

WESTERN AUSTRALIAN GOVERNMENT 222CE



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GOVERNMENT GAZETTE

Because of the Anzac Day holiday on Thursday 25th April 1991, the closing time for copy for the *Government Gazette* published on 26th April will be 3.00pm Tuesday 23rd April 1991.

G. L. DUFFIELD, Government Printer.

IMPORTANT NOTICE GOVERNMENT DEPARTMENTS AND STATUTORY AUTHORITIES

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G. L. DUFFIELD, Director.

· Proclamations

AA101

TRANSFER OF LAND ACT 1893 TRANSFER OF LAND (REVESTMENT) 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 Distinguished Order of Saint Michael and Saint
George, Queen's Counsel. Governor of the State
of Western Australia.

DOLA File 5735/50 Vol 11

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.

Schedule 1

	Schedule 1		
File No.	Description of Land	Certificate	of Title
	F	Volume	Folio
522/991	Portion of Peel Estate Lot 102 and being Lot 315 on Diagram	1854	766
022,001	75883 (now comprising Peel Estate Lot 1367).		
613/991	Portion of Swan Location H and being Lot 246 on Plan 17465	1885	116
010/001	(now comprising Swan Location 11531).		
612/991	Portion of Cockburn Sound Location 16 and being Lot 1000 on	1883	756
012/331	Plan 17652 (now comprising Cockburn Sound Location 3063).	1000	
609/991	Portion of Swan Location 97 and being Lot 40 on diagram 78153	1881	481
003/331	(now comprising Swan Location 11532).	1001	101
3757/990	Portion of Wellington Location 1 and being Lot 495 on Plan	1862	249
0101/000	17320 (now comprising Wellington Location 5596).	1002	_ 10
655/991	Portion of Kwinana Lot E27 and being Lot 290 on Plan 17191	1867	48
000/331	(now comprising Kwinana Lot 301).	1001	10
1032/990	Portion of Kwinana Lot E27 and being Lot 245 on Diagram	1875	993
1032/330	77686 (now comprising Kwinana Lot 305).	1010	000
1032/990	Portion of Kwinana Lot E27 and being Lot 247 on Diagram	1875	995
1032/990		1010	000
1000/000	77686 (now comprising Kwinana Lot 303).	1875	996
1032/990	Portion of Kwinana Lot E27 and being Lot 248 on Diagram	1070	330
1000/000	77686 (now comprising Kwinana Lot 304).	1867	46
1032/990	Portion of Kwinana Lot E27 and being Lot 335 on Plan 17192	1007	40
1000/000	(now comprising Kwinana Lot 302).	1867	81
1032/990	Portion of Kwinana Lot E27 and being Lot 336 on Plan 17192	1001	01
4010/054	(now comprising Kwinana Lot 307).	1293	530
4318/954	Geraldton Lot 1387 (now comprising Geraldton Lot 2896).	1293 1876	283
5370/919	Portion of Carnarvon Town Lot 529 (now comprising Carnarvon	1010	200
0.200/0.00	Lot 1298).	1 400	364
3523/989	Avon Location 28167 (for inclusion into adjoining Location	1403	304
	under Section 118CA).		
	Schedule 2		
2761/970	Portion of Canning Location 31 being Lot 143 on Plan 12992 a	and being pa	art of the
2101/010	land comprised in Certificate of Title Volume 1550 Folio 7	50 (now co	mprising
	Canning Location 3716).		
	Canning Location 0110/.		

Given under my hand and the Seal of the State on 3 April 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN!

AA102

TRANSFER OF LAND ACT 1893 TRANSFER OF LAND (REVESTMENT) 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 Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.

DOLA File 5735/50 V12

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.

	Schedule 1		
File No.	Description of Land	Certificate	of Title
		Volume	Folio
1242/961	Portion of Murray Location 17 and being Lot 18 on Plan 14523—Sheet 1 (now comprising Murray Location 1881).	1669	338
1155/974	Bridgetown Town Lot 510 (now comprising portion of Bridgetown Lot 882).	1419	550
499/991	Portion of Leschenault Location 26 and being Lot 74 on Plan 13221 (now comprising Wellington Location 5591).	1563	377
	Schedule 2		
498/991	Portion of Leschenault Location 26 and being portion coloure "Drain" on Plan 7362 being portion of the land in Certificate of Folio 790 (now comprising Wellington Location 5597).	ed blue and of Title Volu	marked me 1647

Given under my hand and the Seal of the State on 3 April 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN!

AA103

LAND ACT 1933 CLASSIFICATION OF RESERVED LANDS 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 Distinguished Order of Saint Michael and Saint
George, Queen's Counsel, Governor of the State
of Western Australia.

DOLA File 1869/21

Under section 31 (1) (a) of the Land Act 1933, I, the Governor acting with the advice and consent of the Executive Council, hereby classify as of Class "A" Reserve No. 17760 comprising Kojonup Location 7690 with an area of 551.1288 hectares for the designated purpose of "Conservation of Flora and Fauna"

Given under my hand and the Seal of the State on 3 April 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN!

AA104

LAND ACT 1933 CLASSIFICATION OF RESERVED LANDS

PROCLAMATION

WESTERN AUSTRAL 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 Distinguished Order of Saint Michael and Saint
George, Queen's Counsel, Governor of the State
of Western Australia.

DOLA File 1839/57

Under section 31 (1) (a) of the Land Act 1933, I, the Governor acting with the advice and consent of the Executive Council, hereby classify as of Class "A" Reserve No. 24770 comprising Kojonup Location 9041 with an area of 105.2335 hectares for the designated purpose of "Conservation of Flora and Fauna"

Given under my hand and the Seal of the State on 3 April 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

AA105

LAND ACT 1933 CLASSIFICATION OF RESERVED LANDS

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia. Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia

DOLA File 2900/59

Under section 31 (1) (a) of the Land Act 1933, I, the Governor acting with the advice and consent of the Executive Council, hereby classify as of Class "A" Reserve No. 25872 comprising Hines Hill Locations 18954 and 28881 with an area of 538.3922 hectares for the designated purpose of "Conservation of Flora and Fauna"

Given under my hand and the Seal of the State of 3 April 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN!

AA106

UNCLAIMED MONEY ACT 1990

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.] By His Excellency the Honourable Sir Francis Theodore Page Burl, Companion of the Order of Australia. Knight Commander of the Most Distinguished Order of Saint Michael and Saint George. Queen's Counsel, Governor of the State of Western Australia.

I, the Governor, acting under section 2 of the Unclaimed Money Act 1990 and with the advice and consent of the Executive Council, fix the day of publication of this proclamation in the Government Gazette as the day on which that Act shall come into operation.

Given under my hand and the Public Seal of the State on 6 March, 1991.

By His Excellency's Command,

CARMEN LAWRENCE, Treasurer.

GOD SAVE THE QUEEN!

AA107

RACING PENALTIES (APPEALS) 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 Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.

I, the Governor, acting under section 2 of the Racing Penalties (Appeals) Act 1990 and with the advice and consent of the Executive Council, fix 15 April 1991 as the day on which that Act shall come into operation.

Given under my hand and the Public Seal of the State on 3 April, 1991.

By His Excellency's Command,

PAM BEGGS, Minister for Racing and Gaming.

AA108

POISONS ACT 1964

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 Distinguished Order of Saint Michael and Saint
George, Queen's Counsel, Governor of the State
of Western Australia.

Under section 22 of the Poisons Act 1964, I, the Governor, acting with the advice and consent of the Executive Council and on the recommendation of the Poisons Advisory Committee constituted under Part II of the Act, vary the proclamation made under section 22 and published in the Government Gazette of 27 May 1988 and amended by proclamations so published on 8 July 1988, 28 October 1988 and 6 October 1989 in item 2 to the Schedule by inserting the appropriate alphabetical position the following—

" Abrus Precatorius (Jequirity) ".

Given under my hand and the Public Seal of the State on 3 April 1991. By His Excellency's Command,

KEITH WILSON, Minister for Health.

GOD SAVE THE QUEEN!

AA109

MAIN ROADS ACT 1930 DECLARATION OF CONTROL OF ACCESS

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 Distinguished Order of Saint Michael and Saint
George, Queen's Counsel, Governor of the State
of Western Australia.

MRD 90-219-14

Whereas by section 28A of the Main Roads Act 1930, as amended, it is provided that the Governor may on the recommendation of the Commissioner, by proclamation declare that any section or part of a road is subject to Control of Access, and the places only at which it may be entered or departed from; and whereas the Commissioner has recommended that the road section delineated on the plan specified in Schedule 1 hereto shall be subject to Control of Access. Therefore, I the Governor, acting with the advice and consent of the Executive Council, in exercise of the powers conferred by section 28A of the Main Roads Act 1930, as amended and pursuant to the said recommendations do hereby declare the road section delineated on the plan and as generally described in Schedule 1 hereto shall be subject to Control of Access and the places only at which it may be entered or departed from shall be as shown on this plan.

Given under my hand and the Public Seal of the said State at Perth this 3rd day of April 1991. By His Excellency's Command,

PAM BEGGS, Minister for Transport.

GOD SAVE THE QUEEN!

Schedule 1 Control of Access

Highway	Route No.	Local Government	Location of Route	As Delineated on Plan No.
Great Northern	H6	East Pilbara	Newman Townsite	8925-149

AGRICULTURE

AG301

SOIL AND LAND CONSERVATION ACT 1945

SOIL AND LAND CONSERVATION (YILGARN SOIL CONSERVATION DISTRICT) AMENDMENT ORDER 1991

Made by His Excellency the Governor in Executive Council under section 23 (2d) of the *Soil and Land Conservation Act 1945* and on the recommendation of the Minister for Agriculture.

Citation

1. This order may be cited as the Soil and Land Conservation (Yilgarn Soil Conservation District) Amendment Order 1991.

Principal Order

2. In this order the Soil and Land Conservation (Yilgarn Soil Conservation District) Order 1983* is referred to as the principal order.

[*Published in the Gazette on 16 December 1983 at pp. 4898-99 and amended in the Gazette of 24 April 1987 at pp. 1447-8.]

Clause 1 amended

- 3. Clause 1 of the principal order is amended by deleting "Yilgarn Soil" and substituting the following—
 - " Yilgarn Land ".

Clause 3 amended

- 4. Clause 3 of the principal order is amended-
 - (a) by deleting the definition of "Committee" and substituting the following definition—
 - " "Committee" means the Land Conservation District Committee for the Yilgarn Land Conservation District; "; and
 - (b) by deleting the definition of "the district" and substituting the following definitions—
 - " "the district" means the Yilgarn Land Conservation District constituted by clause 4;
 - "the producer organizations" means the bodies known respectively as the Western Australian Farmers Federation (Inc.) and the Pastoralists and Graziers Association of Western Australia. ".

Clause 4 amended

- 5. Clause 4 of the principal order is amended by deleting "Soil" and substituting the following—
 - " Land "

Clause 5 repealed and a clause substituted

6. Clause 5 of the principal order is repealed and the following clause is substituted—

Establishment of the Committee

"5. Pursuant to section 23 (2) of the Soil and Land Conservation Act 1945 there is hereby established for the district a land conservation district committee to be known as the Land Conservation District Committee for the Yilgarn Land Conservation District."

Clause 6 amended

- 7. Clause 6 of the principal order is amended—
 - (a) in subclause (1)-
 - (i) by inserting after "Shire of Yilgarn" the following-
 - " and producer organizations ";
 - (ii) by deleting "9" and substituting the following-
 - " 11 "
 - (iii) in paragraph (b) by deleting "Governor" and substituting the following—
 - " Minister "; and
 - (iv) by deleting paragraphs (c) and (d) and substituting the following—
 - (c) 3 shall be appointed in accordance with subclause (2); and
 - (d) 5 shall be appointed by the Minister, of whom-
 - (i) 4 shall be actively engaged in, or affected by or associated with, land use in the district; and
 - (ii) one shall be a representative of the Department of Mines. ";

- (b) in subclause (2) by deleting "Primary Industry Association of Western Australia" and substituting the following—
 - " Western Australian Farmers Federation (Inc.) "; and
- (c) in subclauses (5) and (6) (b) by deleting "Governor" and substituting the following—
 - " Minister "

Schedule amended

8. The schedule to the principal order is amended by deleting "Schedule" and substituting the following—

Schedule

(Clause 4)

YILGARN LAND CONSERVATION DISTRICT

Approved by His Excellency the Governor in Executive Council,

L. AULD, Clerk of the Council.

AG302

MARKETING OF MEAT ACT 1971

WESTERN AUSTRALIAN MEAT MARKETING CORPORATION (ELECTIONS) AMENDMENT REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the Western Australian Meat Marketing Corporation (Elections) Amendment Regulations 1991.

Regulation 8 repealed

2. Regulation 8 of the Western Australian Meat Marketing Corporation (Elections) Regulations 1974* is repealed.

[*Published in the Gazette on 17 May 1974 at pp. 1575-1584. For amendments to 5 March 1991 see pp. 298-9 of 1989 Index to Legislation of Western Australia.] By His Excellency's Command,

L. AULD, Clerk of the Council.

AG401

SOIL AND LAND CONSERVATION ACT 1945
NORTH KIMBERLEY LAND CONSERVATION DISTRICT
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT
1991

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the North Kimberley Land Conservation District (Appointment of Members District Committee) Instrument 1991.

Interpretation

- 2. In this Instrument
 - "Constitution order" means the Soil and Land Conservation (North Kimberley Land Conservation District) Order 1990.*
 - "Committee" means the District Committee established by Clause 4 of the Constitution Order.

[*Published in the Gazette of January 25, 1991 at pp. 268-270.]

Appointment of Members

- 3. (1) Under Clause 5 (1) (b) of the constitution order Graeme MacArthur of Halls Creek is appointed a member of the Committee on the nomination of the Shire of Halls Creek.
- (2) Under Clause 5 (1) (c) of the constitution order Susan Gai Bradley of Kununurra is appointed a member of the Committee on the nomination of the Shire of Wyndham/East Kimberley.

- (3) Under Clause 5 (1) (d) of the constitution order Peter Lloyd Ring of Derby is appointed a member of the Committee on the nomination of the Shire of Derby/West Kimberley.
 - (4) Under Clause 5 (1) (e) of the constitution order—
 - (a) Robin John Barrett of Beverley Springs Station
 - (b) Peter Lacy of Mt. Elizabeth Station

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

- (5) Under Clause 5 (1) (f) of the constitution order John Koeyers of Drysdale Station is appointed a member of the Committee to represent the Pastoralists and Graziers Association.
 - (6) Under Clause 5 (1) (g) of the constitution order—
 - (a) Pat Lacy of Mt. Elizabeth Station
 - (b) Frederick Charles Russ of Gibb River Station
 - (c) Bernadette Margaret Russ of Gibb River Station
 - (d) Judith Shirley Barrett of Beverley Springs Station
 - (e) Kylie Angilleque LeLievre of Mt. House Station
 - (f) Anne Koeyers of Drysdale Station
 - (g) Kim Gordon LeLievre of Mt. House Station
 - (h) Jason Anthony Russ of Gibb River Station
 - (i) Phillip Crawford LeLievre of Mt. House Station
 - (j) Joseph Jorda of Pantijan Station

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

Term of Office

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

AG402

POTATO GROWING INDUSTRY TRUST FUND ACT 1947

Regulation 7 (7) of the Potato Growing Industry Trust Fund Act (Election of Elective Members)
Regulations

Certificate of Election of Candidate where Number of Candidates Nominated does not exceed the Number to be Elected

To: The Potato Growing Industry Trust Fund Advisory Committee, Department of Agriculture, South Perth.

- I, Kerry Roye Monaghan, the Returning Officer appointed under Regulation 3 of the abovementioned Regulations, Certify:
- 1. That in connection with the nomination of candidates for election as an Elective Member of the Potato Growing Industry Trust Fund Advisory Committee received up to 12 noon on Wednesday, 20 February 1991, being the last day for the nomination of candidates for such election to be held on the 27th day of March 1991 under section 7 (1) of the Act, the following candidate was nominated:

Neville Peter Carter RSM 210 Busselton WA 6280 Potato Grower.

- 2. That the nomination form of the candidate was in order as required by the Regulations; that the candidate was eligible for nomination and election, and that the persons who signed the nomination form as proposer and seconder were competent to sign it.
- 3. That the candidate nominated did not exceed the number of candidates to be elected as Members of the said Potato Growing Industry Trust Fund Advisory Committee; and
- 4. That Neville Peter Carter is the person now elected as elective Member as required by the said Act for Appointment by the Governor as a Member of the Committee under section 6 of the Act. Dated the 22nd day of February, 1991.

K. R. MONAGHAN, Returning Officer.

BUSH FIRES BOARD

BU301

BUSH FIRES ACT 1954

The Municipality of the Shire of Kalamunda

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 of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 17th December 1990, following by-law—

By-laws relating to the Establishment, Maintenance and Equipment of Bush Fire Brigades appearing in the *Government Gazette* on 1st November 1940 for the Shire of Kalamunda are hereby revoked.

BUSH FIRES ACT 1954

The Municipality of the Shire of Kalamunda

By-laws relating to the Establishment, Maintenance and Equipment of Bush Fire Brigade

Establishment of Brigade

- 1. (a) By resolution, the Council may establish and equip a Bush Fire Brigade under the provisions of the Bush Fires Act 1954 (as amended) 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 the Bush Fire Brigade held by the Council.
- (b) A Bush Fire Brigade may be established for the whole of the Shire of Kalamunda for any specified area thereof.

Appointment of Officers

- 2. (a) By the authority of Council the Bush Fire Brigade shall duly elect a Captain, a first lieutenant and such additional lieutenants as it deem necessary to act as officers of the Brigade.
- (b) Members of the Brigade shall elect a person to act as Secretary of the Brigade and shall inform the Council accordingly.
- (c) The Council may appoint an equipment officer who shall be responsible for the custody and maintenance in good order and conditions of all equipment and appliances acquired by the Council for the purposes of the Brigade.
 - (d) The foregoing appointments are subject to the approval of Council.

Powers and duties of Officers

3. The powers and duties of all officers appointed under these By-laws shall be as laid down in the provisions of the Bush Fires Act 1954 and each officer appointed shall be supplied with a copy of the Act and Regulations.

Membership of Brigade

- 4. The membership of a Bush Fire Brigade may consist of the following-
 - (a) Fire fighting members shall be those persons being a member of either sex and being seventeen (17) years of age and over 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.
 - (b) Persons being sixteen (16) years of age are eligible to join a brigade, as a trainee member but may not be engaged operationally in fire fighting duties until the age of seventeen (17).
 - (c) 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 Council.

Finance

5. 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 a recording of such expenditure shall be maintained in accordance with Municipal audit requirements.

Meetings of Brigade

6. Meetings will be held as necessary.

First Schedule

FORM O)F 1	ENROLMENT	FIRE	FIGHTING	MEMBER
--------	------	-----------	------	----------	--------

Ι.	the undersigned, hereby make application to
	enrolled as a fire fighting member of the Bush Fire Brigade
My	y private address is
M	v business address is

I can be contacted by Telephone No.	
I hereby declare that I am over On enrolment as a fire fighting mem	years of age and in good health. ber, 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 provisi	ons of the constitution, such By-laws and e to time be made hereunder.
	give assistance in fire fighting measures asions to obey all orders and instructions icers of the Brigade.
Applicant's Signature	Signature of Parent or Guardian (if applicant is under the age of 18 years)
Name in Full	Name in Full
Date	Date
Dated this 4th day of February 1991	
	W. L. TIELEMAN, President.
	E. H. KELLY, Shire Clerk.
_	
Recommended— G. EDW	ARDS, Minister for Emergency Services.
Approved by His Excellency the Gover	rnor in the Executive Council this 3rd day

of April 1991. L. AULD, Clerk of the Council.

CONSUMER AFFAIRS

CN301

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS EXEMPTION ORDER (No. 16) 1991

Made by the Minister for Consumer Affairs under Section 5

1. This Order may be cited as the Retail Trading Hours Exemption Order (No. 16) 1991.

Exemption

2. The operators of the filling stations specified in the schedule may at those filling stations sell fuel or allow fuel to be sold between 1 pm and 6 pm on Saturdays and to that extent the *Retail Trading Hours Act 1987* does not apply to those filling stations.

Schedule

BP Service Station SWN 1008 Wellington Street West Perth

Swan Taxis Co-operative Ltd Elder Place Fremantle

BP Burrendah 43 Burrendah Blvd Willetton

BP Wellington Road 261 Walter Road Morley

Shell Malaga Self Serve Lot 4 Truganina Road Malaga

YVONNE HENDERSON, Minister for Consumer Affairs.

CN302

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS EXEMPTION ORDER (No. 17) 1991

Made by the Minister for Consumer Affairs under Section 5 Citation

1. This Order may be cited as the Retail Trading Hours Exemption Order (No. 17) 1991.

Exemption

2. The operators of the filling stations specified in the schedule may at those filling stations sell fuel or allow fuel to be sold between 1 pm and 6 pm on Saturdays and to that extent the *Retail Trading Hours Act 1987* does not apply to those filling stations.

Schedule

Shell Wonthella Service Station, 115 Northwest Coastal Highway, Geraldton.

Shell Bowlaway, 70 Forrest Avenue, Bunbury.

Shell South Bunbury, Corner Spencer Street & Minninup Road, South Bunbury.

Mike Males & Co. Pty. Ltd., 25 Andrew Street, Esperance.

Shell Service Safety Bay, 224 Safety Bay Road, Safety Bay.

Caltex Innaloo Service Station, 529 Scarborough Beach Road, Innaloo.

BP Attadale, 530 Canning Highway, Attadale.

Caltex Westfield, 127 Westfield Road, Westfield.

Shell Bunbury Forum Self Serve, 61 Sandridge Road, Bunbury.

Caltex Maylands, 245 Guildford Road, Maylands.

Caltex Langford, 51 Spencer Road, Langford.

Shell Rockingham, 175 Parkin Street, Rockingham.

Caltex Beckenham, 63 William Street, Beckenham.

YVONNE HENDERSON, Minister for Consumer Affairs.

CN303

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS EXEMPTION ORDER (No. 18) 1991

Made by the Minister for Consumer Affairs under Section 5

1. This Order may be cited as the Retail Trading Hours Exemption Order (No. 18) 1991.

Exemption

2. The operators of the filling stations specified in the schedule may at those filling stations sell fuel or allow fuel to be sold between 1 pm and 6 pm on Saturdays and to that extent the *Retail Trading Hours Act 1987* does not apply to those filling stations.

Schedule

Chester's Ampol Service Station, 339 Middleton Road, Albany.

Nicholas Marine Brokers, 46 Sorrento Quay, Hillarys.

Ampol Service Centre, Hamilton Hill, 159 Rockingham Road, Hamilton Hill.

Caltex Swan View, 307 Morrison Road, Swan View.

YVONNE HENDERSON, Minister for Consumer Affairs.

CN304

SMALL CLAIMS TRIBUNALS ACT 1974

SMALL CLAIMS TRIBUNALS AMENDMENT REGULATIONS 1991 Made by His Excellency the Governor in Executive Council.

1. These regulations may be cited as the Small Claims Tribunals Amendment Regulations 1991.

Regulation 3A repealed and a regulation substituted

2. Regulation 3A of the Small Claims Tribunals Regulations 1975* is repealed and the following regulation is substituted—

Fixed amount

" 3A. For the purposes of paragraphs (a), (b), (c) and (d) of the definition of "small claim" in section 4 (1) of the Act, the "fixed amount" is prescribed as \$6 000. ".

[*Published in the Gazette of 7 March 1975 at pp. 844-7. For amendments to 28 February 1991 see page 347 of 1989 Index to Legislation of Western Australia and the Gazette of 1 August 1990.]

By His Excellency's Command,

L. AULD, Clerk of the Council.

CROWN LAW

CW301

LEGAL PRACTITIONERS ACT 1893 INTERPRETATION ACT 1984

BARRISTERS' BOARD AMENDMENT RULES (No. 3) 1991

Made by the Barristers' Board under section 6 of the Legal Practitioners Act 1893 and section 25 of the Interpretation Act 1984.

Citation

1. These rules may be cited as the Barristers' Board Amendment Rules (No. 3) 1991.

Commencement

2. These rules shall come into operation on the day on which the Legal Practitioners Amendment Act 1990 comes into operation.

Rule 21 amended

- 3. Rule 21 of the Barristers' Board Rules 1949* is amended-
 - (a) by inserting after subrule (1) the following subrule-
 - " (1a) For the purposes of section 9 (c) of the Act the fee of \$100 is prescribed. "; and
 - (b) in subrule (2) by deleting "sum of \$25.20" and substituting the following—
 - " fee specified in subrule (1a) ".

[*Reprinted in the Gazette of 6 May 1987 at pp. 2011-2058. For amendments to 9 April 1991 see p. 286 of 1989 Index to Legislation of Western Australia and Gazettes of 2 March 1990, and 8 March and 5 April 1991.]

R. K. O'CONNOR, Member. B. J. SINGLETON, Member. B. P. KAKULAS, Member. L. ROBERTS-SMITH, Member.

CW401

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.

Shih-Fan Chen of 23 Kinross Crescent, Floreat, and 493 Cambridge Street, Floreat.

Paul Anthony Filing of 3 Hann Place, Padbury, and Shop 2, Joondalup-Connolly Shopping Centre, Country Club Boulevarde, Connolly.

Ronald Clive Gibsone of 16 Crowden Street, Tambellup.

Stephen Alan Kelly of 3 Bryah Court, Yangebup, and Jarrahdale Mine Site, Nettleton Road, Jarrahdale.

Carol Joy Pettersen of 11 Wansborough Road, Albany, and 51 Serpentine Road, Albany.

His Excellency has accepted the resignation of Kevin Patrick Flynn of Unit 3, Winnett House, Air Force Memorial Estate, Benningfield Road, Bull Creek, from the Office of Justice of the Peace for the State of Western Australia.

D. G. DOIG, Under Secretary for Law.

CW402

CORRIGENDUM JUSTICES ACT 1902

Reference publication in the Government Gazette No. 38 dated 8 March, 1991, p. 1033, in the list of persons appointed as Justices of the Peace for the State of Western Australia for—

Ronald Robert Creah, of Creah's Road, Nungarin,

read

Ronald Robert Creagh of Creagh's Road, Nungarin.

D. G. DOIG, Under Secretary for Law.

CW403

COMMISSIONER FOR DECLARATIONS

Notice

It is hereby notified for public information that Denise Anne Bell of Mount Lawley whose appointment as a Commissioner for Declarations was notified in the *Government Gazette* of 10 February 1984 on page 344 is to be known as Denise Anne McCarthy.

D. G. DOIG, Under Secretary for Law.

CW404

COMMISSIONER FOR DECLARATIONS

Notice

It is hereby notified for public information that Kay Sale (formerly Karolczak) of Waroona whose appointment as a Commissioner for Declarations was notified in the *Government Gazette* of 29 April 1977 on page 1236 is to be known as Kay Leanne Few.

D. G. DOIG, Under Secretary for Law.

CW405

COMMISSIONER FOR DECLARATIONS

Notice

It is hereby notified for public information that Maria Rosaria Da Conceicao of Hamilton Hill whose appointment as a Commissioner for Declarations was notified in the *Government Gazette* of 28 August 1987 on page 3436 is to be known as Maria Rosaria Tufilli.

D. G. DOIG, Under Secretary for Law.

RISHERIES

FI301

FISHERIES ACT 1905 NET HAULING RESTRICTIONS NOTICE 1991

Notice No. 476

FD. 392/87.

Made by the Minister under sections 9 and 11.

Citation

1. This notice may be cited as the Net Hauling Restrictions Notice 1991.

Prohibition on use of net hauling devices

2. All persons other than the class of persons described in Schedule 1 are prohibited from using, for the purpose of taking fish, a boat fitted with equipment of the type specified in Schedule 2 in the waters specified in Schedule 3.

Revocation

3. Notice No. 289 published in the Gazette of 28 October 1988 is cancelled.

Schedule 1

Licensed professional fishermen using a licensed fishing boat, the licence for which is endorsed permitting it to use equipment of the type specified in Schedule 2.

Schedule 2

1. A fishing net drum.

2. A puretic power block.

3. Other similar devices for hauling a fishing net.

Schedule 3

All waters of the Indian Ocean, the Southern Ocean and the Timor Sea. Dated this 3rd day of April, 1991.

GORDON HILL, Minister for Fisheries.

FI302

FISHERIES ACT 1905

ABROLHOS ISLAND AND MID WEST TRAWL LIMITED ENTRY FISHERY AMENDMENT NOTICE (No. 2) 1991

Notice No. 493

FD 749/86

Made by the Minister under sections 9 and 32.

Citation

1. This notice may be cited as the Abrolhos Island and Mid West Trawl Limited Entry Fishery Amendment Notice (No. 2) 1991.

Principal notice

2. In this notice the Abrolhos Islands and Mid West Trawl Limited Entry Fishery Notice No. 440* is referred to as the principal notice.

Duration

3. This notice shall cease to have effect at 2400 hours on 30 June 1991.

Closure of part of Fishery

4. Notwithstanding the provisions of clause 11 of the principal notice the use of otter trawl nets in the waters described in item 1 of the Schedule to the principal notice is prohibited.

[*Published in the Gazette of 30 March 1990. For amendments to 8 April 1991 see Notice No. 485 published in the Gazette of 22 March 1991.]

Dated 9 April 1991.

GORDON HILL, Minister for Fisheries.

FI303

FISHERIES ACT 1905

MID WEST COAST RECREATIONAL ABALONE FISHERY NOTICE 1991 Notice No. 489

Made by the Minister under sections 9 and 11.

Citation

1. This notice may be cited as the Mid West Coast Recreational Abalone Fishery Notice 1991.

Interpretation

2. In this notice unless the contrary intention appears-

"Gastropoda" includes any abalone, whelks, turbans, top shells, periwinkles, baler shells and giant conch shells.

Application of notice

3. 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.

Prohibition on the taking of gastropoda

4. The taking of any species of mollusc of the class *Gastropoda* by any means of capture is prohibited within all waters defined in Schedule 1.

Schedule 1

All that portion of the Indian Ocean within 800 metres of the high water mark on the Australian mainland between the mouth of the Greenough River and the northern boundary of Lot 1 Victoria Location 3501 commonly known as Flat Rocks Car Park.

Dated this 3rd day of April 1991.

GORDON HILL, Minister for Fisheries.

E TO ATTITUE

HE301

POISONS ACT 1964

POISONS AMENDMENT REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the Poisons Amendment Regulations 1991.

Principal regulations

2. In these regulations the Poisons Regulations 1965^* are referred to as the principal regulations.

[*Reprinted in the Gazette of 5 August 1984 at pp. 2987-3078. For amendments to 13 March 1991 see pp. 322-23 of 1989 Index to Legislation of Western Australia and the Gazettes of 8 and 22 June, 17 August and 23 and 30 November 1990.]

Regulation 2 amended

- 3. Regulation 2 of the principal regulations is amended in the definition of "SUSDP"— $\,$
 - (a) by deleting "4" and substituting the following—" 5 ":
 - (b) by deleting "up to its 107th Session, June 1989 plus Amendments Nos. 1 and 2"; and
 - (c) by inserting after "Committee" the following-
 - " up to its 85th meeting September 1990 ".

Regulation 8A amended

- 4. Regulation 8A of the principal regulations is amended by inserting after subregulation (1), the following subregulation—
 - " (1a) A permit under this regulation may not be issued in respect of a drug declared to be a "specified drug" for the purposes of the Act. ".

Regulation 33B inserted

5. After regulation 33A of the principal regulations, the following regulation is inserted—

Adoption of SUSDP for certain paints

" 33B. If a paint contains a substance listed in Schedule 1 or Schedule 2 to Appendix P of SUSDP, a person shall not manufacture, sell or use that paint except in accordance with that Appendix.".

Regulation 51A amended

- 6. Regulation 51A of the principal regulations is amended-
 - (a) by deleting "or" at the end of paragraph (b);
 - (b) by deleting the full stop at the end of paragraph (c) and substituting the following—
 - " ; or "; and
 - (c) by inserting after paragraph (c) the following paragraph—
 - ' (d) listed in the register of information kept under the Drugs of Addiction Notification Regulations 1980. ".

Regulation 51D amended

- 7. Regulation 51D of the principal regulations is amended—
 - (a) in subregulation (1) by deleting "person" everywhere it occurs and substituting the following—
 - " drug addict "; and
 - (b) in subregulation (2) by deleting "the person" and substituting the following—
 - " the drug addict ".

Regulation 51E amended

- 8. Regulation 51E of the principal regulations is amended in subregulation (2) by deleting "3 months" and substituting the following—
 - " 12 months ".

Regulation 51G repealed and a regulation substituted

- 9. Regulation 51G of the principal regulations is repealed and the following regulation is substituted—
 - " 51G. (1) Notwithstanding regulations 51B to 51F, a medical practitioner shall neither supply any of the following substances nor issue, write or authorize a prescription for any of the following substances—
 - (a) amphetamine;
 - (b) dexamphetamine;
 - (c) methylamphetamine;
 - (d) methylphenidate;
 - (e) phenmetrazine;
 - (f) the salts of any of those drugs of addiction; or
 - (g) a preparation or admixture containing any of those drugs of addiction or their salts,

unless subregulation (2) applies or he is authorized under subregulation (3) or, in the case of methylphenidate, subregulation (4).

- (2) Subregulation (1) does not apply to the oral use of dexamphetamine or methylphenidate for therapeutic trials of up to 30 days when these are initiated in a teaching hospital as defined in the *Hospitals Act 1927* or at a State Service centre established under section 19 of the *Mental Health Act 1962*.
- (3) The chief executive officer of the department may authorize a medical practitioner to supply any substance referred to in subregulation (1) or to issue, write or authorize a prescription for any substance referred to in subregulation (1) for the treatment of a person suffering from—
 - (a) narcolepsy;
 - (b) brain damage; or
 - (c) in the case of a child, behavioural disorders.
- (4) The chief executive officer of the department may authorize a medical practitioner to supply methylphenidate or to issue, write or authorize a prescription for methylphenidate for the continued treatment of a person who, before the coming into operation of this regulation, had been approved by the department to be treated with methylphenidate.
- (5) The chief executive officer may revoke or amend an authority granted under subregulation (3) or (4). ".

Regulation 51J repealed

10. Regulation 51J of the principal regulations is repealed.

Regulation 56 amended

- 11. Regulation 56 of the principal regulations is amended in subregulation (1) by deleting "regulation 56A" and substituting the following—
 - " regulations 56A and 56B, ".

Appendix A amended

- 12. Appendix A to the principal regulations is amended—
 - (a) in form 6B by deleting "the aforesaid drugs" and substituting the following
 - such drugs, other than drugs declared to be specified drugs for the purposes of that Act, "; and
 - (b) in form 6C by inserting after "samples containing drugs" the following—
 - ", other than drugs declared to be specified drugs for the purposes of the Act, ".

By His Excellency's Command,

L. AULD, Clerk of the Council.

HE302

HEALTH ACT 1911

TOXIC AND HAZARDOUS SUBSTANCES REPEAL REGULATIONS 1991 Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the Toxic and Hazardous Substances Repeal Regulations 1991.

Commencement

2. These regulations shall come into operation on 12 April 1991.

Repeal

3. The Toxic and Hazardous Substances Regulations* are repealed.

[*Reprinted in the Gazette of 16 September 1982 at pp. 3697-3701. For amendments to 19 March 1991 see p. 270 of 1989 Index to Legislation of Western Australia.]

By His Excellency's Command,

L. AULD, Clerk of the Council.

HE303

PHARMACY ACT 1964

PHARMACY AMENDMENT REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Pharmacy Amendment Regulations* 1991.

Appendix B amended

2. Appendix B to the *Pharmacy Act Regulations 1976** is amended in the item commencing "For examinations conducted pursuant to section 21 (1) (c) of the Act" by deleting "50" and substituting the following—

" 200 "

[*Published in the Government Gazette on 17 September 1976 at pp. 3430-3443. For amendments to 6 March 1991 see page 320 of 1989 Index to Legislation of Western Australia.]

By His Excellency's Command.

L. AULD, Clerk of the Council.

HE304

HEALTH ACT 1911

Municipality of the City of Mandurah Health By-laws—Eating Houses

Whereas under the provisions of the Health Act 1911 (as amended) a local authority may make by-laws and may amend, repeal or alter any by-laws so made; now, therefore the Council of the Municipality of the City of Mandurah being a Local Authority doth hereby make and publish the following by-laws.

Definitions

- 1. In these by-laws, unless the context otherwise requires-
 - "Act" means the Health Act 1911 (as amended).
 - "Approved" means approved by the Health Surveyor or the Principal Health Surveyor.
 - "Eating House" as defined in section 160 of Division 3 of Part V of the Act.

- "Dining Room" means any eating house where provision is made on the premises for meals to be served at tables to less than 20 persons at any one time.
- "Health Surveyor" means any one person appointed by the Local Authority to be a Health Surveyor pursuant to the provisions of the Act.
- "Licence" means a licence to conduct an eating house issued by the Local Authority pursuant to this Part of this by-law.
- "Local Authority" means the municipality of the City of Mandurah and Council thereof.
- "Meals" as defined in section 160 of Division 3 of Part V of the Act.
- "Prescribed Date" as defined in section 160 of Division 3 of Part V of the Act.
- "Principal Health Surveyyor" means the Principal Health Surveyor designated by the Local Authority to be the Principal Health Surveyor and includes any acting or assistant Principal Health Surveyor.
- "Proprietor" as defined in section 160 of Division 3 of Part V of the Act.
- "Restaurant" means any eating house where provision is made on the premises for meals to be served at Tables to 20 persons or more at any one time.
- "Schedule" means a Schedule to this Part of this by-law.
- "Take-away Food Premises" means any eating house where meals are only served or prepared for service in a state in which they may be taken away from the eating house and consumed in the state in which they are served or prepared for service but does not include the following—
 - (a) any eating house in which meals are served at tables;
 - (b) any tea rooms; or
 - (c) any eating house where the only meals served are confectionery.
- "Tea rooms" means any eating house where the only meals served or prepared for service are tea, coffee and similar beverages, all products of wholesale pastry cooks, sandwiches, buns and bread rolls containing fillings which do not require cooking on the premises, toast, salads, cold meats, boiled, scrambled and poached eggs, omelettes, saveloys boiled in water, beef tea and other extract or soups, and food supplied in tins or similar containers which need only to be heated to be prepared for service
- "City Manager/Town Clerk" means a City Manager/Town Clerk of the local authority and includes a person acting in that capacity.

Classification

- 2. For the purposes of this by-law eating houses are classified as-
 - (1) dining rooms
 - (2) restaurants;
 - (3) take-away food premises; and
 - (4) tea rooms.

Prescribed Date

- 3. (1) For the purpose of section 162 of the Act, the prescribed date is hereby fixed as the 1st Day of July, 1991.
- (2) For the purpose of section 163 of the Act, the 1st day of July, each year is hereby prescribed as a date on or before which the registration of an eating house and a licence for the proprietor of an eating house shall be applied for annually.

Registration of an Eating House

- 4. (1) Any person seeking the registration of an eating house shall make application in the form prescribed in the First Schedule and shall forward the application to the City Manager/Town Clerk together with—
 - (a) the fee prescribed in the Sixth Schedule;
 - (b) a floor and specifications of the eating house which plan and specifications shall include the following details—
 - (i) the use of every room;
 - (ii) the structural finishes of every wall, floor and ceiling;
 - (iii) the position and type of every fitting and fixture;

- (iv) all sanitary convenience, changerooms, ventilating systems, rubbish storage areas, drains, grease traps and provision for waste disposal; and
- (v) the estimated number and sex of every person, including the proprietor or proprietors, engaged in the preparation, manufacture, processing, cooking or serving of meals.
- (2) Where a person makes application for the registration of an eating house in respect of which a certificate of registration is extant at the date of application, the person shall not be required to forward the plan and specifications referred to in paragraph (b) of subclause (1) of this Clause.
- (3) A certificate of registration granted by the Local Authority under this Part of the by-law shall be in the form of the Second Schedule.

Licence to Conduct an Eating House

- 5. (1) The Proprietor of an eating house seeking the issue of a licence shall make application in the form prescribed in the Third Schedule, and shall forward the application to the City Manager/Town Clerk together with the fee prescribed in the Sixth Schedule.
 - (2) Where there are two or more proprietors of an eating house-
 - (a) each proprietor shall make application for a licence in the form prescribed in the Third Schedule; and
 - (b) the licence shall be issued in the joint names of the applicants.
 - (3) A licence shall be in the form of the Fourth Schedule.
- (4) Any person seeking the transfer of a licence shall make application in the from prescribed in the Fifth Schedule and shall forward the application to the City Manager/Town Clerk together with the fee prescribed in the Sixth Schedule. The application shall be signed by the proposed transferee of the licence and the holder of the licence.

Licence Conditions

- 6. (1) A licence shall be issued upon and subject to the following conditions—
 - (a) The holder of the licence shall display the licence and the certificate of registration of the eating house in a conspicuous place in the eating house.
 - (b) If the holder of the licence changes his place of residence, he shall within 14 days thereafter give notice in writing to the City Manager/Town Clerk specifying in such notice his new place of residence.
 - (c) The holder of the licence shall not make or permit to be made any structural alteration in or addition to the eating house without the prior written approval of the Local Authority, nor make or permit to be made any other alterations in or addition to the eating house of any furniture, fixtures, counters and major food preparation equipment without prior written consent of the Principal Health Surveyor.
 - (d) The holder of the licence shall notify the Local Authority of any circumstances existing in the eating house which give rise to the possibility that food may be, or has been contaminated on any part of the eating house used for the storage, manufacture, preparation, processing, inspection, handling, packaging or sale of food, forthwith upon such circumstances arising.
- (2) The holder of the licence shall comply with and observe the conditions of the licence imposed under this Clause.

Kitchen Floor Area

- 7. Subject to Clause 28 hereof-
 - (1) 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 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.
 - (2) For the purpose of subclause (1), the floor area of the kitchen or room where food is prepared, manufactured, processed or cooked shall not include any floor area occupied by a scullery, food store, cool room or refrigerator.

Sanitary Conveniences—Public

- 8. Subject to Clause 28 hereof-
 - (1) The proprietor of a restaurant shall provide for use by the public, sanitary conveniences in accordance with the following table.

Table A
Number of Sanitary Conveniences

		Male		Female
Floor Area of the room or rooms and any outside area where meals are con- sumed by the public	Number of Water Closets	Number of Wash H a n d Basins	Number of Urinal Stalls or Minimum Length	No. of No. of Water Wash Closets Hand Basins
$1 m^2 - 80 m^2$	1	1	1 stall or 610	1 1
81 m ² —160 m ²	1	1	1 stall or 610	2 1
161 m ² —240 m ²	2	2	mm 2 stalls or 1.2 metres	3 2
241 m ² —320 m ²	2	2	2 stalls or 1.2	4 2
321 m ² —400 m ²	3	3	3 stalls or 1.8	5 3
401 m ² —480 m ²	3	3	3 stalls or 1.8	6 3
481 m ² —560 m ²	4	4	4 stalls or 2.4	7 4
561 m ² —640 m ²	4	4	4 stalls or 2.4 metres	8 4
641 m ² —720 m ²	5	5	5 stalls or 3	9 5
721 m ² —or more	5	5	5 stalls or 3 metres	10 5

⁽²⁾ The proprietor of a restaurant shall not permit or suffer access by the public to any sanitary convenience through a kitchen or room wherein meals are prepared, manufactured, processed, cooked or stored.

9. (1) Subject to Clause 28 hereof-

"Premises" means any premise or part thereof which adjoin two or more take-away food premises and which are designed, adapted or intended for use by the public for the consumption of meals taken away from such take-away food premises.

- (2) The owner, occupier and any person having the management or control of any premises shall—
 - (a) provide for use by the public, sanitary conveniences in accordance with the table set out in Clause 8 hereof; and in respect of any sanitary conveniences so provided, comply with the requirements of Clause 11 as if the reference in that Clause to the proprietor of an eating house is a reference to the owner, occupier and any person having the management or control of any premises; and
 - (b) provide for the storage of waste food, garbage and refuse, and in respect of the provision of such storage, comply with the requirements of Clause 15 as if the reference in that Clause to the proprietor of an eating house is reference to the owner, occupier and any person having the management or control of any premises.

Sanitary Conveniences—Staff

- 10. Subject to Clause 28 hereof-
 - (1) The proprietor of an eating house shall provide sanitary conveniences for the sole use of persons who work at an eating house.
 - (2) Where more than 9 persons work at an eating house the proprietor shall provide sanitary conveniences for the use of those persons in accordance with the following tables.

Table A

Number of	Proportion of Water	Proportion of	Hand Basins
Persons	Closets for Female	Water Closets	
(both sexes)	Persons	for Male Persons	
9 to 100	1 to 20	1 to 25	1 to 20
101 to 200	1 to 25	1 to 30	1 to 20
201 or more	1 to 25	1 to 40	1 to 20

Table B

Number of Male Persons	Number of Urinal Stalls or Minimum Urinal Length
13 to 30	1 stall or 610 mm
31 to 60	2 stalls or 1.2 metres
61 to 90	3 stalls or 1.8 metres
91 to 120	4 stalls or 2.4 metres
121 or more	5 stalls or 3.0 metres

(3) Where not more than 9 persons work at an eating house the proprietor shall provide for the use of those persons not less than one water closet and one wash hand basin.

Sanitary Conveniences-General

- 11. The proprietor of an eating house shall-
 - (1) Provide and maintain at all times an adequate supply of hot and cold water and soap for the use of persons using sanitary conveniences.
 - (2) Provide a clean disposable towel or other approved means of hand drying for the use of every person using sanitary conveniences.
 - (3) Cleanse daily and at all times keep and maintain all sanitary conveniences and sanitary fittings in a clean and sanitary condition.
 - (4) Provide an approved sanitary napkin disposal unit in the female sanitary convenience.
 - (5) Provide and maintain at all times at the entrance to each sanitary convenience a sign to indicate for which sex its use is intended.
 - (6) Not permit, suffer or cause any kitchen or room where meals are prepared, manufactured, processed or cooked to communicate directly by means of a door, window or other opening with a sanitary convenience.

Wash Hand Basins

- 12. The proprietor of an eating house shall provide a wash hand basin in every kitchen and room where food is manufactured, processed, cooked or prepared for service.
- 13. (1) In this Clause "wash hand basin" means a wash hand basin provided under Clause 12 hereof.
 - (2) The proprietor of an eating house shall—
 - (a) provide an adequate supply of hot and cold water, soap, nail bushes and clean disposable towels or other approved means of hygienically drying hands, but no towel shall be provided for common use;
 - (b) not cause, suffer or permit any wash hand basin to be used for any purpose other than personal ablutions;
 - (c) not install any wash hand basin under a counter, table cabinet, console or console table;
 - (d) ensure the wash hand basin is easily accessible to persons at all times.

Change Rooms

- 14. Subject to Clause 28 hereof the proprietor of a restaurant shall-
 - (1) Provide a separate change room for the use of each sex of persons engaged in the preparation, manufacture, processing, cooking or serving of meals.
 - (2) Ensure that every change room provided under this Clause has a floor area of at least 3 square metres with an additional 0.75 square metres for each male or female person, as the case may be, in excess of 4.

Garbage Storage and Receptacles

15. (1) In this Clause-

"receptacle" means a polythylene cart of 240 litres capacity, with wheels, handle and hinged lid, supplied by Council or its Contractor or other receptacle which may be approved by the Principal Health Surveyor for the temporary deposit of waste, food, garbage or refuse.

- (2) Subject to Clause 28 hereof the proprietor of an eating house shall-
 - (a) provide an area for the storage and cleaning of receptacles and such area shall—
 - (i) be of sufficient size to store all receptacles used in connection with the eating house; and
 - (ii) have a floor area of not less than 3 metres x 3 metres or not less than 10 per centum of the floor area of the room or rooms where food is prepared, manufactured, processed or cooked whichever area is the greater;
 - (iii) have a floor constructed of concrete and graded evenly to a trapped gully and properly connected to an authorised drainage system;
 - (iv) be enclosed by masonry walls to a minimum height of 1.8 metres and rendered smooth internally with an approved impervious material;
 - (v) be provided with a hose cock and connected to an adequate water supply for washdown purposes;
 - (vi) be provided with securely fitted lockable access gates; and
 - (vii) be maintained in a clean and hygienic condition at all times.
 - (b) store and cleanse all receptacles only in the area provided in accordance with this clause;
 - (c) provide receptacles of sufficient number to contain all waste food, garbage and refuse which accumulates or may accumulate in the eating house;
 - (d) not deposit any waste food, garbage or refuse in any place other than approved receptacle;
 - (e) ensure every receptacle is kept free of flies, larve, cockroaches, rodents and vermin at all times; and
 - (f) keep in good repair and thoroughly cleanse and deodorise all receptacles at least once every week or at any time as directed by a Health Surveyor.
 - (g) not cause, suffer or permit any receptacle to be uncovered at any time except when the lid of the receptacle is removed for depositing any waste food, garbage or refuse and cause every such lid to be replaced immediately following the deposit of such waste food, garbage or refuse.

Storage Facilities

- 16. Subject to Clause 28 the proprietor of an eating house shall—
 - (1) provide a storeroom for dry food products and ensure that such an area—
 - (a) has a floor area of not less than 2.4 square metres or not less than 10 per centum of the floor area of the room or combined floor area of the rooms, where food is prepared, manufactured, processed or cooked whichever is the greater;
 - (b) has approved smooth and impervious shelving which is constructed to ensure the storage of all food above the floor whilst allowing access for cleaning; and
 - (c) is of approved construction with walls, floor and ceilings rendered smooth and impervious.
 - (2) not cause, suffer or permit any food contained in a package, tin or container or any cooking, eating or drinking utensils to be stored in any place other than an approved storeroom, cabinet, cupboard or shelf.

Lighting

17. The proprietor of an eating house shall provide lighting from natural or artificial or both sources to the standard appropriate to the nature of any location in which a task is being performed as set out in Australian Standard 1680.

Exhaust Ventilation

- 18. The proprietor of an eating house shall-
 - (1) Provide a system of exhaust ventilation over every stove, oven, cooking fire, cooking apparatus and similar appliance in accordance with the

- provision of the Act and any regulations and by-laws made thereunder to effectively arrest all steam, effluvia, fumes, odours and smoke from cooking or boiling.
- (2) Maintain in good order and clean condition at all times every exhaust ventilation system.

Outside Area—Paving

19. The proprietor of an eating house shall not use any outside area for serving meals to the public unless the area concerned is paved to the satisfaction of the Principal Health Surveyor.

Cleaning Equipment

20. The proprietor of an eating house shall provide separate storage facilities for the storage of detergents, sanitisers, cloths, mops, brushes and other materials used for, or in connection with the cleaning of the eating house.

Cleanliness

- 21. The proprietor of an eating house shall-
 - (1) At all times keep or cause to be kept clean and in good condition and repair the floors, walls, ceilings and all other portions of the eating house and all fixtures and fittings, refrigeration equipment, stoves, ranges, cooking, eating and drinking utensils, implements, shelves, counters, tables, benches, bins, cabinets, sinks, drain boards, drains, grease traps, tubs, vessels and other things used in the eating house or in connection with the preparation or storage of food therein.
 - (2) Keep all portions of the eating house free from any unwholesome or offensive odour arising from the eating house or the operations carried on therein.
 - (3) Maintain in a clean and tidy condition all yards, footpaths, passage ways, paved areas, stores or out-buildings used in connection with the eating house.
 - (4) Cleanse daily and at all times keep and maintain all sanitary conveniences and all sanitary fittings on the premises in a clean and sanitary condition.

Rats and Vermin

- 22. The proprietor of an eating house shall as far as practicable-
 - (1) 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.
 - (2) Provide at all times all effective means and methods for the eradication and prevention of rodents, cockroaches, flies, spiders, insects, ants, moths and vermin.

Contamination

- 23. The proprietor of an eating house shall-
 - (1) Not cause, suffer or permit-
 - (a) any person to sleep; and
 - (b) any bed or bedding to be kept, housed, stored or accommodated in any kitchen or room where food is stored, kept, prepared, manufactured, processed, cooked or served or otherwise dealt with for subsequent sale to the public, either directly or indirectly.
 - (2) Not cause, suffer or permit any food, which is unsound, unwholesome, contaminated, putrescent or weeviled to be used for in the preparation of any meal.
 - (3) Cause any food which is unsound, unwholesome, contaminated, putrescent or weeviled to be immediately withdrawn from sale, stock or use and to be disposed of in a garbage receptacle.
 - (4) Cause all drinking straws to be protected from contamination by flies, dust or other sources.
 - (5) Cause all food to be at all times protected from the direct rays of the sun.
 - (6) Cause any brine or pickle used for the pickling of meat to be removed as often as is necessary to prevent it from becoming offensive.
 - (7) Ensure that all persons engaged in the manufacture, preparation, processing, cooking or serving of meals are wearing suitable footwear and have their torsos covered by clean clothing.
 - (8) Not cause, suffer or permit any food to be served, prepared, manufactured, processed, cooked or stored in any room wherein any water closet or urinal or any wash hand basin for use in connection with the same is situated.

24. No person shall prepare, manufacture, process, cook, store, pack or serve any food in any eating house in which any work is carried on that may or is likely to contaminate such food or affect its wholesomeness or cleanliness.

Tableware

- 25. The proprietor of an eating house shall-
 - (1) Cause all table linen, place-mats and other table coverings to be kept in a clean and sanitary condition.
 - (2) Not place or suffer or permit to be placed upon a table or before a person, any drinking or eating utensil, table napkin or serviette which is unclean or which has been used by another person unless it has been washed and laundered since the last such occasion of use.

Fuel Storage

- 26. The proprietor of an eating house shall-
 - (1) Store and keep all wood, coal, coke and other materials used as fuel, in an area constructed of brick walls and concrete floor which is separated from the eating house.
 - (2) Not use, keep or store or permit to be used, kept or stored any petrol, bottles or container or liquefied petroleum gas, kerosene, benzine, naphtha, alcohol, mineralised or methylated spirit or any volatile liquid (not being an article of food) in any kitchen or room where food is prepared, manufactured, processed, cooked or stored.

Accommodation of Public

27. The proprietor of any eating house shall not cause, suffer or permit a greater number of persons to be accommodated in any room or rooms wherein meals are consumed by the public than will allow of a ratio of one person to every 1 square metre of the floor area of such room or rooms.

Exemptions

- 28. (1) The proprietor of an eating house which was registered as an eating house under any by-laws made by the Local Authority relating to Eating Houses immediately prior to the prescribed date, may apply in writing to the Local Authority for an exemption from compliance with the whole or any part of the requirements of Clauses 7 (1), 7 (2), 8 (1), 8 (2), 9 (2), 10 (1) (2), 14 (1), 14 (2), 15 (1), 15 (2) (a), 16 (1), of this Part of this by-law.
- (2) The Local Authority may in its discretion grant or refuse an exemption under this Clause.
- (3) An exemption granted under this Clause shall be signed by the City Manager/Town Clerk and shall state—
 - (a) the eating house to which the exemption applies;
 - (b) the requirements of the Clause or Clauses in respect of which compliance is exempted; and
 - (c) the period during which the exemption shall apply.

Penalties

- 29. A person committing any breach of this By-law or failing to comply with any of the requirements of this By-law commits an offence and shall be liable—
 - (a) a penalty which is not more than \$1 000 and not less than-
 - (i) in the case of a first such offence, \$100;
 - (ii) in the case of a second such offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500; and
 - (b) if that offence is a continuing offence, to a daily penalty which is not more than \$100 and not less than \$50.

First Schedule City of Mandurah Health Act 1911

APPLICATION FOR REGISTRATION OF AN EATING HOUSE

To City Manager/Town	Clerk
City of Mandurah	
PO Box 210	
Mandurah WA 6210	

TITALITA GI	VIII 0210
I,	
	(Full Name in Block Letters)
of	
	(Full Residential Address)

hereby make application for registration of the premises described below as a— *(a) Dining Room
*(b) Restaurant
*(c) Take-away Food Premises
*(d) Tea Room
Address of premises:
Name of management
Name of premises:
Dated this
(Signature of Applicant)
*Delete which is not applicable.
n.,
Second Schedule
City of Mandurah
Health Act 1911
CERTIFICATE OF REGISTRATION OF AN EATING HOUSE
This is to certify that the following premises are registered as a:
*(a) Dining Room
*(b) Restaurant
*(c) Take-away Food Premises
*(d) Tea Room
from the
unless the certificate is previously cancelled.
Address of premises:
N - C '
Name of premises:
This certificate is issued subject to the Health Act 1911 (as amended) and the by-laws from time to time in force thereunder.
Dated this
City Manager/Town Clerk, City of Mandurah.
*Delete which is not applicable.
Third Schedule
City of Mandurah
Health Act 1911
APPLICATION FOR A LICENCE TO CONDUCT AN EATING HOUSE
To City Manager/Town Clerk
City of Mandurah
PO Box 210
Mandurah WA 6210
I,(Full Name in Block Letters)
of
Phone Number (Home) being the proprietor of the following eating house:
Address of premises:
Name of premises:
*(a) Dining Room
*(b) Restaurant
*(c) Take-away Food Premises
*(d) Tea Room
Dated this day of
(Signature of Applicant)

^{*}Delete which is not applicable.

Fourth Schedule City of Mandurah Health Act 1911

	_		
This is to certify that			
~f			
ofis licensed to conduct a:	•••••••••••••••••••••••••••••••••••••••	••••••	
*(a) Dining Room			
*(b) Restaurant			
*(c) Take-away Food Pr	emises		
*(d) Tea Room			
on the following premises fruntilunless this licence is previo	day of usly cancelled.		19
Address of premises:			
Name of premises:			
Dated this	day of		19
	day or		
			ger/Town Clerk, Mandurah.
*Delete which is not application	able.		
NOTE: Conditions on rever-			
This licence is issued subject	ct to the following	conditions-	
(a) The holder of a lice registration of the house and shall, up to him this licence	eating house in a oon request of a H	conspicuous place ealth Surveyor to	ce in the eating
(b) if the holder a licer fourteen (14) days Manager/Town Cle residence.	thereafter give	notice in writing	ng to the City
(c) The holder of the structural alteration written approval of any other alteration fixtures, counters a prior written consen	n in or addition the Local Authorit n in or addition to nd major food pre	to the premises y nor make or pe o the premises of paration equipm	s without prior rmit to be made r any furniture, ent without the
(d) The holder of a circumstances exist possibility that food the eating house us ing, inspection, han	ting in the eating I may be or has be sed for storage, ma	y house which g een contaminated anufacture, prepa	rive rise to the d in any part of
This licence is hereby trans	Transfer Endorser	nent	
Time incence is hereby trans			
of			• • • • • • • • • • • • • • • • • • • •
from and including the date	e of this endorseme	ent.	
Dated this	day of		19

City Manager/Town Clerk, City of Mandurah. Fifth Schedule City of Mandurah Health Act 1911

APPLICATION FOR TRANSFER OF A LICENCE TO CONDUCT AN EATING HOUSE

To City Manager/Town Clerk City of Mandurah PO Box 210
Mandurah WA 6210
I,(Full Name in Block Letters)
of(Full Residential Address)
hereby make application for transfer of the Eating House Licence applicable to
situated at
by the City of Mandurah on theday of
Dated thisday of19
(Signature of Applicant) I consent to the transfer of the above Eating House Licence.
(Signature of Licence Holder)
·
Sixth Schedule
City of Mandurah
Health Act 1911
EATING HOUSE SCALE OF FEES
Item No. Fees \$
1. The fee payable upon registration of an eating house shall be
Passed by resolution at a meeting of the Mandurah City Council on the 26th day of September 1990.
The Common Seal of the City of Mandurah was hereunto affixed on 13th day of February 1991 in the presence of—
B. P. CRESSWELL, Mayor. K. W. DONOHOE, City Manager/Town Clerk.
Confirmed— P. PSAILA-SAVONA, for Executive Director, Public Health.
Annia Allanda Annia A

HE305

HEALTH ACT 1911

Approved by His Excellency the Governor in Executive Council on 3 April 1991.

L. AULD, Clerk of Council.

Shire of Kulin

Pursuant to the provisions of the Health Act 1911 the Shire of Kulin, 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:

The following by-laws are revoked:

PART I By-law 69

PART II By-law 17 PART IV By-law 25

PART V By-law 23

PART VI By-law 21 PART VII By-law 73

PART IX By-law 19

2. After Part IX add a new Part X to read as follows:

Part X-Offences

Offences and penalties

- (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to:-
 - (a) a fine that is not more than \$2 500 and not less than—
 - (i) in the case of a first offence \$250;
 - (ii) in the case of a second offence, \$500;
 - (iii) in the case of a third or subsequent offence, \$1 250;
 - (b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.
 - (2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to-
 - (a) a fine that is not more than \$1 000 and not less than-
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500;
 - (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.
- 2. Any expense incurred by the Local Authority in consequence of a breach or non-observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non-observance or failing to execute the work.

Passed by resolution at a meeting of the Kulin Shire Council held on the 19th day of September 1990.

Dated this 13th day of February, 1991.

P. J. MULLAN, President. R. J. SMITH, Shire Clerk.

Confirmed—

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

Approved by His Excellency, the Governor in Executive Council the 3rd day of April 1991.

L. AULD, Clerk of the Council.

HE306

HEALTH ACT 1911

City of Cockburn

By-laws Relating to Stables

Pursuant to the provisions of the Health Act 1911, the City of Cockburn being a Local Authority within the meaning of the Health Act 1911, having adopted the By-laws Relating to Stables made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the Government Gazette on 22nd February 1974 and as amended from time to time, has resolved and determined that the adopted By-laws shall be amended as follows:

- 1. In the last line of By-law 6 after the word "of" delete "two dollars (\$2)" and substitute therefor the following "ten dollars (\$10)."
- 2. In the third line of By-law 10 after the word "of" delete "one dollar (\$1)" and substitute therefor the following "ten dollars (\$10)" and in the last line thereof after the word "be" delete "ten dollars (\$10)" and substitute therefor "one hundred dollars (\$100)."

Passed by resolution at a meeting of the City of Cockburn held on the 6th day of November 1990.

Dated 23 January, 1991.

The common seal of the City of Cockburn was hereunto affixed in the presence of:

D. F. MIGUEL, Mayor. A. J. ARMAREGO, Town Clerk.

Confirmed-

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

Approved by His Excellency, the Governor in Executive Council the 3rd day of April, 1991.

L. AULD, Clerk of the Council.

HE401

CREMATION ACT 1929

Health Department of WA, Perth, 3 April 1991.

1040/89. ExCo. 3358.

His Excellency the Governor in Executive Council has appointed under the provisions of Section 8 (1) (a) of the Cremations Act 1929, Dr. Stephen Hugh Neil Cohen as a medical referee.

MICHAEL M. DAUBE, Acting Commissioner of Health.

HE402

HOSPITALS ACT 1927

Health Department of WA, Perth 11 September, 1990.

716/89. ExCo. 1895.

His Excellency the Governor in Executive Council has approved under section 17 (2) of the Hospitals Act an exchange of properties by disposal and acquisition as follows:

- 1. Transfer of the Bicton Hospital property and adjoining house property held in freehold titles by the Fremantle Hospital Board, to Markalinga Pty. Ltd., free of encumbrances and caveats in consideration of Markalinga paying Fremantle Hospital Board \$1.65 million and renovating the Oats Street hospital properties as a hostel for Young Disabled for the Health Department of WA.
- 2. Transfer of the Oats Street Hospital property and two adjoining houses held in freehold title by the Hospital Benefit Fund to the Minister for Health, free of encumbrances and caveats in consideration of \$1.65 million payable by the Fremantle Hospital Board.

3. Property Details

- 3.1 Bicton Hospital and House: Disposal.
 - 3.1.1 Portion of Swan Location 70 and being lot 1 the subject of Diagram 41161 Certificate of Title Volume 445 Folio 160a.
 - 3.1.2 Portion of Swan Location 70 and being lot 10 on Diagram 14828 Certificate of Title Volume 1124 Folio 395.
- 3.2 Oats Street Hospital and Houses: Acquisition.
 - 3.2.1 Portion of Canning Location 2 and being lot 500 the subject of Diagram 54994 Certificate of Title Volume 1527 Folio 797.
 - 3.2.2 Portion of Canning Location 2 and being lot 1 on diagram 4477 Certificate of Title Volume 1706 Folio 728.
 - 3.2.3 Portion of Canning Location 2 and being part of lot 2 on diagram 4477 Certificate of Title Volume 1074 Folio 663.

MICHAEL M. DAUBE, Acting Commissioner of Health.

HE403

OPTOMETRISTS REGISTRATION ACT 1940

Health Department of WA, Perth 3 April, 1991.

1617/87. ExCo No. 3365.

His Excellency the Governor in Executive Council has appointed pursuant to section 5 of the Optometrists Act 1940, Mr G. N. Hocking as Chairperson of the Optometrists Registration Board for the period ending 30 November 1991.

MICHAEL M. DAUBE, Acting Commissioner of Health.

HE404

HOSPITALS ACT 1927

Health Department of WA, Perth 3 April, 1991.

FM 1.9. ExCo No. 3364.

His Excellency the Governor in Executive Council has appointed, under the provisions of the Hospitals Act 1927, Miss J. Ballantyne as a member of the Fremantle Hospital Board for the period ending 31 July 1992, vice Mrs D. E. Blain resigned.

MICHAEL M. DAUBE, Acting Commissioner of Health.

HE405

HEALTH ACT 1911

Health Department of WA Perth 26 March 1991

1040/85

The Appointment of Mr Gary Agnew as a Health Surveyor to the City of Kalgoorlie-Boulder effective from 18 March 1991 to 26 April 1991 is approved.

BRIAN DEVINE, delegate of the Acting Executive Director Public Health.

HE406

HEALTH ACT 1911

Health Department of WA Perth 28 March 1991

9333/89

The cancellation of the appointment of Mr Bruce Henry Boyd as a Health Surveyor to the Shire of Leonora effective from 12 April 1991 is hereby notified.

The appointment of Mr Emil Keith Murray as a Health Surveyor to the Shire of Leonora effective from 8 April 1991 is approved.

BRIAN DEVINE, delegate of the Acting Executive Director Public Health.

HE407

HEALTH ACT 1911

Health Department of WA Perth 27 March 1991

8440/88

The appointment of Mr Clifford Charles Carson as a Health Surveyor to the Shire of Swan effective from 3 April 1991 is approved.

BRIAN DEVINE, delegate of the Acting Executive Director Public Health.

LAND ADMINISTRATION

LA201

LAND ACT 1933 ORDERS IN COUNCIL

Vesting of Reserves

By the direction of His Excellency the Governor under section 33 (2), the following reserves have been vested.

DOLA File 3227/990

Reserve No. 41553 (Swan Location 11358) vested in the Authority for Intellectually Handicapped Persons for the designated purpose of "Housing"

DOLA File 1242/961

Reserve No. 26735 (Murray Locations 1516, 1518, 1563, 1633, 1637, 1881 and Cockburn Sound Locations 1767, 1861 and 2181) vested in the Shire of Murray for the designated purpose of "Public Recreation"

DOLA File 498/991

Reserve No. 41676 (Wellington Location 5597) vested in the City of Bunbury for the designated purpose of "Drainage"

DOLA File 499/991

Reserve No. 41678 (Wellington Location 5591) vested in the City of Bunbury for the designated purpose of "Drainage"

DOLA File 3097/990

Reserve No. 41499 (Greenmount Suburban Lot 581) vested in the Shire of Mundaring for the designated purpose of "Aged Persons Home" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 1231/947 V6

Reserve No. 22698 (Albany Lots 976, 977 and 1366) vested in the Town of Albany for "Recreation and Associated Business Purposes" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding fifty (50) years from the date of the lease.

DOLA File 3909/912

Reserve No. 41684 (Boulder Lot 4524) vested in the City of Kalgoorlie-Boulder for the designated purpose of "Drainage"

DOLA File 3757/990

Reserve No. 41669 (Wellington Location 5596) vested in the Shire of Harvey for the designated purpose of "Public Recreation"

DOLA File 3630/968

Reserve No. 32027 (Carnavon Lot 1287) vested in the Water Authority of Western Australia for the designated purpose of "Sewage Treatment Plant Site"

DOLA File 3276/964

Reserve No. 28044 (Swan Locations 7994 and 10447) vested in the Water Authority of Western Australia for the designated purpose of "Water Tower Site"

DOLA File 1964/990

Reserve No. 41643 (Broome Lot 2661) vested in the Water Authority of Western Australia for the designated purpose of "Sewage Pumping Station"

DOLA File 3971/913

Reserve No. 20432 (Swan Location 2704) vested in the City of Wanneroo for the designated purpose of "Recreation" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 8236/896

Reserve No. 910 (Avon Location 29026) vested in the Shire of Wandering for the designated purpose of "Parklands and Recreation"

DOLA File 3058/990

Reserve No. 41651 (De Witt Location 160) vested in the State Energy Commission of Western Australia for "Natural Gas Pipeline Purposes"

DOLA File 2649/959

Reserve No. 25776 (Wellington Location 4879) vested in the Shire of Dardanup for the designated purpose of "Public Recreation and Drainage"

DOLA File 2650/959

Reserve No. 25775 (Wellington Locations 4880 and 5159) vested in the Shire of Dardanup for the designated purpose of "Public Recreation"

DOLA File 795/961

Reserve No. 26379 (Wyndham Lot 920) vested in The State Energy Commission of Western Australia for the designated purpose of "Power Station Site"

DOLA File 4595/957

Reserve No. 25152 (Augusta Lots 408 and 843) vested in the Shire of Augusta-Margaret River for the designated purpose of "Public Recreation"

DOLA File 2578/987

Reserve No. 34841 (York Lot 588) vested in the Shire of York for the designated purpose of "Recreation"

DOLA File 1873/978

Reserve No. 35890 (Swan Locations 9917 and 11186) vested in the City of Wanneroo for the designated purpose of "Public Recreation"

DOLA File 2094/990

Reserve No. 41675 (Port Hedland Lots 3083 and 5299 to 5302 inclusive) vested in the Town of Port Hedland for the designated purpose of "Recreation" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 4432/913

Reserve No. 15526 (Kukerin Lot 177) vested in the Shire of Dumbleyung for the designated purpose of "Recreation, Racecourse and Showground" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease

DOLA File 528/920

Reserve No. 18258 (Kukerin Lots 57 and 182) vested in the Kukerin Hospital Board for "Hospital and Allied Purposes" with power, to lease the whole or any portion thereof for any term.

DOLA File 6370/951

Reserve No. 23372 (Kukerin Lot 179) vested in the Shire of Dumbleyung for the designated purpose of "Sale Yards"

DOLA File 2476/990

Reserve No. 26991 (Kukerin Lot 183) vested in the Shire of Dumbleyung for the designated purpose of "Pre-Primary Centre and Infant Health Clinic" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 472/989

Reserve No. 41655 (Kukerin Lot 178) vested in the Shire of Dumbleyung for the designated purpose of "Caravan Park"

DOLA File 3497/914

Reserve No. 15559 (Gnowangerup Lot 409) vested in the Shire of Gnowangerup for "Community Purposes" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 3538/962

Reserve No. 26764 (Wittenoom Lot 354) vested in the Honourable Ernest Francis Bridge, M.L.A., Minister for The North West for the time being and his successors in Office for the designated purpose of "Hospital Site"

DOLA File 3861/990

Reserve No. 41653 (Kalbarri Lot 843) vested in the Shire of Northampton for the designated purpose of "Drainage"

DOLA File 1123/60

Class "A" Reserve No. 25697 (Kojonup Location 9114) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna"

DOLA File 1125/60

Class "A" Reserve No. 25696 (Kojonup Location 9117) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna"

DOLA File 4083/29

Class "A" Reserve No. 25194 (Plantagenet Locations 7342, 7543 and 7544) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna"

DOLA File 1839/57

Class "A" Reserve No. 24770 (Kojonup Location 9041) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna"

DOLA File 1869/21

Class "A" Reserve No. 17760 (Kojonup Location 7690) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna"

DOLA File 2900/59

Class "A" Reserve No. 25872 (Hines Hill Lot 91 and Avon Locations 18954 and 28881) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna"

L. M. AULD, Clerk of the Council.

LA202

LAND ACT 1933 ORDERS IN COUNCIL

(Revocation of Vestings)

By the direction of His Excellency the Governor under Section 34B (1), the following Orders in Council and associated Vesting Orders are revoked.

DOLA File 3430/963

Order in Council gazetted on 12 October 1979 vesting Reserve No. 27945 (Swan Location 7969) in the Shire of Bayswater for the designated purpose of "Public Utilities Services and Park"

DOLA File 1242/961

Order in Council gazetted on 5 January 1990 vesting Reserve No. 26735 (Murray Locations 1516, 1518, 1563, 1633, 1637 and Cockburn Sound Locations 1767, 1861 and 2181) in the Shire of Murray for the designated purpose of "Public Recreation"

DOLA File 1231/947 V6

Order in Council gazetted on 18 August, 1989 vesting Reserve No. 22698 (Albany Lots 976 and 1366) in the Town of Albany for "Recreation and Associated Business Purposes"

DOLA File 3993/968

Order in Council gazetted on 24 October, 1986 vesting Reserve No. 29629 (Kalbarri Lot 174) in the Silver Chain Nursing Association (Incorporated) for the designated purpose of "Clinic (Silver Chain Nursing Association Incorporated)"

DOLA File 3630/968

Order in Council gazetted on 22 April, 1988 vesting Reserve No. 32027 (Carnarvon Lot 1177) in the Water Authority of Western Australia for the designated purpose of "Sewage Treatment Plant Site"

DOLA File 3276/964

Order in Council gazetted on 14 August 1987 vesting Reserve No. 28044 (Swan Location 7994) in the Water Authority of Western Australia for the designated purpose of "Water Tower Site"

DOLA File 3357/975

Order in Council gazetted on 24 October, 1986 vesting Reserve No. 33960 (Eneabba Lot 119) in the Silver Chain Nursing Association (Incorporated) for the designated purpose off "Clinic (Silver Chain Nursing Association Incorporated)"

DOLA File 1355/987

Order in Council gazetted on 22 April, 1988 vesting Reserve No. 40497 (Denham Lot 294) in the Silver Chain Nursing Association (Incorporated) for the designated purpose of "Clinic (Silver Chain Nursing Association)"

DOLA File 3356/975

Order in Council gazetted on 31 October, 1986 vesting Reserve No. 34657 (Mingenew Lot 104) in the Silver Chain Nursing Association (Incorporated) for the designated purpose of "Clinic (Silver Chain Nursing Association Incorporated)"

DOLA File 3448/967

Order in Council gazetted on 24 October, 1986 vesting Reserve No. 29163 (Jurien Lots 79 and 80) in the Silver Chain Nursing Association (Incorporated) for the designated purpose of "Clinic (Silver Chain Nursing Association Incorporated)"

DOLA File 795/961

Order in Council gazetted on 20 July, 1962 vesting Reserve No. 26379 (Wyndham Lot 920) in the Shire of Wyndham-East Kimberley for the designated purpose of "Power Station Site"

DOLA File 1873/978

Order in Council gazetted on 14 September 1979 vesting Reserve No. 35890 in the Shire of Wanneroo for the designated purpose of "Public Recreation"

DOLA File 2058/989

Order in Council gazetted on 13 January, 1961 vesting Reserve No. 25820 in the Minister for Works for the designated purpose of "Government Requirements (Public Works Department)"

DOLA File 1643/989

Order in Council gazetted on 6 July, 1973 vesting Reserve No. 32043 in the Metropolitan Water Supply, Sewerage and Drainage Board for the designated purpose of "Drain"

DOLA File 4432/913

Order in Council gazetted on 28 July 1961 vesting Reserve No. 15526 (Kukerin Lot 134) in the Shire of Dumbleyung for the designated purpose of "Recreation, Racecourse and Showground"

DOLA File 528/920

Order in Council gazetted on 20 June 1986 vesting Reserve No. 18258 (Kukerin Lots 57 and 58) in the Kukerin Hospital Board for "Hospital and Allied Purposes"

DOLA File 6370/951

Order in Council gazetted on 15 April 1965 vesting Reserve No. 23372 in the Shire of Dumbleyung for the designated purpose of "Sale Yards"

DOLA File 2476/990

Order in Council gazetted on 19 November 1982 vesting Reserve No. 26991 in the Shire of Dumbleyung for the designated purpose of "Pre-Primary Centre and Infant Health Clinic"

DOLA File 1857/960

Order in Council gazetted on 3 May, 1963 vesting Reserve No. 26773 (Gnowangerup Lots 327 to 345 inclusive) in the Minister for Native Welfare for the designated purpose of "Natives (Housing)"

DOLA File 3497/914

Order in Council gazetted on 18 November, 1988 vesting Reserve No. 15559 (Gnowangerup Lot 407) in the Shire of Gnowangerup for the "Community Purposes"

DOLA File 2277/972

Order in Council gazetted on 10 June 1983 vesting Reserve No. 33474 (Lyndon Locations 93 and 94) in the Shire of Exmouth for the designated purpose of "Recreation (Yardie Creek Homestead and Outbuildings)"

DOLA File 4083/29

Order in Council gazetted on 6 November 1987 vesting Reserve No. 25194 (Plantagenet Locations 7342, 7543 and 7544) in the National Parks and Nature Conservation Authority for the designated purpose of "Flora and Fauna"

DOLA File 2900/59

Order in Council gazetted on 11 July 1986 vesting Reserve No. 25872 (Hines Hill Lot 91 and Avon Locations 18954 and 28881) in the National Park and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna"

DOLA File 1869/21

Order in Council gazetted on 5 June 1970 vesting Reserve No. 17760 in the Western Australian Wild Life Authority for the designated purpose of "Conservation of Flora and Fauna" $\frac{1}{2}$

DOLA File 1800/961

Order in Council gazetted on 4 May 1984 vesting Reserve No. 26751 (Jandakot Agricultural Area Lot 442) in the City off Cockburn for the designated purpose of "Public Recreation"

L. M. AULD, Clerk of the Council.

LA301

LAND ACT 1933 LAND (CROWN GRANT IN TRUST) ORDER

DOLA File 3993/968

Made by His Excellency the Governor under Section 33 (4). It is directed that Reserve No. 29629 (Kalbarri Lot 174) shall be granted to the Silver Chain Nursing Association (Incorporated) to be held in trust for the designated purpose of "Clinic (Silver Chain Nursing Association Incorporated)" subject to the condition that the grantee shall not transfer, lease or mortgage the whole or any part of the land without the consent of the Governor.

DOLA File 3357/975

Reserve No. 33960 (Eneabba Lot 119) shall be granted to the Silver Chain Nursing Association (Incorporated) to be held in trust for the designated purpose of "clinic (Silver Chain Nursing Association Incorporated)" subject to the condition that the grantee shall not transfer, lease or mortgage the whole or any part of the land without the consent of the Governor.

DOLA File 1355/987

Reserve No. 40497 (Denham Lot 294) shall be granted to the Silver Chain Nursing Association (Incorporated) to be held in trust for the designated purpose of "Clinic (Silver Chain Nursing Association Incorporated)" subject to the condition that the grantee shall not transfer, lease or mortgage the whole or any part of the land without the consent of the Governor.

DOLA File 3448/967

Reserve No. 34657 (Mingenew Lot 104) shall be granted to the Silver Chain Nursing Association (Incorporated) to be held in trust for the designated purpose of "Clinic (Silver Chain Nursing Association Incorporated)" subject to the condition that the grantee shall not transfer, lease or mortgage the whole or any part of the land without the consent of the Governor.

DOLA File 3356/975

Reserve No. 29163 (Jurien Lots 79 and 80) shall be granted to the Silver Chain Nursing Association Incorporated to be held in trust for the designated purpose of "Clinic (Silver Chain Nursing Association Incorporated)" subject to the condition that the grantee shall not transfer, lease or mortgage the whole or any part of the land without the consent of the Governor.

L. M. AULD, Clerk of the Council.

LA401

LOCAL GOVERNMENT ACT 1960

DECLARATION OF CLOSURE OF STREETS

Made by the Minister for Lands Under Section 288A

At the request of the local government nominated, the streets described in the Notice are now declared to be closed.

Notice

City of Stirling (DOLA File 463/990; Closure No. S421). All that portion of Marshall Road (Road No. 809) and those portions of Alexander Drive (Road No. 7354) shown bordered blue on DOLA Miscellaneous Diagram No. 246.

(Public Plan: Perth 1:2 000 14.35, 14.36).

A. A. SKINNER, Acting Executive Director, Department of Land Administration.

LA402

CONSERVATION AND LAND MANAGEMENT ACT 1984

RESERVATION OF STATE FOREST ORDER

CALM File: 028433F1605. DOLA File: 3413/925.

Made by His Excellency the Governor under Section 8.

It is directed that the areas described in the schedule be dedicated as an addition to State Forest No. 10.

Schedule

- 1. Nelson Location 13343 (formerly portion of each of Nelson Locations 5040 and 9522 and being Lot 1 on Plan 11329) comprising an area of 66.4908 hectares.
- 2. The area of closed road on Plan 11329 comprising 2.3595 hectares.

Public Plan: Pemberton N.W. 1:25 000.

L. AULD, Clerk of the Council.

LA403

CORRIGENDUM

DOLA File: 2753/977.

The notice appearing at page 6383 of the Government Gazette dated 28 December, 1990 with reference to Reserve No. 41515 is amended by inserting "3666 square metres" in lieu of "4676 square metres".

A. A. SKINNER, Acting Executive Director.

LA404

ERRATUM

TRANSFER OF LAND ACT 1893

TRANSFER OF LAND (REVESTMENT)

PROCLAMATION

Whereas an error occurred in the notice published under the above heading on page 575 of Government Gazette No. 20 dated 8 February 1991 it is corrected as follows.

On page 576 delete

and insert

Certificate of Title File No. Description of Land Folio Volume 1240/962 Portion of Murray Location 66 and being Lot 6 on Plan 17188 1860 545

Certificate of Title File No. Description of Land Volume Folio 545 1860

Portion of Murray Location 66 and being Lot 6 on Plan 17118 1240/962

LA701

LAND ACT 1933 RESERVATION NOTICES

Made by His Excellency the Governor under Section 29.

The Crown Lands described below have been set apart as public reserves.

DOLA File: 3227/990.

Reserve No. 41553 comprising Swan Location 11358 with an area of 577 square metres on Land Administration Diagram 89721 for the designated purpose of "Housing".

Public Plan: Perth 1:2 000 15.32 Kanimbla Way.

DOLA File: 3226/990.

Reserve No. 41552 comprising Swan Location 11359 with an area of 577 square metres on Land Administration Diagram 89721 for the designated purpose of "Use and Requirements of the Minister for Works".

Public Plan: Perth 1:2 000 15.32 Wellington Road.

DOLA File: 2811/974.

Reserve No. 41715 comprising Swan Location 11199 with an area of 728 square metres on original plan 9472 for the designated purpose of "Use and Requirements of the Minister for Works".

Public Plan: Perth 1:2 000 08.33 Burroughs Road.

DOLA File: 498/991.

Reserve No. 41676 comprising Wellington Location 5597 (formerly portion of Leschenault Location 26 and being portion coloured blue and marked Drain on Plan 7362) with an area of 683 square metres for the designated purpose of "Drainage".

Public Plan: Bunbury & Environs 1:2 000 BG30/02.31 King Road.

DOLA File: 499/991.

Reserve No. 41678 comprising Wellington Location 5591 (formerly portion of Leschenault Location 26 and being Lot 74 on Plan 13221) with an area of 165 square metres for the designated purpose of "Drainage".

Public Plan: Bunbury & Environs 1:2 000 BG30/02.31 Fairway Court.

DOLA File: 3909/912.

Reserve No. 41684 comprising Boulder Lot 4524 with an area of 1176 square metres on Land Administration Diagram 89887 for the designated purpose of "Drainage".

Public Plan: Kalgoorlie-Boulder 1:2 000 30.35 Johnston Street.

DOLA File: 1964/990.

Reserve No. 41643 comprising Broome Lot 2661 with an area of 1896 square metres on Land Administration Diagram 89707 for the designated purpose of "Sewage Pumping Station".

Public Plan: Broome 1:2 000 30.15 Broome Road.

DOLA File: 3058/990.

Reserve No. 41651 comprising De Witt Location 160 with an area of 21.2436 hectares on Lands and Surveys Diagram 85704 for "Natural Gas Pipeline Purposes".

Public Plan: Yarraloola 1:250 000 North West Coastal Highway.

DOLA File: 2959/989.

Reserve No. 41659 comprising Swan Locations 11169 and 11170 with an area of 2.1150 hectares on Land Administration Plan 17421 for the designated purpose of "Recreation".

Public Plan: Swan 1:2 000 3.13 and 3.14 Mindarie Keys.

DOLA File: 2094/990.

Reserve No. 41675 comprising Port Hedland Lots 3083 and 5299 to 5302 inclusive with an area of 5.2560 hectares on Lands and Surveys Plan 13741 and Diagram 84509 for the designated purpose of "Recreation".

Public Plan: South Hedland 1:2 000 25.23, 25.24 and 26.24 Huxtable Crescent.

DOLA File: 472/989.

Reserve No. 41655 comprising Kukerin Lot 178 with an area of 1.6476 hectares on Land Administration Plan 17291 for the designated purpose of "Caravan Park".

Public Plan: Kukerin Townsite Bath Street.

DOLA File: 3861/990.

Reserve No. 41653 comprising Kalbarri Lot 843 with an area of 180 square metres on Land Administration Plan 17623 for the designated purpose of "Drainage".

Public Plan: Kalbarri Regional 1:10 000 5.2 Sutherland Street.

DOLA File: 522/991.

Reserve No. 41569 comprising Peel Estate Lot 1367 (formerly portion of Peel Estate Lot 102 and being Lot 315 on Diagram 75883) with an area of 4.4878 hectares for the designated purpose of "Public Recreation".

Public Plan: Peel 1:10 000 4.8 Wolfe Road.

DOLA File: 613/991.

Reserve No. 41673 comprising Swan Location 11531 (formerly portion of Swan Location H and being Lot 246 on Plan 17465) with an area of 6161 square metres for the designated purpose of "Public Recreation".

Public Plan: Perth 1:2 000 BG 34/16.37 Belvoir Place.

DOLA File: 612/991.

Reserve No. 41671 comprising Cockburn Sound Location 3063 (formerly portion of Cockburn Sound Location 16 and being Lot 1000 on Plan 17652) with an area of 1.0728 hectares for the designated purpose of "Public Recreation".

Public Plan Peel 1:2 000 BG33/07.01 Winnipeg Court.

DOLA File: 609/991.

Reserve No. 41670 comprising Swan Location 11532 (formerly portion of Swan Location 97 and begin Lot 40 on Diagram 78153) with an area of 5265 square metres for the designated purpose of "Public Recreation".

Public Plan: Perth 1:2 000 BG/30.30 & 30.31.

DOLA File: 655/991.

Reserve No. 41656 comprising Kwinana Lot 301 (formerly portion of Kwinana Lot E27 and being Lot 290 on Plan 17191) with an area of 6215 square metres for the designated purpose of "Public Recreation".

Public Plan: Peel 1:2 000 12.32 Maple Vista.

DOLA File: 1032/990.

Reserve No. 41657 comprising Kwinana Lots 302, 303, 304, 305 and 307 (formerly portions of Kwinana Lot E27 and being Lot 335 on Plan 17192, Lots 247, 248 and 245 on Diagram 77686 and Lot 336 on Plan 17191) with an area of 6246 square metres for the designated purpose of "Drainage".

Public Plan: Peel 1:2 000 BG 33/11.32 Sandford Grove.

DOLA File: 3757/990.

Reserve No. 41669 comprising Wellington Location 5596 (formerly portion of Wellington Location 1 and being Lot 495 on Plan 17320) with an area of 2562 square metres for the designated purpose of "Public Recreation".

Public Plan: Bunbury 1:2 000 6.39 Morgan Court.

LA801

LAND ACT 1933

AMENDMENT OF RESERVES

Made by His Excellency the Governor under section 37.

The following Reserves have been amended.

DOLA File: 1242/961.

Reserve No. 26735 (Murray Locations 1516, 1518, 1563, 1633, 1637 and Cockburn Sound Locations 1767, 1861 and 2181) "Public Recreation" to include Murray Location 1881 (formerly portion of Murray Location 17 and being Lot 18 on Plan 14523, Sheet 1) and of its area being increased to 9.4120 hectares accordingly.

Public Plan: Mandurah 1:2 000 11.36, 10.35 and 10.36 Murray River.

DOLA File: 5743/951.

Reserve No. 23938 (Narrogin Lots 1308, 1309, 1310, 1339, 1343, 1344, 1347, 1384, 1392, 1396, 1397, 1407, 1428, 1446, 1448, 1452, 1472, 1475, 1499, 1500 and 1503) "Railway Purposes (Housing)" to exclude Narrogin Lots 1310, 1347 and 1407 and of its area being reduced to 1.5472 hectares accordingly.

Public Plan: Narrogin 1:2 000 11.37 and 12.37.

DOLA File: 1231/947 V6.

Reserve No. 22698 (Albany lots 976 and 1366) "Recreation and Associated Business Purposes" to include Albany Lot 977 on Original Plan 5808 and of its area being increased to 27.1022 hectares accordingly.

Public Plan: Albany 1:2 000 14.07 Cunningham Street.

DOLA File: 3630/968.

Reserve No. 32027 (at Carnarvon) "Sewage Treatment Plant Site" to comprise Carnarvon Lot 1287 as surveyed on Land Administration Diagram 89876 in lieu of Lot 1177 and of its area being increased to 6.6860 hectares accordingly.

Public Plan: Carnarvon 1:2 000 8.07 Babbage Island Road.

DOLA File: 2751/961 V2.

Reserve No. 32169 (Carnarvon Lots 1181, 1182, 1183, 1202, 1205, 1240 and 1285) "Protection of Levee Banks" to exclude that portion now comprised in Carnarvon Lot 1287 as surveyed on Land Administration Diagram 89876 and of its area being reduced to about 59.0229 hectares accordingly. Public Plan: Carnarvon 1:2 000 8.07 Babbage Island Road.

DOLA File: 12911/897.

Reserve No. 5006 (Pingelly Lots 95, 96 and 828) "Police" to exclude that portion of Lot 96 now comprised in Pingelly Lot 857 as surveyed on Land Administration Diagram 89735 and of its area being reduced to 2023 square metres accordingly.

Public Plan: Pingelly 1:2 000 05.01 Pasture Street.

DOLA File: 3579/959.

Reserve No. 25750 (at Pingelly) "Fire Station Site" to comprise Pingelly Lot 857 as surveyed on Land Administration Diagram 89735 in lieu of Lots 97 and 829 and of its area being increased to 1619 square metres accordingly.

Public Plan: Pingelly 1:2 000 05.01 Pasture Street.

DOLA File: 3276/964.

Reserve No. 28044 (Swan Location 7994) "Water Tower Site" to include Swan Location 10447 as surveyed on LTO Plan 8834 and of its area being increased to 3384 square metres accordingly.

Public Plan: Perth 1:2 000 08.29 Unwin Avenue.

DOLA File: 2766/976.

Reserve No. 34305 (Broome Lots 1201, 1212 and 2628) "Drain" to exclude those portions of Lots 1201 and 1202 now comprised in Broome Lot 2661 as surveyed on Land Administration Diagram 89707 and of its area being reduced to 9050 square metres accordingly.

Public Plan: Broome 1/2 000 30.15 Broome Road.

DOLA File: 8236/896.

Reserve No. 910 (Avon District) "Parklands and Recreation" to comprise Avon Location 29026 on Diagram 37558 and of its area remaining unaltered.

Public Plan: Wandering NW 1:25 000 North Bannister and Wandering Road.

DOLA File: 6483/904.

Reserve No. 9440 (at Popanyinning) "Camping" to comprise Popanyinning Lot 318 as delineated and shown bordered red on Land Administration Reserve Diagram 875 in lieu of Lots 62 and 304 and of its area being reduced to 5.7916 hectares accordingly.

Public Plan: Popanyinning Townsite Great Northern Highway.

DOLA File: 3637/930.

Reserve No. 20561 (Swan District) "Recreation and purposes incidental thereto" to exclude:-

- (a) that portion comprising portion of the road coloured dark brown on Land Administration Plan 17421.
- (b) that portion now comprising portion of the area the subject of Miscellaneous Plan 1681 and of its area being reduced to about 265.5005 hectares accordingly.

Public Plan: Swan 1:2 000 3.13, 3.14 and 4.13 Mindarie Keys.

DOLA File: 1873/978.

· Reserve No. 35890 (Swan Location 9917) "Public Recreation" to:-

- (a) exclude:-
 - (i) that portion comprising portion of the road coloured dark brown on Land Administration Plan 17421.
 - (ii) that portion now comprising portion of the area the subject of Miscellaneous Plan 1681.
- (b) include Swan Location 11186 (formerly portion of Swan Location 1370 and being Lot 2000 on Plan 16754) and of its area being increased to 155.4356 hectares accordingly.

Public Plan: Swan 1:2 000 3.13, 3.14, 4.13 and 4.14 (Mindarie Keys).

DOLA File: 1873/978.

Reserve No. 35890 (Swan Location 9917) "Public Recreation" to:-

- (a) exclude:-
 - (i) that portion comprising portion of the road coloured dark brown on Land Administration plan 17421.
 - (ii) that portion now comprising portion of the area the subject of the Miscellaneous Plan 1681.
- (b) include Swan Location 11186 (formerly portion of Swan Location 1370 and being Lot 2000 on Plan 16754) and of its area being increased to 155.4356 hectares accordingly.

Public Plan: Swan 1:2 000 3.13, 3.14, 4.13 and 4.14 (Mindarie Keys).

DOLA File: 1170/989.

Reserve No. 12269 (Victoria District) "Camping" to comprise Victoria Location 11863 as delineated on Lands and Surveys Diagram 34888 and of its area remaining unaltered.

Public Plan: Beharra 1:50 000.

DOLA File: 4432/913.

Reserve No. 15526 (at Kukerin) "Recreation, Racecourse and Show Ground" to comprise Kukerin Lot 177 as surveyed on Land Administration Plan 17291 in lieu of Lot 134 and of its area being increased to 27.2000 hectares accordingly.

Public Plan: Kukerin Townsite Bennett Street.

DOLA File: 528/920.

Reserve No. 18258 (at Kukerin) "Hospital and Allied Purposes" to comprise Kukerin Lot 182 as surveyed on Land Administration Plan 17291 (in lieu of Kukerin Lot 58) and Kukerin Lot 57 and of its area being reduced to 1842 square metres accordingly.

Public Plan: Kukerin Townsite Manser Street.

DOLA File: 6370/951.

Reserve No. 23372 (at Kukerin) "Sale Yards" to comprise Kukerin Lot 179 as surveyed on Land Administration Plan 17291 in lieu of Lots 141 and 167 and of its area being reduced to 9522 square metres accordingly.

Public Plan: Kukerin Townsite Collier Street.

DOLA File: 2476/990.

Reserve No. 26991 (at Kukerin) "Pre-Primary Centre and Infant Health Clinic" to comprise Kukerin Lot 183 as surveyed on Land Administration Plan 17291 in lieu of Lot 59 and of its area being increased to 1194 square metres accordingly.

Public Plan: Kukerin Townsite Manser Street.

DOLA File: 3497/914.

Reserve No. 15559 (at Gnowangerup) "Community Purposes" to comprise Gnowangerup Lot 409 as surveyed on Land Administration Diagram 89725 in lieu of Lot 407 and of its area being increased to 15.4095 hectares accordingly.

Public Plan: Gnowangerup 1:2 000 19.05 Davies Street.

DOLA File: 1291/965.

Reserve No. 27903 (Gnowangerup Lots 355, 378 and 381) "Sewerage Treatment Works" to include Gnowangerup Lot 408 as surveyed on Land Administration Diagram 89725 and of its area being increased to 4.3981 hectares accordingly.

Public Plan: Gnowangerup 1:2 000 19.05 Davies Street.

DOLA File: 1916/982.

Reserve No. 37825 (Kalbarri Lot 563) "Parkland" to exclude those portions now comprised in Kalbarri Lots 841 to 844 inclusive as surveyed on Land Administration Plan 17623 and of its area being reduced to 2.6988 hectares accordingly.

Public Plan: Kalbarri Regional 1:10 000 5.2 Sutherland Street.

DOLA File: 2761/970.

Reserve No. 35054 (Canning Location 2980) "Drain" to include Location 3716 (formerly portion of Canning Location 31 and being Lot 143 on Plan 12992) and of its area being increased to 2.6647 hectares.

Public Plan: Perth 1:2 000 23.02 Amethyst Crescent.

A. A. SKINNER, Acting Executive Director.

LA901

LAND ACT 1933

CHANGE OF PURPOSE OF RESERVES

Made by His Excellency the Governor under section 37. The purpose of the following reserves have been changed.

DOLA File 3971/913.

Reserve No. 20432 (Swan Location 2704) being changed from "Camping" to "Recreation".

(Public Plan: Swan 1:10 000 2.4 Pinjar Road.)

DOLA File 6483/904

Reserve No. 9440 (Popanyinning Lot 318) being changed from "Camping" to "Recreation".

(Public Plan: Popanyinning Townsite Great Northern Highway.)

DOLA File 2649/959

Reserve No. 25776 (Wellington Location 4879) being changed from "Recreation and Drain" to "Public Recreation and Drainage".

(Public Plan: Bunbury 1:2 000 5.33 Hamilton Road.)

DOLA File 2650/959

Reserve No. 25775 (Wellington Locations 4880 and 5159) being changed from "Recreation" to "Public Recreation".

(Public Plan: Bunbury 1:2 000 5.33 Millard Street.)

DOLA File 1355/987

Reserve No. 40497 (Denham Lot 294) being changed from "Clinic Silver Chain Nursing Association)" to "Clinic (Silver Chain Nursing Association Incorporated)".

(Public Plan: Denham 1:2 000 39.10 Hughes Street.)

DOLA File 2058/989

Reserve No. 25820 (Wyalkatchem Lot 277) being changed from "Government Requirements (Public Works Department)" to "Use and Requirements of the Government Employees Housing Authority". (Public Plan: Wyalkatchem 1:2 000 23.31 Piesse Street.)

DOLA File 1125/60

Reserve No. 25696 (Kojonup Location 9117) being changed from "Conservation of Indigenous Flora" to "Conservation of Flora and Fauna".

(Public Plan: Kuringup 1:50 000.)

DOLA File 4083/29

Reserve No. 25194 (Plantagenet Locations 7342, 7543 and 7544) being changed from "Flora and Fauna" to "Conservation of Flora and Fauna".

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

DOLA File 1123/60

Reserve No. 25697 (Kojonup Location 9114) being changed from "Conservation of Indigenous Flora" to "Conservation of Flora and Fauna".

(Public Plan: Kuringup 1:50 000.)

DOLA File 1839/57

Reserve No. 24770 (Kojonup Location 9041) being changed from "Conservation of Flora" to "Conservation of Flora and Fauna".

(Public Plan: Ongerup 1:50 000.)

DOLA File 1800/961

Reserve No. 26751 (Jandakot Agricultural Area Lot 442) being changed from "Public Recreation" to "School Site".

(Public Plan: Perth 1:10 000 3.1 Hammond Road.)

A. A. SKINNER, Acting Executive Director.

LB201

LAND ACT 1933 CANCELLATION OF RESERVES

Made by His Excellency the Governor under section 37.

The following reserves have been cancelled.

DOLA File: 3430/963.

Reserve No. 27945 (Swan Location 7969) "Public Utilities Services and Park".

Public Plan Perth 1:2 000 15.32 Wellington Road.

DOLA File: 632/983.

Reserve No. 38323 (Swan Location 10447) "Public Recreation".

Public Plan Perth 1:2 000 08.29 Unwin Avenue.

DOLA File: 1643/989.

Reserve No. 32043 (Swan Location 8892) "Drain".

Public Plan Perth 1:2 000 BG 34/16.28 off Kitchener Avenue.

DOLA File: 13043/11 DUP.

Reserve No. 14148 (Doodlakine Lot 103) "Church Site, Presbyterian".

Public Plan Doodlakine 12.23.

DOLA File: 1857/960.

Reserve No. 26773 (Gnowangerup Lots 331 to 345 inclusive) "Natives (Housing)".

Public Plan Gnowangerup 1:2 000 19.05 Davies Street.

DOLA File: 2277/972.

Reserve No. 33474 (Lyndon Locations 93 and 94) "Recreation (Yardie Creek Homestead and

Outbuildings)".

Public Plan North West Cape SW 1:25 000 off Yardie Creek Road.

A. A. SKINNER, Acting Executive Director.

LB601

LAND ACT 1933 ADDITIONAL SPECIAL LEASE PURPOSE

DOLA File: 2939/968.

His Excellency the Governor in Executive Council has been pleased to approve under section 116 (14) of the Land Act 1933 of "Storage of Cereal Grain and Bulk Storage Facility" being an additional purpose for which a Special Lease may be granted.

A. A. SKINNER, Acting Executive Director.

LB602

LAND ACT 1933

Notice of Intention to Grant a Lease

It is hereby notified that it is intended to grant a Special Lease over Dampier Location 290 to Pender Aboriginal Corporation under section 116 of the Land Act for a term of 50 years for the purpose of "Use and Benefit of Aboriginal Inhabitants".

A. A. SKINNER, Acting Executive Director, Department of Land Administration.

LB603

LAND ACT 1933

Notice of Intention to Grant a Lease

It is hereby notified that it is intended to grant a Special Lease over Dampier Location 297 to Djarindjin Aboriginal Corporation under section 116 of the Land Act for a term of 50 years for the purpose of "Use and Benefit of Aboriginal Inhabitants".

A. A. SKINNER, Acting Executive Director, Department of Land Administration. **LB604**

LAND ACT 1933

Notice of Intention to Grant a Lease

It is hereby notified that it is intended to grant a Special Lease over Dampier Location 289 to Gurlbarljn Aboriginal Corporation under section 116 of the Land Act for a term of 50 years for the purpose of "Use and Benefit of Aboriginal Inhabitants".

A. A. SKINNER, Acting Executive Director, Department of Land Administration.

LOCAL GOVERNMENT

LG301

LOCAL GOVERNMENT ACT 1960

BUILDING AMENDMENT REGULATIONS (No. 2) 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the Building Amendment Regulations (No. 2) 1991.

Commencement

2. These regulations shall come into operation on the day on which they are published in the *Government Gazette*.

Schedule 2 amended

- 2. Schedule 2 of the Building Regulations 1989* is amended-
 - (a) in the description of Zone 1, by inserting after "point" at the end of the description the passage set out in the Schedule to this regulation; and
 - (b) in the description of Zone 2, by deleting from that description the passage set out in the Schedule to this regulation.

Schedule

excluding-All that portion of land bounded by lines starting from the intersection of a line in prolongation easterly of the centreline of Ewing Road with the centreline of Clenton Road, a point on a present western boundary of Zone 1, and extending generally easterly along that centreline and onwards to the centreline of Berry Road; thence generally southeasterly and generally easterly along that centreline and onwards to the centreline of Toodyay Road; thence generally southwesterly along that centreline to a line in prolongation northwesterly of the centreline of Lillydale Road; thence generally southeasterly along that centreline to the southern side of Stone Street; thence westerly along that side to the northwestern corner of Chidlow Lot 310; thence southerly along the western boundary of that lot and onwards to the northwestern corner of Lot 231; thence southerly along the western boundary of that lot and southerly along the western boundaries of Lots 232, 233 and 297 to the northeastern corner of Lot 338; thence southwesterly along the northwestern boundary of that lot to the northeastern corner of the northeastern severance of Swan Location 1503; thence southerly along the eastern boundary of that severance to its southeastern corner, thence southerly to the northeastern corner of Location 2013; thence southerly along the eastern boundary of that location to a northern corner of State Forest Number 7; thence southerly and easterly along boundaries of that State Forest to an eastern side of Old Northam Road, a present northwestern corner of Avon Land District; thence generally southerly and generally southwesterly along boundaries of that land district to the left bank of the Helena River Reservoir, a point on a present southwestern boundary of Zone 1, and thence generally northwesterly, generally northerly and again generally northwesterly along boundaries of that zone to the starting point.

[*Published in the Government Gazette 28 July 1989 pp. 2261-2293 amended by Government Gazette 11 January 1991 pp. 58-59.]

DAVID SMITH, Minister for Local Government.

LG302

LOCAL GOVERNMENT ACT 1960

The Municipality of the Shire of Cunderdin By-Laws Relating to Control of Nuisances

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 to make and submit for confirmation by the Governor the following by-laws:—

Revocation:

1. The by-laws published in the ${\it Gazette}$ of 25th of October, 1967, at page 2967 are hereby revoked.

Restriction on Causing Nuisances:

- 2. No person shall carry on any activity, conduct any business or engage in any undertaking on any land or premises in such a manner as to permit the escape therefrom of smoke, dust, sawdust, fumes, water or liquid wastes in such a quantity or extent or in such a manner as to create or be a nuisance to any inhabitant in the neighbourhood of such land or premises, or to traffic or persons using roads in the vicinity.
- 3. No person shall cause or permit the emission of light or vibrations from premises to such an extent or in such manner as to create or be a nuisance to any inhabitant in the neighbourhood of such premises or to traffic or persons using roads in the vicinity.
- 4. No person shall stack or permit the accumulation of or burn on any land or premises any sawdust in such a place or in such manner that it, or the smoke therefrom, shall be or become a nuisance to any inhabitants in the neighbourhood of such land or premises, or to traffic or persons using roads in the vicinity.

Offensive or Dangerous Things:

- 5. If any person keeps a thing whether an animal or bird or any other thing whether animate or inanimate which in the opinion of the Council is offensive or dangerous the Council may give to such person notice in writing requiring him to remove from the District or destroy such offensive or dangerous thing.
- 6. A person who fails to comply with the requirements of a notice given to him pursuant to the preceding by-law commits an offence.

Pollution of Water:

7. No person shall pollute, obstruct, injure, or damage any water course, water channel, well, dam, tank, reservoir or other waters without the written authority of the Council.

Offensive Noises or Odours for Advertisement Purposes:

- 8. No person shall, for advertisement purposes, in a street, way, footpath or other public place or on private property—
 - (a) make any noise; or
 - (b) cause an obnoxious odour

which by reason of its nature, intensity or persistence causes a nuisance, annoyance or distress to any person or is offensive to any person.

Disused Motor Vehicles and Machinery:

9. No person shall keep a disused motor vehicle, an old motor vehicle body, or any old machinery within the District except at a place set aside or approved of by the Council for that purpose.

Penalties:

- 10. Any person who commits an offence against these by-laws shall be liable, on conviction, to—
 - (a) a maximum penalty of \$500; and
 - (b) a maximum daily penalty during the breach of \$50 per day.

Dated this 16th day of November 1990.

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

J. S. ROGERS, President.N. J. ALCOCK, Shire Clerk.

Recommended-

DAVID SMITH, Minister For Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of April, 1991.

L. M. AULD, Clerk of the Council.

LG303

LOCAL GOVERNMENT ACT 1960

City of Canning

By-law Relating to Street Lawns and Gardens

In pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 25th day of June 1990, to make and submit for confirmation by the Governor the following by-law relating to Street Lawns and Gardens—

- 1. The bylaws relating to Street Lawns and Gardens published in the Government Gazette on 10th March 1978, are hereby repealed.
- 2. In this by-law unless the context otherwise requires-
 - "garden" means an area of a street which is planted, developed or treated otherwise than as a lawn but does not include any development or treatment which involves the construction of works in a street within the meaning of section 509 of the Local Government Act 1960;
 - "carriageway" means a portion of a road that is improved, designed or ordinarily used for vehicular traffic, and includes the shoulders, and areas, including embayments, at the side or centre of the road, used for the standing or parking of vehicles, but does not include a lane, right-of-way or driveway;
 - "Council" means the Council of the City of Canning;
 - "footpath" means that part of a road set apart or constructed for the use of pedestrians and every established footway, pavement, land thoroughfare or any other part off a road set apart for the use of pedestrians;
 - "intersection" means the area comprised within imaginary straight lines joining in succession the points of transection of the property lines to two or more roads that meet each other. Where the property lines are curved at any corner, the point of transection of the property lines shall be regarded as the point on the curve nearest to the point at which those property lines, if extended in straight lines from each end of the curve, would meet;
 - "junction" means that part of a road lying between imaginary straight lines at right angles to the road commencing from the points of transection formed by its own property lines with the property lines of a road which abuts thereon. Where the property lines are curved at any corner, the points of transection formed by the property lines shall be determined in the same manner as is provided in the definition of "intersection";
 - "lawn" means an area of a street which is planted solely with grass and which comprises no other landscaping feature other than a tree or shrub planted by the Council;
 - "property line" means the boundary between the land comprising a street and the land that abuts thereon.
- 3. Where before the coming into operation of this by-law a garden has been planted in a street the owner or occupier of the land that abuts on that portion of the street in which that garden is planted shall ensure that the garden complies with the provisions of this by-law but is not required to obtain a permit pursuant to this by-law.
- 4. (1) A person shall not plant a garden in a street, except pursuant to a permit issued by the Council and then only in conformity with this by-law.

- (2) The Council shall not issue a permit for the planting of a garden in any portion of a street, except on the application of the owner or occupier of the land that abuts on that portion of the street.
- (3) A person requiring a permit to plant a garden in a street shall submit to the Council a sketch plan setting out details of the proposed garden and the positions of the proposed garden beds and any trees or shrubs proposed to be planted in relation to the frontage of the carriageway.
- (4) The owner or occupier of land that abuts on portion of a street may plant a lawn in that portion of the street without obtaining a permit to do so unless the lawn is part of a garden in the portion of the street.
- 5. A person shall not plant a garden in a street-
 - (a) so that it extends beyond the frontage in respect of which the permit is issued;
 - (b) so that it encroaches on the pavement of a carriageway or a made footpath;
 - (c) that is not graded from the frontage of the land abutting on that portion of the street to the kerb of the carriageway and in accordance with the general ground levels obtaining in that street. Earth mounding, rocks or retaining walls are not permitted.
- 6. (1) The owner or occupier of land abutting on portion of a street in which a lawn or garden is planted shall ensure that any water pipe laid to that lawn or garden—
 - (a) is laid and kept beneath the surface of the street at a depth of not more than 30 cm nor less that 15cm and so that any fitting connected to a pipe does not project above the surface of the lawn or garden;
 - (b) if connected to a public water supply, is laid to comply with the requirements of the Water Authority of WA being the body constituted for, and having control of that supply of water in the district;
 - (c) if connected to a private water supply, where passing under road, pavement, made footpaths or crossings, is of galvanised, wrought iron, P.V.C. or of copper; and
 - (d) has approved valves, located within the property where they are connected to the water supply and is fitted so as to give complete control of the flow of water from that supply.
- (2) Where a person, in the course of laying pipes pursuant to this by-law, causes damage to any road, pavement, footpath or crossing, or to any water, gas or sewerage pipes, to any power or telephone cables or to a fire hydrant, that damage may be made good, by the authority having the control of the thing damaged, at the expense of that person or of the person on whose behalf the pipes were laid, and the amount of that expense may be recovered in any court of competent jurisdiction.
- 7. A person shall not water a street lawn or garden in such a manner as will, or may, occasion inconvenience to persons using the adjoining carriageway or footpath.
- 8. (1) A person shall not plant or keep any tree or shrub in a garden in a street if that tree or shrub is of a height exceeding 0.75 metres, if that tree or shrub is within 6 metres or a junction or intersection.
- (2) Nothing in this by-law authorises a person to place or erect any fence, enclosure or other obstruction on, or about, a lawn or garden in a street.
- (3) Shrubs, ground cover, wood chips are permitted but aggregates and loose gravel are not permitted as a matrix in the street garden.
- (4) Paving in conjunction with landscaping of streets verges is permitted in accordance with the following—
 - (a) Paving materials to be used are limited to a maximum of 25% of the verge area excluding driveways if the material is concrete slabs or stabilized gravel and 33% if it is carried out in block or brick work.
 - (b) In all instances if there is no footpath, a 1.5 metres wide strip parallel and adjacent to the kerb should be provided and this paving should be sufficiently stable for foot traffic and conform to a specification approved by the Council.
- 9. (1) The Council may at any time by notice in writing to the owner or occupier of land that abuts on portion of a street in which a lawn or garden is planted require that owner or occupier to remove any tree, shrub, water piping or fitting from that lawn or garden and the owner or occupier shall comply with that notice within the time stipulated for compliance therewith in the notice.
- (2) If an owner or occupier upon whom a notice has been served pursuant to subclause (1) of this clause fails to comply with that notice within the stipulated time, the Council may remove the tree, shrub, water piping or fitting from that

lawn or garden referred to in the notice at the expense of the owner or occupier and any expense incurred by the Council in so doing may be recovered from that owner or occupier in a court of competent jurisdiction.

- 10. (1) The Council may, without being liable to compensate any person therefore, dig up all or any part of a lawn or garden in a street, for the purpose of carrying out any authorised works.
- (2) A person employed by the Council acting pursuant to this clause shall not disturb a lawn or garden or damage any pipes laid under that lawn or garden to any greater extent that is reasonably necessary for the purpose of carrying out any authorised works.
- 11. (1) Where the Council for the purpose of carrying out authorised works is of the opinion that the carrying out of those works may be impeded by the existence of piping, under a lawn or garden in a street, it may give notice to the owner or occupier of the land abutting on the lawn or garden to remove the piping, until the completion of the works. Where the owner or occupier does not comply with the notice within the time stipulated in the notice from compliance therewith the Council may remove the piping at the expense of the owner or occupier, and any expense incurred by the Council pursuant to this clause may be recovered in any court of competent jurisdiction.
- (2) The Council shall not be liable for damage to piping under a lawn or garden in a street, occasioned either in the course of the removal of the piping under the provisions of subclause (1) of this clause or in the course of carrying out authorised works.
- 12. (1) Except as provided in this by-law, a person shall not wilfully damage a lawn or garden in a street.
- (2) Except as provided in this by-law, a person other than the owner or occupier of land that abuts upon portion of a street in which a garden is planted or a person authorised by that owner or occupier shall not remove any flower, plant, or shrub from that garden.
- 13. The Council shall not be liable for any damage sustained by a person by reason of, or arising out of, the planting, or existence, or a lawn or garden in a street.
- 14. A person who commits an offence against this by-law is liable to a penalty of five hundred dollars.

Dated this 4th day of February, 1991.

The Comon Seal 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.

Recommended-

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on 3 April, 1991.

L. M. AULD, Clerk of the Council.

LG304

LOCAL GOVERNMENT ACT 1960

The Municipality of the City of Fremantle
By-law 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 19 November 1990, to make and submit for confirmation by the Governor the following amendment to the abovementioned By-Law as published in the *Government Gazette* on 17 August, 1990 as amended.

Third Schedule-Parking Stations is amended by-

Under the heading Point Street Parking Station (No. 6), delete that section

	reads—	
"I	Fourth Floor	\$40.00
F	Fifth Floor	\$30.00"
and s	substitute—	
"I	Fourth Floor	\$20.00
F	Fifth Floor	\$20.00"

Dated this 1st day of February, 1991.

The Common Seal of the City of Fremantle was hereunto affixed in the presence of:

JOHN A. CATTALINI, Mayor.
M. J. CAROSELLA, Town Clerk.

Recommended-

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of April, 1991.

L. M. AULD, Clerk of the Council.

LG305

LOCAL GOVERNMENT ACT 1960

The Municipality of the City of Fremantle By-Law 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 15 October 1990, to make and submit for confirmation by the Governor the following amendment to the abovementioned By-Law as published in the Government Gazette on 17 August, 1990 as amended.

Third Schedule-Parking Stations is amended by the introduction of:-

(a) "Collie Street Car Park (No. 40)

(Or otherwise advertised at the car park)

From 8.00 am to 6.00 pm Monday to Friday inclusive—60 cents per hour or part thereof:

From 8.00 am to 1.00 pm Saturday—60 cents per hour or part thereof;

From 6.00 pm to Midnight Monday to Friday inclusive—\$1.00 per entry;

From 1.00 pm to Midnight Saturday—\$1.00 per entry; From 8.00 am to 6.00 pm Sunday—\$1.00 per entry;

Parking Stalls may be let to Term Parkers for a fee of \$40.00 per month."

(b) "Customs Lane Car Park (No. 41)

(Or otherwise advertised at the car park)

From 8.00 am to 6.00 pm Monday to Friday inclusive-50 cents per hour

From 8.00 am to 1.00 pm Saturday-50 cents per hour or part thereof; From 6.00 pm to Midnight Monday to Friday inclusive—20 cents per hour or part thereof;

From 1.00 pm to Midnight Saturday—20 cents per hour or part thereof; Parking Stalls may be let to Term Parkers for a fee of \$30.00 per month."

The Common Seal of the City of Fremantle was hereunto affixed in the presence of:

> JOHN A. CATTALINI, Mayor. M. J. CAROSELLA, Town Clerk.

Recommended—

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of April, 1991.

L. M. AULD, Clerk of the Council.

LG306

LOCAL GOVERNMENT ACT 1960

The Municipality of the City of Fremantle By-Law 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 17 September 1990, to make and submit for confirmation by the Governor the following amendment to the abovementioned By-Law as published in the Government Gazette on 17 August, 1990 as amended.

Third Schedule-Parking Stations is amended by the introduction of:-

"Fremantle Oval Car Park (No. 10)

(Or otherwise advertised at the car park)

From 8.00 am to 6.00 pm Monday to Friday inclusive—50 cents per hour or part thereof;

From 8.00 am to 1.00 pm Saturday—50 cents per hour or part thereof;

From 6.00 pm to Midnight Monday to Friday inclusive-\$1.00 per entry;

From 1.00 pm to Midnight Saturday—\$1.00 per entry;

From 8.00 am to 6.00 pm Sunday-\$1.00 per entry;

Parking Stalls may be let to Term Parkers for a fee of \$40.00 per month."

Dated this 14th day of December, 1990.

The Common Seal of the City of Fremantle was hereunto affixed in the presence of:

JOHN A. CATTALINI, Mayor. M. J. CAROSELLA, Town Clerk.

Recommended-

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of April 1991.

L. M. AULD, Clerk of the Council.

LG307

LOCAL GOVERNMENT ACT 1960

Municipality of the City of Melville

By-laws Relating to Signs, Hoardings and Billpostings

In pursuance of the powers enabling it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the twentieth day of November 1990 to make and submit for confirmation by the Governor, the following amendments to the abovementioned By-laws.

- Delete the Definition of "Portable Signs" contained in the interpretation By-law 2.1.
- 2. Insert the definition "Permanent Portable Sign" after the definition of "Institutional Sign" in By-law 2.1:—

"Permanent Portable Sign means a sign-

- (a) that is not affixed to a building, post, wall or fence; and
- (b) which only advertises a product or service available on the land upon which it is erected or upon land immediately adjacent to its location; and
- (c) which is not a temporary portable sign as defined by the By-laws".
- 3. Insert the definition "Temporary Portable Signs" in the interpretation after the definition of "Sign Infill" in By-law 2.1:—

"Temporary Portable Sign means a sign—

- (a) that is not affixed to a building, post, wall or fence; and
- (b) which only advertises:-
 - (i) A Service Station open on Rostered Hours;
 - (ii) A Pharmacy open after normal trading hours;
 - (iii) Homes (including Display Homes) and/or Land for Sale;

Subject to the conditions further specified in the By-laws."

4. Delete By-law 5.9A and inserting a new By-law 5.9A to read:—

"Permanent Portable Signs shall be displayed only with the prior approval in writing of the City Building Surveyor which approval shall be subject to:—

- (a) A limit of one sign for the Business Premise to which that sign relates;
- (b) A maximim size of not more than one (1) square metre;
- (c) Placement on Private Property;
- (d) Production of the sign in a professional manner both as to method and materials of construction and appearance;

(e) Being secured to prevent movement whether by wind, weather or otherwise;

provided that the City Building Surveyor shall be authorised to provide special approval outside the scope of paragraph (C) above upon being satisfied that the business of the Applicant is, or is likely to be, disadvantaged as a consequence of limited or no access to a road or of the existence of any other circumstances considered sufficient to waive or vary the requirements of paragraph (c)."

5. Insert a new By-law 5.9B after By-law 5.9A to read:-

"Temporary Portable Signs shall be displayed only with the prior approval in writing of the City Building Surveyor which approval shall be subject to:—

- (a) with respect to a Service Station open on Rostered Hours:-
 - (i) A maximum of ten (10) Temporary Portable Signs;
 - (ii) The Temporary Portable Sign only being displayed during the Rostered Hours; and
 - (iii) The Temporary Portable Sign not to be displayed further than three (3) kilometres from that Service Station;
- (b) with respect to a Pharmacy open after normal Trading Hours, a maximum of two (2) Temporary Portable Signs; and
- (c) with respect to homes or land for sale:-
 - (i) A maximim of three (3) Temporary Portable Signs for each house of parcel of land offered for sale; and
 - (ii) Each Temporary Portable Sign being removed immediately the Home or Land is no longer open and available for inspection by the Public; and
- (d) each Temporary Portable Sign not to exceed 0.6 square metres in area."
- 6. Insert a Definition "Directional Sign" after the definition of "Direction Sign" in the interpretation By-law 2.1:—

"Directional Sign means a sign promoting or giving information in relation to events occurring within the Municipal District of the Council subject to the conditions further specified in the By-laws."

7. Insert a new By-law 5.3A after By-law 5.3 to read:—

"Directional Signs shall be displayed only with the prior approval in writing of the Council which approval shall be subject to:—

- (a) A Directional Sign not exceeding two (2) square metres in area;
- (b) A Directional Sign only being located in such place as is specified in the approval;
- (c) A Directional Sign being constructed in a Professional Manner both as to method and materials of construction and appearance; and
- (d) A Directional Sign being removed within 24 hours of the cessation of the event to which the Directional Sign relates."
- 8. The Fees on the Second Schedule be amended with the inclusion of:— Sale of Fees

"Permanent Portable Signs—\$20.00"

- 9. By deleting By-law 3.1.2 (i) and inserting with:
 - "(i) A maximum of ten Newspaper or Magazine Posters provided they are displayed against the outside wall of the Business Premises from which the Newspapers or Magazines are Sold."
- 10. By inserting a new By-law 4.12 to read:
 - "(a) Subject to the next succeeding Sub-Bylaw, notwithstanding any other provision in these By-laws, no sign shall be erected or maintained within the Municipal District relating to any Federal or State Governments or other Election. Notwithstanding the foregoing, to encourage voting at the Local Government Elections the Council may give approval to have signs erected on its behalf subject to the placement of signs no more than two weeks prior to the election date.
 - (b) The Prohibition contained in the preceding Sub-Bylaw shall not extend to nor include any sign indicating the location of a Polling Place at which voting for an election is then taking place provided that any such sign shall merely indicate the location and identity of the Polling Station and shall contain no other material whatsoever."
- 11. The "Licence" as set out in the First Schedule to include the following general reference:—

"This Licence is issued subject to compliance with the By-laws relating to signs, hoardings and billpostings and the Sign Licence Number must be placed on the bottom left hand corner, as viewed in clear legible numbers."

12. The Application for Licences—sign and Hoardings as set out in the First Schedule of the Bylaws to include the following provision:

"I/We acknowledge that I/We have read and understood the City of Melville By-laws relating to Signs, Hoardings and Bill-Posting, pursuant to which this application is made.

"I/We undertake to Melville City Council that, in consideration of Melville City Council issuing the Licence the subject of this application, I/We shall indemnify and save harmless, Melville City Council for all claims, demands, actions or proceedings of whatsoever nature made by any person whatsoever as a consequence of any loss or damage suffered by the placement of the sign the subject of this application in a public place."

Dated this 18th day of December, 1990.

The Common Seal of the City of Melville was hereto affixed in the presence of:

JUNE BARTON, Mayor.

GARRY G. HUNT, City Manager/Town Clerk.

Recommended-

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of April, 1991.

L. M. AULD, Clerk of the Council.

LG308

CITY OF PERTH PARKING 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 November 1990 to make and submit for approval by the Minister and subsequent confirmation by the Governor the following amendment to the City of Perth Parking Facilities By-Law:

That the Third Schedule be amended:

(a) by inserting between Parking Station 26 and 27 the following new car park details under each appropriate column:

Item No.

38

Column 1

Parking Station 26A

situated on the western side of Braid Street between Parry and Newcastle Streets.

Column 2

Monday to Sunday inclusive 8.00 am to midnight.

Column 3

Not applicable

Column 4

From 8.00 am to 6.00 pm Monday to Friday inclusive—forty cents per hour to a maximum payment of \$2.00 for a ten hour period on the same day.

From 6.00 pm to midnight Monday to Sunday inclusive—\$1.00 per hour to a maximum payment of \$2.60 for each such period.

Column 5

Not applicable.

Column 6

Not applicable

(b) Under the heading "Item No.", increase all the numerical numbers by one from number 38 onwards.

Dated this eighteenth day of December 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 6th day of March, 1991.

L. AULD, Clerk of the Council.

LG309

CITY OF PERTH PARKING 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 November 1990 to make and submit for approval by the Minister and subsequent confirmation by the Governor that the City of Perth Parking Facilities By-law be amended as follows:—

That the Third Schedule be amended:-

Parking Station 25

- (a) by deleting in column 2 all the words and figures and substituting the following:
 - Monday to Sunday inclusive 8.00 am to midnight;
- (b) by deleting in column 4 the words "Not Applicable" and substituting the following:
 - From 8.00 am to 6.00 pm Monday to Friday inclusive sixty cents per hour to a maximum payment of \$1.80 for a ten hour period on the same day; From 6.00 pm to midnight Monday to Sunday inclusive \$1.00 per hour to a maximum payment of \$2.60 for each period;
- (c) by deleting in column 6 all the words and figures and substituting the words "Not Applicable".

Dated this eighteenth day of December, 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 6th day of March 1991.

L. AULD, Clerk of the Council.

LG401

LOCAL GOVERNMENT ACT 1960

Shire of West Arthur

It is notified for public information that the Shire of West Arthur at its ordinary meeting held on 21 March, 1991 resolved pursuant to section 245A (8) of the Local Government Act 1960 that the annual charge to be imposed on each owner or occupier of land within the municipality of which there is a swimming pool, to meet the estimated cost of carrying out inspections shall be \$25.

K. T. O'CONNOR, Shire Clerk.

LG402

City of Armadale

It is noted for public information that Mr Philip John Daly has been appointed from 18 March 1991 as an authorised officer pursuant to the following—

- 1. Dog Act 1976;
- 2. Control of Vehicle (Off Road Areas) Act 1978;
- 3. Litter Act 1979;
- 4. Ranger/Poundkeeper under the provisions of Part XX of the Local Government Act;

and as a Bush Fire Control Officer under the provisions of the Bush Fires Act 1954.

The appointment of Mr Raymond Frederick Patrick Sousa is cancelled from 15 February 1991.

J. W. FLATOW, City Manager/Town Clerk.

LG403

CORRIGENDUM

City of Belmont

Notice is hereby given that the interest on Loan 167, which has been raised for a period of 9 years, will be reviewed after 5 years by the lending institution.

P. P. PARKIN, Mayor. B. R. GENONI, Town Clerk.

LG404

Shire of Northam

Fire Control Officers

Notice is hereby given that the Shire of Northam has appointed Robert Fraser and Sim Kuiper as Fire Control Officers for the District of the Shire of Northam. The appointment of Mr R. Evans has been cancelled.

A. J. MIDDLETON, Shire Clerk.

LG405

Shire of Goomalling

Acting Building Surveyor

It is notified for public information that Shire Clerk G. W. Morris has been appointed Acting Building Surveyor from 6 May 1991 to 3 June 1991 inclusive during the absence of the Building Surveyor on Annual Leave.

By Order of the Council.

G. W. MORRIS, Shire Clerk.

LG406

$Shire\ of\ Serpentine\text{-}Jarrahdale$

Ranger

It is hereby notified for public information that Mr Mark Ashford has been appointed by the Shire of Serpentine-Jarrahdale as an authorised officer to exercise powers under the following Acts, By-laws and Regulations as from 15 April 1991—

- Ranger—Shire of Serpentine-Jarrahdale.
- 2. The Local Government Act 1960 (as amended).
- 3. Bush Fires Act 1954 (as amended).
- 4. Fire Control Officer Pursuant to the Bush Fires Act 1954 (as amended).
- 5. Dog Act 1976 (as amended).
- 6. Litter Act 1979 (as amended).
- 7. Town Planning & Development Act 1928 (as amended).
- 8. Control of Vehicles (Off Road Areas) Act 1978 (as amended).
- 9. Health Act 1911 (as amended).
- 10. All Council By-laws.

LG407

Shire of Northam

Ranger

It is notified for general information that Milton Keith Clarke has been appointed by the Shire of Northam to administer controls under the Dog Act, Litter Act, Local Government Act and Bush Fires Act as a Ranger, Authorised Officer and Poundkeeper.

A. J. MIDDLETON, Shire Clerk.

LG408

LOCAL GOVERNMENT ACT 1960

Municipal Elections

Department of Local Government,

It is hereby notified, for general information in accordance with section 138 of the Local Government Act 1960, that the following persons have been elected members of the undermentioned Municipalities to fill the vacancies shown in the particulars hereunder—

Date of Election; Member Elected, Surname, First Names; Office; Ward; How Vacancy Occurred; (a) Effluxion of time; (b) Resignation; (c) Death; (d) Disqualified; (e) Other; Name of Previous Member; Remarks.

Shire of Wandering

4/4/91; Pennington, Harry Lance; Councillor; South; (a); Pennington, H.L.; Annual. 4/4/91; Ferguson, Neville Ford; Councillor; North East; (a); Ferguson, N.F.; Annual.

Shire of Chapman Valley

5/4/91; Exten, William Frederick Russell; Councillor; Yuna; (a); Exten, W.F.R.; Annual.

5/4/91; Calder, Robert William; Councillor; North; (a); Calder, R.W.; Annual.

Shire of Mt. Magnet

5/4/91; Fitzgerald, William Wiley; Councillor; Country; (a); Fitzgerald, W.A.; Annual. 5/4/91; Morrissey, Adrian James; Councillor; Country; (a); Morrissey, A.J.; Annual.

5/4/91; Brand, Kevin Maurice; Councillor; Town; (a); Brand, K.M.; Annual.

JOHN LYNCH, Executive Director, Department of Local Government.

LG901

LOCAL GOVERNMENT ACT 1960

City of Bunbury

NOTICE OF INTENTION TO BORROW

Proposed Loan (No. 251) of \$400 000, (No. 252) of \$250 000 and (No. 253) of \$100 000

Pursuant to section 610 of the Local Government Act 1960 as amended the City of Bunbury hereby gives notice of its intention to borrow money by the sale of debentures on the following terms for the following purposes—

Loan 251 of \$400 000 for a period of ten years with interest at ruling Treasury Rates repayable at the Office of the council, by twenty half-yearly installments of Principal and Interest. The ruling Treasury rate of interest will be reviewed each four years during the term of the Loan.

Purpose: Part Funding for Renovations & Refurbishment of Old Municipal Building. (Cnr Wittenoon/Stephen Streets).

Loan 252 of \$250 000 for a period of ten years with interest at ruling Treasury Rates repayable at the Office of the Council, by twenty half-yearly instalments of Principal and Interest. The ruling Treasury rate of interest will be reviewed each four years during the term of the Loan.

Purpose: Part Funding for Renovations & Refurbishment of Old Municipal Building. (Cnr Wittenoom/Stephen Streets).

Loan 253 of \$100 000 for a period of six years with interest at ruling Treasury Rates repayable at the Office of the Council, by twelve half-yearly instalments of Principal and Interest. The ruling Treasury rate of interest will be reviewed after four years during the term of the Loan.

Purpose: Internal Alterations to the City Council's Administration Building. (No. 2 Stephen Street).

Plans, Specifications and Estimates of the costs thereof are open for inspection at the office of the Council, Stephen Street, Bunbury, during normal office hours for a period of 35 days after the publication of this notice.

Dated 4 April 1991.

E. C. MANEA, Mayor. V. S. SPALDING, Town Clerk/City Manager.

LOTTERIES

LO301

LOTTERIES COMMISSION ACT 1990 LOTTERIES COMMISSION REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the Lotteries Commission Regulations 1991.

Prescribed particulars

- 2. For the purposes of section 10 (2) (a) (iv) of the Act, the following particulars are prescribed as particulars that are required to be stated in an application for a permit to conduct an instant lottery—
 - (a) the procedure in accordance with which each stage of the instant lottery is to be conducted;
 - (b) how prizes are won in each stage of the instant lottery.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

MAIN ROADS

MA501

MRD 42-161-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 Shire of Chittering District, for the purpose of the following public works namely, widening of the Great Northern Highway (SLK section 62.16-64.10) and that the said pieces or parcels of land are marked off on Plan MRD WA 9110-001-1, 9110-002-1, 9110-003-1 and 9010-137-1 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.	Antonio Prestianni and Nunzieta Prestianni	A. & N. Prestianni	Portion of Swan Location 1285 and being part of the land com- prised in Certificate of Title	
2.	Colin Ross Flood and Lauryce Lynette Flood	C. R. & L. L. Flood	Volume 1138 Folio 285. Portion of Swan Location 2220 on Plan 15952 and being part of the land comprised in Certificate of Title Volume 1648 Folio 587.	375 m ²
3.	St John Ambulance Association in WA Incorporated	St John Ambulance Association in WA Incorporated	Portion of Swan Location 1023 and being part of Lot 8 on Diagram 20541 and being part of the land comprised in Certif- icate of Title Volume 1196 Folio 198.	265 m ²
4.	John Michael Kay and Raelene Isobel Kay	J. M. & R. I. Kay	Portion of Swan Location 1023 and being part of Lot 7 on Diagram 20541 and being part of the land comprised in Certif- icate of Title Volume 1196 Folio 197.	
5.	Ray Clifton Haeusler and Sheila Mary Haeusler	R. C. & S. M. Haeusler	Portion of Swan Location 1023 being part of Lot 6 on Diagram 20541 and being part of the land comprised in Certificate of Title Volume 1755 Folio 106.	

		Schedule		- 4,53 1	
No	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx)	
6.	Marilyn Vera Roche	M. V. Roche	Portion of Swan Location 486 and being part of Lot 168 on Plan 15350 and being part of the land comprised in Certifi- cate of Title Volume 1718 Folio 112.	526 m ²	
7.	Chittering Road Board	Chittering Road Board	Portion of Swan Location 1023 and being part of Lot 1 on Diagram 8327 and being part of the land comprised in Certif- icate of Title Volume 1043 Folio 820.	820 m ²	
8.	Shire of Chittering	Shire of Chittering	Portion of Swan Location 1023 and being part of Lot 2 on Diagram 8327 and being part of the land comprised in Certif- icate of Title Volume 1419 Folio 542.	840 m ²	
	Shire of Chittering	Shire of Chittering	Portion of Swan Location 1023 and being part of the land com- prised in Certificate of Title Volume 1732 Folio 386.	3161 m ²	
10.	Chittering Road Board	Chittering Road Board	Portion of Swan Location 1023 and being part of Lot 5 on Diagram 17276 and being part of the land comprised in Certif- icate of Title Volume 1152 Folio 993.	400 m ²	
11.	Keith Ferguson and Christine Leonie James	K. Ferguson and C. L. James	Portion of Swan Location 1023 and being part of Lot 5 on Diagram 20541 and being part of the land comprised in Certif- icate of Title Volume 1477 Folio 560.	543 m ²	

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

MARINE AND HARBOURS

MH401

WESTERN AUSTRALIAN MARINE ACT 1982 RESTRICTED SPEED AREA—ALL VESSELS

Department of Marine and Harbours Fremantle WA

Acting pursuant to the powers conferred by section 67 of the Western Australian Marine Act, the Department of Marine and Harbours by this notice cancels the notice published in the Government Gazette of 29 June 1990, substitutes the following, and by this notice limits the speed of all motor vessels to that of five (5) knots within the following area:

City of Geraldton-Port of Geraldton-Batavia Coast Marina

All those waters contained within the marina and extending outside the marina for 50 metres off the groynes of the marina including the entrance thereof.

J. M. JENKIN, Executive Director.

MINDS

MN402

CORRIGENDUM MINING ACT 1978

Notice of Application for an Order for Forfeiture Correction

Notice on page 1420 of the Government Gazette dated 5 April 1991 should be amended from-"To be heard in the Warden's Court Mt Magnet on the 17th day of May 1991" to read "To be heard in the Warden's Court Mt Magnet on the 27th day of May 1991."

D. R. KELLY, Director General of Mines.

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. 5 of 1991)

I, Neil Bartholomaeus, Commissioner for Occupational Health, Safety and Welfare, hereby grant an exemption to John Holland Constructions Pty Ltd from the requirements of Regulation 349 (2) (a) of the Occupational Health, Safety and Welfare Regulations 1988 in relation to the erection of scaffolding to brick piers at the Belmont Shopping Centre, corner of Wright and Abernethy Streets, Belmont, for a period of five working days commencing from the date of this certificate, on the condition that all working platforms within 4.5 metres of the nearest power lines are screened to a height of 1.8 metres.

Dated 28 March 1991.

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

OA402

OCCUPATIONAL HEALTH, SAFETY AND WELFARE ACT 1984 OCCUPATIONAL HEALTH, SAFETY AND WELFARE REGULATIONS 1988 EXEMPTION CERTIFICATE UNDER REGULATION 213

(No. 6 of 1991)

I, Neil Bartholomaeus, Commissioner for Occupational Health, Safety and Welfare, hereby grant an exemption to Albany Regional Hospital from the requirements of Regulation 327 of the Occupational Health, Safety and Welfare Regulations 1988 in relation to providing first aid boxes to medical areas of the hospital, as determined by the hospital's health and safety committee. Dated 27 March 1991.

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

PLANNING AND URBAN DEVELOPMENT

PD401

TOWN PLANNING AND DEVELOPMENT ACT 1928 SCHEME AMENDMENTS AVAILABLE FOR INSPECTION

Shire of Busselton

Town Planning Scheme No. 5-Amendment Nos. 181-184

Ref: 853/6/6/6. Pts 181-184.

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

Amendment No. 181

Rezoning Lots 3 and 4 being Sussex Location 748 and portion Locations 165 and 187 Caves Road from "General Farming" to "Restricted Use".

Amendment No. 182

Rezoning Lot 9 being portion of Sussex Locations 328, 3839 and 4529 Wildwood Road from "General Farming" to "Restricted Use".

Amendment No. 183

Rezoning Lot 4 being portion of Sussex Location 293 Sheens Road from "General Farming" to "Restricted Use".

Amendment No. 184

Rezoning Sussex Location 392 Wildwood Road from "General Farming" to "Restricted Use".

Plans and documents setting out and explaining the scheme amendments 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 May 17, 1991.

Submissions on the scheme amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before May 17, 1991.

These amendments are 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. STUBBS, Shire Clerk.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928 SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Carnarvon

Town Planning Scheme No. 10-Amendment No. 5

Ref: 853/10/2/12 Pt 5

Notice is hereby given that the Shire of Carnarvon has prepared the abovementioned scheme amendment for the purpose of rezoning Carnarvon Town Lot 44 Shallcross Street from "Residential Development" to "Residential".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Francis Street, Carnarvon 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 May 24, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 24, 1991.

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. J. BLACK, Shire Clerk.

PD403

TOWN PLANNING AND DEVELOPMENT ACT 1928 SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Serpentine-Jarrahdale
Town Planning Scheme No. 2—Amendment No. 15

Ref: 853/2/29/3 Pt 15

Notice is hereby given that the Shire of Serpentine-Jarrahdale has prepared the abovementioned scheme amendment for the purpose of amending the Scheme Text by inserting a new clause that will allow Council to approve a second dwelling on nominated rural lots.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 6 Paterson Street, Mundijong 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 May 24, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 24, 1991.

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

N. FIMMANO, Shire Clerk.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928 SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Town of Albany

Town Planning Scheme No. 1A-Amendment No. 59

Ref: 853/5/2/15 Pt 59

Notice is hereby given that the Town of Albany has prepared the abovementioned scheme amendment for the purpose of rezoning portion of Lot 17 Ulster Road (proposed Lot 126) Spencer Park from 'Residential' to 'Special Site' to permit an additional use 'Service Station'.

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 May 24, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 24, 1991.

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.

PD501

TOWN PLANNING AND DEVELOPMENT ACT 1928 APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Canning

Town Planning Scheme No. 21-Amendment No. 15

Ref: 853/2/16/22. Pt. 15.

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 Canning Town Planning Scheme Amendment on March 20, 1991 for the purpose of amending the Development Guide Map and the Scheme Map to reflect Public Open Space distribution as shown on the Council's Plan T.P.S. 21, Dwg. No. 89.85B, as depicted on the amending plan adopted to the Council on the 25th day of June, 1990.

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

PD502

TOWN PLANNING AND DEVELOPMENT ACT 1928 APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Rockingham

Town Planning Scheme No. 1—Amendment No. 204

Ref: 853/2/28/1. Pt. 204.

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 Rockingham Town Planning Scheme Amendment on March 28, 1991 for the purpose of—

- 1. By rezoning Part of Peel Estate Lots 603 and 604 Warnbro Sound Avenue from "Development" to "Service Commercial" and "Light Industry";
- 2. By adding the following Table to the Scheme Text: "Table V: Port Kennedy Light Industrial Estate—Specific provisions relating to Light Industry and Service Commercial Zones therein".

(A) Specified Area of Locality

(B) Special Provisions Refer to (A)

Land Comprising the Following:— Part of Peel Estate Lots 603 and 604 Warnbro Sound Avenue, Port Kennedy.

- 1. The subdivision shall generally be in accordance with the subdivision guide plan certified by the Town Clerk as the subdivision plan relating to the area (as described in column A) and shall form part of the Scheme.
- 2. In considering an application for town planning approval in the Port Kennedy area, as described in Column A, 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:
 - (A) Promotion of a high standard of building development, landscaping and working environment:
 - (B) Protection of the amenities of adjacent residential and Regional Open Space areas;
 - (C) Management of drainage systems and land uses to promote groundwater conservation;
 - (D) Safe movement of vehicular and pedestrian traffic in the area.

Town Planning Scheme No. 1-continued

(A) Specified Area of Locality

(B) Special Provisions Refer to (A)

- 3. In cases where there is conflict between the following specific provisions and provisions appurtenant to Service Commercial and Light Industry zones listed elsewhere in the Scheme, the former shall prevail.
- 4. The following provisions are common to both "Service Commercial" and "Light Industry" zoned land in the area:

4.1. Facades

The facades of all buildings visible from a road or open space reserve shall be constructed in brick, stone or concrete in respect of ground floor level. The second floor level, or its equivalent, may be constructed of other material in accordance with the Building Code of Australia and to the satisfaction of Council.

4.2. Fencing

No fence visible from a road or Open Space Reserve shall be constructed of materials/colours which in the opinion of Council are unsightly or detract from the amenity of the locality. Any industrial (eg. "Cyclone") fencing forward of the street building setback line shall be landscaped to the satisfaction of Council.

4.3. Building and Setback Area

No use of the area between the street alignment and building setback lines shall be permitted other than for planting or for pedestrian and vehicular circulation and parking except that not more than 20 percent of the setback area may be used for trade display purposes approved by Council.

4.4. Carparking

Showroom: One space to every 46 square metres of gross floor area or part thereof.

4.5. Landscaping

Minimum area equivalent to ten per cent of the site, comprising a minimum 5 metre wide planting strip adjacent to the street boundary, plus the street verge to be landscaped and maintained to the satisfaction of the Council.

- 5. Notwithstanding the provisions of other parts of this Scheme the following specific provisions shall apply to the Service Commercial zone within the Port Kennedy Light Industrial Estate:
 - 5.1. There shall be no bonus site coverage permitted.
 - 5.2. "Service Station" shall be an "AA" use within the "Service Commercial" zone in the area.
 - 5.3. "Educational Establishments", "Residential: (a) Dwelling", "Residential: (b) Single House" and "Caretaker's House/Flat" shall be "x" uses within the "Service Commercial" zone of this area where the land is located to the south-east of the land marked "Buffer Zone" on the Subdivision Guide Plan forming part of this Scheme.

5.4. Lot Area

The minimum lot size for any block shall be 1500 square metres but under special circumstances, Council may agree to the creation of lots having a lesser area.

Town Planning Scheme No. 1-continued

(A) Specified Area of Locality

- (B) Special Provisions Refer to (A)
- Notwithstanding the provisions of other parts of this Scheme the following specific provisions shall apply to the "Light Industry" zone within the Port Kennedy Light Industrial Estate:
 - 6.1. The maximum plot ratio for development shall
 - 6.2. The maximum site coverage shall be 0.60 (60 percent of the site).
 - 6.3. "Car Sales" shall be an "AA" use; "Motor Showroom" shall be an "AA" use; "Fuel Depot" shall be an "X" use.
 - 6.4. "Educational Establishments", "Residential: (a) Dwelling", "Residential: (b) Single House" and "Caretaker's House/Flat" shall be "x" uses within the "Service Commercial" zone of this area where the land is located to the south-east of the line marked "Buffer Zone" on the Subdivision Guide plan forming part of this Scheme.

R. R. SMITH, Mayor. G. G. HOLLAND, Town Clerk.

PD503

TOWN PLANNING AND DEVELOPMENT ACT 1928 APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Shark Bay

Town Planning Scheme No. 2-Amendment No. 28

Ref: 853/10/5/3 Pt 28

It is notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Hon Minister for Planning approved the Shire of Shark Bay Town Planning Scheme Amendment on March 28 1991 for the purpose of-

Amending Lot 120 and Lot 188, Spaven Way, Denham, from Special Site (Motel) Zone and Special Site Zone (Chalet Park and Ancillary Uses), respectively, to Residential Zone (R10/20), Special Site (Restaurant) Zone, and Public Purposes Reserve (Water Supply).

> J. L. SELLENGER, President. R. N. SCANTLEBURY, Shire Clerk.

PD703

TOWN PLANNING AND DEVELOPMENT ACT 1928 APPROVED TOWN PLANNING SCHEME

City of Gosnells

Town Planning Scheme No. 15—Maddington Industrial Area

Ref: 853/2/25/15

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 No. 15-Maddington Industrial Area on March 14, 1991 the Scheme Text of which is published as a Schedule annexed hereto.

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

Schedule

City of Gosnells

TOWN PLANNING SCHEME No. 15

Maddington Industrial Area

January 1990

The City of Gosnells under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended) hereby makes the following Town Planning Scheme.

Town Planning Scheme 15 Text

- 1.0 Citation
- 2.0 Responsible Authority
- 3.0 Maps
- 4.0 Scheme Area
- 5.0 General Objectives
- 6.0 Method of Carrying out Objectives
- 7.0 Connection to Sewer
- 8.0 Subdivision
- 9.0 Roads
- 10.0 Filling and Levelling of Land
- 11.0 Public Open Space—Industrial Land 12.0 Public Open Space—Residential Land
- 13.0 Cycleway
- 14.0 Scheme Costs
- 15.0 Payment of Scheme Costs
- 16.0 Estimate of Scheme Costs
- 17.0 Drainage Areas
- 18.0 Valuation
- 19.0 Money Received by Council
- 20.0 Arbitration
- 21.0 Finance
- 22.0 Development Standards

City of Gosnells

TOWN PLANNING SCHEME No. 15

Maddington Industrial Area

- 1.0 Citation: This Town Planning Scheme may be cited as the City of Gosnells Town Planning Scheme No. 15 Maddington Industrial Area (hereinafter called "the Scheme") and shall come into operation on the publication of notice of the Hon Minister for Planning's final approval thereof in the Government Gazette.
- Responsible Authority: The Authority responsible for enforcing the observance of the Scheme shall be the Council of the City of Gosnells (hereinafter referred to as "the Council").
- 3.0 Maps: The following maps are attached to this text and form part of the Scheme:
 - (i) Land Use Map
 - (ii) Scheme Map
 - (iii) Services Map.
- 4.0 Scheme Area: The Scheme shall apply to the land contained within the inner edge of the broken black line as shown on the Scheme Map. The said land is hereinafter referred to as "the Scheme Area".
 - General Objectives: The general objectives of the Scheme are:
 - (a) To facilitate subdivision and development of the land within the Scheme Area.
 - (b) To plan within the Scheme Area suitable roads and accessways.
 - (c) To make provision for Public Open Space.
 - (d) To ensure the proper drainage of the roads and of those parts of the Scheme Area which require drainage or other such works.
 - (e) To make provision for the creation of drainage reserves and easements.
 - 6.0 Method of Carrying Out Objectives.
- The Scheme Map forms a basis for subdivision and development of the Scheme Area but the Council may, with the consent of the Department of Planning and Urban Development, provided all adjoining owners have been given 21 days written notice of the application and invited to make written submission to the Council prior to approval, permit alterations or variations to the Scheme Map where in its opinion circumstances justify such action, provided that no such alteration or variation shall be permitted if, in the opinion of the Council, it would impede the subdivision and development of the Scheme as a whole. The owner of the affected land shall be consulted by Council when an amendment is contemplated.

- 6.2 As and when owners of land within the Scheme Area subdivide or develop their land such subdivision or development shall not only be according to a plan which is capable of forming part of an overall plan of subdivision for the Scheme Area but shall also comply with the conditions of development for the Scheme Area as contained within the Scheme.
- 7.0 Connection to Sewer: No land shall be subdivided or developed unless there is a sewer to which all lots in the proposed subdivision or development can be connected.
- All existing authorised industrial and residential uses shall be connected to sewer at the time of extension or redevelopment of that use where a sewer line is adjacent or in close proximity to the site or if incidental extensions and additions to that use results in an increase in staff numbers thereby necessitating an increase in the size of the septic tank and effluent disposal system.
 - 8.0 Subdivision
- 8.1 An owner of land within the Scheme Area who desires to subdivide his land either alone or in conjunction with other owners shall submit a plan of proposed subdivision to the Department of Planning and Urban Development as required by the Town Planning and Development Act 1928 (as amended).
 - 9.0 Roads
- 9.1 Where a proposed development abuts or proposed subdivision creates lots fronting a constructed road or an unconstructed road, whether within or outside the Scheme Area, then the construction and drainage to Council's Specifications of the road shall be at the expense of the owners of the land abutting that road unless the road is a Scheme Road as specified in Clause 14.1 (iv) in which case the provisions relative to Scheme Costs shall apply.
- 9.2 Subject to the following clauses all new roads within the Scheme Area shall be constructed and drained at the expense of the owners of the land therein and each owner shall, when subdividing his land, make the land available for the roads and pay the cost of the construction and drainage of the roads within the land owned by him.
- 9.3 The Council may construct and drain any subdivisional roads within the Scheme Area and acquire the land necessary for that purpose. If the Council shall do so prior to the subdivision of the lands adjoining such road, the costs of the construction and drainage of the said road and all compensation and other costs consequent upon the acquisition of the land shall be paid to the Council by the respective owners of land in accordance with the foregoing provisions as and when they subdivide or develop their land.
- 9.4 If an owner shall subdivide or develop his land and if he or his predecessors in title shall have claimed or shall have been paid compensation by reason of the resumption by the Council of the land for his plan of subdivision or development release the Council from the payment of compensation or if payment has been made by the Council then the owner shall refund to Council the amount of compensation paid by it to him or his predecessors in title as the case may be.
- 9.5 In cases where the situation of a new road within the Scheme Area is such that it would be fair and equitable that the owners of adjoining land should each contribute to the cost of the construction or drainage of that road and apportion the value of the land made available for roads and such owners are unable to agree upon the amount (if any) payable by each of them the amount (if any) payable by each owner shall be determined by arbitration in the matter hereinafter provided.
- 9.6 Closure of Roads: Surveyed roads within the Scheme Area that are not shown as new roads on the Scheme Map shall be closed as the development of the land proceeds and as such roads are no longer required.
- 9.7 Road Widenings: Land required for road widening as shown on the Scheme Map shall be transferred free of cost to the Crown at the time of subdivision or development or when requested by Council to do so.
- 10.0 Filling and Levelling of Land: All filling and levelling of land and other earthworks necessary for subdivision or development shall be carried out by or at the expense of the owner whose land is being subdivided or developed.
 - 11.0 Public Open Space—Industrial Land
- 11.1 The land shown as 'Bickley Brook Drain Reserve' on the Scheme Map is to be reserved for Public Recreation and Drainage.

The reserve shall be a minimum width of 15 metres either side of the Bickley Brook watercourse as established by survey unless otherwise agreed to by the Council and the Water Authority of Western Australia. Modification of the watercourse and reserve alignment to that shown on the Scheme Map may be necessary to facilitate attainment of Scheme objectives and will be determined at the time of survey.

- 11.2 The Council may as and when it deems fit acquire the said lands or any parts thereof whether by purchase or resumption or partly by one method and partly by the other.
- 11.3 Each owner of land within the Scheme Area, when subdividing or developing his land and subject hereinafter provided, shall vest in the Crown or, with approval of the Department of Planning and Urban Development, transfer to the Council all the land shown as Public Open Space within the parcel(s) of land being subdivided or developed by him.
- 11.4 If the owner or a previous owner of a parcel or parcels of land the subject of subdivision or development has as a condition of a previous subdivision or development transferred to Council land for public open space, then the area of land required to be transferred to the Council under Clause 11.3 shall be reduced to the extent that the total contribution does not exceed 5.63% of the original gross area.

- 11.5 If, within a parcel of land the subject of subdivision or development, the Scheme requires either no public open space or requires a lesser amount than the normal 5.63% provision, the Council and the owner shall agree on a land transfer or a cash equivalent, or a combination of land and cash, so that the owner's contribution equals 5.63% of the value of the land the subject of the subdivision or development.
- 11.6 If, within a parcel of land the subject of subdivision or development more than 5.63% is required by the Scheme for Public Open Space the Council shall pay to the Owner by way of compensation the value of the land exceeding the said 5.63%. If the Council and the owner so agree the Council may transfer to the said owner other land in or near the Scheme Area either owned by the Council or acquired by it for that purpose to compensate him for the land in excess of the said 5.63% required by the Scheme in which case the amount payable by the Council to the Owner shall be reduced accordingly.
- 12.0 Public Open Space—Residential Land: The owners of the land within the Scheme Area to be developed solely for residential purposes shall provide 10% public open space in accordance with the normal requirements of the Department of Planning and Urban Development policy and provisions of the Town Planning and Development Act 1928 as amended.
- 13.0 Myola Road Cycleway: The dual use path designated on the Scheme Map shall be financed by the Scheme and constructed by Council or its contractors at such time as determined by Council.
 - 14.0 Scheme Costs
- 14.1 The cost or estimated costs of the following items are hereinafter referred to as "Scheme Costs".
 - (i) Any costs or expenses incurred by Council in the preparation, adoption, administration, conduct, management and development of the Scheme including consultants' fees.
 - (ii) All compensation payable and all the costs and expenses of determining and settling compensation in respect of matters under the Scheme.
 - (iii) The cost of the acquisition of any land within the Scheme Area for Scheme purposes in the event of such land being acquired other than by resumption.
 - (iv) The costs of the upgrading, construction and drainage to the satisfaction of Council, for those roads or portions thereof as shown as Scheme Roads on the Scheme Map.
 - (v) The relocation of any existing services caused by Scheme Works.
 - (vi) The cost of construction of Myola Road Cycleway.
 - (vii) Any interest charges on monies raised by Council for the purpose of the Scheme.
- 14.2 In the event of a landowner providing funds or construction works after the date of the resolution to prepare the Scheme and before the gazettal of the final approval of the Scheme in respect of any Scheme Works to serve and expedite development in the Scheme Area PROVIDED THAT the cost of such works would otherwise be a Scheme Cost, the Council may reimburse the original subdivider from Scheme funds as and when funds are available plus interest at current rates to the extent that it considers to be fair and equitable and includes such sum in Scheme Costs PROVIDED THAT such reimbursement shall not exceed an amount which represents the proportion of such works which would be the landowner's costs under the Scheme.
- 14.3 The amount for Scheme Costs shall be calculated at the time of total payment or revised at the time of *pro rata* payments and shall be the lesser of—
 - (a) the actual costs of the works compounded annually at 10% as an inflationary factor.
 - (b) the estimated costs of the works at the time of full or part payment determined by an independent expert and in default of agreement, by arbitration.
- 14.4 The owners of land bounded by Kelvin, Stebbing, Maddington and Myola Roads and Bickley Brook shall be exempt from contributions to Scheme Roads except for Kelvin Road and shall be responsible for the upgrading to an industrial standard of Myola, Maddington and Stebbing Roads at such time as land is developed or subdivided.
 - 15.0 Payment of Scheme Costs
- 15.1 Subject to the provisions of this Scheme each owner shall, prior to the endorsement of a plan or diagram of survey by the Department of Planning and Urban Development to the subdivision of his land or prior to the issue by Council of a Building Licence for development of his land, pay to the Council an amount which bears the same proportion to the total Scheme Costs as the area of the owner's land being subdivided or developed bears to the whole of the land that is privately owned within the Scheme Area.
- 15.2 If an owner disagrees with Council's determination of his proportion of Scheme Costs the matter may be determined by arbitration, in the manner specified in Clause 20, providing that the owner notifies Council that he wishes to take the matter to arbitration within 30 days of receiving notice of his cost.
- 15.3 If Scheme Costs have not been paid in accordance with Clause 15.1 hereof and Council has expended a sum of money for any items of Scheme Costs, it shall be entitled to charge interest on the sum of money at the percentage negotiated by Council to fund the Scheme.
- 15.4 The owner of every lot within the Scheme Area shall pay his portion of Scheme Costs at such time as he subdivides or develops his land for industrial purposes, except where payment relevant to that portion of the land has previously been made.

16.0 Estimate of Scheme Costs

16.1 If any of the items of Scheme Cost have not been paid or ascertained prior to the Department of Planning and Urban Development endorsement of a plan or diagram of survey for a parcel of land or prior to the issue of a Building Licence by Council for development, they may be estimated by the Council. Such estimate may be revised from time to time and the owners advised accordingly. The owners will be responsible for the payment of any additional monies as and when required by Council prior to the Department of Planning and Urban Development endorsement of a plan or diagram of survey or the issue by Council of a Building Licence for development.

17.0 Drainage Areas

- 17.1 The owners of those portions of the Scheme Area designated as "Drainage Area West" and "Drainage Area East" on the Services Map shall be responsible for the construction of drainage lines delineated on the Services Map within their respective Drainage Areas.
- 17.2 The drainage lines depicted on the Services Map are shown in an approximate position only and may be varied to integrate with the final subdivisional and drainage design of the Scheme Area.
- 17.3 The drainage lines shown on the Services Map will be piped unless Council shall determine otherwise.
- 17.4 An owner of land within "Drainage Area West" or "Drainage Area East" shall, prior to the subdivision or development of any portion of his land, pay to the Council a contribution related to the whole of the area of his land for the installation of the drainage line serving or benefitting his land.
- 17.5 The contribution to Drainage Area East and Drainage Area West costs shall be calculated at the time of payment as prescribed in Clause 15 and shall be the lesser of:
 - (a) the actual costs of the works compounded annually at 10% as an inflationary factor, or
 - (b) the estimated costs of the works as determined by an independent expert and in default of agreement, by arbitration.
 - 18.0 Valuation
- 18.1 Where it is necessary to ascertain the value of any land for the purpose of the Scheme, the value shall be assessed by the Valuer General's Office or such other valuer being a member of the Institute of Valuers and Land Economists as Council determines.
- 18.2 If an owner objects to the value so determined, he may give notice of such objection to the Council within twenty-eight (28) days after having been informed of the said value. If the valuer does not agree to change the value to a figure acceptable to the owner, the value shall be determined by arbitration.
- 18.3 When it becomes necessary to make a valuation by reason of an application for consent to a subdivision or development, the costs of the valuation shall be paid by the person making the application.
- 18.4 If a valuation made by the Valuer shall be changed as the result of an objection the Valuer may reconsider the values placed on the other land and make such revaluation as he considers just and equitable. The owners affected by such revaluation shall forthwith be notified of any change in value.
- 19.0 Money Received by Council: All money received by Council under the provisions of this Scheme shall be held by Council and used for the purpose of this Scheme and shall not form part of its general revenue.
- 20.0 Arbitration: Any dispute or difference between the owners or any owner or owners and Council (except where there is a right of appeal to the Hon Minister for Planning or to the Town Planning Appeal Tribunal) as to their respective rights under the Scheme and any matter which by the terms of this Scheme may be determined by arbitration may be referred to the arbitration of a single arbitrator in the manner provided by or modification thereof of the Commercial Arbitration Act, 1985 for the time being in force and if any statutory parties fail to agree upon any one single arbitrator he will be nominated by the President of the Institute of Valuers and Land Economists. The Arbitrator may allocate costs in the dispute.
 - 210 Finance
- 21.1 The Council may if it so desires, raise loans or provide funds from other sources for the purpose of providing the finance necessary for the implementation of the Scheme. If Council shall be unable to arrange the necessary finance it shall be under no obligation to the owners of the land within the Scheme Area or to any other person by reason of its failure to acquire lands or carry out works.
- 21.2 In the event of any money received by Council pursuant to the provisions of the Scheme being greater than the amount necessary to repay any loans and interest thereon or other money and to carry out the general objects of the Scheme, the balance thereof shall be applied by the Council in further improvements and facilities within or near the Scheme Area.
 - 22.0 Development Standards
- 22.1 Land to be zoned for "General Industry" purposes shall be subdivided generally in accordance with the Scheme Map or if variations to the Scheme Map are requested not be subdivided to an area generally less than 2,000 sq.m with a minimum lot width of 30 m, with the exception of those lots with frontage to Kelvin Road where the minimum lot size shall be generally 4,000 sq.m with a minimum frontage of 50 m.

Land to be zoned Residential A or B or Composite A shall comply with the standards established by the City of Gosnells Town Planning Scheme No. 1, District Zoning Scheme.

22.2 Vehicular Crossing: A vehicle crossing to a lot shall generally not be situated less than 40 m from the point at which the centre lines of two paved carriageways or the prolongations thereof would intersect.

Where a lot fronts or abuts both Kelvin Road and another road there shall be no vehicular access to or egress from such lot or to such lot by means of Kelvin Road without the specific approval of Council and the Department of Planning and Urban Development.

Where a lot fronts Kelvin Road without alternative road access one only crossover shall be permitted to the specification and location stipulated by the City Engineer and endorsed by the Department of Planning and Urban Development unless approved otherwise.

- 22.3 Lots with Frontage to Kelvin Road
 - (i) Factoryette development as defined by the City of Gosnells' Town Planning Scheme No. 1 is not permitted within 100 m of Kelvin Road unless such units have a floor area in the order of 800 sq.m
 - (ii) One only pylon sign may be erected per lot.
 - (iii) Security or screen fencing may only be erected on or behind the building alignment after road widenings are set aside for lots with frontage only to Kelvin Road unless otherwise determined by Council.
- 22.4 On-Site Stormwater Storage: Stormwater drainage systems within the Scheme Area have been designed for a five year storm interval. Stormwater run-off exceeding the five year storm interval must be contained on individual allotments to the satisfaction of the City Engineer.

Adopted by resolution of the Council of the City of Gosnells at the Ordinary Meeting of the Council held on 25 October 1988.

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

Adopted for final approval by resolution of the City of Gosnells at the Ordinary Meeting of the Council held on the 21st December 1989.

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

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

Recommended/Submitted for final approval—

JOHN F. FORBES, for Chairman, State Planning Commission.

Dated 12th March 1991.

Final Approval Granted-

Dated 14th March 1991.

DAVID SMITH, Hon. Minister for Planning.

PRODUCTIVITY AND LABOUR RELATIONS

PL401

INDUSTRIAL RELATIONS ACT 1979

NOTICE

(Section 80X)

I, Yvonne Daphne Henderson, Minister for Productivity and Labour Relations, acting pursuant to subsection (5) of Section 80X of the Industrial Relations Act 1979, hereby declare that Division 4 of Part IIA of the Industrial Relations Act 1979 Promotion Appeal Boards shall not apply to or in relation to vacancies at the Department of Corrective Services for the following classification of office:

First Class Prison Officer.

The exemption is granted for twelve months.

YVONNE HENDERSON, Minister for Productivity and Labour Relations.

RACING AND GAMING

RA302

TOTALISATOR AGENCY BOARD BETTING ACT 1960

TOTALISATOR AGENCY BOARD (BETTING) AMENDMENT REGULATIONS 1991

Made by the Totalisator Agency Board with the approval of His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the Totalisator Agency Board (Betting) Amendment Regulations 1991.

Regulation 36 amended

- 2. Regulation 36 of the *Totalisator Agency Board (Betting) Regulations 1988** is amended in subregulation (1) (b)—
 - (a) by inserting after "situated at" the following-
 - " Albury ";
 - (b) by inserting after "Armidale," the following-
 - " Ballina, ";
 - (c) by inserting after "Canterbury," the following-
 - " Casino, ";
 - (d) by inserting after "Coffs Harbour," the following-
 - " Cowra, Deniliquin, ";
 - (e) by inserting after "Fairfield," the following-
 - " Forbes, ";
 - (f) by inserting after "Hawkesbury," the following-
 - " Inverell, ";
 - (g) by inserting after "Menangle Park," the following-
 - " Moruya, ";
 - (h) by inserting after "Muswellbrook," the following-
 - " Narromine, ";
 - (i) by inserting after "Nowra," the following-
 - " Orange, "; and
 - (j) by inserting after "Port MacQuarie," the following-
 - " Quirindi, ".

[*Published in the Gazette of 25 March 1988 at pp.935-55. For amendments to 14 February 1991 see page 362 of 1989 Index to Legislation of Western Australia and Gazettes of 6 April and 31 August 1990.]

By resolution of the Board

The Common Seal of the Totalisator Agency Board was affixed hereto in the presence of—

W QUIN, Chairman. A. J. SECKER, Member. J. MADDOX, Secretary.

Approved by His Excellency the Governor in Executive Council on 3 April 1991.

L. AULD, Clerk of the Council.

RA303

RACING PENALTIES (APPEALS) ACT 1990 INTERPRETATION ACT 1984

RACING PENALTIES (APPEALS) REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the Racing Penalties (Appeals) Regulations 1991.

Commencement

2. These regulations shall come into operation on the day on which the Racing Penalties (Appeals) Act 1990 comes into operation.

Notice of appeal

3. Subject to section 16 of the Act, a notice of appeal is to be in a form determined by the Chairperson.

Fee on lodgment of notice of appeal

4. The fee payable on lodgment of a notice of appeal is \$50 for a person licensed by the Western Australian Greyhound Racing Association and \$200 for any other person.

Notice of representation

- 5. (1) Where the appellant or any other person entitled to be heard at an appeal intends to be represented at the appeal, the person is to notify the Registrar of that fact in writing as soon as practicable before the hearing of the appeal begins.
- (2) The notice is to state the name and address of the proposed representative except where that person is a legal practitioner within the meaning of the Legal Practitioners Act 1893

Hearing of evidence in camera

- 6. (1) The Tribunal may hear evidence in camera where, in the opinion of the Chairperson, this is necessary to ensure a fair hearing of the appeal and the Chairperson makes an order for evidence to be so heard.
- (2) An order under subregulation (1) does not serve to exclude a representative of a party to the appeal from attendance at the hearing of the evidence.

Fee for transcripts

7. The fee payable for the supply of a transcript of proceedings before the Tribunal is \$2 per page.

Duties of Registrar

- 8. The Registrar is to-
 - (a) record the date on which each notice of appeal is lodged;
 - (b) keep all documents relating to each appeal together and separate from other documents;
 - (c) number consecutively—
 - (i) all documents relating to each appeal in order of their receipt; and
 - (ii) all files in order of their establishment;

and

(d) maintain adequate indexes of all files and documents relating to each appeal to enable convenient reference to the files and documents.

By His Excellency's Command,

L. AULD, Clerk of the Council.

SALARIES AND ALLOWANCES TRIBUNAL

SA401

SALARIES AND ALLOWANCES ACT 1975 DETERMINATION

of the

SALARIES AND ALLOWANCES TRIBUNAL

5 April 1991

Section 8 of the Salaries and Allowances Act requires that the Tribunal shall make, at the one time, a determination and a report in respect of matters referred to in Section 6 (1) and Section 7 (1).

On the 5 April 1991, the Tribunal issued a report under Section 7 (1) on the remuneration of Judges of the Supreme Court, the Masters of the Supreme Court, Judges of the District Court and Stipendiary Magistrates.

In compliance with the Act, this determination is made.

DETERMINATION

Pursuant to the provisions of the Salaries and Allowances Act, the Salaries and Allowances Tribunal determines that the rates of remuneration to be paid to:

Ministers of the Crown and the Parliamentary Secretary of the Cabinet; Officers and Members of the Parliament;

Officers of the Public Service holding offices included in the Special Division of the Public Service; and

Persons holding Prescribed Offices

shall be in accordance with those rates contained in the determination of the Tribunal dated 28 June 1990, as published in *Government Gazette* No. 70 of 1990 dated 6 July 1990.

Dated at Perth this 5th day of April 1991.

B. J. COLLIER, Chairman. M. F. BEESON, Member. R. H. C. TURNER, Member. Salaries and Allowances Tribunal. **SA402**

SALARIES AND ALLOWANCES TRIBUNAL 1975 DETERMINATION

Second Schedule

S CORPORATE AFFAIRS DEPARTMENT-

Commissioner—(S1), plus a temporary special allowance to Special 2 for a period of two months commencing 1 March 1991.

Dated at Perth this 5th day of April 1991.

B. J. COLLIER, Chairman. M. F. BEESON, Member. R. H. C. TURNER, Member. Salaries and Allowances Tribunal.

STATE TAXATION

SX401

PAY-ROLL TAX ASSESSMENT ACT 1971

Notice of Exemption of Charitable Body

Notice is hereby given under the provisions of section $10\,(3)$ of the Pay-roll Tax Assessment Act, that the Good News Broadcasters Inc is declared to be exempt for the purposes of section $10\,(1)\,(k)$ of the Act, in relation to its charitable objects.

Dated 21 March 1991.

CARMEN LAWRENCE, Treasurer.

TRANSPERTH

TP401

METROPOLITAN (PERTH) PASSENGER TRANSPORT TRUST ACT 1957-1984 APPOINTMENT OF CHAIRMAN/CHIEF EXECUTIVE

Office of the Minister for Transport, 5 April, 1991.

I, Pamela Anne Beggs, being Minister administering the Metropolitan (Perth) Passenger Transport Trust Act 1957-1984 appoint Antony Middleton as Chairman/Chief Executive of the Metropolitan (Perth) Passenger Transport Trust for a period of five years from the date of this publication.

P. A. BEGGS, Minister for Transport.

TREASURY

TY301

UNCLAIMED MONEY ACT 1990 UNCLAIMED MONEY REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Unclaimed Money Regulations 1991*. Notification to Treasurer of unclaimed money and prescribed

retained money

- 2. (1) The date for the making of a notification of prescribed retained money is 31 January next following the date on which the money concerned became prescribed retained money.
- (2) The additional matters that are to be included in a notification of unclaimed money (or prescribed retained money) are—
 - (a) the name and address of the holder of the money;
 - (b) the address of the owner of the money; and
 - (c) where particulars of the person to whom or the place to which enquiries about the money being notified should be directed are different from the particulars supplied under paragraph (a), particulars of the different person or place.

(3) A notification of unclaimed money or prescribed retained money is to be in the form of Form 1 in Schedule 1.

Notification to Treasurer of payment of unclaimed money or prescribed retained money

- 3. (1) The additional matters that are to be included in a notification of a payment of unclaimed money (or prescribed retained money) are—
 - (a) the name and address of the person who made the payment; and
 - (b) the address of the place at which the money was handed over or to which it was sent.
- (2) A notification of a payment of unclaimed money or prescribed retained money is to be in the form of Form 2 in Schedule 1.

Advertising by Treasurer

- 4. (1) The Treasurer is to advertise the particulars that are set out in subregulation (2) in respect of prescribed retained money—
 - (a) that is notified to the Treasurer in the year concerned under section9 (3) (a) of the Act and of which no notification has been received under section9 (3) (b) of the Act; or
 - (b) that is notified to the Treasurer in the year concerned otherwise than under section 9 (3) (a) of the Act.
- (2) The additional particulars that are to be included in an advertisement under section 11 of the Act are, in respect of notifications to the Treasurer or payments received in the Treasury—
 - (a) the name and address of the person who made the notification or payment;
 - (b) the stated name and address of the owner of the money;
 - (c) a brief description of the stated manner in which the person making the notification or payment came into possession of the money; and
 - (d) the stated date on which that person came into possession of the money.

Money paid to Treasury under section 13

5. A person making a payment under section 13 of the Act is to submit with the payment a statement in the form of Form 3 in Schedule 1.

Money paid to Treasurer under section 14

6. A person paying unclaimed money or prescribed retained money to the Treasurer under section 14 of the Act is, when making the payment, to specify the item number of the entry in the *Gazette* advertisement under section 11 of the Act in respect of which the payment is being made.

Payment of interest

7. For the purposes of section 16 of the Act, the prescribed amount is \$500.

SCHEDULE 1 FORMS

FORM 1

(Reg. 2 (3))

UNCLAIMED MONEY ACT 1990

NOTIFICATION TO TREASURER OF UNCLAIMED MONEY OR PRESCRIBED RETAINED MONEY HELD

Name of holder			
		•••••	
If the particulars o the money should please specify parti	f the person to who be directed are diffe culars of the differe	m or the place to wherent from the partient person and/or pla	nich enquiries abou culars given above ace
•••••		•••••	
Name and (Last	Amount of Money	Date When Holder	Manner in Which
Known) Address	Held		Holder Came Into
of Owner of		Possession of	Possession of
the Money			the Money

I certify that the above information is correct.

(Signature of holder or his/her legal personal representative (where the latter, name and address to be shown))

FORM 2

(Reg. 3 (2))
UNCLAIMED MONEY ACT 1990 NOTIFICATION TO TREASURER OF PAYMENT OF UNCLAIMED MONEY OR PRESCRIBED RETAINED MONEY
1. Name and address of person who made the payment
Amount of money paid Name of person to whom the payment was made
4. Address at which the money was handed over or to which it was sent
5. Date of the payment
(Signature of payor or his/her legal Personal representative (where the latter, name and address to be shown))
FORM 3 (Reg. 5)
UNCLAIMED MONEY ACT 1990 PAYMENT TO TREASURY UNDER SECTION 13 1. Name and address of person making the payment
Amount of payment
4. Date when person making the payment came into possession of the money
5. Manner in which person making the payment came into possession of the money
6. If applicable, details of unfulfilled obligations in respect of the money being
7. If applicable, the amount of the balance of money to be paid to the owner
I certify that the above information is correct.
(Signature of payor or his/her legal personal representative (where the latter, name, and address to be shown)).
By His Excellency's Command,

TENDERS

ZT201

MAIN ROADS DEPARTMENT

M. C. WAUCHOPE, Clerk of the Council.

Tenders

Tenders are invited for the following projects.

Tender documents are available from the Contracts Clerk, Ground Floor, Main Roads Department, Waterloo Crescent, East Perth.

Tender No	Description	Closing Date
208/90	Supply and delivery of traffic signal lanterns	Monday April 22, 1991
209/90	Cleaning of Departmental Offices Derby	Wednesday May 1, 1991
188/90	Supply of crushed aggregate & rock spalls Great Northern Highway Tuckanurra Quarry	Tuesday April 30, 1991

ZT202

$\begin{array}{c} {\tt MAIN~ROADS~DEPARTMENT-} continued \\ {\tt Acceptance~of~Tenders} \end{array}$

Contract No.	Description	Successful Tenderer	Amount
			<u>_</u>
123/90	Construction of Mitchell Freeway duplication/Perth-Joondalup Railway	Leighton Contractors	8 819 647.00
192/90	Purchase, demolition & removal of improvements at Lots 1 & 2 Albany Highway, Bentley	P. B. & K. A. Brajkovich Pty Ltd	2 780.00
110/90	Design & installation of slope stabilisation to embankment Leach Highway, Palmyra	Inground Construction Pty Ltd	67 927.00
200/90	Purchase, demolition & removal of improvements at Lots 5 & 6 Albany Highway Bentley	Dongara Demolition	500.00 payable to Department

D. R. WARNER, 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. 222 8491 or 222 8241

FACSIMILE No. 321 7918

Date of Advertising		Description	Date of Closing
March 15	365A1991	Supply, delivery and commissioning of a Multi-Channel EMG/Evoked Potential Equipment for Neurological Diagnosis and Monitoring for the Department of Neurology—Royal Perth Hospital—Group Class No. 6525	April 18
March 15	369A1991	Supply, delivery and commissioning of Two (2) Blood Serum Chemistry Analysers for the Biochemistry Department, Royal Perth Hospital—Group Class No. 6525	April 18
March 22	96A1991	Supply and Delivery of Disinfectants and Antiseptics to meet a Whole of Health Requirement for a one (1) year period—Group Class No. 6505	April 18
March 22	100A1991	Supply and Delivery of Drugs to meet a Whole of Health Requirement for a one (1) year period—Group Class No. 6505	April 18
March 28	375A1991	Supply and Delivery of one hundred (100) Rotary, Push Sweepers for the Ministry of Education—Group Class No. 3825	April 18
March 15	364A1991	Supply, delivery and commissioning of an Endoscopic Ultrasound Unit for the Department of Radiology for the Royal Perth Hospital—Group Class No. 6525	May 2
April 5	32A1991	Icecream for various Government Departments for a one year period with an option to extend for a further one year period—Group Class No. 8910.	May 2
April 5	99A1991	Supply and Delivery of Sterile Fluids Large Volume to meet a Whole of Health requirement, for a one (1) year period with an option of a further one (1) year period—Group Class No. 6505	May 2

STATE TENDER BOARD OF WESTERN AUSTRALIA—continued $Tenders\ Invited$

Date of Advertising	_	Description	Date of Closing
March 1	112A1991	Supply of Diesel Fuel, Bulk and Drum requirements for various Government Departments—Group Class No. 9140	Extended to
April 12	383A1991	One (1) to Five (5) only Back Hoe Loaders in accordance with specification P115-7 for the Main Roads Department—Group No. 3815	May 2 May 9
April 12	384A1991	One (1) to Three (3) only 20 tonne Multi-tyred Self Propelled Rollers in accordance with specification P144-7 for the Main Roads Department—Group Class No. 3895	May 9
April 12	385A1991	One (1) to Five (5) Four Wheel Drive Tractors for the 1990/91 Major Plant Upgrade in accordance with specification P213-7 for the Main Roads Department—Group Class No. 2420	May 9
		Invitation to Register Interest	
April 12	ITRI 2/91	The Register Programme (the Register of Women in non-traditional occupations)—Department of Employment and Training	May 2
March 28	376A1991	Provision of a Consultancy Service to review the Operations of the Royal Flying Doctor Service in Western Australia for the Health Department WA—SECWA Code: ADZZ	May 2
5		For Sale	
March 22	370A1991	Surplus Miscellaneous Equipment for the Department of Conservation and Land Management—Ludlow	April 18
March 22	371A1991	1985 Nissan Cabstar Tray Top Truck (MRD 8706)—Recall for the Main Roads Department—Welshpool	April 18
March 22	372A1991	Secondhand Aveling Barford Steel Wheel Roller (MRD 1969) for the Main Roads Department—Welshpool	April 18
March 22	373A1991	1981 Isuzu SBR422 Crew Cab Truck (MRD 5589) and 1986 Mazda T3500 Crew Cab Truck (MRD 9355) for the Main Roads Department— Welshpool	April 18
March 22	374A1991	1984 Toyota Coaster (MRD 7220) for the Main Roads Department—Welshpool	April 18
April 5	377A1991	1987 Nissan Patrol 4x4 Tray Back (6QJ 722) for	May 2
April 5	378A1991	Conservation & Land Management—Mundaring. 1988 Toyota Hilux Crew Cab Ute (MRD 2477), 1989 Holden Jackaroo Station Wagon (MRD A345), 1989 Nissan Pintara Station Wagon (MRD A905), 1990 Ford Falcon Ute (MRD B406)	Way 2
April 5	379A1991	for Main Roads Department—Welshpool	May 2
April 5	380A1991	Mitsubishi Triton Crew Cab Ute (MRD A912) for the Main Roads Department—Welshpool	May 2
		(MRD 2511) for the Main Roads	May 2
April 5	381A1991	Department—WelshpoolSurplus Miscellaneous Equipment for the Department of Agriculture—Derby	May 2
April 12	382A1991	Plexiglas GS222 Acrylic on behalf of the Western Australian Development Corporation	May 9
April 12	386A1991	Bosich Tri-Axle Low Loader (MRD 0589)—Recall for the Main Roads Department—Welshpool	May 9

STATE TENDER BOARD OF WESTERN AUSTRALIA—continued For Sale

Date of Advertising		Description	Date of Closing
April 12	387A1991	1980 Toyota DA115 Tip Truck (MRD 5139), 1982 Toyota DA115 Tip Truck (MRD 6486)—Recall for Main Roads Department—Welshpool	May 9
April 12	388A1991	1962 Stores Caravan (MRD 1530) for the Main Roads Department—Albany	May 9
April 12	389A1991	Domestic Caravan (MRD 0031), Domestic Caravan (MRD 0058), Domestic Caravan (MRD 0060), Stores Caravan (MRD 1531) for the Main Roads	
April 12	390A1991	Department—Bunbury	May 9
		Welshpool	May 9
April 12	391A1991	1978 Hino 49 Seater Bus (XQF 515) for the Ministry of Education—South Hedland	May 9

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.

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Accepted Tenders

Schedule No.	Particulars	Contractor	Rate
	\overline{Supply}		\$
77A1990	Calculating Machines for Various Government Departments for an Initial Period of One Year	Various	Details on Request
107A1990	Furniture—School Desks and Chairs for Various Government Departments for an Initial Period of One Year	Various	Details on Request
317A1991	Furnace Atomic Absorption Spectrometer with Background Correction Facility, (Including Installation and Commissioning) for the Chemistry Centre	Varian Australia PL	\$70 000.00 Total
	Service		
230A1990	Provision of a Laundry and Linen Service for the Wanneroo Hospital for a One Year Period	Spotless Linen Services	\$1.45 per Kg.
	Purchase and Re	moval	
345A1991	1987 Nissan Patrol 4 x 4 Tray Back (6QK 343)	Kenwick Vehicle Wholesalers	Item 3 \$5 289.00
356A1991	1987 Toyota Landcruiser 4 x 4 Station Wagon (6QN 253)	Ron Manley	Item 1 \$13 189.00
	1987 Toyota Landcruiser 4 x 4 Station Wagon (6QJ 828)	Ron Manley	Item 2 \$13 189.00
357A1991	1987 Toyota Landcruiser Trayback Sleeper Cab (6QM 839)	Paul McQuade	Item 1 \$15 557.00
358A1991	1989 Ford Falcon Panel Van (MRD A581)	William Wood Motors	Item 1 \$7 559.00
359A1991	1989 Mitsubishi Triton Utility (MRD A687)	Olympic Motor Co	Item 1 \$7 041.00
	1989 Mitsubishi Triton Utility (MRD A747)	CFC Holdings PL	Item 2 \$5 850.00
	1988 Nissan Pintara Sedan (MRD A329)	Rhodes Motors	Item 3 \$9 169.00
	1989 Mitsubishi Triton Crew Cab Utility (MRD A921)	Kenwick Vehicle Wholesale	Item 4 \$9 189.00

STATE TENDER BOARD OF WESTERN AUSTRALIA—continued ${\it Accepted Tenders}$

Schedule No.	Particulars	Contractor	Rate
360A1991	1989 Ford Falcon Utility (MRD A799)	William Wood Motors	Item 1 \$7 519.00
	1989 Ford Falcon Utility (MRD B195)	Kenwick Vehicle Wholesalers	Item 2 \$7 289.00
	1989 Ford Falcon Utility (MRD B243)	Kenwick Vehicle Wholesalers	Item 3 \$7 189.00
361A1991	1989 Ford Falcon Utility (MRD A976)	William Wood Motors	Item 1 \$7 019.00
	1989 Ford Falcon Utility (MRD A917)	Kenwick Vehicle Wholesal- ers	Item 2 \$7 289.00
	1989 Ford Falcon Utility (MRD B017)	Rhodes Motors	Item 3 \$7 869.00
	1989 Ford Falcon Utility (MRD B019)	Rhodes Motors	Item 4 \$7 619.00
	1989 Ford Falcon Utility (MRD B103)	Olympic Motor Co	Item 5 \$6 961.00
362A1991	1988 Nissan Navara King Cab Utility (MRD A052)	William Wood Motors	Item 1 \$7 019.00
	1989 Mitsubishi Triton Utility (MRD A731)	CFC Holdings PL	Item 2 \$5 850.00
	1988 Holden Commodore VL Sedan (MRD 2699)	A. J. Auto Wholesalers	Item 3 \$9 287.00
	1988 Holden Commodore VL Station Wagon (MRD 2887)	Kenwick Vehicle Wholesalers	Item 4 \$10 589.00

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
		1991
AM 11016	The supply of converted 20 mm "A" type volumetric chamber water meters	30 April

ZT402

Accepted Tenders

Contract	Particulars	Contractor	Price
TM 10204	The Thrust Boring of a 750 mm Nominal Diameter Steel Sleeve beneath the Woodbridge-Kwinana Railway at Ranford Road, Canning Vale	DM Drainage & Constructions Pty Ltd	\$95 760

Public Notices

ZZ201

TRUSTEES ACT 1962

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the estate of the undermentioned deceased persons are required by the personal representatives of care of Northmore Hale Davy & Leake of Allendale Square 77 St. George's Terrace Perth to send particulars of their claims to them by the 15th day of May 1991 after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

Pickles, Florence Ruby, formerly of 40 Ashburton Street, Bentley late of Mount Henry Hospital, Como, Widow. Died 9th January 1991.

McLean, Margaret, late of 6 Waterloo Street, Joondanna, Widow. Died 17th November, 1990.

Jamieson, Mary, formerly of 62 Westral Street, Bruce Rock late of District Memorial Hospital, Narembeen, Widow. Died 9th December 1990.

Earle, Lilian Veronica, formerly of Unit 11 "The Kurrajongs", 7 Clifton Crescent, Mount Lawley late of Alfred Carson Hospital, Bay Road, Claremont, Spinster. Died 15th October, 1990.

Cartwright, George William, late of 939 Beaufort Street, Inglewood, Retired Master Plumber. Died 1st January, 1991.

NORTHMORE HALE DAVY & LEAKE.

ZZ202

TRUSTEES ACT 1962

In the matter of the Estate of John Vander Schaaf, late of 38 Wesley Street, Balcatta in the State of Western Australia, Invalid Pensioner, 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 23rd day of September 1990 are required by the Executrix, Eileen Patricia Vander Schaaf, to send the particulars of their claim to Messrs. Taylor Smart of 6th Floor, 533 Hay Street, Perth by the 15th day of May, 1991, after which date the said Executrix may convey or distribute the assets, having regard only to the claims of which she then has had notice.

Dated the 5th day of April, 1991.

TAYLOR SMART.

ZZ203

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 WA 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 assests, 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.

Boucher, Mervyn Edgar, late of Little Sisters of the Poor, Rawlins Street, Glendalough Hostel, Retired Welder, died 1 April 1991.

Chiabai, Giuseppe, late of 14 Harcourt Street, Inglewood, Retired Orchardist, died 27 February

Chwal, Michal, late of Braille Nursing Home, 61 Kitchener Avenue, Victoria Park, Retired Carpenter, died 4 February 1991.

Colling, John Alfred, late of 9 Hunt Street, Coolgardie, Prospector, died 27 February 1991.

Jeffrey, Richard Rawle, late of 14 MacArthur Street, Cottesloe, Retired Accountant, died 17 October 1990.

McNight, Isobel Lillian Margaret Jean, late of 8 Cyril Road, High Wycombe, Widow, died 11 January 1991.

Pullen, John, late of Tandara Nursing Home, Jarrah Road, Bentley formerly of 4 Schofield Court, Bentley, Retired Shopkeeper/Caretaker, died 16 February 1991.

Smart, Anthony, late of 452 Hooley Street, Karratha, formerly of 490 Coolibah Street, Tom Price,

Training Officer, died 10 February 1991.

Sutherland, James, late of Midland Nursing Home, John Street, Midland, formerly of 104 Kenny Street, Bassendean, Retired SEC Employee, died 23 December 1990.
Waters, Lucy Katerina, late of 24 Dusting Road, Balcatta, Married Women, died 15 March 1991.

Whitton, Violet Florence Ivy, late of Unit 11 North Terrace, Rowethorpe Bentley, Widow, died 21 March, 1991.

Woodhead, Richard Ramsden, late of Lot 2 Peppermint Grove Beach, Capel, Retired Waterside

Worker, died 26 February 1991. Wynne, Neville Joseph, late of 59 Crimea Street, Morley Retired Set Maker, died 3 March 1991.

Dated this 9th day of April 1991.

J. KMIECIK, Manager Trusts and Estates, Administration.

ZZ204

PUBLIC TRUSTEE ACT 1941

Notice is hereby given that pursuant to section 14 of the Public Trustee Act 1941 and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons. Dated at Perth this 4th day of April 1991.

Name of Deceased; Occupation; Address; Date of Death; Date Election Filed.

Lipovac, Vlatko; Invalid Pensioner; Coogee; 12/11/90; 22/3/91.

Gansberg, Sydney Arthur; Retired Miner; Kingsley; 17/9/85; 22/3/91. Strothers, Clinton; Retired Farmer; Langford; 13/11/90; 22/3/91.

Zile, Domenica; Married Woman; Mount Lawley; 24/8/90; 22/3/91

Weatherill, Gordon; Retired Electrician; Greenmount; 21/1/91; 22/3/91. Bradley, Vera Miranda; Spinster; Dianella; 19/12/90; 22/3/91.

D'Antoine, Ada Catherine; Widow; Broome; 4/1/89; 23/3/89.

K. E. BRADLEY, Public Trustee, 565 Hay Street, Perth WA 6000.

ZZ205

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 13th May 1991, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Collett, Ivy Clarice, late of 105 Forrest Street, South Perth, died 8/3/91.

Fletcher, John Anthony, late of Homes of Peace, Thomas Street, Subiaco, died 11/2/91.

Grange, Jeffrey Graham, late of 168 Leake Street, Belmont, died 19/3/91.

Howell, Philip Miles, late of Victoria Park East Nursing Home, 38 Alday Street, East Victoria Park, died 6/3/91.

Kite, Norma Mary Margaret, late of Moline House, Jeanes Road, Karrinyup, died 14/2/91.

Lawniczak, Rita Dolores, late of Mt Henry Hospital, Cloister Avenue, Como, died 1/3/91.

Le Feuvre, Nellie Elizabeth Alice, late of St Michaels Nursing Home, 53 Wasley Street, North Perth, died 20/3/91.

Ogden, Dorothy May, late of St David's Hostel, 19 Lawley Crescent, Mount Lawley, died 9/10/90.

Parker, Vernon Bruce, late of Unit 8/7 Winifred Road, Bayswater, died 12/3/91.

Payne, Viola Mary, late of 79 Hester Street, Busselton, died 19/2/91.

Riordan, Veronica Rose, late of St Michaels Nursing Home, 53 Wasley Street, North Perth, died 21/3/91.

Smellie, Ellis Henry, late of Ida Mann Hostel, Royal Institute for the Blind, Sixth Avenue, Maylands, died 8/3/91.

Tempany, Edith Florence, late of Homes of Peace, 4 Walter Road, Inglewood, died 5/3/91.

Ware, Linley Rosa Amena, late of 35 Colombo Street, Victoria Park, died 15/3/91.

Dated 8 April 1991.

K. E. BRADLEY, Public Trustee.

ZZ206

TRUSTEES ACT 1962 NATIONAL MUTUAL TRUSTEES LIMITED

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962, relates) in respect of the Estate of Wieslaw Bogacki (sometimes known as Wieslaw Wojciech Bogacki and Wieslaw Jerzy Bogacki) late of 4 Pearl Road Cloverdale who died on 29th July 1990, are required by the executors National Mutual Trustees Limited of 111 St George's Terrace, Perth (Box B76 GPO Perth) and Michael John Scorer to send particulars of their claims to them by 17th May 1991, after which date the company may convey or distribute the assets of the Estate having regard only to the claims of which it then has notice.

AUSTIN KNIGHT.

ZZ207

TRUSTEES ACT 1962 NATIONAL MUTUAL TRUSTEES LIMITED

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962, relates) in respect of the Estate of Valerie Joan Smith, late of 40 Princess Street, Huntingdale, who died on 7th February 1991, are required by the executor National Mutual Trustees Limited of 111 St George's Terrace, Perth (Box B76 GPO Perth) to send particulars of their claims to them by 17th May 1991, after which date the Company may convey or distribute the assets of the Estate having regard only to the claims of which it then has notice.

AUSTIN KNIGHT.

ZZ208

TRUSTEES ACT 1962 NATIONAL MUTUAL TRUSTEES LIMITED

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962, relates) in respect of the Estate of Peter Ronald Curphey, formerly of 50 Hands Avenue, Bunbury, but late of 101 Strickland Street, Bunbury, who died on 11th February 1991, are required by the executor National Mutual Trustees Limited of 111 St George's Terrace, Perth (Box B76 GPO Perth) to send particulars of their claims to them by 17th May 1991, after which date the Company may convey or distribute the assets of the Estate having regard only to the claims of which it then has notice.

AUSTIN KNIGHT.

ZZ301

INQUIRY AGENTS LICENSING ACT 1954 APPLICATION FOR LICENSE IN THE FIRST INSTANCE

To the Court of Petty Sessions at Perth

I Edward Mark Gjakun, of 119 Waterloo Street, Tuart Hill WA 6060, Security Officer having attained the age of twenty-one years, hereby apply on my own behalf for a license under the abovementioned Act. The principal place of business will be at 119 Waterloo Street, Tuart Hill WA 6060.

Dated the 27th day of February 1991.

E. M. GJAKUN, Signature of Applicant.

Appointment of Hearing

I hereby appoint the 14th day of May 1991 at 2.15 o'clock in the afternoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 5th day of April 1991.

R. BRADLEY, Clerk of Petty Sessions.

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

ZZ401

KEITH COOPER PTY. LTD. (IN VOLUNTARY LIQUIDATION) SPECIAL RESOLUTION TO WIND UP

At an Extraordinary General Meeting of the abovenamed Company duly convened and held at 8 River Way, Salters Point, W.A., on the 31st day of March 1991, the following resolution was passed as a Special Resolution.

"That the Company be wound up voluntarily."

Notice is also given that after twenty-one days from this date, I shall proceed to distribute the

All creditors having any claim against the company should furnish particulars of same by that date to the Liquidator, C/- Metcalf Spahn, Post Office Box 315, Subiaco, 6008, otherwise I shall proceed to distribute the assets without regard to their claim.

Dated this 2nd day of April, 1991.

H. J. SPAHN, Liquidator.

ZZ402

UDENMORE PTY. LTD.

Notice of Final Meeting of Members

Notice is hereby given of the final meeting of members of Udenmore Pty. Ltd. to be held on 13th day of May, 1991 at 5.00 p.m. at 15-19 Cambridge Street, Leederville at which time an account of how the winding up has been conducted will be presented to members.

A. R. NEALE, Liquidator.

ZZ403

UNCLAIMED MONEYS ACT 1912 CALTEX AUSTRALIA LIMITED

Date	Name	Unpresented	Amount \$
		Cheque Number	************
10/85	PC & JP Green	113100	60.00
10/85	JWR Nominees Pty Ltd	115098	40.00
10/85	R L Gates	112421	40.00
10/85	K L McPhee	118389	20.00
10/85	K Nakamura	119306	20.00
10/85	H N Reid	121337	20.00
10/85	D Westblade	125663	20.00
26/4/85	M E Bahemia	83062	40.00
26/4/85	R L Gates	89732	40.00
26/4/85	P C & J P Green	90436	60.00
26/4/85	S Gustafsson	90685	16.00
26/4/85	JWR Nominees	92585	40.00
26/4/85	J M & L A Loomans	94889	20.00
26/4/85	K L McPhee	96416	20.00
14/4/82	S H Thorpe	15521	17.60
26/4/85	D Westblade	104359	20.00

TOTAL \$493.60

CALTEX AUSTRALIA LIMITED

Unclaimed Moneys held for more than seven years.

Date	Name	Unpresented	Amount \$
		Cheque Number	
26/4/84	A D Fletcher Jones	64103	6.00
26/4/84	M D Hadoon	65897	4.50
26/4/84	BW &JDL Hunt	67692	6.00
26/4/84	MP&RCKelly	68823	6.00
26/4/84	P M Maley	70910	6.00
	•		

TOTAL \$28.50

CALTEX PROPERTIES LIMITED

	-		
_	Details of Unclaimed	Moneys held seven years or more	
Date	Name	Unpresented	Amount \$
12/81	Croismana Dant Ca	Cheque Number	
	Craigmore Past Co.	30873	21.62
12/81	Holieres Bros.	25517	291,47
27/1/83	R J Gray	58417	60.00
		TOTAL	\$373.09
	Details of Unclaime	ed Moneys held six years or more.	
Date	Name	Unpresented	Amount \$
10/10/00		Cheque Number	
19/12/83	L A Morgan	75200	25.00
21/12/83	L A Morgan	22600	19.89
		TOTAL	\$44.89

W. J. RANKINE, Regional Manager, Field Support Services (W.A.).

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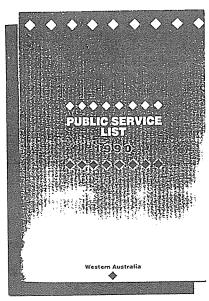
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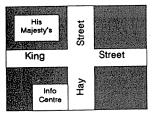
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