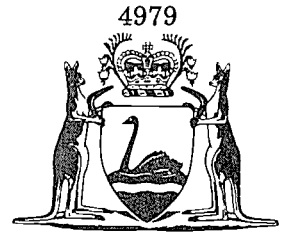


WESTERN
AUSTRALIAN
GOVERNMENT

Gazette



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IMPORTANT NOTICE GOVERNMENT DEPARTMENTS AND STATUTORY AUTHORITIES

As of 1 July 1990 all notices published in the *Government Gazette* will attract payment as indicated in the circular forwarded to all Chief Executive Officers in March 1990.

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G. L. DUFFIELD, Director.

PROCLAMATIONS

AA101

ACTS AMENDMENT (GOLD BANKING CORPORATION) ACT 1990

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Disting- uished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Under section 2 of the Acts Amendment (Gold Banking Corporation) Act 1990, I, the Governor, acting with the advice and consent of the Executive Council, fix the day of the publication of this proclamation in the *Government Gazette* as the day on which the Acts Amendment (Gold Banking Corporation) Act 1990 comes into operation.

Given under my hand and the Seal of the State on the 25th day of September 1990.

By His Excellency's Command,

IAN TAYLOR, Minister for Finance and
Economic Development.

GOD SAVE THE QUEEN !

AA102

TRANSFER OF LAND ACT 1893

TRANSFER OF LAND (REVESTMENT) PROCLAMATION

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Disting- uished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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File 616/987.

Under section 243 of the Transfer of Land Act 1893, I, the Governor acting with the advice and consent of the Executive Council, do hereby revest in Her Majesty as of her former estate, the land described in the Schedules to this Proclamation.

Given under my hand and the Seal of the State on 25 September 1990.

By His Excellency's Command,

E. K. HALLAHAN, Minister for Lands.

GOD SAVE THE QUEEN !

File No.	Land Description	Schedule	Certificate of Title
			Volume Folio
616/987	Karratha Lot 4027		1793 560

AGRICULTURE

AG301

SOIL AND LAND CONSERVATION ACT 1945

RAVENSTHORPE LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1990

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Ravensthorpe Land Conservation District (Appointment of Members District Committee) Instrument 1990*.

Interpretation

2. In this Instrument—

“Constitution Order” means the *Soil and Land Conservation (Ravensthorpe Soil Conservation District) Order 1986**.

“Committee” means the District Committee established by Clause 4 of the Constitution Order.

[*Published in the Gazette of 18 April 1986 at pp. 1457-59 amended in Gazette of 17 August 1990 at pp. 4063-65].

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the constitution order John Field of Hopetoun is appointed a member of the Committee on the nomination of the Shire of Ravensthorpe.

(2) Under Clause 5 (1) (d) of the constitution order—

- (a) Colin John Bald of Mt Madden
- (b) Andrew David Duncan of Ravensthorpe
- (c) John Douglas McDougall of Jerdacuttup

are appointed members of the Committee to represent the Western Australian Farmers Federation.

(3) Under Clause 5 (1) (e) of the constitution order—

- (a) Robin Trevor Stone of Mt Madden
- (b) Thomas Christopher Biddulph of Ravensthorpe
- (c) Hadassa Mary Warren of Jerdacuttup
- (d) Madeleine Odelle Norman of Ravensthorpe
- (e) Jenny Chambers of North Ravensthorpe
- (f) Dick Kuiper of Ravensthorpe

are appointed members of the Committee being persons actively engaged in or affected by, or associated with land use in the Ravensthorpe Land Conservation District.

Term of Office

4. The appointment which is made under Clause 5 (3) 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.

BUILDING MANAGEMENT AUTHORITY

BM401

ARCHITECTS ACT 1922

The Architects Board of Western Australia has removed from the register for non-payment of subscription (due January 1990) the following:

Registration No.	Name
1184	T. M. Baker
750	L. P. Di Rosso
971	R. L. Gibson
1124	G. S. Holland
595	I. A. Jenkins
517	J. K. Kenny
1265	S. M. McGregor
723	L. J. Scanlan
1316	C. S. Staples
668	E. J. Veszely
823	A. J. West

The Architects Board has received notification that the following corporations have ceased trading under the following names:

Registration No.	Name
1179	Baverstock Paolino & Partners
1107	Eames & Associates Pty Ltd
1011	Howton Holdings Pty Ltd
926	Peter Joseph & Associates Pty Ltd

Dated 4th September 1990.

JOAN McINTYRE, Registrar.

BUSH FIRES BOARD

BU401

BUSH FIRES ACT 1954
Section 25A
NOTICE OF EXEMPTIONBush Fires Board,
Perth.

Correspondence No. 830.

Pursuant to the powers contained in section 25A of the Bush Fires Act, I hereby exempt State Energy Commission from the operation of the provisions of section 25 of the Bush Fires Act on the land referred to hereunder. This exemption applies until 26 April 1991 or such date as may be set by the Shire of Collie with respect to termination of the Restricted Burning Times.

Specified Conditions

1. This exemption applies only to fires lit and maintained by employees of the State Energy Commission of Western Australia. Fires may only be lit for the purpose of training of fire fighters on the fire training area located at the Muja Power Station.
2. At least one man to remain constantly in attendance at the fire whilst burning is being carried out and while any material is still alight.
3. No fire is to be left unattended until inspected and approved by the Security Supervisor or the Fire Officer on duty.
4. No fires to be lit on the land subject to this exemption on a day for which the fire danger forecast issued by the Bureau of Meteorology in Perth in respect to the locality is "Very High" or "Extreme".
5. Prior to any fire being lit, the Collie Divisional Office of the Department of Conservation and Land Management and the Office of the Shire of Collie to be notified.

GRAHAM EDWARDS, Minister for Emergency Services.

BU402

BUSH FIRES ACT 1954
Section 25A
NOTICE OF EXEMPTIONBush Fires Board,
Perth.

Correspondence No. 830.

Pursuant to the powers contained in section 25A of the Bush Fires Act, I hereby exempt Worsley Alumina Pty Ltd from the operation of the provisions of section 25 of the Bush Fires Act on the land referred to hereunder, subject to the compliance with the conditions specified hereunder. This exemption applies from November 2nd 1990 until 26 April 1991 or such date as may be set by the Shire of Collie for the cessation of the Restricted Burning Times.

Specified Conditions

1. This exemption applies only to fires lit and maintained by employees of Worsley Alumina Pty Ltd. Fires may only be lit for the purpose of disposing of refuse and waste arising from the processes carried out by the Company on the site set aside for the purpose on the refinery situated on Wellington Location 5314.
2. All materials to be burnt at the site to be in one small area within the confines of the fire pit prior to the fire being lit.
3. Liquid waste to be burnt adjacent to facility No. 107.
4. The Company fire officer to inspect the site at regular intervals whilst burning operations are being conducted until the fire is extinguished.
5. No fires to be lit on the land subject to this exemption on a day for which the fire danger forecast issued by the Bureau of Meteorology in Perth in respect to the locality is "Very High" or "Extreme".
6. Prior to any fire being lit, the Collie Office of the Department of Conservation and Land Management is to be notified.

GRAHAM EDWARDS, Minister for Emergency Services.

CROWN LAW

CW401

DECLARATIONS AND ATTESTATIONS ACT 1913

It is hereby notified for public information that the Hon. Attorney General has approved the appointment of the following person as a Commissioner for Declarations under the Declarations and Attestations Act 1913—

Gaye Charlotte Goddard of Morley.

D. G. DOIG, Under Secretary for Law.

CW402

JUSTICES ACT 1902

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

Judith Mary Edwards of 25 Fourth Avenue, Bassendean and 19/168 Guildford Road, Maylands

Brian Joseph McCormack of Lot 16 Stearnes Road, Esperance and Suite 8/10 William Street, Esperance

James Andrew McGinty of 217 Ewen Street, Woodlands and Suite 2/1 High Street, Fremantle

D. G. DOIG, Under Secretary for Law.

CW403

EX OFFICIO JUSTICE OF THE PEACE

It is hereby notified for public information that Sylvia Janet Brandenburg, has been appointed under section 9 of the Justices Act 1902 to be a Justice of the Peace for the Magisterial District of Williams during her term of office as President of the Shire of Lake Grace.

D. G. DOIG, Under Secretary for Law.

EDUCATION

ED301

**WESTERN AUSTRALIAN COLLEGE OF ADVANCED EDUCATION ACT
1984**

Office of the Minister for Education,
Perth, 10 August 1990.

It is hereby notified that His Excellency the Governor in Executive Council, acting under the provisions of section 29 (3) of the Western Australian College of Advanced Education Act 1984, has approved By-law Amendment No. 2 of 1990.

G. I. GALLOP, Minister for Education.

**WESTERN AUSTRALIAN COLLEGE OF ADVANCED EDUCATION ACT
1984****WESTERN AUSTRALIAN COLLEGE OF ADVANCED EDUCATION BY-LAW
AMENDMENT No. 2 of 1990**

1. By-law 46 (3) is amended by inserting after the words "... and he " in the By-law the words " or an authorised officer ".

2. By-law 51 is amended by numbering the existing paragraph (1) and inserting a new paragraph:

(2) In any proceedings, until evidence is given to the contrary, proof is not required of the authority of a person to take proceedings in his own name.

3. The existing By-law 52 is renumbered 53 a new By-law 52 is inserted:

(1) The production of a copy of these By-laws verified by the Director under the common seal of the College is evidence of the making and authenticity of the By-law in all Courts and before all persons acting judicially.

- (2) The production of any notices, letters or other documents, or copies thereof, issued or written for the purposes of these By-laws and purporting to be signed by the Director or an authorised officer is, until proof is given to the contrary, evidence of the documents having been so issued or written, without proof that they were, in fact, so written or issued, and without proof that the signature of the Director or authorised officer is in fact his signature.

The Common Seal of the Western Australian College of Advanced Education was hereto affixed by the authority of a resolution of the Council of the College in the presence of—

R. FRENCH, Chairman.
D. A. JECKS, Director.

FISHERIES

FI401

FISHERIES ACT 1905

METROPOLITAN RECREATIONAL ABALONE FISHERY NOTICE 1990

Notice No. 458

FD 149/75

Made by the Minister under sections 9, 10 and 11.

Citation

1. This notice may be cited as the *Metropolitan Recreational Abalone Fishery Notice 1990*.

Interpretation

2. In this notice unless the contrary intention appears—

“*Gastropoda*” includes abalone, whelks, turbans, top shells, periwinkles, baler shells and giant conch shells;

“Marmion Marine Park Reserve No. 1” means those waters bordered in red on Department of Land Administration Miscellaneous Plan Number 1597;

“Sea Urchins” means sea urchins of the class *Echinoidea*.

Application of notice

3. (1) The provisions of this notice shall apply to all persons other than a person who is the holder of a professional fisherman's licence and authorised to take abalone within Zone 3 of the Abalone Limited Entry Fishery.
- (2) The provisions of this notice shall not have any effect within those waters adjacent to the Research Laboratories, Waterman and which are described in Fisheries Notice No. 329*.

Prohibition on the taking of molluscs and sea urchins

4. (1) The taking of any species of mollusc of the class *Gastropoda* and sea urchins by any means of capture is prohibited within all waters defined in Schedule 1 except within the defined areas and at the permitted times described in Schedules 2 and 3.
- (2) Notwithstanding the provisions contained in subclause (1) the taking of sea urchins or any species of mollusc whatsoever other than Roe's abalone is prohibited in the waters of the Indian Ocean contained within—
- (a) the boundaries of the Marmion Marine Park Reserve No. 1; and
- (b) the Ocean Reef Boat Harbour and the Hillarys Boat Harbour.

Prohibition on the use of diving apparatus

5. The taking of any species of abalone by diving using any breathing apparatus utilising compressed air is prohibited in all waters defined in Schedule 1.

Revocation

6. Notice No. 414 published in the *Gazette* of 6 October 1989 is cancelled.

Schedule 1

All waters of the Indian Ocean between Cape Bouvard and the mouth of the Moore River.

Schedule 2

(A) Defined Area—

- (i) all that portion of the Indian Ocean within 800 metres of the highwater mark on the Australian mainland between Cape Bouvard and the mouth of the Moore River and including all waters within the boundaries of Marmion Marine Park Reserve No. 1; and
- (ii) all that portion of the Indian Ocean within 800 metres of the highwater mark on the foreshore of Penguin Island (Warnbro Sound).

- (B) Permitted Times—between the hours of 6.00 am and 10.00 am on any Saturday or Sunday commencing on the second Saturday in October and ending on the Sunday prior to Christmas Day in each year.

Schedule 3

- (A) Defined Area—all waters of the Indian Ocean between Cape Bouvard and the mouth of the Moore River, except those waters described in Schedule 2.
- (B) Permitted Times—on any Saturday or Sunday commencing on the second Saturday in October and ending on the Sunday prior to Christmas Day in each year.

[*Published in the Gazette of 11 November 1988, P4446.]

Dated 26 day of September 1990.

G. HILL, Minister for Fisheries.

HEALTH

HE301

HEALTH ACT 1911

Shire of Irwin

By-Laws relating to Mobile Garbage Bins

Pursuant to the provisions of the Health Act 1911, the Shire of Irwin, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911, and as reprinted pursuant to the Reprinting of Regulations Act 1954, in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows—

Model by-laws Series "A"

PART 1—GENERAL SANITARY PROVISIONS

1. The principal by-laws are amended by deleting by-laws 12, 13, 14, 14a (2), 15 and 15a and substituting the following—

12. Interpretation—

"building line" has the meaning given to it in and for the purposes of the Local Government Act 1960.

"Health Surveyor" means the health surveyor of the Local Authority.

"Collection Time" means the collection time from time to time notified to the occupier of the premises by the local authority or its contractor.

"Commercial waste" means refuse and other rubbish generated by or emanating from other premises and includes trade refuse.

"Domestic waste" means refuse and other rubbish generated by or emanating from residential premises and includes house refuse.

"Other premises" means premises which are not residential premises.

"Kerb line" means the point where the road carriageway adjoins the road verge.

"Receptacle" means—

(a) in the case of residential premises, a polyethylene cart fitted with wheels, a handle and a lid, a capacity of either 120 litres or 240 litres, or other type of receptacle approved by the local authority; or

(b) in the case of other premises a rubbish receptacle approved by the Health Surveyor.

"Residential premises" means premises used for residential purposes.

13. Residential Premises—

The occupier of every residential premises in the district shall—

(a) subject of paragraph (c) hereof cause all domestic waste to be deposited in a receptacle;

(b) at all times keep the lid of the receptacle tightly closed except when depositing waste in or cleaning the receptacle;

(c) not deposit or permit to be deposited in a receptacle—

(i) more than 70 kg of waste at any one time;

(ii) any material being or consisting of—

(A) hot or burning ashes;

(B) oil;

(C) liquid (including liquid waste);

(D) paint;

(E) solvent;

(F) bricks, concrete, earth or other like substances;

- (iii) heavy material;
 - (iv) an object which is greater in length width or breadth than the corresponding dimensions of the receptacle or which, with or without other objects or waste already deposited in the receptacle, will not allow the lid of the receptacle to be tightly closed;
 - (v) refuse which is or is likely to become offensive or a nuisance or to give off an offensive or noxious odour or to attract flies or cause fly breeding unless it is first wrapped in absorbent or impervious material or placed in a sealed impervious container;
- (d) except for the collection keep the receptacle on the premises located behind the building line or in a position approved by the Health Surveyor.
- (e) collection of receptacles—
- (i) prior to the collection time place the receptacle within 1m to 3m of the kerb line adjacent to the premises and in a position where it is visible from the carriageway of the street, but so that it is not in or on and does not obstruct a street, thoroughfare, footpath, cycleway or other carriageway, but this sub-paragraph does not apply where a receptacle is kept in an approved enclosure the entrance to which is located adjacent to the street alignment, unless the local authority directs otherwise;
 - (ii) after the contents of the receptacle have been removed, return the receptacle to its place of storage;

13A. Other Premises—

- (1) The occupier of every premises in the district being other premises shall—
- (a) cause all waste to be deposited in a receptacle in a manner which is compatible with the type of receptacle used;
 - (b) take all reasonable steps to prevent fly breeding in and emission of offensive or noxious odour from the receptacle;
 - (c) cause the receptacle to be located in an approved enclosure on the premises or with the approval of the Health Surveyor in a position on the premises where—
 - (i) it is screened so as not to be visible from a street but is readily accessible for the purpose of collection of the contents thereof;
 - (ii) it does not obstruct a driveway, service road or footpath on those premises;
 - (iii) it does not cause a nuisance to the occupiers of adjoining premises;
 - (d) where the premises are used for the manufacture, preparation or sale of food or any putrescible waste emanates from the premises cause the receptacle to be cleaned with a suitable detergent and treated with disinfectant at least once per week.
- (2) The Health Surveyor may direct that waste of the type referred to in paragraph (d) sub-by-law (1) hereof or which emanates from premises referred in that paragraph be collected and removed more often than once per week.
- (3) Where waste emanating from other premises is of a nature that the Health Surveyor considers requires to be treated before being placed in a receptacle he may give directions as to the manner in which it is to be treated and the occupier of those premises shall comply with those directions.

14. General Obligations of Owners/Occupiers and other Persons—

- (1) The Occupier of premises in the district shall at all times keep each receptacle used for the premises clean and whenever directed by a Health Surveyor to do so thoroughly cleanse and disinfect each receptacle and place and keep in it a deodorant material approved by the Health Surveyor.
- (2) The owner or occupier of any premises within the local authority shall if their receptacle is lost, stolen, damaged or becomes defective, replace such receptacle within seven days.

- (3) Any employee of Council or its contractor collecting refuse shall return receptacles to a location as close as possible to that where they were located immediately before being emptied but not so as to obstruct any footpath, cycleway, driveway, service road or other carriageway.
- (4) In the case of residential premises consisting of more than three dwellings, units or flats or premises used for commercial or industrial purposes the local authority may require the use of a receptacle or receptacles other than a polyethylene cart and the occupier of those premises shall comply with and observe the direction given by the local authority.

15. Receptacle Ownership—

- (1) A receptacle shall be supplied for depositing refuse by the owner/occupier of all premises within the local authority as the case may be. This receptacle shall remain the property of the owner or occupier.

If by approval of the Health Surveyor the local authority or its contractor supply a receptacle such will remain the property of the local authority or its contractor.

- (2) The owner or occupier of a new premises shall supply a receptacle within 7 days of occupying such premises.

2. By-law 18 of Part 1 of the Principal by-laws is amended by deleting "cart" in the by-law heading and in line 2 substituting "collection vehicle".

Passed at the Ordinary Council Meeting of the Shire of Irwin on 19th June, 1990.

The Common Seal of the Shire of Irwin was hereunto affixed in the presence of—

G. C. BASS, President.
J. PICKERING, Shire Clerk.

Confirmed—

PAUL PSAILA-SAVONA, for Executive Director, Public Health.

Approved by His Excellency the Governor in Executive Council, dated 25 September 1990.

M. WAUCHOPE, Clerk of the Council.

HE302

HEALTH ACT 1911

City of Canning

Health By-Law—Eating Houses

Pursuant to the powers conferred upon it by the Health Act, 1911 the Council of the City of Canning, being a local authority within the meaning of the Health Act, 1911 has resolved to revoke those Eating House by-laws made by it and published in the *Government Gazette* of 26 February, 1959 and make the following by-law.

Part 1

Commencement

1. This by-law will come into operation on the date of its publication in the *Government Gazette* and shall apply and have force and effect throughout the whole of the district of the municipality of the City of Canning. The by-law shall be known as the City of Canning Eating House by-law.

2. Definitions—

In the interpretation of this by-law, unless the context otherwise requires—

"Act" means the Health Act, 1911 and any regulations and by-laws made thereunder.

"Approved" means approved by the Manager Health Services.

"Manager Health Services" means the Manager Health Services of the local authority and includes any person acting in that capacity;

- "Eating House" has the meaning given to it in and for the purposes of division 3, section 160 of the Act and shall include Restaurants, Dining Rooms and Take-Away Food premises;
- "Food Vehicle" means a vehicle kept or used for the sale or preparation, packing, storing, handling, serving, supplying or conveying the sale of food;
- "Health Surveyor" means any person appointed by the local authority as a Health Surveyor pursuant to the provisions of the Act;
- "Licence" means a licence to conduct an eating house granted pursuant to the provisions of this by-law;
- "Local Authority" means the Municipality of the City of Canning;
- "Medical Officer" means the Medical Officer of Health of the local authority appointed pursuant to the Act and includes any person acting in that capacity;
- "Proprietor" means the owner or the occupier or any person having the management or control of any eating house;
- "Registered Premises" means premises which are registered as an eating house under this by-law;
- "Restaurant" means a building or part of a building wherein food is prepared for sale and consumption within the building or part thereof with a capacity to seat not less than thirty (30) persons.
- "Schedule" means a schedule to this by-law.
- "Town Clerk" means the Town Clerk of the local authority and includes any person acting in that capacity.

Part 2

Licence and Registration

3. No person shall occupy or use or permit or suffer to be occupied or used any premises as an eating house unless and until—
- (a) the premises are registered under this by-law; and
 - (b) the proprietor of the premises is the holder of a current licence issued by the local authority authorising such person to operate the business of an eating house on the premises.
4. Before any premises are registered under this by-law as an eating house the proprietor thereof shall make application on the form prescribed in the First Schedule and shall forward the application together with a plan to scale of the internal layout of the premises in respect of which such application is made and the prescribed fee to the Town Clerk and if the application is approved the local authority shall issue to the proprietor a certificate of registration in the appropriate form prescribed in the Second Schedule.
5. Before any licence to any proprietor to conduct an eating house is granted by the local authority under this by-law, the proprietor shall make an application in the form prescribed in the Third Schedule and shall forward the form together with the prescribed fee to the Town Clerk and if the application is approved the local authority shall issue to the proprietor a licence in the form prescribed in the Fourth Schedule.
6. Every certificate of registration of premises registered as an eating house and every licence issued to a proprietor shall be signed by the Town Clerk or the Manager Health Services and particulars of such licence and registration shall be recorded by the local authority.
7. Every proprietor of registered premises shall keep the certificate of registration and the licence displayed on the registered premises in a position visible to the general public and shall, when requested so to do by a Health Surveyor, produce the certificate of registration and also the licence issued to the proprietor in respect of such premises.
8. Every certificate of registration and every licence shall be in force from the day of the date of the issue thereof until and inclusive of the 30th day of June then next ensuing, unless the same be cancelled in the meantime in accordance with the provisions of the Act.
9. Applications for the renewal of certificates of registration and licences shall be made annually by the proprietor by 30th day of June each year on the forms prescribed in the First and Third Schedules respectively and shall be accompanied by the prescribed fee.
10. The fees to be paid to the local authority on the registration of premises on the issuing of a licence, the renewal of any registration or licence and on the transfer of a licence shall be as set out in the Sixth Schedule.

11. Any person seeking the transfer of a licence shall make application on the form prescribed in the Fifth Schedule and shall forward the application to the Town Clerk together with the prescribed fee and the current licence. The application shall be signed by the proposed transferee of the licence and the holder of the licence.

12. So often as any person holding a licence issued pursuant to this by-law changes their place of abode he or she shall within seven days next, after such a change give notice thereof in writing to the Town Clerk specifying in such notice his new place of abode and he/she shall at the same time, produce such licence to the Manager Health Services who shall endorse thereon and sign a memorandum specifying the particulars of such change.

13. The provisions of this by-law apply in addition to and not in substitution for the provision of any other Act, regulation, scheme or by-law in force in the municipality.

Part 3

Structure and Management

14. In a premises occupied or used or intended to be occupied or used as an eating house the following provisions shall apply—

A. Kitchen Floor Area

Subject to Clause L (i) the proprietor of an eating house shall ensure that the kitchen or room where food is prepared, manufactured, processed or cooked has a floor area of not less than 16 square metres or not less than 25 per centum of the floor area of the room or rooms and any outside area where meals are served to or consumed by the public, whichever floor area is the greater.

B. (i) Sanitary Conveniences—Public

Subject to Clause L (i) the proprietor of a restaurant shall provide for use by the public, sanitary conveniences in accordance with the following:

Sanitary Conveniences—Public

Number of Sanitary Conveniences					
			Male	Female	
Floor area of room/s and any outside area where meals are consumed by the public	No. of water closets	No. of wash hand basins	No. of urinal stalls or minimum Urinal Length	No. of water closets	No. of wash hand basins
1 m ² -80 m ²	1	1	1 stall or 600 mm	1	1
81 m ² -160 m ²	1	1	1 stall or 600 mm	2	1
161 m ² -240 m ²	2	2	2 stalls or 1.2 m	3	2
241 m ² -320 m ²	2	2	2 stalls or 1.2 m	4	2
321 m ² -400 m ²	3	3	3 stalls or 1.8 m	5	3
401 m ² -480 m ²	3	3	3 stalls or 1.8 m	6	3
481 m ² -560 m ²	4	4	4 stalls or 2.4 m	7	4
561 m ² -640 m ²	4	4	4 stalls or 2.4 m	8	4
641 m ² -720 m ²	5	5	5 stalls or 3.0 m	9	5
721 m ² or more	5	5	5 stalls or 3.0 m	10	5

(ii) Sanitary Conveniences—Staff

Subject to Clause L (i) the proprietor of an Eating House shall provide a minimum of one sanitary convenience for the sole use of male staff and a minimum of one sanitary convenience for the sole use of female staff.

(iii) Provide a sanitary napkin disposal unit in female toilets.

(iv) The proprietors of an eating house shall not permit access by the public to any sanitary convenience through a kitchen or room wherein food is prepared, manufactured, processed, cooked or stored.

(v) Provide and maintain at all times at the entrance of each sanitary convenience a sign to indicate for which sex its use is intended.

C. Hand Basins

The proprietor of an Eating House shall:

- (i) Provide a hand basin in every kitchen and room where food is manufactured, processed, cooked or prepared for service.
- (ii) Provide and maintain at all times an adequate supply of:
hot and cold water, soap or hand cleaner and nail brushes to every hand basin.
- (iii) Provide a paper hand towel dispenser or other sanitary hand drying facility of a type approved by the local authority.
- (iv) Not cause or permit any hand basin to be used for any purpose other than for the washing of hands.

D. Garbage Room, Receptacles and Waste Removal.

The proprietor of an Eating House shall:

- (i) Remove or cause to be removed the contents of every receptacle for food scraps and trade waste from the premises at least once in every 8 hours to an approved garbage room or bin area so that it is available for removal to an approved refuse disposal site.
- (ii) Keep all receptacles for food scraps and trade waste in good repair and condition and replace or repair any which are damaged.
- (iii) Ensure that all receptacles have close fitting lids and are constructed of non-absorbent and non-corrosive material.
- (iv) Cleanse and deodorise all receptacles at least once every day and ensure that they are free of flies, maggots, cockroaches, rodents and vermin at all times.
- (v) Ensure rubbish is removed by the local Authority or its authorised contractor twice weekly or as directed by the Health Surveyor.
- (vi) Place any food waste in a receptacle for food waste. Food not within a receptacle for food waste shall be deemed to be exposed for sale.
- (vii) Ensure the wall of any garbage room shall be smooth and impervious and coved to a height of 100 mm above the floor.
- (viii) Ensure every garbage room or bin area shall have an impervious floor with a material or surface approved by the local Authority and graded to an approved trap and connected to the Ministers sewer or through an approved effluent disposal system.

E. Cleaning

The proprietor of an Eating House shall:

- (i) Keep or cause to be kept clean and in good condition and repair the floor, walls, ceilings and all portions of the premises and related vehicles and all fittings, stoves, ranges, utensils, implements, shelves, counters, bins, cabinets, fixtures, sinks, drainboards, drains, grease traps, tubs, vessels and things of the like description used on the premises, or in connection with the preparation or storage of food thereon.
- (ii) Keep all portions of the premises and related food vehicles thereof free from any unwholesome or offensive odour and prevent the escape from the premises and food vehicle of any such odour.
- (iii) Maintain in a clean and tidy condition all yards, footpaths, passage ways, paved areas, stores or buildings used in connection with the eating house.
- (iv) Provide sufficient rubbish receptacles in areas used by the general public as is necessary for the proper containment and disposal of waste products.

F. Exhaust Ventilation

The proprietor of an Eating House shall:

Provide and properly maintain in good order and condition at all times over every cooking apparatus in the premises an exhaust hood which complies with the requirements of the Act and any by-laws or regulations made thereunder for the time being in force and effectively arrests all steam, effluvia, fumes, odours and smoke from cooking.

G. Outside Seating Areas

The proprietor of an Eating House shall not use any outside area of the premises for the consumption of food by the public unless the following requirements are complied with:

- (i) The whole of the area is used for such purpose and a space of 2 metres beyond it in all directions shall be paved with an approved impervious non-slip material.

- (ii) The extent of the outside eating area is included in the scale plan submitted to and approved by the Local Authority.
- (iii) Litter bins are to be provided by the proprietor for the disposal of rubbish in the outside area.
- (iv) The proprietor shall not permit or cause food to be served in or to the outside seating area.

H. Storage

The proprietor of an Eating House shall:

- (i) Provide a suitable cupboard or locker for the storage of chemicals, pesticides and cleaning equipment away from any foods.
- (ii) Provide a suitable cupboard or locker for staff to store street clothes, shoes and personal effects away from any foods.

I. Rats and Vermin

The Proprietor of an Eating House shall:

- (i) Ensure that the eating house and every room and part thereof is kept free at all times from rodents, cockroaches, flies, spiders, insects, ants, moths and vermin;
- (ii) If in the opinion of a Health Surveyor, effective means and methods of cleansing and eradication of vermin from the premises cannot be done effectively while the ordinary business of the establishment is carried on, then the Manager Health Services may order the temporary closure of the premises to the public until such time as such cleansing and eradication of vermin has been carried out to the satisfaction of the Manager Health Services and the proprietor shall comply with such order. The form of order to be served is set out in the Seventh Schedule hereto.

J. Contamination

The proprietor of an Eating House shall:

- (i) (a) not permit any person to sleep in any eating house; and
(b) not permit any bed or bedding to be kept, in any eating house.
- (ii) not permit any crockery, cutlery or linen which has been used as such or for any other purpose by a person to be placed for use by or to be used by any other person unless it has first been thoroughly washed and cleansed.
- (iii) notify the Manager Health Services of any circumstances existing within the eating house which may give rise to the possibility that food may be or has been contaminated or any part of the eating house used for storage, manufacture, preparation, processing, inspection, handling, packaging or sale of food.
- (iv) not cause, suffer or permit any food to be prepared, manufactured, processed, cooked or stored in any room wherein any water closet or urinal or any hand basin for use in connection with same is situated.

K. General

The proprietor of an Eating House shall:

- (i) Not make or permit to be made any structural alterations in or additions to the premises without the prior written approval of the local authority.
- (ii) Not make or permit to be made any other alterations in or additions to the premises of any furniture, fixtures, counters, sinks, drainboards, grease traps, without the prior written consent of the Manager Health Services.

L. Exemptions

- (i) The proprietor of an eating house which was registered as a dining room immediately prior to the gazettal date may apply in writing to the Council for an exemption from compliance with the whole or any part of the requirements of clause A and clause B of this part of this by-law.
- (ii) The Council may in its discretion grant or refuse an exemption under this clause.
- (iii) An exemption signed under the clause shall be signed by the Town Clerk and shall state:
 - (a) The eating house to which the exemption applies;
 - (b) The clauses, to which the exemption applies; and
 - (c) The period during which the exemption shall apply.

Part 4
Penalties

- 15. A person who commits a breach of, or fails to comply with any of the requirements of this by-law commits an offence and is liable to:
 - (a) a penalty which is not more than \$2,500 and not less than—
 - (i) in the case of a first such offence, \$250;
 - (ii) in the case of a second such offence, \$500; and
 - (iii) in the case of a third or subsequent such offence, \$1,250;
 - and
 - (b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

First Schedule
HEALTH ACT 1911
City of Canning

Application for Registration of an Eating House

To: The Town Clerk
City of Canning
Locked Bag No. 8
Cannington W.A. 6107

I
(full name in block letters)

of
(full residential address)

being the owner/occupier of the premises hereinafter described, hereby make application for registration of the premises described below as an Eating House, subject to the provisions of the Health Act and the by-laws made thereunder.

Name of premises

Address of premises

Seating capacity (where applicable)

I enclose herewith the sum of \$10 being the required fee.

Dated this.....day of.....19 .

.....
(Signature of Applicant)

Second Schedule
HEALTH ACT 1911
City of Canning

Certificate of Registration of Premises as an Eating House

This is to Certify that the following premises are registered as an Eating House from the..... day of 19..... until the 30th day of June, 19..... unless this certificate is previously cancelled.

Name of Premises

Address of premises

Maximum number of patrons to be seated (where applicable)

This certificate is issued subject to the Health Act 1911 and the By-laws from time to time in force thereunder.

Dated the.....day of.....19.....

.....
Manager Health Services
or Town Clerk

Third Schedule
HEALTH ACT 1911

City of Canning

Application for a licence to Conduct an Eating House

To: The Town Clerk
City of Canning
Locked Bag No. 8
Cannington W.A. 6107

I
(full name in block letters)

of
(full residential address)

being the proprietor of the following Eating House:

Name of premises

Address of premises

hereby apply for a licence to conduct an Eating House.

Dated the.....day of.....19.....

.....
(Signature of Applicant)

Fourth Schedule

HEALTH ACT 1911

City of Canning

Licence to Conduct an Eating House

This is to Certify that
of
is licenced to conduct an Eating House on the following premises from the.....
day of19..... unless this licence is previously cancelled.

Name of premises

Address of premises

Dated theday of.....19.....

.....
(Manager Health Services)
or Town Clerk

This license is issued on the following conditions:

- (a) The holder of a licence shall display this licence and the certificate of registration of the eating house in a conspicuous place in the eating house and shall, upon the request of a Health Surveyor to do so, produce this licence and the certificate of registration.
- (b) If the holder of a licence changes his/her place of residence he/she shall within fourteen (14) days thereafter give notice in writing to the Town Clerk specifying in such notice the new place of residence.
- (c) The holder of a licence shall notify the Manager Health Services in writing of any alteration, addition or other work relating to the construction, drainage or ventilation of the eating house forthwith upon the commencement of such alteration, addition or other work.
- (d) The holder of a licence shall notify the Manager Health Services of any circumstances existing within the eating house which may give rise to the possibility that food may be or has been contaminated or any part of the eating house used for storage, manufacture, preparation, processing, inspection, handling, packaging or sale of food.

TRANSFER ENDORSEMENT

This licence is hereby transferred to
of
from and including the date of this endorsement.

Dated the.....day of.....19.....

(Manager Health Services)
or Town Clerk

Fifth Schedule
HEALTH ACT 1911
City of Canning

Application for Transfer of an Eating House Licence

To: The Town Clerk
City of Canning
Locked Bag No. 8
Cannington W.A. 6107

I
(full name in block letters)

of
(full residential address)

hereby make application for transfer of the Eating House licence which was issued to:

residing at

by the City of Canning on the day of 19..... for such period as is still unexpired and I attach hereto the licence so issued.

Dated the.....day of..... 19.....

(Signature of Applicant)

I consent to the transfer of the above Eating House licence.

(Signature of licence Holder)

Sixth Schedule
City of Canning
Scale of Fees

- Item No. Fees
1. The fee payable upon registration of an eating house shall be \$10.00.
2. The fee payable upon the issue of a licence shall be \$2.00.
3. The fee payable upon the transfer of a licence shall be \$2.00.

Seventh Schedule
ORDER

To
in the opinion of a Health Surveyor of the City of Canning effective means and method of cleansing and eradicating vermin for the premises situated at

and used by you as an eating house, cannot be done effectively while your ordinary business is carried on.

Now, therefore, you are ordered to close the said premises temporarily until such time as such cleansing and eradication of vermin has been carried out to the satisfaction of the Manager Health Services.

Failure to comply with this order will render you liable to prosecution.

Passed at a Meeting of the City of Canning Council held on the 25th day of June 1990.

Dated this 27th day of July 1990.

The Common Seal of the City of Canning was hereunto affixed by authority of a resolution of Council in the presence of—

S. W. CLARKE, Mayor.
I.F. KINNER, Town Clerk.

Confirmed—

P. PSAILA-SAVONA,
Delegate of Executive Director, Public Health.

Approved by His Excellency the Governor in Executive Council the 25th day of September 1990.

M. C. WAUCHOPE, Clerk of the Council.

HE303

HEALTH ACT 1911

Town of Kwinana

Model Health By-laws Series "A"

The Town of Kwinana being a Local Authority under the provisions and having adopted the Model By-law Series "A" made under the Act in pursuance of the powers conferred upon it by the Act and all other powers enabling it hereby makes and publishes the following By-law.

1. In these by-laws the Model By-laws Series "A" as amended from time to time adopted by the Town of Kwinana by resolution published in the *Government Gazette* on 28 February 1964 and amended from time to time are referred to as "the Principal By-laws".
2. The Principal By-laws are amended in Part I relating to General Sanitary Provisions by deleting By-law 19 subsection 3 and 4 and inserting a new By-law 19 subsection 3 and 4 to read as follows—
 3. The driver of a vehicle upon entering land set aside by Council for the purposes of depositing garbage, refuse, rubbish and other disused material shall be subject to the payment of a fee as follows—

Tipping Fees

	\$
1. Per car, utility, van or single axle trailer using entitlement card as per item 34	Nil
2. Cars, utilities, vans and trailers not exceeding 1.8m x 1.2m x 0.61m	7.00
3. Trailers exceeding 1.8m x 1.2m x 0.61m	15.00
4. Tandem axle trailers exceeding 1.8m x 1.2m x 0.61m including those used for commercial collection	30.00
5. Trucks not exceeding 2 tonnes aggregate weight	16.00
6. Trucks not exceeding 4 tonnes aggregate weight.....	33.00
7. Trucks not exceeding 6 tonnes aggregate weight	49.00
8. Trucks not exceeding 8 tonnes aggregate weight	65.00
9. Trucks exceeding 8 tonne aggregate weight single axle .	85.00
10. Trucks not exceeding 10 tonnes aggregate weight with dual axle	100.00
11. Trucks not exceeding 15 tonnes aggregate weight with dual axle	150.00

	\$
12. Trucks exceeding 15 tonne aggregate weight with dual axle	200.00
13. Articulated vehicles	200.00
14. Compactor vehicles—load capacity not exceeding 3 cubic metres	55.00
15. Compactor Vehicles—load capacity 3 cubic metres—10 cubic metres	70.00
16. Compactor vehicles—load capacity 10 cubic metres—15 cubic metres	85.00
17. Compactor vehicles—load capacity 15 cubic metres to 20 cubic metres	110.00
18. Compactor vehicles—load capacity 20 cubic metres to 30 cubic metres	150.00
19. Compactor vehicles—load capacity 30 cubic metres to 40 cubic metres	170.00
20. Compactor vehicles—load capacity over 40 cubic metre .	185.00
21. Bulk bins not exceeding 3 cubic metres	22.00
22. Bulk bins exceeding 3 cubic metres but not exceeding 6 cubic metres	33.00
23. Bulk bins exceeding 6 cubic metres but not exceeding 10 cubic metres	60.00
24. Bulk bins exceeding 10 cubic metres but not exceeding 20 cubic metres	93.00
25. Bulk bins exceeding 20 cubic metres but not exceeding 30 cubic metres	110.00
26. Bulk bins exceeding 30 cubic metres	150.00
27. Car bodies—	
(i) from within any residential premises including Rural and Special Rural areas within the Town of Kwinana	Nil
(ii) from other areas of the Town of Kwinana cut in 3 pieces	10.00
(iii) from other areas of the Town of Kwinana uncut	40.00
28. Truck bodies—	
(i) from within the Town of Kwinana cut in 3 or 4 pieces	40.00
(ii) from within the Town of Kwinana uncut	60.00
29. Car tyres per tyre unshredded	3.50
30. Truck tyres (road vehicles) per tyre unshreded	11.00
31. Special Burials: In addition to charges set above the following charges apply for special burials.	
31a. Hazardous wastes and other special burials per 5 cubic metres or part thereof	110.00
31b. Tyres (each) range from tractor to heavy earthmoving .	25-100
31c. Tree stumps: Surcharge depending on size of load range	25-100
31d. Concrete blocks: Surcharge depending on size of load range	25-100
31e. Animal carcasses—	
small domestic animals each large animals, sheep, cattle pigs, etc each	7.00
poultry per 60 litres	7.00
31f. Sharpsafe containers—	
less than 7 litres	7.50
over 7 litres	7.50
plus per litre	0.50
32. Materials for deposit which require special disposal procedures will be subject to extra above load fee which will be determined by the Principal Health Surveyor of the Town of Kwinana	
33. Where the material being deposited is in the opinion of the Principal Health Surveyor of the Town of Kwinana suitable for operation of the tip the fee listed may be waived.	
34. Council may permit owners/occupiers or occupiers of residential premises including Rural or Special Rural premises within the Town of Kwinana to deposit domestic waste from a car, utility, van, or single axle trailer not exceeding 1.8m x 1.2m x 0.61m free of charge on not more than 9 occasions in each financial year, subject to the production of their current identification card issued by the Town of Kwinana.	

4. Any person loitering on the tip site at any time or trespassing on the tip site outside normal operating hours, or when visiting the tip site fails to comply with any instruction given by a Health Surveyor or any other authorised Officer of Council commits an offence.

Approved at a meeting of the Town of Kwinana on 25th July 1990.

Dated this 27th day of July 1990.

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

D. J. NELSON, Mayor.

R. K. SMILLIE, General Manager/Town Clerk.

Confirmed—

P. PSAILA-SAVONA, for Executive Director, Public Health.

Approved by His Excellency the Governor in Executive Council on this 25th day of September 1990.

M. C. WAUCHOPE, Clerk of the Council.

HE304

HEALTH ACT 1911

Shire of Morawa

Pursuant to the provisions of the Health Act 1911 the Shire of Morawa being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. By-law 28 is revoked and replaced with a new By-law 28 as follows—

28. (a) The occupier of any premises shall not keep or allow to be kept thereon any horse, cattle, sheep, goat or donkey on a block having an area of less than 4 000 square metres.
- (b) The occupier of a block of land 4 000 square metres or larger shall not keep any horse, cattle, sheep, goat or donkey without having first received the written approval of the Council specifying the number of such animals that may be kept. Such approval may be cancelled by the Council if it is of the opinion that such a cancellation is warranted.
- (c) A person shall not allow any horse, cattle, sheep, goat or donkey to approach within 15 metres of any dwelling whatsoever or 18 metres from any place where food is stored, manufactured, processed, served or exposed for sale.
- (d) Clause 28 (b) shall not apply to land zoned Rural or Special Rural by any Town Planning Scheme for the time being in force.

Passed by resolution at a meeting of the Morawa Shire Council held on 21st June 1990.

The Common Seal of the Shire of Morawa was affixed hereto on 4th July, 1990 in the presence of:

N. M. CARSLAKE, President.

B. G. WALKER, Shire Clerk.

Confirmed—

P. PSAILA-SAVONA,

Delegate of the Executive Director Public Health.

Approved by His Excellency the Governor in Executive Council the 25th day of September 1990.

M. C. WAUCHOPE, Clerk of the Council.

LAND ADMINISTRATION**LA201**

At a meeting of the Executive Council held in the Executive Council Chambers, at Perth on 11th September 1990 the following Order in Council was authorised to be issued.

CONSERVATION AND LAND MANAGEMENT ACT 1984
ORDER IN COUNCIL

CALM File: 025058F2304.

Whereas by section 13 (4) of the Conservation and Land Management Act 1984, it is provided that the Governor may, by Order in Council, classify a marine nature reserve or a marine park as of Class A and, in that case, the purpose of the reserve or park shall not be amended or cancelled, nor shall the boundary thereof be altered otherwise than by an addition thereto, except by Act or pursuant to subsection (6); Now therefore, His Excellency the Governor with the advice and consent of the Executive Council does hereby reserve the area described in the schedule hereto as Class "A" Marine Park Reserve No. 1 for the purposes specified in section 13 (3) of the said Act.

Schedule

The area delineated and shown bordered red on Land Administration Miscellaneous Plan 1597. The said area is named the Marmion Marine Park (Public Plans Swan 1:2 000 05.01 to 05.05 inclusive and Perth 1:2 000 06.37 to 06.40 and 07.33 to 07.37 inclusive).

G. PEARCE, Clerk of the Council.

LA202

At a meeting of the Executive Council held in the Executive Council Chambers, at Perth on 11th September 1990 the following Order in Council was authorised to be issued.

CONSERVATION AND LAND MANAGEMENT ACT 1984
ORDER IN COUNCIL

CALM File: 029102F3201.

Whereas by section 13 (4) of the Conservation and Land Management Act 1984, it is provided that the Governor may, by Order in Council, classify a marine nature reserve or a marine park as of Class A and, in that case, the purpose of the reserve or park shall not be amended or cancelled, nor shall the boundary thereof be altered otherwise than by an addition thereto, except by Act or pursuant to subsection (6); Now therefore, His Excellency the Governor with the advice and consent of the Executive Council does hereby reserve the area described in the schedule hereto as Class "A" Marine Park Reserve No. 2 for the purposes specified in section 13 (3) of the said Act.

Schedule

All the waters of the Indian Ocean as shown delineated in black and bordered in red on Department of Land Administration Miscellaneous Plan No. 1620. The said area is named the Ningaloo Marine Park (Public Plans Minilya, Ningaloo and Onslow 1:250 000 and North West Cape N.W., N.E., S.W. and S.E. 1:25 000).

G. PEARCE, Clerk of the Council.

LA203

At a Meeting of the Executive Council held in the Executive Council Chamber, at Perth, this 5th day of June, 1990 the following Order in Council was authorised to be issued:—

LAND ACT 1933
ORDER IN COUNCIL

File No. 2720/984.

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 that Reserve No. 41370 (Fitzroy Location 150) should vest in and be held by the Australian Telecommunications Commission in trust for the purpose of "Repeater 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 Reserve shall vest in and be held by the Australian Telecommunications Commission in trust for the purpose aforesaid, subject nevertheless to the powers reserved to him by section 37 of the said Act.

G. PEARCE, Clerk of the Council.

LA401

RESERVES AND LAND REVESTMENT ACT 1990

It is hereby notified that pursuant to the above Act assented to on July 31, 1990 and Proclaimed on September 14, 1990, the undermentioned reserves have been dealt with in the manner described.

1. Class A Reserve 24063 "Recreation" to exclude an area of 727 m² surveyed as Swan Location 11143 on Diagram 88806.
File 2740/988.
2. Class A Reserve 15633 "National Park" to include an undesignated area of 2.0955 hectares as shown coloured blue on Miscellaneous Diagram 140.
File 10853/03.
3. Class A Reserve 28535 "Tennis Courts" to comprise Busselton Lot 418 on Diagram 89088 and of its area being decreased to 9 700 m².
File 3515/988.
4. Class A Reserve 28536 "Tennis and/or Squash" is cancelled.
File 3515/988.
5. Class A Reserve 24309 "Recreation and Camping" to comprise Cockburn Sound Location 3015 on Diagram 89198 and Location 1746 and of its area remaining unaltered. Special powers to lease are provided for Location 3015 as specified in the Act.
File 3674/55V5.
6. Class A Reserve 18731 "Recreation" to exclude an area of 3082 m² surveyed as Greenmount Sub Lot 581 on Diagram 89197.
File 4788/23.
7. Class A Reserve 22795 "National Park" to include Esperance Location 2049 and of its area being increased by 188.1733 hectares.
File 1811/980.
8. Class A Reserve 30082 "National Park—Dales Gorge" to exclude an undesignated area of 354.5017 hectares as shown bordered green on Miscellaneous Diagram 170.
File 3177/48V4.
9. The purpose of Class A Reserve 18698 is changed from "National Park" to Conservation of Flora and Fauna". Reserve 18698 is vested in the National Parks and Nature Conservation Authority pursuant to this Act.
File 2578/981.
10. The classifications of Reserves 20768 "Parklands" and 20769 "Parklands" are changed from Class A to Class C.
File 1278/985.
11. Class A Reserve 21253 "Conservation of Flora and Fauna" to exclude an area of 1.3112 hectares surveyed as Roe Location 3104 on Diagram 89028.
File 2089/988.
12. With reference to Class A Reserve 8731 "Public Park and Recreation", amend section 17 of Reserves and Land Revestment Act 1988 by substituting 7012 m² for 8549 m². The area of Reserve 8731 should read 95.8555 hectares.
File 17/98V5.
13. Class A Reserve 8428 "National Park" to include Sussex Location 4863 and increase its area by 121.1837 hectares and, authorise the premature inclusion of Location 4750 (29.9565 hectares) on Plan 15361.
File 15750/08V8.
14. The classification of Reserve 9633 "Recreation" is changed from Class A to Class C.
File 7062/04V5.
15. Class A Reserve 21231 "Recreation" to comprise Murray Location 1397 on Reserve Diagram 724 and of its area being established at 5.3897 hectares.
File 1975/33V2.
16. Class C Reserve 33967 "Recreation" is cancelled.
File 1522/74.
17. Class A Reserve 33966 "Parklands and Recreation" to include Swan Location 8885 (former Reserve 33967) and of its area being increased to 61.8999 hectares.
File 1522/74.
18. (a) Class A Reserve 8164 "National Park" is cancelled.
(b) Class A Reserve 7537 "National Park and Native Game" to include Swan View Sub Lots 68, 69 and 70 and of its area being increased by 4.5173 hectares.
(c) The purpose of Class A Reserve 7537 is changed from "National Park and Native Game" to "National Park".
File 13479/898V5.
19. Class A Reserve 25746 "Cemetery" to exclude areas of 2887 m² and 513 m² surveyed as Swan Locations 10988 and 10989 respectively on Plan 16979.
File 1947/986.

20. Class A Reserve 8431 "Protection and Preservation of Caves and Flora and for Health and Pleasure Resort" to exclude a total area of 71.2435 hectares comprising Sussex Locations 4660 and 4862 on Reserve diagram 786.
File 943/989.
21. Class A Reserve 1704 "Recreation" is cancelled.
File 2146/968.
22. Class A Reserve 9838 "Conservation of Flora and Fauna" to comprise Swan Location 11249 on Plan 17437 and of its area being established at 159.6204 hectares.
File 9989/01.
23. Class A Reserve 39962 "Conservation of Flora and Fauna and Passive Recreation" to exclude an area of 96 m² as shown bordered green on Diagram 89179.
File 3178/987.
24. Class A Reserve 9617 "Conservation of Flora and Fauna" to exclude Williams Locations 15686 and 15687 and now comprise Location 15756 on Plan 17324 with its area being established at 245.0432 hectares.
File 8318/04.
25. (a) Class A Reserve 14398 "Protection of Flora and Fauna" to comprise Williams Location 15758 on Plan 17331 and of its area being established at 144.1354 hectares.
(b) The purpose of Class A Reserve 14398 is changed from "Protection of Flora and Fauna" to "Conservation of Flora and Fauna".
File 8318/04.
26. (a) Class A Reserve 24556 "Protection of Flora and Fauna" to comprise Williams Location 15757 on Plan 17323 and of its area being established at 496.7644 hectares.
(b) The purpose of Class A Reserve 24556 is changed from "Protection of Flora and Fauna" to "Conservation of Flora and Fauna".
File 8318/04.
27. Class A Reserve 23572 "Recreation" to comprise Sussex Location 4857 on Diagram 88917 and of its area being established at 29.0062 hectares.
File 1421/52.
28. Class A Reserve 9337 "Recreation" is subject to Reserves and Land Revestment Act No. 21/1990.

A. A. SKINNER, Acting Executive Director, DOLA.

LA402

LOCAL GOVERNMENT ACT 1960
CLOSURE OF STREETS

Whereas the City of Belmont has requested the closure of the street hereunder described, *viz*:
File No. 3295/988, Closure No. B1280.

Belmont

- (a) All that portion of Hubert Street shown bordered blue on Department of Land Administration Survey Diagram 89543.
- (b) All that portion of Hubert Street shown bordered green on Department of Land Administration Survey Diagram 89543.

(Public Plan: Perth 1:2 000 17.25.)

Whereas the City of Fremantle has requested the closure of the street hereunder described, *viz*:
Case No. 106, Document No. E094564, Closure No. F64.

Fremantle

The whole of Edmund Street now comprised in Fremantle Lots 2061 and 2062 shown bordered pink on Department of Land Administration Survey Diagram 89490.

(Public Plan: Perth 1:2 000 07.13.)

Whereas the City of Geraldton has requested the closure of the street hereunder described, *viz*:
File No. 2035/986, Closure No. G750.

Geraldton

All that portion of Brede Street now comprised in Geraldton Lot 2888 shown bordered green on Department of Land Administration Survey Plan 17073.
(Public Plan: Geraldton 1:2 000 15.13.)

Whereas the Cities of Perth and Subiaco have requested the closure of the street hereunder described, *viz*:

File No. 2299/977, Closure No. P790.

Perth and Subiaco

All those portions of Hackett Drive (Road No. 16194) now comprised in Swan Locations 11297 and 11298 shown bordered pink on Department of Land Administration Survey Diagram 89686.
(Public Plan: 1:2 000 11.22.)

Whereas the Shire of Collie has requested the closure of the street hereunder described, *viz*:
File No. 2600/983, Closure No. C1208.

Collie

All that portion of Gavan Street (Road No. 10187) now comprised in Collie Lot 2793 shown bordered red on Department of Land Administration Survey Plan 17613.
(Public Plan: Collie 1:2 000 32.29, 33.29.)

Whereas the Shire of Cranbrook has requested the closure of the street hereunder described, *viz*:
Case No. 148, Document No. E200435, Closure No. C1201.

Cranbrook

- (a) The whole of road No. 6570 along the western boundary of Plantagenet Location 674 and the western boundary of the eastern severance of Plantagenet Location 3408; from the northern side of Shelderton Road (Road No. 6134) to the southwestern side of Chinninup Road (Road No. 2167).
- (b) The whole of the surveyed road along the eastern boundaries of Plantagenet Locations 673 and 2263; from the northern side of Shelderton Road (Road No. 6134) to the southwestern side of Chinninup Road (Road No. 2167).
- (c) The whole of the surveyed road along the southern boundary of Plantagenet Location 1074; from the eastern side of the road described in (b) above to the western side of Pearce Road (Road No. 8428).

(Public Plan: Tenterden S.W., S.E. 1:25 000.)

Whereas the Shire of Cranbrook has requested the closure of the street hereunder described, *viz*:
Case No. 149, Document No. E200433, Closure No. C1207.

Cranbrook

- (a) All that portion of the surveyed road along the southern boundary of the western severance of Hay Location 7432, extending eastwards from the eastern boundary of Hay Location 5195 to the northwestern side of Fulcher Road.
- (b) All that portion of the surveyed road along the southern boundary of the eastern severance of Hay Location 7432 and the southern boundary of Hay Location 7780, extending eastwards from a southeastern side of Fulcher Road to a northwestern side of Cowenup Brook Road.

(Public Plan: Uannup S.W. and S.E. 1:25 000.)

And whereas the Minister has approved these requests, it is hereby declared that the said streets are closed.

A. A. SKINNER, Acting Executive Director.

LA701

RESERVE

Department of Land Administration,
Perth, 28 September 1990.

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

File No. 2720/984. Fitzroy No. 41370 (32.5256 hectares) "Repeater Station Site" Loc. No. 150. Original Plan 15998 Public Plan Noonkanbah 1:250 000 (Nipple Ripple Site).

N. J. SMYTH, Executive Director.

LA702

LAND ACT 1933

Reservation Notice

Made by His Excellency the Governor under Section 29.

The Crown Land described below has been set apart as a public reserve.

DOLA File 1459/957 Reserve No. 41476 comprising Swan Location 6564 with an area of 961 square metres for the designated purpose of "Use and Requirements of the Minister for Works".

Public Plan Perth 1:2 000 13.30 Hector Street.

A. A. SKINNER, A/Executive Director.

LA801

LAND ACT 1933

Amendment of Reserve

Made by His Excellency the Governor under Section 37.

The following Reserve has been amended.

DOLA File 945/07'D' Reserve No. 10711 (Edjudina District) "Water" to comprise Location 31 as surveyed on Reserve Diagram 837 and of its area being reduced to 14.251 6 hectares accordingly.

Public Plan Edjudina 1:250 000

A. A. SKINNER, A/Executive Director.

LA802

LAND ACT 1933

Amendment of Reserve

Made by His Excellency the Governor under Section 37.

The following Reserve has been amended.

DOLA File 2280/988 Reserve No. 8644 (Edjudina District) "Water" to comprise Location 12 on Reserve Diagram 783 and of its area remaining unaltered.

Public Plan Edjudina 1:250 000

A. A. SKINNER, A/Executive Director.

LB301**PUBLIC WORKS ACT 1902 (AS AMENDED)**

Sale of Land

File No. 1459/957

Notice is hereby given that His Excellency the Governor has authorised under Section 29 (7) (a) (ii) of the Public Works Act 1902 (as amended) the sale by public auction or private contract of the land hereunder described, such land being no longer required for the work for which it was acquired.

Land

Swan Location 6564 held as Reserve 25078 as is shown more particularly delineated and coloured green on Plan L.A.W.A. 655.

Dated 25 September 1990.

A. A. SKINNER, A/Executive Director.

LB401**LOCAL GOVERNMENT ACT 1960
ORDERS OF THE MINISTER FOR LANDS**

L.A. Corres. 1202/984.

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 Kwinana 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. 18195 (Alexander Court) That portion of Vacant Crown Land (Drain Reserve) as delineated and shown coloured mid brown on Department of Land Administration Survey Diagram 89732.

Road No. 18196 (Arundel Drive) That portion of Vacant Crown Land (Drain Reserve) as delineated and shown coloured mid brown on Department of Land Administrative Survey Diagram 89731.

Road No. 17298 (a) (Extension) The surveyed 20.12 metre wide road leaving its present terminus and extending along the southeastern boundaries of Peel Estate Lot 64 and the southeastern and northeastern boundaries of Peel Estate Lot 88 to terminate at a line in prolongation eastward of the southern boundary of the mentioned lot.

(b) (Widening) That portion of Vacant Crown Land (Drain Reserve) as delineated and coloured mid brown on Department of Land Administration Survey Diagram 89748.

(Public Plan: Peel 10 000 3.6)

A. A. SKINNER, Acting Executive Director.

LB402**LOCAL GOVERNMENT ACT 1960
ORDERS OF THE MINISTER FOR LANDS**

L.A. Corres. 2653/1990.

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 Shire of West Arthur 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. 7708 (widening) Those portions of vacant Crown Land comprising areas of 1 936 square metres and 1 076 square metres as delineated and bordered green and marked road widening on Land Administration Office of Titles Plan 17697.

(Public Plan—Darkan S.W., 1:25 000)

A. A. SKINNER, Acting Executive Director.

LB403

LOCAL GOVERNMENT ACT 1960 ORDERS OF THE MINISTER FOR LANDS

L.A. Corres. 4560/989.

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 Belmont 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. 18175. The whole of the R.O.W. as delineated and coloured brown on Office of Titles Plan 5273 (3).

(Public Plan: Perth 18.25, 18.26 and 19.25 1:2 000).

File Ref. 2265/1987.

And whereas the City of Gosnells 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. 18131. A strip of land 20.12 metres wide, commencing a line in prolongation northeastwards of the southeastern boundary of Lot 42 of Canning Location 16 (Office of Titles Diagram 53364) and extending northwestwards along the southwestern boundary of Lot 24 of Canning Location 16 (Office of Titles Diagram 26354) to its terminus at part of the southeastern boundary of Lot 38 of Canning Location 16 (Office of Titles Diagram 38972).

(Public Plan: Perth 1:2 000, 21.11; F96-4 Chain).

File Ref. 1149/1990.

And whereas the City of Stirling 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. 18177. The whole of the R.O.W. between Crawford Road and Normanby Road (Road No. 3565) as delineated and coloured brown on Office of Titles Plan 4529.

Road No. 18178. The whole of the R.O.W. between Fifth Avenue and Fourth Avenue along the eastern boundaries of Lots 94-98 of Pt of Swan Location Y, as delineated and coloured brown on Office of Titles Plan 2671 (2).

Road No. 18179. The whole of the R.O.W., along the northern boundary of Lot 260 of Swan Location 958 and onwards, to terminate at the eastern boundary of Lot 216 of the said location, as delineated and coloured brown on Office of Titles Plan 3697 (2).

(Public Plan: Perth 15.28, 14.28, 8.31; 1:2 000) P173-4, P189-4, P153-4.

File Ref. 1426/1990.

And whereas the City of Subiaco 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. 18176. The whole of the R.O.W. as delineated and coloured brown on Office of Titles Plan 8278.

(Public Plan: Perth 11.25 and 12.25; 203-2 1:2 000 SE).

File Ref. 2505/1989.

And whereas the Shire of Greenough 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. 18170. A strip of land, varying in width as delineated and coloured mid brown on Land Administration Plan 17574.

That portion of Road No. 1977 is hereby superseded.

(Public Plan: Geraldton 15.26 and 15.27 1:2 000; 157D/40).

A. A. SKINNER, Acting Executive Director.

LB701

File No. 3018/1980.

LOCAL GOVERNMENT ACT 1960 (AS AMENDED)

PUBLIC WORKS ACT 1902 (AS AMENDED)

Shire of Augusta-Margaret River

LAND RESUMPTION

Stephenson Street—Road No. 18192

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Augusta-Margaret River passed at a meeting of the Council held on or about June 8, 1989 the several pieces of parcels of land described in the Schedule hereto, being all in the Augusta District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 25th day of September 1990, been set apart, taken or resumed for the purpose of the following public work, namely—Stephenson Street—Road No. 18192—Shire of Augusta-Margaret River.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89613, which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx)
Crown	Crown	That portion of Augusta Lot 448 as is delineated and coloured dark brown on Department of Land Administration Diagram 89613 being part of the Land held as Reserve 27432	4 007 m ²

Certified correct this 25th day of September 1990.

FRANCIS BURT, Governor in Executive Council.

KAY HALLAHAN, Minister for Lands.

Dated this 27th day of August 1990.

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 street the roads in the various Municipalities as described in the abovementioned resumption notices. By Order of the Minister for Lands.

Dated 28 September 1990.

A. SKINNER, Acting Executive Director.

LB801

File No. 1633/1974

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND ACQUISITION

Public Accessway—City of South Perth

Notice is hereby given, and it is hereby declared, that the several pieces or parcels of land described in the Schedule hereto being all in the Perth District have, in pursuance of the written consent under the Local Government Act 1960 and approval under section 17 (1) of the Public Works Act 1902 of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 25th day of September 1990, been compulsorily taken and set apart for the purposes of the following public work, namely, Public Accessway—City of South Perth.

And further notice is hereby given that the said pieces or parcels of land so taken and set apart are shown marked off on Plan L.A., W.A. 649 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

And it is hereby directed that the said lands shall vest in City of South Perth for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

Schedule

No. on Plan L.A., W.A. No. 649	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx)
	The Owners of Mill Point Mews, Strata Plan Number 5307	The Owners of Mill Point Mews, Strata Plan Number 5307	Portion of Perth Suburban Lot 72 and being Lot 1 on Diagram 78236 being part of the common property on Strata Plan 5307 and being part of the land in Certificates of Title Volume 1478 Folio 301, Volume 1478 Folios 303 to 310, Volume 1478 Folios 312 to 315, Volume 1478 Folio 317, Volume 1478 Folio 318, Volume 1478 Folio 320, Volume 1478 Folios 322 to 324, Volume 1518 Folio 934, Volume 1655 Folio 179, Volume 1672 Folio 390, Volume 1798 Folio 898, Volume 1661 Folio 21	1 m ²

Certified correct this 10th day of September 1990.
KAY HALLAHAN,
Minister for Lands.

FRANCIS BURT,
Governor in Executive Council.

Dated this 25th day of September 1990.

LB901

File No. 2616/1990.

PUBLIC WORKS ACT 1902 (AS AMENDED)
NOTICE OF INTENTION TO TAKE OR RESUME LAND
Industrial Purposes

The Minister for Works hereby gives notice in accordance with the provisions of section 17 (2) of the Public Works Act 1902 (as amended) 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 Fremantle District, for the purpose of the following public work, namely, Industrial Purposes and that the said pieces or parcels of land are marked off on Plan L.A., W.A. 656 which may be inspected at the office of the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

Schedule

No. on Plan L.A., W.A. No. 656	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx)
	Margaret Beryl Williams	Vacant	Portion of North Fremantle Lot P98 and being the right of way and road truncation on diagram 7355 remaining in Certificate of Title Volume 959 Folio 191	14 m ²
	Crown	Crown	Portion of Jackson Street and Railway Street, North Fremantle	2 280 m ²

Dated 20 September 1990.

KAY HALLAHAN, Minister for Lands.

LOCAL GOVERNMENT

LG302

LOCAL GOVERNMENT ACT 1960*The Municipality of The Shire of Augusta-Margaret River*

By-Laws Relating to Signs and Bill Posting

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the first day of February 1990, that the abovementioned By-laws as published in the *Government Gazette* on 7 October 1983, 28 October 1983 and 8 February 1985, be amended in the following manner—

1. BY-LAW 1
After the definition of "Act" insert " "AWNING" means a canvas or similar material barrier hanging from a verandah; "
2. BY-LAW 1
Delete the definition of "SIGN" and substitute with " "SIGN" includes a signboard, sign writing and a clock; "
3. BY-LAW 8 (i)
Delete Sub-bylaw 8 (i) and substitute with—
" (i) A sign not exceeding two (2) square metres on a lot upon which a building licence has been issued for the construction of, or erection of, a building and removed within 30 days of practical completion of such buildings. "
4. BY-LAW 8 (j)
After Sub-bylaw 8 (i) add—
" (j) A sign erected on land zoned rural with the property name and/or owners name there on subject to:
(i) The overall height not exceeding two (2) metres,
(ii) The overall length of sign not to exceed three (3) metres,
(iii) The area of sign not to exceed 1.2 square metres; "
5. BY-LAW 13 (d)
Delete Sub-bylaw 13 (d) and substitute with—
"(d) Painted directly on awnings or banners with the exception of the business name; "
6. BY-LAW 25 (1) (q)
Delete paragraph (g);
7. BY-LAW 25 (1) (h)
Delete "(h)" and substitute with " (g); "
8. BY-LAW 28 (b)
Delete Sub-bylaw 28 (b) and substitute with—
" (b) Where it is comprised of glass (other than fluorescent and neon tubing) be so protected as to prevent its falling into a public place in the event of breakage. "
9. BY-LAW 29
Add Sub-bylaw (4) after Sub-bylaw (3) in By-law 29—
" (4) A sign relating to proposed development, where council planning or building approval has been granted, shall:
(i) Not exceed 5 square metres in area and 3.6 metres in height.
(ii) Not be erected or maintained for a period exceeding six months without the approval of the Council. "
10. BY-LAW 30 (1)
Delete Sub-bylaw 30 (1) and substitute with—
" (1) Two pylon signs may be erected on a lot within a townsite, subject to the following:
(i) The maximum area of the total faces shall not exceed the maximum area of the sign allowed in the table to this By-law.
(ii) The total length of the lot frontage shall exceed 41 metres. "

11. BY-LAW 30 (2) (b)

Delete paragraph 30 (2) (b) and substitute with—

“ (b) conform in size to the following table:

Lot Frontage	Maximum Area	Height or Width (of all Faces) Not to Exceed
--------------	--------------	--

Less than 10 m	No pylon sign	
Less than 20 m	3 sqm	1.5 m
Greater than 20 m and up to 41 m	5 sqm	2.0 m
Greater than 41 m	12 sqm	3.0 m

The maximum area of any one face shall not exceed fifty percentum of the maximum area of the sign shown in the above table.

12. BY-LAW 31 (d)

Delete Sub-bylaw 31 (d) and substitute with—

“ (d) conforms in size to the following table:

Lot Frontage	Maximum Area of all Faces
--------------	---------------------------

Less than 10 m	3 sqm
Up to 21 m	5 sqm
Greater than 21 m and up to 41 m	8 sqm
Greater than 41 m	12 sqm

The maximum area of any face shall not exceed fifty percentum of the maximum area of the sign shown in the above table.

13. BY-LAW 40 (b)

Delete Sub-bylaw 40 (b) and substitute with—

“ (b) not to be closer than 300 mm to the external edge of the verandah, and not to exceed 1.2 square metres in area and 500 mm in height. ”

14. BY-LAW 44

Delete the heading “OTHER SIGNS” and substitute with “ DISCRETIONARY POWER ”.

Dated this 21st day of May 1990.

The Common Seal of the Shire of Augusta-Margaret River was hereunto affixed by Authority of a resolution of the Council in the presence of—

K. P. THOMSON, President.
L. J. CALNEGGIA, Shire Clerk.

Recommended—

JEFF CARR, Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 25th day of September 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG301

CITY OF PERTH FACILITIES ACT 1956

City of Perth Parking Facilities By-law

Amendment

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the Municipality of the City of Perth hereby records having resolved on 19 March 1990 to make and submit for approval by the Minister and subsequent confirmation by the Governor the following amendments to the City of Perth Parking Facilities By-law—

1. Clause 60A is amended in paragraph (3) by inserting “ 37 (1) ” immediately after the word “clauses”.
2. The Sixth Schedule is amended—
in item 1 by deleting the figures 18.

3. The Seventh Schedule is amended by—
deleting the existing prescribed form as shown and substituting the
prescribed form hereafter.

Dated this twenty sixth day of April 1990.

The Common Seal of the City of Perth was hereunto affixed in the presence of—

C. F. HOPKINS, Lord Mayor.
R. F. DAWSON, Chief Executive/Town Clerk.

Recommended—

P. A. BEGGS, Minister for Transport.

Approved by His Excellency the Governor in Executive Council this 19th day
of June 1990.

M. C. WAUCHOPE, Clerk of the Council.

This document is not a receipt until
the amount paid is printed by Cash
Register in space opposite.

RECEIVED the amount shown below.
R. F. DAWSON, Chief Executive/
Town Clerk.

CITY OF PERTH

PARKING FACILITIES BY-LAW

TO THE OWNER OF THE VEHICLE

INFRINGEMENT NOTICE

--	--	--	--	--	--	--	--	--	--

(Vehicle No.)

(Make/Type)

It is alleged that at

--	--

 :

--	--

 Hours
on

--	--	--

 day,
the

--	--

 day of

--	--	--	--

 19

--	--

 at

you committed the offence indicated hereunder by an (X) in breach of Clause

..... of the BY-LAW. Meter No. Limit

Inspector No.

--	--

 Beat No.

--	--	--	--

Penalty	Offence	Penalty	Offence
<input type="checkbox"/>	Standing Against an Expired Meter	<input type="checkbox"/>	Standing Longer than the Time Allowed in a Loading Zone
<input type="checkbox"/>	Standing on a Verge	<input type="checkbox"/>	Standing in a No Parking Area
<input type="checkbox"/>	Standing Longer than Time Allowed	<input type="checkbox"/>	Standing against hooded meter
<input type="checkbox"/>	Failure to Clearly Display Unexpired Ticket(s)/Validated Voucher and Details	<input type="checkbox"/>	Standing on a Footpath
<input type="checkbox"/>	Voucher Validated in Excess of Authorised Period(s)	<input type="checkbox"/>	Obstruction of Entrance or Exit of Premises
<input type="checkbox"/>	Not Wholly Within a Parking Stall	<input type="checkbox"/>	Parking on Private Land Without Consent
<input type="checkbox"/>	Standing in a Bus or Taxi Stand	<input type="checkbox"/>	Standing in a No Standing Area
<input type="checkbox"/>	Standing a Non-Commercial Vehicle in a Loading Zone	<input type="checkbox"/>	Standing in a Clearway
		<input type="checkbox"/>	Parking in a Disabled Parking Stall

\$

TAKE NOTICE that pursuant to Section 19A of the City of Perth Parking Facilities Act you will be deemed to be the person who committed the above offence unless within 21 days of the date on which this notice was "served"/left in or on the vehicle you inform the Council or an Inspector in writing of the identity and address of the offender or furnish information to the Council or an Inspector from which the Council or an Inspector is satisfied that the vehicle had been stolen or was being unlawfully used at the time the offence was alleged to have been committed or the modified penalty prescribed for the offence is paid to the Council.

You may dispose of this matter:

By payment of the penalty as shown within 7 days of the date of this notice to the Cashier, Ground Floor, Council House, 27 St. George's Terrace, Perth, Monday to Friday, between the hours of 9.00 a.m. and 4.00 p.m.

If neither the prescribed penalty is paid nor representation is made within the time specified, Court proceedings may be instituted against you.

PLEASE MAKE CHEQUES PAYABLE TO PERTH CITY COUNCIL.
PAYMENTS BY MAIL SHOULD BE ADDRESSED TO THE TOWN CLERK, BOX C120,
G.P.O. PERTH 6001.

DO NOT DETACH. PLEASE COMPLETE PART 2 AND PRESENT THIS NOTICE INTACT
WHEN MAKING PAYMENT.

Prescribed Form of Notice
— Section 19A(2) City of Perth
Parking Facilities Act.

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LG303

LOCAL GOVERNMENT ACT 1960

Shire of Broome

By-law Relating to Trading in Public Places

In pursuance of the powers conferred upon it the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality records having resolved on 19 September 1989 to make and submit for confirmation by His Excellency the Governor the following By-law—

1. In this By-law, unless the context otherwise requires—

“Authorised Officer” includes any Ranger or Health Surveyor employed by the council and the Town Clerk or any other person appointed by the Council as an authorised officer for the purpose of this By-law.

“Public Place” includes a street, way or place which the public are allowed to use, whether the street, way or place is or is not on private property.

“Trading” means selling or hiring of goods, wares, merchandise or services, or offering goods, wares, merchandise or services for sale or hire, in a street or other public place and includes displaying goods, wares or merchandise, for the purpose of offering them for sale or hire, inviting offers for sale or hire, soliciting orders or carrying out of any other transaction therein, but does not include the setting up of a stall, or the conducting of business at a stall, under the authority of a licence issued under By-laws made under section 242.

2. This By-law shall not apply to the selling or offering for sale of newspapers or magazines, unless sold or offered for sale from a stall.

3. No person shall carry on trading in any public place unless that person is acting within the specifications of a current licence issued under this By-law and for which all fees and charges have been paid.

4. An application for a licence shall be in writing in the form set out in the Fourth Schedule to this By-law and shall contain such other information as the Council may require.

5. In considering an application for a licence the Council shall have regard for any relevant Policy statements and for the desirability of the proposed activity and its location and for the circumstances of the case and may refuse to issue a licence in which case it shall provide the applicant with reasons in writing.

6. The Council may issue a licence specifying such requirements, terms and conditions as the Council sees fit, including—

- (a) the place to which the licence applies;
- (b) the days and hours when trading may be carried on;
- (c) the number, type, form and construction, as the case may be, of any stand, table, structure or vehicle which may be used for trading;
- (d) the particulars of the goods or services or transaction in respect of which trading may be carried on;
- (e) the number of persons and the names of persons permitted to carry on trading and any requirements concerning personal attendance at the place of trading and the nomination of assistance, nominees and substitutes;
- (f) whether and under what terms the licence is transferable;
- (g) any prohibitions or restrictions concerning the causing of any nuisance, the use of signs, the making of noise and the use of amplifiers, sound equipment, sound instruments and lighting apparatus;
- (h) any requirements concerning the display of the licence holders name and other details of the licence, the care, maintenance and cleansing of the place of trading and vacating of the place when trading is not taking place;
- (i) any requirements regarding the acquisition by the licence holder of public risk insurance;
- (j) the period, not exceeding twelve months, during which the licence is valid.

7. The amount of the charges and fees shall be calculated and payable in accordance with the First and Second Schedule attached.

8. The Council may revoke a licence if—

- (a) the Licensee or Assistants specified in a licence do not comply with any of the requirements, terms or conditions imposed by the Council when issuing the licence, or;
- (b) the Council or a Crown agency, instrumentality or Department requires access to the place to which a licence applies for the purpose of carrying out works on, over or under that place.

9. Where a licence is revoked the Council shall, if requested, provide the licence holder with reasons in writing and shall refund the charge of having first deducted the charge applicable to the period from the issuing of the licence to its revocation.

10. Any person who contravenes or fails to comply with any provision of this By-law commits an offence and is liable on conviction to a penalty for each offence of not less than \$1 000 or imprisonment for six (6) months.

First Schedule

Fees

Licence Fee (to be paid at the time of submitting the application)	\$50
Renewal Fee	\$50

Second Schedule
Additional Charge

Charges shall be assessed in accordance with the zones defined in Schedule Three and table below—

Per Annum

Primary Zone	\$500
Rest of Municipality	\$125

Third Schedule

“Primary Zone” is the Municipality within a radius of ten kilometers of the Broome Post Office.

“Rest of Municipality”—whole of the District excluding the Primary Zone.

Fourth Schedule

Application for Licence

1. Name and address of applicant
2. Name and address of natural persons to occupy permitted place (if applicant is a corporation):
.....
3. Location of permitted place:
.....
4. Description of any stall to be used (Plan to be attached):
.....
5. Goods, Wares, Merchandise or Services to be sold:
.....
6. Proposed number and the names and addresses of assistants:
.....

Dated 28 August 1990.

The Common Seal of the Shire of Broome was hereunto affixed in the presence of—

R. J. JOHNSTON, President.
D. L. HAYNES, Shire Clerk.

Recommended—

GORDON HILL, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG304

DOG ACT 1976
Shire of Denmark
BY-LAWS RELATING TO DOGS

In pursuance to the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Shire hereby records having resolved on 24th July, 1990 to make and submit for confirmation by the Governor, the following by-laws.

Previous by-laws for the control of dogs appearing in the *Government Gazette* on 21 March 1930, are hereby revoked.

1. In these by-laws unless the context otherwise requires—

“Act” shall mean the Dog Act 1976 and amendments and regulations appurtenant thereto.

“Council” shall mean the Shire of Denmark.

“Shire” means the district of the municipality of the Shire of Denmark.

“Pound” shall mean any land including any enclosures or structures thereon, established or maintained by Council pursuant to the Dog Act 1976.

“Schedule” shall mean a schedule of these by-laws.

Part 1—Impounding Dogs:

2. The Council may establish and maintain a pound or pounds for the impounding of dogs seized pursuant to the provisions of the Dog Act 1976 or these by-laws.

3. If the owner or person apparently acting on behalf of the owner of a dog impounded shall claim such dog, then upon payment of the fees specified in the Third Schedule thereto (“the said fees”) the dog shall be released to such person.

4. The poundkeeper shall be in attendance at the pound for the release of dogs at such time on such days of the week as shall from time to time be determined by the Council.

5. If the Council arranges destruction of a dog at the request of its owner, then whether such dog shall have been seized or not, the owner shall pay to Council the fees specified in the Third Schedule hereto.

6. The payment of fees in respect of the seizure, care, detention or destruction of a dog shall not relieve the owner of liability to a penalty under the Dog Act Regulations or these by-laws.

Part 2—Regulation of Dog Kennels:

7. In this part the following interpretations shall apply—

“Applicant” shall mean a person who makes an application for an approved kennel establishment licence.

“Approved kennel establishment” shall mean the kennel or kennels and yards appurtenant thereto which are the subject of an application for an approved kennel establishment licence as prescribed in part 2 of these by-laws.

“Approved kennel licence” shall mean a licence granted by the Council to an applicant pursuant to part 2 of these by-laws.

“Licensee” shall mean a person who holds an approved kennel establishment licence.

8. Any application for an approved kennel establishment licence shall be made in the form set out in the First Schedule hereto and shall be submitted with two copies of a plan showing specifications of the kennels and yards appurtenant thereto, with relationship of the kennels and yards to the boundaries of the lot or lots and all buildings on the land the subject of the application and other land contiguous thereto and such other information as the Council may require.

9. Subject to the provisions of the Dog Act the Council may grant or refuse an approved kennel licence.

10. On approving the kennel establishment, a licence in the form set out in the Second Schedule shall be issued upon payment to Council of the annual licence fee, prescribed in the Third Schedule hereto.

11. No person shall erect a kennel establishment until plans, specifications and a location plan showing the proposed site for such a kennel establishment has been approved by the Council and is in conformity with the Shire of Denmark's Town Planning Scheme No. 2 as amended or any other Town Planning Scheme then in force or any by-law adopted by the Council.

12. (1) The owner or occupier of premises for which an approved kennel establishment licence has been granted shall provide and maintain kennels and yards in accordance with the following specifications—

- (a) Each kennel shall have a yard appurtenant thereto, which is capable of retaining the dog or dogs within its confines.
- (b) Each kennel and each yard and every part thereof shall not be at any distance less than 10 metres from the boundaries of the land in the occupation of the occupier.
- (c) Each kennel and each yard shall be at a distance not less than 30 metres from any road or street unless it is completely screened from view of that road or street by a fence approved by Council.
- (d) In the case of a corner allotment, no part of any kennel or yard shall be at distance less than 10 metres from the side boundary to which the premises has its secondary frontage.
- (e) Each kennel and each yard and every part thereof shall be at a distance not less than 10 metres from any dwelling, church, schoolroom, hall, factory, dairy or premises whatsoever wherein food is manufactured, prepared, packed or stored for human consumption.
- (f) The walls of each kennel shall be constructed of concrete, masonry, stone or any other material approved by Council.
- (g) The roof of each kennel shall be constructed of impervious material.
- (h) All painted external surfaces of an approved kennel shall be kept in good condition and shall if directed by an officer of the Council be repainted with good quality paint every three years.
- (i) The lowest internal height of any kennel shall be two metres from the floor.
- (j) Each yard for any kennel shall be kept securely fenced with a fence not less than two metres in height constructed of link mesh or netting, galvanised iron or timber.
- (k) Gates for each yard shall be provided and fitted with proper catches or means of securely fastening.
- (l) The upper surface of the kennel floor shall be at least ten centimetres above the surface of the surrounding ground and shall be constructed of granolithic concrete which shall be of a dense acid resistant, water proof concrete finished to a surface having a fall of not less than 1 to 100 to a drain ("The drain") which shall be properly laid, ventilated and trapped in accordance with the health requirements of the Council.
- (m) Each kennel shall have a floor area of not less than 2.5 square metres for every dog kept therein over the age of three months.
- (n) The area of the yard appurtenant to any kennel or group of kennels shall not be less than three times the area of the kennel or group of kennels to which is appurtenant.
- (o) All kennels and yards and all feeding and drinking vessels shall be maintained in a clean condition and cleaned and disinfected when so ordered by an Officer of the Council.
- (p) Reticulated water must be available at the kennel via a properly supported stand pipe and hose cock for the hosing down of the kennel and floored yard.

(2) Where Council has approved a kennel establishment licence being issued, subject to greyhounds being kept therein, the licensee shall provide a perimeter fence with self locking gate, around the area which the kennels and yards are constructed.

13. No licensee shall keep or permit dogs to be kept on premises on which there is an approved kennel unless ensuring that a person in charge of the dogs either resides on such premises or within such reasonable close proximity so as to enable such person to have effective control over the dogs.

14. The licensee shall maintain any area of those premises frequented or occupied by a dog in a clean condition, while refuse, dog faeces and food wastes must be disposed of daily in an approved manner and odours, flies and other vermin must be effectively controlled.

Part 3—General:

15. The owner or occupier of any premises within the Shire of Denmark shall not keep, permit or suffer to remain thereon more than two dogs over the age of three months unless such premises are situated within that area of the district where kennels are permitted under the Shire of Denmark's Town Planning Scheme as amended and unless such premises are licensed as an approved kennel establishment.

(A person wishing to keep more than two dogs but not more than six dogs on any premises, may seek, upon application to Council, exemption for those provisions under section 26 (3) of the Dog Act 1976.)

16. The owner or person liable for the control of a dog, other than a person accompanied by a guide dog, shall prevent that dog from entering or being on the following beaches—

That portion of Ocean Beach extending 120 metres south and 200 metres north of a prolongation of the south wall of the Denmark Surf Life Saving Club clubrooms and extending 80 metres westwards and parallel to the low water mark.

17. The owner or person liable for the control of a dog, may exercise that dog free of restraint on the following reserves and beaches—

- (a) Reserve Number 15513—Brazier Street.
- (b) Reserve Number 13079, bounded by North Street and Scotsdale Road.
- (c) Reserve Number 22248, bounded by Inlet Drive.
- (d) Reserve Number 25961, bounded by South Coast Highway and Hardy Street.

18. A person liable for the control of a dog which excretes on any street or public place or on private property within the Shire of Denmark without the consent of the occupier commits an offence unless the excreta is removed forthwith and disposed of on private land with the consent of the occupier.

19. Any person who commits a breach of any of the provisions of these by-laws commits an offence and shall upon conviction in a court of competent jurisdiction be liable to a penalty not exceeding \$200.

20. (a) The offences described in column three of the Fourth Schedule are prescribed pursuant to the respective by-laws as offences in relation to which modified penalties apply and the amount appearing in column four of that Schedule directly opposite an offence is the modified penalty payable in respect of that offence if dealt with pursuant to section 45A of the Dog Act 1976.

- (b) Infringement notices issued pursuant to these by-laws shall be in the form depicted in Form 7 of the First Schedule of the Dog Act Regulations 1976.
- (c) Where an authorised person has reason to believe that a person has committed any such offence against these by-laws as is prescribed by these by-laws, he may serve on that person an infringement notice informing the person that if he does not wish to have a complaint of the alleged offence heard and determined by a Court, he may pay to the Council, within the time therein specified, the amount prescribed as the modified penalty.
- (d) An infringement notice may be served on an alleged offender personally or by posting it to his address as ascertained from him at the time of or immediately following the occurrence giving rise to the allegation of the offence, or as recorded by Council pursuant to the Act.
- (e) Where a person who received an infringement notice fails to pay the prescribed penalty within the specified time in the notice, or within such further time as may in any particular case be allowed, he is deemed to have declined to have the allegation dealt with by way of a modified penalty.
- (f) An alleged offender on whom an infringement notice has been served may, within the time specified in that notice or such further time as may in any particular case be allowed, send or deliver to the Council the amount of the prescribed penalty, with or without a reply as to the circumstances giving rise to the allegation, and the Council may thereupon issue an acknowledgement accordingly.
- (g) Withdrawal of infringement notices issued under this by-law shall be in the form depicted in Form 8 of the First Schedule to the Dog Act Regulations 1976.

21. (a) The owner or occupier of premises within the townsite of Denmark on which a dog is kept shall cause the portion of those premises on which the dog is kept to be fenced in a manner capable of confining the dog to that portion and in accordance with the provisions of this by-law.

- (b) The fence used to confine a dog and every part of the fence shall be of a type, height and construction which, having regard to the species, age, size and physical condition of the dog prevents the dog from passing over, under or through the fence.
- (c) If there is a gate in the fence, the gate shall be kept closed at all times except when the dog is not kept on the premises, but nothing in this sub-by-law prevents a person from opening the gate, in order to enter or leave the premises.

First Schedule
Shire of Denmark
Application for an Approved Kennel Establishment Licence

Application Number
Shire Clerk
Shire of Denmark
Strickland Street
Denmark 6333
I
(full name)
of
(address)
hereby make application for consent to the establishment of a dog kennel upon
premises described hereunder—
Lot or Location Number
Owner (Name and Address)
Purpose for which kennel is to be used
Distance of kennel from dwellings
Distance of kennel from side boundaries
Number of dogs to be kept
Breed of dogs
Signature of Applicant

Second Schedule
Shire of Denmark
Approved Kennel Establishment Licence

Licence Number Date
This is to certify that
has been granted a licence in respect of those premises situated at
as a dog kennel establishment for the keeping of a maximum number of dogs
of for the period
to
Shire Clerk.

Third Schedule
Fees

Table with 2 columns: Description of fee and Amount. Rows include: For the seizure and/or impounding of a dog (\$20.00), For the sustenance and maintenance of a dog in the pound (\$10.00 per day), For the destruction of a dog (\$12.00), Approved kennel establishment licence (\$30.00 per annum).

Fourth Schedule

Item	By-law	Nature of Offence	Modified Penalty
1	16	Permitting a dog to be in a prohibited area	\$40.00
2	18	Permitting a dog to excrete on a street or public place or other land and failing to remove and dispose of such excreta in an approved manner without the written consent of the occupier of that land	\$40.00

Dated 27 August 1990.

The Common Seal of the Shire of Denmark was hereunto affixed by authority of a resolution of the Council in the presence of—

D. J. MORRELL, President.

P. DURTANOVICH, Shire Clerk.

Recommended—

GORDON HILL, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on 25 September 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG305

LOCAL GOVERNMENT ACT 1960

Municipality of the Shire of Dundas

By-laws Relating to Trading in Public Places

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 11th day of December 1989, to make and submit for confirmation by the Governor the following by-laws—

1. These by-laws may be cited as the Shire of Dundas By-laws relating to Trading in Public Places.
2. In these by-laws, unless the context requires otherwise—
 - “community association” means an institution, association, club, society or body, whether incorporated or not, the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature and the members of which are not entitled or permitted to receive any pecuniary profit from the transaction thereof;
 - “public places” includes a street, way, park, reserve and place which the public are allowed to use, whether or not it is private property;
 - “trading” means selling or hiring of goods, wares, merchandise or services, or offering goods, wares, merchandise or services for sale or hire, in a street or other public place and includes displaying goods, wares or merchandise for the purpose of offering them for sale or hire, inviting offers for sale or hire, soliciting orders or carrying out any other transaction therein, but does not include the setting up of a stall, or the conducting of business at a stall, under the authority of a licence issued under by-laws made under section 242.
3. These by-laws shall not apply to the selling or offering for sale of newspapers or magazines.
4. Subject to By-law 9, no person shall carry on trading in any public place unless that person is acting within the specifications of a current licence issued under these by-laws and for which all fees and charges have been paid.
5. An application for a licence shall be in writing and shall contain such information as the Council may require.
6. In consideration an application for a licence the Council shall have regard for any relevant policy statements and for the desirability of the proposed activity and its location and for the circumstances of the case may refuse to issue a licence, in which case it shall provide the applicant with reasons in writing.

7. The Council may issue a licence specifying such requirements, terms and conditions as the Council sees fit, including—

- (a) the place to which the licence applies;
- (b) the days and hours when trading may be carried out;
- (c) the number, type, form and construction, as the case may be of any stand, table, structure or vehicle which may be used for trading;
- (d) the particulars of goods or services or transaction in respect of which trading may be carried on;
- (e) the number of persons and the names of persons permitted to carry on trading and any requirements concerning personal attendance at the place of trading and the nomination of assistants, nominees or substitutes;
- (f) whether and under what terms the licence is transferable;
- (g) any prohibitions or restrictions concerning the causing of any nuisance, the use of signs, the making of noise and the use of amplifiers, sound equipment, sound instruments and lighting apparatus;
- (h) any requirements concerning the display of the licence holder's name and other details of the licence, the care, maintenance and cleaning of the place of trading and the vacating of the place when trading is not taking place;
- (i) any requirements regarding the acquisition by the licence holder of public risk insurance;
- (j) the period not exceeding twelve months during which the licence is valid.

8. The amount of the fees and charges shall be calculated and payable in accordance with the Schedules hereto.

9. Where trading is carried on by a community association for the purpose of that community association, fees and charges prescribed under By-law 8 shall not be payable in respect of that Trading or the licence under which it is carried on.

10. The Council may at any time revoke a licence.

11. Where a licence is revoked the Council shall if requested provide the licence holder with reasons in writing and shall refund the charge having first deducted the charge applicable to the period from the issuing of the licence to its revocation.

12. Any person who contravenes or fails to comply with any provisions of these by-laws commits an offence and is liable on conviction to a penalty for each offence of not more than \$1 000 or imprisonment for six months.

13. From the date of the coming into operation of these by-laws all previous by-laws relating to this subject matter made and in force in the area constituting the district of the Municipality of the Shire of Dundas, including by-laws relating to control of Hawkers which was published in the *Government Gazette* of the 3rd October 1963, are hereby revoked.

Schedule 1

FORM OF APPLICATION FOR LICENCE

Shire of Dundas

Trading in Public Places

Application for Licence

Name of Applicant

Address

Postal Address

Phone (B) (W)

1. Location of proposed Trading Activity:

2. Nature of proposed Trading Activity (Describe how the goods will be displayed, sold and/or services offered):

3. Details of proposed Stall (e.g. Trailer, Cart, Table, etc.):

4. Specifications of above:

Dimensions:

Colour:

Type of Materials:

5. Number of assistants/persons other than applicant expected to engage in trading:

- 6. Proposed commencement date and, if applicable, other proposed date(s) of operation:
- 7. Proposed hours of operation:
- 8. Is evidence of public risk insurance attached: Yes/No
- 9. Any other information specifically requested by Council:

For Office Use Only

Application received on/...../.....

Approval Recommended

: Senior Administrator

Yes/No

: Health Surveyor

Yes/No

Adopted by Council on/...../.....

Approved Yes/No

Reason for non approval (if applicable)

.....
.....
.....

Schedule 2

FORM OF LICENCE

Shire of Dundas

Licence for Trading in a Public Place

Name of Licensee

.....
Postal Address

.....
Period of Licence

Location of Business

.....
Adopted by Council on/...../.....

Conditions of Licence (see attached)

This Licence and the conditions pertaining to the Licence must be displayed at the location of the business.

Shire Clerk

Shire of Dundas

Conditions of Licence—Trading in Public Places

These conditions apply to the Licence issued in accordance with the Shire of Dundas by-laws relating to Trading in Public Places.

Name of Licence Holder(s)

.....
Number of Assistants

.....
Duration of Licence

Hours of Operation

Type, Form and construction of stall used for trading

.....
.....
Type of goods and services sold

.....
Use of signs, amplifiers, sound and lighting equipment

.....
Public Trust Insurance

Licence Fee : \$.....

The person trading shall undertake maintenance and clean the place of trading.

This Licence must be presented on demand to a person holding office as an officer of the Council or a member of the Police Force.

Shire Clerk.

Shire of Dundas
Schedule of Fees and Charges

Annual Licence Fee (To be paid with lodgment of application)	\$ 30.00
Annual Additional Charge (to be assessed in accordance with the table below)	
For a period of one week or less	\$ 20.00
For a period of one month but greater than one week	\$ 50.00
For a period greater than one month \$50 per month or part thereof up to a maximum of \$450 in any one year	\$ 450.00

Dated 28 August 1990.

The Common Seal of the Municipality of the Shire of Dundas was hereunto affixed in the presence of—

P. W. BRADY, President.
E. A. GILBERT, Shire Clerk.

Recommended—

GORDON HILL, Minister for Local Government.

Approved by his Excellency the Governor in Executive Council on the 25th Day of September 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG306

LOCAL GOVERNMENT ACT 1960

Shire of East Pilbara

By-law Relating to Trading in Public Places

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on 26 October 1989 to make and submit for confirmation by the Governor a by-law to amend the by-law relating to trading in public places published in the *Government Gazette* of 17 March 1989 by the following.

1. Deleting by-law 7 and substituting
"7. The amount of fees and charges shall be calculated and payable in accordance with the Third Schedule".
2. Deleting the Schedule after by-law 10 and adding:—

First Schedule

Shire of East Pilbara

By-law Relating to Trading in Public Places

APPLICATION FOR LICENCE

1. Name of applicant
2. Address
- Ph:
3. Address for correspondence (if different from above)
4. Location of proposed Trading Activity (plan should be submitted indicating the precise location)
5. Nature of proposed Trading Activity (include details of goods to be sold and/or services offered)
6. Number of Assistants/Persons other than Applicant expected to be employed or otherwise engaged in Trading
7. Details of proposed stall, including size, materials, etc.
8. Proposed hours of operation
9. Proposed dates of operation
10. Any other information specifically requested by the Council
11. Signature of Applicant
12. Date

Second Schedule
LICENCE FORM

1. Licensee's Name
2. Address
Ph:
3. Approved location for proposed trading activity
4. Nature of trading activity approved.
5. Number of other authorised assistants (other than applicant)
6. Approved hours of operation
7. Approved dates of operation
8. Special Conditions (in addition to standard conditions attached)
9. Signature of authorised issuing officer
10. Designation of issuing officer
11. Date licence received
Reg. No.
12. Amount Received \$

Third Schedule
FEES AND ADDITIONAL CHARGES

Application Fee (to be paid at the time of submitting the (application) \$10.00
 Renewal Fee (to be paid at the time of submitting renewal application) \$10.00
 Additional Charge (to be paid annually on issue of each licence and renewal)
 \$100.00

Dated this 27th day of October 1989.

The Common Seal of the Shire of East Pilbara was hereunto affixed by authority of this Council in the presence of—

J. D. B. MORRELL, President.
S. D. TINDALE, Shire Clerk.

Recommended—

GORDON HILL, Minister for Local Government.

Approved by the Governor in Executive Council this 25th day of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG307

LOCAL GOVERNMENT ACT 1960
Municipality of the Shire of Harvey
By-laws Relating to Parking

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality, hereby records having resolved on the 29th day of March, 1989, to make and submit for confirmation by the Governor, the following amendments to the abovementioned By-law, which was published in the *Government Gazette* on the 3rd of December, 1982.

The principal By-laws are amended.

1. By deleting By-law 29 (ii) and substituting the following—

“ 29 (ii) The amount appearing in the final column of the Second Schedule directly opposite an offence described in the Schedule is the modified penalty for that offence if dealt with under section 669D of the Act. ”

2. By deleting the first page of Form 1 of the First Schedule and substituting the following—

First Schedule.
By-law 30 (1).
Shire of Harvey
LOCAL GOVERNMENT ACT 1960 (AS AMENDED)
Parking Infringement Notice

P. No.....

To the driver of
Vehicle No..... Make/Type
Place
Date Time a.m./p.m.
Inspector
The above vehicle stood or parked upon
Street, so that you committed the offence indicated hereunder

Offence	□	Penalty
Standing in a No Standing or Restricted area	□	You may dispose of this matter either:
Standing: Contrary to signs or limitations during peak periods By-law 11 sub-Bylaw (1) (b)	□	
Standing a vehicle of a different class	□	(a) payment of the penalty as shown within twenty-one days of the date of this Notice to the Shire of Harvey; or
Standing in a Bus Stand	□	(b) by having it dealt with by a Court.
Causing an obstruction	□	If the prescribed penalty is not paid within the time specified, Court proceedings may be taken against you. (See over).
Standing in a No Parking area	□	
Other infringements (.....)	□	

Name
No. and Street
Town or Suburb

To the Driver of the Vehicle:

1. It is alleged that you have committed or caused a breach of the above By-law of the Shire of Harvey Parking Facilities By-laws.
2. Any person who commits or causes a breach of such By-laws is liable upon conviction to a penalty not exceeding \$80.00.

3. By inserting the following—

Second Schedule.

Item No.	By-law	Nature of Offence	Modified Penalty
1.	11(2)(a) 11(1)(b)	Standing in a "No Standing" or "Restricted" area	\$30.00
2.	11(1)(c)	Standing contrary to signs or limitations during peak periods	\$30.00
3.	8(1) 11(1)(a) 11(2)(c)	Standing a vehicle of a different class	\$30.00
4.	8(3)	Standing in a bus stand	\$30.00
5.	12(e) 14(1)(e)	Causing an obstruction	\$30.00
6.	11(4)	Standing in a "No Parking" area	\$30.00
7.		All other infringements	\$20.00

Dated this 24th day of July, 1990.

The Common Seal of the Shire of Harvey was hereunto affixed by authority of a resolution of Council in the presence of—

J. L. SABOURNE, President.
K. J. LEECE, Shire Clerk.

Recommended—

GORDON HILL, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of September 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG308

LOCAL GOVERNMENT ACT 1960

Shire of Kojonup

By-laws Relating to Reserves

In pursuance of the powers conferred upon it by the abovementioned Act and of all the other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on 27th February, 1989, to make and submit for confirmation by the Governor the following by-laws:

The by-laws made by the Shire of Kojonup under the Road Districts Act 1919 "Reserves No. 1071 (White Dam Reserve), No. 6171 (Recreation Ground) and No. 17876 (Showgrounds) and published in the *Government Gazette* on 5th January, 1940 are hereby repealed and the following by-laws substituted—

1. In these by-laws unless the context otherwise requires—

"Act" means the Local Government Act 1960 (as amended) or re-enacted;
 "authorised officer" means an Officer of the Council who is authorised by the Council to serve notices under section 669C and 669D of the Local Government Act 1960 (as amended)

"Council" means the Council of the Municipality of the Shire of Kojonup;
 "function" includes any meeting, show, exhibition, procession, demonstration, rally or other gathering;

"owner" in relation to a vehicle, means the person who is the holder of the requisite vehicle licence under the Road Traffic Act 1974 in respect of that vehicle, or, if the vehicle is not licenced under that Act, the person who owns the vehicle or is entitled to its possession;

"person" means any person body corporated, club or association;

"Reserve" means a public Reserve vested in or under the care, control or management of the Shire of Kojonup but does not include a road reserve;

"vehicle" has the same meaning as is given to that word in the Road Traffic Act as amended from time to time and includes trail bikes, beach buggies and other recreational vehicles whether licenced or unlicenced, but does not include wheelchairs, whether motorised or not.

Words and expressions not defined in these by-laws have the meanings respectively given to them in and for the purpose of the Local Government Act 1960.

2. On a Reserve a person shall not—

- (a) carry a firearm or throw or discharge any stone, arrow, bullet or other missile, except in the course of a function being lawfully held on the Reserve;
- (b) commit or cause a nuisance;
- (c) be visibly affected by alcohol or drugs;
- (d) behave in a disorderly manner, create or take part in a disturbance, use foul or indecent language or commit any act of indecency;
- (e) climb over or upon a fence, seat, gate, tree or building;
- (f) unlock or fasten a gate unless authorised by the Council to do so;
- (g) enter any dressing or training room, or use any locker therein unless authorised by the Council to do so;
- (h) destroy, damage, injure or cause harm to any bird or animal;
- (i) prune, lop, damage or injure any plant, lawn, flower, shrub or tree;
- (j) cut or damage any soil or turf;
- (k) deposit or leave any rubbish, refuse, offal, paper, bottles, broken glass, china or litter of any kind whatsoever except in a receptacle provided for the purpose;
- (l) damage or interfere with any building, property or thing placed or used in or belonging to the Council or authorised by the Council to be placed on a Reserve unless authorised by the Council to do so;
- (m) bathe, swim or wade, wash or soak clothing or any other material in any swamp, drain, fountain, pond, dam or lake;
- (n) practice on, play in or at any game in such a way as to cause inconvenience or annoyance to any other person;
- (o) enter a Reserve on such days as permission has been granted for the holding of a function except for that purpose and on payment of the fee chargeable for admission at the time.

3. A person shall not without the consent of the Council—
 - (a) drive or ride or bring any vehicle onto a Reserve or permit any person to drive or ride or bring any vehicle onto a Reserve except on or over such parts of the Reserve as are set aside as roads or driveways or vehicle parking areas and shall not exceed the speed of 15 kilometres per hour whilst on the Reserve;
 - (b) park or stand any vehicle on a Reserve except in an area set aside for the purpose;
 - (c) launch or recover a boat except on a boat ramp set aside by the Council for such purpose.

4. On a Reserve a person shall not without the consent of the Council—
 - (a) sell, expose for sale or invite any offer to buy any goods, wares, food, refreshments, fruit or any other merchandise or things; provided however that the permission of the Council shall not be required when such person sells or exposes for sale anything with the consent of a person to whom permission has been granted to hold a function and during the period of which the permission was granted;
 - (b) play, practice or carry on any game, sport, amusement or exercise any animal except upon such portion of the Reserve as may be specified by Council;
 - (c) organise, address or participate in a function;
 - (d) use or install a loud speaker or amplifier;
 - (e) distribute or exhibit any printed or written pamphlet, hand bill, placard or notice in any manner whatsoever;
 - (f) stamp, pencil, affix, construct or erect or cause to be stamped, stencilled, affixed, constructed or erected any signboard, hoarding, placard, hand bill, notice, advertisement or document whatsoever;
 - (g) light a fire other than in a fire place provided for the purpose;
 - (h) camp, lodge or tarry overnight or frequent for the purpose of camping, lodging or tarrying overnight;
 - (i) erect a tent, or any other temporary cover for the purpose of entertainment or for the display of any merchandise;
 - (j) disturb, dig up or remove any sand, soil, gravel or stone;
 - (k) add any dye or chemical to the water of any sump, drain, fountain, pond, dam or lake;
 - (l) erect, place, alter or relocate any fence, gate, garden furniture, or other equipment or improvement;
 - (m) operate mechanically operated model aeroplanes or other similarly propelled model equipment;
 - (n) charge any person for entry thereto or charge any person for attendance at any function thereon.

5. The council may, by notice in writing, withdraw its permission under these by-laws if it is satisfied that the applicant has committed, or permitted or authorised the commission of a breach of any of these by-laws.

6.
 - (1) In this by-law, reference to an "animal" does not include a dog.
 - (2) The Council may set aside a Reserve or portion of a Reserve as an area upon which a person may ride or drive an animal or onto which a person may bring an animal.
 - (3) A person shall not ride or drive or bring an animal onto any Reserve or any part thereof that has not been set aside for that purpose pursuant to subclause (1) of this clause.
 - (4) A person shall not ride, drive, exercise, train or race any animal on any part of a Reserve set aside under subclause (1) of this clause in a manner so as to create or become a nuisance.

7.
 - (1) The Council may set aside a Reserve or portion of a Reserve as a children's playground.
 - (2) The Council may limit the ages of persons who are permitted to use a playground set aside under subclause (1) of this clause and may erect a notice to that effect on the playground.
 - (3) A person over the age specified in a notice erected on a playground set aside under subclause (1) of this clause, other than a person having the charge of a child or children in that playground, shall not enter or use that playground or interfere with the use of it by a child or children.

8. A person found in a state of intoxication on a Reserve, or behaving in a disorderly manner, or creating or taking part in a disturbance, or using foul or indecent language, or committing an act of indecency thereon may be forthwith removed from the Reserve by a member of the police force or by any officer or servant of the Council without however affecting such persons liability to prosecution for an offence against these by-laws
9.
 - (1) Except with the prior written permission of the Council, no person shall erect a building on a Reserve.
 - (2) Every person wishing to erect a building on a Reserve, shall make application therefore to the Council in or to the effect of Form 4 set out in the Schedule hereto.
 - (3) The Council may grant its consent to the erection of a building in or to the affect of Form 5 set out in the Schedule hereto upon such terms and conditions as it deems fit.
 - (4) The Council may, by notice in writing to the owner to whom consent to erect a building has been granted, or to the owner, or to the person whom it believes to be the owner of a building on a Reserve, direct that the building be removed within a period of 14 days after the date of service of the notice.
 - (5) Any person who fails to comply with a notice given by the Council requiring him to remove a building on a Reserve commits an offence and the Council may sell the building or may sell the materials of which it is constructed and shall hold the balance of the purchase money received by it, after deducting therefrom all costs and expenses of such taking down, removal and sale, upon trust for the person entitled thereto.
 - (6) No person other than the owner of a building or a person duly authorised in that behalf by the owner of a building erected on a Reserve pursuant to the provisions of these by-laws shall use the building.
 - (7) No person shall occupy or use a building on a Reserve during the course of a function without the approval of the person to whom permission to hold the function has been granted.
 - (8) No person shall assign or transfer his ownership of or his interest in a building on a Reserve without having first delivered to the Council a duly completed notice of transfer in or to the effect of Form 6 set out in the Schedule hereto.
10. Nothing in these by-laws shall be construed so as to inhibit or preclude an employee, contractor or agent of the Council carrying out his normal and lawful duties.
11. A person who does not do a thing which by or under these by-laws he is required or directed to do and a person who does a thing which by or under these by-laws he is prohibited from doing, commits an offence and is liable on conviction to a maximum penalty of \$500 and a maximum daily penalty of \$50 per day, during the breach.
12. The modified penalty for an offence against Clause 3 (a) of these by-laws and for an offence against Clause 3 (b) of these by-laws, if dealt with under section 669D of the Act is \$20.
13.
 - (1) A notice served under subsection (2) of section 669C of the Act in respect of an offence against these by-laws shall be in, or to the effect of Form 1 of the Schedule of these by-laws.
 - (2) An infringement notice served under section 669D of the Act in respect of an offence against these by-laws shall be in, or to the effect of Form 2 of the Schedule of these by-laws.
 - (3) A notice sent under subsection (5) of section 669D of the Act withdrawing an infringement notice served under that section in respect of an offence against these by-laws shall be in, or to the effect of Form 3 of the Schedule to these by-laws.
14. No person shall permit the sale of liquor at a function without first obtaining permission from Council.

Schedule

Form 1

Shire of Kojonup

RESERVES BY-LAWS

NOTICE REQUIRING OWNER OF VEHICLE TO IDENTIFY DRIVER

TO The owner of a vehicle MAKE Plate No. Brief No. Date TYPE

You are hereby notified that it is alleged that on the day of 19 at about a.m./p.m. the driver or person in charge of the above vehicle did on

(description of place of offence including Reserve No. if any) in contravention of the provisions of By-law 3 (a)/By-law 3 (b) of the Shire of Kojonup By-laws relating to Reserves.

You are hereby required to identify the person who was the driver or person in charge of the above vehicle at the time when the above offence is alleged to have been committed.

Unless within twenty-one days after the date of the service of this notice you—

(a) inform the Shire Clerk of the Shire of Kojonup or (designation(s) of authorised Officer(s)) as to the identity and address of the person who was the driver or person in charge of the above vehicle at the time of the above offence;

or

(b) satisfy the Shire Clerk that the vehicle has been stolen or unlawfully taken, or was being unlawfully used at the time of the above offence;

you will, in the absence of proof to the contrary, be deemed to have committed the above offence and Court proceedings may be instituted against you.

Signature of Authorised Officer: Designation:

Form 2

Shire of Kojonup

RESERVES BY-LAWS

INFRINGEMENT NOTICE

TO Brief No Date

You are hereby notified that it is alleged that on the day of 19 at about a.m./p.m. you did on

(description of place of offence including Reserve No. if any) in contravention of the provisions of By-law 3 (a)/By-law 3 (b) of the Shire of Kojonup By-laws relating to Reserves.

The modified penalty prescribed for this offence is \$. If you do not wish to have a complaint of the above offence heard and determined by a Court, you may pay the modified penalty within twenty-one days after the date of the service of this notice.

Unless payment is made within twenty-one days of the date of the service of this notice, Court proceedings may be instituted against you.

Payment may be made either by posting this form together with the amount of \$ mentioned above, to the Shire Clerk of the Shire of Kojonup, or by delivering this form and paying the amount at the Municipal Offices at Kojonup between the hours of 9.00 a.m. and 4.00 p.m. on Mondays to Fridays.

Signature of Authorised Officer: Designation:

Form 3

Shire of Kojonup

RESERVES BY-LAWS

WITHDRAWAL OF INFRINGEMENT NOTICE

TO Infringement Notice No. Date for the alleged offence of

Modified penalty of \$ is hereby withdrawn.

Signature of Authorised Officer: Designation:

Form 4

Shire of Kojonup

RESERVES BY-LAWS

APPLICATION TO ERECT A BUILDING ON A RESERVE

To the Shire Clerk, Shire of Kojonup.

I/We of hereby apply for the consent of the Kojonup Shire Council to the erection of a building on Reserve.

- (a) The nature of the building is
(b) The purpose for which the building will be used is
(c) The dates and times when the building will be used are
(d) The position or particular place on the Reserve where it is desired to erect the building is
(e) The materials of which the building is to be constructed
(f) The period for which it is desired that the building be permitted to remain on the Reserve is
(g) A plan for the proposed building is attached hereto.

I/We agree to observe the provisions of the by-laws of the Council and in the event of non-compliance with a notice duly served upon me/us requiring the removal of the said buildings. I/We authorise the Council to sell or to take down and remove the building and to sell the building or the materials with which it is constructed and to pay from the proceeds of the sale, all costs and expenses consequent upon such failure to comply with the notice and such taking down, removal and sale.

Dated the day of 19 Signed:

Form 5

Shire of Kojonup

RESERVES BY-LAWS

CONSENT TO ERECT A BUILDING ON A RESERVE

The consent of the Kojonup Shire Council is hereby given to of to erect a building on Reserve on the following terms and conditions—

- (a) The nature of the building shall be
(b) The building shall not be used except for the purpose of
(c) The building shall not be used except on the following dates and times
(d) The building shall be erected only on the following part of the Reserve
(e) The building shall be removed from the Reserve on or before or on notice to remove the same being given before that date.
(f) The building shall be constructed of the following materials and in accordance with the plan attached to the application herein.
(g) Ownership of the building shall not be transferred or assigned unless notice in the form of, or to the effect of Form 6 set out in the Schedule hereto to the by-laws has been first duly completed and delivered to the Council.
(h) The building shall not be used during a function on the Reserve without the approval of the person to whom a licence to hold such a function has been given.
(i) The building shall not be used as a dwelling or for sleeping purposes without the consent of the Council.

Special conditions (if any) Dated the day of 19

SHIRE CLERK

Form 6

Shire of Kojonup

RESERVES BY-LAWS

TRANSFER OF OWNERSHIP OF BUILDING

To the Shire Clerk, Shire of Kojonup

I/We of hereby give notice that I/We intend to transfer the ownership of the undermentioned building situated on Reserve to of

The transfer will take effect when this notice has been delivered to the Council.

I/We of (being the transferee) accept the building, subject to the terms of the application for consent and the terms of consent of the Council and hereby undertake to comply with the trms and conditions of the said consent and by-laws of the Council.

Building referred to

Dated the day of 19.....

Signed by the transferor:

Signed by the transferee:

Received by the Kojonup Shire Council the day of

..... 19

SHIRE CLERK

Dated this 27th day of February, 1989.

The Common Seal of the Shire of Kojonup was hereunto affixed by authority of a resolution of Council in the presence of:

S. PERKINS, President.
N. P. HARTLEY, Shire Clerk.

Recommended—

JEFF CARR, Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG309

LOCAL GOVERNMENT ACT, 1960

The Municipality of the Town of Mosman Park

By-laws Relating to Parking Facilities

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 29th May, 1990 to make and submit for confirmation by the Governor the following amendment.

- 1. In these Bylaws the Bylaws published in the Government Gazette of 25th September, 1970, and amended by the notices published in the Government Gazette from time to time thereafter are referred to as the principal bylaws.
2. The principal Bylaws are amended as under.

3. By-law Amendment
52 Substitute for the words "Forty Dollars" in line three, the words "Eighty Dollars".

Dated this 24th day of July, 1990.

The Common Seal of the Town of Mosman Park was affixed hereto in the presence of:—

B. H. MOORE, Mayor.
T. J. HARKEN, Town Clerk.

Recommended:—

GORDON HILL, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG310

CEMETERIES ACT 1986

Municipality of the City of Bunbury

By-laws Relating to the Bunbury Lawn Cemetery

By virtue of the powers vested in the Board of the Bunbury General Cemetery Board, the said Board makes the following amendments to the above By-laws on resolution of the Council of the Municipality of Bunbury, recorded on 18th September, 1989, for confirmation by the Governor.

By-law 14 is amended by—

- (a) deleting "7 feet" following the words "shall be at least".
- (b) adding "2100mm" following the words "shall be at least".
- (c) deleting "3 feet" following the words "less than".
- (d) adding "900mm" following the words "less than"

By-law 27 (i) (a) is amended by—

- (a) deleting "3ft x 1ft with a minimum of 6 inches".
- (b) adding in lieu thereof "1000mm x 300mm with a minimum of 150mm".

By-law 27 (i) (b) is amended by—

- (a) deleting the words "3 inches".
- (b) adding in lieu thereof "75mm".

By-law 27 (i) (e) is amended by—

- (a) deleting the measurement "3ft 6in" following the words "not exceed".
- (b) adding the measurement "1050mm" following the words "not exceed".
- (c) deleting the measurement 2ft 4in following the words "ground level".
- (d) adding the measurement "700mm" following the words "ground level".
- (e) deleting the measurement "8in" following the words "in width and"
- (f) adding the measurement "200mm" following the words "in width and"

By-law 27 (i) (f) is amended by—

- (a) deleting the measurement "1in" following the words "marks in figures".
- (b) adding the measurement "25mm" following the words "marks in figures".

By-law 27 (i) (g) is amended by—

- (a) deleting the words, "width 3 feet, thickness 12 inches, height of front face above lawn level 6 inches, height at rear face above lawn level, minimum 12 inches, maximum 1ft 6 inches" following "sizes as stated".

- (b) adding the words, "width 900mm thickness 300mm, height of front face above lawn level 150mm, height of rear face above lawn level minimum 300mm maximum 450mm" following the words "sizes as stated".

The amendments to the above By-laws for the Bunbury Lawn Cemetery were adopted by the Council of the Municipality of Bunbury at the Council Meeting of the 18th September, 1989.

The Common Seal of the Bunbury Cemetery Board was hereto affixed in the presence of:

E. C. MANEA, Chairman.
G. FITZGERALD, Acting Secretary.

Recommended—

GORDON HILL, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG311

LOCAL GOVERNMENT ACT 1960

City of Geraldton

By-laws Relating to Standing Orders

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on 27th June, 1990, to make and submit for confirmation by the Governor the following amendment to the By-laws published in the *Government Gazette* of 22nd January, 1969, and amended in the *Government Gazette* from time to time:—

Insert after Clause 80, the following:—

"80(A) The preceding Clause shall not preclude a Councillor from making further enquiry and investigation on a matter dealt with or placed before a Committee provided that the deliberation of and any recommendation made or proposed by or to the Committee shall remain confidential".

Dated this 26th day of June, 1990.

The Common Seal of the Municipality of the City of Geraldton was affixed hereto in the presence of:—

F. A. SIMPSON, Mayor.
G. K. SIMPSON, Town Clerk.

Recommended:—

GORDON HILL, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG312

LOCAL GOVERNMENT ACT 1960

The Municipality of the City of Geraldton

By-laws Relating to Parking Facilities

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on 25th July, 1990, to make and submit for confirmation by the Governor the following amendments to the abovementioned By-law as published in the *Government Gazette* on 14th December, 1973, and amended from time to time:—

The Third Schedule is amended by:—

- i. Deleting the passage "Twenty cents (20c) for each two (2) hours" and substituting the passage "Ten cents (10c) for each half hour, or part thereof." which appears in the line headed "Parking Fees" under the heading "No. 12 Parking Station—Armstrong Street".

Dated this 26th day of July, 1990.

The Common Seal of the Municipality of the City of Geraldton was hereunto affixed in the presence of:—

FAYE A. SIMPSON, Mayor.
G. K. SIMPSON, Town Clerk.

Recommended—

JEFF CARR, Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG313

LOCAL GOVERNMENT ACT 1960

Municipality of the City of South Perth

Parking Facilities By-law No. 5

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it the Council of the abovementioned Municipality, hereby records having resolved on the 23rd day of May 1990, to make and submit for confirmation of the Governor the following amendments to the abovementioned By-law which was published in the *Government Gazette* on the 3rd September, 1982, 3rd June 1983, 28th September 1984, 30th September, 1988 and 26th January, 1990:—

1. Clause 3 is amended by inserting immediately before the definition of "Road" the following new definition "Residential Parking Permit" means a permit issued by the Council pursuant to these By-laws".

2. Clause 48 is deleted and the following Clause substituted therefor:—

"48.(1) Where the standing of a vehicle on any part of a road within the Municipality of the City of South Perth whether such part be marked as a parking stall or not is prohibited for more than a specified time, the holder of a residential parking permit is exempted from such prohibition provided that such exemption shall apply only:—

- (i) to the road or roads specified in the permit;
- (ii) if the residential parking permit is displayed in the vehicle or affixed to the windscreen of the vehicle and able to be read by an Inspector from outside the vehicle;
- (iii) if the period in respect of which the permit was issued has not expired;
- (iv) if the holder of the permit at the time of standing such vehicle still lives in the premises in respect of which the permit was granted.

- (2) The Council may, on written application being made to it issue a Residential Parking Permit for a period not exceeding one (1) year to a person who is:—
- (i) the owner or occupier of a single tenement dwelling house fronting a road within the Municipality of the City of South Perth and who lives in that house;
 - (ii) unable to obtain vehicular access to such house from a street a right-of-way or there are other sufficient reasons for granting such a permit.
- (3) No permit shall be issued for a period in excess of (1) year and every permit issued shall expire on the 31st day of December next after the date of issue thereof.
- (4) Every permit shall specify:—
- (i) the name of the road to which the exemption granted by Clause 48 applies;
- (5) Where the holder of a permit ceases to reside in the dwelling house in respect of which a permit has been issued, such permit shall be deemed to have been revoked and that person shall forthwith cease to display or affix such a permit to the vehicle.
- (6) The Council may on written application to it:—
- (i) renew for a period not exceeding 12 months a permit which has expired;
 - (ii) issue a replacement permit for a permit that has been lost or damaged.
- (7) The fees payable for the issue or renewal of a Residential Parking Permit pursuant to this By-law:—
- (i) where the applicant is a person eligible for a deferment of rates under the Pensioners (Rates Rebates and Deferments) Act 1966 \$5.00 per residential permit;
 - (ii) All other persons \$10.00 per residential permit.
- (8) The Council shall not issue more than 2 Residential Parking Permits in respect of any single dwelling house in any one calendar year".

Dated this 26th day of June, 1990.

The Common Seal of the City of South Perth was hereunto affixed by authority of a resolution of the Council in the presence of:

P. CAMPBELL, Mayor.
D. B. ERNST, Chief Executive/Town Clerk.

Recommended—

GORDON HILL, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG314

LOCAL GOVERNMENT ACT 1960

The Municipality of the City of Wanneroo

BY-LAWS RELATING TO RESERVES AND FORESHORES

In pursuance of the powers conferred upon it by the abovementioned Act, and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the twenty second day of August 1990 to make and submit for confirmation by the Governor the following By-laws:

1. The City of Wanneroo By-laws for the Management of Reserves under the Control of the Board and the Camping and Playing of Games thereon published in the *Government Gazette* dated 5 November 1943 and amended in the *Government Gazette* dated 16 October 1953, 23 April 1954 and 19 August 1988 are hereby repealed.

2. In these By-laws unless the context otherwise requires:
 - “Act” means the Local Government Act 1960;
 - “Authorised Officer” means an Officer of the Council who is authorised by the Council to serve notices under sections 669C and 669D of the Local Government Act 1960 and to perform duties pursuant to or relevant to this By-law;
 - “Council” means the Council of the Municipality of the City of Wanneroo;
 - “Foreshore” means all the land in the City of Wanneroo which lies between the low water mark and the high water mark of the Indian Ocean;
 - “Owner” in relation to a vehicle means the person who is the holder of the requisite vehicle licence under the Road Traffic Act 1974 in respect of that vehicle, or, if the vehicle is not licensed under that Act, the person who owns the vehicle or is entitled to its possession;
 - “Reserve” includes park lands, squares, reserves, beaches, and other lands, included in or adjoining a district, and set apart for the use and enjoyment of the inhabitants of the district and includes parks and other lands acquired for public purposes, and vested in or under the care, control, or management of the municipality of the district;
 - “Vehicle” has the same meaning as is given to that word in the Road Traffic Act 1974 but includes trail bikes, beach buggies and other recreation vehicles whether licensed or unlicensed.
3. No person on a foreshore or reserve shall:
 - (a) throw or discharge any stone, arrow or other missile;
 - (b) commit or cause a nuisance;
 - (c) be in a state of intoxication;
 - (d) behave in a disorderly manner, create or take part in a disturbance, use foul or indecent language or commit any act of indecency;
 - (e) bet, gamble, or call-the-odds, or offer to bet or gamble;
 - (f) climb over or upon a fence or gate;
 - (g) unlock or unfasten a gate, unless authorised by the Council to do so;
 - (h) enter any dressing or training room, or use any locker therein unless participating in an activity to which the Council has given its consent;
 - (i) destroy, damage, injure or cause harm to any bird or animal;
 - (j) damage or injure any plant, lawn, flower, shrub or tree;
 - (k) cut or damage any soil or turf;
 - (l) climb any tree;
 - (m) deposit or leave any rubbish, refuse, offal, paper, bottles, broken glass, china or litter of any kind whatsoever except in a receptacle provided for the purpose;
 - (n) light any fire without permission from the Council.
4. A person, other than a physically impaired person using a wheelchair, including a motorised wheelchair, shall not without the consent of the Council:
 - (a) drive or ride or bring any vehicle onto a reserve or foreshore or permit any person to drive or ride or bring any vehicle onto a reserve or foreshore except on or over such parts of the reserve or foreshore as are set aside as roads or driveways or vehicle parking areas;
 - (b) park or stand any vehicle on a reserve except in an area set aside for that purpose;
 - (c) park or stand a vehicle on a foreshore except in the course of launching or recovering a boat on a boat ramp set aside by the Council for the launching of boats.
5. On a foreshore or a reserve a person shall not without the consent of the Council:
 - (a) sell, expose for sale or invite any offer to buy any goods, wares, food, refreshments, fruit or other merchandise or things (whether of the like kind as the foregoing or not) except in an area set aside for the purpose by the Council and then only with the prior consent of the Council;
 - (b) hire, expose for hire or invite any offer to take on hire any vehicle, boat or other vessel or thing (whether of the like kind as the foregoing or not) except in an area set apart for the purpose by the Council and then only with the prior consent of the Council;
 - (c) play or practice at golf or strike a golf ball except on an area set aside for that purpose;
 - (d) take part in a procession or demonstration;

- (e) organise, address or participate in a political meeting or rally;
 - (f) use or install a loud speaker or amplifier;
 - (g) distribute or exhibit any printed or written pamphlet, handbill, placard or notice in any matter whatsoever, except bona fide election material during the course of a Commonwealth, State or Council election on polling day;
 - (h) stamp, pencil, affix, construct or erect or cause to be stamped, stencilled, affixed, constructed or erected any signboard, hoarding, placard, handbill, notice, advertisement or document whatsoever;
 - (i) camp, lodge or tarry overnight, or frequent for the purpose of camping, lodging or tarrying overnight;
 - (j) erect a tent or any other temporary cover for the purpose of entertainment or for the display of any merchandise.
6. No person shall bring, carry or take into any public reserve any fermented or spirituous liquors. No person shall consume or drink any fermented or spirituous liquors in his possession or under his control, without the written consent of the Council, being first obtained.
 7. Organised groups requiring either casual or seasonal use of a reserve shall ensure that all Council management conditions in force at the time are complied with.
 8. On a reserve a person shall not practice or play in or at any game in such a way as to cause inconvenience or annoyance to any other person.
 9. In this clause reference to an 'animal' does not include a dog.
 - (a) The Council may set aside a reserve or foreshore or portion of a reserve or foreshore as an area upon which a person may ride or drive an animal or into which a person may bring an animal.
 - (b) A person shall not ride or drive or bring an animal onto any reserve or foreshore or any part thereof that has not been set aside for that purpose pursuant to Sub-By-law (a) of this by-law.
 - (c) A person shall not ride, drive, exercise or train any animal including a horse on any part of a reserve or foreshore set aside under Sub-By-law (a) of this by-law faster than walking pace or in a manner so as to create a danger or become a nuisance to the public or to any person.
 10. (a) The Council may set aside a reserve or portion of a reserve as an area on which persons may fly mechanically operated model aeroplanes and the Council may define or limit the hours and days during which such model aeroplanes may be flown.
 - (b) A person shall not fly a mechanically operated model aeroplane on a reserve or portion of a reserve that has not been set aside pursuant to Sub-By-law (a) of this by-law or at a time or on a day defined or limited by the Council under Sub-By-law (a) of this by-law.
 11. (a) The Council may set aside a reserve or portion of a reserve as a children's playground.
 - (b) The Council may limit the ages of persons who are permitted to use a playground set aside under Sub-By-law (a) of this by-law and may erect a notice to that effect on the playground.
 - (c) A person over the age specified in a notice erected on a playground set aside under Sub-By-law (a) of this by-law, other than a person having the charge of a child or children in that playground, shall not enter or use that playground or interfere with the use of it by a child or children.
 12. A person found in a state of intoxication on a reserve or behaving in a disorderly manner, or creating or taking part in a disturbance, or using foul or indecent language, or committing an act of indecency thereon may be forthwith removed from the reserve by any authorised officer or by any member of the Police Department.
 13. A person found betting, gambling or calling-the-odds or offering to bet or gamble within a reserve may be forthwith removed from the reserve by any authorised officer or by any member of the Police Department.
 14. A person who does not do a thing which by or under these by-laws he or she is required or directed to do and a person who does a thing which by or under these by-laws he or she is prohibited from doing, commits an offence.
 15. A person who commits an offence against these by-laws is liable on conviction, to a maximum penalty of \$500.00 and to a maximum daily penalty of \$50.00 for each day during which the offence continues.
 16. The modified penalty for an offence against By-law 4 of these by-laws, if dealt with under section 669D of the Act, is \$40.00.

- 17. A notice served under Sub-section (2) of section 669C of the Act in respect of an offence against these by-laws shall be in or to the effect of Form 1 of the Schedule of these by-laws.
- 18. An infringement notice served under section 669D of the Act in respect of an offence against these by-laws shall be in or to the effect of Form 2 of the Schedule to these by-laws.
- 19. A notice sent under Sub-section (5) of section 669D of the Act withdrawing an infringement notice served under that section in respect of an offence against these by-laws shall be in or to the effect of Form 3 of the Schedule of these by-laws.

SCHEDULE

Form 1

City of Wanneroo

By-laws Relating to Reserves and Foreshores

NOTICE REQUIRING OWNER OF VEHICLE TO IDENTIFY DRIVER

TO Brief No

The owner of a vehicle MAKE Date

Plate No TYPE

You are hereby notified that it is alleged that on the day of 19..... at about am/pm the driver or person in charge of the above vehicle did (description of offence) on (description of place of offence including Reserve Number if any) in contravention of the provisions of By-law 4 of the City of Wanneroo By-laws Relating to Reserves and Foreshores.

You are hereby required to identify the person who was the driver or person in charge of the above vehicle at the time when the above offence is alleged to have been committed.

Unless within twenty-one days after the date of the service of this notice you:

- (a) inform the Town Clerk or an authorised officer as to the identity and address of the person who was the driver or person in charge of the above vehicle at the time of the above offence;
- (b) satisfy the Town Clerk that the vehicle has been stolen or unlawfully taken, or was being unlawfully used at the time of the above offence, you will, in the absence of proof to the contrary, be deemed to have committed the above offence and Court proceedings may be instituted against you.

Signature of Authorised Officer:

Designation:

Form 2

City of Wanneroo

By-laws Relating to Reserves and Foreshores

INFRINGEMENT NOTICE

TO Brief No

..... Date

You are hereby notified that it is alleged that on the day of 19..... at about am/pm you did (description of offence) on (description of place of offence including Reserve Number if any) in contravention of the provisions of By-law 4 of the City of Wanneroo By-laws Relating to Reserves and Foreshores.

The modified penalty prescribed for this offence is \$40.00. If you do not wish to have a complaint of the above offence heard and determined by a Court you may pay the modified penalty within twenty-one days after the date of the service of this notice.

Unless payment is made within twenty-one days of the date of the service of this notice, Court proceedings may be instituted against you.

Payment may be made either by posting this form together with the amount of \$40.00 mentioned above, to the Town Clerk of the City of Wanneroo or by delivering this form and paying the amount at

.....

Signature of Authorised Officer:

Designation:

Form 3

City of Wanneroo

By-laws Relating to Reserves and Foreshores
WITHDRAWAL OF INFRINGEMENT NOTICE

TO
 Infringement Notice No. Date
 for the alleged offence of
 Modified penalty \$ is hereby withdrawn.
 Signature of Authorised Officer:
 Designation:

Dated this Twenty seventh day of August 1990.

The Common Seal of the City of Wanneroo was hereunto affixed by authority
 of a resolution of the Council in the presence of:

G. A. MAJOR, Deputy Mayor.
 A. ROBSON, Acting Town Clerk.

Recommended—

JEFF CARR, A/Minister for Local Government.

Dated 11 September, 1990.

APPROVED by His Excellency the Governor in Executive Council this 25th day
 of September, 1990.

M. C. WAUCHOPE, Clerk of the Council.

LG401

DOG ACT 1976

Shire of Pingelly

It is hereby notified for public information that Mr Stephen Gray King has been appointed as an
 authorised Dog Control Officer.

The appointment of Mr R. Kenzig as a Dog Control Officer is hereby revoked.

N. MITCHELL, Shire Clerk.

LG402

TOWN OF MOSMAN PARK

It is hereby notified for public information that William Gavin Sibon has been appointed to the
 position of Building Surveyor to the Town of Mosman Park, effective from and including Monday
 September 17th, 1990.

T. J. HARKEN, Town Clerk.

LG403

CITY OF KALGOORLIE-BOULDER

Acting Town Clerk

It is hereby notified for public information that Phillip Alexander Rob has been appointed Acting
 Town Clerk for the period from 1 October 1990, to 15 October 1990, inclusive, during the absence
 of the Town Clerk on annual leave.

M. R. FINLAYSON, Mayor.

LG404A

LOCAL GOVERNMENT ACT, 1960
CITY OF STIRLING
CLOSURE OF PRIVATE STREET

Department of Local Government,
Perth, 25 September 1990.

LG:ST 4-12

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 Stirling that portion of the private street which is described as being portion of Swan Location 1296, being portion of the land coloured brown on plan 3697(3) and being part of the land contained in Certificate of Title Volume 654 Folio 25 be closed, and the land contained therein be amalgamated with adjoining Lots 409, 410 Brighton Street and Lot 411 Northstead Street, Scarborough as shown in the Schedule hereunder.

C. WILLIAMS, Acting Secretary for Local Government.

Schedule
Diagram No. 78527

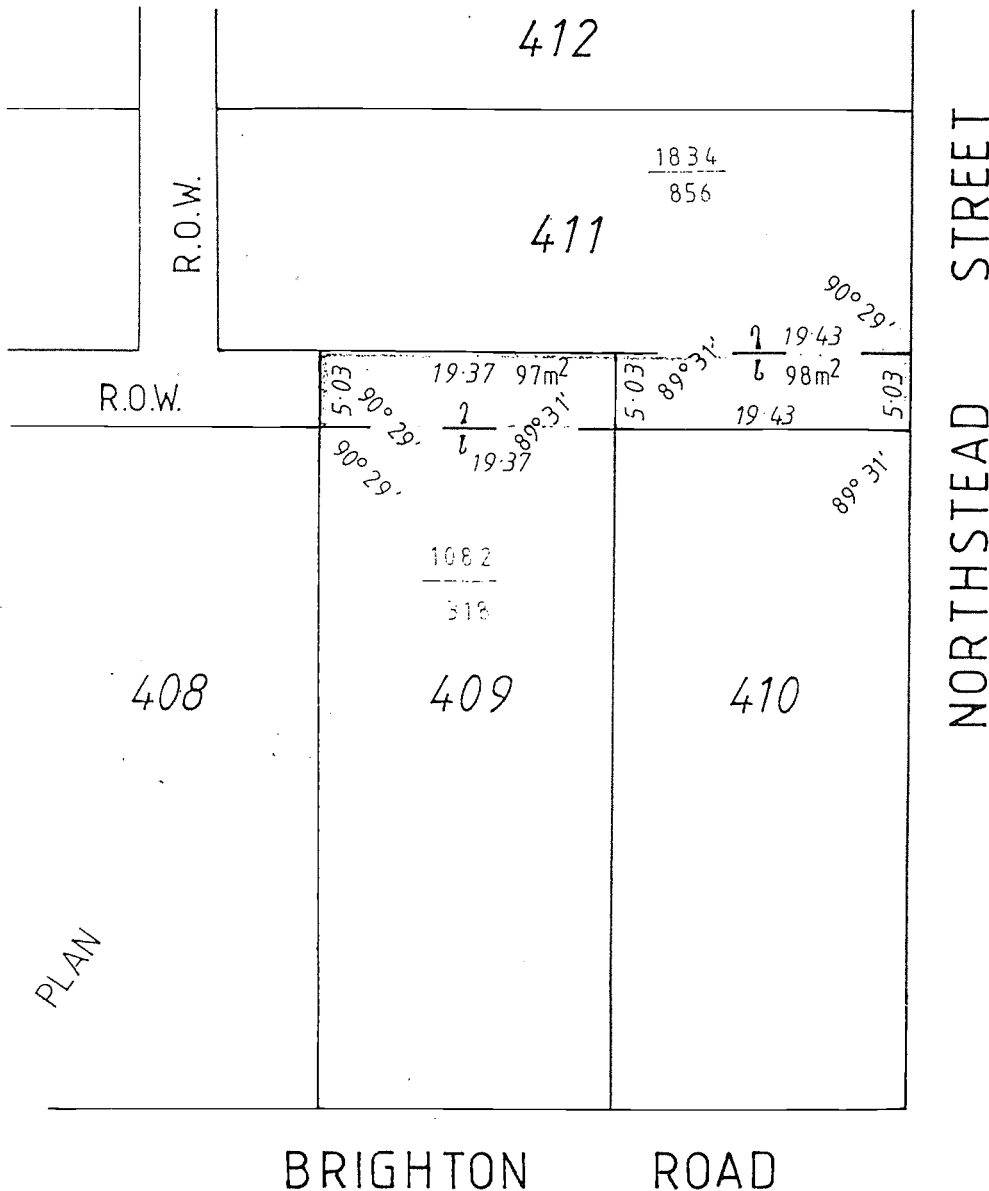


Diagram No
78527

LG404

BUSH FIRES ACT 1954

(Section 38)

*Shire of Ashburton***NOTICE TO ALL OWNERS AND/OR OCCUPIERS OF TOWNSITE LAND IN THE SHIRE OF ASHBURTON**

The following people have indicated their willingness to be gazetted Fire Control Officers for the Shire of Ashburton in respect of the 1990/91 Fire Season.

Chief Fire Control Officer—Gwyn Lewis

Deputy Chief FCO—Merv McNamara

Fire Control Officers—

Onslow: Steve Lewin

Wittenoom: Umberto Favero

Tom Price: Merv McNamara

Paraburdoo: Robert Pomeroy

Pannawonica: David Robson

Hammersley Range National Park: Keith Cunningham

Millstream-Chichester National Park: Geoff Kregor

Firebreaks Inspection Officer—Gwyn Lewis

L. A. VICARY, Shire Clerk.

LG405

Town of Port Hedland

It is hereby notified for public information that Peter Michael Voros has been appointed Acting Town Clerk for the period 26 September, 1990 to 5 October 1990 inclusive, during the absence of the Town Clerk on annual leave.

K. M. MERRIN, Mayor.

LG501

LOCAL GOVERNMENT ACT 1960**HEALTH ACT 1911***Shire of Meekatharra***Memorandum of Imposing Rates**

To whom it may concern:

At a meeting of the Meekatharra Shire Council held on 18 August 1990 it was resolved that the rates specified hereunder be imposed on all rateable property within the Municipality in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911.

Dated 17 September 1990.

T. R. HUTCHINSON, President.

M. T. HOWIESON, Shire Clerk.

Schedule of Rates and Charges Levied**General Rate—**

6.125 cents in the dollar on Gross Rental Value.

11.42 cents in the dollar on Unimproved Value (Pastoral).

11.42 cents in the dollar on Unimproved Value (Mining).

Minimum Rate—

\$75.00 per assessment.

Rubbish Removal Charges—**General—**

Residential	\$130.00 per annum
Commercial A	\$225.00 per annum
Commercial B	\$400.00 per annum
Commercial C	\$770.00 per annum
Pension Card Holders	\$40.00 per annum

Dominion Mining Residential Subdivision—

Houses and Duplex Buildings \$130.00 per annum

Single Persons Quarters \$70.00 per annum

Bluebird Gold Mine—

6 Days Per Week \$1 540.00 per annum

LG601

BUSH FIRES ACT 1954-1987

Notice to All Owners And/Or Occupiers of Land In The Following Local Authority
City Of Gosnells

Pursuant to the powers contained in section 33 of the above Act, you are hereby required on or before the 1st day of November 1990 or within fourteen days of the date of your becoming owner or occupier should this be after the 1st day of November, 1990 and thereafter up to and including the 26th day of April, 1991 to have a firebreak, clear of all inflammable material, at least 3 metres wide immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land.

If it is considered to be impracticable for any reason to clear firebreaks as required by this notice, you may apply to the Council or its duly authorised officer not later than the 15th October, 1990 for permission to provide firebreaks in alternative positions on the land. If permission is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this notice.

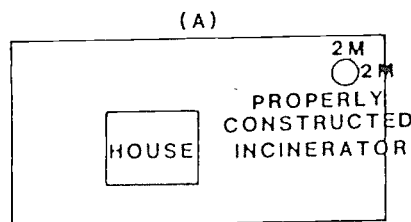
The penalty for failing to comply with this notice is a fine of not more than \$1 000 and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act.

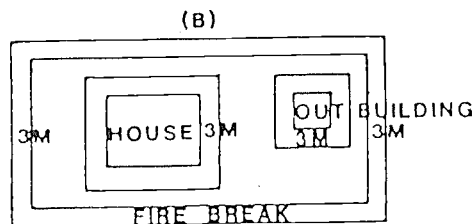
The following sketches have been prepared to show how the Fire Rules should be applied. Burning permits to be obtained from the Council Rangers Department 9am to 4.30pm weekdays only. Fines of up to \$1 000 are applicable where burning is carried out without the required burning permit.

PERMIT REQUIRED	TOTAL BAN	PERMIT REQUIRED
2 NOV 14 DEC	15 DEC 14 MARCH	15 MARCH 26 APRIL

- (a) shows minimum distance of properly constructed Incinerator and BBQ from Fence Line or Buildings.



- (b) Shows width of Fire Breaks to be provided on Land and around any Building thereon.



All Firebreaks must be completed before the 2nd November. Council may take action to have the necessary work carried out and make this a charge against the property. In addition you could be liable to a penalty of up to \$1 000 should action be taken under section 33 of the Bush Fires Act.

G. WHITELEY, Town Clerk.

LG602

BUSH FIRES ACT 1954*Shire of Corrigin***Firebreak Order**

Notice to all Owners and/or Occupiers of Land in the Shire of Corrigin

Pursuant to the powers contained in section 33 of the above Act, you are hereby required on or before the 15 October 1990 so far as rural land is concerned and the 30 October 1990 as far as Townsite land is concerned, to remove from the land owned or occupied by you, all inflammable material or to clear firebreaks in accordance with the following and thereafter maintain the land or the firebreaks clear of all inflammable materials up to and including the 31st day of March 1991.

1. Rural Land (i.e. land other than that in a townsite)

You shall clear of all inflammable materials, firebreaks not less than 8 feet or 2.438 metres wide, in the following positions—

- 1.1 Immediately inside all external boundaries of land and/or with the permission of the Council, or its duly authorised Officer, these breaks need not follow the perimeter of any paddock, but will be acceptable following land contours, in an endeavour to overcome water erosion.
 - 1.2 In such positions as is necessary to divide land in excess of 500 acres or 202.3 hectares into areas not exceeding 202.3 hectares, each completely surrounded by a firebreak; and
 - 1.3 Immediately surrounding all buildings, haystacks and fuel ramps situated on the land; and
 - 1.4 Immediately surrounding any part of the land used for pasture or crops; and
 - 1.5 Immediately surrounding any drum or drums situated on the land which are normally used for the storage of fuel, whether they contain fuel or not.
- 2. Townsite Land (i.e. land in any townsite)**

2.1 Where the area of the land is one half of one acre or 0.203 hectares, or less, you shall clear all inflammable material on the land, from the whole of the land.

2.2 Where the area of the land exceeds 0.203 of a hectare, you shall clear of all inflammable material, firebreaks not less than 8 feet or 2.438 metres wide, immediately inside all external boundaries of the land, and also immediately surrounding all buildings, haystacks and fuel ramps situated on the land and also immediately surrounding any drum or drums situated on the land, which are normally used for the storage of fuel, whether they contain fuel or not.

If it is considered impracticable for any reason to clear firebreaks or remove inflammable material as required by the notice, you may apply to the Council or its duly Authorised Officer, not later than the 1st October 1990 so far as rural land is concerned and the 15th October 1990 so far as townsite land is concerned, for permission to provide firebreaks in an alternative position on the land.

If permission is not granted by the Council or its duly Authorised Officer, you shall comply with the requirements of this notice.

The Penalty for failing to comply with this Notice, is a fine of not less than \$40 nor more than \$400 and a person in default is liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice, if it is not carried out by the Owner or Occupier by the date required by this notice.

If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fire Act.

By Order of the Council.

IAN DAVIES, Shire Clerk.

LG603

BUSH FIRES ACT 1954*Shire of Toodyay***FIREBREAK ORDER**

Notice to all owners and occupiers of land within the district of the Shire of Toodyay

Pursuant to the powers contained in section 33 of the abovementioned Act, you are hereby required on or before the date specified hereunder, or within 14 days of the date of you becoming an owner or occupier of land within the Shire of Toodyay should that be after the specified date, to clear a firebreak clear of inflammable material on the land in the manner specified hereunder and thereafter to maintain that firebreak clear of inflammable material up to and including April 30, 1991.

1. RURAL LAND

1.1 Rural land is all land other than land within a townsite.

Specified date: October 28, 1990.

- 1.2 Where the land does not exceed 20 hectares, a firebreak 2 metres wide shall be cleared and maintained inside and within 10 metres of the external boundaries of the land.
- 1.3 Where land exceeds 20 hectares but does not exceed 200 hectares, a firebreak 2 metres wide shall be cleared and maintained inside and within 100 metres of the external boundaries of the land.

NOTE—STRATEGIC FIREBREAKS

Land owners within the subdivisions known as "Majestic Heights", "Majestic Waters", "Toodyay Highlands", "Woodland Heights" and "Vernon Hills" as designated in the Shire of Toodyay Town Planning Scheme No.2, and that portion of West Toodyay being Lots R1 to R36, R43 to R64, R69 to R74, Lots S102, 122, 123 and Reserve 5610, who have paid to the Shire the necessary contribution specified hereunder, on or before September 30, 1990, or within 14 days of the date of becoming an owner or occupier of land within those sub-divisions should that be after September 30, 1990, toward the maintenance of the Strategic Firebreak System constructed in their area will have fulfilled the requirements of sections 1.1, 1.2, 1.3, 1.4 and 1.5 of this Order however they must still comply with the requirements of sections 1.6, 1.7 and 1.8 of this Order.

CONTRIBUTIONS

West Toodyay \$10.00 and all other areas \$20.00.

- 1.4 Where land exceeds 200 hectares, a firebreak 2 metres wide shall be cleared and maintained in such a manner as to divide the land into areas not exceeding 200 hectares, each area being completely surrounded by a firebreak.
- 1.5 A firebreak 3 metres wide shall be cleared and maintained immediately around all buildings, haystacks and fuel ramps situated on the land.
- 1.6 A firebreak 2 metres wide shall be cleared and maintained immediately around any unattended stationary motor (including electric motors) when that motor is operating.
- 1.7 A firebreak 20 metres wide shall be cleared and maintained immediately inside the external boundaries of all land which has been bulldozed, chained or prepared in any similar manner for clearing by burning (whether it is intended to burn the bush or not) provided that where the bulldozing, chaining or other method of preparation for clearing is completed after October 28, 1990, the firebreak is required to be completed within 28 days of such completion.
- 1.8 On all land situated within the sub-divisions known as "Majestic Heights" and "Majestic Waters" as designated in the Shire of Toodyay Town Planning Scheme No. 2, a firebreak 15 metres wide shall be cleared and maintained immediately around all buildings on the land.

PLEASE NOTE:

It shall not be necessary to remove live standing trees when providing the firebreaks required by this section.

NOTE—FIREBREAK VARIATIONS

If for any reason it is considered to be impracticable to clear firebreaks or remove inflammable material from land as required by Part I of this Order, you may apply in writing to the Council or its duly authorised officer on or before October 14, 1990 for permission to provide firebreaks in an alternative position. If such permission is granted, it shall be in writing and shall remain valid until such time as it is revoked by the Council or its duly authorised officer.

If such permission in writing is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this Notice.

2. TOWNSITE LAND

- 2.1 Townsite land is all land within the Toodyay townsite.
Specified date: November 15, 1990.

- 2.2 A firebreak is to be cleared and maintained in such a manner as to ensure the firebreak covers the whole of the land. If the land is used permanently for grazing animals or has had other methods of fire hazard reduction applied to it, you may apply in writing to Council or its duly authorised officer on or before November 1, 1990, for permission to have firebreaks cleared of all inflammable material at least 2 metres wide immediately inside the external boundaries of the land in lieu of removing all inflammable material from the whole of the land. If permission is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this Notice.

Any owner or occupier of land who fails or neglects to comply with the requirements of this Order is guilty of an offence under section 33(3) of the Act and is liable to a penalty not exceeding \$1,000.00 and in addition to that penalty the Shire may enter upon the land and carry out the requisite works and recover the cost of so doing from the owner or occupier in a Court of competent jurisdiction.

If the requirements of this Notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act.

ROBERT J. MILLAR, Shire Clerk

LG604

BUSH FIRES ACT 1954

(Section 33)

*Shire of Ashburton***NOTICE TO ALL OWNERS AND/OR OCCUPIERS OF TOWNSITE LAND IN THE SHIRE OF ASHBURTON**

Pursuant to the powers contained in section 33 of the above Act you are hereby required on or before 1 November, 1990, to remove from the land owned or occupied by you all inflammable material or to clear firebreaks in accordance with the following, and thereafter to maintain the land or the firebreaks clear of inflammable material up to and including 31 March, 1991.

- (1) On Townsite Land or Land subdivided for Residential Purposes—clear of all inflammable material firebreaks at least three metres wide immediately inside all external boundaries of the land and also immediately surrounding all building situated on the land. Keep gardens free of unnecessary leaves and rubbish, and lop any trees that can endanger the house in the event of a fire.
- (2) Fuel Dumps and Depots—remove all inflammable material from all land where fuel drum ramps or dumps are located and where fuel drums, whether containing fuel or not, are stored, to a distance of at least five metres outside the perimeter of any drum, ramp or stack of drums.

The Firebreaks Inspection Officer will commence inspection of firebreaks and fire hazards early in the season.

If for any reason it is considered impracticable to provide firebreaks as required by this notice, the approval of the Fire Control Officer must be obtained to construct such firebreaks in an alternative position.

The penalty for failing to comply with this notice is a fine of \$400, or a prescribed penalty of \$50 on service of an infringement notice, and a person in default is also liable whether prosecuted or not, to pay the cost of performing the work directed by this notice if it is not carried out by the owner or occupier by the date required by this notice.

If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act, which include the necessity for permits to burn during the restricted burning season.

By Order of the Council.

L. A. VICARY, Shire Clerk.

LG605

BUSH FIRES ACT 1954*City of Subiaco***NOTICE TO ALL OWNERS/OCCUPIERS OF LAND WITHIN THE CITY OF SUBIACO****Firebreak or Removal of Flammable Materials Order 1990/91**

Pursuant to the powers contained in section 33 of the Bush Fires Act 1954, owners and/or occupiers of property within the City of Subiaco are hereby required on or before the 30 November 1990, and thereafter to the 31 March 1991, or within fourteen (14) days of the date of becoming owner or occupier. Should this be after the 30 November 1990, to maintain a firebreak or remove flammable material as follows—

- (a) Where the land is 2 024 square metres (approximately one half acre) or less, remove all flammable material from the whole of the land, (for the purposes of this notice, flammable material does not include low standing trees, cultivated plants or shrubs in gardens).
- (b) Where the land exceeds 2 024 square metres (approximately one half acre) you shall have a firebreak not less than three (3) metres wide and clear of all external boundaries of the land and immediately surrounding all buildings and improvements on the land.

If it is considered impractical for any reason to clear fire breaks, or remove flammable material as required by this notice, you may apply to the council or its duly authorised officer not later than 15 November 1990, for permission to provide a firebreak in alternative positions, or to take alternative measures to abate fire hazards on the land. If permission is not granted by the council or its duly authorised officer, you shall comply with the requirements of this notice.

The penalty for failing to comply with this notice is an infringement penalty of \$40 or a fine of not more than \$400 and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice, if it is not carried out by the owner/occupier by the date required by this notice.

J. F. R. McGEOUGH, Town Clerk/City Manager, City of Subiaco.

LG606

BUSH FIRES ACT 1954

The Municipality of the Shire of Albany

By-laws Relating to the Establishment, Maintenance and Equipment of Bush Fire Brigades.

In pursuance of the powers conferred upon it by the abovementioned Act, and all of the other powers enabling it, the Council of the Shire of Albany hereby records having resolved on 24th January, 1990 to make and submit for confirmation by the Governor, the following By-Laws.

The By-laws published in the *Government Gazette* of 3rd May 1940 and relating to the above matters are hereby revoked and replaced by the following:

1. Establishment of Brigade—

- (a) By resolution, the Council may establish, maintain and equip a Bush Fire Brigade under the provisions of the Bush Fires Act, 1954 and Regulations thereunder. The Brigade shall be formed in accordance with these By-laws; and a name shall be given to the Brigade. Details of the Brigade and its officers shall be entered in the register of Bush Fire Brigades held by the Council.
- (b) A Bush Fire Brigade may be established for the whole of the Shire or for any specified area thereof.

2. Appointment of Officers—

- (a) Each Brigade shall hold an Annual General Meeting at which a Captain, First Lieutenant, Second Lieutenant and such additional Lieutenants as deemed necessary, Equipment Officer, Secretary and Treasurer or Secretary/Treasurer shall be elected. The Council shall be notified annually of the names of officers.
- (b) The Equipment Officer shall be responsible for the custody and maintenance in good order and condition of all equipment and appliances acquired by the Council for the purpose of the Brigade. The Equipment Officer may station such equipment at a depot approved by the Brigade Captain where, if possible, Fire units can easily be called upon. If there is more than one such depot in the area, the Equipment Officer shall appoint at each depot a person to look after the equipment and have it ready for immediate use when required.
- (c) The Council contains the express authority to appoint, determine and restrict the powers of such Fire Control Officers. Such appointment must be in accordance with the requirements of the district and may prescribe an area in which the Bush Fire Control Officer shall have jurisdiction. If deemed necessary by Council each Fire Control Officer so appointed may be supplied with a copy of the Act and Regulations.

3. Duties of Officers—

The duties of all Officers appointed under these By-laws shall be as stipulated in the provisions of the Bush Fire Act 1954. The Captain shall have full control over the members of the Brigade whilst engaged in fire fighting and shall issue instruction as to the methods to be adopted by the fireman. In the absence of the Captain, the First Lieutenant, the Second Lieutenant or Senior Officer of the Brigade present at the fire shall exercise all the powers and duties of the Brigade Captain.

4. Membership of Brigade—

- (i) The membership of a Bush Fire Brigade may consist of the following:
 - (a) Subscribing members; and
 - (b) Fire fighting members.
- (ii) Subscribing members shall be those persons, who being interested in forwarding the objects of the Brigade, pay an annual subscription to the funds of the Brigade.
- (iii) Fire fighting members shall be those persons, being able bodied persons over 15 years who are willing to render service at any bush fire when called upon; and who sign an undertaking form contained in the First Schedule to these By-laws.
- (iv) No fees or subscriptions shall be payable by fire fighting members and the enrolment of persons as such members shall in every case be subject to the approval of the Council.
- (v) A subscribing member shall be eligible for enrolment as a fire fighting member.

5. Finance—

The expenditure incurred by the Council in the purchase of equipment, payment for services and generally for the purpose of this Act, shall be a charge on the ordinary revenue of the Council and records of such expenditure shall be maintained in accordance with Municipal audit requirements.

6. Meeting of Brigades—

Meetings will be held as necessary.

7. Shire of Albany Bush Fire Advisory Committee—

- (a) All Bush Fire Control Officers duly appointed by Council shall have automatic membership and shall be entitled to have voting rights on the Bush Fire Advisory Committee.
- (b) Members of Brigades shall appoint one member annually to represent the respective Brigade on the Shire of Albany Bush Fire Advisory Committee and that member appointed shall be entitled to have voting rights on the Committee. Brigades shall also appoint a proxy member for attendance at meetings should the elected representative be unable to attend such meetings.
- (c) Department of Conservation and Land Management and Bush Fire Board Officers shall be entitled to representation in an advisory capacity at meetings except that such representation shall not incur voting rights on the Shire of Albany Bush Fire Advisory Committee.

FIRST SCHEDULE

FORM OF ENROLMENT—FIRE FIGHTING MEMBER

I,the undersigned hereby make application to be enrolled as a fire fighting member of the Bush Fire Brigade.

My private address is:

My business address is:

I can be contacted by Telephone No.

I hereby declare that I am over fifteen (15) years of age and in good health.

On enrolment as a fire fighting member, I hereby undertake—

- 1. to promote the objects of the Brigade as far as shall be in my power.
- 2. To be governed by the provisions of the constitution, such By-laws and Regulations as may from time to time be made thereunder.
- 3. To use my best endeavour to give assistance in fire fighting measures when called upon on such occasions to obey all order and instructions issued by duly authorised officers of the Brigade.

Applicants Signature

Date

Brigade Secretary to detach this portion

please list here any fire fighting equipment owned by you:

.....
.....
.....

Dated this 7th day of August 1990.

The Common Seal of the Shire of Albany was hereto affixed by authority of a resolution of the Council in the presence of—

D. A. STONEY, Shire President.
D. J. CUNNINGHAM, Shire Clerk.

Recommended—

G. EDWARDS, Minister for Emergency Services.

Approved by His Excellency the Governor in Executive Council this 11th day of September 1990.

G. PEARCE, Clerk of the Council.

LG901**LOCAL GOVERNMENT ACT 1960***Dundas Shire Council***NOTICE OF INTENTION TO BORROW**

Proposed Loan Number 70 for \$50 000

Pursuant to section 610 of the Local Government Act 1960 the Council of the Shire of Dundas hereby gives notice that it proposes to borrow money by the sale of debentures on the following terms for the following conditions: \$50 000 for a period of 4 years repayable at the office of the Shire of Dundas by seven half-yearly instalments of principal and interest and one instalment of the balance outstanding. The rate of interest is 14.5% fixed for the term. The purpose of the loan is to refinance Loan Number 63, raised for dam and roadwork construction.

Dated 18th September 1990.

P. J. BRADY, President.
E. A. GILBERT, Shire Clerk.

LG902**LOCAL GOVERNMENT ACT 1960***Shire of Woodanilling*

Notice of Intention to Borrow

Proposed Loan (No. 35) of \$120 000

Pursuant to section 610 of the Local Government Act 1960 the Council of the Shire of Woodanilling hereby give notice that it proposes to borrow money by issue of a debenture repayable at the office of the lender, by equal half yearly instalments of principal and interest, renegotiable after 4 years, for the following terms and purposes.

Loan No. 35—\$120 000 term 5 years. Purchase of Plant.

Plans specifications and estimates as required by section 609 are available for inspection at the office of Council during business hours for thirty five (35) days after the publication of this notice.

Dated this 19th day of September 1990.

I. G. CROSBY, President.
N. D. PRICE, Shire Clerk.

LG903**LOCAL GOVERNMENT ACT 1960***City of Rockingham***NOTICE OF INTENTION TO BORROW PROPOSED LOAN NUMBER 187 OF \$250 000**

Pursuant to section 610 of the Local Government Act 1960, the Council of the City of Rockingham hereby gives notice that it proposes to borrow money by the sale of a debenture on the following terms and for the following purpose—

Two Hundred and Fifty Thousand Dollars for a period of nine years at ruling interest rates, repayable at the office of the Council, Rockingham by half yearly instalments of principal and interest.

Purpose: Road Construction.

Plans, specifications and estimates required by section 609 are open for the inspection of ratepayers at the offices of the Council during business hours, for thirty-five days from publication of this notice.

R. R. SMITH, Mayor.
J. S. GREEN, Acting Town Clerk.

LG904

LOCAL GOVERNMENT ACT 1960

City of Rockingham

NOTICE OF INTENTION TO BORROW PROPOSED LOAN NUMBER 188 OF \$250 000

Pursuant to section 610 of the Local Government Act 1960, the Council of the City of Rockingham hereby gives notice that it proposes to borrow money by the sale of a debenture on the following terms and for the following purpose—

Two Hundred and Fifty Thousand Dollars for a period of five years at ruling interest rates, repayable at the office of the Council, Rockingham by half yearly instalments of principal and interest.

Purpose: Plant and Equipment Purchase.

Plans, specifications and estimates required by section 609 are open for the inspection of ratepayers at the offices of the Council during business hours, for thirty-five days from publication of this notice.

R. R. SMITH, Mayor.

J. S. GREEN, Acting Town Clerk.

LOTTERIES

LO301

LOTTERIES (CONTROL) ACT 1954

INSTANT LOTTERY RULES 1990

Made by the Lotteries Commission under section 10B.

PART 1—PRELIMINARY

Citation

1. These rules may be cited as the *Instant Lottery Rules 1990*.

Interpretation

2. (1) In these rules, unless the contrary intention appears—

“agent” means a person appointed by the Commission to sell tickets;

“closing date”, in relation to a ticket in an instant lottery, means a closing date fixed by the Commission under rule 9 (1) for the delivery to it of tickets in that lottery for inclusion in a superdraw;

“head office” means the head office of the Commission;

“instant prize” means an entitlement to a prize that is ascertained when the holder of a ticket removes from the surface of the ticket the opaque material covering the amounts, pictures, figures, letters or other symbols printed on the ticket;

“name and address” means the surname, initials, and residential or postal address of a person;

“selling point” means—

(a) an office of the Commission at which a ticket may be purchased; or

(b) the place of business of an agent;

“superdraw” means a draw conducted in the second stage of an instant lottery;

“ticket” means an instant lottery ticket.

(2) In these rules a reference to a ticket that is not void and incapable of winning a prize includes a reference to a ticket that has not been determined by the Commission under rule 5 to be void and incapable of winning a prize.

Application

3. These rules only apply to, and in relation to, instant lotteries.

PART 2—VOID AND VOIDABLE TICKETS

Void tickets

4. A ticket is void and incapable of winning a prize if the ticket—

(a) has a number under the “void if removed” panel that is missing, incomplete, obliterated, or illegible;

(b) has on it or contains information, other than information referred to in rule 8, that has been altered in any way;

(c) has the words “void” or “specimen” marked under the “void if removed” panel;

(d) has been stolen from the Commission or an agent;

(e) has been misprinted;

- (f) is counterfeit; or
- (g) has been reconstituted by joining 2 or more portions of tickets together to produce another ticket.

Tickets voidable at the discretion of the Commission

5. (1) The Commission may, if it thinks fit, determine that a ticket is void and incapable of winning a prize if the ticket—

- (a) has been damaged or mutilated;
- (b) has a portion of the ticket (other than a number under the "void if removed" panel) missing;
- (c) does not, for the purposes of the Commission, sufficiently comply with rule 8 (a); or
- (d) is in the opinion of the Commission, defective in any manner other than that specified in paragraph (a), (b) or (c) or rule 4.

(2) A ticket shall not be determined by the Commission under subrule (1) to be void and incapable of winning a prize by reason only of the removal from the surface of the ticket of the opaque material that covers the amounts, pictures, figures, letters or other symbols printed on the ticket which indicate whether or not the holder of the ticket is entitled to receive a prize.

Limited liability of Commission for void tickets

6. The liability of the Commission, if any, for a ticket that—

- (a) under rule 4 is void and incapable of winning a prize; or
- (b) is determined by the Commission under rule 5 to be void and incapable of winning a prize, is limited to substituting a valid ticket for the ticket which is void.

PART 3—PAYMENT OF INSTANT PRIZES

Claims for instant prizes

7. (1) Claims for the payment of instant prizes may be made—

- (a) where the prize money claimed does not exceed \$100, at any selling point;
- (b) where the prize money claimed exceeds \$100 but does not exceed \$5 000, at any office of the Commission;
- (c) where the prize money claimed exceeds \$5 000, at the head Office of the Commission.

(2) The Commission or an agent shall not pay an instant prize in respect of a ticket that—

- (a) has ready been marked "paid" by the Commission or an agent; or
- (b) under rule 4 is void and incapable of winning a prize or is determined by the Commission under rule 5 to be void and incapable of winning a prize.

(3) The Commission shall only pay by cheque, prize money claimed at its head office.

PART 4—SUPERDRAWS

Information required on tickets for superdraw

8. A ticket that is to be included in a superdraw—

- (a) shall have the name and address of the holder of the ticket clearly printed in ballpoint pen;
- (b) may be signed by the holder of the ticket;
- (c) may include a syndicate name;
- (d) may be marked to indicate that the name and address on the ticket is not for publication,

in the appropriate space on the back of the ticket.

Closing date

9. (1) The Commission may, in respect of an instant lottery, fix a closing date for the delivery to it of tickets in that lottery for inclusion in a superdraw.

(2) Where under subrule (1) a closing date is fixed in respect of an instant lottery, the Commission shall ensure that the closing date is printed on the back of every ticket in the instant lottery.

When Commission may conduct superdraws

10. (1) Subject to subrule (2), the Commission may conduct superdraws at such times and at such intervals as it thinks fit.

(2) Where a closing date is fixed in respect of an instant lottery, the Commission shall not conduct the final superdraw for that instant lottery until after the closing date.

Eligibility for inclusion in a superdraw

11. (1) The Commission shall only include eligible tickets in a superdraw.
- (2) For the purposes of subrule (1), a ticket is an eligible ticket if the ticket—
- (a) has won an instant prize;
 - (b) is not void and incapable of winning a prize;
 - (c) has been delivered to the head office; and
 - (d) has, where there is a closing date, been delivered to the head office on or before the closing date.

Discretion to include ticket in any superdraw

12. Subject to rule 11, the Commission may determine which superdraw a ticket is to be included in.

Superdraw numbers

13. In order to identify superdraws the Commission shall allocate a different number to each superdraw.

Conduct of superdraws

14. (1) A superdraw shall be conducted by—
- (a) the Commission placing tickets in a barrel; and
 - (b) a person (other than a servant of the Commission) at the invitation of the Commission drawing a number of tickets, being the number specified in the permit, from the barrel one at a time to determine prize winners in the superdraw.
- (2) The Commission shall ensure that every superdraw is supervised by an officer from the Office of the Auditor General.

Tickets drawn to be checked

15. (1) Where a ticket is drawn in a superdraw—
- (a) the Commission shall, notwithstanding rule 11, check that the ticket is not void and incapable of winning a prize;
 - (b) the Commission may determine under rule 5 that the ticket drawn is void and incapable of winning a prize.
- (2) Where a ticket drawn in a superdraw is found or determined to be void and incapable of winning a prize, another ticket shall be drawn from the barrel in place of the void ticket.

Publication of names and addresses of prize winners

16. (1) The Commission may publish the name and address of a superdraw prize winner except where the back of the winning ticket is marked to indicate that the name and address on the ticket is not for publication.
- (2) Notwithstanding that a ticket is marked to indicate that the name and address on the ticket is not for publication, where a syndicate name is supplied, the Commission may publish the syndicate name.

Superdraw prizes may be posted

17. Where a superdraw prize is not claimed by the prize winner, the Commission may, if it thinks fit, post the prize to the prize winner.

Multiple names on ticket

18. Where more than one name and address is marked on the back of a superdraw winning ticket the Commission may pay the prize to the person whose name and address appears first on the ticket.

Statutory declarations

19. The Commission may, for the purpose of clarifying or verifying any issue relating to the payment of a superdraw prize, request from any person a statutory declaration containing such information as the Commission thinks fit.

PART 5—MISCELLANEOUS**Rules to be made available**

20. (1) A copy of these rules shall be kept at every selling point and shall be made available for public inspection upon request.
- (2) In addition to the requirement in subrule (1), the Commission may publicize the rules, or any amendment to the rules, in any other manner that it thinks fit.

Decisions of Commission final and binding

21. A decision or determination by the Commission in relation to an instant lottery is final and binding upon the holders of tickets and any other persons claiming prizes in respect of the lottery.

Repeal

22. The *Sports/Culture Instant Lottery Rules 1989** are repealed.

[*Published in the Gazette of 24 November 1989 at p. 4346.]

The Common Seal of the Lotteries Commission was affixed on the 25th day of September 1990 by order and in the presence of—

T. BATEMAN, Acting Chairman.

W. WARNOCK, Member.

M. SARGANT, Secretary.

MAIN ROADS

MA501

MRD 42-41-E

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 of the Armadale-Bunbury Road (SLK Section 59.66-59.86) and that the said pieces or parcels of land are marked off on Plans MRD WA 9002-194 and 9002-195 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 Pinjarra Trotting Club Incorporated	The Pinjarra Trotting Club Incorporated	Portion of Murray Location 3 and being Lot 3 the subject of diagram 23815 and being part of the land contained in Certificate of Title Volume 1225 Folio 844	116 m ²
2.	North Blythewood Holdings Pty Ltd	North Blythewood Holdings Pty Ltd	Portion of Murray Location 3 and being part of Lot 8 on Plan 6730 and being part of the land contained in Certificate of Title Volume 10 Folio 339A	850 m ²

Dated this 26th day of September 1990.

J. F. ROSE, Acting Director,
Administration and Finance.

MA502

MRD41-206-7 VC

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 Perth District, for the purpose of the following public works namely, construction of a pedestrian walkway and that the said pieces or parcels of land are marked off on Plan MRD WA 7725-5 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.	Deborah Lynn	D Lynn	Portion of Perth Suburban Lot 72 and being part of Lot 1 on Strata Plan 5307 and being part of the land compromised in Certificate of Title Volume 1478 Folio 301.	0.52 m ²

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx)
2.	David Robert Johnston	D R Johnston	Portion of Perth Suburban Lot 72 and being part of Lot 7 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 307.	0.52 m ²
3.	Esmeralda Del Carmen Sullivan	E D C Sullivan	Portion of Perth Suburban Lot 72 and being part of Lot 8 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 308.	0.52 m ²
4.	Iain Cameron and Jillian Fay Cameron	I. C. & J. F. Cameron	Portion of Perth Suburban Lot 72 and being part of Lot 19 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1798 Folio 898.	0.52 m ²
5.	Garry Trevenen Sampson	G T Sampson	Portion of Perth Suburban Lot 72 and being part of Lot 2 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1518 Folio 934.	0.52 m ²
6.	Wayne Charles Woodley	W C Woodley	Portion of Perth Suburban Lot 72 and being part of Lot 11 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1672 Folio 590.	0.52 m ²
7.	Marianne Jean Banfield	M J Banfield	Portion of Perth Suburban Lot 72 and being part of Lot 4 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 304.	0.52 m ²
8.	Bernard Thompson and Teresa Sarah Thompson	B & T S Thompson	Portion of Perth Suburban Lot 72 and being part of Lot 6 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 306.	0.52 m ²
9.	Trevor Glynn Hillier	T G Hillier	Portion of Perth Suburban Lot 72 and being part of Lot 9 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 309.	0.52 m ²
10.	Paiyampallil Chacko Abraham and Thankam Abraham	P C & T Abraham	Portion of Perth Suburban Lot 72 and being part of Lot 12 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 312.	0.52 m ²
11.	Philip Fook Thin Soh and Margaret Siew Gake Soh	P F T & M S G Soh	Portion of Perth Suburban Lot 72 and being part of Lot 13 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 313.	0.52 m ²
12.	G & L Braddock Pty Ltd	G & L Braddock Pty Ltd	Portion of Perth Suburban Lot 72 and being part of Lot 14 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 314.	0.52 m ²

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx)
13.	Armoy Pty Ltd	Armoy Pty Ltd	Portion of Perth Suburban Lot 72 and being part of Lots 10 and 17 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 317 and Volume 1478 Folio 310 respectively.	0.52 m ²
14.	Christine Nunn and Michael John Nunn	C & M J Nunn	Portion of Perth Suburban Lot 72 and being part of Lot 18 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 318.	0.52 m ²
15.	Laurence James Paulin and Tracey Jane Paulin	L J & T J Paulin	Portion of Perth Suburban Lot 72 and being part of Lot 21 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1661 Folio 021.	0.52 m ²
16.	Bradley John Lewis	B J Lewis	Portion of Perth Suburban Lot 72 and being part of Lot 22 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 322.	0.52 m ²
17.	Donna Marie Thomas and Susan Virginia Taylor	D M Thomas and S V Taylor	Portion of Perth Suburban Lot 72 and being part of Lot 22 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 324.	0.52 m ²
18.	Mary Winifred Zanalís	M W Zanalís	Portion of Perth Suburban Lot 72 and being part of Lot 3 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 303.	0.52 m ²
19.	Anatoli Gusenzow	A Gusenzow	Portion of Perth Suburban Lot 72 and being part of Lot 5 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 305.	0.52 m ²
20.	Leslie James Greive and Anne Elizabeth Greive	L J Greive and A E Greive	Portion of Perth Suburban Lot 72 and being part of Lot 15 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 315.	0.52 m ²
21.	Joseph Arthur Nicholas Aściak and Mary Aściak	J A N and M Aściak	Portion of Perth Suburban Lot 72 and being part of Lot 16 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1655 Folio 179.	0.52 m ²
22.	Barrie Donald Gaubert	D B Gaubert	Portion of Perth Suburban Lot 72 and being part of Lot 23 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 323.	0.52 m ²
23.	Anthony Robert Godecke	A R Godecke	Portion of Perth Suburban Lot 72 and being part of Lot 20 on Strata Plan 5307 and being part of the land comprised in Certificate of Title Volume 1478 Folio 320.	0.52 m ²

Dated this 26th day of September 1990.

J. F. ROSE, Acting Director Administration and Finance,
Main Roads Department.

MINES

MN301

MINES REGULATION ACT 1946**MINES REGULATION (EXEMPTION) ORDER (No. 5) 1990**

Made by His Excellency the Governor in Executive Council under section 5 (2).

Citation1. This order may be cited as the *Mines Regulation (Exemption) Order (No. 5) 1990*.**Exemption**2. The Bottle Creek Mine located approximately 80 kilometres north west of Menzies and managed by Peko Gold Ltd is exempted from the provisions of section 38 (1) (c) of the *Mines Regulation Act 1946* for a period ending on 30 September 1991 on condition that—

- (a) a person shall not be employed to work in or about the mine for more than 14 consecutive days;
- (b) where a person is employed to work in or about the mine for 14 consecutive days, the person shall not be employed again to work in or about the mine until that person has taken a break of not less than 7 consecutive days; and
- (c) a person shall not be employed to work in or about the mine for more than 12 hours in any day other than to deal with an emergency causing, or threatening to cause, a hazard or danger to the health or safety of any person in or about the mine.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

MN302

MINES REGULATION ACT 1946**MINES REGULATION (EXEMPTION) ORDER (No. 6) 1990**

Made by His Excellency the Governor in Executive Council under section 5 (2).

Citation1. This order may be cited as the *Mines Regulation (Exemption) Order (No. 6) 1990*.**Exemption**2. The Plutonic Gold Project Mine located 180 kilometres north north east of Meekatharra and managed by Pioneer Minerals Australia Ltd is exempted from the provisions of section 38 (1) (c) of the *Mines Regulation Act 1946* for a period of 3 years from the day on which this order is published in the *Gazette* on condition that—

- (a) a person shall not be employed to work in or about the mine for more than 14 consecutive days;
- (b) where a person is employed to work in or about the mine for 14 consecutive days, the person shall not be employed again to work in or about the mine until that person has taken a break of not less than 7 consecutive days; and
- (c) a person shall not be employed to work in or about the mine for more than 12 hours in any day other than to deal with an emergency causing, or threatening to cause, a hazard or danger to the health or safety of any person in or about the mine.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

MN401

PETROLEUM ACT 1967
SURRENDER OF EXPLORATION PERMIT EP 232

Department of Mines,
Perth, 28 September 1990.

Notice is hereby given that I have this day registered the surrender of Texaco Oil Development Company, Command Petroleum NL, Kufpec Australia Pty Limited, Meridian Oil NL, Churchill Energy Limited, Energy Exploration Pty Limited, Southern Basins Petroleum NL, Oberon Oil Pty Limited of Exploration Permit EP 232 to take effect pursuant to section 89 (2) of the said Act on the date this Notice appears in the *Government Gazette*.

IAN FRASER, Director Petroleum Division.

Made under the Petroleum Act 1967, of the State of Western Australia.

MN402

MINING ACT 1978

Department of Mines.

I hereby declare in accordance with the provisions of section 99 (1) (a) of the Mining Act 1978 that the undermentioned mining lease is forfeited for breach of covenant, *viz* non compliance with the expenditure conditions, and prior right of application granted under section 100.

JEFF CARR, Minister for Mines.

GASCOYNE MINERAL FIELD

Mining Lease

09/30—Ashburton Minerals Pty Ltd

MN403

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines,
Coolgardie WA 6429

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that 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 the 18th day of October 1990.

COOLGARDIE MINERAL FIELD

Coolgardie District

Prospecting Licences

15/1960—Belingheri, John Arthur; Vergo, Philip Rockie
 15/1985—Holden, Fred; Holden, Ruth Joan
 15/2517—McNeill, Peter Hugh
 15/2518—McNeill, Peter Hugh
 15/2587—Brewer, Gerard Victor

Kunanalling District

Prospecting Licences

16/809—Ascot Holdings Pty Ltd
 16/811—Ascot Holdings Pty Ltd
 16/814—Ascot Holdings Pty Ltd
 16/816—Ascot Holdings Pty Ltd
 16/819—Ascot Holdings Pty Ltd
 16/820—Ascot Holdings Pty Ltd
 16/821—Ascot Holdings Pty Ltd
 16/822—Ascot Holdings Pty Ltd
 16/825—Ascot Holdings Pty Ltd
 16/1134—Clogau (Australia) Ltd MMC Australia Pty Ltd
 16/1135—Clogau (Australia) Ltd MMC Australia Pty Ltd

MN404

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, *viz.* non-payment of rent.

WARDEN.

To be heard in the Warden's Court on the 16th day of October 1990.

P63/376—Australis Mining NL
P63/391—Gasgoyne Gold Mines NL
P63/392—Gasgoyne Gold Mines NL
P63/400—C. Vost
P63/403—C. Vost
P63/410—A. R. Moir & R. H. Sellick
P63/411—A. R. Moir & R. H. Sellick
P63/335—Asian Construction Pty Ltd
P63/483—Mt Youle Exploration NL
P63/484—Mt Youle Exploration NL

MN405

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, *viz.* non payment of rent.

Warden.

To be heard in the Warden's Court Kununurra on the 1st November 1990.

KIMBERLEY MINERAL FIELD

P80/1126—Joy Coffey
P80/1128—Werner Vanags
P80/1129—Majeed Pty Ltd
P80/1130—Majeed Pty Ltd
P80/1131—Majeed Pty Ltd
P80/1132—Majeed Pty Ltd
P80/1133—Richard Martyn
P80/1134—Majeed Pty Ltd
P80/1135—Majeed Pty Ltd
P80/1136—Majeed Pty Ltd

OCCUPATIONAL HEALTH SAFETY AND WELFARE

OA401

OCCUPATIONAL HEALTH, SAFETY AND WELFARE ACT 1984

OCCUPATIONAL HEALTH, SAFETY AND WELFARE REGULATIONS 1988

EXEMPTION CERTIFICATE UNDER REGULATION 213

(No. 13 of 1990)

I, Neil Bartholomaeus, Commissioner for Occupational Health, Safety and Welfare, hereby grant an exemption to Merit Lining Systems from the requirements of Regulation 554 of the Occupational Health, Safety and Welfare Regulations 1988 for the unloading of two trailer loads of rolls of HDPE Dam Liner using flat synthetic fibre webbing slings, subject to the following conditions being met:

1. Dogman/rigger to attach a set of chain brothers from BHB to eyes of slings of each roll.
2. Dogman to locate himself a safe distance from the lift area and control the movement of the rolls by a tag line.

3. Each roll to be lowered to within 0.5m of the ground and then mobilised by the BHB to a number of points around the job site.

4. Whilst each roll is being mobilised the movement of the roll to be controlled by the dogman with a tag line, or one end of the roll to be secured to the front of the BHB.

5. Any further movement of the rolls during installation to be done by means of an axle bar through the rolls attached to a spreader bar with chains.

6. All slings to be removed from site and destroyed when job completed (duration 4 weeks).
Dated this 18th day of September 1990.

NEIL BARTHOLOMAEUS, Commissioner for Occupational Health, Safety and Welfare.

PARLIAMENT

PA401

PARLIAMENT OF WESTERN AUSTRALIA

Bill Assented To

It is hereby notified for public information that His Excellency the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Bill passed by the Legislative Council and the Legislative Assembly during the Second Session of the Thirty-Third Parliament.

Short Title of Bill

Supreme Court Amendment Act 1990

Date of Assent

18 September 1990

Act No.

No. 25 of 1990

L. B. MARQUET, Clerk of the Parliaments.

PLANNING AND URBAN DEVELOPMENT

PD401

METROPOLITAN REGION TOWN PLANNING SCHEME ACT, 1959

METROPOLITAN REGION SCHEME—S.33A AMENDMENT

Proposed Amendment for Exhibition and Comment

Rationalising Parks and Recreation and Urban Boundaries on Canning Highway, Victoria Park
No. 827/33A.

File: 833-2-10-36.

Proposal

To rationalise an anomaly with the Parks and Recreation and Urban Zone boundaries.

Description

The effect of the proposed amendment on the Metropolitan Region Scheme is to transfer land from the Parks and Recreation Reservation to the Urban Zone and from the Urban Zone to a Parks and Recreation Reservation as shown on Plan No. 3.0622/1.

Certificate

The State Planning Commission has certified that, in its opinion, the proposed amendment does not constitute a substantial alteration to the Metropolitan Region Scheme.

Exhibition

The proposed amendment will be exhibited for public comment during normal office hours at:

1. Department of Planning and Urban Development, 469-489 Wellington Street, Perth WA 6000.
2. J. S. Battye Library, Alexander Library Building, Cultural Centre, Francis Street, Northbridge WA 6000.
3. City of Perth, 27-29 St George's Terrace, Perth WA 6000.

Submissions

Submissions on the proposal are invited and may be made (in duplicate) on submission forms available at the offices listed above and lodged at:

The Town Planning Appeal Committee, Hyatt Centre, 87 Adelaide Terrace, Perth WA 6000.

Submissions must be lodged by 4.00 pm Friday, November 30, 1990.

GORDON G. SMITH, Secretary.

PD402

METROPOLITAN REGION TOWN PLANNING SCHEME ACT, 1959
METROPOLITAN REGION SCHEME—S.33A AMENDMENT

Proposed Amendment for Exhibition and Comment
Lot 401 Hale Road, Forrestfield

No. 826/33A.

File: 833-2-24-49.

Proposal

To provide suitably zoned land which will allow subdivision for residential purposes.

Description

The effect of the proposed amendment on the Metropolitan Region Scheme is to exclude Lot 401 Hale Road, Forrestfield from the Rural Zone and include it in the Urban Zone as shown on Plan No. 4.1141.

Certificate

The State Planning Commission has certified that, in its opinion, the proposed amendment does not constitute a substantial alteration to the Metropolitan Region Scheme.

Exhibition

The proposed amendment will be exhibited for public comment during normal office hours at:

1. Department of Planning and Urban Development, 469-489 Wellington Street, Perth WA 6000.
2. J. S. Battye Library, Alexander Library Building, Cultural Centre, Francis Street, Northbridge WA 6000.
3. Shire of Kalamunda, 2 Railway Road, Kalamunda WA 6076.

Submissions

Submissions on the proposal are invited and may be made (in duplicate) on submission forms available at the offices listed above and lodged at:

The Town Planning Appeal Committee, Hyatt Centre, 87 Adelaide Terrace, Perth WA 6000.

Submissions must be lodged by 4.00 pm Friday, November 30, 1990.

GORDON G. SMITH, Secretary.

PD403

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME—S.33A AMENDMENT

Approved Amendment (with modification) for Public Inspection

Benara Road, Important Regional Road, City of Bayswater and Shire of Swan

No. 663/33A.

File: 833-2-21-11.

The Hon Minister for Planning has approved, with modification, the abovementioned amendment to the Metropolitan Region Scheme.

The amendment, as shown on Plan No. 3.0546/1, shall have effect as from the date of publication of this notice in the *Gazette*.

The Plan as approved can be viewed at:

1. Department of Planning and Urban Development
469-489 Wellington Street
Perth WA 6000
2. J. S. Battye Library
Alexander Library Building
Cultural Centre
Francis Street
Northbridge WA 6000
3. Office of the Municipality of the Shire of Swan
Great Northern Highway
Middle Swan WA 6056
4. Office of the Municipality of the City of Bayswater
61 Broun Avenue
Morley WA 6062

GORDON G. SMITH, Secretary.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928 (as amended)
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Town of Albany

Town Planning Scheme No. 1A—Amendment No. 58

Ref: 853/5/2/15. Pt. 58.

Notice is hereby given that the Town of Albany has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 2 (48-54) Angove Road, Spencer Park from the Residential Zone to the Local Shopping Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 221 York Street, Albany and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 9, 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 9, 1990.

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. A. JORGENSEN, Town Clerk.

PD405

TOWN PLANNING AND DEVELOPMENT ACT 1928 (as amended)
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Bridgetown-Greenbushes

Town Planning Scheme No. 3—Amendment No. 11

Ref: 853/6/5/3. Pt. 11.

Notice is hereby given that the Shire of Bridgetown-Greenbushes has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 11, Lots 1, 2, 3, 4 of Location 10, Lots 5, 6, 7, 8 of Location 2 and Part Location 1 from "Industrial" to "Commercial".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Hampton & Steere Streets, Bridgetown and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 9, 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 9, 1990.

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.

K. L. HILL, Shire Clerk.

PD406

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME—S.33A AMENDMENT

Proposed Amendment for Exhibition and Comment

Land Bounded by Pier, Moore and Nash Streets, Perth—Railways to Public Purposes

No. 829/33A.

File: 833-2-10-35.

Proposal

To provide suitably zoned land to facilitate the development of a new Perth Children's Court.

Description

The effect of the proposed amendment on the Metropolitan Region Scheme is to exclude a portion of the land bounded by Pier, Moore and Nash Streets, Perth from the Railways Reservation and include it in the Public Purposes (Special Uses) Reservation as shown on Plan No. 3.0625.

Certificate

The State Planning Commission has certified that, in its opinion, the proposed amendment does not constitute a substantial alteration to the Metropolitan Region Scheme.

Exhibition

The proposed amendment will be exhibited for public comment during normal office hours at:

1. Department of Planning and Urban Development
469-489 Wellington Street
Perth WA 6000
2. J. S. Battye Library
Alexander Library Building
Cultural Centre
Francis Street
Northbridge WA 6000
3. City of Perth
27-29 St George's Terrace
Perth WA 6000

Submissions

Submissions on the proposal are invited and may be made (in duplicate) on submission forms available at the offices listed above and lodged at:

The Town Planning Appeal Committee
Hyatt Centre
87 Adelaide Terrace
Perth WA 6000

Submissions must be lodged by 4.00 pm Friday, 30 November 1990.

GORDON G. SMITH, Secretary.

PD407

TOWN PLANNING AND DEVELOPMENT ACT 1928 (as amended)
SCHEME AMENDMENT AVAILABLE FOR INSPECTION
City of Bunbury

Town Planning Scheme No. 6—Amendment No. 109

Ref: 853/6/2/9. Pt. 109.

Notice is hereby given that the City of Bunbury has prepared the abovementioned scheme amendment for the purpose of:

- (a) Amending the Zoning Table No. 1 by deleting the following use classes definitions from Appendix 5, interpretations:

Item	
1	Aged Persons Dwelling
5	Bachelor Flat
21	Duplex
22	Dwelling House
23	Dwelling Unit
32	Grouped Dwelling
51	Multiple Dwelling
52	Multiple Housing
59	Patio Housing
69	Residential Flat Building
81	Triplex

- (b) Deleting from Appendix 5, interpretations, the definition of "Educational Establishment".
- (c) Amending Appendix 5, interpretations, by inserting new definitions for: dwelling, residential building, building Residential Planning Codes, setback, building line, development, nightclub and educational establishment.
- (d) Amending the Zoning Table No. 1 by inserting the appropriate uses for the following use classes: dwelling house and residential building.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Stephen Street, Bunbury and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 9, 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 9, 1990.

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.

V. S. SPALDING, Town Clerk.

PD408

TOWN PLANNING AND DEVELOPMENT ACT, 1928 (as amended)**SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Shire of Busselton*

Town Planning Scheme No. 5—Amendment No. 170

Ref: 853/6/6/6/ Pt 170

Notice is hereby given that the Shire of Busselton has prepared the abovementioned scheme amendment for the purpose of a rationalisation of the Scheme provisions to improve development control over industrial land to reflect more accurately the established use in the industrial areas and to accommodate current and future industrial needs.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Southern Drive, Busselton and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 9, 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 9, 1990.

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.

B. N. CAMERON, Shire Clerk.

PD409

TOWN PLANNING AND DEVELOPMENT ACT, 1928 (as amended)**SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Shire of Busselton*

Town Planning Scheme No. 5—Amendment No. 145

Ref: 853/6/6/6/ Pt 145

Notice is hereby given that the Shire of Busselton has prepared the abovementioned scheme amendment for the purpose of:

1. Rezoning Part Lot 30, Caves Road, Abbey from 'Short Stay Residential' to 'Restricted Use Zone' as depicted on the Amending Map; and
2. Amending the Scheme Text by adding to 'Appendix 5—Restricted Use Zones', appropriate subdivision, land use and development controls.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Southern Drive, Busselton and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 2, 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 2, 1990.

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.

K. A. WHITE, Acting Shire Clerk.

PD410

TOWN PLANNING AND DEVELOPMENT ACT 1928**SCHEME AMENDMENT AVAILABLE FOR INSPECTION***City of Canning*

Town Planning Scheme No. 16—Amendment No. 564

Ref: 853/2/16/18, Pt. 564.

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of rezoning portions of Lots 50, 51, 52, 1 and Part 254 (Nos. 23-31 & 37) Renou Street, Queens Park, from "S.R.2" to "Light Industry", so as to accord with the provisions of City of Canning Town Planning Scheme No. 21 (Queens Park/East Cannington Guided Development Scheme).

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 9 November 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 9 November 1990.

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.

I. F. KINNER, Town Clerk.

PD411

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Coorow

Town Planning Scheme No. 1—Amendment No. 3

Ref: 853/3/20/1, Pt. 3.

Notice is hereby given that the Shire of Coorow has prepared the abovementioned scheme amendment for the purpose of—

1. Rezoning Lot 308 Nairn Street, Leeman, from Tourist Accommodation zone to Special Site zone (Emergency Service Centre and Associated Purposes, including a Dwelling).
2. Amending Appendix 5—Schedule of Sites and the face of the Scheme Map accordingly.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Main Street, Coorow and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 19 October 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 19 October 1990.

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.

S. N. HAZELDINE, Shire Clerk.

PD412

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Corrigin

Town Planning Scheme No. 1—Amendment No. 10

Ref: 853/4/8/1, Pt. 10.

Notice is hereby given that the Shire of Corrigin has prepared the abovementioned scheme amendment for the purpose of—

- (a) Adding a new zone "Special Rural Zone" with appropriate land use controls and development provisions.
- (b) Rezoning Avon Location 9113 from "Light Industry", "General Industry", "Drainage" and "Rural" to "Special Rural".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Lynch Street, Corrigin and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 9 November 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 9 November 1990.

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.

I. G. DAVIES, Shire Clerk.

PD413

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Denmark

Town Planning Scheme No. 2—Amendment No. 35

Ref: 853/5/7/2, Pt. 35.

Notice is hereby given that the Shire of Denmark has prepared the abovementioned scheme amendment for the purpose of creating part of Denmark Estate Lot 955 McLeod Road, Denmark as a Special Zone to permit the development of Holiday Accommodation.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Strickland Street, Denmark and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 9 November 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 9 November 1990.

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.

P. DURTANOVICH, Shire Clerk.

PD414

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Harvey

Town Planning Scheme No. 10—Amendment No. 43

Ref: 853/6/12/14, Pt. 43.

Notice is hereby given that the Shire of Harvey has prepared the abovementioned scheme amendment for the purpose of rezoning Pt. Lot 45, corner of South West Highway and Hoffman Road, Yarloop, as shown on the plan from "General Farming", "Place of Heritage Value" and "Important Regional Road" to "Shop", "Place of Heritage Value" and "Important Regional Road".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 102 Uduc Road, Harvey and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 9 November 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 9 November 1990.

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.

K. J. LEECE, Shire Clerk.

PD415

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Town of Kwinana

Town Planning Scheme No. 1—Amendment No. 64

Ref: 853/2/26/1, Pt. 64.

Notice is hereby given that the Town of Kwinana has prepared the abovementioned scheme amendment for the purpose of adding Lot 1039 Medina Avenue, Medina to the Schedule of Service Stations at paragraph (a)—Service Stations, of Clause 3.9 of the Scheme Text.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Gilmore Avenue, Kwinana and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 9 November 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 9 November 1990.

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.

R. K. SMILLIE, Town Clerk.

PD416

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Stirling

Town Planning Scheme No. 2—Amendment No. 146

Ref: 853/2/20/34, Pt. 146.

Notice is hereby given that the City of Stirling has prepared the abovementioned scheme amendment for the purpose of rezoning Reserve 25830, NH.11 Muir Street, Innaloo from "Public Open Space and Local Authority Purposes" to "Medium Density Residential R.20/40".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Civic Place, Stirling and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 9 November 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 9 November 1990.

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.

R. H. FARDON, Town Clerk.

PD417

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Swan

Town Planning Scheme No. 9—Amendment No. 120

Ref: 853/2/21/10, Pt. 120.

Notice is hereby given that the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of amending the zoning of portion of Part Lot 5, Swan Location 2515 from "General Rural" to "Special Purpose—Addiction Therapeutic Community".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway, Middle Swan and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 9 November 1990.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 9 November 1990.

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.

E. W. LUMSDEN, Shire Clerk.

PD418

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Broome

Town Planning Scheme No. 2—Amendment No. 77

Ref: 853/7/2/3, Pt. 77.

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 20 September 1990 for the purpose of rezoning portions of Broome Locations 833, 652 and 1850 from Rural, Highways and Major Roads and Airways, Ground Facilities including Airstrip to "Industrial" and "Parks and Recreation".

R. J. JOHNSTON, President.

D. L. HAYNES, Shire Clerk.

PD419

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Bunbury

Town Planning Scheme No. 6—Amendment No. 108

Ref: 853/6/2/9, Pt. 108.

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 Bunbury Town Planning Scheme Amendment on 20 September 1990 for the purpose of—

Item	Use Classes	Current Purpose	Amended Purpose
19	Drive-in Take away Food	SA	P
25	Educational Establishments	AA	P
33	Health Studio	X	AA
40	Library	X	AA
53	Museum	X	AA
60	Pet Meat Shop	X	AA
63	Place of rural industry	X	AA

E. C. MANEA, Mayor.

V. S. SPALDING, Town Clerk.

PD420

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Gosnells

Town Planning Scheme No. 1—Amendment No. 332

Ref: 853/2/25/1, Pt. 332.

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 Gosnells Town Planning Scheme Amendment on 20 September 1990 for the purpose of rezoning Lot 215 Wheatley Street, Gosnells from Residential A to Residential B.

P. M. MORRIS, Mayor.
 G. N. WHITELEY, Town Clerk.

PD421

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Collie

Town Planning Scheme No. 1—Amendment No. 77

Ref: 853/6/8/1, Pt. 77.

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 Collie Town Planning Scheme Amendment on 14 September 1990 for the purpose of—

- (a) Amending the Scheme Text as follows—
1. In Clause 3.1 deleting the number "17" and inserting the number "18" in substitution therefor.
 2. In Clause 3.1 inserting after the zone "Special Residential" and before the zone "Commercial A" a further zone classification "Special Residential B".
 3. In Clause 3.2 adding this further sentence "For the uses permitted within the "Special Residential B" zone reference should be made to the "Special Residential" column of the Zoning Table".
 4. In Clause 5.13 adding the following—
 1. "Special Residential B"
 Within those areas zoned "Special Residential B" on the Scheme Map a minimum lot size of 4 000 square metres shall apply to all land subdivided in this zone,
 2. Within those areas zoned "Special Residential B" on the Scheme Map, the keeping of horses, cattle, sheep, goats, pigs, mules and all other forms of livestock upon any lot is not permitted, and
 3. Where the Council approves a proposed development in the "Special Residential B" zone either—
 - (a) subject to a condition requiring a building envelope: or
 - (b) on the basis of planning consent which includes the provision of a building envelope;
 the building envelope applies and prevails over the Zoning and Development Table.
- (b) Amending the Legend of the Scheme Maps to include a "Special Residential B" zoning classification using a light green background with a thin black cross-hatch.

R. B. PIMM, President.
 I. H. MIFFLING, Shire Clerk.

PD422

TOWN PLANNING AND DEVELOPMENT ACT 1928
Shire of Carnarvon

Interim Development Order No. 15

Ref: 26/10/2/1.

Notice is hereby given that in accordance with the provisions of sub-section (2) of section 7B of the Town Planning and Development Act 1928, and by direction of the Hon Minister for Planning a summary as set out hereunder of the Shire of Carnarvon Interim Development Order No. 15 made pursuant to the provisions of section 7B of that Act is published for general information.

The Minister for Planning has made copies of this Order available for inspection by any person free of charge at the offices of the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and at the offices of the Shire of Carnarvon during normal office hours.

Summary

1. The Shire of Carnarvon Interim Development Order No. 15 contains provisions *inter alia*:
 - (a) That the Order applies to that part of the Shire of Carnarvon specified in the Order.
 - (b) That, subject as therein stated, the Carnarvon Shire Council is the authority responsible for its administration.
 - (c) That the carrying out of certain development on land within the scope of the Order without approval as stated therein is prohibited.
 - (d) Relating to the application for, and grant of approval for, development other than development permitted by the Order.
 - (e) Relating to certain development permitted by public authority.
 - (f) Relating to certain development permitted by this Order.
 - (g) Relating to the continuance of the lawful use of lands and buildings.
 - (h) Relating to appeals against refusal of approval for development or against conditions subject to which approval to carry out development is granted.
2. The Order has effect from and after the publication of this Summary in the *Government Gazette*.

Dated 9 August 1990.

M. G. CHEVERTON, Shire Clerk.

PD423

CORRIGENDUM
TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Perth
 City Planning Scheme Amendment No. 24

Ref: 853/2/10/9, Pt. 24.

It is hereby notified for public information that the notice under the above Amendment No. 24 published at page 4837 of the *Government Gazette* No. 104 dated 14 September 1990 contained an error which is now corrected as follows—

FOR THE WORDS—

- (i) Creating two new office/residential zones in the suburban area and to incorporate the area of Town Planning Scheme No. 10—West Perth into the City Planning Scheme.
- (ii) Rezoning the lots fronting the northern side of Herdsman Parade from Industrial and Residential R20 to OR1 and make the area a precinct within that zone.

READ—

- (i) Creating two new office/residential zones in the suburban area and to incorporate the area of Town Planning Scheme No. 10—West Perth into the City Planning Scheme.
- (ii) Rezoning the lots fronting the northern side of Herdsman Parade from Industrial and Residential R20 to OR1 and make the area a precinct within that zone.

Schedule

1. Amending clause 4 by deleting paragraph (c).
2. Amending clause 10(1) in the definition of "storey" by adding the following words after the words "the ceiling above it"—

" but does not include any portion of a building used solely for car parking and having 50% or more of its volume below natural ground level "
3. Amending clause 22(1) by adding the following new paragraph after paragraph (e)—

" (f) Office/Residential Zones	OR1
Office/Residential Zone OR1	OR2 "
Office/Residential Zone OR2	

4. Amending Table No. 1 by adding after the column heading "SPECIAL USE" two new columns headed " OFFICE/RESIDENTIAL OR1 " and " OFFICE/RESIDENTIAL OR2 " and inserting in those columns, alongside the use classes specified below, the symbols specified below—

USE CLASSES	OFFICE/ RESIDENTIAL OR1 AND OR2
Single House, caretakers residence	P
Aged or dependent persons dwellings	AA
Attached House, grouped dwelling	P
Multiple dwelling	P/X 5
Home occupation	P
Lodging house, hotel, motel, club, tavern, private hotel, serviced apartment	SA
Hospital, institutional building	SA
Consulting room	P
Local shop	SA
Shop	X
Fish shop, pet meat shop, pet shop	X
Eating house	AA
Day nursery	SA
Recreational facilities	AA
Educational establishment	AA
Public worship—place of	AA
Civic buildings	AA
Theatre, cinema, commercial hall	SA
Office building	P
Light industry	IP 6
General industry	X
Hazardous or noxious industry	X
Warehouse, showrooms	IP/AA 7
Public utilities	AA
Car Park	SA
Amusement centre, camping ground, caravan park, cemetery, crematorium, drive-in theatre, drive-in fast food outlet, funeral parlour, fuel depot, open air display, open air storage yard, service station, transport depot, vehicle sales premises, veterinary clinic, veterinary hospital	X

5. Amending Table No. 1 by—

- Deleting the words "Car Park", where they appear in the column head "USE CLASSES";
- Inserting in the column headed "USE CLASSES" immediately below the words "Public Utilities" the words " Car Park ";
- Inserting in the columns of Table No. 1 specified below alongside the Use Class "Car Park" the symbols specified below—

" RESIDENTIAL PLANNING CODE R12.5	X
RESIDENTIAL PLANNING CODE R20	X
RESIDENTIAL PLANNING CODES R30 AND R40	X
RESIDENTIAL PLANNING CODES R60, R80 AND R160	X
SHOPPING S1 AND S2	AA
GENERAL COMMERCIAL C1, C2 AND C3	AA
INDUSTRY 11	AA
INDUSTRY 12	AA
OFFICE/RESIDENTIAL OR1	SA
OFFICE/RESIDENTIAL OR2	SA"

6. Amending Table No. 1 by inserting the following new footnotes after Footnote 4—

5. Refer to clause 99G. (Residential Development)
6. Refer to clause 99M. (Light Industry)
7. Refer to clause 69B.(3) (Herdsman Parade Precinct) ".

7. Amending clause 48(4)—

- in paragraph (b) by deleting the full stop and substituting a semi-colon;
- by adding the following new paragraph after paragraph (b)—
 - (c) any building in the Office/Residential Zone OR2 which would exceed the maximum height prescribed by clause 99D.(2)(a), (b) or (c)(ii) with respect to that building. "

8. Amending clause 59—

- (a) by deleting the word “and” where it appears immediately after the words “Old Brewery Site Redevelopment Precinct” and substituting therefor a comma;
- (b) by adding the following words after the words “Windarra Drive Precinct”:
“ and Herdsman Parade Precinct ”.

9. Amending Division 2 of Part VI by adding the following new clause immediately after clause 69A—

“ HERDSMAN PARADE PRECINCT

69B. (1) In considering an application for town planning approval in the Herdsman Parade Precinct, the Council, in addition to any other aim or objective or any other matter it is required or permitted to consider, shall have regard to the following objectives—

- (a) the encouragement of the redevelopment of sites within the Precinct;
- (b) the encouragement of development which will form a suitable transition between the residential development south of Herdsman Parade and the adjoining commercial development;
- (c) the encouragement of residential or office development along the Herdsman Parade frontages of lots within the Precinct;
- (d) the need to ensure that the levels of commercial traffic do not exceed those appropriate to the adjacent residential area.

(2) In this Precinct all residential development shall conform, except for open space, with the standards and requirements applicable to land in the Residential Zone having an R Code Density of R40.

(3) In this Precinct the Council shall only grant town planning approval of a development for the purpose of showrooms or a warehouse if vehicular access to the development is not provided from Herdsman Parade. ”.

10. Amending clause 72 by deleting subclause (2) and substituting therefor—

“ (2) In—

- (a) that part of the Shopping Zone S2 bounded by Richardson Street, Outram Street, Mayfair Street and Colin Street, West Perth, a building shall not have a plot ratio exceeding 1.33; and
- (b) all other parts of the Shopping Zone S2 a building shall not have a plot ratio exceeding 1.0 ”.

11. Amending Part VI by adding the following new Division after Division 5—

“ DIVISION 6—OFFICE/RESIDENTIAL ZONES (SUBURBAN AREA)

APPLICATION

99A. This Division applies to all Office/Residential Zones within the Suburban Area.

AIMS AND OBJECTIVES

99B. In considering an application for town planning approval in the Office/Residential Zones the Council, in addition to any other matter it is required or permitted to consider, shall have regard to the following objectives—

- (a) the encouragement of the development of a mixture of high quality, pleasant office and residential accommodation of a scale and character appropriate to the Suburban Area;
- (b) the protection and enhancement of the amenity and general environmental standards of existing and future residential development in and around the Zones;
- (c) the encouragement of the redevelopment of small lots and vacant land;
- (d) the provision for the development of approximately located local shops.

PLOT RATIO

99C. (1) In the Office/Residential Zone OR1 a building shall not have a plot ratio exceeding 0.5.

(2) In the Office/Residential Zone OR2 a building used solely for non-residential purposes shall not have a plot ratio exceeding 1.33.

(3) In the Office/Residential Zone OR2 the Council may grant town planning approval of a building used solely for residential purposes which building exceeds the maximum plot ratio prescribed by the Residential Planning Codes but does not exceed a plot ratio of 2.0 if the building complies with the standards and requirements of the B Codes of the Residential Planning Codes in all respects other than plot ratio, open space and set backs.

(4) In the Office/Residential Zone OR2 a building used for both residential and non-residential purposes may exceed a plot ratio of 1.33 if that portion of the building used for non-residential purposes does not exceed 1.33 and the plot ratio of the building does not in any event exceed 2.0.

HEIGHT LIMIT

99D. (1) In the Office/Residential Zone OR1, a non-residential building shall not exceed a height of 6 metres.

- (2) In the Office/Residential Zone OR2 the height of a building—
- (a) used solely for non-residential purposes shall not exceed 18 metres;
 - (b) used solely for residential purposes shall not exceed 27 metres;
 - (c) used for both residential and non-residential purposes—
 - (i) may exceed 18 metres if the height of that portion of the building used for non-residential purposes does not exceed 18 metres; but
 - (ii) the height of the building in any event shall not exceed 27 metres.
- (3) For the purpose of subclause (2) of this clause and determining the height of a building—
- (a) regard shall not be had to the height of any room or structure—
 - (i) which houses lift plant and is situated on or forms part of the roof of the building; and
 - (ii) which it does exceed 3 metres in height;
 - (b) any storey used for both residential and non-residential purposes shall be deemed to be used solely for non-residential purposes.

SET BACK

99E. (1) In the Office/Residential Zone OR1, every building used solely or partly for non-residential purposes shall be set back from the lot boundaries such distance as is prescribed by the Residential Planning Codes with respect to grouped dwellings on land in the Residential Zone having an R Code Density of R20.

- (2) In the Office/Residential Zone OR2—
- (a) the first three storeys of every building shall be set back a minimum of 4.5 metres from the primary street alignment and 3 metres from the secondary street alignment;
 - (b) the fourth storey of any building shall be set back a minimum of 5.5 metres from the primary street alignment and 4 metres from the secondary street alignment;
 - (c) the fifth and each subsequent storey of any building shall be set back a minimum of 6.5 metres from the primary street alignment and 5 metres from the secondary street alignment;
 - (d) the first three storeys every building shall be set back a minimum of 3 metres from the side and rear boundaries of the lot;
 - (e) the fourth storey of any building shall be set back a minimum of 4 metres from the side and rear boundaries of the lot;
 - (f) the fifth and each subsequent storey of any building shall be set back a minimum of 5 metres from the side and rear boundaries of the lot.

MIXED DEVELOPMENT

99F. In considering any application for town planning approval of development for both non-residential and residential purposes the Council will have particular regard to measures taken to minimise conflict between the non-residential and residential uses.

RESIDENTIAL DEVELOPMENT

99G. Where town planning approval is given for the use of land solely for residential purposes, development for those purposes shall conform—

- (a) in the Office/Residential Zone OR1 with the standards and requirements prescribed for land in the Residential Zone adjacent or closest to the land the subject of the application and where that land is adjacent to land in the Residential Zone having more than one R Code Density the development shall conform, except for open space, with the standards and requirements prescribed for the land which has the lower density provision for dwellings;
- (b) in the Office/Residential Zone OR2, except for plot ratio, open space and set backs, with the standards and requirements applicable to land in the Residential Zone having an R Code Density of R160.

CAR PARKING

99H. Car parking spaces shall be provided, designed, constructed and maintained in accordance with the provisions of Part VIII of the Scheme and the approved plan relating thereto.

LOADING AND UNLOADING

99I. Areas for the loading and unloading of vehicles carrying goods or commodities to or from premises within the Office/Residential Zones shall be provided and maintained in accordance with the approved plan relating thereto.

LANDSCAPED AREA

- 99J. (1) (a) In the Office/Residential Zone OR1, where land is developed solely for residential purposes, 50% of the area of that land shall be developed and maintained as landscaped area in accordance with the Scheme and the approved plan.
- (b) Subject to paragraph (c) of this subclause, in the Office/Residential Zone OR1, where land is developed for both residential and non-residential purposes, 50% of the area of land shall be developed and maintained as landscaped area in accordance with the Scheme and the approved plan.
- (c) Where an application is made for town planning approval in respect of land in the Office/Residential Zone OR1 to be developed for both residential and non-residential purposes which land has not less than 25% of its area as landscaped area then the Council may approve that application if the Council is satisfied that the landscaped area is sufficient to preserve the amenities of that portion of the land to be used for residential purposes.
- (d) Where an application has been approved pursuant to paragraph (c) of this subclause, the area of land shown as landscaped area on the approved plan shall be developed and maintained as landscaped area in accordance with the Scheme and the approved plan.
- (2) In the Office/Residential Zone OR2 where land is developed for any purpose, 25% of the area of that land shall be developed and maintained as landscaped area in accordance with the Scheme and the approved plan.
- (3) A landscaped area provided pursuant to this clause shall include the areas of land between any street alignment and any building on the land but this subclause does not require more than 25% of the area of the land to be landscaped.
- (4) Where any portion of an access driveway situated between any street alignment and any building is paved and adjoining areas are landscaped in accordance with the approved plan relating thereto that portion of the access driveway shall be included in the calculation of the landscaped area to be provided.

ADVERTISEMENTS

- 99K. (1) In this clause "sign" means any advertisement, advertising hoarding, illuminated sign or other advertising device or erection including without limitation, letters, numerals, figures, symbols or logos painted or applied directly onto a building or wall.
- (2)(a) Subject to paragraph (b) of this subclause and subclause (2) of this clause, no owner or occupier of any lot or part of any lot shall display or permit to remain on the lot or part of the lot so as to be visible from a street or other public place any sign or any two or more of them or any combination of them—
- (i) having a total area of—
- (A) more than 0.5 square metres without first having applied for and obtained town planning approval of the Council; or
- (B) more than 2 square metres; or
- (ii) having or comprising—
- (A) any letter or numeral exceeding 0.3 metres in height or width; or
- (B) any symbol or logo exceeding 0.5 metres in height or width.
- (b) Nothing in paragraph (a) of this subclause shall prohibit any sign from remaining on or continuing to be displayed on any lot or part of any lot so as to be visible from a street or other public place at any time prior to the 1st January 1991.
- (c) In considering an application for a town planning approval referred to in paragraph (a) of this subclause, the Council, in addition to any other aim or objective of the Scheme and to any other matter it is required or permitted to consider, shall have regard to the following objectives—
- (i) the encouragement of the integration of signs with the design of the building or space on which it is proposed to be placed;
- (ii) the encouragement of the integration of two or more signs with each other.
- (3) Subclause (2) of this clause shall not apply to any sign situated on a lot or part of a lot which—
- (a) advertises the lot or the part of the lot or any building thereon for sale or for lease and which does not exceed 2 square metres in area;
- (b) advertises the street number and street name relating to the lot or part of the lot and which does not exceed 0.5 square metres in area; or
- (c) is displayed or erected by the City of Perth, the Commissioner of Main Roads or an incorporated association or union of motorists authorised in that regard by the Minister responsible for the administration of the Road Traffic Act.

(4) The area of a sign is either—

- (a) the total area of each face of the sign; or
- (b) if the sign is applied or painted directly onto a building or wall the area contained within a line drawn around each row of letters or figures comprising the sign so as to include the total width and the predominant height of the row together with the area of each logo or symbol being its height multiplied by its width.

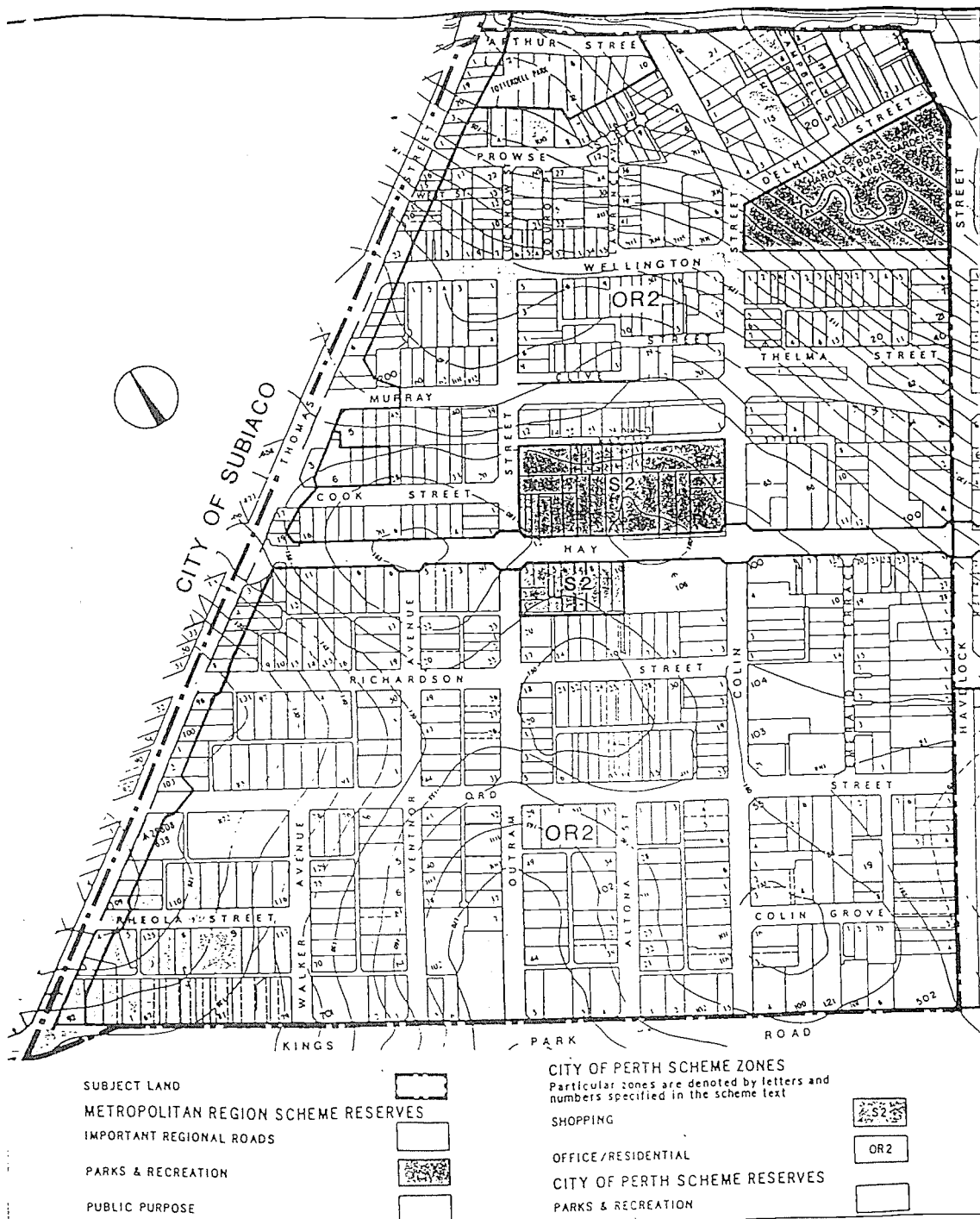
HAY STREET, WEST PERTH—SET BACK AND LANDSCAPED AREA

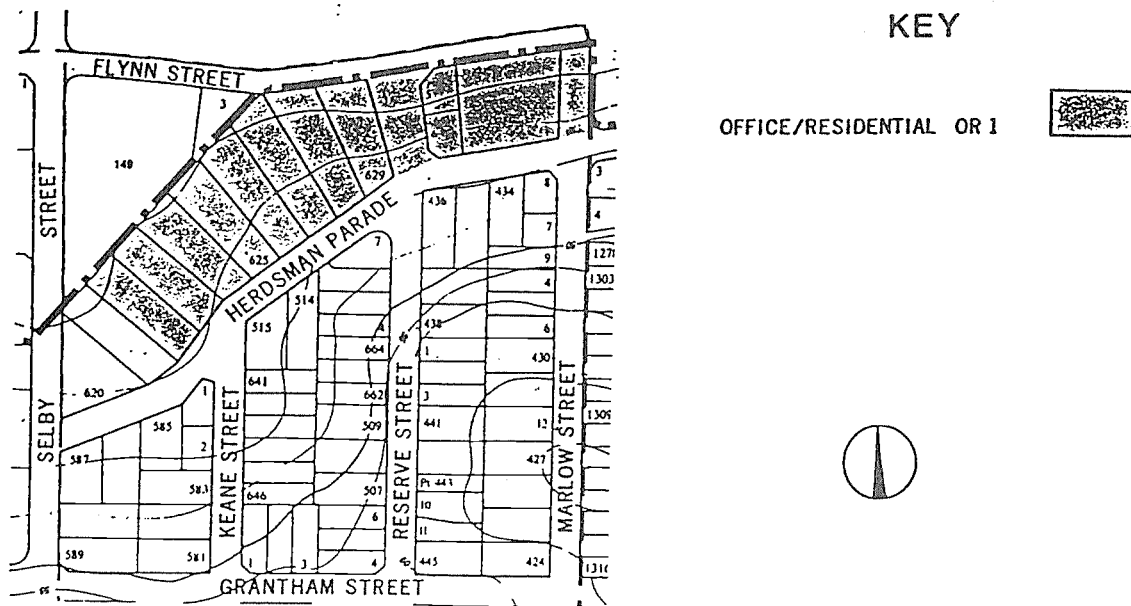
99L. (1) Clause 99E(2) shall not apply to buildings on land abutting on Hay Street, West Perth between Havelock Street and Thomas Street.

(2) Clause 99J shall not apply to land abutting on Hay Street, West Perth between Havelock Street and Thomas Street.

LIGHT INDUSTRY

99M. The Council shall not grant town planning approval of a development for the purpose of Light Industry unless the Council decides that that use is incidental to the predominant use which is made or is to be made of that land and unless the requirements of clause 37 of the Scheme have been first complied with. ”





POLICE

PE301

ROAD TRAFFIC ACT 1974

REGULATIONS AMENDMENT (TOWED AGRICULTURAL IMPLEMENTS) REGULATIONS 1990

Made by His Excellency the Governor in Executive Council.

PART 1—PRELIMINARY

Citation

1. These regulations may be cited as the *Regulations Amendment (Towed Agricultural Implements) Regulations 1990*.

Commencement

2. These regulations shall come into operation on the day of which the *Road Traffic (Towed Agricultural Implements) Regulations 1990* come into operation.

PART 2—ROAD TRAFFIC CODE 1975

Principal regulations

3. In this Part—

“the principal regulations” means the *Road Traffic Code 1975**

[*Reprinted in the Gazette on 25 October 1983 at pp. 4315-4358. For amendments to 8 August 1990 see p. 335 of 1989 Index to Legislation of Western Australia and Gazettes of 16 February 1990 at p. 1106 and 9 March 1990 p. 1386.]

Regulation 1001 amended

4. Regulation 1001 of the principal regulations is amended in subregulation (2) by deleting “of these regulations, prescribing” and substituting the following—

“ of these regulations or of the *Road Traffic (Towed Agricultural Implements) Regulations 1990* prescribing ”.

Regulation 1201 amended

5. Regulation 1201 of the principal regulations is amended by deleting “, as amended from time to time,” and substituting the following—

“ or the *Road Traffic (Towed Agricultural Implements) Regulations 1990* ”.

Regulation 1612 amended

6. Regulation 1612 of the principal regulations is amended by repealing subregulation (2a) and substituting the following subregulation—

- “ (2a) Subregulations (1) and (2) do not apply in relation to—
- (a) the towing of an articulated vehicle in accordance with regulation 13A of the *Tow Truck Regulations 1975*; or
 - (b) the towing of not more than 2 agricultural implements that are normally used in combination and to which the *Road Traffic (Towed Agricultural Implements) Regulations 1990* apply if those regulations are complied with. ”.

Minor amendments

7. The principal regulations are amended by deleting “*Vehicle Standards Regulations 1977*” or “*Vehicle Standards Regulations 1977*” wherever it occurs in regulations 103, 1201, 1202A, 1203, 1205, 1206, 1207, 1208, 1210, 1301, 1606, 1612 and 1618 and substituting in each case the following—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”.

PART 3—ROAD TRAFFIC (DRIVERS' LICENCES) REGULATIONS 1975**Second Schedule amended**

8. The Second Schedule to the *Road Traffic (Drivers' Licences) Regulations 1975** is amended in item 34 by deleting “*Vehicle Standards Regulations 1977*” and substituting the following—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”.

[*Reprinted as at 11 June 1986 p. 2263-2275. For amendments to 8 August 1990 see 1989 Index to Legislation of Western Australia p. 336 and Gazette 30 March 1990 p. 1660.]

PART 4—ROAD TRAFFIC (INFRINGEMENTS) REGULATIONS 1975**Principal regulations**

9. In this Part—

“the principal regulations” means the *Road Traffic (Infringements) Regulations 1975**.

[*Reprinted in the Gazette on 3 April 1990 at pp. 1683-1692. For amendments to 8 August 1990 see Gazettes of 30 March 1990 p. 1662-63; 6 April 1990 p. 1767 and 4 May 1990 p. 2225.]

Regulation 3 amended

10. Regulation 3 of the principal regulations is amended—

- (a) in subregulations (2) (c) and (3) (b) by deleting “*Vehicle Standards Regulations 1977*” and substituting in each case the following—
“ *Road Traffic (Vehicle Standards) Regulations 1977* ”; and
- (b) by inserting after subregulation (3) the following subregulation—
“ (4) Every offence that is created by the *Road Traffic (Towed Agricultural Implements) Regulations 1990* is prescribed for the purposes of section 102 of the Act and the prescribed penalty for each such offence, if dealt with under that section, is \$50. ”.

Regulation 7 repealed and a regulation substituted

11. Regulation 7 of the principal regulations is repealed and the following regulation is substituted—

Prescribed form

- “ 7. The prescribed form of the notice referred to in section 102 (1) of the Act is the form set out in the Second Schedule. ”.

First Schedule amended

12. The First Schedule to the principal regulations is amended by deleting the subheading “*Vehicle Standards Regulations 1977*” and substituting the following subheading—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”.

PART 5—ROAD TRAFFIC (LICENSING REGULATIONS) 1975**General amendments**

13. The provisions of the *Road Traffic (Licensing) Regulations 1975** specified in the Table to this regulation are amended by deleting “*Vehicle Standards Regulations 1977*” wherever occurring and substituting in each case the following—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”.

TABLE

3 (1) definition of "tare", 9 (2) (3) (4), 19, 22 (3a), 26C (1), 27 (2), 28A (4).

[*Reprinted in the Government Gazette 28 August 1984 pp. 2263-2282. For amendments to 8 August 1990 see 1989 Index to Legislation of Western Australia pp. 336-337.]

PART 6—ROAD TRAFFIC (WARDENS) REGULATIONS 1986

Regulations 2 and 5 amended

14. Regulations 2 and 5 of the *Road Traffic (Wardens) Regulations 1986** are amended by deleting "*Vehicle Standards Regulations 1977*" wherever occurring and substituting in each case the following—

" *Road Traffic (Vehicle Standards) Regulations 1977* ".

[*Published in the Gazette 28 November 1986 pp. 4382-4384.]

PART 7—TOW TRUCK REGULATIONS 1975

Regulations 2, 5 and 6 amended

15. Regulations 2, 5 and 6 of the *Tow Truck Regulations 1975** are amended by deleting "*Vehicle Standards Regulations 1977*" wherever occurring and substituting in each case the following—

" *Road Traffic (Vehicle Standards) Regulations 1977* ".

[*Reprinted as at 19 May 1986 Government Gazette 11 June 1986 pp. 1957-1968. For amendments to 8 August 1990 see 1989 Index to Legislation of Western Australia p. 338.]

PART 8—VEHICLE STANDARDS REGULATIONS 1977

Principal regulations

16. In this Part—

"the principal regulations" means the *Vehicle Standards Regulations 1977**.

[*Reprinted in the Gazette on 18 August 1982 at pp. 3177-3247. For amendments to 8 August 1990 see p. 338 of 1989 Index to Legislation of Western Australia and Gazettes of 12 January 1990 at p. 81, 30 March 1990 at pp. 1660-62 and 6 April 1990 at p. 1767.]

Regulation 101 amended

17. Regulation 101 of the principal regulations is amended by deleting "*Vehicle Standards Regulations 1977*" and substituting the following—

" *Road Traffic (Vehicle Standards) Regulations 1977* ".

Regulation 103A amended

18. Regulation 103A of the principal regulations is amended by inserting after subregulation (3) the following subregulation—

" (4) When there is an inconsistency between a provision of these regulations and a provision of the *Road Traffic (Towed Agricultural Implements) Regulations 1990*, the latter provision prevails to the extent of that inconsistency. "

Regulation 1106 repealed

19. Regulation 1106 of the principal regulations is repealed.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

PE302

ROAD TRAFFIC ACT 1974

ROAD TRAFFIC (TOWED AGRICULTURAL IMPLEMENTS)
REGULATIONS 1990

Made by His Excellency the Governor in Executive Council.

PART 1—PRELIMINARY

Citation

1. These regulations may be cited as the *Road Traffic (Towed Agricultural Implements) Regulations 1990*.

Commencement

2. These regulations shall come into operation on 1 November 1990.

Interpretation

3. (1) In these regulations, unless the contrary intention appears—

“built-up area” has the meaning given by regulation 103 (1) of the *Road Code*;

“class 1 combination” means combination having—

- (a) a width not exceeding 2.5 m;
- (b) a length not exceeding 17 m; and
- (c) a height not exceeding 4.3 m;

“class 2 combination” means combination having—

- (a) a width exceeding 2.5 m but not exceeding 3.1 m;
- (b) a length not exceeding 17 m; and
- (c) a height not exceeding 4.3 m;

“class 3 combination” means combination having—

- (a) a width exceeding 3.1 m but not 4.9 m;
- (b) a length not exceeding 17 m; and
- (c) a height not exceeding 4.3 m;

“class 4 combination” means combination having—

- (a) a width exceeding 4.9 m but not exceeding 7.5 m;
- (b) a length not exceeding 17 m; and
- (c) height not exceeding 4.3 m;

“class 5 combination” means combination having—

- (a) a width exceeding 7.5 m;
- (b) a length not exceeding 17 m; and
- (c) a height not exceeding 4.3 m;

“class 6 combination” means combination having—

- (a) a width not exceeding 2.5 m;
- (b) a length exceeding 17 m but not exceeding 22 m; and
- (c) a height not exceeding 4.3 m;

“class 7 combination” means combination having—

- (a) a width not exceeding 2.5 m;
- (b) a length exceeding 22 m; and
- (c) a height not exceeding 4.3 m;

“class 8 combination” means combination having—

- (a) a width not exceeding 2.5 m;
- (b) a length not exceeding 17 m; and
- (c) a height exceeding 4.3 m;

“class 9 combination” means a combination in which the towed implement is a field bin having—

- (a) a width that exceeds 3.1 metres but does not exceed 3.5 metres
- (b) a length not exceeding 17 m; and
- (c) a height not exceeding 4.3 m;

“combination” means towing vehicle and towed implement while attached to each other for the purposes of towing;

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

“dipped”, in relation to the headlamp of a motor vehicle, means that that headlamp is on low beam and complies with the requirements of regulation 204 of the *Vehicle Regulations* in respect of headlamps on low beam;

“freeway” has the meaning given by regulation 103 (1) of the *Road Code*;

“hours of darkness” means hours falling between sunset and sunrise;

“lighting equipment” means lamps, reflectors and equipment ancillary thereto;

“on a road” includes partly on a road;

“peak hour periods” means—

- (a) 7.30 a.m. to 9.00 a.m., and 4.30 p.m. to 6.00 p.m., on a Monday, Tuesday, Wednesday, Thursday or Friday; or
- (b) 7.30 a.m. to 12.30 p.m. on a Saturday,

not being a public holiday;

"the *Road Code*" means the *Road Traffic Code 1975*;

"the *Vehicle Regulations*" means the *Road Traffic (Vehicle Standards) Regulations 1977*;

"tow" includes haul;

"towed implement" means agricultural implement which is being towed by a motor vehicle or is attached thereto for the purpose of being towed by it;

"towing vehicle" means motor vehicle which is towing an agricultural implement or is attached thereto for the purpose of towing it;

"used" includes driven or left stationary.

(2) Nothing in these regulations affects or prevents the application to a towing vehicle or to a pilot motor vehicle or an escort motor vehicle of any other written law.

PART 2—REQUIREMENTS APPLICABLE TO ALL CLASSES OF COMBINATIONS

Fitting of lighting equipment generally

4. (1) If the construction of a towed implement in a class combination that is permitted to be towed on a road during the hours of darkness is such that—

- (a) all or any of the lighting equipment of the towing vehicle normally visible from the rear thereof is obscured; and
- (b) the hand signals of the driver of the towing vehicle cannot be seen from the rear thereof,

there shall be fitted on the rear of the towed implement and connected electrically to the towing vehicle efficient lighting equipment of such a kind as to enable the requirements of these regulations to be complied with.

(2) The light board or light boards forming part of the equipment referred to in subregulation (1) may—

- (a) be installed with straps; and
- (b) incorporate a wiring harness—
 - (i) connected to a suitable connector on the motor vehicle concerned; and
 - (ii) so secured as to prevent movement.

(3) If an agricultural implement that is permitted to be towed on a road during the hours of darkness under these regulations is—

- (a) towed by a motor vehicle on a road, the driver of the motor vehicle; or
- (b) left stationary on a road, the person who so leaves it,

shall ensure that reflectors are fitted to the rear of the agricultural implement in accordance with these regulations.

Positioning of lighting equipment generally

5. All lamps and reflectors required by these regulations shall—

- (a) be not less than 400 mm, and not more than 1.5 m, above ground level, but if there is no suitable structure—
 - (i) to which those lamps and reflectors can be fitted; and
 - (ii) which is not more than 1.5 m above ground level,those lamps and reflectors shall be fitted to the lowest suitable structure above 1.5 m above ground level;
- (b) be fitted symmetrically to the rear of the agricultural implement concerned at the same height above ground level;
- (c) be fitted in the sequence stop lamp, reflector, rear lamp and signal lamp inwards from each of the lateral extremities of the agricultural implement concerned; and
- (d) diffuse or direct their emitted or reflected light so as not to cause glare adversely affecting the vision of a person.

Stop lamps

6. There shall be fitted to each towed implement towed on a road 2 stop lamps—

- (a) one on each side of the towed implement;
- (b) each of which, when lighted, displays a red light clearly visible in sunlight at all distances up to 60 m to the rear of the towed implement;
- (c) each of which is lighted when the foot brake of the towing vehicle is applied; and
- (d) each of which has the outer edge of its illuminated area not more than 250 mm from the closest lateral extremity of the towed implement.

Reflectors

7. (1) Where a class combination is permitted to be towed on a road during the hours of darkness under these regulations there shall be fitted to each agricultural implement, whether or not it is towed by a motor vehicle on a road, 2 reflectors—

- (a) one on each side of that agricultural implement;
- (b) each of which during the hours of darkness emits a red reflection of the light projected on to that reflector by a headlamp complying with the requirements of regulation 202 of the *Vehicle Regulations* so as to be visible clearly at a distance of 100 metres to the driver of the vehicle from which that light is projected;
- (c) each of which has the outer edge of its reflective area not more than 400 mm from the closest lateral extremity of that agricultural implement; and
- (d) each of which consists of—
 - (i) a reflective tape with an area of not less than 25 sq cm and a width of not less than 25 mm; or
 - (ii) a reflecting lens fitted to a rear lamp.

(2) In addition to the reflectors prescribed under subregulation (1) there may be fitted to an agricultural implement a third reflector which—

- (a) complies with the requirements of subregulation (1) (b) and (d); and
- (b) occupies a central position between the signalling lamps referred to in regulation 9 (a).

Rear lamps

8. Where a class combination is permitted to be moved on a road during the hours of darkness under these regulations there shall be fitted to each towed implement towed on a road during those hours 2 rear lamps—

- (a) one on each side of the towed implement;
- (b) each of which is of a power not exceeding 7 watts;
- (c) each of which, when lighted, displays a red light clearly visible at night at all distances up to 200 m to the rear of the towed implement; and
- (d) each of which has the outer edge of its illuminated area not more than 400 mm from the closest lateral extremity of the towed implement.

Signalling lamps

9. Where a class combination is permitted to be moved on a road during the hours of darkness there shall be fitted to each towed implement towed on a road during those hours 2 signalling lamps—

- (a) one on each side of the towed implement;
- (b) each of which, when lighted, displays an amber light clearly visible in sunlight at all distances up to 60 m to the rear of the towed implement;
- (c) which are readily operated by the driver of the towing vehicle from his proper driving position;
- (d) the operation of which is indicated by means of a tell-tale indicator that is visible and audible to the driver of the towing vehicle;
- (e) the switching on of each of which is followed by the display of its light within a maximum period of one second and by the regular flashing of its light thereafter at a rate of not—
 - (i) less than 60 times; or
 - (ii) more than 120 times, per minute;
- (f) each of which flashes in phase with its counterpart on the same side of the towing vehicle and is operated by the same control switch;
- (g) each of which has the outer edge of its illuminated area not more than 500 mm from the closest lateral extremity of the towed implement;
- (h) which are not less than 750 mm apart; and
- (i) which are capable of operating as flashing warning lights.

Clearance lamps

10. Where a class combination is permitted to be moved on a road during the hours of darkness and any towed implement in the combination has a width that exceeds 2.5 m there shall be fitted to the towing vehicle and each implement towed during those hours respectively clearance lamps that project not less than or more than 100 millimetres from the sides of the widest component of the combination.

Brakes

11. (1) A combination being used on a road shall be capable of stopping from—
- (a) a speed of 30 km/h; or
 - (b) the maximum speed of which it is capable, whichever is the lower, within a distance not exceeding 15 metres.
- (2) Any braking system on a towed implement and capable of being connected to the towing vehicle shall be connected to the towing vehicle while it and the towed implement are in motion on a road.

Tyres

12. The wheels of a towed implement being towed on a road shall be fitted with pneumatic tyres with a combined load capacity equal to or greater than—
- (a) the actual axle load of that towed implement; or
 - (b) if the axle load referred to in paragraph (a) is unknown, the mass of that towed implement.

Safety of components and attachments

13. (1) Every component of a towed implement being towed on a road shall be maintained in such a condition as to be unlikely to render the use of that towed implement unsafe.

(2) Any folded arm, mechanism or structure—

- (a) forming part of a towed implement being towed on a road; and
- (b) capable of moving so as to increase any of the dimensions of the towed implement referred to in paragraph (a),

shall be prevented from moving within the meaning of paragraph (b) by chains, pins or some other mechanical locking system.

(3) Any component or hopper, bin or other attachment of or to a towed implement being towed on a road, which component, hopper, bin or other attachment is capable of becoming loose or detached from that towed implement, shall be secured to prevent it from becoming loose or detached therefrom.

Safety chains

14. (1) A towed implement being towed on a road shall be connected to the towing vehicle not only by a coupling but also by—

- (i) safety chains that conform with and are fitted in accordance with subregulations (3) and (4); or
- (ii) by a safe locking device that conforms with subregulation (2).

(2) The safe locking device referred to in subregulation (1) shall consist of a bar held together by a split pin or spring loaded clamp.

(3) Safety chains referred to in subregulation (1) shall—

- (a) consist of 2 chains;
- (b) be capable of keeping the towed implement in tow in the event of the failure or accidental disconnection of the coupling between the towed implement and the towing vehicle;
- (c) be fitted to the frame or other substantial portion of the towed implement and to a substantial portion of the towing vehicle;
- (d) not be liable to accidental disconnection; and
- (e) permit all normal angular movements of the coupling referred to in paragraph (b) without unnecessary slack in the chains referred to in paragraph (a).

(4) The chains referred to in subregulation (3) (a) shall—

- (a) be as short as practicable;
- (b) be fitted in a crossed over position so as to prevent the forward end of the drawbar of the towed implement from striking the ground in the event of accidental disconnection of the coupling referred to in subregulation (3) (b);
- (c) have their forward ends fitted to the towing vehicle as close to the pivot of the coupling referred to in subregulation (3) (b) as practicable;
- (d) each have links with the constituent metal thereof having a minimum diameter of 10 mm;
- (e) each be attached at each end by a ring or shackle which is made of steel with a minimum diameter of 10 mm.

Warning signs

15. The warning signs to be carried under regulations 19 (c), 20 (1) (d), 21 (1) (c), 22 (1) (d), 23 (1) (d), 24 (1) (d), 25 (1) (d), 26 (1) (d) and 27 (1) (d) shall—

- (a) consist of an equilateral triangle not less than 292 mm in height from its base to its apex that is constructed of a robust material being either metal or high impact plastic and the sides of the triangle shall be not less than 50 mm wide and shall be made of material which has a red coloured reflectorized surface on both sides or a white surface with 4 equally spaced red button reflectors that have a diameter of not less than 38 mm; and
- (b) be fitted with a device that allows the sign to stand upright on a road.

Towed mass ratios

16. (1) The mass of a towed implement being towed on a road shall not exceed the tare of the towing motor vehicle.

(2) In subregulation (1)—

“tare”, in relation to a towing vehicle, has the meaning given by the *Vehicle Regulations*.

Towing on a road during the hours of darkness

17. Notwithstanding regulation 20 or 24, a class 2 or class 6 combination may be towed on a road during the hours of darkness—

- (a) if—
 - (i) the implement was being used during those hours and has broken down; and
 - (ii) the implement is being towed to a workshop for repairs that are necessary to be carried out as soon as possible; or
- (b) if the class 2 or class 6 combination is a replacement for one that was being used during those hours but which has broken down and requires repairs to be carried out as soon as possible,

and the towed implement is fitted with rearward facing lamps, and if the width of the implement exceeds 2.5 metres, is fitted with clearance lamps.

Class 2 or Class 6 combination may be moved with permission

18. (1) Notwithstanding anything in regulation 20 or 24, a class 2 or class 6 combination may be towed on a road during the hours of darkness if a permit for that purpose has been issued by a police officer and then only subject to the condition specified on the permit.

(2) A permit issued under subregulation (1) is valid only for a period of 24 hours after issue.

PART 3—REQUIREMENTS APPLICABLE TO DIFFERENT CLASSES OF COMBINATIONS**Class 1 combinations**

19. A class 1 combination shall not be used on a road—

- (a) at a speed exceeding 80 km/h;
- (b) during peak hour periods within a radius of 30 km of the General Post Office, Perth;
- (c) unless portable warning signs complying with the standard specification for portable warning signs set out in *regulation 15* are carried in the class 1 combination and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 1 combination as a whole is disabled, references in that regulation to a heavy vehicle or a vehicle being construed for the purposes of this paragraph as references to the towed implement or class 1 combination, as the case requires;
- (d) if the construction of the towed implement is such as to prevent the driver of the towing vehicle from having, while in his normal driving position, a view of the approach of a vehicle overtaking the class 1 combination from either side, unless a mirror or mirrors complying with regulation 1006 of the *Vehicle Regulations* but which do not project more than 150 mm from the width of the towed implement is or are fitted to the towing vehicle to enable that driver to have such a view notwithstanding that construction; and
- (e) which is a freeway.

Class 2 combinations

20. (1) A class 2 combination shall not be used on a road—
- (a) at a speed exceeding 60 km/h;
 - (b) during peak hour periods within a radius of 30 km of the General Post Office, Perth;
 - (c) during the hours of darkness;
 - (d) unless portable warning signs complying with the standard specification for portable warning signs that conform with regulation 15 are carried in the class 2 combination or on the towing vehicle or pilot vehicle (if any) and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 2 combination as a whole is disabled, references in that regulation to a heavy vehicle or a vehicle being construed for the purposes of this paragraph as references to the towed implement or class 2 combination, as the case requires;
 - (e) if the construction of the towed implement is such as to prevent the driver of the towing vehicle from having, while in his normal driving position, a view of the approach of a vehicle overtaking the class 2 combination from either side, unless a mirror or mirrors, projecting not more than 150 mm more than the width of the towed implement (notwithstanding regulation 1006 of the *Vehicle Regulations*) is or are fitted to the towing vehicle to enable that driver to have such a view notwithstanding that construction;
 - (f) which is a freeway;
 - (g) unless the headlamps of the towing vehicle are kept lighted and dipped;
 - (h) unless warning signs displaying the word "overwidth" are affixed to the front of the towing vehicle and to the rear of the towed implement; and
 - (i) unless a red flag complying with regulation 1104 (4) (a) of the *Vehicle Regulations* is affixed to each lateral extremity of the towed implement.
- (2) A class 2 combination or its towing motor vehicle or towed implement shall not be parked on a carriageway—
- (a) in a built-up area; or
 - (b) outside a built-up area except in a truck bay or other area set aside for the parking of vehicles.

Class 3 combinations

21. (1) A class 3 combination shall not be used on a road—
- (a) at a speed exceeding 40 km/h;
 - (b) within a radius of 30 km of the General Post Office, Perth, without the approval in writing of the Commissioner of Main Roads;
 - (c) during the hours of darkness;
 - (d) unless portable warning signs complying with the standard specification for portable warning signs *that conform with regulation 15* are carried in the class 3 combination *or the towing vehicle or pilot vehicle (if any)* and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 3 combination as a whole is disabled, references in that regulation to a heavy vehicle or a vehicle being construed for the purposes of this paragraph as references to the towed implement or class 3 combination, as the case requires;
 - (e) which is a freeway;
 - (f) unless warning signs displaying the word "overwidth" are affixed to the front of the towing vehicle and to the rear of the towed implement;
 - (g) unless a red flag complying with regulation 1104 (4) (a) of the *Vehicle Regulations* is affixed to each lateral extremity of the towed implement;
 - (h) unless the towing motor vehicle is preceded by a pilot motor vehicle bearing a visible sign visible from in front of it indicating that an overwidth vehicle is following;
 - (i) subject to subregulation (2), unless the towed implement is followed by an escort motor vehicle bearing a sign visible from behind it indicating that an overwidth vehicle is preceding it; and
 - (j) unless the headlamps of—
 - (i) the pilot motor vehicle referred to in paragraph (h);
 - (ii) the towing motor vehicle; and
 - (iii) the escort motor vehicle referred to in paragraph (i),are kept lighted and dipped.

(2) Subregulation (1) (i) does not apply if the driver of the towing vehicle is able to see vehicles approaching from the rear by means of mirrors.

(3) A class 3 combination or its towing motor vehicle or towed implement shall not be parked on a carriageway—

- (a) in a built-up area; or
- (b) outside a built-up area except in a truck bay or other area set aside for the parking of vehicles.

Class 4 combinations

22. (1) A class 4 combination shall not be used on a road—

- (a) at a speed exceeding 40 km/h;
- (b) within a radius of 30 km of the General Post Office, Perth, without the approval in writing of the Commissioner of Main Roads;
- (c) during the hours of darkness;
- (d) unless portable warning signs complying with the standard specification for portable warning signs that conform with regulation 15 are carried in the class 4 combination or in the towing vehicle or pilot vehicle (if any) and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 4 combination as a whole is disabled, references in that regulation to a heavy vehicle or a vehicle being construed for the purposes of this paragraph as references to the towed implement or class 4 combination, as the case requires;
- (e) which is a freeway;
- (f) unless warning signs displaying the word "overwidth" are affixed to the front of the towing motor vehicle and to the rear of the towed implement;
- (g) unless a red flag complying with regulation 1104 (4) (a) of the *Vehicle Regulations* is affixed to each lateral extremity of the towed implement;
- (h) unless the towing motor vehicle is preceded by a pilot motor vehicle bearing a sign visible from in front of it indicating that an overwidth vehicle is following it;
- (i) subject to subregulation (2) unless the towed implement is followed by an escort motor vehicle bearing a sign visible from behind it indicating that an overwidth vehicle is preceding it; and
- (j) unless the headlamps of—
 - (i) the pilot motor vehicle referred to in paragraph (h);
 - (ii) the towing motor vehicle; and
 - (iii) the escort motor vehicle referred to in paragraph (i),are kept lighted and dipped.

(2) Subregulation (1) (i) does not apply if the driver of the towing vehicle is able to see vehicles approaching from the rear by means of mirrors.

(3) A class 4 combination or its towing vehicle or towed implement shall not be parked on a carriageway—

- (a) in a built-up area; or
- (b) outside a built-up area except in a truck bay or other area set aside for the parking of vehicles.

Class 5 combinations

23. (1) A class 5 combination shall not be used on a road—

- (a) at a speed exceeding—
 - (i) 40 km/h; or
 - (ii) such speed lower than 40 km/h as is specified in the approval obtained under paragraph (k);
- (b) within a radius of 30 km of the General Post Office, Perth, without the approval in writing of the Commissioner of Main Roads;
- (c) during the hours of darkness;
- (d) unless portable warning signs complying with the standard specification for portable warning signs that conform with regulation 15 are carried in the class 5 combination or the towing vehicle or pilot vehicle (if any) and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 5 combination as a whole is disabled, references in that regulation to a heavy vehicle or a vehicle being construed for the purposes of this paragraph as references to the towed implement or class 5 combination, as the case requires;

- (e) which is a freeway;
 - (f) unless warning signs displaying the word "overwidth" are affixed to the front of the towing vehicle and to the rear of the towed implement;
 - (g) unless a red flag complying with regulation 1104 (4) (a) of the *Vehicle Regulations* is affixed to each lateral extremity of the towed implement;
 - (h) unless the towing vehicle is preceded by a pilot motor vehicle bearing a sign visible from in front of it indicating that an overwidth vehicle is following it;
 - (i) subject to subregulation (2) unless the towed implement is followed by an escort motor vehicle bearing a sign visible from behind it indicating that an overwidth vehicle is preceding it;
 - (j) unless the headlamps of—
 - (i) the pilot motor vehicle referred to in paragraph (h);
 - (ii) the towing motor vehicle; and
 - (iii) the escort motor vehicle referred to in paragraph (i),are kept lighted and dipped; and
 - (k) unless an approval in a form approved by the Commissioner of Police is obtained in respect of that use from a police officer.
- (2) Subregulation (1) (i) does not apply if the towing vehicle is fitted with mirrors that enable the driver of the towing vehicle to see vehicles approaching from the rear.
- (3) An approval obtained under subregulation (1) may be subject to such conditions as the police officer giving that approval may specify therein on reasonable grounds for ensuring safety while the class 5 combination is used on a road, including—
- (a) any speed specified for the purpose of subregulation (1) (a) (ii);
 - (b) the route to be followed by the class 5 combination;
 - (c) the period during which the class 5 combination concerned is to be used on a road; and
 - (d) the class 5 combination be accompanied by a police escort when being towed on a road.
- (4) An approval obtained under subregulation (1) may be so obtained without payment of a fee and shall expire at the end of a period of 12 months commencing on the day on which it was issued.
- (5) A police officer referred to in subregulation (1) (k) shall not refuse to give an approval sought to be obtained from him unless the use of the relevant class 5 combination on a road forming the whole or any part of the route to be followed by that class 5 combination would endanger safety.
- (6) A class 5 combination or its towing vehicle or towed implement shall not be parked on a carriageway—
- (a) in a built-up area; or
 - (b) outside a built-up area except in a truck bay or other area set aside for the parking of vehicles.

Class 6 combinations

24. (1) A class 6 combination shall not be used on a road—
- (a) at a speed exceeding 80 km/h;
 - (b) within a radius of 30 km of the General Post Office, Perth, without the approval in writing of the Commissioner of Main Roads;
 - (c) during the hours of darkness;
 - (d) unless portable warning signs complying with the standard specification for portable warning signs that conform with regulation 15 are carried in the class 6 combination or the towing vehicle or pilot vehicle (if any) and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 6 combination as a whole is disabled, references in that regulation to a heavy vehicle or a vehicle being construed for the purposes of this paragraph as references to the towed implement or class 6 combination, as the case requires;
 - (e) which is a freeway; and
 - (f) unless warning signs displaying the word "overlength" are affixed to the front of the towing motor vehicle and to the rear of the towed implement.

(2) A class 6 combination or its towing motor vehicle or towed implement shall not be parked on a carriageway—

- (a) in a built-up area; or
- (b) outside a built-up area except in a truck bay or other area set aside for the parking of vehicles.

Class 7 combinations

25. (1) A class 7 combination shall not be used on a road—

- (a) at a speed exceeding—
 - (i) 60 km/h; or
 - (ii) such speed lower than 60 km/h as is specified in the approval obtained under paragraph (g);
- (b) within a radius of 30 km of the General Post Office, Perth, without the approval in writing of the Commissioner of Main Roads;
- (c) during the hours of darkness;
- (d) unless portable warning signs complying with the standard specification for portable warning signs that conform with regulation 15 are carried in the class 7 combination or the towing vehicle or pilot vehicle (if any) and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 7 combination as a whole is disabled, references in that regulation to a heavy vehicle or a vehicle being construed for the purposes of this paragraph as references to the towed implement or class 7 combination, as the case requires;
- (e) which is a freeway;
- (f) unless warning signs displaying the word "overlength" are affixed to the front of the towing motor vehicle and to the rear of the towed implement; and
- (g) unless an approval in a form approved by the Commissioner of Police is obtained in respect of that use from a police officer.

(2) An approval obtained under subregulation (1) (g) may be subject to such conditions as the police officer giving that approval may specify therein on reasonable grounds for ensuring safety while the class 7 combination is used on a road, including—

- (a) any speed specified for the purpose of subregulation (1) (a) (ii);
- (b) the route to be followed by the class 7 combination;
- (c) the period during which the class 7 combination is to be used on a road; and
- (d) the police escort, if any, to accompany the class 7 combination while it is used on a road.

(3) An approval obtained under subregulation (1) may be so obtained—

- (a) without payment of a fee; and
- (b) for a period of 12 months.

(4) A police officer referred to in subregulation (1) (g) shall not refuse to give an approval sought to be obtained from him unless the use of the relevant class 7 combination on a road forming the whole or any part of the route to be followed by that class 7 combination would endanger safety.

(5) A class 7 combination or its towing vehicle or towed implement shall not be parked on a carriageway—

- (a) in a built-up area; or
- (b) outside a built-up area except in a truck bay or other area set aside for the parking of vehicles.

Class 8 combinations

26. (1) A class 8 combination shall not be used on a road—

- (a) at a speed exceeding—
 - (i) in built-up areas, 40 km/h; or
 - (ii) in areas other than built-up areas, 60 km/h or the local speed limit, whichever is the lower;
- (b) within a radius of 30 km of the General Post Office, Perth, without the approval in writing of the Commissioner of Main Roads;
- (c) during the hours of darkness;

- (d) unless portable warning signs complying with the standard specification for portable warning signs that conform with regulation 15 are carried in the class 8 combination or the towing vehicle or pilot vehicle (if any) and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 8 combination as a whole is disabled, references in that regulation to a heavy vehicle or a vehicle being construed for the purposes of this paragraph as references to the towed implement or class 8 combination, as the case requires;
 - (e) which is a freeway; and
 - (f) where a telephone line or electricity supply line may obstruct the passage of the class 8 combination, unless not less than 14 days before the class 8 combination is so used, notice of intention so to use the class 8 combination is served on—
 - (i) the Australian Telecommunications Commission established by the *Telecommunications Act 1975* of the Commonwealth; or
 - (ii) The State Energy Commission of Western Australia preserved and continued by the *State Energy Commission Act 1979*,
 or both at their respective headquarters in Perth, as the case requires; and
 - (g) the requirements of the body or bodies, as the case requires, referred to in paragraph (f) in respect of that use are complied with.
- (2) The requirements referred to in subsection (1) (f) may, without limiting the generality of that paragraph, include the requirement that the class 8 combination be escorted by a police officer or police officers while the class 8 combination is used on a road.
- (3) A class 8 combination or its towing vehicle or towed implement shall not be parked on a carriageway—
- (a) in a built-up area; or
 - (b) outside a built-up area except in a truck bay or other area set aside for the parking of vehicles.

Class 9 combinations

27. (1) A class 9 combination shall not be used on a road—
- (a) at a speed exceeding 80 km/h;
 - (b) within a radius of 30 km of the General Post Office, Perth;
 - (c) during the hours of darkness;
 - (d) unless portable warning signs complying with the standard specification for portable warning signs that conform with regulation 15 are carried in the class 9 combination or the towing vehicle and are used in accordance with regulation 1204 of the *Road Code* whenever the towed implement or the class 9 combination as a whole is disabled, references in that regulation to a heavy vehicle or vehicle being construed for the purposes of this paragraph as references to the towed implement or class 9 combination, as the case requires;
 - (e) which is a freeway;
 - (f) unless "overwidth" signs are fitted to the front of the towing vehicle and to the rear of the towed implement;
 - (g) unless a red flag complying with regulation 1104 (4) (a) of the Vehicle Regulations is fixed to each lateral extremity of the field bin;
 - (h) unless the headlamps (if any) of the towing vehicle, are kept lighted and dipped.
- (2) A class 9 combination or its towing vehicle or the towed field bin shall not be parked on a carriageway—
- (a) in a built-up area; or
 - (b) outside a built-up area except in a truck bay or other area set aside for the parking of vehicles.

Combinations not falling within any one class of combination

28. When one or 2 of the dimensions of a combination exceeds or exceed the corresponding maximum dimension or dimensions of any one class of combination, the combination shall not be used on a road unless the combination complies with all the requirements of these regulations in respect of any group of 2 or 3 such classes, as the case requires, which group contains within its 3 greatest maximum dimensions all 3 dimensions of the combination.

Certain motor vehicles may be equipped with flashing amber lamps

29. (1) Each towing vehicle, pilot motor vehicle or escort motor vehicle referred to in these regulations may be equipped with a flashing lamp or lamps which, when lighted, displays or display an amber light.

(2) A flashing light referred to in subregulation (1) shall only be operated while—

- (a) the towing vehicle to which it is attached is towing on a road an agricultural implement;
- (b) the pilot motor vehicle to which it is attached is piloting a combination which is being used on a road; or
- (c) the escort motor vehicle to which it is attached is escorting a combination which is being used on a road.

(3) Regulation 21 (1) (h) and (i), 22 (1) (h) and (i), 23 (1) (h) and (i) or 27 (1) (h) do not apply where a towed implement is towed in convoy with other towed implements or other vehicles and the convoy is preceded by a pilot vehicle and is followed by an escort vehicle each of which display flashing lights that conform with the requirements of regulation 1210 (1) (c) (v) of the *Road Code*.

General duty of drivers of towing vehicles and offences and penalties

30. (1) The driver of the towing vehicle of a combination which is being used on a road shall ensure that there are complied with—

- (a) all the requirements of these regulations which apply to that combination; and
- (b) all the conditions to which any approval obtained under these regulations in respect of that combination is subject.

(2) Nothing in subregulation (1) affects the application of any other written law to a driver referred to in that subregulation.

(3) A person who contravenes subregulation (1) or regulation 4 (3) commits an offence and is liable—

- (a) for a first offence, to a penalty not exceeding \$400; and
- (b) for a second or subsequent offence, to a penalty not exceeding \$800.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

RACING AND GAMING

RA401

SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth (telephone: 425 1888), or consult a solicitor or relevant industry organisation.

App No.	Applicant	Nature of Application	Last Day For Objections
18A/90	Mustard Catering P/L	Application for Special Facility Licence in respect of the Subiaco Oval, Subiaco	23/10/90
19A/90	Reefton P/L t/a Mansfield Caterers	Application for Special Facility Licence in respect of the Onslow Reception Centre, 159 Onslow Road, Shenton Park	13/10/90
27B/90	Hillarys Yacht Club	Application for a Club Restricted Licence in respect of Hillarys Yacht Club, Hillarys Boat Harbour, Hillarys	10/10/90

App No.	Applicant	Nature of Application	Last Day For Objections
28B/90	East Fremantle Cricket Club Inc.	Application for a Club Restricted Licence in respect of the East Fremantle Cricket Club, Preston Point Road, East Fremantle	9/10/90
29B/90	Secana Nominees P/L	Application for a Restaurant Licence in respect of the Narrogin Hotel, 56 William Street, Narrogin	20/10/90
TRANSFERS			
66	Vicovaro P/L	Application for transfer of a hotel licence for premises known as Boddington Hotel from Baccarat Holdings Pty Ltd	3/10/90
67	O.L.M. Lee WJ Lynch Spake Production P/L Portario P/L	Application for transfer of a restaurant licence for premises known as The Mex at Margarets situated Margaret River from R. A. Vandeveld	10/10/90
68	Dorsett Investments Pty Ltd	Application for transfer of a hotel licence for premises known The Federal Hotel situated in Wagin from Dorsett Investments Pty Ltd (S87)	2/10/90
69	Frantisek & Eliska Radmil	Application for transfer of a restaurant licence for premises known as Piccadilly Cafe situated in Midland from Bokay Holdings P/L	5/10/90
70	Bulletin Holdings P/L	Application for transfer of a hotel licence for premises known as Marvel Loch Hotel from Ashique P/L	3/10/90

This notice is published under section 67 (5) of the Liquor Licensing Act 1988.

G. B. AVES, Director of Liquor Licensing.

TENDERS

ZT201

MAIN ROADS DEPARTMENT

Acceptance of Tenders

Contract No.	Description	Successful Tenderer	Amount
			\$
59/90.....	Cement Stabilisation Perth-Lancelin Road, Moore River-Ledge Point Section, Shire of Gingin, Northam Division	Brighton Stabilisers	155 641.70
63/90.....	Supply and Delivery of Travelling Mechanics Truck with Hydraulic Crane	Mazda (WA)	35 036.12
12/90.....	Office Cleaning Northam Division	G & C Cleaning	5 422.00
98/90.....	Demolition of Lot 10 (No. 45) Southport Street, Leederville	P B & K A Brajkovich	870.00

J. F. ROSE, Acting Director, Administration and Finance.

ZT301

STATE TENDER BOARD OF WESTERN AUSTRALIA

Tenders Invited

Tender forms and full particulars of the Schedule hereunder may be obtained on application at the State Tender Board, 815 Hay Street, Perth, 6000.

TELEPHONE No. 327 0741

FACSIMILE No. 321 7918

Date of Advertising		Description	Date of Closing
Sept 14	137A1990	Cable, Power, Electrical (one year period with an option to extend a further year) for various Govt Departments—Group Class No. 6145	October 4
Sept 14	566A1990	Supply of Trucks for Westrail—Group Class No. 2320	October 4
Sept 21	219A1990	Supply of Haemodialysis Solution for Royal Perth and Sir Charles Gairdner Hospitals for one year period with an option of a further one year—Group Class No: 6505	October 11
Sept 21	220A1990	Supply, delivery, installation and support of Computerised School, Library Systems for the Ministry of Education for a five (5) year period—Group Class No: 7000	November 1
Sept 21	578A1990	One (1) only Moulder, Woodworking (4 sided) Machine for Leederville College of TAFE—Group Class No: 3220	October 11
Sept 14	565A1990	One (1) Bus to Westrail—Group Class No. 2310 ...	October 18
Sept 21	220A1990	Supply, delivery, installation and support of Computerised School, Library Systems for the Ministry of Education for a five (5) year period—Group Class No: 7000	November 1
<i>For Service</i>			
Sept 14	575A1990	For the provision of preparing, booking and charging of Classified and Display Categories for specified newspapers on behalf of the Western Australian Government—SECWA Code: ADAN.	October 11
Sept 14	576A1990	For the provision of preparing, and/or preparing, booking and charging of Composite Employment Advertisements for newspapers on behalf of the Western Australian Government—SECWA Code: ADAN.....	October 11
<i>For Sale</i>			
Sept 14	571A1990	1989 Holden Commodore VN Sedan (7IO 191) for the Geraldton Mid-west Development Authority.	October 4
Sept 14	572A1990	1989 Ford Falcon Panel Van (MRD A537) for the Main Roads Department—Welshpool.....	October 4
Sept 14	573A1990	1988 Nissan Navara Crew Cab Tray Top Utility (MRD A309) for the Main Roads Department—Welshpool.....	October 4
Sept 14	574A1990	1980 Chamberlain Rubber Tyred Tractor MK4 (MRD 4626) for the Main Roads Department—Welshpool.....	October 4
Sept 14	577A1990	Disposal of Surplus Equipment at Derby for the Department of Agriculture—Derby.....	Cancelled
Sept 21	580A1990	1981 Hino KL300 Tipping Truck (MRD 5706) Re-Call for the Main Roads Department—Welshpool	October 11
Sept 21	581A1990	1988 Nissan Navara King Cab Utility (MRD A212) Re-Call for the Main Roads Department—Welshpool	October 11
Sept 21	582A1990	1982 Leyland Flat Top Truck (MRD 6531) Re-Call for the Main Roads Department—Welshpool	October 11

STATE TENDER BOARD OF WESTERN AUSTRALIA—*continued**Tenders Invited—continued*

Date of Advertising		Description	Date of Closing
Sept 21	583A1990	Secondhand Sleeper/Kitchen Caravan (MRD 0023) and Secondhand Office/Sleeper Caravan (MRD 1612) for the Main Roads Department—Welshpool	October 11
Sept 28	579A1990	1987 Ford Falcon XF Panel Van (MRD 2163)—Recall for the Main Roads Department—Welshpool	October 18
Sept 28	584A1990	1983 Nissan Cabstar Tray Top Truck H40 (MRD 6606)—Recall for the Main Roads Department—Welshpool	October 18
Sept 28	585A1990	1980 Chamberlain Tractor MK4 (MRD 4631), Secondhand Chamberlain Grader 670A (MRD 6673) and Secondhand Chamberlain Grader 670A (MRD 6674) for the Main Roads Department—Welshpool	October 18
Sept 28	586A1990	One (1) only Secondhand Mercedes Benz Prime Mover (MRD 4174)—Recall for the Main Roads Department—Welshpool	October 18
Sept 28	587A1990	1985 Mitsubishi Tip Truck FK415F16 (MRD 8333) for the Main Roads Department—Welshpool	October 18

Tenders, addressed to the Chairman, State Tender Board, 815 Hay Street, Perth 6000 will be received for the abovementioned tenders until 10.00 am on the date of closing.

Tenders must be properly endorsed on envelopes otherwise they are liable to rejection. No tender necessarily accepted.

L. W. GRAHAM, Chairman, State Tender Board.

Accepted Tenders

Schedule No.	Particulars	Contractor	Rate
<i>Purchase and Removal</i>			
519A1990	Secondhand Cavalier Caravan Water/Fuel Tanker Trailer (MRD 1746)—Welshpool	C.D. Dodd	Item 2 \$1 275.00
541A1990	1985 Toyota Hilux 4x4 Tray Back (6QF 428)—Mundaring	Olympic Motor Co.	Item 1 \$8 700.00
555A1990	1989 Nissan Navara King Cab Utility (MRD A367)	William Wood Motors	Item 2 \$6 300.00
	1989 Nissan Navara King Cab Utility (MRD A502)	Begovich James	Item 3 \$7 689.00
556A1990	1989 Ford Falcon Panel Van (MRD A719)	William Wood Motors	Item 4 \$6 939.00
	1989 Ford Falcon Utility (MRD B018)	Rhodes Motors	Item 5 \$8 119.00
	1989 Mitsubishi Triton Utility (MRD A686)—Welshpool	Rhodes Motors	Item 6 \$7 019.00
559A1990	1989 Ford Falcon Utility (MRD A714)	William Wood Motors	Item 1 \$6 300.00
	1988 Nissan Navara King Cab Utility (MRD 2431)	J. Hammond	Item 2 \$7 753.00
560A1990	1985 Toyota Landcruiser 4x4 Tray Back (6QI 256)	Magic Toyota	Item 1 \$10 800.00
	1989 Toyota Corolla 4x4 Station Wagon (6QS 865)—Mundaring	Magic Toyota	Item 1 \$10 825.00
562A1990	1982 John Deere Tractor 1040 4x4 With Front End Loader (XQQ 391)—Collie	Alastair Gillespie	\$12 555.00
562A1990	1989 Ford Falcon XF (MRD A691)—Welshpool	William Wood Motors	\$6 750.00
<i>Decline of All Tenders</i>			
540A1990	1983 Nissan Cabstar Tray Top Truck H40 (MRD 6606)—Welshpool		
545A1990	1987 Ford Falcon XF Panel Van 4.1L (MRD 2163)—Welshpool		

ZT401

WATER AUTHORITY OF WESTERN AUSTRALIA

Tenders

Tenders are invited for the projects listed below and will be accepted up to 2.30 pm on the closing date specified.

Tender documents are available from the Supply Services Branch, Level 2, Entry 4, John Tonkin Water Centre, 629 Newcastle Street, Leederville, WA 6007.

Tender documents must be completed in full, sealed in the envelope provided and placed in the Tender Box located at the above Leederville address.

The lowest or any tender may not necessarily be accepted.

Contract No.	Description	Closing Date
		1990
MM 900214	The Supply and Commissioning of a 30KW Wind Turbine for the Denham Tower Water Supply	16 October
MM 900215	The Removal of the Top 300 mm and Reinstatement of the Cut Surface and Installation of Flashing on Number 3 Reinforced Concrete Tank at Exmouth	16 October
TM 901043	The Supply of 450 mm Nominal Diameter Non-pressure Pipes Complete with Necessary Couplings and/or Rings	16 October
AM 901044	Supply of Submersible Pumpsets for Quinns No. 1 Wastewater Pump Station	9 October
AV 903315	The Supply of one (1) 4WD Loader in Accordance with Specification 90P/5	9 October
AV 903316	The Supply of two (2) 22 500 kg GVM Tray Top Trucks in Accordance with Specification 90V/5	16 October
AV 903317	The Supply of four (4) 9 300 kg GVM Tray Top Trucks in Accordance with Specification 90V/6	16 October
AV 903318	The Supply of Three (3) 7 000 kg GVM Tray Top Trucks in Accordance with Specification 90V/3	9 October
AV 903319	The Supply of two (2) 22 500 kg GVM Tray Top Trucks in Accordance with Specification 90V/4	16 October

ZT402

Accepted Tenders

Contract	Particulars	Contractor	Price
AM 900613 ...	New Victoria Dam and Appurtenant Works	Baulderstone Horn- ibrook Engineering Pty Ltd	Schedule of Rates
AV 903312	Supply of one (1) Forklift Truck in Accordance with Specification 90P/8	Budget Forklifts	\$37 496
AV 903314	Supply of two (2) 9 300 kg GVM Tray Top Trucks in Accordance with Specification 90V/2	Prestige Toyota	\$66 214

W. COX, Managing Director.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

Creditors and other persons having claims to which section 63 of the Trustees Act 1962 as amended relates in respect of the estate of Ruby Madge Trott late of Bunbury Nursing Home, Hayes Street Bunbury who died on 29th March 1990 are required by the personal representative to send particulars of their claims addressed to the Executor of the Will of Ruby Madge Trott deceased, care of Young & Young, 5 Spencer Street, Bunbury, by the 24th day of October, 1990 after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative then has notice.

YOUNG & YOUNG.

ZZ202

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 26th day of October 1990, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Armstrong, Flora Emily, late of Como Nursing Home, Talbot Avenue, Como, died 14/8/90.

Basics, Victor, late of Graylands Hospital, Brockway Road Claremont, died 22/6/90.

Boyd, Irene Myrtle, formerly of 52 Bradford Street, Mount Lawley, late of Salvation Army Nursing Home, Mirrambeena Street, Darwin, Northern Territory, died 14/9/90.

Bray, Annie Isabel, late of Collier Park Village, 16 Morrison Street, Como, died 2/9/90.

Buchanan, William Francis, late of Tinetti Lodge, Wilson Street, Kalgoorlie, died 17/7/90.

Caven, Brian James, late of 9 Fitzroy Road, Rivervale, died 29/3/89.

Coyle, Agnes May, late of Carinya Village Lodge, 20 Plantation Street, Mount Lawley, died 4/8/90.

Ettles, Constance Alpheld Schroder, late of Concorde Nursing Home, Anstey Street, South Perth, died 23/5/90.

Heeney, Florence Clara, late of 108/437 Stirling Highway, Claremont, died 22/8/90.

Happ, George Leopold, late of De Lisle Street, Balingup, died 29/8/90.

Harris, Alice, late of Fremantle Nursing Home, 162 Holland Street, Palmyra, died 13/11/89.

Hynes, Francis John, late of Gracewood Nursing Home, Roebuck Drive, Manning, died 6/9/90.

Kent, Salathiel Joseph John, late of Unit 7, Quambie Park, Miller Street, Waroona, died 1/9/90.

Lewis, Wilfred Hurtle, late of Riverview Residence, Collie, died 3/9/90.

Magee, Frederick Phillip, late of Stockman Hotel, Railway Parade, Midland, died 25/8/90.

Martin, Ursula Grace, late of Numbala Nunga Nursing Home, Sutherland Street, Derby, died 12/7/90.

Neuman, Ailsa, late of Mosman Park Nursing Home, 57 Palmerston Street, Mosman Park, died 23/8/90.

Price, Arthur Michael, late of Graylands Hospital, Brockway Road, Mount Claremont, died 19/7/90.

Rapley, Elven Edith, late of Hamilton Hill Nursing Home, 27 Ivermey Road, Hamilton Hill, 3/9/90.

Rappa, Margaret Rose, formerly of 198 Safety Bay Road, Safety Bay, late of Rockingham Private Hospital, 14 Langley Road, Rockingham, died 5/9/90.

Robson, William Robert, late of Unit 5/55 Waterloo Street, Joondanna, died 4/9/90.

Sampson, Daryl John, late of 3 Lowegrove Court, Byford, died 3/9/90.

Saunders, Margaret, late of Ben Ritcher Lodge, 480 Guildford Road, Bayswater, died 31/8/90.

Sutton, Beverley Margaret, late of 30 Norma Road, Alfred Cove, died 28/8/90.

Titcombe, Evelyn May, late of 13 Goddard Street, Lathlain, died 20/8/90.

Walters, Emmie Elizabeth, formerly of 49 Grosvenor Road, Bayswater, late of Adelphi Nursing Home 29 Neville Street, Bayswater, died 25/8/90.

Werndly, Ellen, late of 64 Hubert Street, East Victoria Park, died 26/8/90.

Williamson, Colin Roy, late of 8 Nookie Street, Mandurah, died 4/9/90.

Zile, Domenica, late of 50 Farnley Street, Mount Lawley, died 24/8/90.

Dated this 24th day of September, 1990.

K. E. BRADLEY, Public Trustee, Public Trust Office, 565 Hay Street, Perth WA 6000.

ZZ203

TRUSTEES ACT 1962

In the matter of the Estate of Arthur Edwin James late of 95 Mackie Street, Victoria Park in the State of Western Australia, Production Manager, deceased.

Creditors and other persons having claims to which section 63 of the Trustees Act 1962 relate in respect of the Estate of the deceased, who died on the 19th day of June 1990 are required by the Personal Representative, Michelle Veronica James to send particulars of their claim to Messrs. Taylor Smart, 6th Floor, 533 Hay Street, Perth by the 31st day of October 1990 after which date the said Personal Representative may convey or distribute the assets, having regard only to the claims of which she then has had notice.

Dated the 25th day of September 1990.

TAYLOR SMART.

ZZ204

TRUSTEES ACT 1962

Notice to Creditors and Claimants

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd. of 89 St. George's Terrace, Perth, to send particulars of their claims to the Company, by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Crocker, Terence James, late of 2/93 Thelma Street, Como, Storeman, died 5/2/90.

Cunnold, Albert Edward, late of Room 6, Elanor Lodge, 37 Hastie Street, Bunbury WA 6230, Retired Gardener, died 21/9/90.

De Sales, Frank Balelo, 9 Mortlock Street, Hamilton Hill, Financial Controller, died 12/8/90.

McDonald, Benjamin Thomas, late of 15 Curlington Crescent, Balga, Retired Craftsman, died 5/9/90.

Prout, Arnold Francis, late of 230 Blair Street, Bunbury WA 6230, Retired Farmer, died 5/9/90.

Sutton, Doris, late of Cottage Hospice, Shenton Park, Widow, died 15/9/90.

Dated this 26th day of September 1990.

J. KMIECIK, Manager,
Trusts and Estates Administration.

ZZ401

DISSOLUTION OF PARTNERSHIP

Ritzy Miss

Elizabeth Ann Rogers advises creditors of the above business that following the bankruptcy of her partner Christine Fearnley (number 888/90/9) the partnership carried on under the name Ritzy Miss at Shop 4, Thornlie Square Shopping Centre, Thornlie has been dissolved pursuant to section 44 of the Partnership Act 1895 on 31 August 1990.

PREUSS MOHEN CROSSMAN.

ZZ402

LIMITED PARTNERSHIPS ACTNOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 3

Notice is given that by a transfer dated the 1st day of November 1989, the share of Johndahl Nominees Pty Ltd ("Transferor") in Byvest Limited Partnership No. 3 (represented by 178 100 preferred units in Byvest Limited Partnership No. 3) is transferred from the Transferor to John Christian Dahlsen.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACTNOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 5

Notice is given that by a transfer dated the 29th day of June 1990, the share of John Lawrence Sharpe ("Transferor") in Byvest Limited Partnership No. 5 (represented by 600 000 ordinary units in Byvest Limited Partnership No. 5) is transferred from the Transferor to Martagon Pty Ltd.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 8

Notice is given that by a transfer dated the 1st day of May 1989, the share of Belot Holdings Pty Ltd ("Transferor") in Byvest Limited Partnership No. 8 (represented by 100 100 ordinary units in Byvest Limited Partnership No. 8) is transferred from the Transferor to Gibb Nominee Services Pty Ltd.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 8

Notice is given that by a transfer dated the 22nd day of December 1988, the share of Casella Ltd ("Transferor") in Byvest Limited Partnership No. 8 (represented by 260 000 ordinary units in Byvest Limited Partnership No. 8) is transferred from the Transferor to Metro Meat Limited.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 8

Notice is given that by a transfer dated the 1st day of November 1989, the share of Johndahl Nominees Pty Ltd ("Transferor") in Byvest Limited Partnership No. 8 (represented by 147 200 preferred units in Byvest Limited Partnership No. 8) is transferred from the Transferor to John Christian Dahlsen.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 9

Notice is given that by a transfer dated the 22nd day of May 1990, the share of Geoffrey William Dewar ("Transferor") in Byvest Limited Partnership No. 9 (represented by 100 100 ordinary units in Byvest Limited Partnership No. 9) is transferred from the Transferor to Gerald John van Wyngen.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 9

Notice is given that by a transfer dated the 18th day of June 1990, the share of Loris Investments Pty Ltd ("Transferor") in Byvest Limited Partnership No. 9 (represented by 100 000 ordinary units in Byvest Limited Partnership No. 9) is transferred from the Transferor to Ernbridge Pty Ltd.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 9

Notice is given that by a transfer dated the 1st day of November 1989, the share of Johndahl Nominees Pty Ltd ("Transferor") in Byvest Limited Partnership No. 9 (represented by 118 700 preferred units in Byvest Limited Partnership No. 9) is transferred from the Transferor to John Christian Dahlsen.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 10

Notice is given that by a transfer dated the 1st day of November 1989, the share of Johndahl Nominees Pty Ltd ("Transferor") in Byvest Limited Partnership No. 10 (represented by 20 000 preferred units in Byvest Limited Partnership No. 10) is transferred from the Transferor to John Christian Dahlsen.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 11

Notice is given that by a transfer dated the 16th day of January 1990, the share of George Markos ("Transferor") in Byvest Limited Partnership No. 11 (represented by 100 000 ordinary units in Byvest Limited Partnership No. 11) is transferred from the Transferor to Sagoba Pty Limited.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 11

Notice is given that by a transfer dated the 20th day of June 1989, the share of Zebette Pty Ltd ("Transferor") in Byvest Limited Partnership No. 11 (represented by 500 000 ordinary units in Byvest Limited Partnership No. 11) is transferred from the Transferor to Brayburn Nominees Pty Ltd.

Dated 31 August 1990.

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LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 11

Notice is given that by a transfer dated the 1st day of November 1989, the share of Johndahl Nominees Pty Ltd ("Transferor") in Byvest Limited Partnership No. 11 (represented by 850 000 preferred units in Byvest Limited Partnership No. 11) is transferred from the Transferor to John Christian Dahlsen.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 12

Notice is given that by a transfer dated the 22nd day of November 1988, the share of Adam Lucas Port and Melissa Susan Port as trustee of the AP Superannuation Fund ("Transferor") in Byvest Limited Partnership No. 12 (represented by 100 000 ordinary units in Byvest Limited Partnership No. 12) is transferred from the Transferor to Overseas Corporate Funds Ltd.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 12

Notice is given that by a transfer dated the 10th day of June 1988, the share of Adam Lucas Port ("Transferor") in Byvest Limited Partnership No. 12 (represented by 100 000 ordinary units in Byvest Limited Partnership No. 12) is transferred from the Transferor to Adam Lucas Port and Melissa Susan Port as trustee of the AP Superannuation Fund.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 13

Notice is given that by a transfer dated the 30th day of January 1989, the share of Ledrae Pty Ltd ("Transferor") in Byvest Limited Partnership No. 13 (represented by 100 000 ordinary units in Byvest Limited Partnership No. 13) is transferred from the Transferor to PS Consulting Pty Ltd as trustee of the PS Consulting Trust.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 14

Notice is given that by a transfer dated the 11th day of November 1988, the share of Aldington Pty Ltd ("Transferor") in Byvest Limited Partnership No. 14 (represented by 1 000 000 ordinary units in Byvest Limited Partnership No. 14) is transferred from the Transferor to Battery Funds Management Limited.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 14

Notice is given that by a transfer dated the 9th day of March 1989, the share of Battery Funds Management Ltd ("Transferor") in Byvest Limited Partnership No. 14 (represented by 1 000 000 ordinary units in Byvest Limited Partnership No. 14) is transferred from the Transferor to Regal Life Insurance Limited (formerly Royal Life Insurance Australia Ltd).

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 14

Notice is given that by a transfer dated the 1st day of November 1989, the share of Johndahl Nominees Pty Ltd ("Transferor") in Byvest Limited Partnership No. 14 (represented by 186 000 preferred units in Byvest Limited Partnership No. 14) is transferred from the Transferor to John Christian Dahlsen.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 15

Notice is given that by a transfer dated the 3rd day of October 1989, the share of Northern Energy Limited ("Transferor") in Byvest Limited Partnership No. 15 (represented by 100 000 ordinary units in Byvest Limited Partnership No. 15) is transferred from the Transferor to Dibbsco No. 143 Pty Ltd.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 16

Notice is given that by a transfer dated the 22nd day of February 1988, the share of Bisley Investment Corporation Limited ("Transferor") in Byvest Limited Partnership No. 16 (represented by 3 900 000 ordinary units in Byvest Limited Partnership No. 16) is transferred from the Transferor to Haemetite Pty Ltd.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

LIMITED PARTNERSHIPS ACT
NOTICE OF ASSIGNMENT OF SHARE OF LIMITED PARTNER
PURSUANT TO SECTION 10

Byvest Limited Partnership No. 16

Notice is given that by a transfer dated the 22nd day of May 1990, the share of Michael David Tolz ("Transferor") in Byvest Limited Partnership No. 16 (represented by 100 000 ordinary units in Byvest Limited Partnership No. 16) is transferred from the Transferor to Gerald John van Wyngen.

Dated 31 August 1990.

FREEHILL HOLLINGDALE & PAGE,
15 William Street, Perth WA 6000.

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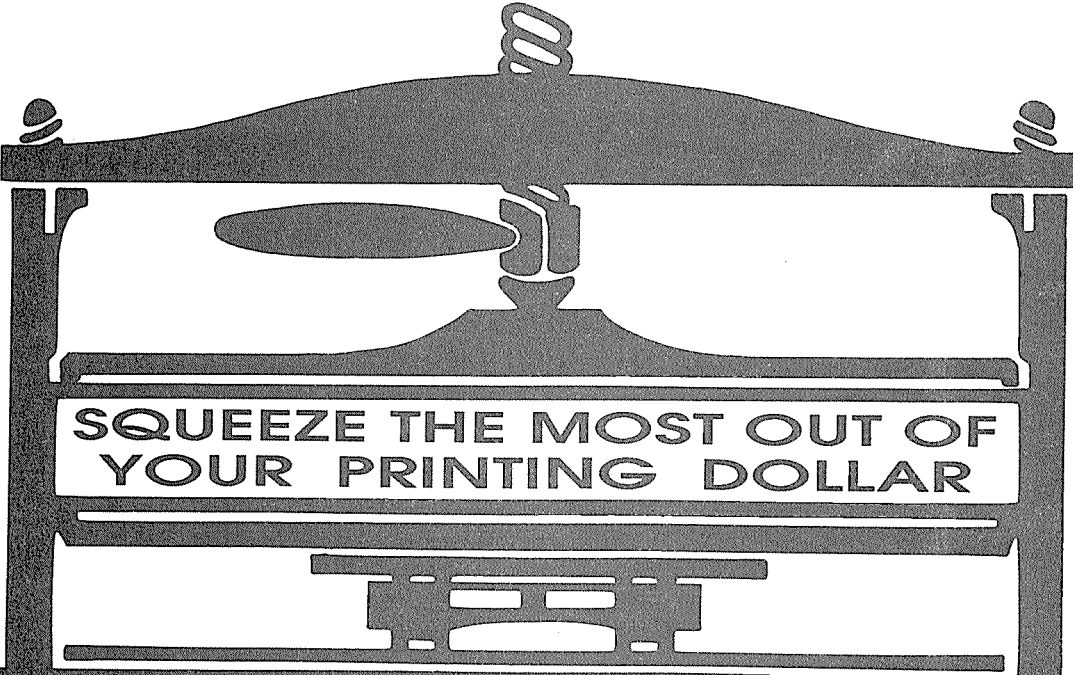
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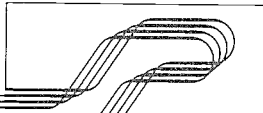
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