



# Government Gazette

OF

## WESTERN AUSTRALIA

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PERTH: FRIDAY, 23 JUNE

[1989

Child Welfare Amendment Act (No. 2) 1987

### PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

UNDER section 2 of the Child Welfare Amendment Act (No. 2) 1987, I, the Governor, acting with the advice and consent of the Executive Council, hereby fix the day of the publication of this proclamation in the *Government Gazette* as the day on which sections 8 and 11 of the Child Welfare Amendment Act (No. 2) 1987 shall come into operation.

Given under my hand and the Seal of the State on 13th day of June 1989.

By His Excellency's Command,  
DAVID SMITH,  
Minister for Community Services.

GOD SAVE THE QUEEN !

Land Act 1933

### PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 1900/984.

WHEREAS by section 31 (1) (a) 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 such lands of the Crown reserved to Her Majesty for any purpose and whereas it is deemed expedient that the Reserve listed on the attached schedule for the purpose of "Conservation of flora and Fauna" as described, should be classified as of Class "A": now, therefore, I, the Governor, with the advice and consent of Executive Council do by this Proclamation classify as of Class "A" the reserves described on the attached schedule.

## Notice to Subscribers

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Parliamentary Papers,  
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Perth Cultural Centre.

GARRY L. DUFFIELD,  
Government Printer.

23 June 1989.

## Schedule

File No.; Reserve No.; Land Description; Area (hectares);  
Plan.

- 2928/95; 3042; Fitzgerald Location 1660; 121.407 5; Scadden  
1:50 000.  
1188/00; 4667; Avon Location 28971; 30.529 6; Tammin NW  
1:25 000.  
5788/09; 12277; Avon Location 28969; 39.523 8; Bruce Rock  
1:50 000.  
13983/10; 13102; Kojonup Location 9253; 16.203 6; Kojonup  
NW 1:25 000.

Given under my hand and the Public Seal of Western  
Australia, at Perth, this 13th day of June 1989.

By His Excellency's Command,

E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

Land Act 1933  
PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 1900/984.

WHEREAS by section 31 (1) (a) of the Land Act 1933, the  
Governor may by Proclamation and subject to such con-  
ditions as may be expressed therein classify as of Class "A"  
any such lands of the Crown reserved to Her Majesty for any  
purpose and whereas it is deemed expedient that the Re-  
serves listed in the attached schedule for the purpose of  
"Conservation of Flora and Fauna" as described, should be  
classified as of Class "A": Now, therefore, I, the Governor,  
with the advice and consent of Executive Council do by this  
my Proclamation classify as of Class "A" the reserves de-  
scribed in the attached schedule.

## Schedule

File No.; Reserve No.; Land Description; Area (hectares);  
Plan.

- 4353/15; 563; Avon Locations 9380 and 13408; 87.131 3;  
Yorkrakine 1:50 000.  
2513/06; 10351; Ninghan Location 4222; 299.916 6; 88/80  
and 89/80.  
1906/25; 18952; Williams Location 15649 and Wickepin A.A.  
Lots 70, 418, 439, 453 and 460; 247.952 3; Woyerling  
1:50 000.  
1950/38; 22262; Avon Locations 14368 and 24034; 722.649 7;  
Mukinbudin 1:50 000.  
6064/28; 22457; Ninghan Location 3005; about 104.408 9;  
Beacon 1:50 000.  
14965/08; 23586; Avon Location 27483; about 157.827 4;  
Yorkrakine SW 1:25 000.  
465/51; 23686; Avon Location 22189; about 480.908 1;  
Kwolyin 1:50 000.  
240/43; 24472; Wellington Location 1138; 36.927 6; Lake  
Preston NE 1:25 000.  
12616/98; 24831; Avon Location 27896; about 35.612 3;  
Tammin SW 1:25 000.  
4006/54; 27609; Kojonup Location 5220; 423.705 9;  
Woodanilling NW and Wagin SW 1:25 000.  
2420/63; 28674; Melbourne Location 3944; 211.496 3;  
Tanche 1:50 000.  
1855/71; 31881; Kent Locations 1971 and 2040; 322.086 8;  
420/80.  
2889/83; 38567; Avon Locations 9407 and 19151; 64.020 4;  
Kurrenkutten NW 1:25 000.

Given under my hand and the Public Seal of Western  
Australia, at Perth, this 13th day of June, 1989.

By His Excellency's Command,

E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

## Land Act 1933

## PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 1900/984.

WHEREAS by section 31 (1) (a) of the Land Act 1933, the  
Governor may by Proclamation and subject to such con-  
ditions as may be expressed therein classify as of Class "A"  
any such lands of the Crown reserved to Her Majesty for any  
purpose and whereas it is deemed expedient that the Re-  
serves listed in the attached schedule for the purpose of  
"Conservation of Flora and Fauna" as described, should be  
classified as of Class "A": Now, therefore, I, the Governor,  
with the advice and consent of Executive Council do by this  
my Proclamation classify as of Class "A" the reserve de-  
scribed in the attached schedule.

## Schedule

File Numbers; Reserve Numbers; Land Description; Area  
(hectares); Plan.

- 1446/32; 893; Victoria Location 11790; 15.022 1; Geraldton  
NE 1:25 000.  
2564/37; 978; Avon Location 28970; 40.468 6; Wogerlin NE  
1:25 000.  
9034/02; 8617; Kojonup Location 7757; 145.441 4; Qualeup  
NE 1:25 000.  
11958/06; 12398; Avon Location 28967; about 285.746 0;  
Quairading SW 1:25 000.  
3289/13; 15388; Kojonup Location 9274; 163.649 4; Qualeup  
SW and Lake Clabburn NW 1:25 000.  
14078/05; 20635; Wickepin A.A. Lot 516; 51.949 6;  
Woyerling SW and NW 1:25 000.  
3907/27; 21175; Victoria Location 11674; 121.576 9; Mount  
Hawke 1:50 000.  
1364/69; 31621; Nelson Location 13037; 4.373 1; Shannon  
NW and SW 1:25 000.  
3257/72; 33901; Gascoyne Location 404; about 2.580 6;  
Quobba 1:25 000.

Given under my hand and the Public Seal of Western  
Australia, at Perth, this 13th day of June 1989.

By His Excellency's Command,

E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

## Land Act 1933

## PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 10844/05.

WHEREAS by section 31 (1) (a) of the Land Act 1933, the  
Governor may by Proclamation and subject to such con-  
ditions as may be expressed therein classify as of Class "A"  
any such lands of the Crown reserved to Her Majesty for any  
purpose and whereas it is deemed expedient that Reserve  
No. 10313 for the purpose of "Water and Conservation of  
Flora and Fauna" as described, should be classified as of  
Class "A": now, therefore, I, the Governor, with the advice  
and consent of Executive Council do by this my Procla-  
mation classify as of Class "A" the reserve described  
hereunder.

## Schedule

Reserve No. 10313 comprising Avon Location 28968 and  
containing an area of 48.5623 hectares accordingly.

Plan: Tammin SE 1:25 000.

Given under my hand and the Public Seal of Western  
Australia, at Perth, this 13th day of June 1989.

By His Excellency's Command,

E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

Land Act 1933  
PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 2876/33.

WHEREAS by section 31 (1) (a) 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 such lands of the Crown reserved to Her Majesty for any purpose and whereas it is deemed expedient that Reserve No. 24917 for the purpose of "Aquatic Sports and Conservation of Flora and Fauna" as described, should be classified as of Class "A": now, therefore, I, the Governor, with the advice and consent of Executive Council do by this my Proclamation classify as of Class "A" the reserve described hereunder.

Schedule

Reserve No. 24917 comprising Wellington Location 4750 and containing an area of about 162 hectares accordingly.

Plan: Moddiarup NW 1:25 000.

Given under my hand and the Public Seal of Western Australia, at Perth, this 13th day of June 1989.

By His Excellency's Command,  
E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

Land Act 1933  
PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 3960/18.

WHEREAS by section 31 (1) (a) 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 such lands of the Crown reserved to Her Majesty for any purpose and whereas it is deemed expedient that Reserve No. 17115 for the purpose of "Conservation of Flora and Fauna" as described, should be classified as of Class "A": Now, therefore, I, the Governor, with the advice and consent of Executive Council do by this Proclamation classify as of Class "A" the reserve described hereunder.

Schedule

Reserve No. 17115 comprising Williams Location 15770 and containing an area of 182.619 4 hectares accordingly.

Plan: Yilliminning SW 1:25 000.

Given under my hand and the Public Seal of Western Australia, at Perth, this 13th day of June, 1989.

By His Excellency's Command,  
E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

Land Act 1933  
PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 11998/09 V2.

WHEREAS by section 31 (1) (a) 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 such lands of the Crown reserved to Her Majesty for any purpose and whereas it is deemed expedient that Reserve No. 33990 for the purpose of "Conservation of Flora and Fauna" as described, should be classified as of Class "A": Now, therefore, I, the Governor, with the advice and consent of Executive Council do by this Proclamation classify as of Class "A" the reserve described hereunder.

Schedule

Reserve No. 33990 comprising Bungulla Lot 55 and containing an area of 24.181 5 hectares accordingly.

Plan: Bungulla Townsite.

Given under my hand and the Public Seal of Western Australia, at Perth, this 13th day of June, 1989.

By His Excellency's Command,  
E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

Land Act 1933  
PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 3397/65.

WHEREAS by section 31 (1) (a) 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 such lands of the Crown reserved to Her Majesty for any purpose and whereas it is deemed expedient that Reserve Nos. 19092 and 19094 for the purpose of "Conservation of Flora and Fauna" as described, should be classified as of Class "A": Now, therefore, I, the Governor, with the advice and consent of Executive Council do by this Proclamation classify as of Class "A" the reserve described hereunder.

Schedule

Reserve No. 19092 comprising Williams Location 14714 containing an area of 51.564 9 hectares.

Reserve No. 19094 comprising Williams Locations 13474 and 14716 containing an area of about 31 hectares.

Plan: Muggerrugging 1:50 000.

Given under my hand and the Public Seal of Western Australia, at Perth, this 13th day of June, 1989.

By His Excellency's Command,  
E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

Land Act 1933  
PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-  
GORDON REID, } panion of the Order of Australia, Governor of the  
Governor. } State of Western Australia.  
[L.S.]

File No. 1900/984.

WHEREAS by Section 31 (1) (a) 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 such lands of the Crown reserved to Her Majesty for any purpose and whereas it is deemed expedient that Reserve Nos. 27385 and 32782 for the purpose of "Conservation of Flora and Fauna, and Water" as described, should be classified as of Class "A": now, therefore, I, the Governor, with the advice and consent of Executive Council do by this my Proclamation classify as of Class "A" the reserve described hereunder.

Schedule

Reserve No. 27385 comprising Neridup Location 219 and containing an area of 70.658 1 hectares.

Reserve No. 32782 comprising Neridup Location 430 and containing an area of 609.752 5 hectares.

Plans Burdett 1:50 000 and 401/80.

Given under my hand and the Public Seal of Western Australia, at Perth, this 13th day of June 1989.

By His Excellency's Command,  
E. K. HALLAHAN,  
Minister for Lands.

GOD SAVE THE QUEEN !

AT a meeting of the Executive Council held in the Executive Council Chambers at Perth this 13th day of June 1989, the following Orders in Council were authorised to be issued.

Child Welfare Act 1947

ORDER IN COUNCIL

WHEREAS by Section 19 (2) (a) of the Child Welfare Act 1947, it is provided that the Governor may appoint such persons, male or female, as he may think fit, to be members of any particular Children's Court and may determine the respective seniorities of such members and whereas by Section 19(1)(b)(ii) of the said Act the Governor may amend, vary or revoke any such appointment: Now therefore His Excellency the Governor by and with the advice and consent of the Executive Council doth hereby appoint the person named in the First Schedule hereto to be a member of the Children's Court at the place mentioned and doth hereby revoke the appointment of the persons named in the Second Schedule hereto to be members of the Children's Court at the place mentioned.

First Schedule

Waroona—David Peter McKay.

Second Schedule

Waroona—

John Raymond Kirkham.  
Joseph Neil.

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 of leasing; and whereas it is deemed expedient as follows—

File No. 3312/977—That Reserve No. 40974 (Dundas Location 213) should vest in and be held by the Shire of Dundas in trust for the purpose of "Recreation (Motor Racing)".

File No. 852/989—That Reserve No. 40950 (Cockburn Sound Location 2987) should vest in and be held by the Shire of Serpentine-Jarrahdale in trust for the purpose of "Recreation—Motor Cycle Speedway".

File No. 2816/983—That Reserve No. 40965 (Gregory Location 58) should vest in and be held by the Shire of Ashburton in trust for the purpose of "Recreation".

Now, therefore, His Excellency the Governor, 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 beforementioned purposes with power to the said bodies subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to 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 or an officer authorised in that behalf by the Minister, has been endorsed on the Lease Instrument, or Deed to Assignment, as the case may be.

G. PEARCE,  
Clerk of the Council.

Land Act 1933

ORDERS IN COUNCIL

File No. 4447/24.

WHEREAS by section 33 of the Land Act 1933, it is, *inter alia*, made lawful for the Governor by Order in Council to direct that any land reserved pursuant to the provisions of this Act shall be granted in fee simple to any person (as defined in the said section) subject to the condition that the person shall not lease or mortgage the whole or any part of the land without the consent of the Governor and subject to

such other conditions and limitations as the Governor shall deem necessary to ensure that the land is used for the purpose for which the land is reserved as aforesaid: And whereas it is deemed expedient as follows—

File No. 4447/24—That Reserve No. 40966 (Wellington Location 5563) should be granted in fee simple to The Roman Catholic Bishop of Bunbury to be held in trust for the purpose of "School Site and Church Purposes".

File No. 1158/965—That Reserve No. 28520 should be granted in fee simple to the Western Australian Fire Brigades Board to be held in trust for the purpose of "Fire Station Site".

Now, therefore, His Excellency the Governor by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned reserves shall be granted in fee simple to the beforementioned bodies to be held in trust for the purposes aforesaid subject to the condition that the land shall not be leased or mortgaged in whole or in part without the consent of the Governor.

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. 1344/989—That Reserve No. 40977 (Nelson Location 13314) should vest in and be held by the Shire of Bridgetown-Greenbushes in trust for the purpose of "Gymkhana Grounds".

File No. 3551/66—That Reserve No. 28439 (Fitzroy Location 55) should vest in and be held by the Chief Executive Officer of the Department of Agriculture in trust for the purpose of "Water and Quarantine (Stock)".

File No. 1277/67—That Reserve Nos. 5147, 25524, 26131 and 28761 should vest in and be held by the Chief Executive Officer of the Department of Agriculture in trust for the purpose of "Depot Site".

File No. 3021/986—That Reserve No. 40991 (Hardey Location 5) should vest in and be held by the Australian Telecommunications Commission in trust for the purpose of "Repeater Station Site".

File No. 3001/981—That Reserve No. 40825 (Gregory Location 43) should vest in and be held by The Commonwealth of Australia in trust for the purpose of "Transmitter Site and Access".

File No. 229/969—That Reserve No. 31859 (Swan Location 11218) should vest in and be held by the Water Authority of Western Australia in trust for the purpose of "Water Supply (Tank and Depot Site)".

File No. 418/989—That Reserve No. 41007 (Cockburn Sound Location 2994) should vest in and be held by the City of Cockburn in trust for the purpose of "Child Care and Family Centre".

File No. 3155/986—That Reserve No. 39760 (Cockburn Sound Locations 2879 and 2980) should vest in and be held by the City of Cockburn in trust for the purpose of "Public Recreation".

File No. 2626/985—That Reserve No. 40972 (Murchison Location 182) should vest in and be held by The State Energy Commission of Western Australia in trust for the purpose of "Natural Gas Pipeline Purposes".

File No. 987/989—That Reserve No. 40987 (Karratha Lot 4233) should vest in and be held by The State Energy Commission of Western Australia in trust for the purpose of "Padmount Site".

File No. 988/989—That Reserve No. 40988 (Karratha Lot 4234) should vest in and be held by The State Energy Commission of Western Australia in trust for the purpose of "Padmount Site".

File No. 989/989—That Reserve No. 40989 (Karratha Lot 4235) should vest in and be held by The State Energy Commission of Western Australia in trust for the purpose of "Padmount Site".

File No. 990/989—That Reserve No. 40990 (Karratha Lot 4236) should vest in and be held by The State Energy Commission of Western Australia in trust for the purpose of "Padmount Site".

File No. 1900/984—That Reserves Class “A” as listed in the attached schedule should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Conservation of Flora and Fauna”.

Schedule

Reserve No's:—563, 10351, 18952, 22262, 22457, 23586, 23686, 24472, 24831, 27609, 28674, 31881 and 38567.

File No. 1900/984—That Class “A” Reserve Nos. 27385 and 32782 should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Conservation of Flora and Fauna, and Water”.

File No. 6699/24—That Reserve No. 25336 (Nelson Locations 11998 and 13098 and Bridgetown Lot 895) should vest in and be held by the Shire of Bridgetown-Greenbushes in trust for the purpose of “Recreation”.

File No. 3218/988—That Reserve No. 40973 (Bridgetown Lot 900) should vest in and be held by the Shire of Bridgetown-Greenbushes in trust for the purpose of “Gravel”.

File No. 592/958—That Reserve No. 24985 (Mount Magnet Lots 572 to 574 inclusive) should vest in and be held by the Shire of Mount Magnet in trust for the purpose of “Parkland”.

File No. 2182/986—That Reserve No. 39950 (Wellington Locations 5518 and 5564) should vest in and be held by the Shire of Harvey in trust for the purpose of “Public Recreation”.

File No. 558/983—That Reserve No. 40985 (Avon Location 28766) should vest in and be held by the Water Authority of Western Australia in trust for the purpose of “Water Supply”.

File No. 830/989—That Reserve No. 40982 (Canning Location 3660) should vest in and be held by the Water Authority of Western Australia in trust for the purpose of “Drainage”.

File No. 1888/987—That Reserve No. 40962 (Swan Location 11205) should vest in and be held by the Water Authority of Western Australia in trust for the purpose of “Sewage Pumping Station”.

File No. 1506/989—That Reserve No. 41003 (Port Hedland Lot 5815) should vest in and be held by the Shire of Port Hedland in trust for the purpose of “Community Centre”.

File No. 2983/986—That Reserve No. 40911 (Numalgun Location 15) should vest in and be held by the Australian Telecommunications Commission in trust for the purpose of “Repeater Station Site”.

File No. 3464/94—That Reserve No. 4477 (Cookernup Lot 156) should vest in and be held by the Shire of Harvey in trust for the purpose of “Recreation”.

File No. 1900/984—That Class “A” Reserves as listed in the attached schedule should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Conservation of Flora and Fauna”.

Schedule

Reserve Nos.:—893, 978, 8617, 12398, 33901 and 31621.

File No. 2876/33—That Class “A” Reserve No. 24917 (Wellington Location 4750) should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Aquatic Sports and Conservation of Flora and Fauna”.

File No. 10844/05—That Class “A” Reserve No. 10313 (Avon Location 28968) should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Water and Conservation of Flora and Fauna”.

File No. 1528/989—That Reserve No. 41002 (Swan Location 11161) should vest in and be held by the State Energy Commission of Western Australia in trust for the purpose of “Sub-Station Site (S.E.C.)”.

File No. 749/988—That Reserve No. 40994 (Kwinana Lots 236 and 237) should vest in and be held by the Water Authority of Western Australia in trust for the purpose of “Water Supply”.

File No. 1193/988—That Reserve No. 40544 (Victoria Location 11760) should vest in and be held by the Shire of Coorow for a term of one year from the date of this Order in trust for the purpose of “Parkland and Recreation”.

File No. 2430/985—That Reserve No. 40979 (Erivilla Location 17) should vest in and be held by the Australian Telecommunications Commission in trust for the purpose of “Repeater Station Site”.

File No. 1282/989—That Reserve No. 40968 (Greenmount Suburban Area Lot 579) should vest in and be held by the Shire of Mundaring in trust for the purpose of “Pedestrian Access Way”.

File No. 3960/18—That Class “A” Reserve No. 17115 (Williams Location 15770) should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Conservation of Flora and Fauna”.

File No. 11998/09 V2—That Class “A” Reserve No. 33990 (Bungulla Lot 55) should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Conservation of Flora and Fauna”.

File No. 1160/978—That Reserve No. 35541 (Cockburn Sound Locations 2548 and 2970) should vest in and be held by the City of Cockburn in trust for the purpose of “Public Recreation”.

File No. 870/988—That Reserve No. 40976 (Cockburn Sound Location 2924) should vest in and be held by the State Energy Commission of Western Australia in trust for the purpose of “Padmount Site”.

File No. 1900/984—That Class “A” Reserves as listed in the attached schedule should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Conservation of Flora and Fauna”.

Schedule

Reserve Nos.:—3042 (Fitzgerald Location 1660), 4667 (Avon Location 28971), 12277 (Avon Location 28969), 13102 (Kojonup Location 9253).

File No. 3397/65—That Class “A” Reserve Nos. 19092 (Williams Location 14714) and 19094 (Williams Locations 13474 and 14716) should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of “Conservation of Flora and Fauna”.

File No. 2945/79—That Reserve Nos. 26578, 36863 and 38022 should vest in and be held by the Chief Executive Officer of the Department of Agriculture in trust for the purpose of “Public Buildings”.

File No. 3439/53—That Reserve No. 24727 (Canning Locations 1291, 1688, 1876 and 3293) should vest in and be held by the Chief Executive Officer of the Department of Agriculture in trust for the purpose of “Department of Agriculture Site”.

File No. 2022/88—That Reserve No. 40699 (Cockburn Sound Location 2982) should vest in and be held by the City of Melville in trust for the purpose of “Drainage”.

File No. 2817/914—That Reserve No. 40967 (Aldersyde Lots 33 and 37) should vest in and be held by the Australian Telecommunications Commission in trust for the purpose of “Communications Site (Telecom Australia)”.

File No. 2695/984—That Reserve No. 40983 (Jandakot Agricultural Area Lots 602 and 603) should vest in and be held by the City of Cockburn in trust for the purpose of “Public Recreation and Drainage”.

Now, therefore, His Excellency the Governor, 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 aforementioned bodies in trust for the purposes aforesaid, subject nevertheless to the powers reserved by him by section 37 of the said Act.

G. PEARCE,  
Clerk of the Council.

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. 3551/66—And whereas by Order in Council dated 28 May 1980 Reserve 28439 was vested in Richard Charles Old, M.L.A., Minister for Agriculture for the time being and His Successors in Office in trust for the purpose of “Water and Quarantine (Stock)”.

File No. 3001/981—And whereas by Order in Council dated 24 January, 1989 Reserve 40825 was vested in the Australian Telecommunications Commission in trust for the purpose of "Transmitter Site and Access".

File No. 229/969—And whereas by Order in Council dated 21 February, 1973 Reserve 31859 was vested in the Minister for Water Supply, Sewerage and Drainage in trust for the purpose of "Water Supply (Tank and Depot Site)".

File No. 11958/06—And whereas by Order in Council dated 22 February, 1956 and 29 September, 1964 respectively Reserves Nos. 12398 and 8617 were vested in The Fauna Protection Advisory Committee of Western Australia in trust for the purpose of "Conservation of Flora and Fauna".

File No. 1364/69—And whereas by Order in Council dated 6 September, 1972 Reserve 31621 was vested in The Conservator of Forests in trust for the purpose of "Conservation of Flora (Boronia)".

File No. 10844/05—And whereas by Order in Council dated 9 November, 1978 Reserve 10313 was vested in the Western Australian Wildlife Authority in trust for the purpose of "Water and Conservation of Fauna".

File No. 1900/984—And whereas by Order in Council issued on dates specified in the attached Schedule the respective Reserves were vested in the Western Australian Wildlife Authority in trust for the purpose of "Conservation of Flora and Fauna".

#### Schedule

Reserve Number; Order in Council Date.

893; 18 June, 1981.  
978; 5 September, 1979.  
33901; 25 February, 1976.

File No. 2876/33—And whereas by Order in Council dated 6 June, 1963 Reserve 24917 was vested in The Fauna Protection Advisory Committee of Western Australia in trust for the purpose of "Aquatic Sports and Preservation of Fauna" with power, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

File No. 1900/984—And whereas by Order in Council issued on dates specified in the attached Schedule the respective listed Reserves were vested in The Fauna Protection Advisory Committee of Western Australia in trust for the purposes stated.

#### Schedule

Reserve Nos.; Purpose; Order in Council Date.

18952; "Conservation of Fauna"; 9 May, 1962.  
22457; "Flora and Fauna"; 20 December, 1967.  
23586; "Flora and Fauna"; 26 February, 1957.  
27609; "Protection of Flora and Fauna"; 26 May, 1965.

File No. 1900/984—And whereas by Orders in Council issued on dates specified in the attached Schedule the respective listed Reserves were vested in the Western Australian Wildlife Authority in trust for the purposes stated.

#### Schedule

Reserve No.; Purpose; Order in Council Date.

563; Conservation of Fauna; 4 March, 1970.  
10351; Conservation of Flora and Fauna; 7 February, 1980.  
22262; "Flora and Fauna"; 25 July, 1973.  
23686; Conservation of Flora and Fauna; 21 May, 1975.  
24472; Conservation of Flora and Fauna; 28 January, 1976.  
24831; Conservation of Indigenous Flora; 9 November, 1978.  
27385; Conservation of Flora and Fauna, and Water; 19 July, 1983.  
28674; Conservation of Flora and Fauna; 19 April, 1983.  
31881; Conservation of Flora and Fauna; 8 February, 1978.  
32782; Conservation of Flora and Fauna, and Water; 20 March, 1984.  
38567; Conservation of Flora and Fauna; 22 November, 1983.

File No. 6699/24—And Whereas by Order in Council dated 27 May, 1959, Reserve 25336 was vested in the Bridgetown Road Board in trust for the purpose of "Recreation".

File No. 592/985—And Whereas by Order in Council dated 1 May, 1958 Reserve 24985 was vested in the Mt Magnet Road Board in trust for the purpose of "Recreation".

File No. 2182/986—And Whereas by Order in Council dated Reserve 39950 was vested in the Shire of Harvey in trust for the purpose of "Public Recreation".

File No. 4939/95D—And Whereas by Order in Council dated February 12, 1913 Reserve 3490 was vested in the Hon. Minister for Works in trust for the purpose of "Agricultural Hall Site".

File No. 3960/18—And Whereas by Order in Council dated 5 March, 1975 Reserve 17115 was vested in the Western Australian Wildlife Authority in trust for the purpose of "Conservation of Flora and Fauna".

File No. 11998/09 V2—And Whereas by Order in Council dated 9 November, 1978 Reserve 33990 was vested in the Western Australian Wildlife Authority in trust for the purpose of "Conservation of Flora".

File No. 1160/978—And Whereas by Order in Council dated 3 August, 1981 Reserve 35541 was vested in the City of Cockburn in trust for the purpose of "Public Recreation".

File No. 1900/984—And Whereas by Orders in Council issued on dates specified in the attached Schedule Reserve No's 3042, 12277 and 13102 were vested in the Western Australian Wildlife Authority in trust for the purpose of "Conservation of Flora and Fauna".

#### Schedule

Reserve No.; Order in Council Date.

3042; 7 January 1981.  
12277; 26 August 1981.  
13102; 24 January 1984.

File No. 1188/00—And Whereas by Order in Council dated 9 November 1978 Reserve 4667 was vested in the Western Australian Wildlife Authority in trust for the purpose of "Conservation of Flora".

File No. 3397/65—And Whereas by Order in Council dated 9 June, 1972 Reserve Nos. 19092 and 19094 were vested in The Western Australian Wildlife Authority in trust for the purpose of "Conservation of Flora and Fauna".

File No. 2945/79—And Whereas by Order in Council dated 8 December 1982 Reserve 38022 was vested in the Honourable Richard Charles Old, M.L.A., the Minister for Agriculture for the time being and his successors in office in trust for the purpose of "Public Building (Department of Agriculture)".

File No. 6375/51—And Whereas by Order in Council dated 21 November, 1957 Reserve 23611 was vested in the Perenjori Road Board in trust for the purpose of "Recreation and Hallsite" with power, subject to the approval in writing of the Minister for Lands being first obtained, to lease the whole or any portion thereof for any term not exceeding twentyone (21) years from the date of the lease.

Now, therefore, His Excellency the Governor, 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

#### ORDER IN COUNCIL

File No: 3464/94.

WHEREAS by section 34B (2) of the Land Act 1933, it is made lawful for the Governor to revoke an Order in Council issued pursuant to section 34 of that Act. And whereas by Order in Council dated 24 January 1946 Reserve 4477 was placed under the control of the Harvey Road Board as a Board of Management for the purpose of "Recreation".

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, hereby directs that the beforementioned Order in Council be revoked and the appointment of the Harvey Road Board as a Board of Management cancelled accordingly.

G. PEARCE,  
Clerk of the Council.

Conservation and Land Management Act 1984

ORDER IN COUNCIL

CALM File 011600F3001; Land Administration File 2532/928.

WHEREAS by the Conservation and Land Management Act 1984, it is provided that the Governor may by Order in Council dedicate any Crown Lands as State Forests within the meaning and for the purposes of that Act: Now therefore, His Excellency the Governor 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. 30 within the meaning and for the purposes of the said Act.

Schedule

Nelson Location 13308 (formerly Reserve 9510) containing an area of 40.4686 hectares.

(Public Plan Bridgetown S.E. 1:25 000.)

G. PEARCE,  
Clerk of the Council.

Conservation and Land Management Act 1984

ORDER IN COUNCIL

CALM File 011465F3002; Land Administration File 3414/25.

WHEREAS by the Conservation and Land Management Act 1984, it is provided that the Governor may by Order in Council dedicate any Crown Lands as State Forests within the meaning and for the purposes of that Act: Now therefore, His Excellency the Governor 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. 9 within the meaning and for the purposes of the said Act.

Schedule

Nelson Location 13313 as surveyed and shown on Original Plan 17337, containing an area of 576.7540 hectares.

(Public Plan Bridgetown Regional 6.8, 1:10 000.)

G. PEARCE,  
Clerk of the Council.

Conservation and Land Management Act 1984

ORDER IN COUNCIL

CALM File 05590F1605; Land Administration File 2084/985.

WHEREAS by the Conservation and Land Management Act 1984, it is provided that the Governor may by Order in Council declare any Crown Lands as State Forests within the meaning and for the purposes of that Act: Now therefore, His Excellency the Governor 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

(a) The whole of the closed road extending through Nelson Location 7571, thence along the southeastern boundary of the northern severance of the said location, thence along part of the southeastern boundary of Location 7570, thence extending through Location 7448 (State Forest No. 39); from the northeastern side of Walcott Street to its terminus at the westernmost northwestern boundary of Nelson Location 7489.

(b) The whole of the closed road along the easternmost northeastern boundary of Pemberton Lot 166 (Reserve 21947) and vacant Crown Land; from the southeastern side of the road described in (a) above to its terminus at the westernmost northwestern boundary of Nelson Location 7489.

Total Area 2.188 9 hectares.

(Public Plan Pemberton Regional 1:10 000 5.6, 6.6.)

G. PEARCE,  
Clerk of the Council.

Conservation and Land Management Act 1984

ORDER IN COUNCIL

CALM File 011465 F3002; Land Administration File 4796/14 V2.

WHEREAS by the Conservation and Land Management Act 1984, it is provided that the Governor may by Order in Council declare any Crown Land as a Timber Reserve or declare land comprising the whole or part of a Timber Reserve to be no longer a Timber Reserve. Now therefore His Excellency the Governor with the advice and consent of the Executive Council does hereby cancel Timber Reserve No. 161/25.

(Plan Bridgetown Regional 1:10 000 6.8.)

G. PEARCE,  
Clerk of the Council.

VALUATION OF LAND ACT 1978

PURSUANT to section 21 of the Valuation of Land Act—

- The making of a General Valuation on the Gross Rental Value basis is advised.

Valuation Districts	Date of Valuation
Augusta Margaret River .....	1/1/89
Boyup Brook .....	1/1/89
Brookton .....	12/12/88
Broomhill .....	1/3/89
Bruce Rock .....	19/9/88
Busselton .....	1/7/88
Corrigin .....	25/7/88
Katanning .....	1/9/88
Kojonup .....	20/11/88
Mandurah .....	1/9/88
Narembeen .....	1/9/88
Pingelly .....	1/12/88
Tambellup .....	1/3/89
Wagin .....	1/8/88
West Arthur .....	1/8/88
Woodanilling .....	1/3/89

Date coming into force of above Valuation Districts for General Valuation on Gross Rental Value basis is 1 July 1989.

Authorities required to adopt—

Water Authority of Western Australia;  
Local Governments;  
Busselton Water Board;

for those districts listed above as appropriate.

- The making of a General Valuation on the Unimproved Value basis is advised.

(a) Valuation Districts	Date of Valuation
City of Melville .....	1/9/88
Towns of—	
East Fremantle .....	1/9/88
Kwinana .....	1/9/88
Shire of Belmont .....	1/9/88

(b) Valuation Districts	Date of Valuation	
	Towns	Rural
Augusta Margaret River .....	1/1/89	1/1/89
Boyup Brook .....	1/1/89	1/1/89
Brookton .....	12/12/88	1/1/89
Broomhill .....	1/3/89	1/1/89
Bruce Rock .....	19/9/88	1/1/89
Busselton .....	1/7/88	1/1/89
Corrigin .....	25/7/88	1/1/89
Katanning .....	1/9/88	1/1/89
Kojonup .....	20/11/88	1/1/89
Mandurah .....	1/9/88	—
Narembeen .....	1/9/88	1/1/89
Pingelly .....	1/12/88	1/1/89
Tambellup .....	1/3/89	1/1/89
Wagin .....	1/8/88	1/1/89
West Arthur .....	1/8/88	1/1/89
Woodanilling .....	1/3/89	1/1/89

Date of coming into force of above Valuation Districts for General Valuation on Unimproved Value basis is 30 June 1989.

Authorities required to adopt—

Commissioner of State Taxation;  
Local Governments;

for those districts listed above as appropriate.

Valuations available for perusal at the Valuer General's Office, Perth and in the case of the Country Valuations at the relevant Local Government Offices.

Objections must be addressed to the Valuer General, but for convenience may also be lodged with the relevant Rating/Taxing Authority within 42 days of this notice.

Objections must be in writing and—

- (a) Describe the relevant land for identification.
- (b) Identify the valuation against which you are objecting.
- (c) Set out fully and in detail the grounds of the objection.

J. B. DUNCAN,  
Valuer General.

VALUATION OF LAND ACT 1978

VALUATION OF LAND AMENDMENT REGULATIONS 1989

MADE by His Excellency the Governor in Executive Council.

Citation

- 1. These regulations may be cited as the *Valuation of Land Amendment Regulations 1989*.

Commencement

- 2. These regulations shall come into operation on 1 July 1989.

Principal regulations

3. In these regulations the *Valuation of Land Regulations 1979\** are referred to as the principal regulations.

[\*Published in the Gazette of 6 April 1979 at p. 928. For amendments to 1 June 1989 see p. 389 of 1987 Index to Legislation of Western Australia and the Gazette of 24 June 1988.]

Regulation 5 amended

4. Regulation 5 of the principal regulations is amended by deleting subregulation (1) and substituting the following subregulation—

“(1) Subject to this regulation, the charges to be paid by a rating or taxing authority in respect of the matters referred to in section 38 of the Act shall be determined as follows—

- (a) where the valuation is not of the kind referred to in paragraph (b)—
  - (i) valuation charge..... \$33 per hour;
  - (ii) clerical charge..... \$21.50 per hour;
  - (iii) fixed service charge..... \$7.50 per valuation,

with a minimum charge of \$33 per valuation;

(b) where the valuation is based on any of subparagraphs (b) (i) to (vi) in the definition of “unimproved value” in section 4 (1) of the Act—

- (i) valuation charge..... \$33 per hour;
- (ii) clerical charge..... \$21.50 per hour;
- (iii) fixed service charge..... \$20 per correspondence,

but in any event shall not exceed the cost of the service. ”.

Regulation 6 amended

5. Regulation 6 of the principal regulations is amended in paragraph (c)—

(a) by deleting “\$6.00” wherever it occurs and substituting in each place the following—

“ \$7.00 ”;

(b) by deleting “\$5.50” wherever it occurs and substituting in each place the following—

“ \$6.50 ”;

(c) by deleting “\$3.50” and substituting the following—

“ \$4.00 ”;

(d) by deleting “\$10.00” and substituting the following—

“ \$12.00 ”;

(e) by deleting “\$15.00” and substituting the following—

“ \$20.00 ”; and

(f) by inserting after subparagraph (ix) the following subparagraphs—

“ (x) farm sales statistics .....\$100.00

(xi) farm sales statistics (update).....\$10.00. ”.

By His Excellency's Command,

G. PEARCE,  
Clerk of the Council.

**ERRATA**

*EX OFFICIO JUSTICE OF THE PEACE*

WHEREAS errors occurred in the notice under the above heading on page 1718 (No. 57) of 16 June 1989 it is corrected as follows—

- In line 2 delete: "Spagnolo" and insert "Spagnoleo".
- In line 3 delete: "Jusitices" and insert "Justices".

*EX OFFICIO JUSTICE OF THE PEACE*

IT is hereby notified for public information that Brian Anthony Cooper of 10 Mudalla Place, Wanneroo, has been appointed under section 9 of the Justices Act 1902 to be a Justice of the Peace for the Magisterial District of Perth during his term of office as Mayor of the City of Wanneroo.

D. G. DOIG,  
Under Secretary for Law.

**JUSTICES ACT 1902**

IT is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following appointment to the Commission of the Peace for the State of Western Australia.

Larry Graham of 13 Hollins Place, South Hedland and Parliament House, Harvest Terrace, Perth and Shop 4, Boulevard Shopping Centre, Port Hedland.

D. G. DOIG,  
Under Secretary for Law.

*EX OFFICIO JUSTICE OF THE PEACE*

IT is hereby notified for public information that Margaret June Barton of 37 Reserve Street, Bicton, has been appointed under section 9 of the Justices Act 1902 to be a Justice of the Peace for the Magisterial District of Perth during her term of office as Mayor of the City of Melville.

D. G. DOIG,  
Under Secretary for Law.

**JUSTICES ACT 1902**

Order under Section 7

HIS Excellency the Governor acting by and with the advice of the Executive Council and under section 7 of the Justices Act 1902 has approved of the removal of the name of Stuart Colin Forbes of 9A Delamere Place, South Hedland, (formerly of 4 Anne Street, Broome), from the Commission of the Peace for the Broome Magisterial District.

By His Excellency's Command,  
D. G. DOIG,  
Under Secretary for Law.

*EX OFFICIO JUSTICE OF THE PEACE*

IT is hereby notified for public information that Helen Enid Passmore of 46 Evans Street, Shenton Park, has been appointed under section 9 of the Justices Act 1902 to be a Justice of the Peace for the Magisterial District of Perth during her term of office as Mayor of the City of Subiaco.

D. G. DOIG,  
Under Secretary for Law.

**LOCAL COURTS ACT 1904**

**LOCAL COURT AMENDMENT RULES (No. 3) 1989**

MADE by His Excellency the Governor in Executive Council.

**Citation**

1. These rules may be cited as the *Local Court Amendment Rules (No. 3) 1989*.

**Commencement**

2. These rules shall take effect on the day that is one month after the day that these rules are published in the *Gazette*.

**Appendix amended**

3. The Appendix to the *Local Court Rules 1961\** is amended in Part II in the Table headed **BAILIFF'S FEES**—

- (a) by deleting items 1 to 8 and substituting the following items—

	\$
1. Service of summons or other process or document (not otherwise specified in this table) including anything related thereto .....	8.80
2. Service of a judgment summons, including anything related thereto and attendance at court thereon .....	9.50
3. Warrant of execution—	
(a) Execution of, including service of necessary notice and return to the warrant .....	22.00
(b) Attendance on the execution debtor after seizure or to inspect or remove goods under seizure for sale whilst debtor is in possession and attendance at sale, for each attendance which in the opinion of the clerk is reasonably necessary .....	8.20
(c) For keeping possession of the goods under seizure where the warrant is not paid out within half an hour of bailiff's entry such fee as the clerk may allow per day including day of entry not exceeding .....	4.50
(d) Poundage—	
(i) sale of goods or land by licensed auctioneer including auctioneer's charges .....	15% on amount realized.
(ii) sale of goods or land by auctioneer other than licensed auctioneer .....	10% on amount realized.
(iii) where goods or land is not sold .....	4% on amount levied.

- (e) Carrier's charges, removal, storage of goods, costs of feeding animals seized, incidental expenses of sale ..... Such reasonable amounts as the clerk may allow.

Where the Bailiff is in possession of more than one warrant only one possession attendance or inspection fee is payable apportioned equally among the several warrants.

- 4. Warrant of Possession—
  - (a) Execution of and return to the warrant ..... 22.00
  - (b) Where vacant possession has not been obtained for each attendance subsequent to entry of premises possessed which in the opinion of the clerk is necessary ..... 8.20
  - (c) Removal of persons or property that is not the property of the plaintiff from the premises ..... 70.00 or 5% of annual rental value whichever is lesser.
  - (d) Additional assistance including carrier's charges for removal, storage of goods and incidental expenses ..... Such amount as is in the opinion of the Clerk reasonable.
- 5. Bench Warrant ..... 25.30
- 6. Order of Commitment ..... 25.30
- 7. Extra man where in the opinion of the clerk circumstances make additional assistance necessary for the execution of a Bench Warrant or Order of Commitment ..... 11.30
- 8. Attendance in court except where otherwise provided ..... 1.60 ”;

- and
- (b) in item 11—
  - (i) in subitem (1)—
    - (A) in paragraph (c) by deleting Pickering Brook” and substituting the following—
      - “ , Pickering Brook, Chidlow, Gidgegannup, Glen Forrest, Hovea, Mahogany Creek, Mt Helena, Mundaring, Parkerville, Sawyers Valley and Stoneville ”; and
    - (B) by deleting “55” and substituting the following—
      - “ 60 ”;
  - (ii) in subitem (2) by deleting “1.10” and substituting the following—
    - “ 1.20 ”;
  - (iii) in subitem (3) by deleting “55” and substituting the following—
    - “ 60 ”; and
  - (iv) in subitem (4) by deleting “55” and substituting the following—
    - “ 60 ”.

[\*Reprinted in the Government Gazette on 17 November 1976 at pp. 4329-560. For amendments to 2 June 1989 see pp. 302 and 303 of Index to Legislation of Western Australia and Gazettes of 27 May 1988 pp. 1722-23 and 14 April 1989 pp. 1094-96.]

By His Excellency's Command,  
G. PEARCE,  
Clerk of the Council.

STIPENDIARY MAGISTRATES ACT 1957

Section 5A  
Declaration

MADE by His Excellency the Governor in Executive Council.

Whereas Keith Frederick Chapman by writing under his hand addressed to His Excellency the Governor resigned his office of Stipendiary Magistrate and His Excellency the Governor has accepted that resignation; that office is hereby declared vacant.

By His Excellency's Command,  
G. PEARCE,  
Clerk of the Council.

CHILD WELFARE ACT 1947

Notice under section 23B (1)

I, JOSEPH MAX BERINSON, Attorney General, hereby declare that a Children's Court held at No. 3 Court, 89 Royal Street, East Perth, is a Children's Court in which the alternative procedure specified in section 23C of the Child Welfare Act 1947 applies in proceedings within the meaning of section 23A of that Act.

J. M. BERINSON,  
Attorney General.

## ERRATA

## HEALTH ACT 1911

City of Canning, Shire of Augusta/Margaret River, Shire of Broomehill, Shire of Coolgardie, Shire of Harvey, Shire of Lake Grace, Shire of Toodyay, Shire of Victoria Plains, Shire of Williams.

WHEREAS as errors occurred in notices under the above headings on pages 1482, 1483, 1484, 1485, 1486, 1487, 1488, 1489, 1490, of *Government Gazette* (No. 49) of 19 May 1989 they are corrected as follows:

Under the heading:—

“Part X—Offences” in the various municipalities mentioned above. In the first line, paragraph No. 2.

Delete the last word “no” and insert: “non”.

## HEALTH ACT 1911

Health Department of WA,  
Perth, 16 June 1989.

209/67.

THE appointment of Dr Geoffrey John Riley as a Medical Officer of Health to the Shire of Manjimup is approved.

R. S. W. LUGG,  
for Executive Director,  
Public Health and  
Scientific Support Services.

## Appointment of Hearing

I hereby appoint the 11th day of July 1989 at 2.15 o'clock in the afternoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 30th day of May 1989.

W. EARP,  
Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

## HEALTH ACT 1911

Health Department of WA,  
Perth, 15 June 1989.

THE cancellation of the appointment of Dr Andrew Penman as a Medical Officer of Health to the Town of Port Hedland is hereby notified.

The appointment of Dr Roderick G. Gray as a Medical Officer of Health to the Town of Port Hedland is approved.

R. S. W. LUGG,  
for Executive Director,  
Public Health and  
Scientific Support Services.

## INQUIRY AGENTS LICENSING ACT 1954

Application for Licence in the First Instance

To the Court of Petty Sessions at Perth.

I, BRIAN STUART HUGHES, of 77 Waterford Drive, Hillarys 6025, Consultant, having attained the age of 21 years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at 69 Poole Street, Welshpool 6106.

Dated 31 May 1989.

B. S. HUGHES,  
Signature of Applicant.

## INQUIRY AGENTS LICENSING ACT 1954

Application for Licence in the First Instance

To the Court of Petty Sessions at Perth.

I, ROBERT IAN PORTER of 26 Merivale Way, Greenwood W.A. 6024, security guard, having attained the age of twenty-one years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at above address.

Dated the 31st day of May 1989.

R. PORTER,  
Signature of Applicant.

## Appointment of Hearing

I hereby appoint 25 July 1989 at 2.15 pm as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated 14 June 1989.

W. N. EARP,  
Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

## FIREARMS ACT 1973

## FIREARMS AMENDMENT REGULATIONS 1989

MADE by the Lieutenant Governor, and Deputy of the Governor, in Executive Council.

## Citation

- These regulations may be cited as the *Firearms Amendment Regulations 1989*.

## Regulation 26B amended

- Regulation 26B of the *Firearms Regulations 1974\** is amended—
  - by deleting “or” where it occurs after the semi-colon in subregulation (1a) (a) (ii); and
  - in subregulation (1a) by inserting after paragraph (a) the following paragraphs—
    - the issue to the Department of Agriculture of a licence relating to a self loading rifle if—
      - after that licence is issued the aggregate number of self loading rifles in relation to which the Department of Agriculture and the Director General of Agriculture hold licences will not exceed 6; and
      - that licence is issued or renewed in accordance with subregulation (1c);

- (ab) the issue to the Director General of Agriculture of a licence relating to a self loading rifle if—
- (i) after that licence is issued the aggregate number of self loading rifles in relation to which the Director General of Agriculture and the Department of Agriculture hold licences will not exceed 6; and
  - (ii) that licence is issued or renewed in accordance with subregulation (1c);
- or ”.

[\*Reprinted in the Gazette of 17 February 1981 at pp. 663-697. For amendments to 19 May 1989, see pp. 243-4 of 1987 Index to Legislation of Western Australia and Gazettes of 10 June, 24 June, 19 August and 21 October 1988.]

By Command of the Lieutenant Governor,  
and Deputy of the Governor,  
G. PEARCE,  
Clerk of the Council.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Roebourne and nominated for the purpose of Cycle Races by members/entrants of the Karratha Cycling Club on 18 and 25 June 1989, between the hours of 0730 hours and 0930 hours.

Racing to be strictly confined to Church Road, The Esplanade, Central Avenue, Parker Point Road, Millstream Road, Dampier Road, Burrup Peninsula Road.

Dated at Perth this 19th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shires and nominated for the purpose of a Cycle Tour by members/entrants of the Midland Cycle Club on 24 and 25 June 1989, between the hours of 2.00 pm-4.00 pm and 8.00 am-3.00 pm (respectively).

Racing to be strictly confined to Scott Street, Clayton Road, Sampson Street, Katherine Street, Wilkin Street, The Avenue, Great Northern Highway, Wandena Road, Chittering Valley Road.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shires of Albany and Plantagenet and nominated for the purpose of Cycle Races by members/entrants of the Albany Cycling Club on 1 and 2 July 1989, between the hours of 1.00 pm-5.30 pm and 8.30 am-1.30 pm (respectively).

Racing to be strictly confined to York Street, Albany Highway, Porongorups Road, Chester Pass Road, Hanrahan Road, Lower Stirling Terrace, Millbrook Road, Garden Street, Middleton Road, Adelaide Crescent, Marine Drive, Forts Road, Anzac Drive, Princess Royal Drive, Lower Denmark Road, Cosy Corner Road.

Dated at Perth this 19th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Chittering and City of Wanneroo and nominated for the purpose of Cycle Tour by members/entrants of the Northern Districts Cycle Club on 8 and 9 July 1989, between the hours of 12 noon-5.30 pm and 9.00 am-5.30 pm (respectively).

Racing to be strictly confined to Garden Park Drive, Caporn Street, Pinjar Road, Wesco Road, Gibbs Road, Wanneroo Road, Flynn Drive, Casuarina Way-Chittering Road, Muchea East Road, Great Northern Highway.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Swan and nominated for the purpose of Cycle Races by members/entrants of the West Coast Veterans Bicycle Club on 11 and 25 June 1989 between the hours of 9.00 am-1.00 pm.

Racing to be strictly confined to Lefroy Avenue, Argyle Street, Oakover Road, Campersic Road, Toodyay Road, Newman Road and Padbury Street.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the City of Stirling and nominated for the purpose of Cycle Races by members/entrants of the Professional Cyclists Association (WA) Inc. on 9 July 1989, between the hours of 10.30 am-12 noon.

Racing to be strictly confined to Waverley Street, Pitt Street, Jesmond Place.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Albany and nominated for the purpose of Cycle Races by members/entrants of the Albany Cycling Club on 22 July 1989, between the hours of 2.00 pm-5.00 pm.

Racing to be strictly confined to Chester Pass Road, Willyung Road, Rocky Crossing Road, Albany Highway.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Albany and nominated for the purpose of Cycle Races by members/entrants of the Albany Cycling Club on 15 July 1989, between the hours of 2.00 pm-5.00 pm.

Racing to be strictly confined to Youngs Road.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Albany and nominated for the purpose of Cycle Races by members/entrants of the Albany Cycling Club on 8 July 1989, between the hours of 2.00 pm-5.00 pm.

Racing to be strictly confined to Apex Drive, Forts Road, Marine Drive.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Albany and nominated for the purpose of Cycle Races by members/entrants of the Albany Cycling Club on 17 June 1989, between the hours of 2.00 pm-5.00 pm.

Racing to be strictly confined to Chester Pass Road, Hassell Highway.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974 acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Albany and nominated for

the purpose of cycle races by members/entrants of the Albany Cycling Club on 10 June 1989, between the hours of 2.00 pm-5.00 pm.

Racing to be strictly confined to South Coast Highway.

Dated 12 June 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Albany and nominated for the purpose of Cycle Races by members/entrants of the Albany Cycling Club on 24 June 1989, between the hours of 2.00 pm-5.00 pm.

Racing to be strictly confined to Chester Pass Road.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Town of Cottesloe and nominated for the purpose of the 9.2 km Cottesloe Cup Road Run by members/entrants of the W.A. Marathon Club on 30 July 1989, between the hours of 10.00 am-12.00 noon.

Racing to be strictly confined to John Street, Marmion Street, Curtin Avenue, Warton Street, Marine Parade.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Goldsworthy and nominated for the purpose of The Goldsworthy Blackrock Stakes Society on 29 and 30 July 1989, between the hours of 8.00 am, 29 July-4.00 am, 30 July 1989.

Racing to be strictly confined to De Grey Drive, Goldsworthy to Goldsworthy Access Road, North West Coastal Highway, Wallwork Road, North Circular Road, Hamilton Road.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Cities of Perth, South Perth and Nedlands and nominated for the purpose of The Perth Half Marathon by members/entrants of the Western Australian Marathon Club on 9 July 1989, between the hours of 8.00 am-12.00 noon.

Racing to be strictly confined to Mill Point Road, South Perth Foreshore, South Perth Esplanade-Narrows Bridge, Mounts Bay Road, Hackett Drive, The Avenue, Bessell Avenue, Esplanade-Nedlands, Riverside Drive, Causeway.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

#### ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within Kings Park and nominated for the purpose of a 15 km Scratch Race by members/entrants of the Athletic Association of Western Australia on 1 July 1989, between the hours of 2.00 pm-4.00 pm.

Racing to be strictly confined to Poole Avenue, May Drive.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

#### ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the City of Canning and nominated for the purpose of Cycle Races by members/entrants of the Western Australian Veteran Cycling Club on 2 July 1989, between the hours of 0830-1030.

Racing to be strictly confined to Baile Road, Bannister Road.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

#### ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the City of Canning and nominated for the purpose of Cycle Races by members/entrants of the West Australian Veteran Cycling & Association Inc. on 2 July 1989, between the hours of 0830-1030.

Racing to be strictly confined to Baile Road, Bannister Road.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

#### ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Northam and nominated for the purpose of a Foot Race by members/entrants of the Northam Running Club on 5 July 1989, between the hours of 5.00 pm-6.00 pm.

Racing to be strictly confined to Broome Terrace.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

#### ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Swan and nominated for the purpose of Cycle Races by members/entrants of the West Coast Veterans Bicycle Club on 23 July 1989, between the hours of 9.00 am-1.00 pm.

Racing to be strictly confined to Argyle Street, Oakover Road, Campersic Road, Padbury Street, Lefroy Avenue.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

#### ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the Shire of Kalamunda and nominated for the purpose of Cycle Races by members/entrants of the Southern Districts Cycling Club on 23 and 30 July 1989, between the hours of 9.00 am-11.00 am.

Racing to be strictly confined to Repatriation Road, Pickering Brook Road, Bracken Road, Forrest Road.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

#### ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the City of Wanneroo and nominated for the purpose of Cycle Races by members/entrants of the Northern Districts Cycle Club on 23 July 1989, between the hours of 9.00 am-11.00 am.

Racing to be strictly confined to Rustic Gardens, Tranquil Drive, Wildflower Drive, Greenhaven Glade.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

#### ROAD TRAFFIC ACT 1974

I, IAN FREDERICK TAYLOR, being the Minister for the Crown for the time being administering the Road Traffic Act 1974, acting pursuant to the powers conferred by section 83 (1) of that Act, hereby approve the suspension of Regulations made under such Act on the carriageways mentioned hereunder, within the City of Rockingham and Shire of Serpentine-Jarrahdale and nominated for the purpose of Time Trials by members/entrants of the West Australian Veterans Cycling Association Inc. on 23 July 1989, between the hours of 0830-1430.

Racing to be strictly confined to Mundijong Road, Baldvis Road, Serpentine Road, Karnup Road, Wright Road.

Dated at Perth this 12th day of June, 1989.

IAN TAYLOR,  
Minister for Police.

## FIRE BRIGADES ACT 1942

## FIRE BRIGADES (ARMADALE FIRE DISTRICT) ORDER 1989

MADE by His Excellency the Governor in Executive Council under section 35A (2).

**Citation**

1. This order may be cited as the *Fire Brigades (Armadale Fire District) Order 1989*.

**Declaration of permanent fire brigade district**

2. The Armadale Fire District is declared to be a district served by a permanent fire brigade.

By His Excellency's Command,  
G. PEARCE,  
Clerk of the Council.

## DAMPIER PORT AUTHORITY ACT 1985

## DAMPIER PORT AUTHORITY AMENDMENT REGULATIONS 1989

MADE by the Dampier Port Authority and approved by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Dampier Port Authority Amendment Regulations 1989*.

**Regulation 74A inserted**

2. The *Dampier Port Authority Regulations 1989*\* are amended by inserting after regulation 74 the following regulation—

**Rebate to Joint Venturers**

- “ 74A. The Joint Venturers shall be granted a rebate of 50% of wharfage charges in respect of petroleum products in bulk on such products landed across the materials offloading facility for use in the operations of the Joint Venturers under the North West Gas Development (Woodside) Agreement. ”

[\*Published in the Gazette of 28 February 1989.]

Resolved by the Dampier Port Authority at a meeting held on May 15th 1989.  
The common seal of the Dampier Port Authority was  
affixed here in the presence of—  
[L.S.]

J. JENKIN.  
D. WALKER.  
J. WATKINS.

Approved by His Excellency the Governor in Executive Council.

G. PEARCE,  
Clerk of the Council.

## WESTERN AUSTRALIAN MARINE ACT 1982

W.A. MARINE (CERTIFICATES OF COMPETENCY AND SAFETY MANNING)  
AMENDMENT REGULATIONS 1989

MADE by the Lieutenant Governor and Deputy of the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *W.A. Marine (Certificates of Competency and Safety Manning) Amendment Regulations 1989*.

**Principal regulations**

2. In these regulations the *W.A. Marine (Certificates of Competency and Safety Manning) Regulations 1983*\* are referred to as the principal regulations.

[\*Published in the Gazette of 1 July 1983 at p. 2209-40. For amendments to 3 February 1989 see p. 411 of 1987 Index to Legislation of Western Australia and Gazette of 12 August 1988 p. 2713.]

**Regulation 28A inserted**

3. After regulation 28 of the principal regulations the following regulation is inserted—
- “ 28A. Notwithstanding anything in regulation 28—
- (a) a fishing vessel that—
    - (i) has a measured length not exceeding 8 metres; and
    - (ii) is operated solely within sheltered waters or within 5 nautical miles offshore; and
  - (b) a class 2 vessel that—
    - (i) has a measured length not exceeding 8 metres;
    - (ii) that does not carry passengers; and
    - (iii) is operated solely within sheltered waters or within 5 nautical miles offshore,
- may, in lieu of the safety manning requirements in Schedule 5 Part 1, be manned by a person who is the holder of a certificate of proficiency issued under regulation 27A.”

By the Lieutenant Governor and  
Deputy of the Governor's Command,  
G. PEARCE,  
Clerk of the Council.

## WESTERN AUSTRALIAN MARINE ACT 1982

## W.A. MARINE (SURVEYS AND CERTIFICATES OF SURVEY) AMENDMENT REGULATIONS 1989

MADE by Lieutenant Governor and Deputy of the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *W.A. Marine (Surveys and Certificates of Survey) Amendment Regulations 1989*.

**Principal regulations**

2. In these regulations the *W.A. Marine (Surveys and Certificates of Survey) Regulations 1983\** are referred to as the principal regulations.

[\*Published in the *Gazette of 1 July 1983 at p. 2195-208. For amendments to 26 April 1989 see p. 412 of 1987 Index to Legislation of Western Australia.*]

**Regulation 10A inserted**

3. After regulation 10 of the principal regulations the following regulation is inserted—
- Exemption of certain fishing vessels and non-passenger vessels**
- “ 10A. (1) Notwithstanding anything in these regulations—
- (a) a fishing vessel—
    - (i) having a measured length not exceeding 8 metres; and
    - (ii) that is intended to be operated within 5 nautical miles offshore; and
  - (b) a class 2 vessel—
    - (i) having a measured length not exceeding 8 metres;
    - (ii) that is not intended to carry passengers; and
    - (iii) that is intended to be operated within 5 nautical miles offshore,
- is exempted from regulations 5 and 6 subject to the following conditions, namely—
- (c) the owner shall apply for and obtain from the Department on the form approved by the General Manager a registration certificate and an identification plate in respect of the vessel;
  - (d) the registration of the vessel under this regulation is renewed before each anniversary of the registration of the vessel;
  - (e) the vessel shall not be operated outside 5 nautical miles offshore;
  - (f) the vessel shall not be operated unless the registration number allotted to the vessel—
    - (i) is legibly marked on each side of the hull;
    - (ii) is positioned immediately forward of the transom;
    - (iii) is not less than 150 millimetres in height and 25 millimetres in width;
    - (iv) is positioned so that the highest part of each numeral commences at a point that is not lower than 75 millimetres below the gunwale;
    - (v) is displayed on the vessel in plain block design in vertical and not slanting numerals;
  - (g) the vessel shall not carry any passengers;
  - (h) the vessel is furnished with such safety equipment as is required under the *W.A. Marine (Life Saving Appliances, Fire Appliances and Miscellaneous Equipment) Regulations 1983* in relation to a vessel of that kind;
  - (i) any change of the address of the owner is notified to the General Manager; and

- (j) if the vessel is transferred—
  - (i) the owner shall furnish to the person to whom the vessel is sold the certificate of registration and the identification plates issued in relation to the vessel;
  - (ii) notify the department within 7 days of the fact of the transfer and the name and address of the person to whom the vessel is transferred;
  - (iii) the transferee shall apply to the department for the transfer of the vessel and forward with the application the prescribed fee; and
  - (iv) the transferee shall produce to the department the previous certificate issued by the department in respect of the vessel.

(2) The following fees are payable in relation to a vessel exempted by virtue of subregulation (1)—

- (a) for the recording of initial registration of a vessel or transfer thereof..... \$ 7.50
- (b) for the registration of the vessel or the renewal thereof—
  - (i) in respect of a vessel having a length not exceeding 5 metres..... 21.00
  - (ii) in respect of a vessel having a length exceeding 5 metres ..... 42.00 "

By Lieutenant Governor and Deputy of the Governor's Command,  
 G. PEARCE,  
 Clerk of the Council.

EASTERN GOLDFIELDS TRANSPORT BOARD ACT 1984  
 EASTERN GOLDFIELDS TRANSPORT BOARD REGULATIONS 1989  
 MADE by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Eastern Goldfields Transport Board Regulations 1989*.

**Interpretation**

2. In these regulations, unless the contrary intention appears—
- “financial statements” means the financial statements referred to in section 29 of the Act;
  - “loss” means a loss incurred by the Board in a financial year ending on or after 30 June 1989, calculated in accordance with section 27 (3) of the Act, as appearing in the financial statements for that year less specified depreciation expenses shown in the financial statements;
  - “prescribed amount” means the amount referred to in regulation 4;
  - “specified depreciation expense” means a depreciation expense on—
    - (a) an omnibus listed in chart of account number 744 attached to the financial statements; or
    - (b) any other asset or part of an asset that has been obtained by the use of funds granted to the Board by the government for the purpose of obtaining the asset;
  - “Transport Co-ordination Fund” means the Fund established under section 62 of the *Transport Co-ordination Act 1966*.

**Loss sustained by Board**

3. Any loss sustained by the Board in carrying out its functions shall be made good to the Board—
- (a) as to—
    - (i) 35 per cent of the loss; or
    - (ii) the prescribed amount,
 whichever is the lesser amount, by the City of Kalgoorlie/Boulder; and
  - (b) as to the remainder of the loss after the amount referred to in paragraph (a) has been deducted, from the Transport Co-ordination Fund.

**Prescribed amount**

4. For the purposes of regulation 3, “prescribed amount” means—
- (a) in relation to any loss incurred in the financial year ending 30 June 1989, the amount of \$80 000;
  - (b) in relation to any loss incurred in a financial year thereafter, the product of the following equation—
 
$$\frac{a}{b} \times \$80\,000$$

where—

- a represents the All Groups Consumer Price Index number, published by the Australian Bureau of Statistics, for the City of Perth for the June quarter of the financial year in which the loss has been incurred;
- b represents the All Groups Consumer Price Index number, published by the Australian Bureau of Statistics, for the City of Perth for the June quarter of 1989.

By His Excellency's Command,  
 G. PEARCE,  
 Clerk of the Council.

## FISHERIES ACT 1905

## Part IIIB—Processing Licences

FD 253/89.

THE Public is hereby notified that I have issued a permit to Powra Pty Ltd of Port Denison, to establish a processing establishment to process fish in pursuance of the provisions of section 35C of the Fisheries Act 1905 onboard licensed fishing boat "Broadsword" registered number LFB G29, subject to the following conditions.

That the processing establishment—

1. Shall comply with the requirements of the Fisheries Act 1905, and all Regulations, Orders in Councils, and Notices and Ministerial Directions issued thereunder.
2. Shall not be used for the processing of rock lobster, prawns, abalone, tuna or salmon.
3. Shall comply with the requirements of the Health Act 1911 (amended).
4. Shall be registered as an export establishment pursuant to the provisions of the Parliament of the Commonwealth Export Control Act 1982, and Orders made thereunder, more specifically the Prescribed Goods (General) Orders and the Fish Orders, should it be used to process fish for export.
5. Shall not be used for the processing of marron (*Cherax tenuimanus*) unless a licence is held under section 39C of the Fisheries Act 1905.
6. Shall not be used for the processing of fish or crustacea caught by any other vessel.
7. All freezers must be removed from the boat during the West Coast Rock Lobster fishing season i.e. from 15 November to 30 June the following year.

In accordance with the provisions of section 35K, any person aggrieved by this decision may, within fourteen days after publication of this notice, appeal against the decision or order by serving on the Minister for Fisheries a statement in writing on the grounds of their appeal.

B. K. BOWEN,  
Director of Fisheries.

## HOUSING LOAN GUARANTEE ACT 1957

## (Section 7B)

## Notice

I, PAM BEGGS, being the Minister of the Crown to whom the administration of the Housing Act 1980, is for the time being committed acting pursuant to sub-section (1a) of section 7B of the Housing Loan Guarantee Act 1957, hereby fix the appropriate amount for the purpose of Sub-section (1) of that section in relation to houses erected or to be erected in an area specified in column 1 of the Schedule hereto to be the amount specified in respect of that area in Column 2 of that Schedule.

PAM BEGGS,  
Minister for Housing.

Column 1	Schedule	Column 2
		\$
(a)	Within the Metropolitan Region as defined in Section 2 of the Town Planning and Development Act 1928 .....	80 000
(b)	South of the Twenty-Sixth Parallel of latitude but not within the Metropolitan Region as so defined— Kalgoorlie/Esperance..... Other areas.....	80 000 80 000
(c)	North of the Twenty-Sixth Parallel of latitude and within the North West Division or the Eastern Division as respectively described in Section 28 of the Land Act 1933.....	107 000
(d)	Within the Kimberley Division as described in Section 28 of the Land Act 1933.....	109 000

(This Notice supersedes that published on Page 4787 of *Government Gazette* (No. 116) of 2 December 1988).

## CORRIGENDUM

Department of Land Administration,  
Perth, 23 June, 1989.

File No. 1212/988.

City of Cockburn

ON page 1406 of the *Government Gazette* dated 5 May, 1989 under the subheading Road No. 17904 (Prinsep Road) in lines 9 and 12 change Jandakot Lot 154 to read Jandakot Agricultural Area Lot 154.

N. J. SMYTH,  
Executive Director.

## TRANSFER OF LAND ACT 1893

Application D898577

TAKE notice that Keith Frank Mugford and Clare Grace Mugford, both of 2 Backhouse Street, Busselton have made application to be registered under the Act as proprietors of an estate in fee simple in possession in the land situated at near the Junction of Caves Road and Metricup Road being Sussex Location 90 containing 2.9 hectares.

All persons other than the applicant claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge in this office on or before 17 July 1989 a caveat forbidding the land being brought under the operation of the Act.

D. L. MULCAHY,  
Registrar of Titles.

## LAND ACT 1933

Reserves

Department of Land Administration,  
Perth, 23 June 1989.

HIS Excellency the Governor in Executive Council has been pleased to set apart as Public Reserves the land described below for the purpose therein set forth.

File No. 1344/989.

NELSON—No. 40977 (7.901 9 hectares) (Gymkhana Grounds) Loc. No. 13314, Original Plan 17337, Public Plan Bridgetown Regional 6.8, 1:10 000 (Moriarty Street)

File No. 852/989.

COCKBURN SOUND—No. 40950 (9.602 6 hectares) (Recreation—Motor Cycle Speedway) Loc. No. 2987, Diagram 88996, Public Plan Peel 1:10 000 5.6 (South Western Highway)

File No. 3021/986.

HARDEY—No. 40991 (4.000 0 hectares) (Repeater Station Site) Loc. No. 5, Reserve Diagram 689, Public Plan Wyloo 1:250 000.

File No. 1255/988.

MEEKATHARRA—No. 40970 (3 018 square metres) (Use and Requirements of the Government Employees Housing Authority) Lot Nos. 882, 883 and 899, Original Plan 17086, Public Plan Meekatharra Townsite Sheets 1 and 3 (McLeary and Queen Streets)

File No. 3953/921.

SWAN—No. 40969 (634 square metres) (Use and Requirements of the Minister for Works) Loc. No. 10425, Diagram 85693, Public Plan Perth 1:2 000 11.30 (Hector Street)

File No. 418/989.

COCKBURN SOUND—No. 41007 (5 891 square metres) (Child Care and Family Centre) Loc. No. 2994, Diagram 89077, Public Plan Perth 1:2 000 12.07 (South Lake Drive)

File No. 989/989.

KARRATHA—No. 40989 (18 square metres) (Padmount Site) Lot No. 4235, Original Plan 16877, Public Plan Karratha 1:2 000 28.26 (Baynton Drive)

File No. 987/989.

KARRATHA—No. 40987 (20 square metres) (Padmount Site) Lot No. 4233, Original Plan 16876, Public Plan Karratha 1:2 000 28.26 (Baynton Drive)

File No. 988/989.

KARRATHA—No. 40988 (19 square metres) (Padmount Site) Lot No. 4234, Original Plan 16877, Public Plan Karratha 1:2 000 28.26 (White Court)

File No. 2626/985.

MURCHISON—No. 40972 (9.042 3 square metres) (Natural Gas Pipeline Purposes) Loc. No. 182, Original Plan 15616, Public Plan Wooramel 1:250 000.

File No. 3312/977.

DUNDAS—No. 40974 (10.027 2 hectares) (Recreation (Motor Racing)) Loc. No. 213, Diagram 83131, Public Plan 350/80.

File No. 3218/988.

BRIDGETOWN—No. 40973 (7.964 3 hectares) (Gravel) Lot No. 900, Diagram 87459, Public Plan Bridgetown Regional 7.1, 1:10 000 (near Woodhead Avenue)

File No. 4447/924.

WELLINGTON—No. 40966 (4.179 0 hectares) (School Site and Church Purposes) Loc. No. 5563 (formerly portion of Wellington Location 41 and being Lot 270 on Diagram 62541), Public Plan Bunbury 1:2 000 1.27 (Parade Road)

File No. 558/983.

AVON—No. 40985 (2.250 1 hectares) (Water Supply) Loc. No. 28766 (formerly portions of each of Avon Locations Z and 1953), Diagram 85810, Public Plan Northam SW 1:25 000.

File No. 830/989.

CANNING—No. 40982 (1 563 square metres) (Drainage), Loc. No. 3660 (formerly portion of Canning Location 30), Public Plan Perth 1:2 000 22.08 (Albany Highway)

File No. 1888/987.

SWAN—40962 (309 square metres) (Sewage Pumping Station) Loc. No. 11205 (formerly portion of Swan Location K and being Lot 42 on Plan 12077), Public Plan Perth 1:2 000 9.35 (Doriot Way)

File No. 2577/983.

SWAN—No. 40959 (1.1348 hectares) (Public Recreation) Loc. No. 11232 (formerly portion of Swan Location 1854 and being Lot 13 on Diagram 65500), Public Plan Perth 1:2 000 30.33, 30.34 (Campbell Way).

File No. 1993/983.

CANNING—No. 40958 (533 square metres) (Public Recreation) Loc. No. 3662 (formerly portion of Canning Location 37 and being Lot 70 on Plan 14285 (2)), Public Plan Perth 1:2 000 15.18 (Manning Road).

File No. 2124/988.

WUNGONG—No. 40957 (3486 square metres) (Public Recreation) Lot No. 113 (formerly portion of Wungong Lot 69 and being Lot 8 on Plan 16383) Public Plan Peel 1:2 000 22.36 (Makin Court).

File No. 1506/989.

PORT HEDLAND—No. 41003 (2.3488 hectares) (Community Centre) Lot No. 5815, Diagram 89061, Public Plan South Hedland 1:2 000 25.22 (Forrest Circle).

File No. 2983/986.

NUMALGUN—No. 40911 (4.0000 hectares) (Repeater Station Site) Loc. No. 15, Reserve Diagram 665, Public Plan Lennard River 1:250 000.

File No. 749/988.

KWINANA—No. 40994 (1404 square metres) (Water Supply) Lot Nos. 236 and 237, Original Plan 16818, Public Plan Peel 1:2 000 8.32 (Rockingham Road, Kwinana Beach Road).

File No. 1528/989.

SWAN—No. 41002 (34 square metres) (Sub-station site (S.E.C.W.A.)) Loc. No. 11161, Diagram 89066, Public Plan Perth 1:2 000 12.26 (Subiaco Road).

File No. 2430/985.

ERIVILLA—No. 40979 (2.6331 hectares) (Repeater Station Site) Loc. No. 17, Diagram 88021, Public Plan Glengarry 1:250 000.

File No. 1282/989.

GREENMOUNT SUBURBAN AREA—No. 40968 (2736 square metres) (Pedestrian Access Way) Lot No. 579, Diagram 88977, Public Plan Perth 1:2 000 26.30 (Darlington Road).

File No. 870/988.

COCKBURN SOUND—No. 40976 (50 square metres) (Padmount Site) Loc. No. 2924, Diagram 88370, Public Plan Perth 1:2 000 9.06 (Feunimore Avenue).

File No. 2817/914.

ALDERSYDE—No. 40967 (1.6807 hectares) (Communications Site (Telecom Australia)) Lot No. 33 and 37, Diagram 67315, Public Plan Aldersyde Townsite (Railway Terrace).

File No. 2816/983.

GREGORY—No. 40965 (72.8156 hectares) (Recreation) Loc. No. 58, Original Plan 16346, Public Plan Mt Bruce 1:250 000 (East Road).

File No. 3103/978.

ROCKINGHAM—No. 40986 (2150 square metres) (Public Recreation) Lot No. 1575 (formerly portion of Rockingham Lot 1493 being Lot 47 on Plan 12620), Public Plan Peel 1:2 000 8.29 (Nasmyth Road).

File No. 2455/988.

ROCKINGHAM—No. 40984 (2552 square metres) (Public Recreation) Lot No. 1577 (formerly portion of Rockingham Lot 1541 and being Lot 138 on Plan 16350), Public Plan Peel 1:2 000 6.28 (Derwent Place).

File No. 2695/984.

JANDAKOT AGRICULTURAL AREA—No. 40983 (12.1569 hectares) (Public Recreation and Drainage) Lot No. 602 and 603 (formerly portions of Jandakot Agricultural Area Lots 43 and 44 and being Lots 21 and 40 on Plans 14831 and 14832 respectively), Public Plan Perth 1:10 000 3.1 (Boronia Road).

File No. 1872/986.

MAYA—No. 40980 (2.8266 hectares) (Railway) Lot No. 53, Diagram 88258, Public Plan Maya Townsite (Mullewa Road).

File No. 990/989.

KARRATHA—No. 40990 (18 square metres) (Padmount Site) Lot No. 4236, Original Plan 16879, Public Plan Karratha 1:2 000 28.26 (Stickney Way).

N. J. SMYTH,  
Executive Director.

#### AMENDMENT OF RESERVES

HIS Excellency the Governor 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. 5009/914—No. 7125 (Cockburn Sound Locations 23, 46, 166, 330, 408, 409, 526, 2778 and Mundijong Lot 144) "Health Purposes" to exclude Location 2987 (as surveyed and shown on Land Administration Diagram 88996) and of its area being reduced to 446.4590 hectares accordingly. (Plan Peel 1:10 000 5.6 (South Western Highway).)

File No. 229/969—No. 31859 (Swan District) "Water Supply (Tank and Depot Site)" to comprise Location 11218 (in lieu of Location 8842) as surveyed and shown on Land Administration Diagram 89033 and of its area being reduced to 9 312 square metres accordingly. (Plan Swan 1:2 000 4.15 (Quinns Road).)

File No. 3155/986—No. 39760 (Cockburn Sound Location 2879) "Public Recreation" to exclude Location 2994 as surveyed and delineated on Land Administration Diagram 89077 and include Location 2980 (formerly portion of Cockburn Sound Location 626 and being Lot 303 on Diagram 66698) and of its area being increased to 2.6249 hectares accordingly. (Plan Perth 1:2 000 12.07 (South Lake Drive).)

File No. 3257/72—No. 33901 (Gascoyne District) "Conservation of Flora and Fauna" to comprise Location 404, and shown delineated in red on Lands and Surveys Reserve Plan Number 36, and of its area remaining unaltered accordingly. (Plan Quobba 1:250 000) (Koks Island).)

File No. 11958/06—No. 12398 (Avon District) "Conservation of Flora and Fauna" to comprise Location 28967, as surveyed and shown on Lands and Surveys Original Plan Avon 746, and of its area remaining unaltered. (Plan Quairading S.W. 1:25 000) (Mears Street).)

File No. 2564/37—No. 978 (Avon District) "Conservation of Flora and Fauna" to comprise Location 28970, as surveyed and shown on Lands and Surveys Diagram 57/33, and of its area remaining unaltered. (Plan Wogerlin 1:50 000) (Trehernes Road).)

File No. 10844/05—No. 10313 (Avon District) "Water and Conservation of Fauna" to comprise Location 28968, as surveyed and shown on Lands and Surveys Diagram 24035, and of its area remaining unaltered accordingly. (Plan Tammin S.E. 1:25 000)

File No. 1446/32—No. 893 (Victoria District) "Conservation of Flora and Fauna" to comprise Location 11790, as surveyed and shown on Lands and Surveys Diagram Number 863, and of its area remaining unaltered accordingly. (Plan Geraldton N.E. 1:25 000) (Narra Tarra Moonyoonooka Road.)

File No. 4627/96 V2—No. 3552 (Dundas District) "Cemetery" to comprise Location 219 as surveyed and delineated on Land Administration Diagram 83131 and of its area being reduced to 3.493 2 hectares accordingly. (Plan 350/80)

File No. 3439/903—No. 8718 (Dundas District) "Rubbish Depot" to comprise Location 214 as surveyed and delineated on Land Administration Diagram 83131 and of its area being increased to 6.997 8 hectares accordingly. (Plan 350/80)

File No. 6699/24—No. 25336 (Nelson Locations 11998 and 13098) "Recreation" to include Bridgetown Lot 895 as surveyed and shown bordered red on Land Administration Diagram 87459 and of its area being increased to 55.019 9 hectares accordingly. (Plan Bridgetown Regional 1:10 000 7.1 (Whittells Road).)

File No. 592/958—No. 24985 (Mount Magnet Townsite) "Recreation" to comprise Mount Magnet Lots 572 to 574 inclusive as surveyed and delineated on Original Plan 17353 in lieu of Lots 349 to 353 inclusive and 355 to 358 inclusive and of its area being increased to 2.354 1 hectares. (Plan Mt Magnet Townsite (Angel and Warren Streets).)

File No. 2182/986—No. 39950 (Wellington Location 5518) "Public Recreation" to include Location 5564 (formerly portion of Wellington Location 1 and being Lot 72 on Diagram 74235) and of its area being increased to 3.485 7 hectares accordingly. (Plan Bunbury Regional 1:10 000 2.8 (near Wells Court).)

File No. 1158/965—No. 28520 (at Mullewa) "Fire Station Site" to comprise Mullewa Lot 215 (in lieu of Lot 196) as surveyed and shown on Land Administration Diagram 87160 and of its area being increased to 1 551 square metres accordingly. (Plan Mullewa 1:2 000 29.02 (Padbury Street).)

Plan No. 12319/911—No. 13877 (at Mullewa) "Police" to comprise Lot 222 (in lieu of Lots 83 and 87) as shown bordered red on Reserve Diagram 756 and of its area being reduced to 8 760 square metres accordingly. (Plan Mullewa 1:2 000 29.02, 29.03 (Burgess Street).)

File No. 3464/94—No. 4477 (Cookernup Townsite) "Recreation" to comprise Lot 156 as delineated on Reserve Plan 752 and of its area being increased to 4.959 6 hectares accordingly. (Plan Cookernup Townsite (Darwin Street).)

File No. 6533/904—No. 8899 (Perth Suburban Lots 443, 448 and 499) "School Site" to exclude Swan Location 11161 as surveyed and shown bordered pink on Land Administration Diagram 89066 and of its area being reduced to 5.231 4 hectares accordingly. (Plan Perth 1:2 000 12.26 (Subiaco Road).)

File No. 1574/980—No. 36799 (Wellington Location 5311) "Harbour Purposes" to exclude Location 5554 as surveyed and shown bordered green on Land Administration Diagram 89007 and of its area being reduced to 14.877 5 hectares accordingly. (Plan Bunbury 1:2 000 3.31.)

File No. 3343/988—No. 30042 (Swan District) "Drainage" to comprise Location 8445 as surveyed and delineated on Land Administration Diagram 88826 and of its area being reduced to 406 square metres accordingly. (Plan Perth 1:2 000 15.32 (Lincoln Road).)

File No. 70/44—No. 209 (Swan District) "Watering Place for Teams" to comprise Location 11141 as surveyed and shown bordered red on Land Administration Diagram 88697 in lieu of Location 10773 and of its area being reduced to 31.138 7 hectares accordingly. (Plan Muchea NE and Jumperkine NW 1:25 000 (Reserve Road).)

File No. 2573/11 V2—No. 13569 (Ninghan District) "Water Supply (Rabbit Department)" to comprise Location 4252 as shown bordered pink on Land Administration Diagram 88850 and of its area being increased to 152.390 0 hectares accordingly. (Plan Bonnie Rock 1:50 000; 67/80 (Cunderdin Road).)

File No. 2025/65—No. 28530 (at Greenmount) "School Site" to comprise Greenmount Suburban Area Lot 580 (in lieu of Lot 509) as surveyed and shown bordered pink on Land Administration Diagram 88977 and of its area being increased to 4.208 5 hectares accordingly. (Plan Perth 1:2 000 26.30 (Fischer Road).)

File No. 3960/18—No. 17115 (Williams District) "Conservation of Flora and Fauna" to comprise Location 15770, as shown bordered in red on Land Administration

Reserve Diagram No. 763, and of its area being established at 182.619 4 hectares accordingly. (Plan Yilliminning SW 1:25 000.)

File No. 11998/09—No. 33990 (at Bungulla) "Conservation of Flora" to comprise Bungulla Lot 55, as shown bordered red on Lands and Surveys Reserve Diagram No. 60, and of its area remaining unaltered accordingly. (Plan Bungulla Townsite (Teed Street).)

File No. 1160/978—No. 35541 (Cockburn Sound District) "Public Recreation" to comprise Location 2548 as surveyed and shown bordered red on Land Administration Diagram 88370 and Location 2970 (formerly portion of each of Locations 300 and 451 and being Lot 944 on Plan 16107) and of its area being increased to 3.329 8 hectares accordingly. (Plan Perth 1:2 000 9.06 (Compton Close).)

File No. 1188/00—No. 4667 (Avon District) "Conservation of Flora" to comprise Location 28971, as shown bordered red on Land Administration Reserve Diagram No. 768, and of its area remaining unaltered accordingly. (Plan Tammin NW 1:25 000.)

File No. 2928/95 V3—No. 3042 (Fitzgerald District) "Conservation of Flora and Fauna" to comprise Location 1660, as surveyed and shown on Lands and Surveys Diagram No. 38719, and of its area remaining unaltered accordingly. (Plan Scadden 1:50 000 (near Andrews Road).)

File No. 5788/09—No. 12277 (Avon District) "Conservation of Flora and Fauna" to comprise Location 28969, as surveyed and shown bordered red on Land Administration Diagram 89034, and of its area being established at 39.523 8 hectares accordingly. (Plan Bruce Rock 1:50 000 (Bruce Rock Road East).)

File No. 6870/00—No. 7649 (Brown Hill Lot 99) "Wesleyans". (Plan Brown Hill Townsite.)

N. J. SMYTH,  
Executive Director.

#### CHANGE OF PURPOSE OF RESERVES

Department of Land Administration,  
Perth, 23 June 1989.

HIS Excellency the Governor 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. 1277/67—No. 28761 (Derby Lots 650 and 651) being changed from "Depot Site (Department of Agriculture)" to "Depot Site". (Plan Derby 2000 03.06 (Carnarvon Street).)

File No. 1404/58—No. 25524 (Derby Lot 540) being changed from "Government Requirements (Agricultural Department)" to "Depot Site". (Plan Derby 2000 02.07 (Stanley Street).)

File No. 2535/61—No. 26131 (Camballin Lot 52) being changed from "Depot Site (Department of Agriculture)" to "Depot Site". (Plan Camballin Townsite (Durack Street).)

File No. 4092/94—No. 5147 (Albany Lots 534 to 541 inclusive) being changed from "Government Requirements (Department of Agriculture)" to "Depot Site". (Plan Albany 2000 11.05 (Cockburn Road).)

File No. 2876/33—No. 24917 (Wellington Location 4750) being changed from "Aquatic Sports and Preservation of Fauna" to "Aquatic Sports and Conservation of Flora and Fauna". (Plan Moddiarup NW 1:25 000.)

File No. 10844/05—No. 10313 (Avon Location 28968) being changed from "Water and Conservation of Fauna" to "Water and Conservation of Flora and Fauna". (Plan Tammin SE 1:25 000.)

File No. 1364/69—No. 31621 (Nelson Location 13037) being changed from "Conservation of Flora (Boronia)" to "Conservation of Flora and Fauna". (Plan Shannon NW and SW 1:25 000.)

File No. 14965/08—No. 23586 (Avon Location 27483) being changed from "Flora and Fauna" to "Conservation of Flora and Fauna". (Plan Yorkrakine SW 1:25 000.)

File No. 12616/98—No. 24831 (Avon Location 27896) being changed from "Conservation of Indigenous Flora" to "Conservation of Flora and Fauna". (Plan Tammin SW 1:25 000.)

File No. 4006/54—No. 27609 (Kojonup Location 5220) being changed from "Protection of Flora and Fauna" to "Conservation of Flora and Fauna". (Plan Woodanilling NW and Wagin SW 1:25 000 (Flagstaff Road).)

File No. 6064/28—No. 22457 (Ningan Location 3005) being changed from "Flora and Fauna" to "Conservation of Flora and Fauna". (Plan Beacon 1:50 000 (North Road).)

File No. 1950/38—No. 22262 (Avon Locations 14368 and 24034) being changed from "Flora and Fauna" to "Conservation of Flora and Fauna". (Plan Mukinbudin 1:50 000.)

File No. 1906/25—No. 18952 (Williams Location 15649 and Wicpepin A.A. Lots 70, 418, 439, 453 and 460) being changed from "Conservation of Fauna" to "Conservation of Flora and Fauna". (Plan Woyerling 1:50 000 (Commodine Road).)

File No. 4353/15—No. 563 (Avon Locations 9380 and 13408) being changed from "Conservation of Fauna" to "Conservation of Flora and Fauna". (Plan Yorkrakine 1:50 000.)

File No. 592/958—No. 24985 (Mount Magnet Lots 572 to 574 inclusive) being changed from "Recreation" to "Parkland". (Plan Mt Magnet Townsite (Angel and Warren Streets).)

File No. 2123/979—No. 36576 (Kwinana Lot E29) being changed from "Primary School Site" to "Use and Requirements of the Minister for Works". (Plan Peel 1:2 000 (Chisham Avenue).)

File No. 2573/11 V2—No. 13569 (Ninghan Location 4252) being changed from "Water Supply (Rabbit Department)" to "Water Supply". (Plan Bonnie Rock 1:50 000; 67/80 (Cunderdin Road).)

File No. 11998/09—No. 33990 (Bungulla Lot 55) being changed from "Conservation of Flora" to "Conservation of Flora and Fauna". (Plan Bungulla Townsite (Teed Street).)

File No. 1188/00—No. 4667 (Avon Location 28971) being changed from "Conservation of Flora" to "Conservation of Flora and Fauna". (Plan Tammin NW 1:25 000.)

File No. 2945/79—No. 38022 (Harvey Lot 15) being changed from "Public Buildings (Department of Agriculture)" to "Public Buildings". (Plan Harvey 2000 16.20 (Becher Street).)

File No. 2422/59—No. 26578 (Bridgetown Lot 897) being changed from "Government Requirements (Department of Agriculture)" to "Public Buildings". (Plan Bridgetown 2000 31.03 (Hampton Street).)

File No. 2055/69—No. 36863 (Geraldton Lot 2747) being changed from "Government Requirements (Department of Agriculture)" to "Public Buildings". (Plan Geraldton 2000 14.15 (Marine Terrace).)

N. J. SMYTH,  
Executive Director.

#### CANCELLATION OF RESERVES

Department of Land Administration,  
Perth, 23 June 1989.

HIS Excellency the Governor 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. 6375/51—No. 23611 (Maya Lots 15, 16 and 17) "Recreation and Hallsite". (Plan Maya Townsite (Mullewa Road).)

File No. 15041/902—No. 5350 (Nelson District) "Rifle Range". (Plan Bridgetown Regional 6.8, 1:10 000 (Rifle Range Road).)

File No. 8147/904—No. 9510 (Nelson District) "Public Utility". (Plan Bridgetown S.E. 1:25 000.)

File No. 3105/973—No. 32425 (Mount Magnet Lot 403) "Drainage". (Plan Mt Magnet Townsite (Angel Street).)

File No. 4087/03—No. 8761 (Brown Hill Lot 186) "Salvation Army". (Plan Brown Hill Townsite (Sydney Street).)

File No. 3169/71—No. 32411 (Port Hedland Lot 2468) "Drain". (Plan Port Hedland Townsite 5 (Brodie Crescent).)

File No. 4939/95D—No. 3490 (at Cookernup) "Agricultural Hall". (Plan Cookernup Townsite (Darwin Street).)

File No. 1828/75—No. 34051 (Halls Creek Lot 357) "Sewerage Treatment Site". (Plan Halls Creek Townsite 33.25 (Welman Road).)

File No. 1828/75—No. 34052 (Halls Creek Lot 358) "Pipeline". (Plan Halls Creek Townsite 33.25 (Welman Road).)

File No. 7131/03—No. 8825 (Brown Hill Lot 180) "Presbyterian Church". (Plan Brown Hill Townsite (Brisbane Street).)

File No. 8361/03—No. 8876 (Brown Hill Lot 258). "Congregational Church". (Plan Brown Hill Townsite (Brown Street).)

File No. 1942/04—No. 9161 (Brown Hill Lots 277 and 278) "Public Buildings". (Plan Brown Hill Townsite (Sydney Street).)

File No. 4971/05—No. 9853 (Brown Hill Lot 279) "Mining". (Plan Brown Hill Townsite (Queen Street).)

File No. 15393/99—No. 14512 (Brown Hill Lot 75) "Drainage". (Plan Brown Hill Townsite (Brisbane Street).)

File No. 600/15—No. 15950 (Brown Hill Lot 49) "Hall Site (Boy Scouts)". (Plan Brown Hill Townsite (Brown Street).)

File No. 1799/15—No. 16035 (Brown Hill Lots 227, 228 and 229) "Drainage". (Plan Brown Hill Townsite (Melbourne Street).)

File No. 7132/02—No. 21158 (Brown Hill Lots 50, 69 and 246) "Excepted from Sale". (Plan Brown Hill Townsite (Brisbane Street).)

File No. 6673/01—No. 8212 (Brown Hill Lots 147, 157, 162, 169, 174, 282 and 283) "Excepted from Sale and Occupation". (Plan Brown Hill Townsite (Queen Street).)

File No. 6870/00—No. 9143 (Brown Hill Lot 272) "Methodist Church of Australasia". (Plan Brown Hill Townsite (Sydney Street).)

File No. 1299/965—No. 20037 (Maya Lot 18) "Church Site (Church of England)". (Plan Maya Townsite (Mullewa Road).)

File No. 860/988—No. 20093 (Maya Lot 10) "Excepted from Sale". (Plan Maya Townsite (Mullewa Road).)

File No. 796/13—No. 20036 (Maya Lots 5, 6, 14, 22, 23, 31 and 32) "Excepted from Sale". (Plan Maya Townsite (Mullewa Road).)

N. J. SMYTH,  
Executive Director.

#### LAND ACT 1933

Notice of Intention to grant a Special Lease  
under Section 116

Department of Land Administration,  
Perth, 16 June 1989.

Corres 1914/975.

IT is hereby notified that it is intended to grant a lease of Hampton Location 171 to William Phillip Thompson for a term of twenty one (21) years for the purpose of "Residence and Garden".

N. J. SMYTH,  
Executive Director.

#### LOCAL GOVERNMENT ACT 1960

Department of Land Administration,  
Perth, 23 June 1989.

IT is hereby declared that, pursuant to the resolution of the City of Bunbury passed at a meeting of the Council held on or about March 27, 1985 the undermentioned lands have been set apart, taken, or resumed under Section 17 of the Public Works Act 1902, for the purpose of a new road, that is to say—

Bunbury

1158/985.

Road No. 17985 (i) (Koombana Drive) A strip of land varying in width, commencing at a line in prolongation northward of the western boundary of Lot 4 of Bunbury Lot 678 (Office of Titles Diagram 71674) and extending as surveyed northeastward along the northwestern boundaries of the said Lot 4 (Diagram 71674) to terminate at a line in prolongation northward of the eastern boundary of the said Lot 4 (Diagram 71674)

(ii) (extension and widenings) Those portions of Bunbury Lot 673, vacant Crown Land and Railway Reserve as delineated and coloured mid and dark brown on Land Administration Diagram 88772.

(Public Plan: Bunbury 1:2 000 01.33; B69-4 Chain.)

IT is hereby declared that, pursuant to the resolution of the Shire of Bridgetown-Greenbushes passed at a meeting of the Council held on or about September 30, 1986 the undermentioned lands have been set apart, taken, or resumed under Section 17 of the Public Works Act 1902, for the purpose of a new road, that is to say—

Bridgetown-Greenbushes

991/986

Road No. 17940 (Dodwell Road) A strip of land 20 metres wide, commencing at the northeastern side of Road No. 2781 and extending northward as delineated and coloured mid and dark brown on Land Administration Plan 17027 through Nelson Locations 1347 and 138 to terminate at the southeastern side of Road No. 307 (Curtze Road).

1.6843 hectares being resumed from Nelson Location 1347.

210 square metres being resumed from Nelson Location 138.

(Public Plan: Wilgarup N.W. 1:25 000; 439B/40 Chain.)

IT is hereby declared that, pursuant to the resolution of the Shire of Beverley passed at a meeting of the Council held on or about April 14, 1987 the undermentioned lands have been set apart, taken, or resumed under Section 17 of the Public Works Act 1902, for the purpose of a new road, that is to say—

Beverley

872/987.

Road No. 3169 (widening of part) Those portions of Avon Locations 3190 and 3191 as delineated and coloured dark brown on Land Administration Plan 17043.

Road No. 3169 (deviation) A strip of land 20.12 metres wide, widening at its terminus, leaving the northern side of the present road within Avon Location 3191 and extending as delineated and coloured dark brown on Land Administration Plan 17043 northeasterly through the said Location and Location 4507 to terminate at the southwestern side of a surveyed road.

Road No. 14070 (widening of part) That portion of Avon Location 5443 as delineated and coloured dark brown on Land Administration Plan 17043.

Road No. 1699 (extension) (i) A strip of land 20.12 metres wide, leaving the southern terminus of the present road and extending as surveyed southeastward along the southwestern boundary of Avon Location 6389 to terminate at the northwestern side of Road No. 3169 at the southeastern boundary of the western severance of Location 4507.

(ii) (widening of part) That portion of Avon Location 4507 as delineated and coloured dark brown on Land Administration Plan 17043.

Road No. 2818 (Bally Bally-County Peak Road) (deviation) That portion of Avon Location 2878 as delineated and coloured dark brown on Land Administration Diagram 88470.

8376 square metres being resumed from Avon Location 3190.

3028 square metres being resumed from Avon Location 3191.

296 square metres being resumed from Avon Location 5443.

1922 square metres being resumed from Avon Location 2878.

1.5072 hectares being resumed from Avon Location 4507.

(Public Plan: Quajabin S.E. 1:25 000; 343A/40 Chain.)

IT is hereby declared that, pursuant to the resolution of the Shire of Mundaring passed at a meeting of the Council held on or about November 22, 1988 the undermentioned lands have been set apart, taken, or resumed under Section 17 of the Public Works Act 1902, for the purpose of a new road, that is to say—

Mundaring

2457/988.

Road No. 18025 (Gallipoli Drive)

- (i) A strip of land 20.12 metres wide widening at its commencement commencing at the northeastern side of Road No. 6536 (Innamincka Road) and extending as surveyed northeastwards along a southwestern and part of a northwestern boundary

of Swan Location 6714 (Reserve No. 25280) to terminate at a line in prolongation southeastwards of the northeastern boundary of Lot 6 of Swan Location 16 (Office of Titles Diagram 24732).

- (ii) (widening of part). That portion of Swan Location 6714 (Reserve No. 25280) as delineated and coloured dark brown on Land Administration Diagram 88960.

Reserve No. 25280 is hereby reduced by 800 square metres.

(Public Plan: Perth 1:2 000 24.31; M146-4 Chain.)

IT is hereby declared that, pursuant to the resolution of the Shire of Murray passed at a meeting of the Council held on or about February, 1989 the undermentioned lands have been set apart, taken, or resumed under section 17 of the Public Works Act 1902, for the purpose of a new road, that is to say—

Murray

2787/988.

Road No. 18018 (Phillips Road) (i) A strip of land varying in width, commencing at a southwestern side of Road No. 784 (Pinjarra Road) and extending as surveyed generally southwestwards along the eastern and southeastern boundaries of Pinjarra Lot 240 (Reserve No. 31463) and the southeastern boundary of Lot 239 thence onward to and along the southeastern boundary of Lot 248 to terminate at a line in prolongation eastwards of the southern boundary of the said Lot 248.

(ii) (widening of part). That portion of Murray Location 1480 as delineated and coloured dark brown on Land Administration Diagram 88714.

3821 square metres being resumed from Murray Location 1480.

(Public Plan: Pinjarra 1:2 000 13.31; 380D/40 Chain.)

IT is hereby declared that, pursuant to the resolution of the Shire of Esperance passed at a meeting of the Council held on or about February 28, 1989 the undermentioned lands have been set apart, taken, or resumed under section 17 of the Public Works Act 1902, for the purpose of a new road, that is to say—

Esperance

1763/977.

Road No. 17026 (Wharton Road) (Deviation of part). A strip of land 5 metres wide extending as delineated and coloured dark brown on Land Administration Diagram 87974 along the southwestern side of Road No. 17026 (Wharton Road).

(Public Plan: Orleans 1:50 000; 429/80 Chain.)

IT is hereby declared that, pursuant to the resolution of the Shire of Boddington passed at a meeting of the Council held on or about August 12, 1986 the undermentioned lands have been set apart, taken, or resumed under section 17 of the Public Works Act 1902, for the purpose of a new road, that is to say—

Boddington

2681/988 (M.R.D. 42/10-C).

Road No. 6963 (Albany Highway) (widening of parts). Those portions of Murray Locations 526 and 527 as delineated and marked "Road Widening" on Office of Titles Plans 16542 and 16543.

Notice of Intention to Resume October 21, 1988.

2.3027 hectares being resumed from Murray Location 527.

6.1641 hectares being resumed from Murray Location 526.

(Public Plan: Wandering S.W. Duncan N.E. 1:25 000; 379 A and D—/40 Chain.)

IT is hereby declared that, pursuant to the resolution of the Shire of Plantagenet passed at a meeting of the Council held on or about January 12, 1988 the undermentioned lands have been set apart, taken, or resumed under section 17 of the Public Works Act 1902, for the purpose of a new road, that is to say—

Plantagenet

509/988.

Road No. 18011 (View Range Road) (i) A strip of land 20.12 metres wide, commencing at a line in prolongation westward of the southern boundary of the southern severance of Plantagenet Location 3635 and extending as surveyed northwards along the western boundary of the said severance onward to and along a western boundary of the northern severance of the said Location, thence westward, northwards and eastwards along a southern, western and the northern boundaries of the northern severance of the said Location to terminate at a western boundary of Lot 1 of Location 4050 (Office of Titles Diagram 30554).

(ii) (Deviation of part). A strip of land varying in width, leaving the present road at the northern boundary of the northern severance of Plantagenet Location 3635 and extending as delineated and coloured dark brown on Land Administration Plan 17334 southwards through the said severance of Location 3635 rejoining the present road at a southern boundary of the aforementioned Location.

(iii) (widening of part). That portion of Plantagenet Location 27 as delineated and coloured dark brown on Land Administration Plan 17334.

2001 square metres being resumed from Plantagenet Location 27. 2.0848 hectares being resumed from Plantagenet Location 3635.

(Public Plan: Tenterden S.E. 1:25 000; 445/80 Chain.)

And whereas His Excellency the Governor has declared that the said lands have been set apart, taken, or resumed for the purpose of the said roads, and that plans of the said lands might be inspected at the Department of Land Administration, Perth, it is hereby notified that the lands described above are now vested in Her Majesty for an estate in fee simple possession for the public work herein expressed.

By Order of His Excellency.

Dated 13 June 1989.

E. K. HALLAHAN,  
Minister for Lands.

Road Dedication

It is hereby notified that the Minister for Lands has approved, pursuant to section 288 of the Local Government Act, the dedication as public streets the roads in the various Municipalities as described in the abovementioned resumption notices.

By Order of the Minister for Lands.

Dated 15 June 1989.

N. J. SMYTH,  
Executive Director.

LOCAL GOVERNMENT ACT 1960

Orders of The Minister for Lands

L.A. Corres. 2871/976V2.

WHEREAS by section 288 of the Local Government Act 1960, it shall be lawful for the Minister for Lands, 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 Minister for Lands shall declare the width of the carriageway and footpaths of the public street. And whereas the Town of Bassendean has requested that certain lands named and described in the schedule hereunder, which have been reserved for a street within its municipal district be declared a public street. Now, therefore, the Minister for Lands by and with the advice does hereby declare the said lands to be a public street, and such land shall, from the date of this Order, be absolutely dedicated to the public as a street within the meaning of any law now or hereafter in force.

Schedule

Road No. 17562 (Broadway) (extension)—The whole of the vacant Crown Land abutting the eastern terminus of the present road and being situate northwards of the northwestern boundary of Lot 101 of Swan Location Q1 (Office of Titles Plan 15673) and westwards of the northwestern boundary of Lot 17 of Location Q1 (Diagram 53197).

Road No. 4463 (Broadway) (widening of parts)—Those portions of vacant Crown land situated on the northernmost boundaries of Lots 1053, 1054, 1055 and 1056 of Swan Location Q1 (Office of Titles Plan 3452) as delineated on Land Administration Original Plan 14270.

(Public Plans: Perth 1:2 000 17.30; 18.30, P158-4 Chain.)

N. J. SMYTH,  
Executive Director.

LOCAL GOVERNMENT ACT 1960

Orders of The Minister for Lands

L.A. Corres. 1890/987.

WHEREAS by section 288 of the Local Government Act 1960, it shall be lawful for the Minister for Lands, 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 Minister for Lands shall declare the width of the carriageway and footpaths of the public street. And whereas the City of Wanneroo has requested that certain lands named and described in the schedule hereunder, which have been reserved for a street within its municipal district be declared a public street. Now, therefore, the Minister for Lands by and with the advice does hereby declare the said lands to be a public street, and such land shall, from the date of this Order, be absolutely dedicated to the public as a street within the meaning of any law now or hereafter in force.

Schedule

Road No. 18052 (Shackleton Avenue)—The whole of the closed road described in closure Notice W.1295, at page 763 of the *Government Gazette* dated 17 March 1989 namely; All those portions of Shackleton Avenue and Mawson Crescent along the westernmost boundaries of Swan Location 10446 (Reserve 33401), the southwestern boundaries of Lot 1020 of Swan Locations 1370 and 846 (Office of Titles Plan 10608) and the westernmost northwestern boundary of the said Lot; from the northeastern side of Flinders Avenue to a line in prolongation southwestward of the central northwestern boundary of the said Lot 1020.

(Public Plan: Swan 1:2 000 06.01; P56-4 Chain.)

N. J. SMYTH,  
Executive Director.

## PUBLIC WORKS ACT 1902

## Sale of Land

MRD 41-346-4.

NOTICE is hereby given that the piece or parcel of land hereinafter described 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.

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, apply to the Minister for Works at the Office of the Main Roads Department for an option to purchase the land but such application shall be subject to the provisions of section 29 (3) (ca) of that Act.

## Land

Portion of Canning Location 292 and being part of Lot 56 on Plan 3217 (Sheet 2) and being the remaining portion of the land contained in Certificate of Title Volume 1607 Folio 93 after the excision of the portion of Pt Lot 56 included in Plan 10878 (Sheffield Road, Welshpool).

Dated this 21st day of June 1989.

D. R. WARNER,  
Director Administration and Finance,  
Main Roads Department.

## PUBLIC WORKS ACT 1902

## Sale of Land

1622/1938.

NOTICE is hereby given that His Excellency the Governor has approved under section 29B (1) (a) (i) of the Public Works Act 1902 of the sale by public auction or private contract of the land hereinafter described, which was compulsorily taken or resumed under that Act for a public work, namely Palgarup School and has been used for that public work for a period of ten years or more and being no longer required for that work.

## Land

Nelson Location 11288 held as Reserve 22253 as is shown more particularly delineated and coloured green on Plan L.A., W.A. 469.

Dated this 13th day of June 1989.

N. J. SMYTH,  
Executive Director,  
Department of Land Administration.

L.A. 1052/988.

*Public Works Act 1902; Local Government Act 1960*

## NOTICE OF INTENTION TO TAKE OR RESUME LAND

THE Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act 1902, that it is intended to compulsorily acquire on behalf of the City of Stirling under section 17 (1) of that Act, the piece or parcel of land described in the schedule hereto for Road Purposes, and that the said piece or parcel of land is marked off on and coloured dark brown on Land Administration Diagram 89112 copies of which may be inspected at the Department of Land Administration, Perth, and at the Office of the City of Stirling.

## Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
1.	Black Swan Nominees Pty Ltd	Black Swan Nominees Pty Ltd	Portion of Perth-Shire location at and being part of Lot 1 and being part of the land held in Certificate of Title Volume 1756 Folio 394	Approx. 1124 m <sup>2</sup>

Dated this 23rd day of June, 1989.

N. J. SMYTH,  
Executive Director,  
Department of Land Administration.

MRD 42/170-C

*Main Roads Act 1930; Public Works Act 1902*

## NOTICE OF INTENTION TO TAKE OR RESUME LAND

THE Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act 1902 that it is intended to take or resume under section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in the Murray District, for the purpose of the following public works namely, widening the Mandurah-Pinjarra Road (4.26-9.80 SLK Section) and that the said pieces or parcels of land are marked off on Plan MRD WA 8725-86 which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

## Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
1.	The Body Corporate of Strata Plan 14951	The Body Corporate of Strata Plan 14951	Portion of Cockburn Sound Location 16 being part of Lot 105 on Diagram 71395 being part of the land formerly contained in Certificate of Title Volume 1770 Folio 528 now being part of the land contained in Strata Plan 14951.	495 m <sup>2</sup>
2.	Kenneth Doige and Patricia Doige	Commissioner of Main Roads (vide Caveat D820829)	Portion of Cockburn Sound Location 16 and being part of Lot 1 on Diagram 18745 and being part of the land comprised in Certificate of Title Volume 21 Folio 238A.	2 110 m <sup>2</sup>

Dated this 14th day of June 1989.

D. R. WARNER,  
Director Administration and Finance,  
Main Roads Department.

## BUSH FIRES ACT 1954

## Section 34 (1a)

Bush Fires Board,  
Perth, 14 June 1989.

Correspondence: 1111.

IT is hereby notified that the Bush Fires Board has ordered that the powers conferred by subsection (1) of section 34 of the Bush Fires Act 1954 shall not be exercised in relation to the following Reserve in the City of Wanneroo.

Reserve A9868—Yanchep National Park.

J. A. W. ROBLEY,  
Director.

Water Authority of Western Australia  
COUNTRY AREAS WATER SUPPLY ACT 1947  
Dampier Water Supply  
Notice of Acquisition

F10480.

THE Water Authority of Western Australia under the provisions of Section 39A (1) of the Country Areas Water Supply Act 1947 at the request of Hamersley Iron Pty Limited has acquired that part of the water works of Hamersley Iron Pty Limited comprising the boundary service pipes, fittings and meters through which water is conveyed from the reticulation pipes of Hamersley Iron Pty Limited to the land as detailed on the schedule hereunder.

H. J. GLOVER,  
Managing Director.

## Schedule

## TOWN OF DAMPIER AS AT 1 JANUARY 1989

Lot No.; Crescent; Certificate of Title Volume No.; Folio No.

- 2; Blackwood; 1626; 307.  
5; Blackwood; 1626; 307.  
8; Durack; 1626; 307.  
19; Minilya; 1626; 307.  
20; Minilya; 1626; 307.  
32; DeGrey; 1626; 307.  
33; Ashburton; 1626; 307.  
37; Ashburton; 1626; 307.  
45; Yannarie; 1626; 307.  
49; Yannarie; 1626; 307.  
51; Fitzroy; 1626; 307.  
66; Hardey; 1626; 307.  
70; Hardey; 1626; 307.  
73; Fortescue; 1626; 307.  
76; Fortescue; 1626; 307.  
83; Berkely; 1626; 307.  
95; Wooramei; 1626; 307.  
102; Murchison; 1626; 307.  
113; Lyndon; 1626; 307.  
116; Lyndon; 1626; 307.  
124; Irwin; 1626; 307.  
127; Meda; 1626; 307.  
128; Meda; 1626; 307.  
129; Meda; 1626; 307.  
133; Prinsep; 1626; 307.  
142; Drummond; 1626; 307.  
153; Giles; 1626; 307.  
159; Burke; 1626; 307.  
161; Flinders; 1626; 307.  
163; Flinders; 1626; 307.  
173; Warburton; 1626; 307.  
194; Forrest; 1626; 307.  
198; Forrest; 1626; 307.  
200; Forrest; 1626; 307.  
217; Roe; 1626; 307.  
221; Fremantle; 1626; 307.  
221; Fremantle; 1626; 307.  
237; Stirling; 1626; 307.  
241; Stirling; 1626; 307.  
249; Hartog; 1626; 307.  
252; Yule; 1626; 307.  
259; Wilkie; 1626; 307.  
266; Pingandy; 1626; 307.  
272; Pingandy; 1626; 307.  
275; Stuart; 1626; 307.  
277; Stuart; 1626; 307.  
278; Stuart; 1626; 307.  
282; Stuart; 1626; 307.  
286; Robe; 1626; 307.  
287; Robe; 1626; 307.  
294; Portland; 1626; 307.  
295; Portland; 1626; 307.  
320; Patterson; 1626; 307.  
321; Patterson; 1626; 307.  
326; Patterson; 1626; 307.  
331; Elliott; 1626; 307.  
333; Elliott; 1626; 307.  
338; Elliott; 1626; 307.  
340; Elliott; 1626; 307.  
345/1; Eaglehawk Court; 1704; 485.  
345/6; Eaglehawk Court; 1704; 485.  
346/4; Enderby Court; 1704; 491.  
346/6; Enderby Court; 1704; 491.  
347/1; Goodwyn Court; 1704; 482.  
347/6; Goodwyn Court; 1704; 482.  
347/9; Goodwyn Court; 1704; 482.  
351/2; Angel Court; 1714; 379.  
351/8; Angel Court; 1714; 385.  
352/1; Dolphin Court; 1715; 733.  
352/2; Dolphin Court; 1715; 774.  
352/4; Dolphin Court; 1715; 776.  
352/5; Dolphin Court; 1715; 777.  
352/6; Dolphin Court; 1715; 778.  
352/9; Dolphin Court; 1715; 781.  
352/11; Dolphin Court; 1715; 783.  
352/12; Dolphin Court; 1715; 784.  
354/1; Delambre Court; 1715; 737.  
354/8; Delambre Court; 1715; 744.  
354/11; Delambre Court; 1715; 747.  
355/1; Legendre Court; 1715; 749.  
355/3; Legendre Court; 1715; 751.  
355/5; Legendre Court; 1715; 753.  
355/11; Legendre Court; 1715; 759.  
356/1; Gidley Court; 1715; 785.  
356/5; Gidley Court; 1715; 789.  
356/6; Gidley Court; 1715; 790.  
356/7; Gidley Court; 1715; 791.  
356/11; Gidley Court; 1715; 795.  
356/12; Gidley Court; 1715; 796.  
1033; (33A) Ashburton; 1626; 307.  
1079; (79A) Berkely; 1626; 307.  
1124; (124A) Irwin; 1626; 307.  
1139; (139A) Prinsep; 1626; 307.  
1151; (151A) Hannan; 1626; 307.  
1152; (152A) Giles; 1626; 307.  
1200; (200A) Forrest; 1626; 307.  
1226; (226A) Fremantle; 1626; 307.  
2116; (116A) Lyndon; 1626; 307.  
2132; (132B) Tachikawa; 1626; 307.  
3025; (25C) Maitland Court; 1626; 307.  
3062; (62C) Hardey; 1626; 307.

Water Authority of Western Australia  
COUNTRY TOWNS SEWERAGE ACT 1948  
Dampier Sewerage  
Notice of Acquisition

F10479.

THE Water Authority of Western Australia under the provisions of Section 11 (3) of the Country Towns Sewerage Act 1948 at the request of Hamersley Iron Pty Limited has with the approval of His Excellency the Governor by and with the advice and consent of the Executive Council acquired that part of the sewerage works of Hamersley Iron Pty Ltd comprising the boundary connections which sewage is conveyed to the sewers of Hamersley Iron Pty Ltd from drains located within the land as detailed on the schedule hereunder.

H. J. GLOVER,  
Managing Director.

## Schedule

## TOWN OF DAMPIER AS AT 1 JANUARY 1989

Lot No.; Crescent; Certificate of Title Volume No.; Folio No.  
2; Blackwood; 1626; 307.  
5; Blackwood; 1626; 307.  
8; Durack; 1626; 307.  
19; Minglya; 1626; 307.  
20; Minglya; 1626; 307.  
32; Degrey; 1626; 307.  
33; Ashburton; 1626; 307.  
37; Ashburton; 1626; 307.  
45; Yannarie; 1626; 307.  
49; Yannarie; 1626; 307.  
51; Fitzroy; 1626; 307.  
66; Hardey; 1626; 307.  
70; Hardey; 1626; 307.  
73; Fortescue; 1626; 307.  
76; Fortescue; 1626; 307.  
83; Berkely; 1626; 307.  
95; Wooragei; 1626; 307.  
102; Murchison; 1626; 307.  
113; Lyndon; 1626; 307.  
116; Lyndon; 1626; 307.  
124; Irwin; 1626; 307.  
127; Meda; 1626; 307.  
128; Meda; 1626; 307.  
129; Meda; 1626; 307.  
133; Prinsep; 1626; 307.  
142; Drummond; 1626; 307.  
153; Giles; 1626; 307.  
159; Burke; 1626; 307.  
161; Flinders; 1626; 307.  
163; Flinders; 1626; 307.  
173; Warburton; 1626; 307.  
194; Forrest; 1626; 307.  
198; Forrest; 1626; 307.  
200; Forrest; 1626; 307.  
217; Roe; 1626; 307.  
221; Fremantle; 1626; 307.  
222; Fremantle; 1626; 307.  
237; Stirling; 1626; 307.  
241; Stirling; 1626; 307.  
249; Hartog; 1626; 307.  
252; Yule; 1626; 307.  
259; Wilkie; 1626; 307.  
266; Pingandy; 1626; 307.  
272; Pingandy; 1626; 307.  
275; Stuart; 1626; 307.  
277; Stuart; 1626; 307.  
278; Stuart; 1626; 307.  
282; Stuart; 1626; 307.  
286; Robe; 1626; 307.  
287; Robe; 1626; 307.  
294; Portland; 1626; 307.  
295; Portland; 1626; 307.  
320; Patterson; 1626; 307.

321; Patterson; 1626; 307.  
326; Patterson; 1626; 307.  
331; Elliott; 1626; 307.  
333; Elliott; 1626; 307.  
338; Elliott; 1626; 307.  
340; Elliott; 1626; 307.  
345/1; Eaglehawk Court; 1704; 485.  
345/6; Eaglehawk Court; 1704; 485.  
346/4; Enderby Court; 1704; 491.  
346/6; Enderby Court; 1704; 491.  
347/1; Goodwyn Court; 1704; 482.  
347/6; Goodwyn Court; 1704; 482.  
347/9; Goodwyn Court; 1704; 482.  
351/2; Angel Court; 1714; 379.  
351/8; Angel Court; 1714; 385.  
352/1; Dolphin Court; 1715; 733.  
352/2; Dolphin Court; 1715; 774.  
352/4; Dolphin Court; 1715; 776.  
352/5; Dolphin Court; 1715; 777.  
352/6; Dolphin Court; 1715; 778.  
352/9; Dolphin Court; 1715; 781.  
352/11; Dolphin Court; 1715; 783.  
352/12; Dolphin Court; 1715; 784.  
354/1; Delambre Court; 1715; 737.  
354/8; Delambre Court; 1715; 744.  
354/11; Delambre Court; 1715; 747.  
355/1; Legendre Court; 1715; 749.  
355/3; Legendre Court; 1715; 751.  
355/5; Legendre Court; 1715; 753.  
355/11; Legendre Court; 1715; 759.  
356/1; Gidley Court; 1715; 785.  
356/5; Gidley Court; 1715; 789.  
356/6; Gidley Court; 1715; 790.  
356/7; Gidley Court; 1715; 791.  
356/11; Gidley Court; 1715; 795.  
356/12; Gidley Court; 1715; 796.  
1033; (33A) Ashburton; 1626; 307.  
1079; (79A) Berkely; 1626; 307.  
1124; (124A) Irwin; 1626; 307.  
1139; (139A) Prinsep; 1626; 307.  
1151; (151A) Hannan; 1626; 307.  
1152; (152A) Giles; 1626; 307.  
1200; (200A) Forrest; 1626; 307.  
1226; (226A) Fremantle; 1626; 307.  
2116; (116A) Lyndon; 1626; 307.  
2132; (132B) Tachikawa; 1626; 307.  
3025; (25C) Maitland Court; 1626; 307.  
3062; (62C) Hardey; 1626; 307.

Water Authority of Western Australia  
COUNTRY AREAS WATER SUPPLY ACT 1948

Paraburdoo Water Supply  
Notice of Acquisition

F10477.

THE Water Authority of Western Australia under the provisions of section 39A (1) of the Country Areas Water Supply Act 1947 at the request of Hamersley Iron Pty Limited has acquired that part of the water works of Hamersley Iron Pty Limited comprising the boundary service pipes, fittings and meters through which water is conveyed from the reticulation pipes of Hamersley Iron Pty Limited to the land as detailed on the schedule hereunder.

H. J. GLOVER,  
Managing Director.

## Schedule

## Town of Paraburdoo as at 1 January 1989

Lot No.; Avenue; Certificate of Title Volume No.; Folio No.  
4; Ashburton; 1703; 809.  
9; Ashburton; 1703; 464.  
40; Joffre; 1703; 479.  
45; Joffre; 1703; 484.

49; Whaleback; 1703; 488.  
 59; Whaleback; 1703; 836.  
 63; Whaleback; 1703; 840.  
 64; Whaleback; 1703; 841.  
 66; Whaleback; 1703; 832.  
 111; Channar; 1703; 518.  
 126; Gascoyne; 1703; 229.  
 128; Gascoyne; 1703; 231.  
 130; Gascoyne; 1703; 233.  
 135; Gascoyne; 1703; 238.  
 145; Ashburton; 1703; 248.  
 149; Hardy; 1703; 207.  
 154; Hardy; 1703; 261.  
 155; Hardy; 1703; 262.  
 161; Hardy; 1703; 268.  
 171; Hardy; 1703; 278.  
 176; Capricorn; 1703; 283.  
 188; Capricorn; 1703; 295.  
 207; Ashburton; 1703; 314.  
 215; Chichester; 1703; 529.  
 227; Exmouth; 1703; 541.  
 240; Ashburton; 1703; 554.  
 259; Roebourne; 1703; 573.  
 260; Roebourne; 1703; 574.  
 266; Roebourne; 1703; 580.  
 271; Murchison; 1703; 585.  
 272; Murchison; 1703; 582.  
 273; Murchison; 1703; 587.  
 284; Ashburton; 1703; 688.  
 292; Samson; 1703; 696.  
 299; Samson; 1703; 639.  
 303; Samson; 1703; 643.  
 313; Samson; 1703; 705.  
 315; Samson; 1703; 707.  
 316; Samson; 1703; 708.  
 322; Yampire; 1703; 714.  
 324; Yampire; 1703; 716.  
 326; Yampire; 1703; 718.  
 338; Yampire; 1703; 662.  
 344; Yampire; 1703; 724.  
 363; Dale; 1703; 672.  
 367; Dale; 1703; 735.  
 373; Bruce; 1703; 741.  
 376; Bruce; 1703; 744.  
 397; Bruce; 1703; 761.  
 398; Bruce; 1703; 762.  
 402; Decoursey; 1703; 766.  
 403; Decoursey; 1703; 767.  
 408; Decoursey; 1703; 772.  
 421; Decoursey; 1703; 785.  
 425; Nichol; 1703; 789.  
 428; Nichol; 1703; 792.  
 429; Nichol; 1703; 793.  
 431; Nichol; 1703; 795.  
 434; Nichol; 1703; 798.  
 444; Meeka; 1703; 324.  
 453; Meeka; 1703; 338.  
 466; Robe; 1703; 383.  
 472; Robe; 1703; 345.  
 473; Robe; 1703; 346.  
 481; Robe; 1703; 354.  
 483; Robe; 1703; 356.  
 484; Robe; 1703; 357.  
 491; Robe; 1703; 389.  
 493; Ashburton; 1703; 391.  
 496; Ashburton; 1703; 394.  
 520; Lockyer; 1703; 411.  
 522; Lockyer; 1703; 413.  
 524; Lockyer; 1703; 415.  
 541; Montebello; 1703; 432.  
 550; Margaret; 1703; 441.  
 559; Margaret; 1703; 450.

570; Brockman; 1703; 593.  
 591; King; 1703; 614.  
 594; Nichol; 1703; 617.  
 641; Coppin Court; 1626; 311.  
 642; Coppin Court; 1626; 311.  
 643; Coppin Court; 1626; 311.  
 654; Coppin Court; 1626; 311.  
 655; Coppin Court; 1626; 311.  
 668; Coppin Court; 1626; 311.  
 669; Coppin Court; 1626; 311.  
 670; Coppin Court; 1626; 311.  
 671; Coppin Court; 1626; 311.  
 672; Coppin Court; 1626; 311.  
 685; Coppin Court; 1626; 311.  
 686; Coppin Court; 1626; 311.  
 687; Bennett; 1626; 311.  
 689; Bennett; 1626; 311.  
 690; Bennett; 1626; 311.  
 691; Bennett; 1626; 311.  
 692; Bennett; 1626; 311.  
 693; Bennett; 1626; 311.  
 694; Bennett; 1626; 311.  
 705; Bellary; 1626; 311.  
 706; Bellary; 1626; 311.  
 707; Bellary; 1626; 311.  
 708; Bellary; 1626; 311.  
 709; Jope Court; 1626; 311.  
 710; Jope Court; 1626; 311.  
 711; Jope Court; 1626; 311.  
 712; Jope Court; 1626; 311.  
 713; Jope Court; 1626; 311.  
 714; Jope Court; 1626; 311.  
 715; Jope Court; 1626; 311.  
 716; Jope Court; 1626; 311.

Water Authority of Western Australia  
 COUNTRY TOWNS SEWERAGE ACT 1948

Paraburdoo Sewerage  
 Notice of Acquisition

F10476.

THE Water Authority of Western Australia under the provisions of section 11 (3) of the Country Towns Sewerage Act 1948 at the request of Hamersley Iron Pty Limited has with the approval of His Excellency the Governor by and with the advice and consent of the Executive Council acquired that part of the sewerage works of Hamersley Iron Pty Ltd comprising the boundary connections which sewage is conveyed to the sewers of Hamersley Iron Pty Ltd from drains located within the land as detailed on the schedule hereunder.

H. J. GLOVER,  
 Managing Director.

Schedule

Town of Paraburdoo as at 1 January 1989

Lot No.; Avenue; Certificate of Title Volume No.; Folio No.  
 4; Ashburton; 1703; 809.  
 9; Ashburton; 1703; 464.  
 40; Joffre; 1703; 479.  
 45; Joffre; 1703; 484.  
 49; Whaleback; 1703; 488.  
 59; Whaleback; 1703; 836.  
 63; Whaleback; 1703; 840.  
 64; Whaleback; 1703; 841.  
 66; Whaleback; 1703; 832.  
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 128; Gascoyne; 1703; 231.  
 130; Gascoyne; 1703; 233.  
 135; Gascoyne; 1703; 238.  
 145; Ashburton; 1703; 248.  
 149; Hardy; 1703; 207.  
 154; Hardy; 1703; 261.



## TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme

Shire of Murray Town Planning Scheme  
No. 4—District Zoning Scheme

SPC: 853/6/16/7.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Murray, Town Planning Scheme No. 4—District Zoning Scheme on 11 April 1989—the Scheme Text of which is published as a Schedule annexed hereto.

M. GREENUP,  
President.D. A. McCLEMENTS,  
Shire Clerk.

## Schedule

## SHIRE OF MURRAY

Town Planning Scheme No. 4—District Zoning Scheme

Scheme Text

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## SHIRE OF MURRAY

Town Planning Scheme No. 4—District Zoning Scheme

The Murray 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 for the purpose of—

- (i) to define the general and specific objectives of the Scheme;
- (ii) to reserve land required for various public purposes;
- (iii) to zone the balance of the land within the Scheme Area for the various purposes described in the Scheme;
- (iv) to provide for the control of land use and development for the purpose of securing and maintaining an orderly and properly planned use and development of land within the Scheme Area and to preserve and enhance the environmental qualities of the area; and
- (v) to make provision for other matters authorised by the enabling Act.

## Part 1—Preliminary

1.1 Citation: This Town Planning Scheme may be cited as the Shire of Murray Town Planning Scheme No. 4—District Zoning Scheme hereinafter called “the Scheme”, and shall come into operation on the publication of the Scheme in the *Government Gazette*.

1.2 Scheme Area: The Scheme shall apply to the whole of the area of land contained within the broken black line on the Scheme Map, which area is hereinafter referred to as “the Scheme Area”.

1.3 Responsible Authority: The authority responsible for the implementation of this Scheme shall be the Council of the Shire of Murray hereinafter referred to as “the Council”.

1.4 Scheme Documents: The Scheme is comprised of the following documents:

- (i) Scheme Map;
- (ii) Scheme Text (including all Schedules and Appendices); and
- (iii) Scheme Report.

1.5 Revocation: The Town Planning Scheme (West Murray) published in the *Government Gazette* on 28th May, 1976; the Town Planning Scheme (Pinjarra Townsite) published in the *Government Gazette* on 30th April, 1971; and the Town Planning Scheme (East Murray No. 2) published in the *Government Gazette* on 11th May, 1979; and which were subsequently amended from time to time, are hereby revoked.

1.6 Arrangement of Scheme Text: The Scheme Text is divided into the following parts—

- Part 1—Preliminary
- Part 2—Objectives of the Scheme
- Part 3—Development and its Approval
- Part 4—Reserved Land
- Part 5—Zones
- Part 6—Special Provisions
- Part 7—General Provisions
- Part 8—Non-Conforming Uses of Land
- Part 9—Finance and Administration

1.7 Interpretations: In this Scheme, unless the Text otherwise requires, the terms used shall have the respective meanings set out in Appendix No. 1 of the Residential Planning Codes.

#### Part 2—Objectives of the Scheme

2.1 General Objectives: The general objectives of the Council in the formulation and implementation of the Scheme are—

- (i) to preserve the integrity of the Shire of Murray and its identity;
- (ii) to ensure the orderly and proper development of the Scheme Area; and
- (iii) to secure the amenity, health and convenience of the Scheme Area and its inhabitants.

2.2 Specific Objectives: The specific objectives of the Council are—

- (i) to protect and foster the agricultural industry within the Scheme Area;
- (ii) to preserve and consolidate the individual identity of the urban settlements (villages) within the Scheme Area;
- (iii) to consolidate the central business district of the Pinjarra townsite and to improve accessibility to and carparking within it;
- (iv) to foster the recreational potential of the Scheme Area;
- (v) to encourage industrial uses to establish within the area set aside for that purpose; and
- (vi) to preserve the special environment associated with the lakes and waterways within the Scheme Area.

#### 2.3 Policies.

2.3.1 The Council may, from time to time, adopt policies aimed at securing the objectives of the Scheme. The Council shall keep and maintain a policy book which shall be available for public inspection during normal office hours.

2.3.2 Before adopting any policy, the Council shall advertise in three consecutive issues of a newspaper circulating within the Scheme Area, a notice giving brief details of the proposed policy or policies and inviting submissions within 21 days from the date of the last advertisement of the notice. The Council shall have regard to any submission received before adopting any policy.

2.3.3 The Council shall not adopt any policy which is contrary to the provisions of the Scheme.

#### Part 3—Development and its Approval

##### 3.1 Development of Land.

3.1.1 Subject to the provisions of the Scheme, a person shall not use any land or erect a building or structure for a use or purpose herein specified otherwise than in accordance with the provisions of the Scheme.

3.1.2 Subject to the provisions of the Scheme, a person shall not commence or carry out the development of any land:

- (i) without the approval of the Council to carry out that development; and
- (ii) if that approval is granted subject to any conditions, otherwise than in accordance and compliance with those conditions.

##### 3.2 Application for Approval to Commence Development.

3.2.1 A person who desires to develop land shall, except where the Scheme provides otherwise, make application to the Council for approval to commence development. Such

approval, if granted, is hereinafter referred to as "a planning approval", and is required in addition to a building license.

3.2.2 The application for planning approval to commence development shall be in the form of Form 1 set out in Schedule 1 to the Scheme.

3.2.3 An application for planning approval to commence development shall be accompanied by a plan or plans showing—

- (i) the location of the lot;
- (ii) the position of existing buildings and improvements on the lot, their respective uses and whether they are to be retained;
- (iii) the position of buildings and improvements proposed to be constructed and the uses for which they are respectively intended;
- (iv) elevations and sections of any building proposed or altered and the materials to be used, the number of floors and the area of each floor, the level of each floor and their relationship to the level of the site;
- (v) the existing and proposed means of access for pedestrians and vehicles to and from the lot;
- (vi) the location, number, dimensions and layout of all carparking spaces to be retained;
- (vii) the location and dimensions of any area proposed to be provided for the loading and unloading of vehicles and the means of access to and from that area;
- (viii) the position, type and height of all existing trees on the site and those to be retained and those to be removed;
- (ix) the location, dimensions and design of proposed landscaped areas and particulars of the manner in which it is proposed to develop landscaped areas; and
- (x) any other information the Council may reasonably require.

##### 3.3 Determination of application.

3.3.1 Prior to considering an application made pursuant to Sub-clause 3.2.1, the Council may consult with any public or statutory body before determining such application.

3.3.2 In considering an application made pursuant to Sub-clause 3.2.1, the Council shall have regard to the following matters—

- (i) the aims and objectives of the Scheme;
- (ii) the provisions of the Scheme;
- (iii) the nature of the proposed development in relation to the development either existing or proposed on adjoining land;
- (iv) the size, shape and character of the lot upon which the development is to be carried out and the influence which this may have on the siting and nature of any new building;
- (v) the design and external appearance (including the exterior cladding) of any new building and its effect upon the amenity of existing buildings and the area generally;
- (vi) the representatives of any statutory bodies or other interested parties with whom it may confer;
- (vii) the existing and likely future amenity of the Scheme Area;
- (viii) the nature and condition of roads serving the sites under consideration, and the need for carparking, loading and vehicle turning space within the site to adequately serve anticipated development;
- (ix) any other matters relevant to town and regional planning, the public interest in general and the locality surrounding the proposed development in particular; and
- (x) any policy adopted by Council pursuant to Clause 2.3.1.

3.3.3 The Council having considered an application for planning approval may either—

- (i) grant approval;
- (ii) grant approval subject to such conditions as it deems fit; or
- (iii) refuse to grant approval.

Without limiting the generality of the foregoing, the Council may, where it deems appropriate, grant planning approvals which—

- (i) if not implemented within the period of time specified in each such approval shall cease to be valid;

- (ii) permit the use and development of land to occur for limited periods of time, after the expiration of which periods, as specified in each such approval, the use shall cease and the site shall be restored to the condition existing at the time when the approval was given unless a further approval has been sought and obtained.

#### 3.4 Notice of approval or refusal.

3.4.1 The Council shall give notice of its approval or refusal of an application to the applicant in the form prescribed in Schedule No. 2 and in respect of a refusal to grant approval shall give a reason for its refusal.

3.4.2 The Council shall convey its decision to the applicant within 60 days of the date upon which the application was received at the offices of the Council, unless the Council shall have first obtained the applicant's approval in writing for an extension of that period.

3.4.3 If the Council shall not have conveyed its decision to the applicant within the period or extended period, the applicant shall be deemed to have been refused for the purpose of appeal.

3.5 Permitted Development: The following classes of development may be undertaken without the approval of the Council and are referred to as "permitted development"—

- (i) the construction, replacement, maintenance or repair by a Government Agency or Statutory Undertaking of any equipment necessary to provide and maintain a public service;
- (ii) the maintenance and repair of any building provided that no works of a structural nature are undertaken and no material change in the external appearance of the building is involved;
- (iii) the erection of buildings and structures which lie within the definition of development but which are associated with and incidental to the primary use of the land on which the buildings or structures are to be erected provided that:
  - (a) the land is not within a floodway;
  - (b) the floor area of the proposed building or structure is no larger than 10% of the floor area of existing buildings or structures erected on the same lot as at the date of the Scheme's gazettal or at the date of initial construction of the building or structure whichever is the later;
  - (c) the proposed building or structure complies in all respects with the provisions of this Scheme; and
  - (d) the change of use from one use to another, if both uses are within the same use class as defined in the interpretations contained in the Scheme, unless the use is a Non-Conforming Use;
- (iv) the use of land included within the Rural Zone for agricultural, viticultural, horticultural or silvicultural purposes; and
- (v) the erection on a lot of a single dwelling house including ancillary outbuilding in the Residential Zone where such use is designated with the symbol 'P' in the Use Class Table.

#### PART 4—Reserved Land

4.1 Reservations: Land set aside under the Scheme for the purposes of a reserve is deemed to be reserved for the purpose indicated on the Scheme Map.

4.2 Development: Except as otherwise provided in this Part, a person shall not carry out any development on land reserved under the Scheme other than the erection of a boundary fence without first applying for and obtaining the planning approval of the Council pursuant to Part 3 of the Scheme.

4.3 Approval: In giving its approval, 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.

#### 4.4 Continued use of reserved land:

No provision of this Part prevents the continued use of land for the purpose for which it was being lawfully used immediately prior to the gazettal date of the Scheme, or the repair and maintenance of buildings or works lawfully existing on the land.

#### 4.5 Compensation.

4.5.1 If 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 thereby, claim compensation for the injurious affection.

4.5.2 The time within which a claim for compensation pursuant to Clause 4.5.1. may be made is 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.

4.6 Purchase in lieu of compensation: In lieu of paying compensation the Council may, if the owner is willing to sell it, purchase the land affected by a decision of the Council at a price representing the unaffected value of the land at the time of refusal of planning approval or of the grant of planning approval subject to conditions that are unacceptable to the applicant.

#### PART 5—Zones

5.1 Zones: With the exception of the land reserved under Part 4 of the Scheme, the Scheme Area is classified into zones as set out hereunder:

1. Residential
2. Residential Development
3. Canal Development
4. Town Centre
5. Commercial
6. Industry
7. Hotel/Motel
8. Private Clubs and Institutions
9. Private Recreation
10. Rural
11. Special Rural
12. Caravan Park; Chalet Park
13. Special Use.

#### 5.2 Zoning Table.

5.2.1 Table No. 1 indicates the various uses and developments permitted by the Scheme in the various zones, such uses and developments being determined by cross reference between the list of "Use and Development Classes" in the left hand side of the Table and list of "Zones" along the top of the Table.

5.2.2 The symbols used in the cross references in Table No. 1 appended to this Clause have the following meanings:

"P" Uses which are permitted provided that the relevant standards and requirements laid down in the Scheme and all conditions (if any) imposed by Council in granting planning approval are complied with.

"AA" Uses which the Council may at its discretion permit provided it is satisfied that such use would not be contrary to the orderly and proper planning of the area.

"SA" Uses and development which the Council exercising the discretionary powers available to it may approve under the Scheme except that such approval shall not be granted by the Council until—

- (a) full details and particulars of the proposal have been advertised by the Council or the applicant at least twice in a newspaper circulating in the district. Such advertisement shall specify the manner in which and the period (not being less than 21 days) during which submissions may be made to the Council;
- (b) a sign giving the same details as the advertisement referred to in paragraph (a) above has been affixed by the applicant in a conspicuous position on the land for the entire duration of the advertisement period;
- (c) adjoining property owners have been notified of proposal in writing by the Council and invited to make submissions; and
- (d) the Council has considered any submissions received.

"IP" Uses and developments which are not permitted unless such use or development is incidental to the predominant use of land as decided and approved by the Council.

“X” Uses and developments which are not permitted under this Scheme.

5.2.3 In respect of a use class not mentioned in Table No. 1, the Council shall, on application by an owner or his agent, either—

- (i) determine by absolute majority that the proposed use is one which is consistent with the objectives

and purposes of a particular zone and thereafter follow the advertising procedures of Clause 5.2.2 in considering an application for planning consent; or

- (ii) determine that the use is one which is not appropriate for any particular site in any zone and refuse the use accordingly and shall give reasons for its refusal.

Table No. 1—Zoning Table

Uses and Development Classes	Residential	Residential Dev	Canal Devel	Town Centre	Commercial	Industry	Hotel/Motel	Private Clubs	Private Rec	Rural	Special Rural	Cara/Chalet Pk	Special Use
<b>Residential</b>													
Single House .....	P	AA		AA	AA	X	X	IP	IP	P	P	IP	
Attached House .....	AA	X		X	X	X	X	X	X	X	X	X	
Grouped Dwelling .....	AA	X		X	X	X	X	X	X	X	X	X	
Aged or Dependant Persons Dwellings .....	AA	X		X	X	X	X	SA	X	X	AA	X	
Additional Accommodation .....	AA	IP		X	X	X	X	X	X	P	AA	AA	AA
Home Occupation .....	AA	AA		AA	AA	X	X	X	X	AA	AA	X	X
Caretaker's House .....	X	X		X	X	IP	IP	AA	AA	AA	X	P	
<b>Travelling and Vacational</b>													
Residential Hotel .....	X	X		AA	X	X	P	X	X	X	X	X	X
Lodging House .....	SA	X		AA	X	X	P	X	X	X	X	X	X
Chalet Park .....	X	X		X	X	X	X	X	X	SA	X	X	P
Caravan Park .....	X	X		X	X	X	X	X	X	X	X	X	P
Camping Area .....	X	X		X	X	X	X	X	X	SA	X	P	
<b>Licensed Premises</b>													
Hotel .....	X	X		AA	X	X	P	X	X	X	X	X	X
Motel .....	X	X		AA	AA	X	P	X	X	X	X	X	X
Tavern .....	X	X		AA	AA	X	P	X	X	X	X	X	X
Wine Shop .....	X	X		AA	AA	X	AA	X	X	X	X	X	X
Liquor Store .....	X	X		AA	AA	X	AA	X	X	X	X	X	X
Licensed Restaurant .....	X	X		AA	AA	X	P	AA	X	X	X	X	X
<b>Commercial</b>													
Shop .....	X	X		P	P	AA	IP	IP	IP	X	X	IP	
Restaurant/Cafe .....	X	X		P	P	AA	AA	AA	X	X	X	AA	
Take-Away Food Outlet .....	X	X		P	P	AA	X	X	X	X	X	AA	
Car, Boat, Caravan and Agricult. Equip. Sales .....	X	X	Refer Sched 3	P	P	AA	X	X	X	X	X	X	Refer Sched 5
Car Park .....	X	X		P	P	P	P	P	P	X	X	P	
Service Station/Petrol Filling Station .....	X	X		AA	AA	AA	X	X	X	X	X	X	
Bank .....	X	X		P	P	AA	X	X	X	X	X	X	
Office .....	X	X		P	P	IP	X	X	X	X	X	X	
Consulting Room(s) .....	SA	X		P	AA	X	X	X	X	X	X	X	
Medical Clinic .....	SA	X		P	AA	X	X	X	X	X	X	X	
Showrooms .....	X	X		P	AA	AA	X	X	X	X	X	X	
Warehouse and Storage .....	X	X		AA	AA	AA	X	X	X	X	X	X	
Dry Cleaning Agency .....	X	X		P	P	AA	X	X	X	X	X	X	
Funeral Parlour .....	X	X		SA	SA	AA	X	X	X	X	X	X	
<b>Industrial</b>													
Light Industry .....	X	X		X	X	P	X	X	X	X	X	X	
General Industry .....	X	X		X	X	P	X	X	X	X	X	X	
Factory Units .....	X	X		X	X	AA	X	X	X	X	X	X	
Service Industry .....	X	X		AA	AA	AA	X	X	X	X	X	X	
Motor Vehicle Wrecking .....	X	X		X	X	AA	X	X	X	X	X	X	
Extractive Industry .....	X	X		X	X	X	X	X	X	SA	X	X	
Rural Industry .....	X	X		X	X	AA	X	X	X	AA	X	X	
Fuel Depot .....	X	X		X	X	AA	X	X	X	SA	X	X	
Dry Cleaning Premises .....	X	X		AA	X	AA	X	X	X	X	X	X	
Noxious Industry .....	X	X		X	X	SA	X	X	X	SA	X	X	
<b>Public and Community</b>													
Day Care Centre .....	SA	X		AA	AA	X	X	X	X	X	X	X	
Kindergarten .....	SA	X		X	X	X	X	X	X	X	X	X	
Health Centre/Studio .....	X	X		AA	AA	AA	X	AA	IP	X	X	X	
Infant Welfare Clinic .....	X	X		AA	AA	X	X	AA	X	X	X	X	
Public Amusement .....	X	X		AA	AA	X	X	IP	SA	X	X	X	
Place of Public Worship .....	SA	X		AA	AA	X	X	AA	X	X	X	X	
Place of Public Assembly .....	X	X		AA	X	X	X	AA	AA	X	X	X	
Civic Building .....	X	X		AA	AA	X	X	X	X	X	X	X	
Public Utility .....	P	P		P	P	P	P	P	P	P	P	P	
Private Club .....	X	X		AA	X	X	X	P	AA	X	X	X	

Uses and Development Classes	Residential	Residential Dev	Canal Devel	Town Centre	Commercial	Industry	Hotel/Motel	Private Clubs	Private Rec	Rural	Special Rural	Cara/Chalet Pk	Special Use
Rural													
Intensive Agriculture .....	X	X		X	X	X	X	X	X	P	X	X	
Piggeries .....	X	X	Refer Sched 3	X	X	X	X	X	X	SA	X	X	Refer Sched 5
Poultry Farms .....	X	X		X	X	X	X	X	X	AA	X	X	
Kennels .....	X	X		X	X	X	X	X	X	SA	X	X	
Veterinary Clinic .....	X	X		AA	AA	X	X	X	X	AA	AA	X	
Veterinary Establishment .....	X	X		X	X	X	X	X	X	AA	X	X	
Stables .....	X	X		X	X	X	X	X	IP	P	AA	X	
Rural Pursuit .....	IP	X		X	X	X	X	X	X	P	AA	X	
Rabbit Farm .....	X	X		X	X	X	X	X	X	SA	X	X	

## PART 6—Special Provisions

6.1 Development affecting natural waterways and other wetlands.

6.1.1 On receipt of any application made pursuant to Sub-Clause 3.2.1 and 3.3.1, which adjoins or is likely to affect a natural river, waterway, lake or other wetland (except in respect of development contained within a Canal Development Zone), the Council shall consider the application having regard to the matters referred to in Sub-Clause 3.4.2 and shall either—

- (i) resolve to forward the application to the Environmental Protection Authority, Peel Inlet Management Authority or any other body whose functions may be affected advising that it has no objection in principle to the application and seeking the view or comments of the body or bodies consulted; or
- (ii) resolve to refuse to approve the application and advise the applicant of its decision in accordance with Clause 3.3.3.

6.1.2 In the event of the Council resolving in accordance with Sub-Clause 6.1.1 (a), the Council shall, in determining the application, have regard to the view and comments received from the body or bodies consulted.

6.1.3 Nothing in this Clause shall prevent an applicant from consulting directly with any body referred to in Sub-Clause 6.1.1 (i) prior to the submission of an application pursuant to Clause 3.2.1 and 3.3.1.

## 6.2 Canal Developments: Procedure for zoning:

6.2.1 Any owner of land, or developer having control of any land wishing to request to have that land included in the Canal development Zone, shall provide the Council with the following information—

- (i) a site plan at a scale of no less than 1:5000 showing:
  - (a) boundaries of proposed development site;
  - (b) draft layout of the proposed canals, roads, lots and any reserves;
  - (c) the navigable connection to the natural waterway; and
  - (d) the proposed land uses to be provided within the development site and their disposition;
- (ii) the nature and results of any investigations which may have been carried out;
- (iii) an airphoto map or photo mosaic showing the development site in relation to the surrounding area, if available; and
- (iv) a short report explaining and supporting the proposed development.

6.2.2 On receipt of a request for rezoning in accordance with Sub-Clause 6.2.1 the Council shall resolve either to—

- (i) advise the owner or developer that it does not consider that the proposed development is an appropriate one for the particular site in question and is therefore not prepared to initiate an amendment to the Scheme; or
- (ii) advise the owner or developer that it agrees in principle with the concept of a canal estate for the subject land.

6.2.3 In the event that the Council advises the owner or developer in accordance with Sub-Clause 6.2.2 (ii), the Council shall forward the request for rezoning to the State Planning Commission in accordance with the procedures formulated by the Steering Committee on Canal Estates

1981 and such amendments that may be made to the procedure by the Committee from time to time.

6.2.4 Nothing in this Clause shall prevent the owner or developer from consulting directly with anybody referred to in Sub-Clause 6.2.3.

6.2.5 The Council shall have regard to any advice and comment it receives relating to the request for rezoning as a result of the passage of the proposal as outlined in Clause 6.2.3, and shall either—

- (i) resolve to initiate an amendment to the Scheme to include the land within the Canal Development Zone; or
- (ii) resolve not to proceed with an amendment to the Scheme, and shall advise with applicant accordingly.

## Development &amp; Land Use

6.2.6 All development and use of land within the Canal Development Zone shall comply with the Special Provisions contained in Schedule 3 of the Scheme relating to the particular parcel or parcels of land, in addition to any other provisions which are more generally applicable to such land under the Scheme. Should there be any conflict between the Special Provisions contained in Schedule 3 of the Scheme and any other provision of the Scheme, those contained in Schedule 3 shall prevail.

6.2.7 Notwithstanding the provisions of Clause 3.5 of the Scheme, no person shall carry out any development within the Canal Development Zone without first applying for and obtaining planning approval in accordance with Part 3 of the Scheme.

6.2.8 Where development is proposed within 7.5 m landward of a canal frontage, subsequent to the development of a canal estate, the Council shall refer the application to commence development to the Peel Inlet Management Authority for its consideration, and where the comments of that Authority are received within 30 days of the Council having sent the application to it, the Council shall have regard to such comments in making its determination.

6.2.9 Where development is proposed in, on, or over a canal or canal waterway, subsequent to the development of a canal estate, details of that development shall be referred by the Peel Inlet Management Authority to the Council for its comments.

6.2.10 All dwellings shall be set back a minimum of 9.0 m from a canal frontage and 6.0 m from a road frontage.

6.2.11 All retaining walls along a canal frontage shall be kept in a structurally sound condition to the satisfaction of the Council and shall not be altered, removed, extended or interfered with in any way without the prior written approval of the Council.

6.2.12 No retaining wall or fencing shall be erected along the canal frontage or within 1.0 m of the top of a canal wall or canal frontage whichever is the greater setback as determined by the Council.

6.2.13 No retaining wall situated more than 1.0 m but less than 7.5 m from a canal frontage, shall exceed 1.0 m above the stabilised surface level.

6.2.14 No retaining wall situated more than 7.5 m but less than 9.0 m from a canal frontage shall exceed 1.5 m above the stabilised surface level.

6.2.15 No fence situated more than 7.5 m from a canal frontage shall exceed 1.0 m above the original stabilised surface.

6.2.16 No fence situated more than 7.5 m from a canal frontage shall exceed 2.0 m above the original stabilised surface.

6.2.17 All clothes drying areas, utility areas or service areas, which in the opinion of the Council will detract from the amenity of either the canal frontage or the road frontage, shall be screened from view to the satisfaction of the Council. Applications to commence development shall show how all clothes drying areas, utility areas or service areas will be integrated with the development in order to comply with this Sub-Clause.

6.2.18 The Council may, with the agreement of the Peel Inlet Management Authority where that Authority's comment or consent is required by Council vary any of the provisions of Clause 6.2 and the Third Schedule provided Council is satisfied that:

- (i) no structural weakness will result;
- (ii) no erosion or soil instability will result; and
- (iii) the overall amenity and appearance of the canal frontages will be maintained or improved provided that any proposal to vary the provisions shall be circulated to owners and occupants of all lots within the estate and their comments invited within thirty days; the Council shall consider all comments before determining the application.

### 6.3 Murray River Flood Plain.

6.3.1 Any development which may be obstructive to flood plains (including the erection of fences and intensive agriculture) within the Murray River Floodways as notated on the Scheme Map shall not be commenced or carried out without the prior approval of the Council as required in Part 3 of the Scheme.

6.3.2 On receipt of an application to commence development on land within the Murray River Floodways as notated on the Scheme Map, the Council may consult with the Water Authority seeking its views and comments on the development proposed. The application shall have regard to the guideline for floodway management as set out in Appendix No. 2.

6.3.3 Without limiting the generality of Sub-Clause 3.4.2, the Council, in determining any application to commence development within the Murray River Floodways, shall have regard to—

- (i) any views to comments received from the Water Authority; and
- (ii) the need to prevent obstruction to the free flow of floodwater.

### 6.4 Special Rural Zones: Procedure for Zoning.

6.4.1 The Council shall not initiate an amendment to include land within a Special Rural Zone unless the land is included within the Council's approved Special Rural Strategy.

6.4.2 All "rezoning submissions" shall include:

- (i) a statement of the purpose or intent for which the zone is being created;
- (ii) details and particulars of the evaluation of the land carried out in respect of topography, slope, aspect, physical features and characteristics, natural vegetation, the environmental and landscape qualities of the area generally, the availability of services to the site including roads, power and the sources of supply from which potable and stock water are to be gained;
- (iii) plans at suitable metric scales showing:
  - (a) the relationship of the land to its environs and local settlements;
  - (b) the contours and physical features of the landform;
  - (c) the extent of natural vegetation and other trees and shrubs upon the land; and
  - (d) the position and use of all significant improvements on the land, including dwellings, farm buildings, bores, pumps and wells;
- (iv) plans at suitable metric scales showing:
  - (a) the proposed ultimate subdivision of the land, including approximate lot sizes and dimensions;
  - (b) the road access to each new lot and the connection of the road system within the subdivision to the road system in the locality;

(c) land to be set aside as may be appropriate for Public Open Space, pedestrian accessways, horse trails, community facilities, etc, including as appropriate accessways to river and lake foreshores;

(d) physical and natural features it is intended to conserve and where appropriate, details of the proposals for landscaping and other works designed to complement those features; and

(e) the staging of the subdivision if appropriate;

(v) details of the facilities to be provided at the time of subdivision and those to be provided at a later stage when development of the land occurs, in particular water supply and on-site septic effluent disposal facilities;

(vi) draft documents prepared to show the manner in which this Scheme can be amended by inclusion of the land into a Special Rural Zone on the Scheme Maps and the extension of the Schedule of Special Rural Zones in this Scheme Text containing all such measures for the control of land uses and development as are necessary to ensure that the purpose and intent of the zone is achieved and the qualities of the rural environment are not impaired; such documents should also include any Special Provisions to secure the objectives of the zone.

6.4.3 On receipt of a rezoning submission the Council may consult with any public or statutory body before determining the Report and, in the case of the land, the subject of a "rezoning submission", which includes or abuts any river, lake or other wetland, the Council shall consult the Environmental Protection Authority.

6.4.4 If the Council shall approve the content of a rezoning submission, with or without such modification as the Council deems necessary, and thus identifies the land as suitable for subdivision into small rural holdings, it shall initiate an amendment to the Scheme to transfer the land concerned from a Rural Zone to a Special Rural Zone.

#### Subdivision, Development and Land Use

6.4.5 All subdivision, development and use of land within a Special Rural Zone shall comply with the Special Provisions contained in Schedule 4 of the Scheme relating to the particular parcel or parcels of land, in addition to any other provisions contained in Sub-Clauses 6.4.6 and 6.4.7 of this Part, and the Scheme generally.

6.4.6 Not more than one dwelling house may be erected on any lot contained within a Special Rural Zone, but the Council may, at its discretion, permit an aged persons unit attached to a dwelling house.

6.4.7 Each dwelling shall be provided with a supply of potable water either from a reticulated system, an underground bore or a rainwater storage system with a minimum capacity of 90 000 litres, or a combination of any of these methods, to the satisfaction of Council. A dwelling shall not be considered fit for human habitation unless such a water supply has been installed and is operating.

#### 6.5 Residential Development Zone.

6.5.1 It is the intention of the Council to ensure that subdivision and development of land within the (Urban) Residential Development Zone takes place only after comprehensive planning ensures the maximum possible benefits of urban design and servicing.

6.5.2 In this regard the Council, before supporting or approving any proposal for subdivision or development of land within the zone, may require the preparation of an Outline Development Plan for the whole of the zone or for any particular part or parts as is considered appropriate by the Council with regard to the primary intent of the zone.

6.5.3 The Outline Development Plan shall show—

- (i) the topography of the area;
- (ii) the vegetation of the area;
- (iii) the existing major road systems;
- (iv) the location and width of proposed major roads and cycleway systems;
- (v) the approximate location and quantity of shopping, civic and public facilities proposed;
- (vi) the approximate location of the recreation and open space areas proposed; open space, where appropriate, to be related to creek lines, native vegetation and other natural features;
- (vii) the population, residential densities and detailed subdivision standards proposed, including the location of appropriate 'Residential Planning Code' densities;

- (viii) the basic layout of a sewerage system;
- (ix) the layout of comprehensive drainage both land and stormwater;
- (x) land holdings adjacent to and included in the area subject of the application;
- (xi) the development proposed, the method of carrying out the development and the projected times of completion of each stage of development;
- (xii) such other information as shall be required by Council; and
- (xiii) the effect, if any, on the land by floodways.

6.5.4 When an Outline Development Plan has been prepared to the satisfaction of Council, the Council shall notify in writing each owner of land affected by the Plan of the existence of plan and invite each owner to make a submission to Council regarding any aspect of the Plan of interest to or affecting that owner.

6.5.5 The Council shall specify a time within which submissions will be received, which shall not be less than 28 days from the date of the notification described in Clause 6.5.4.

6.5.6 The Council shall consider any submissions made under Clause 6.5.4 and may amend and adopt the Outline Development Plan after consideration of such submissions.

6.5.7 The Council shall subsequently forward the Outline Development Plan to the State Planning Commission, together with a precis of, and the Council's decision in relation to, each submission received in respect of the Plan, and shall request the Commission to adopt the Plan submitted as the basis for approval of subdivision applications within the area covered by the Plan.

6.5.8 Any departures from or alterations to the Outline Development Plan may, subject to the approval of the State Planning Commission, be permitted if the Council considers that the proposed departure or alteration will not prejudice the progressive subdivision and development of the area the subject of the Plan.

6.5.9 An application for planning approval to develop land included in the zone shall not be approved until an Outline Development Plan has been prepared and adopted, unless the Council is satisfied that the proposed development will not prejudice the subsequent preparation and adoption of an Outline Development Plan.

6.6 Special Use Zone: No person shall, in respect of any land included in this zone—

- (i) use any land or any buildings or structures erected thereon; and
- (ii) carry out any development thereon; except in accordance with the Special Provision applicable to the specified land as set out in Schedule 5 of the Scheme.

6.7 Places of Heritage and Landscape Value.

6.7.1 The places described in Schedule No. 6 and situated on the lands shown as places of heritage and landscape 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.

6.7.2 A person shall not, without the special approval of the Council, at or on a Place of Heritage and Landscape Value carry out any development including, but without limiting the generality of the foregoing—

- (i) the erection, demolition or alteration of any building structure (not including farm fencing, wells, bore or troughs and minor drainage works ancillary to the general rural pursuits in the locality);
- (ii) clearing of land or removal of trees associated with a building of Heritage Value;
- (iii) the erection of advertising signs; and
- (iv) clearing of land.

6.7.3 The Council may give its special approval to development at or on a Place of Heritage and Landscape Value if the development—

- (i) complies with the land use requirements of the zone in which the development is proposed; and
- (ii) complies with the requirements of any policy or code in respect of a Place of Heritage and Landscape Value.

6.7.4 The Council may give its special approval to the restoration of a Place of Heritage and Landscape Value notwithstanding that the work involved does not comply

with the Residential Planning Codes or with the provisions of the Zoning and Development Table for the zone or area in which the place exists.

## PART 7—General Provisions

### 7.1 General.

7.1.1 Except as provided elsewhere in the Scheme, no person shall carry out any development within the Scheme Area, other than in accordance with the provision of—

- (i) the Zoning Table (Table No. 1);
- (ii) the site requirements and development standards contained in this Part and Table No. 2; and
- (iii) the appropriate provisions of Part 6 relating to the specific development.

7.1.2 Where no site requirement or development standard is prescribed in any particular case, the Council may, at its discretion, and having regard to the matters referred to in Sub-Clause 3.3.2, prescribe such site requirements or development standard, as it deems appropriate.

### 7.2 Residential Planning Codes.

7.2.1 "Residential Development": Residential Planning Codes—

- (i) for the purpose of this Scheme "Residential Planning Codes" means the Residential Planning Codes set out in Appendix 3 to the Statement of Planning Policy No. 1, together with any amendments thereto;
- (ii) a copy of the Residential Planning Codes, as amended, shall be kept and made available for public inspection at the office of the Council; and
- (iii) 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 these codes.

7.2.2 Residential Planning Code densities are shown on the Scheme Maps.

7.2.3 Residential Planning Codes—variations and exclusions.

- (i) within those areas coded R5 (except the Murray River Delta Islands) and R10, no further subdivision shall be permitted until such time as deep sewerage is available; and
- (ii) within those areas coded R20 outlined in Schedule 5—River Resort, South Yunderup the following variations will apply: single and attached house—minimum setbacks from boundaries—rear 1.5 m and for carpark and pergola development, minimum setbacks from boundaries—street—1.5 m, and side—nil where wall or piers are to the extremity of the underside of the roof covering.

7.2.4 Within those areas zoned 'Canal Development', minimum setback distances shall comply with the provisions of Clause 6.2.10.

7.2.5 Unless otherwise coded, all residential development within the Scheme area shall comply with the R10 Code.

### 7.3 General Provisions.

#### 7.3.1 Carparking.

- (i) carparking required to be provided pursuant to the provisions of this Scheme shall be laid out and constructed generally in accordance with the layouts of parking bays and manoeuvring aisles shown in Figure 1—Parking Layouts, except that where the angles of carparking vary from those shown, the Council may determine the width of the manoeuvring aisle which in no case shall be less than four metres; and
- (ii) carparking bays shall be capable of use independently of each other.

#### 7.3.2 Servicing.

For new uses or development projects which require the despatch or receipt of goods of any kind, loading and unloading space will be required to be provided clear of the street. In general, the Council will seek to ensure that most servicing vehicles are able to enter and leave a street in a forward direction.

#### 7.3.3 Landscaping.

- (i) landscaped areas to be constructed, planted and maintained pursuant to this Scheme will, in general, be located in such positions on a site or sites so as to enhance the appearance of the affected street or streets and to screen from view or soften the

impact of parking areas, open storage areas, drying areas and any other space which, by virtue of its use is likely to detract from the visual amenity of the townscape;

- (ii) landscaping proposals shall be submitted to and approved by the Council and any planting designed to act as a screen shall be comprised of plants growing to a variety of heights to achieve the desired results; and
- (iii) all landscaping proposals approved by Council pursuant to this Scheme shall be carried out at the time of the development or at such other time as may be agreed in writing between the developer and the Council and shall thereafter be permanently maintained to the satisfaction of the Council.

#### 7.3.4 Treatment of Driveways and Parking Areas.

- (i) all driveways and parking areas shall be constructed to Council's satisfaction and provided with a sealed surface with appropriate measures for drainage and the disposal of surface water. Where

appropriate, the Council may require the marking out of parking areas and the provision of suitable 'no parking' signs where thoroughfare must be preserved; and

- (ii) all parking areas, turning areas and driveways required by Council pursuant to this Scheme shall be provided at the time of the development and thereafter maintained to the satisfaction of Council.

#### 7.4 Additional Provisions for Commercial and Industrial Development.

7.4.1 No open storage of goods, unserviceable vehicles or machinery shall be carried out within the front boundary setback area, which shall be used only for landscaping, carparking, servicing, loading and unloading, or where appropriate, and subject to approval of the Council, for trade display.

7.4.2 All open storage areas shall be screened by landscaping, fencing or by other means acceptable to the Council, to ensure that storage areas are not exposed to view from nearby roads or other public places.

Table No. 2—Non-Residential Development Standards

NOTES: See also the Special and General Provisions.

cps = car parking spaces

gfa = gross floor area

\* = standard to be determined by Council

Where a use is permitted in a Zone other than that stated in this Table, the Council may apply the standards to that Zone within which the use is proposed as is appropriate.

Use/Development	Setbacks			Site Coverage	Landscaping	Car Parking Requirements	Special Remarks
	Front	Side	Rear				
Shops & Banks Cafe Restaurant Take-Away Food Outlets, etc.	Nil	Nil	Nil	*	*	1 cps per 20 m <sup>2</sup> gfa 1 cps per 4 seats & 1 cps per 5 m <sup>2</sup> of waiting area.	Where large scale development or re-development is proposed within this zone, the Council will require the provision of 10% landscaping and observance of setbacks as may be determined by Council in each case.
Offices, Consulting Rooms, Medical Clinics, etc.	*	*	*	*	*	1 cps per 50 m <sup>2</sup> gfa 4 cps per consultant or practitioner.	Where loading and unloading of goods is required to service the particular use, such facilities will be required to be provided within the site to the satisfaction of the Council.
Day Care Centre Kindergarten	*	*	*	*	*	1 cps per staff member	Additional provision for picking up and setting down of children, etc., may be required.
Churches, Public Halls, etc.	*	*	*	*	*	1 cps per 4 seats.	
Showrooms Warehouse, Storage, etc.	7.5	5	*	75	10	1 cps per 100 m <sup>2</sup> gfa & servicing.	For bowsers, awnings and canopies on service stations, petrol filling stations, setbacks may be reduced at the discretion of the Council.
Hotel, Motel	7.5	*	*	75	10	1 cps per 3 m <sup>2</sup> net bar area and/or 1 cps per 4 seats of dining area & 1.5 cps per unit of accommodation as appropriate.	Servicing facilities will also be required.
Tavern	*	*	*	*	*	1 cps per 3 m <sup>2</sup> net bar area and/or 1 cps per 4 seats of dining area.	
Wine Shop, Liquor Store	*	*	*	*	*	See standards for shops above	

Use/Development	Setbacks			Site Coverage	Landscaping	Car Parking Requirements	Special Remarks
	Front	Side	Rear				
Caravan Park, Chalet Park, Camping Site	9	*	*	*	*	1 cps per unit, bay or site & 1 cps per 4 such units bays or sites for visitor parking.	In addition the provisions of the Health Act (Caravan Parks & Camping Regulations 1974) shall apply.
Private Club	9	3	7.5	30	20	*	Membership, frequency of use and maximum attendance at functions etc will be used to determine parking requirements.
Institution	*	*	*	*	*	*	
Light, General & Service Industry	10	5	*	75	10	1 cps per 50 m <sup>2</sup> & servicing facilities.	Where the Council is satisfied that the prescribed parking, servicing and landscaping can be provided without strict compliance with the setback requirements, the Council may relax those requirements.
Factory Units	*	*	*	*	*	1 cps per 40 m <sup>2</sup> & servicing facilities.	As above. Car parking spaces may be provided in a single parking area but the Council may require a servicing to be provided to each factory unit.
Motor Vehicle Wrecking	10	*	*	*	*	*	Storage height limited to 2 m. Screen (solid) fencing and landscaping to be provided around open storage areas.
Veterinary Clinics & Establishments	10	*	*	*	*	4 cps per veterinarian or consultant	
Stables	10	*	*	*	*	Nil.	Council may impose appropriate building setback distances for stables & yards when development adjoins Residential or Residential Development Zoned land.

## PART 8—Non-Conforming Uses of Land

8.1 Existing Use Rights: No provisions of the Scheme shall prevent—

- (i) 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
- (ii) the carrying out of any development thereon for which immediately prior to that time a permit or permits, lawfully required to authorise the development to be carried out, were duly obtained and are current.

8.2 Continuance of Non-Conforming Uses: If at the gazettal date any land, building or structure is being lawfully used for a purpose or in a manner not permitted by the Scheme (hereinafter referred to as a "Non-Conforming Use") the Non-Conforming Use may continue subject to the following restrictions—

- (i) the 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;
- (ii) 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;
- (iii) 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 buildings shall not be extended beyond:
  - (a) the land on which the building or buildings stand; and

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

(iv) a person shall not erect, alter or extend a building or buildings used in conjunction with a Non-Conforming Use unless in conformity with the provisions and requirements of the Scheme and the Council may require:

- (a) compliance with the requirements applicable to the zone in which the Non-Conforming Use is carried on;
- (b) compliance with the requirements applicable to any zone in which the Non-Conforming Use, subject to compliance with the other provisions of the Scheme, is permitted; and
- (c) 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, subject to compliance with the other provisions of the Scheme, is 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.

8.3 Discontinuance: Subject to Clause 8.4, if a Non-Conforming Use is discontinued after the gazettal date, and such discontinuance endures for a period of six months or

more, that use shall be deemed to have ceased and a person shall not, subject to Sub-Clause 8.2, thereafter use the land or any building or structure thereon or in which the Non-Conforming Use was carried on, for any purpose not permitted by the Scheme including the original Non-Conforming Use.

#### 8.4 Change to Another Non-Conforming Use.

8.4.1 The Council may, upon such conditions as it thinks fit permit the change of a Non-Conforming Use to another Non-Conforming Use if in its opinion the latter use is less detrimental to the amenity of the area.

8.4.2 If the Council approves the change of a Non-Conforming Use to another use, the owner and occupier of the land on which the use is carried on shall, unless otherwise required by the Council, comply with all the development standards of the Scheme relating to the new use and to the building or buildings used or to be used in respect thereof.

8.5 Acquisition and Agreements: The Council may for the purpose of discontinuing a Non-Conforming Use or of prohibiting the extension or alteration of a Non-Conforming Use (other than in accordance with this Part), acquire the land and building (if any) thereon or make an agreement relating to the payment of compensation or moneys to a person willing to discontinue a Non-Conforming Use.

### PART 9—Finance and Administration

#### 9.1 Enforcement.

9.1.1 A person shall not construct or erect or commence to construct or erect a building otherwise than in accordance with the provisions of the Scheme.

9.1.2 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, or any use approved by the Council in accordance with the Scheme.

9.1.3 In cases where the Council's approval or consent is required before a development is commenced or is required for the use of land, a person shall not commence the development or use the land without the approval or consent of the Council.

9.1.4 If any consent or approval has been granted upon conditions a person shall not commit a breach of or fail to comply with any of those conditions.

9.1.5 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—

- (i) 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; and
- (ii) to execute any work which it is the duty of any person to execute under the Scheme, in any case where it appears to Council that delay in the execution and any expense incurred by the Council under that section may be recovered from the person in default in a court of competent jurisdiction.

#### 9.2 Powers of the Council.

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

- (i) by its officers and employees to enter and inspect any land or building within the Scheme Area;
- (ii) to enter into agreements and arrangements with owners of land within the Scheme Area;
- (iii) to remove, alter or demolish any building which obstructs the observance or carrying out of the Scheme; and
- (iv) to acquire land or buildings or to make any agreement or proposal in respect thereto.

9.2.2 The Council may exercise the powers conferred by Section 13 of the Act.

9.3 Variation of Standards: The Council may either generally, or in a particular case, by an absolute majority, relax the provisions of Part 7, provided—

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

- (ii) 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;
- (iii) 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 21 days from the publication thereof; and
- (iv) the provisions to be relaxed do not in any way require compliance with the provisions of the Residential Planning Codes.

9.4 Disposal of Land: 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.

9.5 Claims for Compensation: Except where otherwise provided in the Scheme, the time limit for the making of a claim for compensation pursuant to Section 11 of the Act is six months after the date of publication of the Scheme in the *Government Gazette*.

9.6 Appeals: Any applicant, who is aggrieved by any decision made or deemed to have been made by the Council exercising a discretionary power available to it under the Scheme, may appeal pursuant to Part V of the Act, and the Regulations and Rules made thereunder.

9.7 Agreements: The Council may enter into an agreement with any owner of land, and any owner with the consent of the Council may enter into an agreement with any other owner, for the purpose of promoting the aims and objectives of the Scheme.

9.8 Arbitration: If any question arises as to whether at any particular date any land—

- (i) does or does not comprise the lot or lots on which a Non-Conforming Use is being carried on; or
- (ii) is or is not being used for any purpose authorised by the Scheme; or
- (iii) is or is not reasonably required for the purpose for which any building is being used

that question shall, on the application of the claimant or the Council, be determined by arbitration under and in accordance with the Arbitration Act, 1895, unless the parties agree on some other method of determination.

9.9 Adoption: Adopted by Resolution of the Council of the Shire of Murray at the Meeting of the Council held on the 29th day of October, 1987.

M. GREENUP,  
President.

Dated 13th January 1989.

D. A. McCLEMENTS,  
Shire Clerk.

Dated 9th January 1989.

#### Final Approval

1. Adopted by Resolution of the Council of the Shire of Murray at the Ordinary Meeting of the Council held on the 27th day of October, 1988, and the seal of the Municipality was pursuant to that Resolution hereunto affixed in the presence of—

M. GREENUP,  
President.

D. A. McCLEMENTS,  
Shire Clerk.

This Scheme Text is to be read in conjunction with the approved maps of the Scheme and to which formal approval was given by the Hon Minister for Planning on the date given below.

2. Recommended/Submitted for final approval by the State Planning Commission.

S. P. WILLMOTT,  
For Chairman.

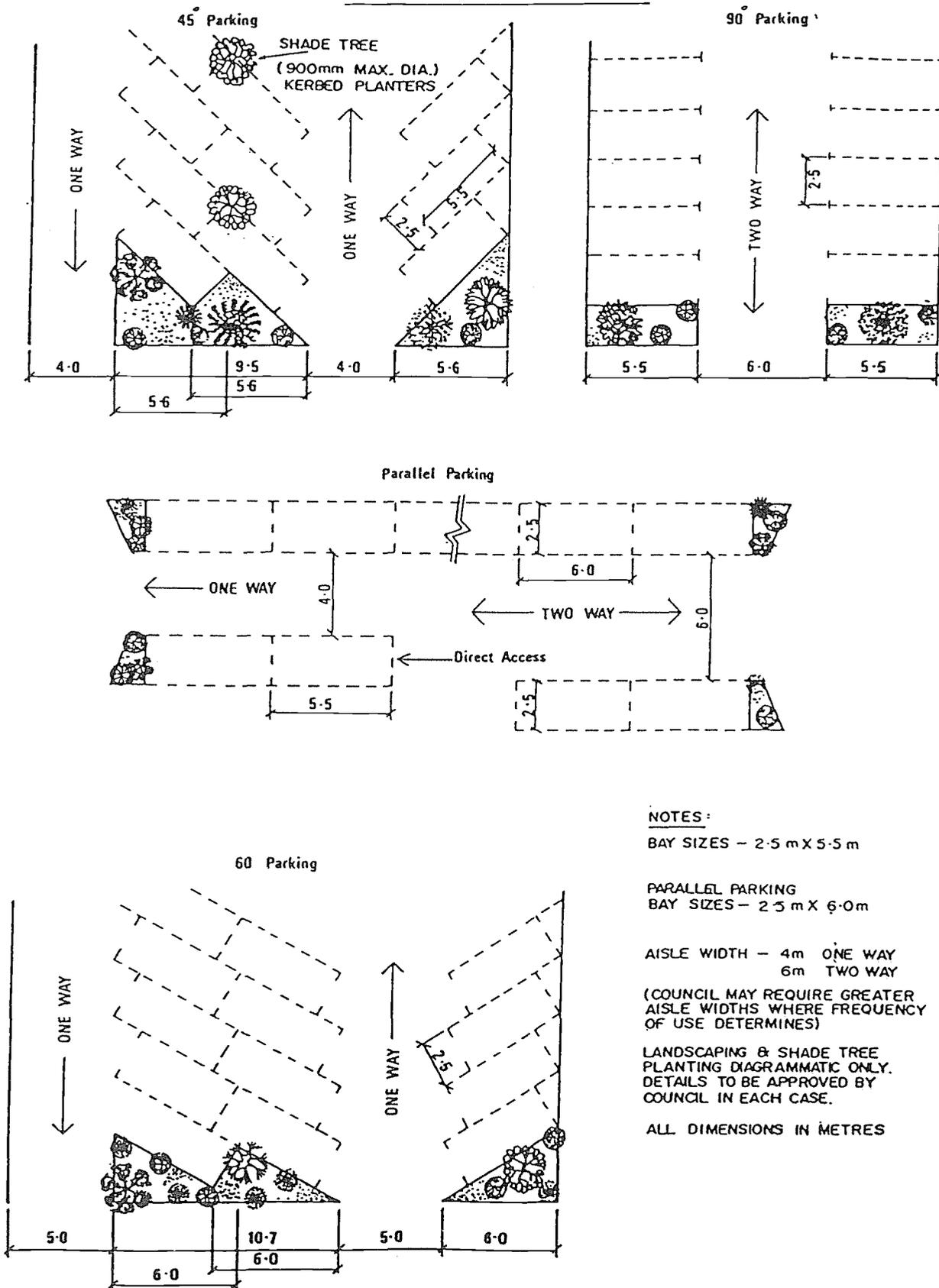
Dated 21st March 1989.

3. Final approval granted.

P. BEGGS,  
Hon Minister for Planning.

Dated 11th April 1989.

FIG. 1 - CAR PARKING LAYOUTS



NOTES:

BAY SIZES - 2.5 m X 5.5 m

PARALLEL PARKING  
BAY SIZES - 2.5 m X 6.0 m

AISLE WIDTH - 4m ONE WAY  
6m TWO WAY

(COUNCIL MAY REQUIRE GREATER AISLE WIDTHS WHERE FREQUENCY OF USE DETERMINES)

LANDSCAPING & SHADE TREE PLANTING DIAGRAMMATIC ONLY. DETAILS TO BE APPROVED BY COUNCIL IN EACH CASE.

ALL DIMENSIONS IN METRES

Schedule 1 Form 1

Shire of Murray Town Planning Scheme No. 4

Application for Approval to Commence Development

1. Full Name and Address of Owner .....  
..... Tel.....
2. Full Name and Address of Applicant .....  
..... Tel.....
3. Address for Correspondence .....
4. Locality of Proposed Development (Lot No. Street, etc.).  
.....
5. Purpose for which Applicant desires to use the land.....  
.....
6. Nature of buildings and other improvement on the land.  
.....  
.....
7. Nature of buildings and other improvements proposed to be constructed on the land.....  
.....
8. Number of Employees .....
9. Estimated time of completion.....
10. Approximate cost of development \$.....  
Signature of Applicant..... Date.....

NOTES

1. This form is to be submitted to the Council with three copies of plans (including site plan) as are necessary to describe the proposed development. A landscaping plan must also accompany this application showing in detail the location and type of all trees and shrubs to be planted and existing vegetation to be retained.
2. This is *not* an application for a Building License. Separate application for a Building License must be made and granted before development commences.

Schedule 2

Shire of Murray District Town Planning Scheme No. 4  
Approval/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 License for which a separate application is necessary.

Schedule 3

Canal Development Zone

Description of Land	Permitted Uses	Development Control Provisions
"Yunderup Canal Estate" as delineated on Scheme Map and bounded by Kiap Road; Wellya Crescent; Moyup Way; Warma Way and Allambi Way, South Yunderup.	1. Single House Uses.	Clause 6.2.6 to 6.2.18 shall apply.
	2. Recreation and Community facilities.	At the discretion of Council.
	3. Canals or Canal Waterways.	Restricted to those already developed as shown on the Land Use Map.
	4. Canal Walls, Retaining Walls and Fencing.	Clause 6.2.6 to 6.2.18 shall apply.
	5. Boat Ramps.	Subject to approval from Council.

Description of Land	Permitted Uses	Development Control Provisions
"Murray Waters" Canal Estate as delineated on Scheme Map and bounded by Pelican Road; South Yunderup Road and Willow Place, South Yunderup.	1. Single House Uses.	Clause 6.2.6 to 6.2.18 shall apply.
	2. Recreation and Community facilities.	At the discretion of Council.
	3. Private Recreation.	Restricted to Lot 26, for the use of owners of Lots 1 to 17 for the storage, launching and mooring of boats in accordance with the agreement between owners.
	4. Canals or Canal Waterways.	Restricted to those already developed as shown on the Land Use Map.
	5. Canal Walls, Retaining Walls and Fencing.	Clause 6.2.6 to 6.2.18 shall apply.
	6. Jetties.	Subject to approval from the Shire and Department of Marine and Harbours.
	7. Boat Moorings.	Only adjacent to Lot 26 and subject to Shire approval.
"Murray Lakes" as delineated on the Scheme Map and bounded by Banksia Road; Camarri Way; Sunland Avenue; South Yunderup Road; Delta Drive and Pateman Place, South Yunderup.	1. Single Houses, Attached Houses, Grouped Dwellings.	Clause 6.2.6 to 6.2.18 shall apply.
	2. Recreation and Community Facilities.	At the discretion of Council.
	3. Canal Estates.	Subdivision and development of the canal estate shall be in accordance with the "Subdivision Guide Map" dated 10th August, 1981, being notated Plan No. 80/51/25 or any variation to that plan approved by the State Planning Commission. Subdivision and development shall also comply with the guidelines set down in the Environmental Review and Management Programme dated February, 1982.
	4. Canals or Canal Waterways.	As per Canal Estate.
	5. Canal Walls, Retaining Walls and Fencing.	Clause 6.2.6 to 6.2.18 shall apply.
	6. Shops and Associated Facilities.	Clause 6.2.6 to 6.2.18 shall apply to those areas shown on the Subdivision Guide Map as "Shopping" and "Restaurant".
	7. Jetties and Boat Moorings.	Subject to approval from the Shire and Department of Marine and Harbours.
	8. Boat Ramps.	Are not permissible on private land.

Schedule 4  
Special Rural Zone

(A) Specified Land	(B) Special Provisions Relating to (A)
Yamba Special Rural Zone (formerly Lots 462 & 1370) contains all Lots fronting Yamba Drive and The Glade, North Dandalup.	(i) No dwelling or outbuilding may be constructed within 20m of any boundary nor may any dwelling or outbuilding be constructed within 50m of the nearest dwelling.
	(ii) No dwelling shall have a floor area of less than 85.0m <sup>2</sup> excluding any verandah or garage.
	(iii) Areas of uncleared forest shall be preserved except that the Council may permit sufficient clearing for the establishment of a dwelling, access and for the establishment of a garden and uses associated with such dwelling, but this provision shall not preclude the establishment of adequate firebreaks.
	(iv) No dam shall be constructed without the written approval of the Council.
	(v) No well or bore shall be located closer than 30m to a septic tank, leach drain or dry well.

(A) Specified Land	(B) Special Provisions Relating to (A)	(A) Specified Land	(B) Special Provisions Relating to (A)
	<p>(vi) No water may be drawn from the Myara Brook, or its summer flow interfered with, without the express consent of the Water Authority of W.A. which has complete control of the extraction of water from this Brook under the Rights in Water and Irrigation Act.</p> <p>(vii) No lot shall be less than 2.0 ha in area.</p>	<p>South Yunderup Special Rural Zone, bounded by the Murray River on its northern and eastern boundaries, north of South Yunderup Road and east of Delta Drive, South Yunderup.</p>	<p>(i) No further subdivision will be permitted.</p> <p>(ii) At the discretion of the Council Rural Uses may be permitted other than piggeries and commercial poultry keeping.</p> <p>(iii) Not more than one dwelling house shall be permitted on any lot.</p> <p>(iv) All other uses are prohibited.</p> <p>(v) No person shall construct any building on:</p> <p>(a) land defined as a "floodway" on the subdivision guide map attached hereto, as adopted on 24th June, 1982.</p> <p>(vi) The finished floor level of habitable rooms shall be as recommended by the Murray River Flood Study.</p> <p>(vii) No person shall undertake any development which, in the opinion of the Council would impede flood flow.</p> <p>(viii) No person shall drain or fill a wetland without the approval of the Council and the provisions of Clause 6.3 shall apply.</p> <p>(ix) Where the nature of the lot does not permit the construction of a septic tank or the septic system will be within 100m of a waterway, the Council after consultation with the Environmental Protection Authority, may require the developer to use alternative means of effluent disposal approved by the Public Health Department.</p> <p>(x) Fences shall be maintained to the satisfaction of the Council on all boundaries between freehold land and Public Open Space. Fences shall be open post and wire or post and rail so as not to impede flood flow.</p> <p>(xi) The Council will facilitate discussions between landowners and the Bush Fires Board with a view to locating firebreaks where they will prevent the spread of fire without adverse effects upon the landscape of the area.</p> <p>(xiii) The Council may require the preparation and implementation of a landscape plan as a condition of development.</p> <p>(xiv) The Council may impose limits on the keeping of livestock temporarily, seasonally or permanently.</p> <p>(xv) All household rubbish and refuse shall be transported to, and deposited in, a disposal site gazetted under the Health Act.</p>
<p>Barragup, Furnissdale and Cogrup Special Rural Zone which is bounded in the west by the Serpentine River (except where otherwise zoned); in the north by Paterson Road, in the east by the Goegrup Lake chain, and the south by the North Yunderup Townsite, the Rural Zoned land off Riverside Drive and the Furnissdale Townsite.</p>	<p>(i) No lot shall be less than 2 ha in area.</p> <p>(ii) No person shall construct a building on land:</p> <p>(a) below RL 1.75m (AHD);</p> <p>(b) within 20m of a lot boundary, except where in the opinion of the Council topography or vegetation justify a variation of this standard.</p> <p>(iii) No person shall construct a septic tank below RL 3.0m (AHD) or within 100m of a waterway, but where because the nature of a lot precludes compliance with this provision, the Council may require the use of alternative effluent disposal approved by the Public Health Department.</p> <p>(iv) No person shall undertake any development which in the opinion of the Council would impede flood flow and the provisions of Clause 6.3 shall apply.</p> <p>(v) No person shall drain or fill a wetland without prior written approval of the Council.</p> <p>(vi) Fences on all boundaries between freehold land and public reserves shall be maintained to the satisfaction of the Council.</p> <p>(vii) In order to retain the rural character of the land and general locality the Council may require as a condition of approval to commence development that a landscape plan be prepared and implemented to the satisfaction of the Council.</p> <p>(ix) All household rubbish and refuse shall be transported to, and deposited at, a disposal site gazetted under the Public Health Act.</p> <p>(x) The Council shall encourage the planting of shelter belt or clumps of trees on the property to protect the present stands of timber and reduce the risk of losing these trees through wind damage.</p> <p>(xi) The Council will require that firebreaks are to be in accordance with the Shire's Firebreak Order.</p>		

(A) Specified Land	(B) Special Provisions Relating to (A)	(A) Specified Land	(B) Special Provisions Relating to (A)
M.L. 61, 372, 699 & 730 at 'Birchmont', West Murray.	<ul style="list-style-type: none"> <li>(i) Subdivision of Special Rural Zone to be generally in accordance with the approved plan of subdivision.</li> <li>(ii) The minimum lot size shall be two hectares.</li> <li>(iii) Within the Special Rural zone:               <ul style="list-style-type: none"> <li>(a) the intent is to create a rural-residential retreat area with the emphasis on the merging of development with the landscape;</li> <li>(b) the following uses are permitted:                   <ul style="list-style-type: none"> <li>—Public Recreation</li> <li>—Dwelling House;</li> </ul> </li> <li>(c) the following uses are not permitted unless specific approval is granted by Council:                   <ul style="list-style-type: none"> <li>—Public Utility</li> <li>—Home Occupation;</li> </ul> </li> <li>(d) all other uses not included in (b) and (c) above are not permitted.</li> </ul> </li> <li>(iv) No building or development other than fencing shall be constructed without the approval of Council.</li> <li>(v) No dwelling or buildings shall be constructed within 10 metres of a lot boundary unless the Council approves a lesser distance; that is, if Council is of the opinion that (i) the topography or shape of the lot, or the natura flora upon it makes it desirable to alter this provision, and (ii) that the location of the building will not detract from the environmental quality of the area or from the amenity of existing or future residences on adjoining lots.</li> <li>(vi) Council shall require that firebreaks are to be in accordance with the Murray Shire Council's Firebreak Order; strategic firebreaks shall be provided in accordance with the requirements of the Bush Fires Board.</li> <li>(vii) With the intention of preventing overstocking or other practices detrimental to the amenity of the zone, the breeding or keeping of animals shall not be permitted without the approval in writing of Council. In considering any applications for breeding or keeping of stock, Council will be guided by advice from the Department of Agriculture. Notwithstanding the above, in cases where stocking approval has been given but where environmental problems develop, Council, after consultation with the Department of Agriculture, may take appropriate action to ban or reduce the stocking of animals.</li> </ul>		<ul style="list-style-type: none"> <li>(viii) In order to conserve the rural environment, all trees and vegetation shall be retained unless their removal is authorised by Council, except in the case of trees and vegetation which are proposed to be removed to make way for house construction, fences, firebreaks and constructed accessways.</li> <li>(ix) Council may require the preparation of a landscape plan as a condition of development.</li> <li>(x) Fences along all common boundaries between freehold and Crown Land shall be maintained to the satisfaction of Council.</li> <li>(xi) No dwelling shall be constructed or approval for construction granted, unless a water storage tank of not less than 92 000 litres, or an alternative source of potable water is incorporated into the approval plans and no dwelling shall be considered fit for human habitation unless such a supply has been installed and is operating.</li> <li>(xii) No person shall construct an on-site sewage disposal system:               <ul style="list-style-type: none"> <li>(a) on land below 3.0m AHD;</li> <li>(b) within 100m of a waterway HWM; or</li> <li>(c) with a minimum vertical separation of less than 1.5 metres (measured from the underside of the leach drain) between the on-site sewage disposal system and the highest recorded level of the water table.</li> </ul> <p>In cases where this is not possible Council shall require a developer to use an alternative disposal system as approved by the Health Department of Western Australia.</p> </li> <li>(xiii) Any household rubbish and refuse shall be disposed of in a disposal site gazetted under the Health Act.</li> <li>(xiv) No dwelling, outbuilding or structure shall be permitted outside the building envelopes specified for the lots as shown on the Subdivision Plan.</li> <li>(xv) Any drainage waters generated within the project area, whether from roads or from the drainage of land, shall be contained on-site.</li> </ul>

Schedule 5 Special Use Zone		(A) Specified Land	(B) Special Provisions Relating to (A)
(A) Specified Land	(B) Special Provisions Relating to (A)		
Lots 44 & 45 Hampton Road and Lots 1-5, 20, 21, 22, 23, 190 Greenlands Road, and Lots 6-9 Alderson Street and Lot 21 Greensland Rd, Pinjarra.	(i) The land may only be used for training, trotting and stabling of horses and associated activities including residential. (ii) The land shall not be subdivided into lots of less than 4 000 m <sup>2</sup> or with a minimum effective frontage of less than 40m. (iii) No building including any outbuilding or stable shall be erected within 7m of any lot boundary. (iv) No more than one dwelling shall be erected on any lot and no dwelling shall be erected other than in association with the erection of a stable or stables. (v) No building shall be constructed unless the building materials have been approved by Council. (vi) No fencing is to be constructed unless materials have been approved by Council. (vii) Applications to commence development shall show: (a) how the land will be drained; and (b) details of landscaping proposed to be undertaken along the boundaries of any lot(s) created, and the Council may impose conditions relating to (a) and (b) above including the continuing maintenance of any landscaping proposed or required.		All development shall be generally in accordance with the layout, design and specifications set out in the said plans and all residential accommodation shall be in accordance with the R.20 Code together with variations and exclusions to the Code as outlined in Clause 7.2.3 (ii).
		Lot 130 Pinjarra Road, Barragup.	The land may only be used for a garden centre.
		Lot 1 & Pt Lot 196 Pinjarra Road, Barragup.	The land may only be used for service station and shop and limited to that development existing on site.
		Lots 2 & 25 George Beacham Way & Racecourse Road, Pinjarra.	(i) The Use of land in this Zone is for stables and associated horse activities. (ii) No building shall be constructed unless the building materials have been approved by Council. (iii) No fencing is to be erected unless approved by Council.
		All that land zoned Special Use in North Yunderup as shown on the Scheme Maps and development shall be in accordance with the West Australian Water Authority Maps numbered AA 67-2-1, AA 67-2-2 & AA 67-2-3 as shown in Appendix No. 3.	For lots north of Culeenup Road: (i) Single Residential Use only. (ii) No further subdivisions to occur. (iii) The minimum side boundary building clearance shall be 2.4 m and 1.5 m. For lots south of Culeenup Road: (i) Single Residential Use only. (ii) No further subdivisions to occur. (iii) No person shall construct in front of the provisional building setback line as depicted on the Map in Appendix No. 3. (iv) The minimum side boundary building clearance shall be 2.4m and 1.5m. (v) No more obstructive fencing to occur on the river side of the building line.
Lot 21 and 10 Pinjarra Road, North Yunderup.	This land may only be used for: (i) service station in respect of Lot 21; (ii) display and sale of boats and accessories in respect of Lot 10.		
Lot 152 Pinjarra Road, Furnissdale.	The land may only be used for the storage, treatment and sale of timber together with the sale of hardware goods.	Lot 347 corner Delta Drive and South Yunderup Road, South Yunderup.	The land may only be used for Recreational Clubrooms.
Portion of Pt ML 17 being Lots 1 to 44, known as the River Resort, South Yunderup.	(a) Hire accommodation; (b) Residential, Resort & Retirement Village; (c) Restaurant; (d) Motel; (e) Private Recreation; and (f) Any other similar use of activity which in the opinion of Council generally comes within the category of a Residential Resort and Retirement Village or Hire Accommodation.  The aforesaid users shall be restricted to the confines of the existing house and the additional buildings and facilities as set out in the plan approved in principle by the Council at the time of adoption of this provision and endorsed and signed by the Shire President and the Shire Clerk.	Lot 222 Lakes Road	The land may only be used for abattoir and associated uses.
		Lot 181 South West Highway, Coolup	The land may only be used for Service Station confined to that existing developed area.
		Lot 91A cnr Lakes & Gull Roads	(i) Subdivision of Special Use Zone to be generally in accordance with the plan of subdivision. (ii) Minimum lot size shall be 2 hectares. (iii) Within Special Use Zone—Kennels: (a) the intent is to create an area specifically for the provision of kennels to permit the keeping, breeding or boarding of more than two dogs;

(A) Specified Land	(B) Special Provisions Relating to (A)	(A) Specified Land	(B) Special Provisions Relating to (A)
	<p>(b) the following uses are permitted— Kennels; Public Recreation, where it is an incidental use; Dwelling House, where it is an incidental use;</p> <p>(c) the following uses are not permitted unless specific approval is granted by Council— Veterinary Clinic; Cattery;</p> <p>(d) all other uses not included in (b) and (c) above are not permitted.</p> <p>(iv) The minimum building setbacks shall be in accordance with the following: Dwelling—front 10 metres, with the exception where a 20 metre setback will be required; side 5 metres; rear 20 metres; Kennels—front 30 metres; side 10 metres; rear 10 metres. Where, in the opinion of Council, topography, shape of the lot, water table levels or natural flora upon it, makes it desirable to alter these provisions, then Council may approve a lesser distance. Front setback requirements for lots having more than one road frontage, shall be as determined by Council.</p> <p>(v) Not more than one dwelling house per lot shall be erected.</p> <p>(vi) No building shall be constructed unless the building materials have been approved by Council.</p> <p>(vii) No fencing shall be constructed unless materials have been approved by Council.</p> <p>(viii) Any person being the owner or the occupier of land or buildings whereon more than two dogs are kept, shall provide a kennel or kennels which shall comply with the following conditions: (a) each kennel shall have a floor area of not less than six square metres for each dog over three months old; (b) each kennel shall include an enclosure which is capable of retaining the dog or dogs within its confines and which is not less than three times the area of the kennel or kennels to which it is attached; (c) notwithstanding the provisions of Clause (iv), no kennel or enclosure shall be located at a distance of less than 30 metres from any road or street unless suitably screened from view by a fence approved by Council.</p>		<p>(d) no kennel or enclosure shall be constructed within 10 metres of a dwelling house;</p> <p>(e) no kennel or enclosure shall be constructed unless all plans, including a location plan, conform with the requirements of the Scheme, Council By-laws and Policies;</p> <p>(f) all kennels and enclosures and all associated feeding and drinking vessels shall be maintained to the satisfaction of Council;</p> <p>(g) no person shall keep dogs or permit dogs to be kept, unless a person responsible for the dogs is resident on the land.</p> <p>(ix) Applications to commence development shall— (a) include details on how the land will be drained; (b) outline details of landscaping proposals and Council may impose conditions relating to the above.</p> <p>(x) No person shall operate an animal boarding facility unless approval has been granted by Council.</p> <p>(xi) Waste disposal shall be the responsibility of the individual landholder and shall be effected by septic waste disposal systems installed to the specifications of Council.</p> <p>(xii) No dwelling shall be constructed or approved for construction unless a minimum 92 000 litre water storage tank or other approved proven potable water supply and storage facility is incorporated into the approved plans.</p>
<p>Part of Lots 54 &amp; 20 &amp; Permitted Uses: part Husband Road (a) Saddlery; Reserve, Pinjarra &amp; (b) Veterinary Surgery; Husband Roads, (c) Stockfeed Supply; Barragup (d) Growers Mart; (e) Plant Nursery.</p>			
<p>Schedule 6 Shire of Murray Schedule of Places of Heritage Value</p>			
Code	Name of Place	Location	Description
1	Edenvale	Lots 1, 2, 3, 12, 13 & 14 George, Murray & Henry Streets, Pinjarra (2nd home of Edward McLarty).	C 1888
2	Liveringa	Lots 1, 2, 3, 12 & 14 George, Murray & Henry Streets, Pinjarra (1st home of Edward McLarty).	C 1875
3	St John's Church	Lot 201, 202 & 206 Henry Street, Pinjarra.	C 1861
4	Road Board Office	Lot 220 George Street, Pinjarra.	C 1910
5	School & School House	Lots 201 & 202 Henry Street, Pinjarra.	C 1896 House
6	Pinjarra Post Office	Lot 216 George Street, Pinjarra.	C 1894
7	Blythewood	Lot 6 South Western Highway, Pinjarra.	C 1856-1861
8	Pinjarra Park	Murray Location 1 Williams Road, Pinjarra.	C 1858

Code	Name of Place	Location	Description
9	Fairbridge Chapel (Residences & Cottages)	Pt Lot 4 South Western Highway, Pinjarra	C 1931 Chapel C 1933 C/House C 1928 7 Cottages
10	Culjum House	Carrabungup Road, West Pinjarra.	Unknown
11	Hotham Valley Railway	From Pinjarra to Dwellingup.	C 1908—New line
12	Dwellingup Hotel	Lots 6, 7 & 8 Marrinup Street, Dwellingup.	C 1910
13	Coopers' Mill	Murray Loc. 18 Culeenup Islard, Yunderup.	C 1843
14	Ravenswood Barn	Lot 6 Lloyd Avenue, Ravenswood.	C 1863
15	Ravenswood Hotel	Lot 65 Lloyd Avenue, Ravenswood.	C 1863
16	Thomas Cottage	Pt Lot 1 Pinjarra Road, Ravenswood.	C 1863
17	Pattens Homestead	Lot 106 Old Bunbury Road, Coolup.	Unknown
18	Nancarrow Homestead	Lot 103 Old Bunbury Road, Coolup.	C 1890 Grass Tree Cottage
19	Creaton Homestead	Pt Lot 12 Paterson Road, Pinjarra.	C 1845-1853
20	Roads Board Office	Lot 2 George Street, Pinjarra.	C 1910
21	Pinjarra Court House	Lot 215 George Street, Pinjarra.	C 1932

Schedule of Places of Landscape Value			
Code	Name of Place	Location	Description
1	Murray River & Serpentine River Deltas	As shown on the Scheme Map.	
2	Sugar Gums	Paterson Road, Pinjarra.	
3	Darling Scarp	As shown on the Scheme Map.	

#### Appendix No. 1 Interpretations

As provided for in Clause 1.7 to this Scheme, the following terms, unless the context otherwise requires, shall have the respective meanings and interpretations set out hereunder:—

- “Absolute Majority of the Council”—means a majority of the total number of 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).
- “Approved Ground Level”—means the land surface to which filling or excavation may be carried out subsequent to the approval to commence development.
- “Bank”—means a building used for the keeping, lending, exchanging etc., of money.
- “Building”—shall have the same meaning as that given to it for the purpose of the Residential Planning Codes.
- “Building Line”—means the line between which and any public place or public reserve a building may not be erected by or under the authority of an act.
- “Camping Area”—means an area set aside for the parking of caravans in conformity with the Caravan and Camp Regulations, 1961, made pursuant to the provisions of the Health Act, 1911 (as amended) and the Local Government Model By-law (Caravan Parks) No. 2 made pursuant to the powers conferred by the Local Government Act 1961 (as amended) and any amendments to those Regulations or to that Model By-law.
- “Canal Estate”—means a development or subdivision proximate to a canal. For planning purposes any development within 100 m of a canal or proposed canal shall be deemed to be part of a canal estate unless the Minister shall determine some other distance for that estate.
- “Canal Wall”—means a retaining wall constructed in a canal estate to retain the stabilised surface level at or near the canal frontage.
- “Canal or Canal Waterway”—means any artificial channel, lake, harbour or embayment for use or intended for use for navigational, and recreational purposes, or any of those purposes. The term includes any access channel, any addition to or alteration of any canal within the meaning of this definition and any system of canals within the meaning of this definition provided in any development of land.

“Car, Boat, Caravan & Agricultural Equipment Sales”—means land and buildings used for the display and sale of cars, boats, caravans or agricultural equipment, whether new or secondhand but does not include a workshop.

“Car Park”—means a site or building used primarily for parking private cars or taxis whether as a public or private car park but does not include any part of a public road used for parking or for a taxi rank, or any land or buildings on or in which cars are displayed for sale.

“Caravan Park”—means an area set aside for the parking of caravans in conformity with the Caravan and Camp Regulations, 1961, made pursuant to the provisions of the Health Act, 1911 (as amended), and the Local Government Model By-law (Caravan Parks) No. 2 made pursuant to the powers conferred by the Local Government Act, 1960 (as amended), and any amendments to those Regulations or to that Model By-law;

“Caretaker's Flat or House”—means a building or part of a building used as a residence by the proprietor or manager of an industry carried on upon the same site or by a person having the care of the building or plant of the industry.

“Chalet Park”—means an area of land set aside for development by the erection of attached or detached self-contained holiday rental homes which are not designed for permanent residential accommodation.

“Civic Building”—means a building designed or intended to be used by government departments, statutory bodies representing the Crown, or councils as offices or for administrative or other like purposes.

“Consulting Rooms”—means a building or part of a building (other than a hospital) used in practice of his profession 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 injuries or ailments.

“Day Care Centre”—means a day care centre as defined by the Child Welfare (Care Centres) Regulations 1968, published in the *Government Gazette* of 15th July, 1968, but does not include a family care centre or an occasional care centre as defined by those Regulations.

“Development”—means the use (including a material change in the use) or development of any land and includes the erection, construction, alteration or carrying out as the case may be, of any building, structure, erection, excavation or other works on any land.

“Drive-In Theatre”—means an open air cinema that makes provision for the audience or spectators to view the entertainment while seated in motor vehicles.

“Dry Cleaning Agency”—means a building at which the public may lodge and receive articles for dry cleaning and where in some instances, subject to the provisions of the Health Act, a limited amount of dry cleaning may be carried out on the premises.

“Dry Cleaning Premises”—means a building or buildings used for the dry cleaning of clothing and other articles involving the use of chemicals which may not be used within shops and other premises in close proximity one with the other.

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

“Existing Use”—means use of any land or building for the purpose for which it was lawfully used immediately prior to the gazettal date of the Scheme, in accordance with the conditions set out in Part 8—Non-Conforming Use of Land.

“Extractive Industry”—includes the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals or similar substance from the land, also the manufacture of products from those materials when the manufacture is carried out on the land from which any of those materials is extracted or on land adjacent thereto.

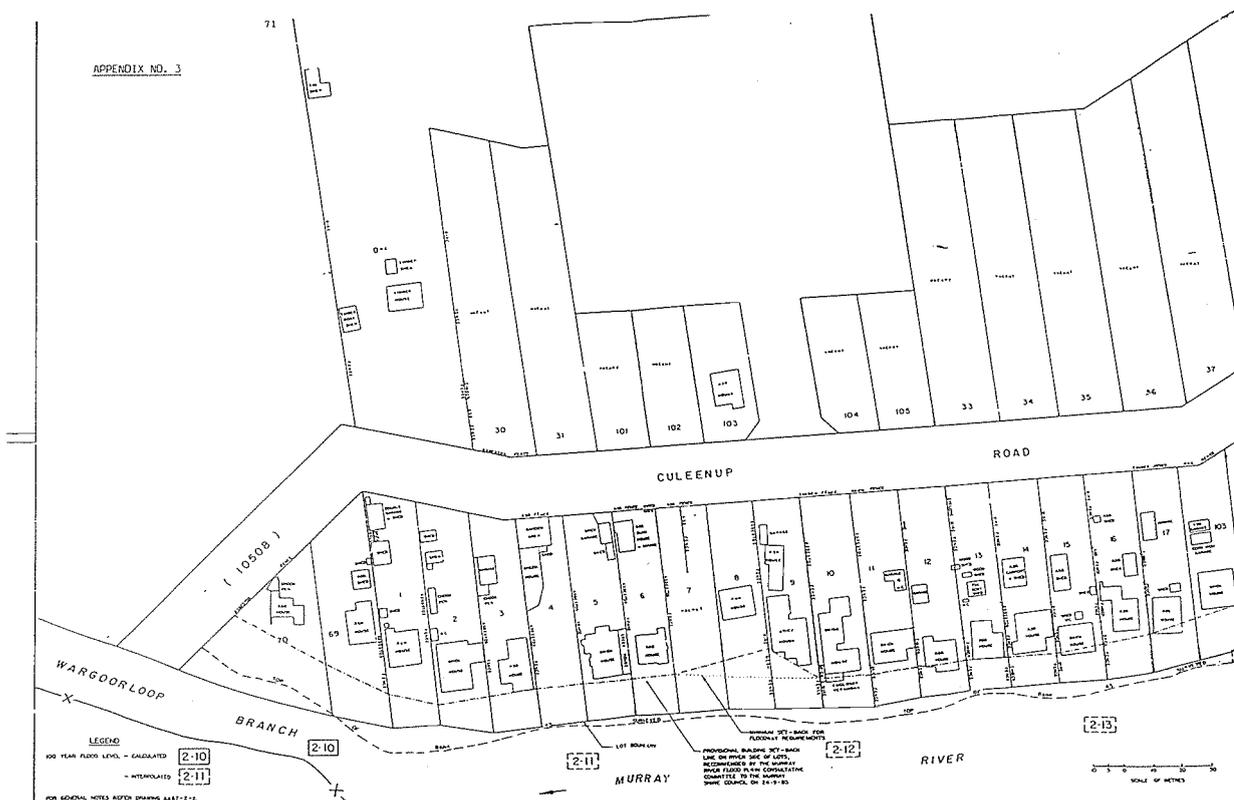
- “Factory Unit”—means each portion of a factory tenement building which is designed or adapted for occupation as a separate undertaking and factoryette shall have the same meaning.
- “Floor Area”—means—
- with respect to a storey—the gross area of that storey measured over the enclosing walls, if any, and such portions of the party walls as belong to that building; and
  - with respect to a room—the gross area of the room measured within the finished surfaces of the walls, and includes the area occupied by any cupboards or other built-in furniture, fixtures or fittings.
- “Fuel Depot”—means a depot for storage or bulk sale or solid or liquid gaseous fuel, but does not include a service station.
- “Funeral Parlour”—means land and building occupied by undertakers where bodies are stored and prepared for burial or cremation.
- “Gazettal Date”—means the date on which notice of the approval of the Minister to this Town Planning Scheme is published in the *Government Gazette*.
- “General Industry”—means any industry other than a hazardous, light noxious, rural, extractive or service industry.
- Gross Floor Space”—means the aggregate of the total floor area of each level of a building excluding the thickness of external walls, the space set aside for the parking of wheeled vehicles and for the accommodation of service vehicles where such space is provided within the building.
- “Hazardous Industry”—means an industry which by reason of the process involved or the method of manufacture, or the nature of the materials used or produced requires isolation from other buildings.
- “Health Centre”—means a maternity or x-ray centre, a district clinic, a masseur’s establishment, or a medical clinic.
- “Health Studio”—means a building designed and equipped for recreation and sporting activities and includes outdoor recreation if especially approved by Council.
- “Holiday Accommodation”—means two or more detached dwellings on one lot let for holiday purposes none of which is occupied by the same tenant for a continuous period of more than four months.
- “Home Occupation”—means a business carried on with the permission of the responsible authority within a house or the curtilage of a house that:
- 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 noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, waste water, or waste products;
  - does not entail the employment of any person not a member of the occupier’s family except in the case of a professional person;
  - does not occupy an area greater than 20 m<sup>2</sup>;
  - 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; and
  - is restricted in advertisement to a sign not exceeding 0.2 m<sup>2</sup> in area.
- “Hospital”—means any building 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 in respect of which a hotel licence has been granted under the provisions of the Liquor Act 1970 (as amended).
- “Industry”—means the carrying out of any process for and incidental to:
- 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 any article;
  - the winning, processing, or treatment of minerals;
  - the generation of electricity or the production of gas; and
  - 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:
    - the carrying out of agriculture;
    - site work on buildings, works on land; and
    - in the case of the manufacture of goods referred to in sub-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, 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.
- “Infant Welfare Clinic”—means premises used for the purpose of accommodating children in need of special care or medical attention.
- “Institutional Building”—means a building used or designed for use wholly or principally for the purpose of:
- a hospital or sanatorium for the treatment of infectious or contagious diseases;
  - a home or other institution for care of State Wards, orphans or persons who are physically or mentally handicapped;
  - a penal or reformatory institution;
  - a hospital for treatment or care of the mentally sick; or
  - 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 a mental institution.
- “Intensive Agriculture”—means agricultural practices which are carried out with the aid of techniques including water reticulation to render the land capable of sustaining considerably greater numbers of stock, higher crop yields, or different types of crops than could be produced without the aid of those techniques.
- “Intensive Stock Rearing”—means land and buildings which are used for the keeping, breeding and rearing of any species of farm animals at intensities well in excess of the stocking rate recommended by the Department of Agriculture.
- “Kennels”—means land and buildings used for the purpose of keeping, breeding, rearing and temporary care of dogs except that the expression shall not include the keeping of two dogs by a landowner for his own use and enjoyment.
- “Kindergarten”—means land and buildings set aside for use for the care and teaching of pre-school children.
- “Land”—includes air stratum titles, messuages, tenants and hereditaments and any estate in the land, and houses, buildings, works and structures, in or upon the land.
- “Laundrobar”—means a building or buildings wherein machines are installed providing for the washing and drying of household clothes and other fabric for reward or profit and which may involve the use of coin operated machines. “Laundrette” shall have the same meaning.
- “Licensed Restaurant”—shall have the same meaning ascribed to it under the Liquor Act, 1970 (as amended).
- “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 will not cause any injury to or prejudicially affect the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, wastewater, waste products, grit, oil or otherwise; and
  - the establishment of which will not, or the conduct of which does not, impose an undue load on any existing or projected service for the supply or provision of water, gas, electricity, sewerage facilities, or any other like service.

- "Liquor Store"—means premises in respect of which a liquor store licence is required under the Liquor Act, 1970 (as amended).
- "Lodging House"—means a building or structure permanent or otherwise in which provision is made for boarding or lodging more than four persons, exclusive of family members of the keeper thereof, for hire or reward but the term does not include:
- a motel;
  - premises used as a boarding school approved under the Education Act, 1928; or
  - a building containing flats.
- "Lot"—has the meaning given to it in and for the purposes of the Act, and allotment has the same meaning.
- "Market Garden"—means a rural or small rural holding including buildings used for intensive horticulture in the growing of vegetables or flowers.
- "Medical Clinic"—means premises in which facilities are provided for the practice of more than one medical practitioner or dental practitioner, physiotherapist, chiropractor or masseur.
- "Milk Depot"—means a depot to which milk is delivered for distribution to consumers but in which milk is not processed or pasteurised.
- "Minister"—means the Minister for Planning or such other member of Executive Council as is for the time being charged by the Governor with the administration of the Act.
- "Motel"—means a building, group of buildings, or place used or intended to be used to accommodate patrons in a manner similar to a hotel but in which special provision is made for the accommodation of patrons with motor vehicles.
- "Motor Repair Station"—means land and buildings used for or in connection with mechanical repairs and overhauls including tyre recapping, retreading, panel beating, spray painting and chassis reshaping.
- "Motor Vehicle Wrecking"—means the dismantling of motor vehicles and machinery of all kinds and the storage of vehicles awaiting dismantlement and also vehicle parts and accessories. The expression also includes scrap metal yards.
- "Museum"—means a place preserving and exhibiting works of nature, art, curiosities, etc., also any collection of such objects.
- "Non-Conforming Use"—means the use of land which, though lawful immediately prior to the coming into operation of this Scheme, is not in conformity with the Scheme.
- "Noxious Industry"—means an industry in which the process involved constitutes an offensive trade within the meaning of the Health Act, 1911 (as amended) but does not include fish shops or dry cleaning establishments.
- "Office"—means the conduct of administration, the practice of a profession, 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.
- "Open Air Display"—means the use of land as a site for the display and/or sale of goods and equipment.
- "Open Space"—shall have the same meaning as that given to it for the purpose of the Residential Planning Codes.
- "Owner"—in relation to any land includes the Crown and every person jointly or severally, whether at law or in equity; who
- is entitled to the land for any estate fee simple in possession; or
  - is a person to whom the Crown has lawfully contracted to grant the fee simple of the land; or
  - is a lessee or licensee from the Crown; or
  - is entitled to receive the rents and profits thereof whether as a beneficial owner, trustee, mortgagee in possession or otherwise.
- "Pensioner/Aged Persons Dwelling"—shall have the same meaning as that given to it for the purpose of the Residential Planning Codes.
- "Petrol Filling Station"—means the land and buildings used for the supply of petroleum products and automotive accessories.
- "Piggery"—means a rural holding or part thereof including buildings set aside for the intensive keeping, breeding or rearing of pigs.
- "Place of Natural Beauty"—means the natural beauties of the area, including lakes and other inland water banks of rivers, foreshores or harbours (frontal dunes) and other parts of the sea, hill slopes and summits and valleys.
- "Plot Ratio"—shall have the same meaning as that given to it for the purpose of the Residential Planning Codes.
- "Poultry Farms"—means any land and buildings used for the breeding and rearing of poultry fowls and includes the use of such land and buildings for the production of eggs.
- "Private Club"—means land and/or buildings controlled exclusively by an organisation comprised of a restricted membership and to which the public is not normally admitted except by the express permission of the organisation concerned.
- "Private Hotel"—means land and buildings in respect of which a limited hotel license has been granted under the provisions of the Liquor Act, 1970 (as amended).
- "Private Recreation"—means the use of land for parks, gardens, playgrounds, sports arenas, or other grounds for recreation which are not normally open to the public without charge.
- "Professional Offices"—means any building used for the purpose of his profession by an accountant, architect, artist, author, barrister, chiropodist, consular official, dentist, doctor, engineer, masseur, nurse, physiotherapist, quantity surveyor, solicitor, surveyor, teacher (other than a dancing teacher or a music teacher), or town planner and "professional person" has a corresponding interpretation.
- "Public Amusements"—means the use of land as a theatre, a cinema, a dance hall, a skating rink, swimming pool or gymnasium, or for games.
- "Public Assembly—Place Of"—means any land or buildings used as a special place of assembly, including grounds for athletics, all sports grounds with spectator provision, racecourses, trotting tracks, stadia or showgrounds.
- "Public Recreation"—means the use of land for a public park, public gardens, foreshore reserve, playground or grounds for recreation, which are normally open to the public without charge.
- "Public Utility"—means any works or undertaking constructed or maintained by a public authority or municipality as may be required to provide water, sewerage, electricity, gas, drainage, communication or other similar services.
- "Public Workshop—Place Of"—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.
- "Rabbit Farm"—means the farming of rabbits for meat and fibre using the intensive cage system, as approved by the Department of Agriculture.
- "Radio/Television Installation"—means land, structures and buildings used for the relay or transmission or radio, telephone and television signals and includes provision for the generation of, or conversion of power supplies for these purposes.
- "Residential Building"—means a building, other than a dwelling house or flats designed for use of human habitation together with such outbuildings as are ordinarily used herewith, and the expression includes a hostel, an unlicensed hotel designed primarily for residential purposes and a residential club.
- "Residential Hotel"—means a building in which accommodation is provided for either permanent or temporary residents for hire or reward and the terms Boarding House and Guest House shall have the same interpretation except that no such use shall include premises requiring a license pursuant to the Liquor Act, 1970 (as amended).

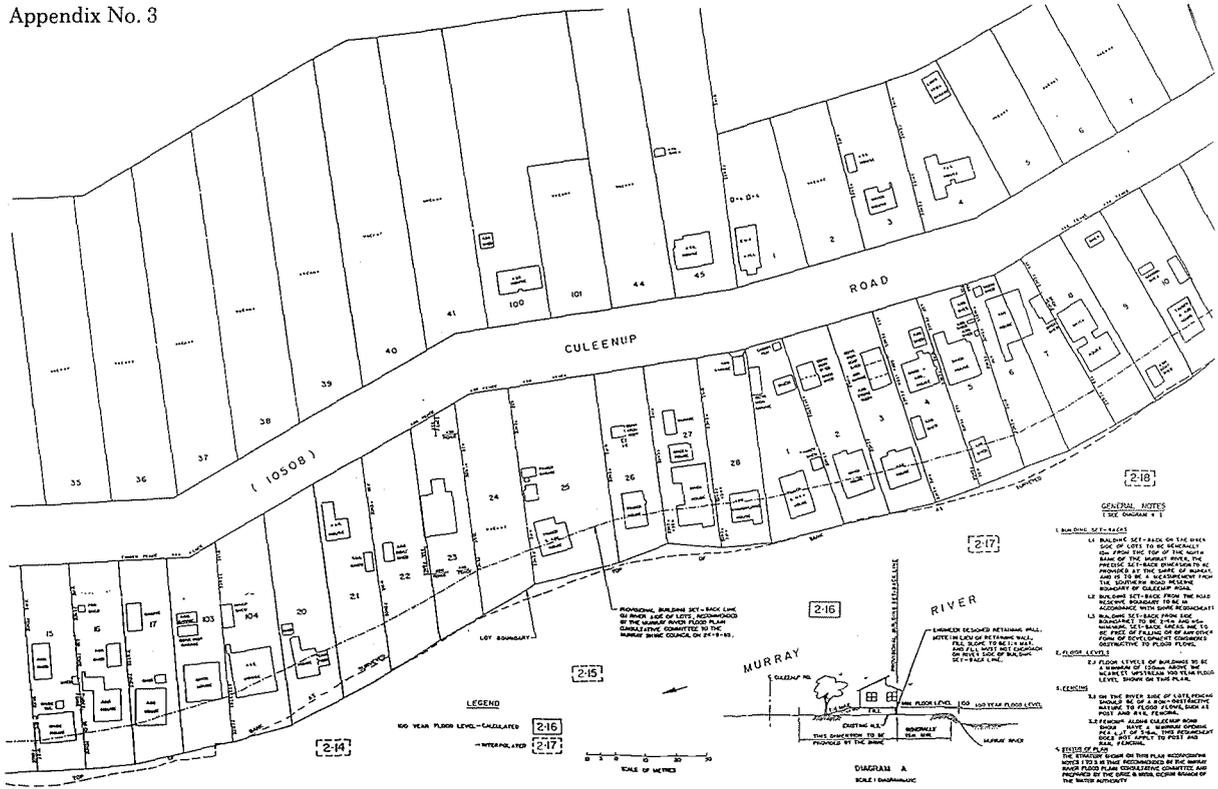
- “Restaurant/Cafe”—means any building or structure or any part thereof in which meals are served to the public for gain or reward but does not include a take-away food outlet.
- “Rural Industry”—means an industry handling, treating, processing or packing primary products grown, reared or produced in the locality, and a workshop, servicing plant or equipment used for rural purposes in the locality.
- “Rural Pursuit”—means and includes agriculture, horticulture, forestry, pasture and poultry farming.
- “Sawmill”—means a mill or premises where logs or large pieces of timber are sawn but does not include joinery works unless logs or large pieces of timber are sawn therein.
- “Service Industry”—means a light industry operating on land and within buildings having a retail shop front and in which goods may be 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 buildings used for the supply of petroleum products and automotive accessories and includes greasing, tyre repairs and minor mechanical repairs.
- “Shop”—means any building wherein goods are kept exposed or offered for sale by retail and includes a cafe and a restaurant and receiving depot, but does not include a bank, fuel depot, a market, service station, petrol filling station, milk depot, marine store, timber yard, or land and buildings used for the sale of motor and other vehicles, or for any purpose falling within the definition of industry.
- “Showrooms”—means rooms used in connection with warehousing or offices, and intended for display of goods of a bulky character.
- “Smallholding”—means a small rural allotment as provided for pursuant to this Scheme used or intended to be used essentially for residential purposes with associated rural activities and includes a hobby farm, a farmlet, a rural retreat and a bushland retreat.
- “Sports Ground”—means any land used for any sport, but does not include land within the curtilage of a dwelling, if not used commercially.
- “Stables”—means land and buildings used for the housing and keeping of horses.

- “Stabilised Surface Level”—means the land surface level established by the development of a canal estate.
- “Take Away Food Outlet”—means land and buildings which are used for the preparation and sale of food and refreshments to the public at large for consumption otherwise than on the premises concerned.
- “Tavern”—means land and a building or buildings in respect of which a Tavern License has been granted under the provisions of the Liquor Act, 1970 (as amended).
- “Trade Display”—means the controlled and moderate display of goods for advertisement as approved by Council.
- “Transport Depot”—means land used for the garaging of road motor vehicles used or intended to be used for carrying goods for hire or reward or for any consideration, or for the transfer of goods from one such motor vehicle to another of such motor vehicles and includes maintenance and repair of vehicles.
- “Veterinary Clinic”—means a building in which a veterinary surgeon or veterinarian treats the minor ailments of domestic animals and household pets as patients. Patients remaining on the premises overnight shall be kept within a building and in such a manner as to ensure that no detriment to the amenity of adjoining or nearby premises results.
- “Veterinary Establishment”—means land and buildings used for, or in connection with, the treatment of sick animals and pets and includes the accommodation of sick animals and pets.
- “Warehouse”—means any building or enclosed land, or part of a building or enclosed land, used for storage of goods and the carrying out of commercial transactions involving the sale of such goods by wholesale.
- “Wineshop”—means land and a building or buildings in respect of which a Wine House License has been granted under the provisions of the Liquor Act, 1970 (as amended).
- “Wood Yard”—means an area on which coke and coal are stored, or on which wood is stored, sawn, or cut for use as domestic firewood and on which no coke, coal or wood is stored, or wood or timber, sawn or cut, for any other purpose.

Appendix No. 2

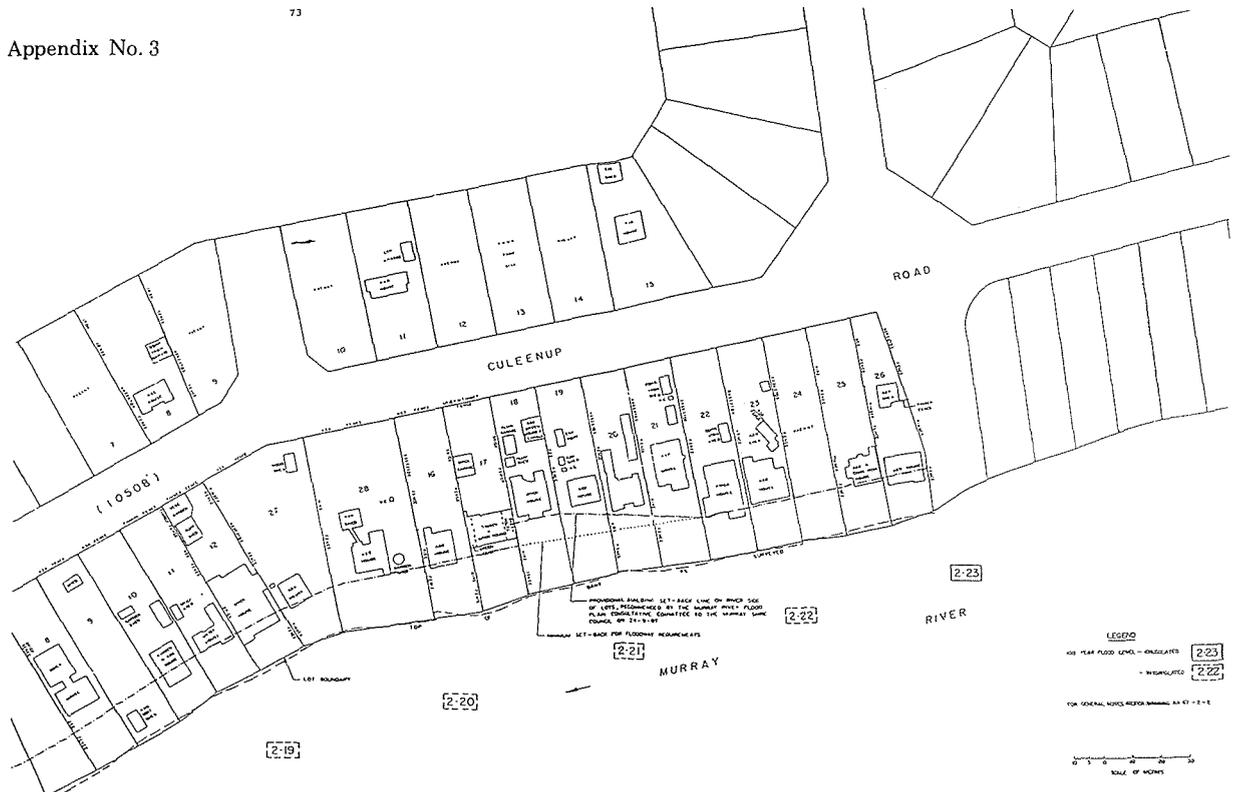


Appendix No. 3



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Appendix No. 3



Appendix No. 2

Guidelines for Floodway Management

Council, in considering planning proposals for flood prone land and land within designated floodways, shall determine such proposals in accordance with the following guidelines:

- (a) Floodways: The following uses will not be permitted within designated floodways:
  - (i) any form of building;
  - (ii) any roadway above the natural surface level of the land unless with the prior approval of the Water Authority;

- (iii) any solid structure such as walls and fences unless such structures are aligned within 15 degrees of the direction of flood flow or which are collapsible.
- (iv) any intensive agriculture that may obstruct flood flow; and
- (v) any other use which Council considers will impede the flow of flood waters.
- (b) Flood Prone Land: Building levels within flood prone land will be as follows:
  - (i) floor levels shall be a minimum of 150 mm above the 1 in 100 year flood level for all existing subdivisions and for new subdivisions.

## TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection  
City of Nedlands Town Planning Scheme  
No. 2—Amendment No. 13

SPC: 853/2/8/4, Pt. 13.

NOTICE is hereby given that the City of Nedlands has prepared the abovementioned scheme amendment for the purpose of reclassifying West Part Lot 246 and West Part Lot 247 (No. 52) Edward Street Nedlands from R10 to R20.

Plans and documents setting out and explaining the scheme amendment have been deposited as Council Offices, 71 Stirling Highway, Nedlands and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including August 4, 1989.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 4, 1989.

This Amendment is available for inspection in order to provide an opportunity for Public Comment and it should not be construed that final approval will be granted.

N. G. LEACH,  
Town Clerk.

## TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment  
City of Wanneroo Town Planning Scheme  
No. 1—Amendment No. 431

SPC: 853/2/30/1, Pt. 431.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on 12 June 1989 for the purpose of—

1. rezoning Part Lot 2375 (210) Wanneroo Road, Landsdale from "Special Zone (Restricted Use) Medical Centre and Pharmacy" to "Special Zone (Restricted Use) Medical Centre, Pharmacy and Professional Offices";
2. deleting reference to the "Special Zone (Restricted Use) Medical Centre and Pharmacy" from section 2 of Schedule 1 of the Scheme Text;
3. adding reference to the "Special Zone (Restricted Use) Medical Centre, Pharmacy and Professional Offices" to section 2 of Schedule 1 of the Scheme Text.

W. BRADSHAW,  
Mayor.

R. F. COFFEY,  
Town Clerk.

## TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment  
City of Wanneroo Town Planning Scheme  
No. 1—Amendment No. 422

SPC: 853/2/30/1, Pt. 442.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on 30 May 1989 for the purpose of—

Zoning Rural those portions of Lots 331-333 Gngangara Road; Lot 330 Parri Road; Lots 17, 37 and 38 Windsor Road and Lots 8 and 9 Wanneroo Road, Gngangara and by zoning Special Zone (Additional Use) Propagation and Sale of Birds, Fish and Plants and Ancillary Items portion Lot 335 Gngangara Road, Wangara, no longer affected by Important Regional Road Reserve.

W. BRADSHAW,  
Mayor.

R. F. COFFEY,  
Town Clerk.

## TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment  
City of Wanneroo Town Planning Scheme  
No. 1—Amendment No. 450

SPC: 853/2/30/1, Pt. 450.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on 8 June 1989 for the purpose of amending the Residential Density Code Map to recode Portions Lot 50 Marangaroo Drive, Alexander Heights from R20 to R40.

W. BRADSHAW,  
Mayor.

R. F. COFFEY,  
Town Clerk.

## TOWN PLANNING AND DEVELOPMENT ACT 1928

Modification to Town Planning Scheme  
Available for Inspection

Town of Mosman Park Town Planning Scheme No. 2

SPC: 853/2/18/4.

NOTICE is hereby given that the following modifications have been made to the abovementioned town planning Scheme—

1. Deletion of third party appeal rights.
2. All Council policies to be excluded from the Scheme Text.
3. The exclusion of the procedural outline to the Development Zone from the Scheme Text.
4. The High Rise Flats clause to form a part of the Scheme Text, and not be a policy.
5. The Scheme Text to include an amended definition for "dwelling" and "Residential Building" as outlined in Advice on November 4, 1988 relating to institutional homes.
6. Exclude the section 'Control over signs' from the Scheme Text, other than for a clause referring to the matter, and include an amended version as a Council policy.
7. Include a use class, "Restricted Premises" in the Zoning Table and delete the use "Sex Shops". Classify Restricted premises as an AA in the Zoning Table.
8. Compliance with the recommendations of the Residential Review Task Force.

Plans and documents setting out and explaining the town planning scheme and modifications thereto have been deposited at Council Offices, Memorial Park, Bay View Terrace, Mosman Park and at the State Planning Commission, Perth, and will be open for inspection during office hours up to and including August 4, 1989.

Submissions on the modifications should be made in writing on Form No. 4 and lodged with the undersigned on or before August 4, 1989.

D. A. WALKER,  
Town Clerk.

## TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection

Town of Mosman Park  
Town Planning Scheme No. 1—Amendment No. 29

SPC: 853/2/18/2, Pt. 29.

NOTICE is hereby given that the Town of Mosman Park has prepared the abovementioned scheme amendment for the purpose of adding clause 3.3.4 relating to the bulk and location requirements and permanent dwelling density of aged or dependent persons' dwellings.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Memorial Park, Bay View Terrace, Mosman Park and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including July 21, 1989.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 21, 1989.

This Amendment is available for inspection in order to provide an opportunity for Public Comment and it should not be construed that final approval will be granted.

L. SHERVINGTON,  
Acting Town Clerk.

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TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment  
Shire of Broome Town Planning Scheme  
No. 2—Amendment No. 47

SPC: 853/7/2/3, Pt. 47.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Broome Town Planning Scheme Amendment on 13 June 1989 for the purpose of rezoning Lot 627 from "Rural" Zone to "Place of Public Assembly—Workshop".

K. S. MALE,  
President.

C. M. BROWN,  
Shire Clerk.

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TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection  
Shire of Capel Town Planning Scheme  
No. 3—Amendment No. 7

SPC: 853/6/7/4, Pt. 7

NOTICE is hereby given that the Shire of Capel has prepared the abovementioned scheme amendment for the purpose of—

1. Deleting from the Scheme Map the width requirement of 33 metres on Jules Road by a road widening of 6.5 metres on each side.
2. Amending the Scheme Text by reducing the subdividers contribution for road widening from 2% to 1.7%.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Forrest Road, Capel and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including July 28, 1989.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 28, 1989.

This Amendment is available for inspection in order to provide an opportunity for Public Comment and it should not be construed that final approval will be granted.

W. T. ATKINSON,  
Shire Clerk.

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TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment  
Shire of Denmark Town Planning Scheme  
No. 2—Amendment No. 23

SPC: 853/5/7/2, Pt. 23.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act

1928 that the Hon Minister for Planning approved the Shire of Denmark Town Planning Scheme Amendment on 13 June 1989 for the purpose of—

Rezoning Lot 357 Mt Shadforth Rd Denmark from residential to holiday accommodation to permit the development of holiday accommodation and include it in Part 1 of the First Schedule in the following manner—

Ward	Particulars of Land	Special Use
Town Ward	Lot 357 Mt Shadforth Rd Denmark	Holiday Accommodation. Maximum of 8 chalets in NW corner of property. No access permitted from Kearsley Road.

And the scheme map is hereby amended accordingly.

G. WOODS,  
President

P. DURTANOVICH,  
Shire Clerk.

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TOWN PLANNING AND DEVELOPMENT ACT 1928

Town Planning Scheme Available for Inspection  
Shire of Jerramungup Town Planning Scheme No. 1

SPC: 853/5/19/1.

NOTICE is hereby given that the Shire of Jerramungup has prepared the abovementioned town planning scheme for the purpose of—

- (a) setting aside land for future public use as reserves;
- (b) controlling development;
- (c) other matters authorised by the enabling Act.

Plans and documents setting out and explaining the town planning scheme have been deposited at Council Offices, Vasey Street, Jerramungup and at the State Planning Commission, Perth, and will be available for inspection during office hours up to and including 25 September 1989.

Submissions on the town planning scheme should be made in writing on Form No. 4 and lodged with the undersigned on or before 25 September 1989.

F. J. PECZKA,  
Shire Clerk.

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TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection  
Shire of Mundaring Town Planning Scheme  
No. 1—Amendment No. 327

SPC: 853/2/27/1, Pt. 327.

NOTICE is hereby given that the Shire of Mundaring has prepared the abovementioned scheme amendment for the purpose of rezoning Portion of Lot 200 Gallipoli Drive, Greenmount from Place of Public Assembly to Residential.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 7000 Great Eastern Highway, Mundaring and at the State Planning Commission, Perth, and will be available for inspection during office hours up to and including 21 July 1989.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 21 July 1989.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

M. N. WILLIAMS,  
Shire Clerk.

## TOWN PLANNING AND DEVELOPMENT ACT 1928

## Approved Town Planning Scheme Amendment

Shire of Swan Town Planning Scheme  
No. 9—Amendment No. 93

SPC: 853/2/21/10, Pt. 93.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Swan Town Planning Scheme Amendment on 12 June 1989 for the purpose of amending the Scheme Maps to depict a Residential Code of R40 on Lot 256 Frederick Street, Koongamia in lieu of the current Residential Code of R20.

C. GREGORINI,  
President.

R. S. BLIGHT,  
Shire Clerk.

## CORRIGENDUM

METROPOLITAN REGION TOWN PLANNING  
SCHEME ACT 1959

Notice of Proposed Amendment (775/33A)

THE notice of Proposed Amendment pertaining to the above subject published in the *Government Gazette* on 2 June 1989 is hereby amended as follows—

The portion in the title which read "Cypressus Road" should have read "Cypress Road".

GORDON G. SMITH,  
Secretary.

METROPOLITAN REGION TOWN PLANNING  
SCHEME ACT 1959

Metropolitan Region Scheme

Notice of Proposed Amendment

Rationalisation of Regional Roads—Shires of Kalamunda and Swan

Amendment No. 780/33A; File No. 833-2-24-32.

THE State Planning Commission proposes to amend the Metropolitan Region Scheme (the Scheme) in accordance with the provisions of Section 33A of the Metropolitan Region Town Planning Scheme Act 1959 (as amended). A description of the proposed Amendment is contained in the First Schedule hereunder.

Please note that the proposed Amendment does not, in the opinion of the State Planning Commission, constitute a substantial alteration to the Scheme and a certificate to this effect is outlined in the Second Schedule hereunder.

Copies of the map sheet(s) depicting that part of the Scheme map which is being amended are available for public inspection during normal business hours at the places listed in the Third Schedule hereunder.

Anyone wishing to make a submission on any aspect of the proposed Amendment (whether in support or against) may do so in writing to the Minister for Planning on the form entitled Submission—Section 33A. Forms are available at the places where the proposed amendment is open for public inspection.

Submissions are to be lodged in duplicate with—

The Town Planning Appeal Committee,  
"Hyatt Centre," 87 Adelaide Terrace, Perth WA 6000,  
on or before 4.00 pm Friday, August 25, 1989.

A. POLSKI,  
Acting Secretary,  
State Planning Commission.

## First Schedule

## Proposed Amendment

The Metropolitan Region Scheme is proposed to be amended by substituting the zones and reservations shown on Amending Map Sheet Number 16/102M for the corresponding parts of Metropolitan Region Scheme Map Sheet Number 16.

The purpose of the Amendment is to rationalise various Reservations and Zones to reflect existing and anticipated regional road functions.

The effect of the Amendment is to transfer zones and reservations affecting Kalamunda Road, Maida Vale Road, Priory Road, Iris Place and Dundas Road, Shires of Kalamunda and Swan.

The proposed Amendment Number 780/33A is depicted on Plan Number 3.0601 dated May 3, 1989 and in more detail on Supporting Plans Numbered 1.2554-1.2560, 1.2561.

## Second Schedule

## Certificate

In accordance with the provisions of Section 33A of the Metropolitan Region Town Planning Scheme Act, 1959 (as amended), the State Planning Commission hereby certifies that, in the opinion of the Commission, the proposed Amendment to the Metropolitan Region Scheme Map Sheet Number 16 as depicted on Amending Map Sheet Number 16/102M does not constitute a substantial alteration to the Metropolitan Region Scheme.

The Common Seal of the State Planning Commission was hereunto affixed in the presence of—

[L.S.]

W. A. MCKENZIE,  
Chairman.

A. POLSKI,  
Acting Secretary.

## Third Schedule

Public Inspection (during normal business hours)—

1. Office of the State Planning Commission,  
8th Floor, Oakleigh Building,  
22 St George's Terrace,  
Perth WA 6000.
2. Office of the Municipality of the Shire of Kalamunda,  
2 Railway Road,  
Kalamunda WA 6076.
3. Office of the Municipality of the Shire of Swan,  
Great Northern Highway,  
Middle Swan WA 6056.
4. J. S. Battye Library,  
Alexander Library Building,  
Cultural Centre,  
Francis Street,  
Northbridge WA 6000.

METROPOLITAN REGION TOWN PLANNING  
SCHEME ACT 1959

Metropolitan Region Scheme Section 33A—Amendment

Notice of Approval

Morley Technical School Site

Amendment No. 758/33A; File No. 833-2-21-66.

PLEASE note that the Hon Minister for Planning, in accordance with the provisions of section 33A (7) of the Metropolitan Region Town Planning Scheme Act 1959, has approved without modifications the proposed Amendment to the Metropolitan Region Scheme, described in the First Schedule hereto.

Copies of the map sheet depicting the Amendment approved by the Minister without modifications are available for public inspection, during normal business hours at the places listed in the Second Schedule hereto.

The Amendment as approved shall have effect as from the date of publication of this notice in the *Gazette*.

GORDON G. SMITH,  
Secretary,  
State Planning Commission.

## First Schedule

## Approved Amendment (without modifications)

The Metropolitan Region Scheme is amended by substituting the zones and reservations shown on Amending Map Sheet Number 16/94M for the corresponding parts of the Metropolitan Region Map Sheet Number 16.

The approved Amendment is depicted on State Planning Commission Plan No. 2.0637.

Notice of the proposal was first published in the *Gazette* on 3 March 1989.

## Second Schedule

## Public inspection (during normal business hours)—

1. Office of the State Planning Commission,  
8th Floor, Oakleigh Building,  
22 St. George's Terrace,  
Perth WA 6000.
2. Office of the Municipality of the Shire of Swan,  
Great Northern Highway,  
Middle Swan WA 6056.
3. J. S. Battye Library,  
Alexander Library Building,  
Cultural Centre,  
Francis Street,  
Northbridge WA 6000.

METROPOLITAN REGION TOWN PLANNING  
SCHEME ACT 1959

## Metropolitan Region Scheme

## Notice of Proposed Amendment

Rezoning from Rural to Industrial, Land at Wanneroo  
Road/Proposed Ocean Reef Road, Wangara

Amendment No. 777/33A; File No. 833-2-30-73.

THE State Planning Commission proposes to amend the Metropolitan Region Scheme (the Scheme) in accordance with the provisions of section 33A of the Metropolitan Region Town Planning Scheme Act 1959. A description of the proposed Amendment is contained in the First Schedule hereunder.

Please note that the proposed Amendment does not, in the opinion of the State Planning Commission, constitute a substantial alteration to the Scheme and a certificate to this effect is outlined in the Second Schedule hereunder.

Copies of the map sheet(s) depicting that part of the Scheme map which is being amended are available for public inspection during normal business hours at the places listed in the Third Schedule hereunder.

Anyone wishing to make a submission on any aspect of the proposed Amendment (whether in support or against) may do so in writing to the Minister for Planning on the form entitled Submission—Section 33A. Forms are available at the places where the proposed amendment is open for public inspection.

Submissions are to be lodged in duplicate with: The Town Planning Appeal Committee, "Hyatt Centre", 87 Adelaide Terrace, Perth WA 6000, on or before 4.00 pm Friday, 25 August 1989.

A. POLSKI,  
Acting Secretary,  
State Planning Commission.

## First Schedule

## Proposed Amendment

The Metropolitan Region Scheme is proposed to be amended by substituting the zones and reservations shown on Amending Map Sheet Number 11/39M for the corresponding parts of Metropolitan Region Scheme Map Sheet Number 11.

The purpose of the Amendment is to rezone land at Wanneroo Road/Proposed Ocean Reef Road, Wangara from the Rural Zone to the Industrial Zone to reflect intended land use requirements consistent with the overall development of the intended Wangara-Lansdale Industrial area.

The proposed Amendment Number 777/33A is depicted on Plan Number 4.1027 dated 3 May 1989.

## Second Schedule

## Certificate

In accordance with the provisions of section 33A of the Metropolitan Region Town Planning Scheme Act 1959, the State Planning Commission hereby certifies that, in the opinion of the Commission, the proposed Amendment to the Metropolitan Region Scheme Map Sheet Number 11 as depicted on Amending Map Sheet Number 11/39M does not constitute a substantial alteration to the Metropolitan Region Scheme.

The Common Seal of the State Planning Commission was hereunto affixed in the presence of—

[L.S.]

W. A. McKENZIE,  
Chairman.

A. POLSKI,  
Acting Secretary.

## Third Schedule

## Public inspection (during normal business hours)—

1. Office of the State Planning Commission,  
8th Floor, Oakleigh Building,  
22 St George's Terrace,  
Perth WA 6000.
2. Office of the Municipality of the City of Wanneroo,  
Boas Avenue,  
Joondalup WA 6065.
3. J. S. Battye Library,  
Alexander Library Building,  
Cultural Centre,  
Francis Street,  
Northbridge WA 6000.

## SHIRE OF BROOME

STATEMENT OF INCOME AND EXPENDITURE FOR  
THE YEAR ENDED 30TH JUNE 1988

OPERATING		\$	\$
General Purpose Income .....	1 394 509		
General Administration .....	10 532	365 516	
Law Order and Public Safety .....	8 769	47 585	
Education .....	750	—	
Health .....	2 027	60 912	
Welfare .....	2 042	9 170	
Housing .....	40 258	79 025	
Community Amenities .....	203 458	248 386	
Recreation and Culture .....	56 376	473 132	
Transport .....	65 129	272 644	
Economic Services .....	652 405	482 739	
Other Property and Services .....	2 328 757	1 625 447	
Fund Transfers .....	—	—	
Finance and Borrowing .....	936 880	1 289 087	
Sub Total .....	\$ 5 701 892	\$ 4 953 643	
CAPITAL		\$	\$
General Purpose Income .....	—	—	
General Administration .....	22 739	60 346	
Law and Order and Public Safety .....	—	—	
Education .....	—	—	
Health .....	—	—	
Welfare .....	—	—	
Housing .....	171 000	176 673	
Community Amenities .....	—	—	
Recreation and Culture .....	30 010	55 894	
Transport .....	617 902	838 964	
Economic Services .....	—	7 343	
Other Property and Services .....	—	—	
Fund Transfers .....	—	—	
Finance and Borrowing .....	1 161 952	1 453 924	
Sub Total .....	2 003 603	2 593 144	
Total .....	7 705 495	7 546 787	
Brought Forward 1 July .....	—	72 442	
Carried Forward 30 June .....	—	86 266	
	\$ 7 705 495	\$ 7 705 495	
SUMMARY			
Sundry Debtors .....		\$	650 901
Stock .....			47 846
Bank Overdraft .....			—578 001
Sundry Creditors .....			—34 480
			\$ 86 266

## BALANCE SHEET AS AT 30 JUNE 1988

Assets		\$	\$
Current Assets.....		698 747	
Non Current Assets .....		4 494 156	
Fixed Assets.....		6 592 411	11 785 314
Liabilities			
Current Liabilities .....		612 481	
Non Current Liabilities.....		31 726	
Deferred Liabilities.....		8 356 045	9 000 252
Municipal Accumulation Account .....			\$2 785 062

## AUDIT REPORT

FOR THE YEAR ENDED 30 JUNE 1988

## A. FINANCIAL STATEMENTS

(i) I have with the assistance of my staff, audited the accompanying accounts of the Shire of Broome for the year ended 30 June 1988 in accordance with the requirements of the Local Government Audit Directions and the Australian Auditing Standards.

Creditors and accrued expenses of \$60 998 were not included in the year end accounts. In addition there was no recognition of accrued interest on outstanding loans. The Local Government Accounts Directions requires the Shire to prepare its annual accounts on an income and expenditure basis, and therefore interest due but not paid at balance date should be accrued on the accounts.

No provisions for annual leave had been recognised in the accounts. Under the accrual system of accounting all liabilities should be recognised at balance date.

(ii) Subject to the above, in my opinion the accompanying accounts are drawn up in accordance with the books of the Shire, and fairly present the requirements of the Local Government Act and the Local Government Accounting Directions which are to be dealt with in preparing the accounts.

## B. STATUTORY COMPLIANCE

Subject to our management reports, I did not during the course of the audit become aware of any other instances where the Council did not comply with the Statutory requirements of the Local Government Act and the Local Government Accounting Directions.

BENTLEY &amp; CO.

## CITY OF GERALDTON

IT is hereby notified for public information that Barrie Michael Hardy has been appointed a Parking Inspector for the City of Geraldton as from 14 June 1989.

The appointment of Dulcie Julia McLeod is hereby cancelled.

G. K. SIMPSON,  
Town Clerk.

## DOG ACT 1976

City of Geraldton

IT is hereby notified for public information that the undermentioned persons have been appointed dog registration officers under the provisions of the Dog Act 1976 and Dog Amendment Regulations 1987—

Caroline Marguerite Drogue.

Barry Michael Hardy.

The appointments of Pauline Jane Howatson and Joanne Phyllis Clarke are hereby cancelled.

G. K. SIMPSON,  
Town Clerk.

## SHIRE OF DANDARAGAN

Appointment of Shire Clerk

IT is hereby notified for public information that Mr Barry John Golding has been appointed Shire Clerk from 12th June, 1989.

The appointment of Mr Ian William Stubbs as Shire Clerk was cancelled from 12th May, 1989.

G. SNOOK,  
Shire President.

## SHIRE OF DUNDAS

Fees and Charges—Council Facilities

NOTICE is hereby given that the following fees and charges were adopted by the Council at its meeting held on 12th June 1989, and will apply as from 1st July, 1989.

	\$
Town Hall Hire—	
Travelling Shows—	
Day.....	50.00
Evening.....	100.00
School Concerts/Socials—	
Day.....	35.00
Evening.....	50.00
Meetings/Conventions/Bazaars/Fetes/ Exhibitions—	
Day.....	35.00
Evening.....	50.00
Rehersals—	
Day.....	10.00
(Only when not otherwise required)	
Evening.....	15.00
Any function where liquor is available.....	125.00
A cleaning and damage deposit of \$100.00 is to be made upon obtaining keys to the building and will be refunded where the premises are left in a clean and tidy condition and no damage has been done.	
Sports Complex Hire (Applies only when not leased by the Football Club)—	
Per Function.....	35.00
Function where liquor is available.....	85.00
Meeting only.....	20.00
Changeroom.....	20.00
A deposit as per the Town Hall also applies	
Oval—	
Use by Non Sporting Body.....	50.00
Use by Sporting Body.....	100.00
Basketball /Netball Courts—	
Electricity—	
Turn on Fee.....	2.50
Charge Per Hour.....	1.50
Water Standpipe—Per Load.....	25.00
Photocopying per page.....	0.50
Facsimile Transmission per page.....	2.00
Electoral Rolls.....	10.00 Each

## DOG ACT 1976

Shire of Dundas

NOTICE is hereby given for public information that Robert James Lapsley has been appointed in an honorary capacity by the Shire as an authorised officer for the purposes of the Dog Act 1976.

E. A. GILBERT,  
Shire Clerk.

## SHIRE OF DUNDAS

Authorised Officer

NOTICE is hereby given for public information that Trevor John Walker has been appointed by the Shire as an authorised officer for the purposes of the Litter Act 1979.

The appointment of Angeline Elizabeth Leicester has been cancelled.

E. A. GILBERT,  
Shire Clerk.

LOCAL GOVERNMENT ACT 1960

Shire of Serpentine-Jarrahdale

Notice Requiring Payment of Rates Prior to Sale

THE registered proprietors or owners in fee simple, or persons appearing by the last memorial in the Office of the Registrar of Deeds to be seized of the fee simple respectively of the piece of land described in the third column of the appendix to this notice and persons appearing in the Register Book or in the Office of the Registrar of Deeds to have respectively an estate or interest in the land, and whose names appear in the first column of the Appendix to this notice.

Take notice that—

- (1) Default has been made in the payment to the Council of the abovenamed Municipality of a rate charged on the piece of land described in the third column of the Appendix to this Notice; and the default has continued in respect of that piece of land for a period of greater than three years;
- (2) The total amount owing to the council in respect of rates and other amounts charged on each piece of land is shown in the second column of the Appendix set opposite the description of that piece of land;
- (3) Payment of these amounts representing rates, or penalties is hereby required; and
- (4) In default of payment, the piece of land will be offered for sale by public auction after the expiration of one hundred and five days from the date of service of this notice at a time appointed by the Council.

The piece of land in respect of which the rates specified in the second column of the Appendix are owing is that described in the third column of the Appendix.

Dated the 19th day of June 1989.

NED FIMMANO,  
Shire Clerk.

Appendix

1. Name of Registered Proprietors or Owners, and all other Persons having an estate or Interest in the Land—  
Elmar Maria John

2. Amount owing showing separately the amount owing as Rates and other amounts owing—

Rates Outstanding .....	\$1 345.45
Penalties.....	321.07
	\$1 666.52

3. Description of land referred to—

Serpentine Agricultural Area Lot 34 and being Lot 15 on Plan 13234 and being the whole of the land in Certificate of Title Volume 1565 Folio 920, otherwise known as Lot 15 Hopkinson Road, Mundijong, Western Australia.

SHIRE OF WILUNA

Building Surveyors

IT is hereby notified for public information that the following persons have been authorised to act as Building Surveyors for the Shire of Wiluna—

Kim Wayne Luciano.  
David Terrell Watts.

A. SUMMERS,  
Shire Clerk.

CORRIGENDUM

LOCAL GOVERNMENT ACT 1960

City of Belmont

Notice of Intention to Borrow

Proposed Loan No. 162 of \$68 000

THE notice which appeared in the *Government Gazette* No. 101 on 21 October 1988, is amended to include the following—

The Loans are to be renegotiated at five yearly intervals at the interest rate then applicable.

P. P. PARKIN,  
Mayor.

B. R. GENONI,  
Acting Town Clerk.

CORRIGENDUM

LOCAL GOVERNMENT ACT 1960

City of Canning

Proposed Loan No. 218 of \$25 000

THE previous notice appearing on page 1565 of the *Government Gazette* dated 26 May 1989 is amended by inserting after "repayable by 20 half-yearly instalments of principal and interest" the following "(the interest rate to be reviewed at four-yearly intervals)".

Dated 19 June 1989.

S. W. CLARK,  
Mayor.

I. F. KINNER,  
Town Clerk.

LOCAL GOVERNMENT ACT 1960

Shire of Ashburton

Rating Exemption

IT is hereby notified for public information that the Council of the Shire of Ashburton, acting pursuant to the provisions of section 532 (12) of the Local Government Act 1960, has declared exempt from Municipal Rates, Tom Price Townsite Lot 836 occupied by the Mountain View Golf Club.

The declaration by Council is for the period to 30 June 1989. The exemption will not be continued beyond that date.

L. A. VICARY,  
Shire Clerk.

**CORRIGENDUM**

## LOCAL GOVERNMENT ACT 1960

Shire of Harvey  
ElectionsLocal Government Department,  
Perth, 20 June 1989.

AN error has been noted in the Notice published in the *Government Gazette* of 9 June 1989 on page 1685 relating to the Shire of Harvey Election.

That error should be corrected by deleting the name—

“Robertson, G. J.”

where it appears and replacing it with—

“Smith, M. W.”

R. WEARNE,  
Acting Director,  
Local Government Services.

## LOCAL GOVERNMENT ACT 1960

City of South Perth  
Closure of Private StreetDepartment of Local Government,  
Perth, 16 June 1989.

LG: SP4-12R.

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 1960, the resolution passed by the City of South Perth that portion of the private street which is described as being portion of Perth Suburban Lot 47, being portion of the land coloured brown and marked ROW on Plan 3285 and being part of the land contained in Certificate of Title Volume 1427 Folio 827 be closed, and the land contained therein be amalgamated with adjoining Lots 13, 14, 15 and 16 Douglas Avenue, South Perth as shown in the Schedule hereunder.

M. C. WOOD,  
Secretary for Local Government.

## LOCAL GOVERNMENT ACT 1960

Municipal Elections

Department of Local Government,  
Perth, 23 June 1989.

IT is hereby notified, for general information, in accordance with section 138 of the Local Government Act 1960, that the following persons have been elected members of the undermentioned Municipalities to fill the vacancies shown in the particulars hereunder—

Date of Election; Member Elected, Surname, First Names; Office; Ward; How Vacancy Occurred; (a) Effluxion of time; (b) Resignation; (c) Death; (d) Disqualified; (e) Other; Name of Previous Member; Remarks.

City of South Perth

6/5/89; Marshall, Warren Luxmore; Councillor; Como; (a); Campbell, P.: Extraordinary.

Shire of Brookton

6/5/89; Matthews, Geoffrey Charles; —; West; (a); Matthews, G. C.; Annual.

6/5/89; Hore, Anthony John; —; Central; (a); Yeo, W. L.; Annual.

6/5/89; Copping, Robert Lewis; —; East; (a); Powell, K. W.; Annual.

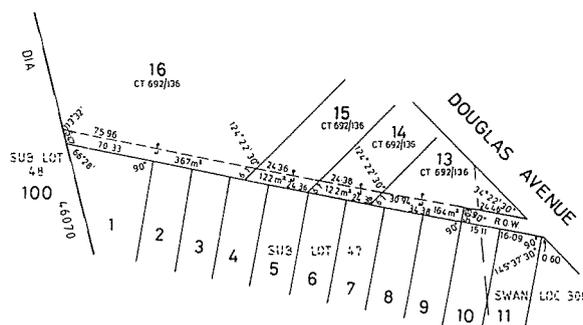
Shire of Dardanup

6/5/89; Kalaf, Nicholas Jack; —; West; (a); Kalaf, N. J.; Annual.

6/5/89; Hicks, Violet Muriel; —; Eaton; (a); Hough, D. C.; Annual.

## Schedule

Diagram No. 75980



Compiled from Plan 3285

## OCCUPATIONAL HEALTH, SAFETY AND WELFARE ACT 1984

## OCCUPATIONAL HEALTH, SAFETY AND WELFARE REGULATIONS 1988

## Exemption Certificate under Regulation 213

(No. 13 of 1989)

I, NEIL BARTHOLOMAEUS, Commissioner for Occupational Health, Safety and Welfare, hereby grant an exemption to Australian Shipbuilding Industries Pty Ltd from Regulation 507 (2) (c) of the *Occupational Health, Safety and Welfare Regulations 1988* on Thursday, 22 June 1989, for the purpose of lifting a patrol boat hull subject to satisfying the requirements of Regulation 507 (2) (b).

Dated 16 June 1989.

NEIL BARTHOLOMAEUS,  
Commissioner for Occupational Health,  
Safety and Welfare.

## TRAVEL AGENTS ACT 1985

## TRAVEL AGENTS AMENDMENT REGULATIONS 1989

MADE by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Travel Agents Amendment Regulations 1989*.

**Principal regulations**

2. In these regulations the *Travel Agents Regulations 1986\** are referred to as the principal regulations.

[\*Published in the Gazette of 19 December 1986 at pp. 4926-38. For amendments to 30 May 1989 see pp. 388-389 of 1987 Index to Legislation of Western Australia and Gazettes of 12 August 1988, 19 August 1988, 14 October 1988 and 21 October 1988.]

**Regulation 4A inserted**

3. After regulation 4 of the principal regulations the following regulation is inserted—

**Prescribed activities under section 4 (1)**

- “ 4A. For the purposes of section 4 (1) (d) “incidental arrangements” as defined in clause 1.1. of Schedule 3 are prescribed activities. ”

**Regulation 5 amended**

4. Regulation 5 of the principal regulations is amended by deleting “the *Rural and Industries Bank Act 1944*” and substituting the following—

“ *The Rural and Industries Bank of Western Australia Act 1987* ”.

**Regulation 15 amended**

5. Regulation 15 of the principal regulations is amended by inserting after “Schedule 2” the following—

“ as amended by the resolution of the trustees set out in Schedule 3 ”.

**Schedule 3 added**

6. After Schedule 2 to the principal regulations the following Schedule is added—

Schedule 3

(Regulation 15)

## RESOLUTION OF THE TRUSTEES

**Amendment resolution**

The Travel Agents Compensation Trust Fund Deed set out in Schedule 2 is amended—

- (a) in clause 1.1 by—

- (i) deleting the definition of “Client” and substituting the following definition—

“ “Client” means a person who enters into travel arrangements or incidental arrangements directly or indirectly with a participant. ”; and

- (ii) inserting after the definition of “Fund” the following definition—

“ “incidental arrangements” means arrangements which are entered into in conjunction with travel arrangements and which, in the opinion of the Trustees, are reasonably incidental to travel arrangements. ”;

- (b) in clause 1.3—

- (i) in paragraph (a) by deleting “agent; and” and substituting the following—

“ agent; ”;

- (ii) in paragraph (b) by deleting “agent.” and substituting the following—

“ agent entering into travel arrangements or incidental arrangements; and ”; and

- (iii) after paragraph (b) by inserting the following paragraph—

“ (c) without limiting the factors which the Trustees may take into account in respect of the matter referred to in paragraph (b), the Trustees may have regard to any previous experience that any person concerned with the management of the business may have had in managing the financial affairs of a business and also to the financial resources of any legal entity with which the first mentioned person is or has been associated. ”;

- (c) in clause 5.2—

- (i) after paragraph (e) by inserting the following paragraph—

“ (f) additional fees paid pursuant to clauses 7.4 and 7.7; ”; and

- (ii) by deleting the paragraph designations “(f), (g), (h), (i), (j), (k) and (l)” and substituting the following paragraph designations respectively—

“ (g), (h), (i), (j), (k), (l) and (m) ”;

- (d) in clause 7 by deleting clause 7.4 and substituting the following clauses—

“ 7.4 The Trustees shall fix an additional fee which may be charged to participants who fail to meet their obligations under clause 11.1, 11.2, 11.3 or 11.4 of this Deed.

7.5 The Trustees may fix as the additional fee an amount that is a specified amount or that is an amount calculated in a specified manner. The amount so specified or calculated shall not exceed 50% of the current administration fee.

7.6 The Trustees may at any time vary the amount of the application, administration or additional fees or the manner in which those fees are to be calculated.

7.7 A participant shall pay any additional fee at such time as the Trustees may specify. ”;

- (e) in clause 11.8 by inserting after "contribution," the following—  
 " or an additional fee, ";
- (f) in clause 21.1—
- (i) in paragraph (t) by deleting "entitled; and" and substituting the following—  
 " entitled; ";
  - (ii) in paragraph (u) by deleting "Fund." and substituting the following—  
 " Fund; and "; and
  - (iii) after paragraph (u) by inserting the following paragraph—  
 " (v) to publish from time to time information concerning the operations of the Fund. "; and
- (g) in clause 22 by deleting clause 22.2 and substituting the following clause—  
 " 22.2 The Trustees may vary the membership of a committee from time to time as they see fit and may nominate one or more Trustees who may act in the absence of a Trustee appointed to such committee and who for that purpose shall be deemed to have been delegated the powers, duties and obligations referred to in clause 22.1. "

Made by resolution of the Trustees on 5 May 1989. "

By His Excellency's Command,

G. PEARCE,  
 Clerk of the Council.

#### RETAIL TRADING HOURS ACT 1987

#### RETAIL TRADING HOURS (FOOTWEAR REPAIR) ORDER 1989

MADE by the Minister under section 13 (2) of the Act.

#### Citation

1. This Order may be cited as the *Retail Trading Hours (Footwear Repair) Order 1989*.

#### Commencement

2. This Order shall come into operation on the day on which the Order is published in the *Government Gazette*.

#### Provision of Footwear Repair Services on Saturdays

3. Any general retail shop or portion of a general retail shop which provides—
  - (a) footwear repair services; or
  - (b) footwear repair services and key cutting and/or engraving services
 shall be closed on Saturdays in each week from and after 1 pm.

YVONNE HENDERSON,  
 Minister for Consumer Affairs.

#### SOIL AND LAND CONSERVATION ACT 1945

#### SOIL AND LAND CONSERVATION (WARNBRO LAND CONSERVATION DISTRICT) ORDER 1989

MADE by His Excellency the Governor in Executive Council under sections 22 and 23 of the *Soil and Land Conservation Act 1945* and on the recommendation of the Minister for Agriculture.

#### Citation

1. This order may be cited as the *Soil and Land Conservation (Warnbro Land Conservation District) Order 1989*.

#### Interpretation

2. In this order—
  - "appointed member" means a person appointed under clause 5 (1) (b) or (c) to be a member of the committee;
  - "committee" means the Land Conservation District Committee for the Warnbro Land Conservation District;
  - "member" means a member of the committee;
  - "producer organizations" means bodies known respectively as the Western Australian Farmers Federation (Inc.) and the Pastoralists and Graziers Association of Western Australia;
  - "the district" means the Warnbro Land Conservation District constituted by clause 3 of and the Schedule to this order.

#### Warnbro Land Conservation District

3. All that portion of land described in the Schedule to this order, is hereby constituted the Warnbro Land Conservation District.

**Establishment of the committee**

4. Pursuant to section 23 (2) of the *Soil and Land Conservation Act 1945* there is hereby established for the district a land conservation district committee to be known as the Land Conservation District Committee for the Warnbro Land Conservation District.

**Constitution of the committee**

5. (1) It is hereby determined, on the recommendation of the Minister, after consultation with the City of Rockingham and producer organizations, that the committee shall comprise 10 members of whom—

- (a) one shall be the Commissioner for Soil Conservation or his nominee;
- (b) 2 shall be appointed by the Minister on the nomination of the City of Rockingham; and
- (c) 7 shall be appointed by the Minister and shall be actively engaged in, or affected by or associated with, land use in the district.

(2) Subject to this clause, each appointed member shall hold office for such period not exceeding 3 years as is specified in the instrument of his appointment and is eligible for reappointment.

(3) The Minister may grant leave of absence to an appointed member on such terms and conditions as the Minister determines.

(4) The Minister may terminate the appointment of an appointed member for inability, inefficiency or misbehaviour.

(5) If an appointed member—

- (a) is or becomes an undischarged bankrupt or person whose property is subject to an order or arrangement under the laws relating to bankruptcy;
- (b) has his appointment terminated by the Minister, pursuant to subclause (4);
- (c) is absent, except on leave duly granted by the Minister, from 3 consecutive meetings of the committee of which he has had notice; or
- (d) resigns his office by written notice addressed to the Minister,

the office of that appointed member becomes vacant.

**Proceedings of the committee**

6. (1) The committee shall hold its meetings at such place on such days and at such intervals as the committee shall from time to time determine.

(2) At any meeting of the committee—

- (a) a majority of the members constitute a quorum;
- (b) the Chairman shall preside and where he is absent from the meeting the members may appoint one of their number to preside at that meeting;
- (c) each member present is entitled to a deliberative vote; and
- (d) where the votes cast on any question are equally divided the Chairman, or the presiding member in terms of paragraph (b), shall have a casting vote.

(3) The committee shall cause accurate minutes to be kept of the proceedings at its meetings.

(4) To the extent that it is not prescribed, the committee may determine its own procedure.

---

Schedule

Warnbro Land Conservation District

(Clause 3)

All that portion of land bounded by lines starting from the northwestern corner of Cockburn Sound Location 1958 and extending northeasterly along the northwestern boundary of that location to a southeastern side of Shelton Street; thence generally northeasterly along sides of that street to the centreline of Blakey Street; thence southeasterly along that centreline and onwards to the centreline of Fendam Street; thence generally northeasterly along that centreline to the centreline of Revely Street; thence southeasterly along that centreline and onwards to the centreline of Hokin Street; thence generally northeasterly along that centreline to the centreline of Currie Street; thence generally southeasterly along that centreline to a line in prolongation southwesterly of the southeastern boundary of Lot 1 of Location 16, as shown on Office of Titles Diagram 52162; thence northeasterly to and along that boundary to the southern corner of Lot 226, as shown on Office of Titles Plan 6379 (2); thence northeasterly along the southeastern boundary of that lot to a line in prolongation northwesterly of the southwestern boundary of Lot 229; thence southeasterly to and along that boundary and southeasterly along the southwestern boundaries of Lots 230, 231, 232 and 233 to the western corner of Lot 234; thence southeasterly and northeasterly along boundaries of that lot and onwards to the centreline of Safety Bay Road; thence generally southeasterly and generally easterly along that centreline to a line in prolongation northwesterly of the centreline of Warnbro Sound Avenue; thence southeasterly to and along that centreline to a line in prolongation easterly of the northern boundary of Lot 803, as shown on Office of Titles Plan 3892 (1); thence westerly to and along that boundary to the high water mark of Warnbro Sound and thence generally northerly along that high water mark to the starting point.

Department of Land Administration Public Plans: Peel 2 000 06.23, 07.21, 07.22, 07.23 and Peel 10 000 2.5.

By His Excellency's Command,

G. PEARCE,  
Clerk of the Council.

## SOIL AND LAND CONSERVATION ACT 1945

## SOIL AND LAND CONSERVATION (GOOMALLING LAND CONSERVATION DISTRICT) ORDER 1989

MADE by His Excellency the Governor in Executive Council under sections 22 and 23 of the *Soil and Land Conservation Act 1945* and on the recommendation of the Minister for Agriculture.

**Citation**

1. This order may be cited as the *Soil and Land Conservation (Goomalling Land Conservation District) Order 1989*.

**Interpretation**

2. In this order—

“appointed member” means a person appointed under clause 5 (1) (b), (c) or (d) to be a member of the committee;

“committee” means the Land Conservation District Committee for the Goomalling Land Conservation District;

“member” means a member of the committee;

“producer organizations” means bodies known respectively as the Western Australian Farmers Federation (Inc.) and the Pastoralists and Graziers Association of Western Australia;

“the district” means the Goomalling Land Conservation District constituted by clause 3 of and the Schedule to this order.

**Goomalling Land Conservation District**

3. All that portion of land described in the Schedule to this order, is hereby constituted the Goomalling Land Conservation District.

**Establishment of the committee**

4. Pursuant to section 23 (2) of the *Soil and Land Conservation Act 1945* there is hereby established for the district a land conservation district committee to be known as the Land Conservation District Committee for the Goomalling Land Conservation District.

**Constitution of the committee**

5. (1) It is hereby determined, on the recommendation of the Minister, after consultation with the Shire of Goomalling and producer organizations, that the committee shall comprise 9 members of whom—

(a) one shall be the Commissioner for Soil Conservation or his nominee;

(b) one shall be appointed by the Minister on the nomination of the Shire of Goomalling;

(c) 3 shall be appointed in accordance with subclause (2); and

(d) 4 shall be appointed by the Minister and shall be actively engaged in, or affected by or associated with, land use in the district.

(2) The Western Australian Farmers Federation (Inc.) shall 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, 3 persons whose names appear on the panel submitted by the Western Australian Farmers Federation (Inc.) shall be appointed by the Minister.

(3) Subject to this clause, each appointed member shall hold office for such period not exceeding 3 years as is specified in the instrument of his appointment and is eligible for reappointment.

(4) The Minister may grant leave of absence to an appointed member on such terms and conditions as the Minister determines.

(5) The Minister may terminate the appointment of an appointed member for inability, inefficiency or misbehaviour.

(6) If an appointed member—

(a) is or becomes an undischarged bankrupt or person whose property is subject to an order or arrangement under the laws relating to bankruptcy;

(b) has his appointment terminated by the Minister, pursuant to subclause (5);

(c) is absent, except on leave duly granted by the Minister, from 3 consecutive meetings of the committee of which he has had notice; or

(d) resigns his office by written notice addressed to the Minister,

the office of that appointed member becomes vacant.

**Proceedings of the committee**

6. (1) The committee shall hold its meetings at such place on such days and at such intervals as the committee shall from time to time determine.

(2) At any meeting of the committee—

(a) a majority of the members constitute a quorum;

(b) the Chairman shall preside and where he is absent from the meeting the members may appoint one of their number to preside at that meeting;

(c) each member present is entitled to a deliberative vote; and

(d) where the votes cast on any question are equally divided the Chairman, or the presiding member in terms of paragraph (b), shall have a casting vote.

(3) The committee shall cause accurate minutes to be kept of the proceedings at its meetings.

(4) To the extent that it is not prescribed, the committee may determine its own procedure.

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Schedule

(Clause 3)

Goomalling Land Conservation District

All that portion of land comprising the whole of the Shire of Goomalling as promulgated in *Government Gazettes* dated 5th of December, 1919 page 2093, 23rd March, 1923 page 503, 12th of January, 1934 page 17, 1st of August, 1941, page 1066, 13th of May, 1955 page 1074, 15th of October, 1982 pages 4088 and 4089 and 5th of November, 1982 page 4417.

By His Excellency's Command,

G. PEARCE,  
Clerk of the Council.

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SOIL AND LAND CONSERVATION ACT 1945

YALGOO LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF  
LAND CONSERVATION DISTRICT COMMITTEE) INSTRUMENT 1989

MADE by the Minister for Agriculture.

**Citation**

1. This Instrument may be cited as the Yalgoo Land Conservation District (appointment of members of District Committee) Instrument 1989.

**Interpretation**

2. In this Instrument—

“Conservation order” means Soil and Land Conservation (Yalgoo Soil Conservation District) Order 1988\*.

“Committee” means the District established by Clause 4 of the Constitution Order.

[\*Published in the *Gazette* of 26 May 1989.]

**Appointment of Members**

3. (1) Under Clause 5 (1) (B) of the Constitution Order James Price of Coodardy Station is appointed a member of the Committee on the nomination of the Cue Shire.

(2) Under Clause 5 (1) (c) of the Constitution Order—

(a) Peter Lefroy of Yarrquin Station,

(b) David Kiffen-Petersen of Nallan Station,

are appointed members to represent the Pastoralists and Graziers Association of Western Australia.

(3) Under Clause 5 (1) (D) of the Constitution Order John Baden Thurkle of Austin Downs Station is appointed a member to represent the Western Australian Farmers Federation.

(4) Under Clause 5 (1) (E) of the Constitution order—

(a) Michael Thurkle of Austin Downs Station,

(b) Morris Seivwright of Glen Station,

(c) David Keogh of Cue,

(d) Claude Anaru of Cue,

(e) Michael Prendergast of Lakeside Station,

are appointed members of the Committee being persons actively engaged in land use in the Cue Land Conservation District.

**Term of Office**

4. The appointments made under Clause 5 shall be for a term of three years commencing on the day that this Instrument is published in the *Gazette*.

ERNIE BRIDGE,  
Minister for Agriculture.

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SOIL AND LAND CONSERVATION ACT 1945

CUE LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS  
OF LAND CONSERVATION DISTRICT COMMITTEE) INSTRUMENT 1989

MADE by the Minister for Agriculture.

**Citation**

1. This Instrument may be cited as the Cue Land Conservation District (appointment of members of District Committee) Instrument 1989.

**Interpretation**

2. In this Instrument—

“Conservation order” means Soil and Land Conservation (Cue Soil Conservation District) Order 1988\*.

“Committee” means the District established by Clause 4 of the Constitution Order.

[\*Published in the *Gazette* of 26 May 1989.]

**Appointment of Members**

3. (1) Under Clause 5 (1) (B) of the Constitution Order James Price of Coodardy Station is appointed a member of the Committee on the nomination of the Cue Shire.

(2) Under Clause 5 (1) (c) of the Constitution Order—

- (a) Peter Lefroy of Yarrquin Station,
- (b) David Kiffen-Petersen of Nallan Station,

are appointed members to represent the Pastoralists and Graziers Association of Western Australia.

(3) Under Clause 5 (1) (D) of the Constitution Order John Baden Thurkle of Austin Downs Station is appointed a member to represent the Western Australian Farmers Federation.

(4) Under Clause 5 (1) (E) of the Constitution order—

- (a) Michael Thurkle of Austin Downs Station,
- (b) Morris Seivwright of Glen Station,
- (c) David Keogh of Cue,
- (d) Claude Anaru of Cue,
- (e) Michael Prendergast of Lakeside Station,

are appointed members of the Committee being persons actively engaged in land use in the Cue Land Conservation District.

**Term of Office**

4. The appointments made under Clause 5 shall be for a term of three years commencing on the day that this Instrument is published in the *Gazette*.

ERNIE BRIDGE,  
Minister for Agriculture.

## EDUCATION ACT 1928

## EDUCATION AMENDMENT REGULATIONS (No. 2) 1989

MADE by the Minister for Education.

**Citation**

1. These regulations may be cited as the *Education Amendment Regulations (No. 2) 1989*.

**Principal regulations**

2. In these regulations the *Education Act Regulations 1960\** are referred to as the principal regulations.

[\*Reprinted in the *Gazette* of 19 March 1971 on pp. 855-969. For amendments to 5 April 1989 see pages 220-232 of 1987 *Index to Legislation of Western Australia and Gazettes* of 23 September, 4 November and 30 December 1988.]

**References to "principal mistress" amended**

3. The principal regulations are amended by deleting "or principal mistress" wherever it occurs in the provisions referred to in the Table to this regulation.

## Table

- Regulation 38 (2)
- Regulation 185 (1) (b) (i)
- Regulation 185 (1) (b) (iii)
- Regulation 185 (1) (f) (ii) (II)
- Regulation 185 (1) (f) (ii) (III).

**References to "senior master" and "senior mistress" amended**

4. The principal regulations are amended by—

- (a) deleting "Senior master or senior mistress" wherever it occurs in the provisions referred to in Table 1 to this regulation and substituting the following—  
" Senior teacher ".

## Table 1

- Regulation 74, column 1, item 6
- Regulation 74, column 2, item 6
- Regulation 74, column 1, item 10
- Regulation 74, column 2, item 10;

- (b) deleting "senior master or senior mistress" wherever it occurs in the provisions referred to in Table 2 to this regulation and substituting the following—  
" senior teacher ".

## Table 2

- Regulation 75 (4) (d)
- Regulation 185 (f) (ii) (IV)
- Regulation 185 (3)
- Regulation 185 (4)
- Regulation 185 (6)
- Regulation 185 (7) (c)
- Regulation 186
- Regulation 187 (4)
- Regulation 187 (5)
- Regulation 187 (6)
- Regulation 187 (7);

- (c) deleting "senior masters and senior mistresses" wherever occurring in the provisions referred to in Table 3 to this regulation and substituting the following—  
" senior teacher ".

Table 3

- Regulation 187 (2)  
Regulation 187 (3) (b);
- (d) in regulation 74, column 2, item 24 by deleting "Senior master, senior high school, senior mistress" and substituting the following—  
" Senior teacher ";
- (e) in regulation 167 (1) (f) by deleting "masters and mistresses" and substituting the following—  
" teachers ";
- (f) in regulation 184 (1) (d) by deleting "senior masters, senior mistresses, masters and mistresses" and substituting the following—  
" senior teachers and teachers, ";
- (g) in regulation 185 (1) (ca) (i) by deleting "senior master" and substituting the following—  
" senior teacher ";
- (h) by deleting regulation 185 (1) (ca) (ii) and (iii);
- (i) in regulation 185 (1) (ca) (iv) by deleting "senior mistress" and substituting the following—  
" senior teacher ";
- (j) in regulation 185 (1) (d) (b) by deleting "senior master, senior mistress" and substituting the following—  
" senior teacher ";
- (k) in regulation 187 (1) by deleting "Senior masters and senior mistresses" and substituting the following—  
" Senior teachers ";
- (l) in regulation 187 (3) (a) by deleting "senior master" and substituting the following—  
" senior teacher "; and
- (m) in regulation 188 by deleting "Senior masters, senior mistresses, masters and mistresses" and substituting the following—  
" Senior teachers and teachers ".

**Reference to "headmaster" amended**

5. The principal regulations are amended in regulation 57D (3) by deleting "headmaster" and substituting the following—  
" principal ".

**Regulation 90 amended**

6. Regulation 90 of the principal regulations is amended in subregulation (2)—
- in paragraph (a) by inserting after "status," the following—  
" or ";
  - in paragraph (b) by deleting "status; or" and substituting the following—  
" status, "; and
  - by deleting paragraph (c).

**Regulation 106 amended**

7. Regulation 106 of the principal regulations is amended in subregulation (1) by deleting "Director-General" and substituting the following—  
" chief executive officer ".

CARMEN LAWRENCE,  
Minister for Education.

## EDUCATION ACT 1928

## EDUCATION AMENDMENT REGULATIONS (No. 3) 1989

MADE by the Minister for Education.

**Citation**

1. These regulations may be cited as the *Education Amendment Regulations (No. 3) 1989*.

**Principal regulations**

2. In these regulations the *Education Act Regulations 1960\** are referred to as the principal regulations.

[\*Reprinted in the *Gazette of 19 March 1971* at p. 855. For amendments to 13 April 1989 see page 220 of 1987 *Index to Legislation of Western Australia and Gazettes of 23 September 1988* at p. 3954; 4 November 1988 at p. 4416, 30 December 1988 at pp. 5113-5115 and 27 January 1989 at p. 321.]

**Regulation 69 amended**

3. Regulation 69 of the principal regulations is amended—
- in the definition of "Group B school" by deleting "that has a February enrolment exceeding 600 students"; and
  - by deleting the definition of "Group C school".

**Regulation 74 amended**

4. Regulation 74 of the principal regulations is amended in the Schedule—
- (a) by deleting "Requirements" in the heading to column 3 and inserting the following—  
" Requirements for eligibility to apply ";
  - (b) in item 12, by deleting "two" and inserting the following—  
" one ";
  - (c) by deleting item 13;
  - (d) by deleting item 13b;
  - (e) in item 14, by deleting "Must serve in column 1 position for at least two years" in column 3 and substituting the following—  
" Normally, must serve in Column 1 position for at least 2 years but if service in the column 1 position was preceded by at least 2 year's service in another Group B school then must have served in the column 1 position for at least one year ";
- and

- (f) by deleting item 14a.

**Regulation 75 repealed**

5. Regulation 75 of the principal regulations is repealed.

CARMEN LAWRENCE  
Minister for Education.

**BUILDING MANAGEMENT AUTHORITY**

Tenders, closing at West Perth, at 2.30 pm on the dates mentioned hereunder, are invited for the following projects. Tenders are to be addressed to:—

The Minister for Works,  
c/o Contract Office,  
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.

Tender No.	Project	Closing Date	Tender Documents now available from:
24765 ....	W.A. College of Advanced Education, Churchlands—Case Study Buildings and Zone B Chilled Water System Stage 1—Mechanical Services. Supply (except Chillers & Cooling Towers), Installation, Commissioning & Maintenance (excluded controls). Nominated Sub Contract.	28/6/89	BMA West Perth
24776 ....	Marangaroo Primary School—Additions. Builders Categorisation Category C.	28/6/89	BMA West Perth
24777 ....	South Lake Primary School—Additions. Builders Categorisation Category D.	28/6/89	BMA West Perth
24780 ....	Middle Swan—Bandyup Prison—Ground Detection System (Supply and Commission)	28/6/89	BMA West Perth
24770 ....	Marangaroo Family Centre—Construction. Builders Categorisation Category D.	5/7/89	BMA West Perth
24775 ....	Kalgoorlie Family Centre—Construction. Builders Categorisation Category D.	5/7/89	BMA West Perth BMA Kalgoorlie
24778 ....	East Fremantle Police Licensing Centre—Alterations & Extensions. Builders Categorisation Category D.	5/7/89	BMA West Perth
24779 ....	Middle Swan—Bandyup Prison—CCTV System (Supply and Commission).	5/7/89	BMA West Perth
24781 ....	Curtin House, Perth—Refurbishment—Electrical Services. Nominated Sub Contract.	28/6/89	BMA West Perth
24782 ....	Curtin House, Perth—Refurbishment—Mechanical Services. Nominated Sub Contract.	28/6/89	BMA West Perth
24769 ....	Curtin House—Perth—Refurbishment. Builders Categorisation Category A. Selected Tenderers Only. Deposit on Documents \$200.	5/7/89 (Extended)	BMA West Perth
24784 ....	Perth—Albert Facey House—Lot 100 Forrest Place—Office Accommodation Fitout. Selected Tenderers Only. Deposit on Documents \$100	5/7/89	BMA West Perth
24785 ....	Ocean Reef Primary School—General Teaching Block (7 Teaching Areas)—Construction. Builders Categorisation Category D.	12/7/89	BMA West Perth
24786 ....	Beechboro Primary School—General Teaching Block (7 Teaching Areas)—Construction. Builders Categorisation Category D.	12/7/89	BMA West Perth
24787 ....	Wagin District Hospital—Renovations. Builders Categorisation Category D.	12/7/89	BMA West Perth BMA Narrogin
24789 ....	Armadale/Kelmscott Hospital—Paediatric Ward Additions. Builders Categorisation Category D.	19/7/89	BMA West Perth

C. BURTON,  
Executive Director,  
Building Management Authority.

BUILDING MANAGEMENT AUTHORITY—*continued*  
*Acceptance of Tenders*

Tender No.	Project	Contractor	Amount
			\$
24766 ....	Falcon (Mandurah) Primary School—Construction.	J. M. Best & Son Holdings Pty Ltd	2 480 000
24728 ....	Northcliffe District High School—Alterations & Extensions.	Thornton Building Co. Pty Ltd	641 600
24762 ....	Gnowangerup District Hospital—Repairs & Renovations 1989.	J. R. Farrell, Builder .....	257 000

STATE TENDER BOARD OF WESTERN AUSTRALIA  
*Tenders Invited*

Date of Advertising	Schedule No.	Description	Date of Closing
			1989
June 9 .....	85A1989 .....	Ammunition (1 year period)—various Government Departments .....	June 29
May 5 .....	101A1989 ...	Lubricants and Fuels for various Government Departments in Western Australia .....	June 29
June 2 .....	391A1989 ...	1 only Track Type Bulldozer with straight blade and five tine ripper for the Department of Conservation and Land Management at Pemberton .....	June 29
June 9 .....	401A1989 ...	Prosthetic Services (1 year period) (Recall of certain items) for the Health Department .....	June 29
June 9 .....	402A1989 ...	Dental Supplies (1 year period with the option to extend for 1 year)—various Government Departments .....	June 29
June 16 ...	409A1989 ...	Urilogical X-Ray Equipment for the Royal Perth (Rehabilitation) Hospital .....	July 13
June 16 ...	137A1989 ...	Cable Power Electrical (1 year period)—various Government Departments .....	July 13
June 23 ...	30A1989 .....	Battery Storage (Lead Acid) 12 month period—various Government Departments .....	July 20
June 23 ...	410A1989 ...	Supply, Installation and Maintenance of Computing Equipment and associated software for the Parliamentary Counsels Office .....	July 27
<i>Invitation to Register Interest</i>			
	Itri-No. 1-89	Invitation to Register Interest for the supply of U.H.F. Repeater Equipment and Ancillary Requirements for the Western Australia Police Department .....	July 13
<i>Service</i>			
June 23 ...	178A1989 ...	Transport of Motor Vehicles—Police Department .....	July 13
June 23 ...	179A1989 ...	Application of Fertiliser to Metropolitan School Grounds during Spring 1989 and Autumn 1990—Ministry of Education .....	July 13
June 23 ...	180A1989 ...	Cash Collection and Supply of Cash (2 year period)—Crown Law Department .....	July 13
June 23 ...	181A1989 ...	Bulk Bin Service for Schools .....	July 13

*For Sale by Tender*

Date of Advertising	Schedule No.	For Sale	Date of Closing
			1989
June 9 .....	392A1989 ...	1985 Nissan Patrol 4x4 Station Wagon (7BL 385) at Broome .....	June 29
June 9 .....	393A1989 ...	1987 Ford Fairmont XF Sedan (7KI 887) at Port Hedland .....	June 29
June 9 .....	394A1989 ...	1986 Ford Falcon Utility (XQX 467) at South Hedland .....	June 29
June 9 .....	395A1989 ...	1986 Ford Falcon XF Sedan (6QF 235) at Geraldton .....	June 29
June 9 .....	396A1989 ...	1986 Ford Falcon XF Sedan (6QH 299) (Recall) at Ludlow .....	June 29
June 9 .....	397A1989 ...	1987 Nissan Navara 4x2 Ute (6QL 020), 1986 Nissan Navara 4x2 Ute (6QJ 207), 1985 Nissan 4x2 Ute (6QD 901), 1984 Nissan SWB Patrol Wagon (6QC 267) at Manjimup .....	June 29
June 9 .....	398A1989 ...	1987 Toyota Tercel 4x4 Wagon (6QN 932), 1983 SWB Nissan Patrol (XQZ 588), 1985 Nissan 720 4x2 Ute (6QF 480) at Ludlow .....	June 29
June 9 .....	399A1989 ...	1985 Nissan King Cab Ute (6QF 266), 1986 Nissan King Cab Ute (6QK 266), 1987 Nissan King Cab Ute (6QK 618), 1984 Nissan Patrol Wagon (6QC 074) 1987 Nissan King Cab Ute (6QK 616) at Manjimup .....	June 29
June 9 .....	400A1989 ...	1986 Nissan Pintara Station Sedan (6QK 244), 1986 Nissan Pintara Station Sedan (6QJ 201) at Albany .....	June 29

STATE TENDER BOARD OF WESTERN AUSTRALIA—*continued*  
*For Sale by Tender—continued*

Date of Advertising	Schedule No.	For Sale	Date of Closing
1989			1989
June 16 ...	403A1989 ...	1985 Nissan Patrol Turbo Diesel 4x4 Tray Top (6QG 095), 1986 Mazda 4x2 Steel Tray Utility (6QJ 547), 1985 Nissan King Cab 4x2 Utility 720 (6QD 881), 1985 Suzuki Sierra 1.3 Hardtop 4x4 JX (6QD 703) and 1988 Holden Commodore VH Sedan (6QH 980) at Manjimup .....	July 6
June 16 ...	404A1989 ...	1985 Nissan Patrol 4x4 Steel Tray (XQY 729) and 1985 Nissan Patrol 4x4 Steel Tray (6QP 410) at Manjimup .....	July 6
June 16 ...	405A1989 ...	1986 Mitsubishi L300 4x4 Van (6QJ 862), 1986 Toyota Hilux 4x4 Tray Body Xtra Cab (6QI 263), 1987 Toyota Hilux 4x4 Well Body (6QL 671), 1984 Nissan Patrol 4x4 Tray Back (6QI 623), 1985 Ford Falcon XF Sedan 3.3 Motor (6QD 326) and 1987 Nissan Navara 4x4 Pick Up (6QM 029) at Mundaring .....	July 6
June 16 ...	406A1989 ...	1986 Ford Falcon Station Wagon 3.3 (6QF 574), 1984 Nissan Patrol 4x4 Tray Back (6QC 130), 1986 Toyota Land Cruiser 4x4 Tray Back (6QK 373), 1985 Toyota Land Cruiser 4x4 Tray Back (6QH 691) and 1985 Toyota Land Cruiser 4x4 Personal Carrier (6QH 851) at Mundaring .	July 6
June 16 ...	407A1989 ...	Two (2) Secondhand Linotype Machines at the State Printing Division—Wembley (Recall) .....	July 6
June 16 ...	408A1989 ...	Surplus Photographic Equipment at the State Printing Division—Wembley .....	July 6
June 23 ...	411A1989 ...	1987 Nissan Navara Tray Back (6QL 640) at Fitzroy Crossing .....	July 13
June 23 ...	412A1989 ...	1987 Nissan Pintara Sedan (6QN 977) and 1986 Nissan Navara King Cab Ute (6QJ 925) at Ludlow .....	July 13
June 23 ...	413A1989 ...	1 Secondhand 1983 6.4 Metre Penguin Aluminium Cabin Cruiser at Fremantle .....	July 13
June 23 ...	414A1989 ...	1 Secondhand EIM Submersible Pump, Model EH-1525 at Nedlands .....	July 13
June 23 ...	415A1989 ...	1 Secondhand Caravan 4 Berth "Travilla" (XQU 042) at Roebourne .....	July 13
June 23 ...	416A1989 ...	1986 Ford Falcon XF Station Sedan (6QC 013) and 1986 Ford Falcon XF Station Sedan (6QC 010) at Kununurra .....	July 13
June 23 ...	417A1989 ...	1987 Nissan Navara 4x2 King Cab Pick-Up (6QK 917), 1986 Mitsubishi 4x4 Express Wagon (6QJ 451), and 1986 Ford Falcon XF Station Wagon (6QJ 500) at Mundaring .....	July 13
June 23 ...	418A1989 ...	Secondhand Surplus Equipment at the State Printing Division—Wembley .....	July 13

Tenders, addressed to the Chairman, State Tender Board, 815 Hay Street, Perth 6000 will be received for the above-mentioned tenders until 10.00 am on the date 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.

L. W. GRAHAM,  
 Chairman, State Tender Board.

*Accepted Tenders*

Schedule No.	Particulars	Contractor	Rate
<i>Supply and Delivery</i>			
100A1989	Drugs, Disinfectants and Antiseptic Preparations (1 year period)—various Government Departments	Various .....	Details on Request
120A1989	Circulating Fans (1 year period)—various Government Departments	GEC Australia .....	Details on Request
274A1989	A Network of Microcomputing Devices, Associated Peripherals and Software for the Department of Transport	C.P. Powerlink .....	\$197 049
334A1989	School Telephone Systems for the Ministry of Education WA	NEC Australia .....	\$773 645
344A1989	Three (3) only Four Wheel Drive Loaders for the Main Roads Department (Recall)	Banbury Engineering .....	\$46 816
		E. & M. J. Rosher PL .....	\$48 837
		Tutts .....	\$48 166
<i>Service</i>			
169A1989	A Country Courier Service to and from the Mail West Office and Nominated Country Towns (1 or 2 year period) for the Department of Services	Australia Post .....	\$338 877

STATE TENDER BOARD OF WESTERN AUSTRALIA—*continued*  
*Accepted Tenders—continued*

Schedule No.	Particulars	Contractor	Rate
<i>Purchase and Removal</i>			
321A1989	Surplus Laundry Equipment at Department for Community Services, Mount Lawley	Atlas Dry Cleaners .....	\$20 000.00
		Total	
365A1989	1986 Ford Falcon GL Sedan (6QK 102) at Kununurra (Recall)	Drews Carpet & Lounge Suite Service	\$7 833.70
373A1989	1987 Nissan 4x4 Patrol Tray Back (6QG 117)	Drews Carpet & Lounge Suite ...	Item 1 \$9 648.80
	1985 Nissan Patrol 4x4 Tray Back (6QG 100)	Drews Carpet & Lounge Suite ...	Item 2 \$8 530.60
	1987 Mitsubishi Pajero 4x4 Station Wagon (6QJ 850)	Wentworth Motors .....	Item 3 \$18 000.00
	1987 Ford Falcon XF Station Wagon (7HR 396) at Mundaring	Kevin Davis Carworld .....	Item 4 \$12 830.00
375A1989	Secondhand Skid Mounted Double Amenities Unit (MRD 0962) at Welshpool	Trailezy .....	\$626.00
376A1989	Secondhand Alma Towed Road Broom (MRD 4527) at Welshpool	Global Machinery .....	\$250.00
379A1989	Secondhand Caterpillar 105kW Generator Set Model 3306T (MRD 5386) at Welshpool	Wentworth Motors .....	\$8 000.00
381A1989	1986 Nissan Navara Utility (MRD 9500) and 1987 Nissan Pintara Sedan (MRD 9754) at Welshpool	William Wood Motors .....	Item 1 \$6 529.00
		John C. Bell .....	Item 2 \$8 300.00
382A1989	1983 Mazda T3000 Bus (MRD 7160)	Wentworth Motors .....	Item 1 \$12 500.00
	1985 Holden Jackaroo Station Wagon 4x4 (MRD 7849)	G. K. Golowyn .....	Item 2 \$9 601.00
	1987 Ford Falcon XF Sedan (MRD 2121)	Drews Carpet & Lounge Suite ...	Item 3 \$8 818.80
	1987 Nissan Navara Dual Cab Utility (MRD 2172)	Robert V. Kent .....	Item 4 \$8 977.00
	1987 Nissan Navara Dual Cab Ute (MRD 2173) at Welshpool	William Wood Motors .....	Item 5 \$8 109.00
383A1989	1987 Ford Falcon XF Utility (MRD 2393)	Rhodes Motors .....	Item 1 \$8 860.00
	1987 Ford Falcon XF Utility (MRD 9712)	Rhodes Motors .....	Item 2 \$8 860.00
	1987 Ford Falcon XF Panel Van (MRD 2226)	William Wood Motors .....	Item 3 \$7 829.00
	1988 Ford Falcon XF Panel Van (MRD 2706) at Welshpool	William Wood Motors .....	Item 4 \$8 529.00

MAIN ROADS DEPARTMENT

*Tenders*

Tenders are invited for the following projects.  
 Tender documents are available from the Clerk in Charge, Orders Section, Ground Floor, Main Roads Department, Waterloo Crescent, East Perth.

Tender No.	Description	Closing Date
9/89 .....	Lawnmowing on Causeway East Interchange—Documents available from Divisional Clerk, 180 Plain Street, Carlisle. Contract to close in our Metro office .....	1989 June 30
233/88 .....	Manufacture, storage and delivery of pre-tensioned concrete planks for Hotham Street Bridge No. 906A—City of Bayswater .....	July 5

*Accepted Tenders*

Contract No.	Description	Successful Tenderer	Amount
175/88 .....	Construction of a 3 bedroom house at Lot 1776 Casuarina Way, Kununurra.	Haroe Building Co Pty Ltd	\$ 142 987

D. R. WARNER,  
 Director, Administration and Finance.

## MINING ACT 1978

## Notice of Application for an Order for Forfeiture

Department of Mines,  
Coolgardie, 9 June 1989.

IN accordance with regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned Miscellaneous Licences and Prospecting Licences is paid before 10.00 am on 21 August 1989 the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, *viz.* non payment of rent.

C. ROBERTS,  
Warden.

To be heard in the Warden's Court Coolgardie on 21 August 1989.

## COOLGARDIE MINERAL FIELD

*Coolgardie District*  
Miscellaneous Licences

15/53—Alameda Pty Ltd.  
15/57—Alameda Pty Ltd.  
15/58—Alameda Pty Ltd.

## Prospecting Licences

15/1253—Sovereign Gold NL.  
15/1254—Sovereign Gold NL.  
15/1255—Sovereign Gold NL.  
15/1256—Sovereign Gold NL.  
15/1379—Renton; Darrall James.  
15/2268—Biddle; Kim David.  
15/2269—Biddle; Kim David.  
15/2284—Mason; Berric Joseph.  
15/2288—Preece; David John.

*Kunanalling District*  
Prospecting Licences

16/443—Tinetti, Robert Wayne; Hoskin, Gary William.  
16/600—Diversified Mineral Resources NL.  
16/755—Haren, Richard John; Haren, Susanne Mary.  
16/1065—Catamara Pty Ltd.

## MINING ACT 1978

## Notice of Application for an Order for Forfeiture

Department of Mines,  
Southern Cross, 16 June 1989.

IN accordance with regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned Prospecting Licences and Miscellaneous Licence is paid before 10.00 am on 27 July 1989 the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, *viz.* non payment of rent.

G. CALDER,  
Warden.

To be heard in the Warden's Court Southern Cross on 27 July 1989.

## YILGARN MINERAL FIELD

Prospecting Licence

77/939—Great Victoria Gold Ltd.  
77/940—Great Victoria Gold Ltd.  
77/1253—MC Mining NL.  
77/1258A—Turner, Michael Charles.  
77/1854—Green, Aubrey Raymond.  
77/1855—Green, Aubrey Raymond.  
77/1856—Green, Aubrey Raymond.  
77/1934—Adams, Kenneth James and Guerini, Joseph Michael.  
77/1940—Seabrooke, Gary Denham.

## MISCELLANEOUS LICENCE

77/22—Mincoa Nominees Pty Ltd.

## MINING ACT 1978

## Notice of Application for an Order for Forfeiture

Department of Mines,  
Kununurra, 23 June 1989.

IN accordance with regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned Prospecting Licence(s) is paid before 10.00 am on 27 July 1989, the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, *viz.* non payment of rent.

R. BLACK,  
Warden.

To be heard in the Wardens Court, Kununurra.

## KIMBERLEY MINERAL FIELD

P80/340—Kilmorna (Operations) Pty Ltd.  
P80/1030—Oakley Mining Pty Ltd.  
P80/1031—Oakley Mining Pty Ltd.

## TRUSTEES ACT 1962

## Statutory Notice to Creditors

CREDITORS and other persons having claims (to which section 63 of the Trustees Act 1962 and amendments thereto relate) in respect of the estate of the undermentioned deceased person are required by the personal representative of care of Messrs. J. Swift & Co., 2nd Floor, 44 Parliament Place, West Perth to send particulars of their claims to him within one month from the date of publication of this notice at the expiration of which time the personal representative may convey or distribute the assets having regard only to the claims of which he has then had notice—

Boyd, Agnes Fleming, late of 18 Thomson Road, Claremont, widow. Died 2/11/88.

Dated the 15th day of June, 1989.

J. SWIFT & CO.

## TRUSTEES ACT 1962

## Notice to Creditors and Claimants

CREDITORS and other persons having claims in respect of the estate of John Roderick Glover late of Airfield Road, Gingin are required to send particulars of their claims to the Executor, Bradley Owen Glover of 51 McIntyre Street, Dumbleyung by 17 July 1989 after which date the said Executor may convey or distribute the assets having regard only to the claims of which he has notice and the said Executor shall not be liable to any person of whose claim he has had no notice at any time of administration or distribution.

Dated 16 June 1989.

B. O. GLOVER,  
Executor.

## 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 the 24th day of July 1989, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Angel, Kevin Terrence, late of Coolangatta Farm, Giles Road, Moonyoonooka, died 13/4/89.

Barrie, Malcolm, (also known as Shields, John) late of Kalgoorlie Nursing Home, Dugan Street, Kalgoorlie, died 4/1/88.

- Barrow, Henry Raven, late of Lemnos Hospital, 227 Stubbs Terrace, Shenton Park, died 13/1/89.
- Caporn, Douglas Roy, late of RSL War Veterans Home, Alexander Drive, Mt Lawley, died 3/6/89.
- Caputo, Rosa, late of 122 Camboon Road, Noranda, died 21/5/89.
- Clements, Amy, late of 285 Scarborough Beach Road, Mt Hawthorn, died 4/6/89.
- Clifford, Doris Maria, late of Unit 28 Riverslea Lodge, 100 Guildford Road, Mt Lawley, died 10/6/89.
- Crake, Louisa Emily, late of Unit 6/4 Kitchener Road, Melville, died 24/4/89.
- Dawes, Hilda May, late of Riverview Residence, Pendelton Street, Collie, died 25/5/89.
- Dickson, Myrtle Elvien, late of Bunbury Nursing Home, 39 Hayes Street, Bunbury, died 15/5/89.
- Dixon, George Gilbert, late of 8B Jupiter Street, Carlisle, died 28/5/89.
- Emery, Cathleen, late of Mount Henry Hospital, Cloister Avenue, Como, died 27/5/89.
- Fenn, Amy Edith, late of St George's Nursing Home, 20 Pinaster Street, Mt Lawley, died 29/3/89.
- Fleming, Aileen Mary, late of Shoalwater Nursing Home, 70-74 Fourth Avenue, Shoalwater Bay, died 19/4/89.
- Gruiters, Alan James, late of W.A. Society for Crippled Children, Lucy Creeth Hospital, 60 McCabe Street, Mosman Park, died 10/1/89.
- Hawkins, Linda, late of 129 Clifton Street, Kelmscott, died 22/5/89.
- Hellmrich, George Noel, late of Undercliffe Nursing Home, Coongan Avenue, Greenmount, died 24/3/89.
- Howell, Grace Helen, late of Unit 301 Mavis Cleaver Lodge, Bentley, died 15/5/89.
- Hunter, Laura Bernice, (also known as Hunter, Laura Burston) formerly of 14 Second Avenue, Mt Lawley, late of Riverslea Lodge, 100 Guildford Road, Mt Lawley, died 12/5/89.
- James, Hilda Alice, formerly of 44 Swan Street, South Perth, late of Spencer Lodge, Albany Regional Hospital, Albany, died 1/6/89.
- Laffin, Kathleen Teresa, late of 15 Sandgate Street, South Perth, died 14/4/89.
- Leswell, Robert Arthur, late of Sunset Hospital, Birdwood Parade, Dalkeith, died 24/4/89.
- McKell, Ella May, late of 19 Thompson Road, North Fremantle, died 29/5/89.
- Marshall, Richard, late of Villa Maria Nursing Home, 173 Lesmurdie Road, Lesmurdie, died 2/6/89.
- Mitchell, Beatrice Miriam, late of 4/69 Safety Bay Road, Shoalwater, died 5/6/89.
- Nazzari, Dino, (also known as Nazzari, Bernardino) late of Lot 3, Chitty Road, Bakers Hill, died 9/2/89.
- Rappa, Stephanie, late of Shoalwater Nursing Home, 70 Fourth Avenue, Shoalwater, died 25/2/89.
- Reid, Alice Lena, late of 76 Dunedin Street, Mt Hawthorn, died 22/5/89.
- Reid, Raymond Kenneth, late of Unit 48, Camelia Court, 480 Guildford Road, Bayswater, died 25/5/89.
- Ridgeway, Alfred Paul, late of 3 Clemros Way, Leeming, died 26/5/89.
- Sackville, Beatrice Louvain, late of 72 Golf View Street, Yokine, died 28/5/89.
- Scott, Joan, late of 10 Excelsior Street, Shenton Park, died 26/5/89.
- Terrell, Richard Percival, late of 63 The Esplanade, Esperance, died 8/5/89.
- Trew, Mabel Agnes, late of 7 Albert Street, Greenmount, died 2/6/89.
- Vitiritti, Arnold James, (also known as Caddy, Alan) late of Victoria Park Nursing Home, 38 Alday Street, East Victoria Park, died between 28/9/88 and 29/9/88.

Dated 16 June 1989.

A. J. ALLEN,  
Public Trustee,  
Public Trust Office,  
565 Hay Street, Perth WA.

## FINANCIAL ADMINISTRATION AND AUDIT ACT 1985

### REGULATIONS

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