose: Loan 106—$25 000 for a 5 year term for street lighting improvements.

Plans, specifications and estimates as required by section 609 are available for inspection at the office of the Council during business hours for thirty-five (35) days after publication of this notice.

Dated this 21st day of December, 1983.

R. S. ANDERSON,
President.

T. S. RULAND,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Lake Grace.

Notice of Intention to Borrow.

Proposed Loan (No. 146) of $43 500.

PURSUANT to section 610 of the Local Government Act 1960-1983, the Shire of Lake Grace hereby gives notice of intention to borrow by sale of Debentures on the following terms for the following purposes: $43 500 for a period of ten (10) years repayable at the office of the Shire of Lake Grace by twenty (20) equal half-yearly instalments of Principal and Interest. Purpose: Part cost of Pingaring Hall additions (Shared with Shire of Kulin).

Estimates of costs as required by section 609 of the Local Government Act are available at the office of the council duing business hours for thirty-five (35) days from the publication of this notice.

Dated this 22nd day of December 1983.

L. H. ELLIOTT,
President.

L. W. GRIFFITHS,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960-1983

Shire of Merredin.

Notice of Intention to Borrow.

Proposed Loan (No. 185) of $22 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the Municipality of the Shire of Merredin hereby gives notice that it proposes to borrow money by the sale of a debenture on the following terms and for the following purposes. Twenty two thousand dollars ($22 000) for a period of four (4) years repayable at the office of the Commonwealth Savings Bank, Merredin by eight (8) half yearly instalments of principal and interest. Purpose: $10 000 for extensions to Merredin Golf Clubhouse; and $12 000 for purchase of a new ambulance for the Merredin Branch of St. John's Ambulance Association.

Plans, specifications and estimates of cost as required by section 609 of the Local Government Act are available for inspection at the office of the Council during business hours for a period of thirty five (35) days after publication of this notice.

Th haif yearly repayments on the above loans will be met by the Merredin Golf Club and the Merredin Branch of the St. John's Ambulance Association and, therefore, will not be a burden to ratepayers.

J. H. CROOK,
President.

R. LITTLE,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Mt. Marshall.

Notice of Intention to Borrow.

Proposed Loan (No. 86) of $120 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the Shire of Mt. Marshall hereby gives notice that it proposes to borrow money, by the sale of a debenture, repayable at the office of the council by equal half-yearly instalments of principal and interest, for the following term and purpose: Term: Twenty years at the ruling rate of interest. Purpose: Part cost Bencubbin Community Recreation Centre.

Plans, specifications and estimates as required by section 609 are available for inspection at the office of the Council during business hours for thirty five (35) days after publication of this notice.

N.B. The Lender reserves the right to review the interest rate mid-term to reflect current interest rates at that time.

Dated this 23rd day of December, 1983.

N. J. GOBBART,
President.

G. K. MARTIN,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Mt. Marshall.

Notice of Intention to Borrow.

Proposed Loan (No. 87) of $120 000.

PURSUANT to section 610 of the Local Government Act 1960-1983 the Council of the Shire of Mt. Marshall hereby gives notice that it proposes to borrow money, by the sale of a debenture, repayable at the office of the Council by equal half-yearly instalments of principal and interest for the following term and purpose: Term: Twenty years at the ruling rate of interest. Purpose: Part cost Bencubbin Community Recreation Centre.

Plans, specifications and estimates as required by section 609 are available for inspection at the office of the Council during business hours for thirty five (35) days after publication of this notice.

N.B. 1. The loan repayments for this loan will be only charged on a specified area consisting of the North Bencubbin, South Bencubbin, Gabbin and Welbungin Wards.

2. The Lender reserves the right to review the interest rate mid term to reflect current interest rates at that time.

Dated this 23rd day of December, 1983.

N. J. GOBBART,
President.

G. K. MARTIN,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Narrogin.

Notice of Intention to Borrow.

Proposed Loan (No. 38) of $26 000.

PURSUANT to section 610 of the Local Government Act 1960-1983, the Council of the Municipality of the Shire of Narrogin hereby gives notice that it proposes to borrow money by sale of debentures on the following terms and for the following purpose. $26 000 for a period of six (6) years payable at the office of the Council by 12 equal half yearly instalments of Principal and Interest. Purpose:—Purchase of Plant.

Estimates of cost as required by section 609 of the Local Government Act are avaliable at the office of the Council during normal office hours for a period of 35 days after publication of this notice.

K. O'DEA,
President.

W. T. PERRY,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Perenjori.

Notice of Intention to Borrow.

Proposed Loan (No. 69) of $7 000.

PURSUANT to section 610 of the Local Government Act 1960-1983, the Council of the Shire of Perenjori hereby gives notice that it proposes to borrow money by the sale of debentures, repayable at the office of the Council, by half-yearly instalments of principal and interest. Purpose: Purchase of Plant and Tools.

Plans specifications, estimates and costs as required under section 609 of the Local Government Act, are open for inspection by ratepayers of the municipality for 35 days after publication of this notice.

Dated the 16th day of November, 1983.

R. M. SYME,
President.

M. G. CRAIG,
Shire Clerk.

CORRIGENDUM.

LOCAL GOVERNMENT ACT 1960-1983.

Quairading Shire Council.

Notice of Intention to Borrow.

Proposed Loan No. 93.

IT is hereby advised that the figure "$17 000" in the fourth line of the above notice advertised in the *Government Gazette* on 16 December 1983, page 4894, should read "$20 000".

A. C. KELLY,
President.

T. L. WHITE,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960-1983.

Town of Geraldton.

Closure of Private Street.

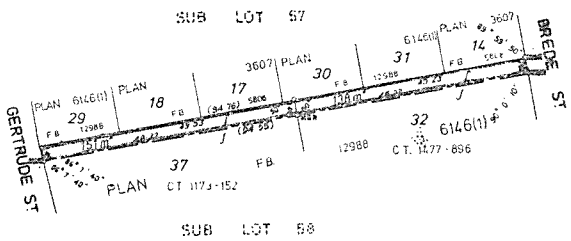
Department of Local Government,
Perth, 13 September 1983.

LG: G-4-12D.

IT is hereby notified for public information that His Excellency the Governor has approved under the provisions of section 297A of the Local Government Act, the resolution passed by the Town of Geraldton that the private street which is described as being portion of Geraldton Town Lot S57 being part of the land shown coloured brown on Plan 3607 and being part of the land alone remaining in Certificate of Title Volume 596 Folio 30 be closed and the land contained therein be amalgamated with adjoining Lot 32 Brede Street and Lot 37 Gertrude Street, Geraldton.

P. FELLOWES
Secretary for Local Government.

Schedule.



LOCAL GOVERNMENT ACT 1960-1983.

CITY OF PERTH ENDOWMENT LANDS ACT 1920.

The Municipality of the City of Perth.

By-law No. 44A—Control of City Beach—Amendment.

IN pursuance of the powers conferred upon it by the abovementioned Acts and all other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on 19 September 1983, to make and submit for confirmation by His Excellency the Lieutenant-Governor and Administrator the following amendment to By-law No. 44A:—

That Clause 10 (10) be amended by deleting from the first paragraph of the Clause the words "a Sign 860 mm high and 600 mm wide with depicted thereon the signs as described hereunder" and substituting therefor the words:—

The signs depicted and described hereunder.

Dated this 11th day of November, 1983.

The Common Seal of the City of Perth was hereunto affixed in the presence of—

[L.S.]

M. A. MICHAEL,
Lord Mayor.

R. F. DAWSON,
Town Clerk.

Recommended—

JEFF CARR,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Busselton.

Lease of Reserve.

Department of Local Government,
Perth, 20 December 1983.

LG: BN-4-4.

IT is hereby notified for public information that His Excellency the Lieutenant-Governor and Administrator has approved under the provisions of section 267 of the Local Government Act of the lease by the Shire of Busselton of Reserve 25637 to I. and G. Lacava for a period of twelve months without calling public tender.

P. FELLOWES,
Secretary for Local Government.

LOCAL GOVERNMENT ACT 1960-1983.

Shire of Wiluna.

Loan.

Department of Local Government,
Perth, 20 December 1983.

LG: WU-3-8.

IT is hereby notified for public information that His Excellency the Lieutenant-Governor and Administrator has approved the making of a loan to the State Energy Commission for the purpose of extension of mains for the Wiluna Electricity Undertaking being declared a work and undertaking for which money may be borrowed under the provisions of Part XXVI of the Local Government Act, by the Shire of Wiluna.

P. FELLOWES,
Secretary for Local Government.

LOCAL GOVERNMENT ACT 1960-1983.

Municipal Clerks' and Treasurers' Examination Committee.

Department of Local Government,
Perth, 20 December 1983.

LG: 520/61.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, has under the provisions of section 159 of the Local Government Act 1960-1983, and the Local Government (Qualification of Municipal Officers) Regulations 1961 (as amended):—

(a) terminated the appointment of—
Cr. G. J. Burkett as the deputy member to
Cr. D. C. Cruickshank
on the Municipal Clerks' and Treasurers' Examination Committee;

(b) and appointed—
Cr. D. F. Miguel to be the deputy member to
Cr. D. C. Cruickshank
on the Municipal Clerks' and Treasurers' Examination Committee.

P. FELLOWES,
Secretary for Local Government.

DOG ACT 1976.

The Municipality of the Shire of Peppermint Grove.

By-law Relating to Dogs.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on 16 August 1983 to make and submit for confirmation by His Excellency the Lieutenant-Governor and Administrator the following by-law:—

1. The Shire of Peppermint Grove By-law Relating to Dogs and published in the *Government Gazette* dated 25 May 1973 and amended in the *Government Gazette* dated 24 April 1975, 1 October 1976, 14 March 1980, and 21 May 1982 is hereby revoked.

2. In this by-law unless the context requires otherwise—

"Act" means the Dog Act 1976;

"Clause" means a clause of this by-law;

"Council" means the Council of the Municipality of the Shire of Peppermint Grove;

"District" means the district of the Municipality of the Shire of Peppermint Grove;

"Regulations" means the regulations made under the Act for the time being in force;

"Schedule" means a Schedule to this by-law;

"Subclause" means a subclause of the clause in which the term is used;

words and expressions used in this by-law have the meanings respectively given to them in and for the purposes of the Act.

3. The Council may establish and maintain a pound or pounds for the impounding of dogs seized pursuant to the provisions of the Act or this by-law.

4. The pound to be used by the Shire of Peppermint Grove is established on part of Reserve A21385 within the district of the City of Nedlands.

5. A dog seized by a member of the police force or an officer authorised for the purpose by the Council may be placed in a pound.

6. Where a dog has been seized or placed in a pound the keeper of the pound or other officer authorised in that regard by the Council shall, if the owner or person usually in charge of the dog is known to him, forthwith notify the owner or that person that the dog has been impounded.

7. The charges in relation to the seizure and impounding of a dog and maintenance thereof in a pound payable under section 29 (4) of the Act are those specified in the First Schedule.

8. The poundkeeper shall be in attendance at the pound for the release of the dogs at the times or on the days of the week from time to time determined by the Council.

9. If the Council destroys a dog at the request of its owner, whether the dog has been seized or impounded or not, the owner shall pay to the Council the fees specified in the First Schedule.

10. The person liable for the control of a dog shall prevent the dog from entering or being in any of the following places—

(a) a public building, shop or business premises;

(b) a theatre or picture garden;

(c) a house of worship.

11. The person liable for the control of a dog shall prevent the dog from entering or being in any of the following places unless restrained on a chain, cord, or leash—

(a) a sports ground;

(b) areas set aside for public recreation;

(c) a car park;

(d) a building construction site.

12. A person lawfully attending and taking part in—

(a) a dog show; or

(b) a like function or event,

held on an area set aside for public recreation which is of a duration not exceeding eight (8) hours and has been approved by the Council is exempt from the provisions of Clause 11 (b) during the continuance of the show, function, or event but is subject to and required to comply with the remaining provisions of this by-law.

13. A person liable for the control of a dog who allows the dog to excrete on a street or public place on or any land within the district without the consent of the occupier of that land commits an offence unless the excreta is forthwith removed and disposed of on land with the consent of the occupier.

14. An occupier of premises situated within the district shall not, unless the premises have been granted exemption pursuant to section 26 (3) of the Act or are licensed as an approved kennel establishment under section 27 of the Act, keep or permit to be kept on those premises more than two dogs over the age of three months and the young of those dogs under that age.

15. (1) The owner or occupier of premises within the district on which a dog is kept shall cause the portion of those premises on which the dog is kept to be fenced in a manner capable of confining the dog to that portion and in accordance with the provisions of this clause.

(2) The fence used to confine a dog and every part of the fence shall be—

(a) not less than 1.8 m in height unless otherwise approved by Council;

(b) constructed in a manner so as to prevent the dog passing beneath or through the fence.

(3) If there is a gate in the fence the gate shall—

(a) be kept closed at all times except when the dog is not kept on the premises; and

(b) be fitted with—

(i) an efficient self-closing mechanism;

(ii) an efficient self-latching mechanism attached to the inside of the gate; and

(iii) a mechanism which enables the gate to be permanently locked.

(4) In this clause the term "fence" includes a wall.

16. The payment of fees in respect of the seizure, care, detention, or destruction of a dog does not relieve the owner of it from liability to a penalty under the Act, the regulations, of this by-law.

17. A person who commits a breach of any of the provisions of this by-law is, upon conviction, liable to a penalty not exceeding $100.00.

18. (1) The offences described in Column 3 of the table set out in the Second Schedule are prescribed pursuant to section 50 (1) (d) of the Act as offences in relation to which a modified penalty applies and the amount appearing in Column 4 of that table directly opposite an offence is the prescribed modified penalty payable in respect of that offence if dealt with pursuant to this clause.

(2) Where an authorised person has reason to believe that a person has committed an offence of the kind described in the Second Schedule he may serve on that person a notice in the form prescribed in the Third Schedule (in this clause referred to as "an infringement notice") informing the person that if he does not wish to have a complaint of the alleged offence heard and determined by a court he may pay to the Council, within the time therein specified, the amount prescribed as the modified penalty.

(3) An infringement notice may be served on an alleged offender personally or by posting it to his address as ascertained from him at the time of or immediately following the occurrence giving rise to the allegation of the offence or as recorded by Council pursuant to the Act.

(4) Where a person who receives an infringement notice fails to pay the prescribed penalty within the time specified in the notice, or within any further time as in any particular case is allowed by the Council, he is deemed to have declined to have the allegation dealt with by way of a modified penalty.

(5) An alleged offender on whom an infringement notice has been served may, within the time specified in the notice or any further time as in any particular case is allowed by the Council, send or deliver to the Council the amount of the prescribed penalty, with or without a reply as to the circumstances giving rise to the allegation, and the Council may thereupon—

(a) appropriate the amount in satisfaction of the penalty and issue an acknowledgement; or

(b) withdraw the infringement notice and refund the amount so paid.

(6) An infringement notice may, whether or not the prescribed penalty has been paid, be withdrawn by the Council by sending of a notice in the form prescribed in the Fourth Schedule to the alleged offender at the address specified in the notice or his last known place of residence or business and in that event any amount received by way of modified penalty shall be refunded and any acknowledgement of the receipt of that amount shall for the purposes of any proceedings in respect of the alleged offence be deemed not to have been issued.

(7) Where a person does not contest an allegation that he committed an offence of the kind to which this clause applied the production of an acknowledgement from the Council that the modified penalty has been paid to the Council is a defence to a charge of the offence in respect of which the modified penalty was paid.

First Schedule.

FEES.

For the seizure or impounding of a dog—Thirty Dollars ($30.00).

For the sustenance and maintenance of a dog in a pound—Five Dollars ($5.00) per day or part of a day.

For the destruction of a dog—Ten Dollars ($10.00).

Second Schedule.

Item	Clause	Offence	Modified Penalty
1.	10 (a)	Permitting a dog to be in a public building, shop or business premises	$15.00
2.	10 (b)	Permitting a dog to be in a theatre or picture garden	$15.00
3.	10 (c)	Permitting a dog to be in a house of worship	$15.00
4.	11 (a)	Permitting a dog to be on a sports ground whilst not on a leash	$15.00
5.	11 (b)	Permitting a dog to be in areas set aside for public recreation whilst not on a leash except during a period that exemption has been granted under Clause 12	$15.00
6.	11 (c)	Permitting a dog to be in a carpark whilst not on a leash	$15.00
7.	11 (d)	Permitting a dog to be on a building construction site whilst not on a leash	$15.00
8.	13	Permitting a dog to excrete on a street or public place or other land without the consent of the occupier of that land	$15.00

Third Schedule.

Western Australia.

Dog Act 1976.

INFRINGEMENT NOTICE.

No.: .....

Date: .....

SHIRE OF PEPPERMINT GROVE

To (1) .....

It is alleged that at (2) ..... on the .....

day of ..... 19..... you committed an offence in that you

(3) .....

.....

.....

.....

(To be signed by an authorised person)

You may dispose of this matter—

(a) by payment of a penalty of (4) $..... within twenty-one days of the date of this Notice to the Council at Leake Street, Peppermint Grove; or

(b) by having it dealt with by a court.

If this modified penalty is not paid within the time specified, court proceedings may be taken against you.

(1) Insert name and address of alleged offender.

(2) Insert place of alleged offence.

(3) Insert short particulars of the offence alleged.

(4) Insert amount of modified penalty prescribed.

Fourth Schedule.
Western Australia.
Dog Act 1976.
WITHDRAWAL OF INFRINGEMENT NOTICE.

No.: .....
Date: .....

SHIRE OF PEPPERMINT GROVE

To (1) .....
Infringement Notice No. ..... Dated .....
for the alleged offence of (2) .....
.....
..... Penalty (3) $..... is hereby withdrawn.
No further action will be taken/it is proposed to institute court proceedings for the alleged offence (4).

.....
(To be signed by an authorised person)

(1) Insert name and address of alleged offender.
(2) Insert short particulars of the offence alleged.
(3) Insert amount of modified penalty prescribed.
(4) Delete whichever does not apply.

Dated the 31st day of October, 1983.

The Common Seal of the Shire of Peppermint Grove was hereunto affixed by authority of a resolution of the Council in the presence of—

[L.S.]

A. B. CRAIG,
President.

G. D. PARTRIDGE,
Shire Clerk.

Recommended—

JEFF CARR,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council the 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

LOCAL GOVERNMENT ACT 1960–1983

The Municipality of the Shire of Shark Bay

Rangers Fees, Poundage Fees and Sustenance Charges

IN pursuance of the powers conferred by the Local Government Act 1960–1983, the following Rangers, poundage and sustenance charges are made and shall be charged to owners of pounded stock for the release of same in lieu of the charges specified in the Fifteenth Schedule of the Act.

Rangers Fees

Table of fees chargeable by Ranger, Officer or other authorised person in respect of cattle impounded by him:

	If impounded after 6 am and before 6 pm	If impounded after 6 pm and before 6 am
	$	$
1. Entire horses, mules, camels, bulls or boars per head	40.00	60.00
2. Mares, geldings, colts, fillies, foals, oxen, cows, steers, heifers, calves, rams or pigs, per head	40.00	60.00
3. Wethers, ewes, lambs, goats, per head	5·00	10.00

No charge is payable in respect of a suckling animal under the age of six months running with its mother.

Table of Poundage Fees

	First 24 hrs	Subsequently each 24 hrs or part thereof
	$	$
1. Entire horses, camels, mules, asses, bulls or boars, per head	10.00	5.00
2. Mares, geldings, colts, fillies, foals, oxen, cows, steers, heifers, calves, rams or pigs, per head	10.00	5.00
3. Wethers, ewes, lambs, goats, per head	6.00	3.00

No charge is payable in respect of a suckling animal under the age of six months running with its mother.

Table of Charges for Sustenance of Stock Impounded

	For every 24 hours
1. Entire horses, mules, asses, camels, bulls, mares, geldings, calves, colts, fillies, foals, oxen, cows, steers, heifers, or calves, per head	5.00
2. Pigs of any description, per head	2.50
3. Rams, wethers, ewes, lambs or goats per head	2.50

No charge is payable in respect of a suckling animal under the age of six months running with its mother.

Part 4

Section 463(1)

Rates for Damage by Trespass of Cattle

Description of Cattle	Trespass in enclosed Growing Crop of any kind, or Garden or enclosure from which crop has not been removed or in an enclosed public cemetery or sanitary site	Trespass in an unenclosed Paddock or Meadow or Grass or stubble	Trespass in other enclosed land	Trespass in other unenclosed land
	$	$	$	$
1. Entire horses, mares, geldings, fillies, colts, foals, bulls, oxen, steers, heifers, calves, asses, mules, or camels, per head	8.00	1.60	4.00	.12
2. Pigs of any description, per head	8.00	1.60	4.00	.12
3. Sheep of any description, per head	.80	.40	.40	.04
4. Goats, per head	.80	.40	.40	.04

Public Pound

The Shire Depot, Francis Street, Denham is hereby appointed as the public pound for the Shire of Shark Bay.

Passed by a resolution of the Council of the Shire of Shark Bay on 29th July, 1983.

The Common Seal of the Municipality of the Shire of Shark Bay was hereto affixed in the presence of—

[L.S.]

J. L. SELLENGER,
President.

S. K. GOODE,
Shire Clerk.

Approved—

JEFF CARR,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 16th day of December, 1983.

G. PEARCE,
Clerk of the Council.

STATE ENERGY COMMISSION ACT 1979.

STATE ENERGY COMMISSION (ELECTRICITY AND GAS CHARGES) AMENDMENT BY-LAWS (No. 3) 1983.

MADE by the State Energy Commission of Western Australia.

Citation. 1. These by-laws may be cited as the State Energy Commission (Electricity and Gas Charges) Amendment By-laws (No. 3) 1983.

Commencement. 2. These by-laws operate on and from 1 January 1984.

Second Schedule amended. 3. The Second Schedule to the State Energy Commission (Electricity and Gas Charges) By-laws 1978*, as amended, is amended in item 1 under the heading "TARIFF N2." by deleting "19.41" and substituting the following—

" 19.64 ".

N. B. MAY,
Secretary.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

G. PEARCE,
Clerk of the Council.

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* Published in the *Government Gazette* on 23 June 1978 at pp. 2055-2064.

WORKERS' COMPENSATION AND ASSISTANCE ACT 1981.

WORKERS' COMPENSATION AND ASSISTANCE AMENDMENT REGULATIONS 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation. 1. These regulations may be cited as the Workers' Compensation and Assistance Amendment Regulations 1983.

Regulation 17A inserted. 2. After regulation 17 of the Workers' Compensation and Assistance Regulations 1982* (as amended) the following regulation is inserted—

Supplementary amount varied. " 17A. The supplementary amount referred to in item 1. in Schedule 5 is varied and shall be—

(a) in relation to a worker with a dependent spouse, the sum of $50.00;

(b) in relation to a worker without a dependent spouse, the sum of $30.00. ".

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

* Published in the *Government Gazette* on 8 April 1982 at pp. 1229-50.

REAL ESTATE AND BUSINESS AGENTS ACT 1978-1982.

REAL ESTATE AND BUSINESS AGENTS (GENERAL) AMENDMENT REGULATIONS (No. 2) 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation. 1. These regulations may be cited as the Real Estate and Business Agents (General) Amendment Regulations (No. 2) 1983.

Schedule 2 amended. 2. Schedule 2 to the Real Estate and Business Agents (General) Regulations 1979, as amended*, is amended by deleting Form 1 and substituting the following Form—

Form No. 1

Western Australia.

Real Estate and Business Agents Act 1978 (section—131L (1)).

Real Estate and Business Agents (General) Regulations 1979 (Regulation 7A).

APPLICATION FOR GRANT OF WHOLE OR ANY PART OF INCIDENTAL EXPENSES IN CONNECTION WITH PURCHASE OF A PROPERTY WITH A DWELLING OR PARTIALLY ERECTED DWELLING THEREON.

To be Completed by Applicant and Submitted to Bank or Building Society with Application for a Housing Loan.

All details requested in this application must be supplied.

1. Particulars of Applicant:

Full Name	Occupation	Date of Birth / /
Present Address		Telephone No. (Business) (Home)
Name of Spouse	Ages of Dependent Children	

2. Particulars of Gross Income and any other Grant:

Weekly Gross Income from Employer

(a) Applicant	(b) Applicant's Spouse	(c) Any other dependent person(s) residing with applicant
$	$	$

* Reprinted in the *Government Gazette* on 26 November 1982 at pp. 4670-4674.

Do you, your spouse or dependants receive any income other than from main employment?

(√) Where applicable Yes ☐ No ☐

If "Yes", give details please

.....

.....

Have you received, or are you eligible to receive, a Home Deposit Assistance Scheme Grant or any other form of free housing assistance? Yes ☐ No ☐

If "Yes", give details please

.....

.....

3. Particulars of any other Real Estate Property owned or previously owned (includes joint ownership with a former spouse)

Have you or has your spouse or any other dependent person residing with you ever owned, any real estate property in this State, in other States or Territories of Australia or in any overseas country. Yes ☐ No ☐

If so, please give particulars of property and ownership.....

.....

4. Particulars of Property to be purchased:

Is dwelling complete? Partially erected?

Address of Property

Purchase Price	Amount of Loan	
$	1st Mortgage $	2nd Mortgage (if any) $

Name of Lending Authority/Authorities

Name of Real Estate Agent:

5. Particulars of Incidental Expenses:

Expense	$	Carried forward	$
Stamp duty		Bank or Building Society fee for lodging this application	
Registration fees			
Settlement agents fees		Mortgage Guarantee fee or mortgage insurance premium (not fire insurance)	
Solicitors fees			
Valuation fees			
Inspection fees			
Establishment fee			
Sub Total	$	Total	$

I do solemnly declare that (i) the information listed above is true and correct;

(ii) the dwelling is to be used as a house by me and my spouse and any dependent children.

And I make this solemn declaration by virtue of section 106 of the Evidence Act 1906.

Declared at.....

on the.....day of..... .....

19..... Declarant.

Before me.....

Justice of the Peace
(or Authorized Person)

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

PAINTERS' REGISTRATION ACT 1961-1983.

Painters' Registration Board.

Department of Consumer Affairs,
Perth, 22 December 1983.

C.A. 180/83.

IT is hereby published for general information that His Excellency the Lieutenant-Governor and Administrator in Executive Council acting in pursuance of section 7 of the Painters' Registration Act 1961-1983 has appointed the following persons to the Painters' Registration Board:—

(1) Mr. Robert McSween of 24 Gosnells Road, Gosnells as a Member for a term of 12 months from the date of appointment;

(2) Mr. James Gillespie Gatt of 43 Colombo Street, Victoria Park as a Member for a term of 12 months from the date of appointment;

(3) Mr. Cyril Gordon Bourke of 36 Woodloes Street, East Cannington as a Member for a term of 12 months from the date of appointment;

(4) Ms. Sarah Prudence Smith of 85 Mackie Street, Victoria Park as a Member for a term of 12 months from the date of appointment.

N. R. FLETCHER,
Acting Director,
Department of Consumer Affairs.

BUILDERS' REGISTRATION ACT 1939-1983.

Builders' Registration Board.

Department of Consumer Affairs,
Perth, 22 December 1983.

C.A.51/83.

IT is hereby published for general information that His Excellency the Lieutenant-Governor and Administrator in Executive Council acting in pursuance of section 5A of the Builders' Registration Act 1939-1983 has appointed the following persons to the Builders' Registration Board:—

(1) Mr. Boyd Finlayson Meiers of 1 Fermoy Close, Waterford as Member and Chairman for a term of 12 months from the date of appointment;

(2) Ms. Verity Allen of 4 Stanley Street, Nedlands as a Member for a term of 12 months from the date of appointment;

(3) Mr. Kym Cropley MacCormac of 8 Reservoir Close, Mosman Park as a Member for a term of 12 months from the date of appointment;

(4) Mr. William Kenneth Vale of 20 Swan Street, South Perth as a Member for a term of 12 months from the date of appointment;

(5) Mr. Brian John Eastwood of 11 Weydale Street, Doubleview as a Member for a term of 12 months from the date of appointment.

N. R. FLETCHER,
Acting Director,
Department of Consumer Affairs.

PREVENTION OF EXCESSIVE PRICES ACT 1983.

PREVENTION OF EXCESSIVE PRICES (MAXIMUM PRICES FOR MOTOR FUEL) AMENDMENT ORDER (No. 6) 1983.

MADE by the Prices Commissioner under section 12.

Citation. 1. This order may be cited as the Prevention of Excessive Prices (Maximum Prices for Motor Fuel) Amendment Order (No. 6) 1983.

Commencement. 2. This order shall take effect on 30 December 1983.

Interpretation. 3. In this order—
"the principal order" means the Prevention of Excessive Prices (Maximum Prices for Motor Fuel) Order 1983*.

Clause 3 amended. 4. Clause 3 of the principal order is amended—
(a) in subclause (1) by deleting "42.55c" and substituting the following—
" 42.97c ";
(b) in subclause (2) by deleting "46.1c" and substituting the following—
" 46.5c "; and
(c) in subclause (3) by deleting "42.55c" and substituting the following—
" 42.97c ".

Schedule amended. 5. The Schedule to the principal order is amended—
(a) in item 1 by deleting "48c" and substituting the following—
" 48.4c ";
(b) in item 2 by deleting "48c" and substituting the following—
" 48.4c ";
(c) in item 3 by deleting "49.2c" and substituting the following—
" 49.6c ";
(d) in item 4 by deleting "46.4c" and substituting the following—
" 46.8c ";
(e) in item 5 by deleting "48.1c" and substituting the following—
" 48.5c ";
(f) in item 6 by deleting "50.1c" and substituting the following—
" 50.5c ";
(g) in item 7 by deleting "48c" and substituting the following—
" 48.4c ";
(h) in item 8 by deleting "48C" and substituting the following—
" 48.4c ";
(i) in item 9 by deleting "49.2c" and substituting the following—
" 49.6c ";
(j) in item 10 by deleting "50.2c" and substituting the following—
" 50.6c "; and
(k) in item 11 by deleting "50.1c" and substituting the following—
" 50.5c ".

K. M. LEHANE,
Prices Commissioner.

* Published in the *Government Gazette* on 8 April 1983 at pp. 1154-1155.

WESTERN AUSTRALIAN TOURISM COMMISSION ACT 1983.

Notice.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council acting under section 5 of the Western Australian Tourism Commission Act 1983 and section 11 of the Interpretation Act 1918-1981 has been pleased to appoint to the Western Australian Tourism Commission the following persons—

(a) Basil Grose Atkinson of 15 Fairbairn Street, Mosman Park as a member and deputy Chairman of the Commission, to hold office for a period of 4 years commencing on 1 January 1984;

(b) William Leonard Gill of 64 Spencer Street, Albany, as a member, to hold office for a period of 4 years commencing on 1 January 1984;

(c) Warren William Lindsay Tucker of 10 Waylen Road, Subiaco, as a member, to hold office for a period of 3 years commencing on 1 January 1984;

(d) Robert Edward Archer of 121 Evelyn Street, Gosnells, as a member, to hold office for a period of 3 years commencing on 1 January 1984;

(e) Stephen Greenwood Hales of 56 Donegal Road, Floreat Park, as a member, to hold office for a period of 2 years commencing on 1 January 1984; and

(f) Cherie Marie Gardiner of 35 Victoria Street, North Perth, as a member, to hold office for a period of 2 years commencing on 1 January 1984.

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

CARNARVON BANANA INDUSTRY (COMPENSATION TRUST FUND) ACT 1961-1982.

Election of an Elective Member of the Carnarvon Banana Industry Compensation Committee.

IT is hereby notified under the provisions of Regulation 17 (1) of the Carnarvon Banana Industry Compensation Trust Fund Act Regulations 1962, that at the close of nominations on Wednesday, 28 September 1983 at 12 o'clock noon, for the position of elective member of the Carnarvon Banana Industry Compensation Committee, the nomination of Tomislau Klaricich of Carnarvon was the only nomination received and in accordance with the provisions of Regulation 9, that candidate was declared duly elected.

Dated this 29th day of September, 1983.

K. J. LEAHY,
Returning Officer,
Clerk of Courts, Carnarvon.

HONEY POOL ACT 1978-1979.

Department of Agriculture,
South Perth, 21 December 1983.

Agric. 361/81.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased, under section 8 of the Honey Pool Act 1978-1979, to re-appoint to the Board of Directors of the Honey Pool of Western Australia, Maxwell Norman Fewster, for a term expiring on 31 October 1988.

E. N. FITZPATRICK,
Director of Agriculture.

SOIL AND LAND CONSERVATION ACT 1945-1982.

SOIL AND LAND CONSERVATION (JERRAMUNGUP SOIL CONSERVATION DISTRICT) ORDER 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council under sections 22 and 23 of the Soil and Land Conservation Act 1945-1982 and on the recommendation of the Minister for Agriculture.

Citation.

1. This Order may be cited as the Soil and Land Conservation (Jerramungup Soil Conservation District) Order 1983.

Commencement.

2. This Order shall come into operation on the date of publication of this Order in the *Government Gazette*.

Interpretation.

3. In this Order—

"the Act" means the Soil and Land Conservation Act 1945-1982;

"the district" means the Jerramungup Soil Conservation District constituted by item 4 of and the Schedule to, this Order.

Jerramungup Soil Conservation District.

4. All that portion of land comprising the whole of the Shire of Jerramungup as established by notice in the *Government Gazette* set out in the Schedule to this Order is hereby constituted as the Jerramungup Soil Conservation District.

Establishment of District Advisory Committee.

5. Pursuant to section 23 (2) of the Act there is hereby established for the district a district advisory committee to be known as the District Advisory Committee for the Jerramungup Soil Conservation District.

Constitution of Committee.

6. (1) It is hereby determined, on the recommendation of the Minister after consultation with the council of the Shire of Jerramungup, that the committee shall comprise 8 members of whom—

(a) one shall be the Commissioner of Soil Conservation or his nominee;

(b) 2 shall be appointed by the Governor on the nomination of the council of the Shire of Jerramungup;

(c) 2 shall be appointed by the Governor on the nomination of the Minister, and shall be persons actively engaged in land use in the district;

(d) 2 shall be appointed by the Governor on the nomination of the Minister to represent the Primary Industry Association of Western Australia; and

(e) one shall be appointed by the Governor on the nomination of the Minister to represent the Pastoralists and Graziers Association of Western Australia.

(2) The Primary Industry Association of Western Australia and the Pastoralists and Graziers Association of Western Australia shall each submit to the Minister a panel containing the names of persons willing to be appointed as members of the committee and where such a panel is submitted in accordance with this Order—

(a) 2 persons whose names appear on the panel submitted by the Primary Industry Association of Western Australia shall be nominated for appointment; and

(b) one person whose name appears on the panel submitted by the Pastoralists and Graziers Association of Western Australia shall be nominated for appointment.

Schedule.

Notice published in the *Government Gazette* dated 4 June 1982 at pages 1826-1827.

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

UNIVERSITY OF WESTERN AUSTRALIA.

Election of the Standing Committee for 1984.

IN accordance with Statute No. 9 (Convocation), the annual election will take place on Thursday, 15 March 1984, by which Convocation will choose seven persons to be members of the Standing Committee for a period of three years. Retiring members are eligible for re-election.

Nominations must be signed by two qualified voters and must be accompanied by the written consent of the nominee. Particulars are required of the year of the candidates' admission to Convocation and his qualifications for membership under section 17 (1) of the University Act.

Nominations must be addressed to the Convocation Officer, the University of Western Australia, Nedlands, W.A. 6009, to reach the University not later than 20 January 1984. Nomination forms will be available on application to the undersigned.

R. B. WARD,
Convocation Officer.

UNIVERSITY OF WESTERN AUSTRALIA.

Annual Election by Convocation of one Member of the Senate.

UNDER the provisions of the University of Western Australia Act 1911-1978, the annual election will be conducted on 13 March 1984 by which Convocation will choose one person to be a member of the Senate of The University of Western Australia for a period of six years. The retiring member is Mrs. D. E. Ransom.

Nominations must be signed by two qualified voters and must be accompanied by the written consent of the nominee. Nominations must be addressed to the Warden of Convocation, the University of Western Australia, Nedlands, W.A. 6009, to reach the University not later than 27 January 1984.

Nomination forms are available on request from the undersigned.

R. B. WARD,
Convocation Officer.

WESTERN AUSTRALIAN COLLEGE OF ADVANCED EDUCATION.

Statute No. 11.

Student Guild.

1. Definitions: In this Statute:

"Absolute majority of Guild Council" means a majority of all the members of Guild Council for the time being.

"Campus" means Churchlands campus, Claremont campus, Mount Lawley campus and Nedlands campus or such other campuses as may be designated as such for the purposes of this Statute by the College Council from time to time and shall where the context permits refer to such campuses individually and collectively.

"Guild" means the Student Guild of the Western Australian College of Advanced Education established by section 2 of this Statute.

"Guild Council" means the council referred to in section 8 of this Statute.

"Guild President" means the President of the Guild elected from time to time in the manner prescribed by Guild Regulations.

"Guild Regulations" means regulations made by the Guild under section 14 of this Statute.

"Guild Rules" means rules made by Guild Council under section 8 of this Statute or under any Guild Regulations.

"Nominated Charity" means a charitable body nominated by the Guild in the manner prescribed by Guild Regulations.

"Section" means section of this Statute.

"Student Society" means any club, society or association within the College which is registered with the Guild in the manner prescribed by Guild Regulations.

2. Establishment: In accordance with section 44 (1) of the Act there is hereby established and shall be maintained in the College an organised association of enrolled students to be known as "Student Guild of the Western Australian College of Advanced Education".

3. Objects: The objects of the Guild shall be:—

(a) to further the common interest of the enrolled students;

(b) to provide for and encourage communication amongst enrolled students in matters of common interest;

(c) to provide extra-curricular activities for the general well being of the enrolled students;

(d) to represent enrolled students whenever such representation is necessary or desirable, and to provide the recognised means of communication between the students and the College;

(e) to co-operate or affiliate with any body or organisation having kindred aims;

(f) to provide, conduct or manage educational, cultural, sporting, welfare, recreational or commercial facilities or activities intended for the benefit directly or indirectly of enrolled students;

(g) to accommodate and provide for all types of amenities or facilities for enrolled students.

4. Powers: For the purpose of carrying out its objectives the Guild shall have power:—

(a) pursuant to the Act to invest and expend moneys;

(b) to operate banking accounts;

(c) to transact such financial business as may be necessary to carry out the objects of the Guild;

(d) subject to Guild Regulations to borrow, raise or secure the payment of money for any of the objects of the Guild, and in particular, by mortgaging or charging the property of the Guild or any part thereof;

(e) subject to Guild Regulations to enter into contracts on behalf of the Guild or any Student Society the terms of which have been approved by Guild Council;

(f) to lend moneys to enrolled students other than the Guild President in accordance with procedures set out in Guild Regulations;

(g) subject to Guild Regulations to purchase, take on lease or in exchange, hire or otherwise acquire any real or personal property and to sell, let or mortgage it;

(h) to register Student Societies with the Guild, and affiliate registered societies with subsidiary councils of the Guild;

(i) to exercise general supervision and control over all Student Societies and to make grants thereto for the purposes approved by Guild Council;

(j) to assume the care, control and management of the property and financial affairs of any Student Society, for such period as is prescribed by Guild Regulations;

(k) to engage and dismiss employees;

(l) to hold licences under any legislation for the time being in force;

(m) to admit to associateship persons other than members of the Guild in the manner prescribed by Guild Regulations and Guild Rules;

(n) as prescribed by Guild Regulations, to impose fines upon members of the Guild, upon members and officers of Student Societies and on Student Societies for breaches of the provisions of this Statute, the Guild Regulations or Guild Rules provided that the limit of all such fines shall not exceed the maximum monetary penalty which the College Council may by Statute impose from time to time;

(o) generally, to act in any other manner authorised by this Statute or necessary or convenient for giving effect to this Statute.

5. Management: Subject to this Statute and the Guild Regulations, the Guild Council shall be responsible for and have the entire control and management of the affairs and property of the Guild and may act in all matters concerning the Guild in such manner as appears to it to be best calculated to promote the interests of the Guild and enrolled students.

6. Membership:

(1) Subject to this section and the Act all enrolled students of the College shall be members of the Guild.

(2) There shall be 3 classes of membership of the Guild:—

(a) full time membership for students whose enrolment is classified as full time by the College;

(b) part time membership for students whose enrolment is classified as part time by the College;

(c) external membership for students whose enrolment is classified as external by the College.

(3) An enrolled student shall only be entitled to membership in that class which is prescribed for his or her enrolment classification.

(4) The following persons shall not be eligible for any class of membership of the Guild:—

(a) persons who are not enrolled students; or

(b) enrolled students who are members of the full time academic staff of the College.

(5) An enrolled student who objects on grounds of conscientious belief to being a member of the Guild and who:—

(a) declares by writing addressed to the Chief Executive Officer of the College that he has a conscientious objection to being a member of the Guild and notifies the Guild accordingly; and

(b) pays to the Guild or a Nominated Charity or a fund or body established for a charitable purpose nominated by the enolled student an amount equivalent to the Guild subscription which would otherwise be payable,

shall be exempted from membership of the Guild.

(6) Notwithstanding anything else herein contained sub-section (4) shall not take effect until the date upon which the Governor by proclamation provides that section 23 (1) of the Acts Amendment (Student Guilds and Associations) Act 1983 shall cease to be in operation.

7. Subscription:

(1) Members of the Guild shall pay to the Guild such subscriptions as are from time to time determined by the Guild and approved by the College Council.

(2) Different subscriptions payable to the Guild may be determined and approved under sub-section (1) in respect of different classes of students or different classes of membership as prescribed by Guild Regulations.

(3) Every member of the Guild shall pay the applicable Guild subscription to the Guild (in the manner prescribed by Guild Regulations) within 14 days of enrolment at the College.

(4) A student enrolled at another tertiary institution in Western Australia may, upon application to the Guild Council and subject to Guild Regulations, be exempted from payment of the Guild subscription.

(5) The Guild Council may upon request and subject to Guild Regulations refund the Guild subscription in whole or in part to any student who withdraws or changes enrolment or who is enrolled at another tertiary institution in Western Australia.

8. Guild Council:

(1) The Guild shall be governed by a council to be known as the Guild Council.

(2) The number of members, the manner of election of those members, and all other matters relative to membership of Guild Council shall subject to sub-sections (3) and (4) be prescribed by Guild Regulations.

(3) A person shall not be a member of Guild Council unless that person is a member of the Guild.

(4) Not less than two members of Guild Council shall be elected from each Campus.

(5) Guild Council may in the manner prescribed by Guild Regulations make, alter or repeal Guild Rules but only when the power to do so is specified in Guild Regulations and then only to the extent specified.

9. Officers:

(1) The Officers of the Guild shall comprise a President, an Independent Chairperson and such other Officers as shall be prescribed by Guild Regulations.

(2) The eligibility for election, manner of election, retirement, removal and replacement and rights and duties of Officers of the Guild shall be prescribed by Guild Regulations.

10. General Meetings:

(1) There shall be not less than one general meeting of the Guild held during each and every calendar year.

(2) The manner of convening general meetings and the conduct of such meetings shall be prescribed by Guild Regulations.

(3) Guild Council shall convene a general meeting upon receipt of a written requisition signed by not less than 100 members.

(4) At any general meeting of the Guild, each member present in person shall have one vote. Associates of the Guild shall not be entitled to vote.

(5) Resolutions passed at any general meeting of the Guild shall be in the form of a recommendation to Guild Council.

(6) If a resolution passed in general meeting is not subsequently adopted by Guild Council, Guild Council shall as soon as practicable submit the issue to a referendum of members in accordance with section 11.

11. Referenda:

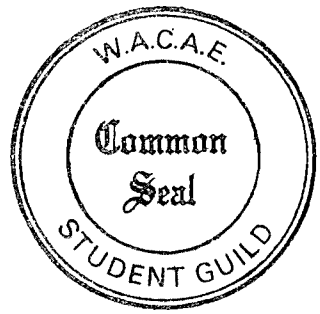
(1) Guild Council may from time to time and shall if so prescribed by this Statute or Guild Regulations conduct a referendum of members in the manner prescribed by Guild Regulations.

(2) The results of a referendum shall determine Guild policy on the issues submitted to the referendum and shall be binding on Guild Council.

12. Communication: The Guild shall be the recognised means of communication between enrolled students or any section of the enrolled students and College Council.

13. Common Seal:

(1) The Common Seal of the Guild shall be in the following form:—



(2) Guild Council shall provide for safe custody of the seal.

(3) The seal shall not be affixed to a document except by authority of a resolution of Guild Council.

(4) Where the seal is affixed to a document pursuant to a resolution of Guild Council, the affixing of the seal shall be carried out in the presence of and attested by any two of the following:—

(a) the Guild President;

(b) the Independent Chairperson;

(c) any other Officer of the Guild.

(5) A Clause shall be inserted at the end of the document to which the seal is affixed in the following form—The Common Seal of the Student Guild of the Western Australian College of Advanced Education was hereto affixed by authority of a resolution of the Guild Council in the presence of:

.....
Guild President

.....
Independent Chairperson

.....
Officer of the Guild

(6) Guild Council shall establish and maintain a register for the use of the seal in which shall be recorded in respect of each document to which the seal is affixed particulars of:—

(a) the nature of the document;

(b) the date on which the seal was affixed;

(c) the date of the resolution of Guild Council authorising the affixing of the seal.

(d) the name and description of each person attesting the affixing of the seal.

14. Regulations:

(1) The Guild may make, alter and repeal regulations not inconsistent with the provisions of this Statute or the Act to provide for:—

(a) the administration, organisation, finances and functions of the Guild;

(b) the interpretation of regulations and rules;

(c) the implementation of the objects and powers of the Guild and the other provisions of this Statute; and

(d) any other matter required by this Statute to be prescribed by regulation.

(2) Regulations shall be made, altered or repealed in accordance with the procedure set out in subsections (3) to (10).

(3) A resolution to make, alter or repeal regulations shall in the first instance be passed by an absolute majority of Guild Council.

(4) Within 14 days of the passing of such resolution Guild Council shall cause a copy of such resolution together with a prescribed notice to be published:—

(a) on the official noticeboards; and

(b) in the Guild newspaper or any other publication generally circulated among the enrolled students and produced under authority of Guild Council.

(5) For the purposes of subsection (4):—

(a) prescribed notice shall mean a statement that the resolution will be considered at a general meeting of the Guild if a written requisition signed by not less than 100 Guild members is delivered to the Independent Chairperson of the Guild within 14 days from the date of first publication;

(b) official noticeboards shall mean the noticeboards on each Campus designated as such by Guild Rules.

(6) Unless a general meeting shall be duly requisitioned the resolution shall be deemed to be confirmed at the expiration of 14 days from the date of publication.

(7) If a general meeting is duly requisitioned the resolution shall be considered at the next general meeting of the Guild, or the Guild President or Guild Council may convene a special general meeting for the purpose. At such general meeting the resolution may be confirmed by a majority of the members present and voting.

(8) If at a general meeting convened to consider, *inter alia*, a resolution concerning Guild Regulations a quorum is not present within 30 minutes after the advertised commencement time, the resolution shall be deemed to be confirmed.

(9) Notwithstanding anything else herein contained no proposed alteration or repeal of any Guild Regulation which may affect whether directly or indirectly the raising and expenditure of revenue by the Guild shall become operative unless it has been confirmed at a general meeting of the Guild in accordance with subsection (7) hereof.

(10) A regulation or the alteration or repeal of a regulation (duly passed by Guild Council and confirmed in accordance with the preceding provisions of this section) shall be submitted to College Council for approval and shall take effect on the day following the day upon which approved by College Council, or such later date as may be specified in the regulation.

15. Accounts:

(1) Guild Council shall keep or cause to be kept true accounts of all sums of money received and expended by or on behalf of the Guild and of income and expenditure and of the assets and liabilities of the Guild.

(2) The Guild Council shall as soon as practical after the 31st day of December and not later than the 30th day of April in each and every year prepare and present for adoption to a general meeting of members of the Guild a report of the operations of the Guild during the immediately preceding calendar year together with audited accounts of the income and expenditure of the Guild during that time.

(3) The Guild Council shall not later than the 31st day of October in each and every year prepare and present for adoption to a general meeting of members of the Guild a budget of proposed income and expenditure for the next succeeding calendar year. Subject to sub-section (4) a budget when adopted by members in general meeting shall bind Guild Council.

(4) A budget may be amended from time to time in the manner prescribed by Guild Regulations.

(5) For the purposes of sub-sections (2) and (3) Guild Regulations shall prescribe the procedure for adoption (including provision for amendment and resubmission) by members in gerenal meeting of the matters required in those sub-sections to be adopted.

(6) The Auditor who shall be a member of the Institute of Chartered Accountants or the Australian Society of Accountants shall be appointed each year by Guild Council. The Auditor shall report:—

(a) that he has conducted the audit;

(b) whether or not he has obtained all the information and explanations he has required;

(c) whether the statements are based on proper accounts and records;

(d) whether the statements are in agreement with the accounts and records and show in his opinion a true and fair view of the financial position and transactions of the Guild; and

(e) as to such other matters arising out of the financial statements as the Auditor considers shall be reported to the members of the Guild.

(7) A copy of the Guild's report, together with the report of the Auditor, shall be transmitted to the College Council within 14 days of adoption by the members of the Guild in general meeting.

16. Records:

(1) A copy of this Statute and any amendments and a copy of all Guild Regulations and Guild Rules and any amendments thereto shall be recorded in a Guild Statute Book.

(2) An entry in the Guild Statute Book of any Guild Regulations or Guild Rules and any amendments thereto, signed by the Independent Chairperson of the Guild, shall be *prima facie* evidence that the subject matter of the entry was duly approved by the Guild.

(3) An entry in the Guild Statute Book of any Guild Regulations and any alteration thereto signed by the College Council nominee for the time being and the Guild President shall be *prima facie* evidence that the subject matter of the entry was duly approved by College Council.

17. Transitional Provisions:

(1) Definitions:

"Interim Guild Council" means the Interim Guild Council of the Guild as established under sub-section (2).

"Members of Interim Guild Council" means the members of the Interim Guild Council appointed by College Council in accordance with sub-section (4) subject always to sub-section (6).

"Officers of Interim Guild Council" means the Interim Independent Chairperson, Interim Guild President, Interim Guild Treasurer and Interim Guild Secretary as are elected or appointed by Interim Guild Council in accordance with sub-sections (5) and (6).

(2) As soon as possible hereafter College Council shall appoint an Interim Guild Council as an agent for the Council to carry out all the objects and powers of Guild Council contained in this Statute until such time as elections can reasonably be held to elect Guild Council.

(3) (a) The Interim Guild Council shall consist of three enrolled students selected from each of the following campuses:—

Churchlands Campus.
Claremont Campus.
Mount Lawley Campus.
Nedlands Campus.

(b) A quorum for meetings of the Interim Guild Council shall be nine members.

(4) College Council shall select and appoint the members of Interim Guild Council upon the report and recommendation of the presently constituted Interim Guild Council as established by College Council, Resolution 1/7 at its first meeting held Wednesday, 6 October 1982.

(5) The Interim Guild Council shall elect by secret ballot from amongst its members an Interim Guild President.

(6) The Interim Guild Council shall select and appoint from amongst enrolled students (not being members of the full time academic staff of the College) three further Officers of Interim Guild Council being an Interim Independent Chairperson (who shall not be entitled to vote at meetings of Interim Guild Council) an Interim Guild Treasurer and an Interim Guild Secretary. Upon appointment such Officers of Interim Guild Council shall (if not presently members) be deemed to be members of the Interim Guild Council.

(7) Subject to sub-section (11) Officers of Interim Guild Council shall be entitled to exercise fully all powers and authorities vested in the respective Officers of the Guild pursuant to this Statute.

(8) No member of the Interim Guild Council shall have more than one vote, irrespective of how many offices a member holds on Interim Guild Council.

(9) College Council shall fill vacancies on the Interim Guild Council upon the report and recommendation of the Interim Guild Council.

(10) Interim Guild Council shall as soon as practicable formulate regulations to be made by the Guild in accordance with the procedure set out in section 14 of this Statute except that for the purposes of this sub-section (10):—

(a) a reference in section 14 to "Guild Council" shall be construed as a reference to "Interim Guild Council"; and

(b) section 14 (3) shall be deemed to be amended by the insertion of the words "and in the second instance approved by College Council" immediately following the words "absolute majority of Guild Council" where appearing in that section.

(11) The Interim Guild Council shall cease to exist 30 days after the election of a Guild Council in accordance with Guild Regulations to be passed under this Statute.

The Common Seal of the Western Australian College of Advanced Education was hereto affixed by authority of a resolution of the Council of the College in the presence of—

[L.S.]

W. G. YOUNG,
Chairman.

D. A. JECKS,
Director.

D. A. JECKS,
Authorised Sealing Officer.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of Council.

STATE TENDER BOARD OF WESTERN AUSTRALIA

Tenders for Government Supplies

Date of Advertising	Schedule No.	Supplies Required	Date of Closing
1983			1984
Nov. 25	925A/83	Glass reinforced plastic trailered survey vessel, 8·5 metres (one only)—P.W.D.	Jan. 5
Dec. 9	960A/83	Electrically heated free standing cabinet Bedpan Sanitizers (10 only) for Mt. Henry Hospital	Jan. 5
Dec. 9	961A/83	Heavy Duty Tandem Drive Graders one (1) off to ten (10) off—M.R.D.	Jan. 5
Dec. 2	954A/83	School desks and chair furniture (1 year period)—various Govt. Depts.	Jan. 12
Dec. 9	956A/83	Steel Pipes 1 000 mm (approx. 2 264 m) and 700 mm (approx. 2 264 m)—P.W.S.	Jan. 12
Dec. 16	980A/83	Paint (item 14 recalled) for various Govt. Depts.	Jan. 12
Dec. 16	965A/83	Heavy Duty Tandem Graders one (1) off to three (3) off—M.R.D.	Jan. 19
Dec. 16	967A/83	Glass Five Crawler Tractor one (1) off to four (4) off with ancillary equipment—M.R.D.	Jan. 19
Dec. 16	979A/83	Transportable Three Bedroom Timber frame houses for Newdegate Research Station (one only) and Norseman Interstate checkpoint (one only)—Department of Agriculture	Jan. 19
Dec. 16	981A/83	Transportable Four Bedroom home one (1) only—Department of Mines	Jan. 19
Dec. 16	982A/83	Mobile Tractor Wheeled type cranes 5 tonne, 8 tonne, 10 tonne one (1) only—P.W.D.	Jan. 19
Dec. 16	983A/83	VHF 40-Channel Mobile Radios (15 only) VHF Angle Modulate portable Radio Telephone equipment hand held (12 only) and Portable Radio Batteries (12 only)—Westrail	Jan. 19
Dec. 23	992A/83	Electric Radiators and Infra Red Heater (1 year period)—various Govt. Depts	Jan. 19
Dec. 23	995A/83	Word Processing equipment for State Tender Board of Western Australia and Government Stores Department	Jan. 19
Dec. 23	71A/83	Domestic Refrigerators and Freezers (1 year period)—various Govt. Depts	Jan. 26
Dec. 23	990A/83	Crawler Dozers one (1) off to three (3) off with ancillary equipment—M.R.D.	Jan. 26
Dec. 23	991A/83	Four Wheel Drive Loaders one (1) off to four (4) off—M.R.D.	Jan. 26
Dec. 23	993A/83	Screening equipment for Kwinana Waste Water Treatment Plant—M.W.A.	Jan. 26
Dec. 23	994A/83	Sewerage pump sets for Redcliffe No. 3 Pumping Station—M.W.A.	Jan. 26
Dec. 30	997A/83	Motor cycles, Solo 400–450 cc (8 only) Solo Road Trail 250 cc (16 only) Police Special Solo 750–850 cc (63 only)—Police	Jan. 26
Dec. 30	998A/83	Rubber Ring Jointed Vitrified Clay Pipe and Fittings—M.W.A.	Feb. 2
Dec. 16	966A/83	Tufted Carpets for projects of various departments of the Western Australian State Government (1 year period)	Feb. 2
		Service	
Dec. 9	964A/83	Courier System (1 year period) Education Department	Jan. 12
Dec. 16	978A/83	Transport of General Supplies for North West Region—Various Government Departments	Jan. 19
Dec. 30	996A/83	Rental of seven (7) hot drinking vendor machines (3 year period)—M.W.A.	Jan. 19

For Sale by Tender

Date of Advertising	Schedule No.	For Sale	Date of Closing
1983			1984
Dec. 9	959A/83	1980 Holden WB Utility (XQM 228) (Recalled) at Derby	Jan. 5
Dec. 9	963A/83	Power Screen Hydraulically operated portable screening Plant (MRD 554) at Kalgoorlie	Jan. 5
Dec. 16	970A/83	CP 250A Air Compressor (PW 260) and 1974 Mitsui Seiki DS 50 Air Compressor (PW 3040) at East Perth	Jan. 5
Dec. 16	974A/83	Scott Bonnar Gang Mower (XQT 412) (dismantled condition) at East Perth	Jan. 5
Dec. 16	975A/83	Lincoln PJ Welder Trailer Mounted (PW 213) at East Perth	Jan. 5
Dec. 16	976A/83	Lightburn 2 cubic foot concrete mixers (MRD 474, MRD 512) at East Perth	Jan. 5
Dec. 16	977A/83	Bedford CFL Travelling Mechanics Van (MRD 5118) at East Perth	Jan. 5
Dec. 16	968A/83	Johnson 35 h.p. Outboard Motor (PW 5673) at Derby	Jan. 12
Dec. 16	969A/83	Skid Mounted 8-berth Sleeping Units (MRD 976 and MRD 977) at Port Hedland	Jan. 12
Dec. 16	971A/83	1978 Holden HZ Sedan (XQI 681) Toyota 22-Seater Coaster Bus (UQL 123), 1979 Holden HZ Utility (XQI 688), 1979 Ford F100 Utility with Van Body (XQG 552) 1979 Holden Sedan (XQK 539) 1980 Commodore VC Sedan (XQK 479) at Kalgoorlie	Jan. 12
Dec. 16	972A/83	1966 Simplicity Tractor (UQG 702) with trailer (UQV 052) at Derby	Jan. 12
Dec. 16	973A/83	1979 Holden HZ Sedan (XQH 938) at South Hedland	Jan. 12
Dec. 23	984A/83	Howard Tractor 2000 (MRD 213) fitted with Howard Mower (MRD 481) at East Perth	Jan. 12
Dec. 23	985A/83	Ferguson TEA 20 Tractor at South Perth	Jan. 12
Dec. 23	986A/83	Lincoln Weldon Power Welding Units (MRD 491, MRD 499) at East Perth	Jan. 12
Dec. 23	987A/83	1976 Case W20 4-Wheel Drive Loader (MRD 233) at East Perth	Jan. 19
Dec. 23	988A/83	1978 Toyota Coaster 22 Seat Bus (XQE 937) (not driveable, engine unserviceable) at Derby	Jan. 19
Dec. 23	989A/83	Ruston Hornsby 12 kVA Dunlite Generator at Derby	Jan. 19

STATE TENDER BOARD OF WESTERN AUSTRALIA—*continued.*

For Sale by Tender

Date of Advertising	Schedule No.	For Sale	Date of Closing
1983			1984
Dec. 30	1004A/83	1970 Conquip 8 Ton Crane (UQI 071) at East Perth	Jan. 12
Dec. 30	1005A/83	1973 Caterpillar 12E (MRD 713) at East Perth	Jan. 12
Dec. 30	999A/83	Stihl Chainsaws (10 only) Husqvarna Chainsaws (2 only) at Manjimup	Jan. 19
Dec. 30	1000A/83	1978 Toyota Coaster 22 Seat Bus (XQE 612) at Broome	Jan. 19
Dec. 30	1001A/83	1978 Toyota FJ45 Landcruiser Tray Back (XQG 755) (not driveable—in poor condition) at Wyndham	Jan. 19
Dec. 30	1002A/83	1981 Gemini TE Sedan (XQL 575) and 1981 Toyota Hi Ace Van (XQN 693) at Geraldton	Jan. 19
Dec. 30	1003A/83	1981 Holden WB 1 tonne Utility (XQM 962) at South Hedland	Jan. 19

Tenders addressed to the Chairman, State Tender Board, 815 Hay Street, Perth, will be received for the abovementioned schedules until 10 a.m. on the dates of closing.

Tenders must be properly endorsed on envelopes otherwise they are liable to rejection.

Tender forms and full particulars may be obtained on application at the Tender Board Office, 815 Hay Street, Perth and at points of inspection.

No Tender necessarily accepted.

B. E. CORBOY,
Chairman. Tender Board.

APPOINTMENTS.

(Under Section 6 of the Registration of Births, Deaths and Marriages Act 1961-1979.)

Registrar General's Office,
Perth, 20 December 1983.

THE following appointments have been approved:—

R.G. No. 29/72.—That Mr. Peter Leslie Carter has been appointed as District Registrar of Births, Deaths and Marriages for the Broome Registry District to maintain an office at Broome during the absence on leave of Mr. R. A. Franchina. This appointment dates from 19 December 1983 to 20 January 1984.

R.G. No. 37/68.—That Mr. Graeme John Layton has been appointed as District Registrar of Births, Deaths and Marriages for the Geraldton Registry District to maintain an office at Geraldton during the absence on leave of Mr. R. N. Johnson. This appointment dates from 9 January 1984 to 3 February 1984.

R.G. No. 37/68.—That Mr. Gary Kim Hardie has been appointed as District Registrar of Births, Deaths and Marriages for the Geraldton Registry District to maintain an office at Geraldton during the absence on leave of Mr. R. N. Johnson. This appointment dates from 21 December 1983 to 6 January 1984.

R.G. No. 50/68.—That Mr. Warren James Southwell has been appointed as District Registrar of Births, Deaths and Marriages for the Port Hedland Registry District to maintain an office at Port Hedland during the absence on leave of Mr. R. W. Bradley. This appointment dates from 19 December 1983 to 3 February 1984.

R.G. No. 506/81.—That Mr. Stephen McKenzie Wilson has been appointed as Assistant District Registrar of Births, Deaths and Marriages for the Roebourne Registry District to maintain an office at Karratha during the absence on leave of Mr. F. Riebeling. This appointment dates from 20 December 1983 to 6 February 1984.

R.G. No. 112/71.—That First Class Constable Henry Zalevski has been appointed as Assistant District Registrar of Births and Deaths for the Northam Registry District to maintain an office at Toodyay during the absence on leave of Senior Constable P. C. Donovan. This appointment dates from 2 January 1984 to 22 January 1984.

R. A. PEERS,
Registrar General.

MINING ACT 1978-1982.

Notice of Intention to Forfeit Prospecting Licences for Non-payment of Rent.

Department of Mines,
Perth, 21 December 1983.

IN accordance with Regulation 49 (2) (c) of the Mining Act 1978-1982, notice is hereby given that unless the rent due on the undermentioned Prospecting Licences is paid before 10.00 a.m. on 17 January 1984, it is the intention of the Warden, under the provisions of section 96 (1) of the Mining Act 1978-1982, to forfeit such Prospecting Licences for breach of convenant, *viz.* non-payment of rent.

M. J. STAPP,
Warden.

To be heard at the Warden's Court, Cue on Tuesday, 17 January 1984.

MURCHISON MINERAL FIELD.

Cue District.

Prospecting Licences.

20/23—Hammond, Keith Stanley.

20/34—Moses, Raymond George.

MINING ACT 1978-1982.

Notice of Intention to Forfeit Prospecting Licences for Non-payment of Rent.

Department of Mines,
Perth, 21 December 1983.

IN accordance with Regulation 49 (2) (c) of the Mining Act 1978-1982, notice is hereby given that unless the rent due on the undermentioned Prospecting Licences is paid before 10.00 a.m. on 17 January 1984, it is the intention of the Warden, under the provisions of section 96 (1) of the Mining Act 1978-1982, to forfeit such Prospecting Licences for breach of convenant, *viz.* non-payment of rent.

R. H. BROMFIELD,
Warden.

To be heard at the Warden's Court, Kalgoorlie on Tuesday, the 17th day of January, 1984.

BROAD ARROW MINERAL FIELD.

Prospecting Licences:

24/19—Srb, Karel.
24/31—Tichbone, John Francis.
24/45—Banks, Norman Vincent.
24/46—Western Mining Corporation Ltd.

EAST COOLGARDIE MINERAL FIELD.

East Coolgardie District.

Prospecting Licence:

26/14—Maher, Henry.

MINING ACT 1978-1982.

Notice of Intention to Forfeit Prospecting Licences for Non-Payment of Rent.

Department of Mines,
Perth, 28 December 1983.

IN accordance with Regulation 49 (2) (c) of the Mining Act 1978-1982, notice is hereby given that unless the rent due on the undermentioned Prospecting Licences is paid before 10.00 a.m. on 18 January 1984, it is the intention of the Warden, under the provisions of section 96 (1) of the Mining Act 1978-1982, to forfeit such Prospecting Licences for breach of covement, *viz.* non-payment of rent.

R. B. LAWRENCE,
Warden.

To be heard at the Warden's Court, Meekatharra on Wednesday 18 January 1984.

MURCHISON MINERAL FIELD.

Meekatharra District.

Prospecting Licences.

51/33—V. & D. Ridolfo Pty Ltd.

51/37—Holloway, John Nelson; Mani, Noel Edward; Huizenga, Jan Adolf.

51/38—Holloway, John Nelson; Mani, Noel Edward; Huizenga, Jan Adolf.

PEAK HILL MINERAL FIELD.

Prospecting Licence.

52/5—Flint, Warwick John; Renes, Neeltje.

EXPLOSIVES AND DANGEROUS GOODS ACT 1961.

FLAMMABLE LIQUIDS AMENDMENT REGULATIONS (No. 2) 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation and principal regulations.

1. (1) These regulations may be cited as the Flammable Liquids Amendment Regulations (No. 2) 1983.

(2) In these regulations the Flammable Liquids Regulations 1967*, as amended, are referred to as the principal regulations.

Commencement.

2. These regulations shall come into operation on 1 March 1984.

Reg. 4 and heading repealed.

3. Regulation 4 of the principal regulations, and the heading to that regulation, are repealed.

Reg. 5 amended.

4. Regulation 5 of the principal regulations is amended by deleting the definitions of "tank trailer", "tank vehicle", "tank wagon" and "vehicle".

Reg. 11 amended.

5. Regulation 11 of the principal regulations is amended by inserting after "regulations" the following—

" or, where they are being transported and the Dangerous Goods (Road Transport) Regulations 1983 apply, pursuant to the relevant provisions of those regulations ".

Reg. 18 substituted.

6. Regulation 18 of the principal regulations is repealed and the following regulation is substituted—

" 18. Flammable liquids and oils may be stored in any quantity—

(a) where they are dangerous goods to which the Dangerous Goods (Road Transport) Regulations 1983 do not apply, while being conveyed on any vehicle, vessel, or railway;

(b) in any other case, while being conveyed on any vessel or railway,

or when contained in a fuel tank of a vehicle, vessel, locomotive, or aircraft. ".

Regs. 81 to 101 repealed and substituted.

7. Regulations 81 to 101, inclusive, of the principal regulations, and the headings

"PART V.—CONVEYANCE AND TRANSPORT.

Tank Wagons, Trailers and Demountable Tanks."

are repealed and the following heading is substituted—

" PART V.—CONVEYANCE IN PIPELINES. ".

Reg. 125 amended.

8. Regulation 125 of the principal regulations is amended by repealing subregulation (3).

Reg. 130 amended.

9. Regulation 130 of the principal regulations is amended by deleting "vehicle or".

Reg. 131 amended.

10. Regulation 131 of the principal regulations is amended by deleting "the owner of a vehicle or".

Reg. 132 amended.

11. Regulation 132 of the principal regulations is amended by repealing subregulation (4).

Reg. 136 amended.

12. Regulation 136 of the principal regulations is amended—

(a) in subregulation (1)—

(i) by deleting "on vehicles conveying flammable liquids or oils and"; and

(ii) by deleting paragraphs (c) and (d);

(b) by repealing subregulation (2); and

(c) in subregulation (3), by deleting "a vehicle or a depot, as the case may be," and substituting the following—

" a depot ".

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

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* Reprinted in the *Government Gazette* on 8 July 1980 at pp. 2265-2302.

EXPLOSIVES AND DANGEROUS GOODS ACT 1961-1981.

EXPLOSIVES AND DANGEROUS GOODS (AUTHORIZED EXPLOSIVES) AMENDMENT ORDER (No. 5) 1983.

MADE by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation. 1. This Order may be cited as the Explosives and Dangerous Goods (Authorized Explosives) Amendment Order (No. 5) 1983.

Commencement. 2. This Order shall take effect on and from the day on which notice of this Order is published in the *Government Gazette*.

Principal Order varied. 3. The Schedule to the Explosives and Dangerous Goods (Authorized Explosives) Order 1978*, as amended, is varied under the heading "Classification 1.1D." by inserting in their appropriate alphabetical sequences the following—

" (0065) Detonating Cord Primers .... (ZZ) ";

and

" (0065) Primacord .... (ZZ) ".

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

* Published in the *Government Gazette* on 14 July 1978 at pp. 2409-2410.

PAINTERS' REGISTRATION ACT 1961-1976.

INTERPRETATION ACT 1918-1981.

PAINTERS' REGISTRATION BOARD AMENDMENT RULES (No. 2) 1983.

MADE by the Painters' Registration Board.

Citation. 1. These rules may be cited as the Painters' Registration Board Amendment Rules (No. 2) 1983.

Principal rules. 2. In these rules, the Painters' Registration Board Rules 1962*, as amended, are referred to as the principal rules.

Commencement. 3. These rules shall come into operation on 1 January 1984.

Rule 5 repealed. 4. Rule 5 of the principal rules is repealed.

Rule 11 amended. 5. Rule 11 of the principal rules is amended—

(a) by deleting subrule (1) and substituting the following—

" (1) For the purposes of section 18 of the Act, the form of notice of appeal is Form No. 8 in the Second Appendix to these rules. "; and

(b) in subrule (2)—

(i) by deleting "to the Magistrate" and substituting the following—

" to a Magistrate "; and

(ii) by inserting after "of the appeal" the following—

" , and the conduct thereof, ".

First Appendix deleted. 6. The First Appendix to the principal rules is deleted.

Second Appendix amended. 7. The Second Appendix to the principal rules is amended by deleting Form No. 8 and substituting the following Form—

"

Form No. 8.

IN THE LOCAL COURT OF WESTERN AUSTRALIA HELD AT .....

IN THE MATTER of an Appeal under section 18 of the Painters' Registration Act 1961

BETWEEN:

(full name)
Appellant

— and —

THE PAINTERS' REGISTRATION BOARD
Respondent

NOTICE OF APPEAL

TAKE NOTICE that the Appellant will move before a stipendiary magistrate of the Local Court on a date to be fixed FOR ORDERS THAT:

1. The *decision *order of the Painters' Registration Board made on the day of 19 whereby the Board (describe decision or order) .....
.....
..... be *reversed
*modified by (insert details of the modification sought).

* Published in the *Government Gazette* on 27 December 1962 at pp. 4125-4134.

2. (Insert details of any other order sought).

DATED the day of 19

.....
Appellant/Solicitor for Appellant

To: The Clerk of the Local Court at .....
And to: The Registrar of the Painters' Registration Board.

* delete whichever does not apply ".

Dated this 15th day of December, 1983.

K. BRINE,
Chairman.
J. GATT.
R. McSWEEN.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

BUILDERS' REGISTRATION ACT 1939-1982.

INTERPRETATION ACT 1918-1981.

BUILDERS' REGISTRATION AMENDMENT REGULATIONS (No. 2) 1983.

MADE by the Builders' Registration Board of Western Australia.

Citation. 1. These regulations may be cited as the Builders' Registration Amendment Regulations (No. 2) 1983.

Reg. 6A repealed. 2. Regulation 6A of the Builders' Registration Act Regulations*, as amended, is repealed.

Dated this 15th day of December, 1983.

K. BRINE.
L. S. SUMMERS.
S. J. MUTTON.
M. FAIRBROTHER.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 20th day of December, 1983.

G. PEARCE,
Clerk of the Council.

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* Published in the *Government Gazette* on 26 April 1940 at pp. 622-627.

COMPANIES (SOUTH AUSTRALIA) CODE.

Notice of Resolution.

Hallweld Gratings Pty. Limited.

AT a general meeting of the members of the company duly convened and held at the office of Hallweld Engineers Pty. Limited, 43 Innes Road, Windsor Gardens, S.A. on 16 December 1983, the special resolution set out below was duly passed.

That:

(1) The company be wound up voluntarily.

(2) Eric Victor Cox, Chartered Accountant of 41 Currie Street, Adelaide be appointed Liquidator at a fee to be determined.

(3) the Liquidator be empowered to divide among the members *in specie* or kind the whole or part of the assets of the company.

Dated this 16th day of December, 1983.

R. I. HOOPER,
Director.

(Coopers & Lybrand, 41 Currie Street, Adelaide, S.A. 5000.)

COMPANIES ACT 1961-1982.

Entwistle Engineering Pty Ltd (In Liquidation).

NOTICE is hereby given that the final meeting of Members and Creditors of Entwistle Engineering Pty Ltd (In Liquidation) will be held at the office of Nichevich Vella & Co, Chartered Accountants of 344 Murray Street, Perth on 20 January 1984 at 4.00 p.m.

Agenda.

1. To consider the Liquidator's Statement showing how the winding-up has been conducted and the property disposed of.
2. Approve the liquidators fees.
3. General Business.

Dated this 21st day of December, 1983.

R. NICHEVICH,
Liquidator.

(Nichevich Vella & Co., 344 Murray Street, Perth, W.A. 6000.)

COMPANIES (WESTERN AUSTRALIA) CODE.

In the Matter of All Products Holdings Pty. Ltd. and in the Matter of the Companies (Western Australia) Code.

TAKE notice that the abovenamed company on 15 December 1983 duly resolved by special resolution that it be wound up voluntarily, and resolved by ordinary resolution that Maurice Alexander Levi and Peter James Leonhardt be appointed liquidators for the purposes of the winding up.

BRIAN J. McGILLIVRAY,
Director.

(Coopers & Lybrand, Chartered Accountants, 22nd Floor, 197 St. George's Terrace, Perth, W.A. 6000.)

COMPANIES (WESTERN AUSTRALIA) CODE.

(Section 392 (2) (b).)

Caldow Investments Pty. Ltd.

(In Voluntary Liquidation).

Special Resolution to Wind Up.

NOTICE is hereby given that at an Extraordinary General Meeting of the abovenamed company held on 16 December 1983 the following resolution was passed as a Special Resolution.

That the company be wound up voluntarily.

At the abovementioned meeting Neil Edwin Summerson of Level 28, 68 Queen Street, Brisbane was appointed Liquidator for the purpose of the winding up.

Notice is also given that after 21 days from this date, I shall proceed to distribute the assets. All creditors having any claims against the company should forward particulars of same by that date otherwise I shall proceed to distribute the assets without any regard to their claim.

Dated this 16th day of December, 1983.

N. E. SUMMERSON,
Liquidator.

DISSOLUTION OF PARTNERSHIP.

NOTICE is hereby given that the partnership previously subsisting between The National Mutual Life Association of Australasia Limited and Bentley Shopping Centre Pty. Ltd. carrying on business as shopping centre proprietors at 1140 Albany Highway, Bentley, in the State of Western Australia under the firm name "La Plaza Bentley Shopping Centre" has been dissolved by mutual consent as from 30 November 1983. The business previously carried on by the partnership will now be carried on by Bentley Shopping Centre Pty. Ltd. under the above firm name.

Dated the 14th day of December, 1983.

Signed by The National Mutual Life Association of Australasia Limited per R. K. Breen and G. E. Penrose.

Signed by Bentley Shopping Centre Pty. Ltd. per G. J. Gadsdon.

DISSOLUTION OF PARTNERSHIP.

TAKE notice that the partnership between Ronald Graeme McMullen and Margaret Leslie Matthews under the firm name G. Mac Suspensions (W.A.) was dissolved with effect from 31 July 1983.

TRUSTEE ACT 1962.

Notice to Creditors.

Clarice Ida Martin late of 25 Cambridge Street, Leederville in the State of Western Australia, Widow, deceased.

CREDITORS and other persons having claim to which section 63 of the Trustee Act 1962 as amended relate in respect of the estate of the deceased who died on 1 October 1983 are required by the Executors Victor John Chinnery and Margaret Rae Chinnery of 238 Oceanic Drive, City Beach, Butcher and Married Woman respectively, to send particulars of their claims to them by 3 February 1984 after which date they may convey or distribute the assets, having regard only to the claims of which they have had notice.

Dated the 30th day of December, 1983.

(Messrs. Gibson & Gibson, 30 Kings Park Road, West Perth, Solicitors.)

TRUSTEES ACT 1962.

CREDITORS and other persons having claims in respect of the estate of Frank Makeking Mountford formerly of Unit 63 Amaroo Cottages, Gosnells late of Hillview Nursing Home, Angelo Street, Armadale, to which section 63 of the Trustees Act 1962 as amended applies are required to send particulars of their claims to the Executor Walter Mountford of Lot 67, Snows Place, Bunbury, care of Young & Young, 5 Spencer Street, Bunbury by the 27 January 1984, after which date the said Executor may convey or distribute the assets having regard only to the claims of which they have notice and the said Executors shall not be liable to any person of whose claim they have had no notice at any time of administration or distribution.

Dated this 20th day of December, 1983.

YOUNG & YOUNG,
for the Executor.

TRUSTEES ACT 1962.

Notice to Creditors and Claimants.

CREDITORS and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estate of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd. of 89 St. George's Terrace, Perth to send particulars of their 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 expire 3 February 1984.

Fraser, Archibald Edmund, late of 18A Dudley Street, Midland and formerly of 111 Grand Promenade, Inglewood. Retired Blacksmith/Striker. Died 2 September 1983.

Marshall, Alban Coryndon, late of 9 Constance Street, Darlington, and formerly of 39 Stanley Street, Nedlands. Retired School Master. Died 15 September 1983.

O'Donnell, Mary Agnes, late of War Veterans Homes, Alexander Drive, Mt. Lawley and formerly of Flat 6, 268 Stirling Highway, Claremont. Spinster. Died 24 October 1983.

Ross, Benjamin Peter, late of 69 Gwenyfred Road, South Perth. Retired Hospital Fund Organiser. Died 23 October 1983.

Williamson, George Joseph, late of St. Vincent's Hostel, 224 Swan Street, Guildford. Retired Miner. Died 13 September 1983.

Claims for the following expire 10 February 1984.

Cream, Rodney Wayne, late of 10 Needlewood Street, Kambalda. Miner. Died 1 September 1983.

Shephard, Gwendoline Clara, late of 100 Turner Street, Augusta. Widow. Died 31 October 1983.

Dated at Perth this 23rd day of December, 1983.

Perpetual Trustees W.A. Ltd.,

P. D. M. HUGHES,
Trust Administrator.

TRUSTEES ACT 1962.

IN the matter of the Will of Alma Heather Elliott formerly of 1 Langham Street, Nedlands, in the State of Western Australia late of Mt. Henry Hospital, Cloister Avenue, Como in the said State, Widow and Architectural Designer deceased.

CREDITORS and other persons who have claims (to which section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased who died on the 28th day of June, 1983 at Como in the State of Western Australia are required by the Executors of her estate Vyvyan Katie Arrantash of 14 Gunbar Way, Kalamunda, Married Woman, Rosemary Elizabeth Martin of 43 Stanley Street, Nedlands, Solicitor and Garry Hamilton Lawton of 34 Bournemouth Crescent, Wembley Downs, Solicitor to send particulars of their claims to them at the address hereunder by 31st January, 1984 after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

LOHRMANN TINDAL & GUTHRIE,
Solicitors,
20th Floor,
Allendale Square,
77 St. George's Terrace,
Perth, W.A. 6000.

TRUSTEES ACT 1962.

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 31 January 1984, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Barfield, Edna Mary, late of 52 Gibson Street, Mandurah, Widow, died 23/11/83.

Benson, William David, late of 26 Beatrice Road, Dalkeith, Civil Engineer, died 18/11/83.

Brackenridge, Guieherme, late of Carlisle Nursing Home, 110 Star Street, Carlisle, Retired Mechanical Fitter, died 10/12/83.

Brodie, Neil, late of 2 Solomon Street, Palmyra, Retired Gardener, died 22/11/83.

Dagg, Edna Mary, late of Lot 32 Barfield Road, Banjup, Widow, died 14/12/83.

Dagg, Ronald Charles, late of Lot 32 Barfield Road, Banjup, Retired Hardware Assistant, died 13/11/83.

D'Alton, Olive May, late of 220 Hensman Road, Subiaco, Widow, died 6/12/83.

Dodd, Maurice James, formerly of 80 Northwood Street, West Leederville, late of 27 Noonga Way, Riverton, Retired Supervisor, died 9/12/83.

Duffield, Pamela Maud, late of 18 Osborne Way, Port Denison, Married Woman, died 7/12/83.

Fitzsimmons, Lorna Frances, late of 29 Streatley Road, Rivervale, Married Woman, died 30/10/83.

Gaby, Lily Muriel, late of Corlei Nursing Home, 18 Ley Street, Manning, Widow, died 5/12/83.

Gale, Lelia Veronica, late of Carinya Village Lodge, 20 Plantation Street, Menora, Widow, died 24/11/83.

Graham, Hazel Macfarlane, late of Sunset Hospital, Birdwood Parade, Dalkeith, Widow, died 13/12/83.

Hamence, William Donald, late of 192 Newcastle Street, Perth, Retired Cleaner, died 7/12/83.

Hardwick, William Lewis, late of 47 Campbell Street, South Perth, Retired Magistrate, died 12/12/83.

Hassell, Henry Roy, late of 41 Nanson Street, Wembley, Retired Workshop Foreman WAGR, died 25/11/82.

Lukeis, Robert William Henry, late of 13 Clydesdale Street, Alfred Cove, Clerk, died 11/12/83.

Mead, Lottie, late of 473 Riverton Drive, Riverton, Widow, died 10/10/83.

Stokes, Cyril Leslie, late of 8 Woodman Street, Utakarra via Geraldton, Farmer, died 6/11/83.

Summerton, Lillian Louisa, late of Mount Henry Hospital, Cloister Avenue, Como, Widow, died 25/11/83.

Turner, Frank, late of Carinya Village Lodge, 20 Plantation Street, Mt. Lawley, Retired Engineer, died 3/12/83.

Williams, Dorothy Gladys, late of 32 East Street, Guildford, Married Woman, died 6/12/83.

Dated this 22nd day of December, 1983.

S. H. HAYWARD,
Public Trust Office,
565 Hay Street, Perth.

Small Business Development Corporation Act 1983.

PROCLAMATION

WESTERN AUSTRALIA, To Wit:
FRANCIS BURT
Lieutenant-Governor and Administrator.
[L.S.]

By His Excellency the Honourable Sir Francis Theodore Page Burt, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor and Administrator in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

PURSUANT to section 2 of the Small Business Development Corporation Act 1983, I, the Lieutenant-Governor and Administrator, acting with the advice and consent of the Executive Council, do hereby fix 1 January 1984 as the date on which the Small Business Development Corporation Act 1983 shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 20th day of December, nineteen hundred and eighty-three.

By His Excellency's Command,

MALCOLM J. BRYCE,
Minister for Economic Development and Technology.

GOD SAVE THE QUEEN ! ! !

CURRENT RELEASE

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Senior Commissioner
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(Hon. A. A. Lewis, M.L.C., Chairman)

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