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As of 7 November 1991, persons or organisations intending to place a notice in the Public Notices Section of the *Government Gazette* and who do not have an established account, must forward a cheque/credit card authorisation at the time of lodgement of the notice.

Confirmation of amounts payable for a notice may be obtained from the State Law Publisher's Office, telephone number 383 8852.

This takes effect for the *Gazette* published on 15 November 1991 and all issues thereafter.

G. L. DUFFIELD, Director.

AGRICULTURE

AG401

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976**NOTICE**

Directing Destruction of the Declared Plant
Blackberry (*Rubus fruticosus* agg.)

To: All occupiers and owners of private land situated in the Shires and Towns shown on the schedule below.

The Agriculture Protection Board, pursuant to the provisions of section 50 of the Agriculture Protection Act 1976, hereby directs that the declared plant Blackberry (*Rubus fruticosus* agg.) present on private land owned or occupied by you, situated within the municipal districts, within the meaning of the Local Government Act, as amended, of the Shires specified in the schedule below shall be destroyed by you by the following methods—

1. Effective grubbing and/or cultivation of all plants, or
2. Spraying all plants with the recommended dose of a herbicide registered for this purpose, in accordance with the requirements of the Agriculture and Related Resources Protection (Spraying Restrictions) Regulations 1979-1989.

You are required to commence the requirement of this Notice on or before December 1, 1991, and to complete the requirements of this Notice on or before February 15, 1992.

Dr M. D. CARROLL, Chairman, Agriculture Protection Board.

Schedule

Municipal districts of Bridgetown-Greenbushes, Manjimup, Nannup and Boyup Brook.

ARCHITECTS BOARD

AR401

ARCHITECTS ACT 1922

The Architects Board of Western Australia has removed from the register for non-payment of subscription (due January 1991) the following—

Registration No.	Name
761	S. J. Axford
1368	D. E. Barrow
1186	P. E. Beyer
1325	P. H. Cattrall
1134	M. F. Cox
579	H. C. Green
1072	A. S. Hambley
1177	M. D. Jones
1097	M. N. Mileham
1349	C. Petalas
370	S. R. Shaw
515	R. B. Stuckey
697	I. N. L. Tucker

Dated 1 October 1991.

JOAN McINTYRE, Registrar.

CONSUMER AFFAIRS

CN301

RETAIL TRADING HOURS ACT 1987**RETAIL TRADING HOURS AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Retail Trading Hours Amendment Regulations 1991*.

Commencement

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

Regulation 7 amended

3. Regulation 7 of the *Retail Trading Hours Regulations 1988** is amended in the Table in item 6 by inserting after "products" the following—

" ; promotional items relating to any video; confectionery and savouries ".

[*Published in the *Gazette of 12 August 1988 at pp. 2756-60. For amendments to 17 September 1991 see 1990 Index to Legislation of Western Australia, p. 348 and the Gazette of 4 January 1991.*]

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

CROWN LAW

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—

Rex William Evans of 15 Silver-Gimlet Street, Kambalda West and Celebration Shopping Centre, Salmon Gum Road, Kambalda West.

Graham Peter Hoar of House 41, Telfer and Telfer Retail Store, Telfer.

Accepted the resignation of Joyce Lennard of 24 Gwalla Street, Northampton from the office of Justice of the Peace for the Port Hedland Magisterial District; and Approved of the appointment of Joyce Lennard of 24 Gwalla Street, Northampton to the office of Justice of the Peace for the State of Western Australia.

Accepted the following resignations from the office of Justice of the Peace for the State of Western Australia—

Peter Ross of 245 McLarty Street, Fitzroy Crossing.

Kathleen Astley Rigg of 1 Agett Road, Claremont.

D. G. DOIG, Under Secretary for Law.

EDUCATION

ED301

EDUCATION ACT 1928

EDUCATION AMENDMENT REGULATIONS (NO. 4) 1991

Made by the Minister for Education.

Citation

1. These regulations may be cited as the *Education Amendment Regulations (No. 4) 1991*.

Principal regulations

2. In these regulations the *Education Act Regulations 1960** are referred to as the principal regulations.

[* Reprinted as at *Gazette of 28 September 1989 at pp.3509-3664. For amendments to 6 September 1991 see 1990 Index to Legislation of Western Australia, p.226.*]

Regulation 130 repealed and regulations substituted

3. Regulation 130 of the principal regulations is repealed and the following regulations are substituted —

Long Service Leave entitlement

“ 130. (1) Subject to these regulations, a teacher is entitled to long service leave of 13 weeks in respect of —

- (a) a period of 10 years continuous service; and
- (b) any subsequent period of 7 years continuous service following the period of 10 years referred to in paragraph (a).

(2) A temporary teacher is required to accrue his or her entitlement to long service leave —

- (a) under subregulation (1) (a) — within 11 calendar years;
- (b) under subregulation (1) (b) — within 8 calendar years;

(3) In these regulations the term “continuous service” when used in relation to long service leave shall be read and construed in accordance with subregulation (4).

(4) Any interruption in the service of the teacher shall not count as service and shall break his or her continuity of service but —

- (a) any period of sick leave with pay;
- (b) any continuous period of approved sick leave without pay that does not exceed 13 weeks;
- (c) any continuous period of approved leave (other than sick leave) without pay that does not exceed 2 weeks;
- (d) any continuous period of absence on workers' compensation that does not exceed 26 weeks; or
- (e) any period of approved leave without pay for the purpose of undertaking studies under regulation 118 (3),

counts as service and does not break the continuity of service and —

- (f) any period of long service leave and any period of school vacation within that period;
- (g) any period during a vacation in which the teacher is not entitled to payment;
- (h) any portion of a continuous absence on approved sick leave without pay that exceeds 13 weeks;

- (i) any portion of continuous absence on approved leave without pay that exceeds 2 weeks;
- (j) any portion of a continuous absence on workers compensation, that exceeds 26 weeks;
- (k) any default period; and
- (l) in the case of a temporary teacher, any period not exceeding 13 weeks during which the teacher's services are not required,

does not count as service but does not break the continuity of service.

(5) In subregulation (4) (k) "default period" means —

- (a) the period commencing from the third anniversary —
 - (i) of the date on which a teacher becomes entitled to take long service leave for 13 weeks; or
 - (ii) if a postponement election by a teacher has been approved under regulation 130E, the date on which the teacher becomes entitled to take long service leave for one semester;
- (b) the period commencing from the date on which a teacher is required to take long service leave under regulation 6 (3) of the *Education Amendment Regulations (No. 4) 1991*,

and ending on the date on which that entitlement has been completely taken.

(6) For the purposes of these regulations where a teacher takes long service leave over more than one term any period of school vacation that occurs between the terms shall be regarded as long service leave.

Conversion to extended long service leave

130A. (1) The chief executive officer may at his or her discretion on application by a teacher approve the conversion of the teacher's ordinary long service leave entitlement to extended long service leave.

(2) In subregulation (1) "extended long service leave" means long service leave for a period longer than the period of ordinary long service leave specified in regulation 130 (1) (a) or (b) at a salary that is reduced in proportion to the longer period so taken but so that the long service leave taken is not greater than twice the long service leave the teacher would have been entitled to take plus any school vacation that occurs during that period had the teacher taken the long service leave to which the teacher is entitled under regulation 130 (1) (a) or (b).

Full time and part time service

130B. A teacher who during the period of continuous service has served on —

- (a) a part time basis is entitled to be paid during long service leave according to the part time service during that period of continuous service;
- (b) a full time basis and a part time basis is entitled to be paid during long service leave according to the full time service and the part time service served during that period of continuous service.

Compaction

130C. Subject to regulation 130F, any entitlement to long service leave arising from part time service may be converted to long service leave for a shorter period on a proportionately higher salary.

Application for long service leave

130D. (1) An application for long service leave shall be made by completing a long service leave application form authorized by the chief executive officer.

(2) An application for long service leave shall be made to the chief executive officer —

- (a) in the year preceding the year in which long service leave is proposed to be taken;
- (b) not later than the date specified by the chief executive officer by notice published in the Education Circular; and
- (c) not later than 2 years after the date on which an entitlement to 13 weeks long services leave has accrued.

Postponement election

130E. Notwithstanding anything in regulation 130D (2) (c), the chief executive officer may, on application by a teacher made within 2 years of the date on which the teacher becomes entitled to long service leave for 13 weeks, approve of the teacher postponing the taking of that entitlement ("a postponement election") until the teacher becomes entitled to take long service leave over one semester.

Long service leave to be taken over a term or semester

130F. (1) Long service leave shall be taken over a complete term or a complete semester or complete school year commencing in the year specified by the applicant from such date as is

approved by the chief executive officer and any portion of a long service leave entitlement that is not exhausted by virtue of the operation of this subregulation shall be credited to the teacher (in these regulations referred to as a "carryover entitlement").

(2) Notwithstanding subregulation (1), the chief executive officer may in special circumstances direct that the provisions of subregulation (1) do not apply.

Pro rata long service leave and carry over credit

130G. (1) A teacher who has a carryover entitlement or carryover entitlements may take the long service leave entitlement conferred by regulation 130 (1) (b) on a pro rata basis (in these regulations referred to as "pro rata long service leave") before the expiry of 7 years if the period of any carryover entitlement or carryover entitlements of the teacher when added to the period of pro rata long service leave equals one complete term.

(2) Any long service leave taken under subregulation (1) may be taken only where the period of pro-rata long service leave and the period of the carryover entitlements equal a period of a complete term but the chief executive officer may in special circumstances permit a teacher to take a carryover entitlement before the teacher's long service leave entitlement and the pro-rata long service leave equals one complete term.

Salary during vacations

130H. The rate of salary payable to a teacher in respect of a school vacation, other than a summer vacation, that occurs within a period of long service leave, shall be the rate of salary payable to the teacher in respect of the period of long service leave. "

Regulation 131 amended

4. Regulation 131 of the principal regulations is amended by repealing subregulation (3) and substituting the following subregulations —

- " (3) The proportional long service leave credit of a teacher, for each period of continuous service less than that required to entitle the teacher to long service leave —
- (a) shall be, in relation to the first ten years of continuous service, for a period of less than ten years, that proportion of 13 weeks as the period bears to 10 years; and
 - (b) shall be, in relation to a subsequent period of 7 years continuous service, for a period of less than 7 years, that proportion of 13 weeks as the period bears to 7 years.

(4) A reference in this regulation to any long service leave entitlement of a teacher under the provisions of regulation 130 includes any carryover entitlement that the teacher has but does not include pro rata long service leave.

(5) Except as provided by this regulation, a teacher is not entitled to a lump sum payment in respect of any period of continuous service that is less than the period of continuous service prescribed in regulation 130 (1) (a) or (b) but is entitled to a lump sum payment in relation to any carryover entitlement that remains to be taken.

Regulation 132 amended

5. Regulation 132 of the principal regulations is amended in subregulation (2) in paragraph (d) by deleting the following —

“ (ii) in respect of an entitlement to a period of long service leave of 26 weeks, the formula —

$$E = (182 - A) \times 30$$

Transitional

6. (1) Where immediately prior to the day on which these regulations come into operation (in this regulation referred to as the “commencement day”) a teacher has completed a period of continuous service exceeding 10 years but not exceeding 15 years and has not taken long service leave in respect of that service, the teacher may in lieu of any entitlement he or she would otherwise have in respect of that service under regulation 130 (1) of the principal regulations as in force after the commencement day elect —

- (a) to complete the 15 years of continuous service and upon completion be entitled to 26 weeks long service leave; or
- (b) to be credited as at the commencement day with long service leave in accordance with the following formula —

$$A = 91 + \frac{B \times 91}{C}$$

Where —

- A represents the number of days long service leave credited;
- B represents the number of days continuous service in excess of 10 years;
- C represents the number of days of continuous service in the 5 year period between the teacher's 10th and 15th year of continuous service.

(2) For the purposes of regulation 130 (1) (b) of the principal regulations as in force after the commencement day a 7 year period referred to in that regulation, commences —

- (a) where an election is made under paragraph (a) of subregulation (1), after the day on which 15 years of continuous service is completed; and

- (b) where an election is made under paragraph (b) of subregulation (1), on the commencement day.
- (3) Where as at the commencement day, a teacher has an entitlement to 26 weeks of long service leave, the teacher shall commence that leave not later than 4 years from the date on which that entitlement arose.

KAY HALLAHAN, Minister for Education.

ED401

COLLEGES ACT 1978

Office of the Minister for Education,
Perth, 25 October 1991.

It is hereby notified for general information that His Excellency the Governor, in Executive Council acting in accordance with the provisions of section 13 (1) (a) and 14 (2) of the Colleges Act 1978, has approved of the re-appointment of Dr Steve Hunter of 44 Kathleen Street, Trigg, Western Australia and Mr Kerry O'Neil of 24 Kensington Avenue, Dianella, Western Australia, as members of the Hedland College Council for a term of three years expiring on 5 August, 1994.

KAY HALLAHAN, Minister for Education.

FISHERIES

FI301

FISHERIES ACT 1905

FISHERIES AMENDMENT REGULATIONS (NO. 6) 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Fisheries Amendment Regulations (No. 6) 1991*.

Principal regulations

2. In these regulations the *Fisheries Regulations 1938** are referred to as the principal regulations.

[* Reprinted as at 15 September 1988.
For amendments to 25 September 1991 see 1990 Index to
Legislation of Western Australia, pp.239.40 and Gazettes of
28 March, 17 May and 28 June 1991.]

Regulation 3A amended

3. Regulation 3A of the principal regulations is amended —
- (a) in subregulation (1) (c) by deleting "set out in the Table to this regulation" and substituting the following —
- " prescribed in item 2A of the Schedule "; and
- (b) after subregulation (4) by deleting the Table of activities and fees.

Regulation 3C amended

4. Regulation 3C of the principal regulations is amended by deleting subregulation (6) and the Table to that subregulation and substituting the following subregulation —

“ (6) The fees prescribed in item 3A of the Schedule opposite the type of processing establishment specified in that item shall be payable for the grant, renewal or extension of a processor’s licence in respect of the type of processing establishment. ”.

Regulations 3D and 3E amended

5. Regulations 3D (2) and 3E (2) of the principal regulations are amended by deleting “\$24” in each subregulation and substituting in each place the following —

“ the fee prescribed in item 3B of the Schedule ”

and

“ the fee prescribed in item 3C of the Schedule ”

respectively.

Regulation 25 amended

6. Regulation 25 of the principal regulations is amended in subregulation (1) by deleting “and a fee of \$5” and substituting the following —

“ and the fee prescribed in item 20 of the Schedule ”.

Regulation 30 amended

7. Regulation 30 of the principal regulations is amended —

(a) in subregulations (1), (3) and (6) by deleting “the Table to this regulation” in each subregulation and substituting in each place the following —

“ item 21 of the Schedule ”; and

(b) by repealing the Table following subregulation (6).

The Schedule amended

8. The Schedule to the principal regulations is amended —

(a) by inserting after item 2 the following item —

“ 2A. Recreational fisherman’s licence (reg. 3A) —

(a) Taking rock lobster 12

(b) Taking marron 12

(c) Using a set gill net
or hauling gill net 12 ”;

(b) by inserting after item 3 the following items —

“ 3A. Processor’s licence (reg. 3C) —

Types of processing establishments

(a) Processing establishment that
is erected on land and that
is used for processing either
rock lobsters or prawns 430

- (b) Processing establishment that is erected on land and that is used for processing both rock lobsters and prawns 860
- (c) Processing establishment that is erected on land and that is used for processing any fish including rock lobsters and prawns 1080
- (d) Processing establishment that is erected on land and that is used for processing any fish including either rock lobsters or prawns 650
- (e) Processing establishment that is erected on land and that is used for processing any fish other than rock lobsters and prawns 210
- (f) Seagoing processing establishment that is used solely for processing fish including rock lobsters and prawns taken by it 210
- (g) Seagoing processing establishment that is used solely for processing fish including rock lobsters and prawns taken by other boats 210
- 3B. Transfer of processor's licence (reg. 3D (2)) 24
- 3C. Removal of processor's licence to another establishment (reg. 3E (2)) 24 ”;
- (c) by deleting item 8 and substituting the following item —
- “ 8. Abroholos Islands and Mid West Trawl Limited Entry Fishery (reg. 3H) per gear unit (as defined in the *Abroholos Islands and Mid West Trawl Limited Entry Fishery Notice 1990**) 170 ”;
- (d) in item 19 by deleting “(reg. 4 (2))” and substituting the following —
- “ (reg. 4A) ”; and
- (e) after item 19 by inserting the following items —
- “ 20. Transfer etc. of an exclusive licence (reg. 25 (1)) 5
21. Licences for fish farming (reg. 30)
- Type of licence
- (a) Development licence 20

- (b) Licence to farm fish and to carry on the business of conducting a fish farm in relation to any species of fish specified on the licence and to sell any of those fish in either or both of the following ways; as is specified in the licence —
- (i) selling the fish of any length to a person who holds a development licence, or a licence to farm fish and to carry on the business of conducting a fish farm, in relation to the species of fish;
 - (ii) selling the fish of at least the length specified in relation to the species of fish in the Second Schedule to the Act 250
- (c) Licence to farm fish and to carry on the business of conducting a fish farm authorizing the holder to sell farm fish of any length to any person 1000
- (d) Licence to process farm fish (wholesale) 175
- (e) Licence to process farm fish (retail) 25
- (f) Licence to sell to a person who holds a development licence, or a licence to farm fish and to carry on the business of conducting a fish farm, in relation to farm fish, only such of the following descriptions of farm fish taken by the holder of this licence from waters on his property as are specified in the licence —
- (i) any length of farm fish 25
 - (ii) farm fish of at least the length specified in relation to the species of fish in the Second Schedule to the Act 200
- (g) Licence to bring into the State from any place outside the State for the purpose of stocking a fish farm and to sell to a person who is the holder of —
- (i) a development licence;

- (ii) a licence to farm fish and to carry on the business of conducting a fish farm,

any viable fish or aquatic organism or the eggs, seeds, spores or other source of reproduction, young or offspring of any such fish or aquatic organism 20 ”.

[* *Published in the Gazette of 30 March 1990. For amendments to 25 September 1991 see Gazettes of 23 March, 12 April and 31 May 1991.*]

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

FI302

FISHERIES ACT 1905
ROCK LOBSTER POT AMENDMENT NOTICE 1991
Notice No. 521

FD 277/72.

Made by the Minister under sections 10 and 11.

Citation

1. This notice may be cited as the *Rock Lobster Pot Amendment Notice 1991*.

Principal notice

2. In this notice the *Rock Lobster Pot Notice 1991 No. 472** is referred to as the principal notice.

Clause 4 repealed and substituted

3. Clause 4 of the principal notice is repealed and the following clause substituted—

“ 4. Every pot used, carried, set or pulled to take rock lobster in the waters described in clause 3 shall—

(a) have only one entrance or neck; and

(b) not contain any device capable of restricting the egress of fish or rock lobsters from the pot. ”.

[**Published in the Gazette of 25 January 1991 p. 277.*]

Dated this 16th day of October 1991.

GORDON HILL, Minister for Fisheries.

FI303

FISHERIES ACT 1905
ROCK LOBSTER POT (SOUTH COAST) AMENDMENT NOTICE 1991
Notice No. 520

FD 282/70.

Made by the Minister under sections 10 and 11.

Citation

1. This notice may be cited as the *Rock Lobster Pot (South Coast) Amendment Notice 1991*.

Principal notice

2. In this notice the *Rock Lobster Pot (South Coast) Notice 1991 No. 481** is referred to as the principal notice.

Clause 4 amended

3. Clause 4 of the principal notice is amended by—

- (a) after the clause designation "4" inserting the subclause designation " (1) "; and
- (b) adding the following subclause—

" (2) An entrance or neck shall not contain any device capable of restricting the egress of fish or rock lobsters from the pot. "

[*Published in the Gazette of 8 March 1991 pp. 1036-1040.]

Dated this 16th day of October 1991.

GORDON HILL, Minister for Fisheries.

FI304

FISHERIES ACT 1905
MANDURAH ESTUARINE FISHERY
AMENDMENT TO INSTRUCTIONS TO LICENSING OFFICERS

Notice No. 518

FD 491/75.

Pursuant to section 17 of the Act I hereby amend the directions to licensing officers for the Mandurah Estuarine Fishery.

Citation

1. This direction may be cited as *Amendment to Instructions (Mandurah Estuarine Fishery) 1991*.

Principal instruction

2. In this instruction, the *Instructions to Licensing Officers Mandurah Estuarine Fishery** is referred to as the principal instruction.

Clause 5 amended

3. Clause 5 of the principal instruction is amended by—

- (a) after the clause designation "5" inserting the subclause designation " (1) ";
- (b) adding the following subclauses—

" (2) notwithstanding the provisions of subclause (1) the permitted length of net that a unit may use at any one time shall not be increased by the appointment of any trainee fisherman appointed after 14 March 1989.

(3) a fishing unit may carry or use only one cobbler bunt net at any one time and that net shall,

(a) when unattended, be attached to a coloured surface float which—

- (i) has a diameter of not less than 150 millimetres; and
- (ii) is branded or stamped with the registered number of the fishing boat that is used to set or pull the net, and each character of the brand or stamp shall be legible and measure not less than 60 millimetres high and 10 millimetres wide.

(b) contain a sieve net or mesh panel of at least 10 metres in length and at least 76 millimetres stretched mesh size designed to allow the exit of live undersize cobbler.

Clause 10 amended

4. Clause 10 of the principal instruction is amended by—

- (a) inserting after the clause designation "10" the subclause designation " (1) "; and
- (b) adding the following subclause—

" (2) Any trainee fisherman appointed after 14 March 1989 under the provisions of this clause shall not fish independently of the designated owner/part owner of the unit. "

[*Published in the Gazette of 13 March 1987.]

Dated this 16th day of October 1991.

GORDON HILL, Minister for Fisheries.

HEALTH**HE401****RADIATION SAFETY ACT 1975**

Health Department of WA,
Perth, 15 October, 1991.

521/91. Exco No. 4838.

His Excellency the Governor in Executive Council has:

- (a) cancelled the appointment of Dr R. Fox as deputy member to Dr N. D. Costa of the Radiological Council.
- (b) appointed, under the provisions of section 13 (2) (b) (vi) of the Radiation Safety Act Mr B. E. King and Dr R. Fox as members of the Radiological Council for the period ending 6 May, 1994.

PETER J. BRENNAN, Commissioner of Health.

HE402**RADIATION SAFETY ACT 1975**

Health Department of WA,
Perth, 15 October 1991.

521/91. Exco No. 4837.

His Excellency the Governor in Executive Council has appointed, under the provisions of section 13 (3) of the Radiation Safety Act 1975, Dr D. J. Holman as Deputy Chairman of the Radiological Council for the period ending 6 May 1994 (the appointment of Dr D. J. Holman made by Executive Council Minute No. 4262 on 23 July 1991 having been of no effect).

PETER J. BRENNAN, Commissioner of Health.

HE403**HOSPITALS ACT 1927**

Health Department of WA,
Perth, 15 October 1991.

GN 1.9 Exco No. 4833.

His Excellency the Governor in Executive Council has appointed, under the provisions of the Hospitals Act 1927, the following persons as members of the Gnowangerup Hospital Board for the period ending 30 September 1992.

Mr R. W. Davies
Mr J. A. Humphrys
Mrs S. S. Pritchard
Mr K. A. Heberle
Mr P. A. Anning
Mrs J. B. Lesk
Mr T. B. Stewart

PETER J. BRENNAN, Commissioner of Health.

HE404**HOSPITALS ACT 1927**

Health Department of WA,
Perth, 15 October 1991.

BO 1.9 Exco No. 4827.

His Excellency the Governor in Executive Council has appointed, under the provisions of the Hospitals Act 1927, Mr S. L. Lange as a member of the Brookton Hospital Board for the period ending 30 September 1992.

PETER J. BRENNAN, Commissioner of Health.

HE405**HOSPITALS ACT 1927**Health Department of WA,
Perth, 15 October, 1991.

UB 1.9 ExCo No. 4826.

His Excellency the Governor in Executive Council has appointed, under the provisions of the Hospitals Act 1927, Mr V. G. Broockmann as a member of the Boyup Brook and Districts Soldiers' Memorial Hospital Board for the period ending 30 September 1992, vice Mr J. C. Brown resigned.

PETER J. BRENNAN, Commissioner of Health.

HE406**HEALTH ACT 1911**Health Department of WA,
Perth, 16 October 1991.

8776/89.

The cancellation of the appointment of Mr Michael William Kelly as a Health Surveyor to the City of Subiaco effective from 5 July 1991 is hereby notified.

The appointment of Mr Graham Trevor Blackmore as a Health Surveyor to the City of Subiaco effective from 1 October 1991 is approved.

Brian Devine,
delegate of Executive Director, Public Health.**HE407****HEALTH ACT 1911**Health Department of WA,
Perth, 16 October 1991.

8412/88.

The appointment of Mr Edwin Porter as a Health Surveyor to the Shire of Irwin effective from 8 October, 1991 is approved.

Brian Devine,
delegate of Executive Director, Public Health.**LAND ADMINISTRATION****LA401****CONSERVATION AND LAND MANAGEMENT ACT 1984
RESERVATION OF STATE FOREST ORDER**

CALM File: 011177F3001, 028433F1605.

DOLA File: 3413/925.

Made by His Excellency the Governor under section 8.

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

Schedule

All that portion of land comprising Nelson Location 13343 as delineated on Land Administration Diagram 90085 comprising an area of 68.8481 hectares.

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

This notice supersedes the notices published in GG's 15/3/91 & 12/4/91.

LYN AULD, Clerk of the Council.

LA402

LOCAL GOVERNMENT ACT 1960
DECLARATION OF CLOSURE OF STREETS

Made by the Minister for Lands under Section 288A.

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

Schedule

City of Wanneroo

DOLA File: 3220/990; Document No. E721464; Closure No. W.1320.

All those portions of Badgerup Road, plus widenings, and Road No. 4876, shown coloured green on page 7 of Road Closure and Disposal Document E721464.

Public Plan: BG 35 (2) 11.02 (Swan).

Shire of Albany

DOLA File: 1840/990; Closure No. A.488.

All that portion of road starting from a line in prolongation southwestwards of the southernmost southeastern boundary of Plantagenet Location 4696 and extending northwards and westwards along the eastern and northern boundaries of Location 2023 to a line joining the northwestern corner of that Location with the westernmost southwestern corner of Location 4696.

Public Plan: 2428-II N.E. and 2528-III N.W. (Oyster Harbour and Two Peoples Bay).

Shire of Harvey

DOLA File: 1407/990; Document No. E721462; Closure No. H.111.

All that portion of Wellesley Road shown coloured green on page 7 of Road Closure and Disposal Document E721462.

Public Plan: BG 31 (10) 03.01 (Bunbury).

Shire of Manjimup

DOLA File: 3160/982; Closure No. M1323).

All that portion of Old Vasse Road (Road No. 116) now comprised in the land the subject of DOLA Survey Plan 17765.

Public Plan: 2029—II S.W. (Charnwood).

Shire of Morawa

DOLA File: 1108/985; Closure No. M1324).

All that portion of Pintharuka West Road shown bordered blue on Original Plan 16592.

Public Plan: BG 42(10) Pts 4.4 and 4.5 (Pintharuka).

Shire of Toodyay

DOLA File: 765/1991; Closure No. T241.

All that portion of Beaufort Street along the southwestern boundary of Lot 3 of West Toodyay Suburban Lot 42 (Office of Titles Diagram 50873); from the southeastern side of Grey Street (Road No. 13697) to a line joining the southernmost corner of the said Lot 3 and the easternmost corner of the northern severance of Lot 3 of West Toodyay Suburban Lot 41 (Office of Titles Diagram 51443).

Public Plan: BH 35 (2) 06.32 (West Toodyay).

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

LB401

LOCAL GOVERNMENT ACT 1960
DECLARATION OF PUBLIC STREETS

Orders of the Minister for Lands

Made under Section 288

At the request of the local governments nominated, the lands specified in the Notice are now declared to be absolutely dedicated as a public street.

Notice

1. City of Stirling (DOLA File 2367/984)

Road No. 18327 The whole of the surveyed way along the southernmost boundaries of Lots 587 to 591, inclusive; from Gildercliff Street to Grand Promenade as delineated and coloured brown on Office of Titles Plan 3697 (Sheet 4).

Public Plan: BG 34(2) 08.31 (Perth)

2. Shire of Harvey (DOLA File 945/967)
Road No. 18340 (Larsen Court) A strip of vacant Crown land as delineated and coloured dark brown on DOLA Survey Diagram 90280.
Public Plan: BG 31(2) 16.19 (Harvey)
3. Shire of Leonora (DOLA File 3068/1990)
Road No. 18342 (Tower Street) A strip of land varying in width extending between Rochester Street to a line in prolongation westward of the northern side of Sadie Canning Drive (Road No. 16957) and widening as delineated and coloured mid brown on DOLA Diagram 90102.
Public Plan: Leonora Townsite (2) Sheet 2 and 3
4. Shire of Merredin (DOLA File 4113/1966)
Road No. 11065 (Merredin Nungarin Road) (Widening) That portion as delineated and coloured mid brown on DOLA Miscellaneous Diagram 249
Public Plan: Nukarni (50)
5. Shire of Toodyay (DOLA File 2502/1991)
Road No. 18343 (Red Brook Circle) The whole of the Right of Ways as delineated and coloured brown on Office of Titles Diagrams 79429 and 79430.
Public Plan: BG 35(10) 8.3 (Swan)
6. Shire of Wagin (DOLA File 3425/1988)
 - (i) Road No. 12834 (Vernon Street) (Widenings) Those portions as delineated and coloured mid brown on DOLA Diagram 90030.
 - (ii) Road No. 18344 (Lefroy Street) A strip of land between Tudhoe and Vernal Streets and widening as delineated and coloured mid brown on DOLA Diagram 90030.
 Public Plan: BJ 30(2) 21.35 (Wagin T/S)

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

LB601

LAND ACT 1933

NOTICE OF INTENTION TO GRANT A LEASE

It is hereby notified that it is intended to grant a Special Lease over DeGrey location 80 to Stuart Henry Stubbs under section 116 of the Land Act for a term of 21 years for the purpose of "Residence and Storage".

A. A. SKINNER, Executive Director.

LB701

File No. 1346/1991.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

NOTICE OF INTENTION TO TAKE OR RESUME LAND

Drain—Lefroy Avenue—Shire of Swan

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 Swan District, for the purpose of the following public work, namely, Drain—Lefroy Avenue—Shire of Swan and that the said pieces or parcels of land are marked off on Plan L.A., W.A. 834 which may be inspected at the office of the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

Schedule

No. on Plan L.A., W.A. No. 834	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
	Clifford Inglis	Vacant	Portion of Swan Location 294 and being the land coloured blue on Diagram 9334 being part of the land remaining in Certificate of Title Volume 1054 Folio 896	4 469 m ²

Dated this 1st day of October 1991.

D. L. SMITH, Minister for Lands.

LAND SURVEYORS' LICENSING BOARD

LS401

LICENSED SURVEYORS ACT 1909 LAND SURVEYORS LICENSING BOARD

In accordance with section 21 (3) of the abovementioned Act, it is hereby notified for general information that Rodney John Geary of 9 Larch Place, Forrestfield has had his registration as a Licensed Surveyor suspended for a period of three months commencing from the 17th October, 1991.

G. E. MARION, Secretary.

LOCAL GOVERNMENT

LG101

CORRIGENDUM LOCAL GOVERNMENT ACT 1960

Shire of Perenjori

Notice of Intention to Borrow

Whereas an error occurred in the notice published under the above heading on page 4178 of *Government Gazette* number 102 dated 9th August, 1991 it is corrected as follows:—

Delete "term of fifteen years" and insert "term of six years".

Delete "70,000" and insert "60,000".

JOHN R. GILFELLON, Shire Clerk.

LG401

SHIRE OF MUNDARING

It is hereby notified for public information that Council has appointed Mr Scott Dalkin Howson as follows:

a Pound Keeper and Ranger under section 449 of the Local Government Act.

an Authorised Person under section 29 of the Dog Act.

an Authorised Person under section 38 of the Control of Vehicles (Off Road Areas) Act.

an Authorised Person under the By-laws Relating to Removal and Disposal of Obstructing Animals or Vehicles.

an Authorised Officer under the By-laws Relating to the Parking of Vehicles on Street Verges.

an Authorised Officer under the provisions of the Bush Fires Act.

The appointment of Geoffrey Malcolm Keeler in relation to the above is hereby cancelled.

M. N. WILLIAMS, General Manager/Shire Clerk.

LG402

LOCAL GOVERNMENT ACT 1960

Shire of Manjimup

Building Amendments Regulation No. 4 1991

It is hereby notified for public information that the Shire of Manjimup at the Council Meeting held 8th August, 1991, resolved that the fees specified hereunder shall be levied until further notice.

Schedule of Fees

Class 1 and 10—0.2%

Classes other than 1 and 10—0.2%

Minimum any class \$25.00

M. D. RIGOLL, Shire Clerk.

LG403

**LOCAL GOVERNMENT ACT 1960
DOG ACT 1976***Shire of Leonora*

It is hereby notified for public information that Kym Monte Rawlings has been appointed Pound Keeper and Ranger pursuant to the provisions of the Local Government Act 1960 and Dog Act 1976 as from 16th October, 1991.

Dated 16th October, 1991.

W. JACOBS, Shire Clerk.

LG404

BUSH FIRES ACT 1954*Town of Albany*

Appointments—Fire Control Officers

It is hereby notified for public information the appointment of Murray Gordon Clarke as Deputy Chief Fire Control Officer effective from 24 September 1991.

The appointment of William Robert Lyle (as Deputy Chief Fire Control Officer) is cancelled.

M. A. JORGENSEN, General Manager/Town Clerk.

LG405

LOCAL GOVERNMENT ACT 1960*City of Stirling*

Memorandum of Imposing Rates

At a meeting of the City of Stirling Council held on 8 July, 1991, it was resolved that a Special Differential Rate of 20.55382 cents in the Dollar be levied in accordance with section 548 (4) of the Local Government Act 1960. This Rate will be applicable to the portion of the district of the City of Stirling approved by His Excellency the Governor in the (Specified Area) Order published in the *Government Gazette* on 20 September 1991.

J. McNAMARA, Mayor.
G. S. BRAY, Town Clerk.

LG406

BUSH FIRES ACT 1954*Shire of Kondinin*

It is hereby notified for general information that Mr P. Burton, Kondinin and Mr J. Higgins, Karlgarin have been appointed Fire Control Officers for the Shire of Kondinin.

The appointment of B. Jones and A. W. Ray is hereby cancelled.

M. J. JONES, Shire Clerk.

LG407

SHIRE OF DONNYBROOK-BALINGUP

It is hereby noted for general information that the following persons are authorised Registration Officers under the Dog Act 1976—

Leesa Gaye Miller
Kim Maree Blurton
Michelle Annette Cook
Roslyn Lorraine Williams
Shane Terrence Bradbury
Noel Moir Welsh
Fiona Kaye Nicholson
John Rowland Attwood

N. M. WELSH, Acting Shire Clerk.

LG408

BUSH FIRES ACT 1954
FIRE CONTROL OFFICERS 1991/92

The following people have been appointed by Council as Fire Control Officers for the Shire of Ashburton in respect of the 1991/92 Fire Season.

Chief Fire Control Officer: Gwyn Lewis

Deputy Chief Fire Control Officer: David Boyd

Fire Control Officers:

Onslow	Steven Lewin
Wittenoom	Umberto Favero
Tom Price	David Boyd
Paraburdo	Robert Pomeroy
Pannawonica	David Robson
Hamersley Range National Park	Keith Cunningham
Millstream-Chichester National Park	Geoff Kregor

Fire Breaks Inspection Officer: Gwyn Lewis.

L. A. VICARY, Shire Clerk.

LG409

DOG ACT 1976
City of Rockingham

It is hereby notified for public information that the following persons have been appointed as Dog Registration Officers under the provisions of the Dog Act 1976:

Wayne Edward Smith;
Trevor Allen;
Debbie Anne Dunne;
Linda Anne Fimmano;
Samantha Jane Chapman;
Vicki Anne Clarke;
Wendy Janine Andacich;
Erin Rachel Schofield;
Louise Anne Deveney;
Penelope Corby;
Bruce Foster;
Keith Frederick Ashfield;
Robert William Fuller;
Barry Hugh Cook;
James Miller Charters;
Peter John Oliver;

Mr Peter John Oliver has also been appointed to an authorised person under the Dog Act with power to seize strays, etc, in accordance with section 29.

All previous appointments are hereby cancelled.

G. G. HOLLAND, Town Clerk.

LG410

CITY OF NEDLANDS
STATEMENT OF INCOME AND EXPENDITURE FOR YEAR ENDED
30 JUNE 1991

OPERATING	Income \$	Expenditure \$
General Purpose Income	4 005 329.40	
General Administration	33 654.82	731 255.06
Law, Order, Public Safety	32 659.34	162 869.24
Education	9 091.99	27 352.95
Health	2 732.70	117 276.56
Welfare	517 299.37	607 783.52
Housing	44 478.05	16 437.25
Community Amenities	1 115 944.22	953 773.69
Recreation and Culture	375 438.95	1 698 785.77
Transport	149 640.01	809 514.80
Economic Services	39 087.57	112 952.77
Other Property and Services	72 876.37	76 207.60
Finance and Borrowing	287 282.58	331 888.79
	6 685 514.47	5 646 098.00

	Income \$	Expenditure \$
CAPITAL		
General Administration	17 960.00	27 131.40
Law, Order, Public Safety		303.00
Education		8 472.74
Health	14 419.15	17 102.15
Welfare	7 167.57	11 354.57
Housing		5 180.00
Community Amenities	14 360.35	15 400.35
Recreation and Culture	155 432.77	268 136.79
Transport	844 674.86	1 066 170.36
Other Property and Services	37 675.00	43 789.93
Fund Transfers	36 475.62	516 056.18
Finance and Borrowing	2 676 043.48	2 920 671.46
	<hr/>	<hr/>
	3 804 208.80	4 899 768.93
TOTAL INCOME AND EXPENDITURE	10 489 723.27	10 545 866.93
Surplus July 1st brought forward	188 702.70	
Adjustments to Surplus	1 224.61	
Transfer to Deferred Pensioner Rates	11 975.07	
Transfer from Deferred Pensioner Rubbish	3 045.00	
Surplus carried forward		122 404.36
	<hr/>	<hr/>
TOTAL RECEIPTS/EXPENDITURE	10 668 271.29	10 668 271.29

BALANCE SHEET

ASSETS	\$	\$
Current Assets—Municipal Fund	373 132.57	
Non Current Assets—		
Municipal Fund	287 665.32	
Trust Fund	195 006.75	
Loan Fund	394 393.35	
Reserve Fund	1 955 708.07	
Fixed Assets—Municipal Fund	5 936 342.00	9 142 248.06
	<hr/>	<hr/>
LIABILITIES		
Current Liabilities—Municipal Fund	250 728.21	
Non Current Liabilities—Trust Fund	195 006.75	
Deferred Liabilities—Municipal Fund	2 796 245.78	3 241 980.74
	<hr/>	<hr/>
TOTAL ASSETS LESS LIABILITIES		5 900 267.32

AUDITOR'S REPORT**A. FINANCIAL STATEMENTS—**

- (i) We have audited the accompanying accounts of the City of Nedlands set out on pages 1 to 87 for the year ended June 30, 1991, in accordance with the requirements of the Local Government Audit Directions and the Australian Auditing Standards.
- (ii) In our opinion, the accompanying accounts are drawn up in accordance with the books of the council and fairly present the requirements of the Local Government Act and the Local Government Accounting Directions which are to be dealt with in preparing the account.

B. STATUTORY COMPLIANCE

Subject to our management report, we did not during the course of our audit, become aware of any instances where the council did not comply with the statutory requirements of the Local Government Act and Local Government Accounting Directions.

P. D. EASTWOOD, Local Government Auditor.

October 9, 1991.

LG411

BUSH FIRES ACT 1954*Shire of Goomalling*

It is notified for public information that Councillor Russell William Lord has been appointed as a Bush Fire Control Officer with authority to issue permits to burn within the Shire of Goomalling under the Bush Fires Act and Regulations for the following—

- To Burn Clover
- To Burn Refuse of Proclaimed Plants
- To Burn Proclaimed Plants
- To Burn Declared Plants and Refuse Thereof

The appointment of Councillor Ray King to this position is hereby cancelled.

It is notified for public information that Mr Russell William Lord has been appointed as Deputy Chief Bush Fire Control Officer and the appointment of Mr Ray King to that position is hereby cancelled.

By Order of the Council

G. W. MORRIS, Shire Clerk.

LG412

HEALTH ACT 1911*Shire of Kondinin*

It is hereby notified for public information that the appointment of James Owen to the position of Health Surveyor with the above Shire has been cancelled from 30 September 1991.

M. J. JONES, Shire Clerk.

LG413

DOG ACT 1976*City of Rockingham*

It is hereby notified for public information that the following persons have been appointed as Dog Registration Officers under the provisions of the Dog Act 1976—

- Wayne Edward Smith
- Trevor Allen
- Debbie Anne Dunne
- Linda Anne Fimmano
- Samantha Jane Chapman
- Vicki Anne Clarke
- Wendy Janine Andacich
- Erin Rachel Schofield
- Louise Anne Deveney
- Penelope Corby
- Bruce Foster
- Keith Frederick Ashfield
- Robert William Fuller
- Barry Hugh Cook
- James Miller Charters
- Peter John Oliver

Mr Peter John Oliver has also been appointed as an authorised person under the Dog Act with power to seize strays, etc, in accordance with section 29.

All previous appointments are hereby cancelled.

G. G. HOLLAND, Town Clerk.

LG414

LOCAL GOVERNMENT ACT 1960
Municipality of the Shire of Irwin
BUILDING AMENDMENT REGULATIONS (No. 4) 1991
 Scale of Fees

Council, at its Ordinary Meeting of 25th June, 1991, resolved that the Scale of Fees chargeable for the issue of a Building Licence specified hereunder shall be levied as from the 1st August, 1991.

Class 1 to 10 inclusive	0.2%
Minimum Fee any class	\$25.00

Examination and report on Preliminary Plans—25% of fee for issue of a Building Licence that would be applicable on proposed construction.

Materials on Street \$1.00 per month or part thereof for each m² of area enclosed by hoarding or fence.

Demolition Licence—\$50.00 for each storey.

J. PICKERING, Shire Clerk.

LG415

LOCAL GOVERNMENT ACT 1960
Shire of Dundas
FEES AND CHARGES

It is hereby notified for public information that the following fees and charges have been set by Council resolution on 14th October 1991, in accordance with section 191A of the above Act.

Swimming Pool—1991/92 Season—Admission Charges

Single Entry: Child—\$1.00
 Adult—\$2.00
 Spectator—\$1.00

Concessions: Book of 50 tickets—\$25.00
 Book of 100 tickets—\$50.00
 with entry being 1 ticket/child and 2 tickets/adult.

Carnivals: Adult spectators—\$1.00
 Child spectators—\$0.50

School Swimming Classes: Child \$0.50 or 1 ticket with ticket entitling later entry.

Social Events: Fee \$30.00/hour
 Deposit \$50.00 (Refundable)

An adult is a person 16 years and over, a child being a person under 16 years.

E. A. GILBERT, Shire Clerk.

LG501

BUSH FIRES ACT 1954
City of Subiaco

Notice to all Owners/Occupiers of Land within the City of Subiaco
 Fire Break or Removal of Flammable Materials Order 1991/92

Pursuant to the powers contained in section 33 of the Bush Fires Act 1954, as amended, owners and/or occupiers of property within the City of Subiaco are hereby required on or before 30 November 1991, and thereafter to 31 March 1992, or within fourteen (14) days of the date of becoming owner or occupier. Should this be after 30 November 1991, to maintain a fire break or remove flammable material as follows—

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

If it is considered impractical for any reason to clear fire breaks, or remove flammable material as required by this notice, you may apply to the Council or its duly authorised Officer not later than 15 November 1991, for permission to provide a fire break in alternative positions, or to take alternative measures to abate fire hazards on the land. If permission is not granted to the Council or its duly authorised Officer, you shall comply with the requirements of this notice.

The penalty for failing to comply with this notice is an infringement penalty of \$80 or a fine of not more than \$1 000 and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice, if it is not carried out by the owner/occupier by the date required by this notice.

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

LG901

LOCAL GOVERNMENT ACT 1960

City of Mandurah

Notice of Intention to Borrow

Proposed Loan (No. 209) of \$400 000

Pursuant to section 610 of the Local Government Act, the City of Mandurah hereby gives notice that it proposes to borrow by sale of debentures on the following terms and conditions: Term—Loan to be for a term of 10 years with interest at ruling Treasury rates renegotiable after 2 years at the office of the Council in twenty half yearly instalments of principal and interest.

Purpose—Townscape—Upgrade Smart Street Mall.

Specifications and estimates of costs thereof and statement as required under section 609 of the Act to be open for inspection at the Council Offices, Mandurah during office hours for a period of 35 days after publication of the Notice of Intention to Borrow.

D. C. TUCKEY, Mayor.

K. W. DONOHOE, City Manager/Town Clerk.

LG902

LOCAL GOVERNMENT ACT 1960

City of Mandurah

Notice of Intention to Borrow

Proposed Loan (No. 210) of \$200 000

Pursuant to section 610 of the Local Government Act, the City of Mandurah hereby gives notice that it proposes to borrow by sale of debentures on the following terms and conditions: Term—Loan to be for a term of 10 years with interest at ruling Treasury rates renegotiable after 2 years at the office of the Council in twenty half yearly instalments of principal and interest.

Purpose—Mainstream Mandurah—Roadworks, traffic lights and channelisation of intersections.

Specifications and estimates of costs thereof and statement as required under section 609 of the Act to be open for inspection at the Council Offices, Mandurah during office hours for a period of 35 days after publication of the Notice of Intention to Borrow.

D. C. TUCKEY, Mayor.

K. W. DONOHOE, City Manager/Town Clerk.

LG903

LOCAL GOVERNMENT ACT 1960

City of Mandurah

Notice of Intention to Borrow

Proposed Loan (No. 211) of \$41 500

Pursuant to section 610 of the Local Government Act, the City of Mandurah hereby gives notice that it proposes to borrow by sale of debentures on the following terms and conditions: Term—Loan to be for a term of 5 years with interest at ruling Treasury rates renegotiable after 2 years at the office of the Council in ten half yearly instalments of principal and interest.

Purpose—Computer and office equipment for Engineering and Planning Departments.

Specifications and estimates of costs thereof and statement as required under section 609 of the Act to be open for inspection at the Council Offices, Mandurah during office hours for a period of 35 days after publication of the Notice of Intention to Borrow.

D. C. TUCKEY, Mayor.

K. W. DONOHOE, City Manager/Town Clerk.

LG904

LOCAL GOVERNMENT ACT 1960*City of Mandurah*

Notice of Intention to Borrow

Proposed Loan (No. 212) of \$100 000

Pursuant to section 610 of the Local Government Act, the City of Mandurah hereby gives notice that it proposes to borrow by sale of debentures on the following terms and conditions: Term—Loan to be for a term of 10 years with interest at ruling Treasury rates renegotiable after 2 years at the office of the Council in twenty half yearly instalments of principal and interest.

Purpose—Roadworks.

Specifications and estimates of costs thereof and statement as required under section 609 of the Act to be open for inspection at the Council Offices, Mandurah during office hours for a period of 35 days after publication of the Notice of Intention to Borrow.

D. C. TUCKEY, Mayor.
K. W. DONOHOE, City Manager/Town Clerk.

LG905

LOCAL GOVERNMENT ACT 1960*City of Mandurah*

Notice of Intention to Borrow

Proposed Loan (No. 213) of \$107 000

Pursuant to section 610 of the Local Government Act, the City of Mandurah hereby gives notice that it proposes to borrow by sale of debentures on the following terms and conditions: Term—Loan to be for a term of 10 years with interest at ruling Treasury rates renegotiable after 2 years at the office of the Council in twenty half yearly instalments of principal and interest.

Purpose—Drainage.

Specifications and estimates of costs thereof and statement as required under section 609 of the Act to be open for inspection at the Council Offices, Mandurah during office hours for a period of 35 days after publication of the Notice of Intention to Borrow.

D. C. TUCKEY, Mayor.
K. W. DONOHOE, City Manager/Town Clerk.

LG906

LOCAL GOVERNMENT ACT 1960*Town of Mosman Park*

Notice of Intention to Borrow

Proposed Loan No. 55 for \$324 000

Pursuant to section 609 and 610 of the Local Government Act 1960, the Council of the municipality of the Town of Mosman Park hereby gives notice that it proposes to borrow money by the sale of a debenture or debentures on the following terms and for the following purpose: \$324 000 for a period of 10 years at the ruling rate of interest, repayable at the office of the lender, by 20 half yearly payments of principal and interest. Purpose: Purchase of mobile garbage bins.

Statements of cost estimates as required by section 609 of the Local Government Act are open for inspection by ratepayers at the office of the Council during office hours for a period of thirty five (35) days after the publication of this notice in the *Government Gazette*.

Dated this 22nd day of October, 1991.

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

LG907

LOCAL GOVERNMENT ACT 1960*City of South Perth*

Notice of Intention to Borrow

Loan No. 192

Pursuant to section 610 of the Local Government Act 1960, the City of South Perth hereby gives notice that it proposes to borrow money by the sale of a debenture, repayable at the office of the Lender, on the following terms and conditions—

Amount: \$98 386

Repayment: Quarterly instalments of principal and interest

Purpose: The liquidation of Loan Nos. 151, 175, 176.

Dated this 25th day of October, 1991.

L. L. METCALF, Chief Executive.

LG908

LOCAL GOVERNMENT ACT 1960*City of Belmont*

Notice of Intention to Borrow

Proposed Loan No. 171 of \$12 000

Pursuant to section 610 of the Local Government Act 1960, the City of Belmont hereby gives notice that it proposes to borrow \$12 000 by a single debenture on the following terms for the following purpose—

For a period of seven (7) years, repayable in fourteen (14) equal half yearly instalments of principal and interest at the Office of the Council, 215 Wright Street, Cloverdale. Purpose: Tennis Courts behind Rivervale RSL premises in Norwood Road.

The Schedule required by section 609 of the Local Government Act 1960, for the above loan is available for inspection at the Office of the Council during normal business hours for a period of thirty-five (35) days after publication of this notice.

Note: The above loan is self-supporting, to be repaid by the Rivervale-Carlisle Branch RSL.

P. P. PARKIN, Mayor.

B. R. GENONI, Town Clerk.

LG909

LOCAL GOVERNMENT ACT 1960*City of Armadale*

Notice of Intention to Borrow

Proposed Loan (No. 268) of \$75 300

Pursuant to section 610 of the Local Government Act 1960 the City of Armadale hereby gives notice that it proposes to borrow money by sale of debentures, for the purpose of refinancing existing loan numbers 207 and 213.

Repayment of debentures will be by monthly instalments of principal and interest over a term of fifteen years during which period the interest rate shall be reviewed every four years. The interest rate to apply will not exceed the relevant prevailing interest rates as determined by Treasury.

Details of the proposed expenditure will be available for inspection at the office of Council (7 Orchard Avenue, Armadale) for a period of (35) days from the date of publication hereof between the hours of 8.45 am and 4.00 pm Monday to Friday, public holidays excluded.

Note: Proposed Loan No. 268 will be of a self-supporting nature i.e. the monthly repayments of principal and interest will be repaid in full to Council by the Kelmscott Soccer Recreation & Social Club Inc. on whose behalf the refinancing arrangement is proposed.

Dated this 25th day of October, 1991.

I. K. BLACKBURN, Mayor.
J. W. FLATOW, Town Clerk.

LG910

LOCAL GOVERNMENT ACT 1960

Shire of Esperance

Notice of Intention to Borrow

Proposed Loan (No. 238) of \$12 000

Pursuant to section 610 of the Local Government Act 1960 the Council of the Shire of Esperance hereby gives notice that it proposes to borrow money by the sale of a debenture or debentures on the following terms and for the following purpose.

\$12 000 for a period of five years at ruling interest rates repayable at the office of the Council, Windich Street, Esperance in ten half yearly instalments of principal and interest.

Purpose: Re-build track surface—Esperance Speedway.

Specifications, estimates of costs and statements as required by section 609 of the Local Government Act are open for inspection at the Office of the Council for 35 days after publication of this notice.

Note: The Esperance Speedway Association has accepted responsibility for the repayments to this loan.

Dated this 23rd day of October, 1991.

D. A. PATERSON, President.
R. T. SCOBLE, Shire Clerk.

LOTTERIES

LO301

LOTTERIES COMMISSION ACT 1990

INSTANT LOTTERY AMENDMENT RULES 1991

Made by the Lotteries Commission under section 28 (1) (c).

Citation

1. These regulations may be cited as the *Instant Lottery Amendment Rules 1991*.

Rule 13 amended

2. Rule 13 (1) of the *Instant Lottery Rules 1991** is amended by deleting "supervised by an officer from the Office of the Auditor General." and substituting the following —

" supervised —

- (a) by an officer from the Office of the Auditor General;

or

- (b) where in the opinion of the Auditor General it is not necessary for an officer to supervise that draw, by such person and in such a manner as the Commission thinks fit.

[* *Published in the Gazette of 28 December 1990 at pp.6407-13.*]

The Common Seal of the Lotteries Commission was affixed by order and in the presence of—

W. SILVER, Chairman.
T. BATEMAN, Member.
M. SARGANT, Secretary.

LO302

LOTTERIES COMMISSION ACT 1990

INSTANT LOTTERY (TELESPIN) AMENDMENT RULES (NO. 3) 1991

Made by the Lotteries Commission under section 28 (1) (c).

Citation

1. These regulations may be cited as the *Instant Lottery (Telespin) Amendment Rules (No. 3) 1991*.

Principal rules

2. In these rules the *Instant Lottery (Telespin) Rules 1991** are referred to as the principal rules.

[* *Published in the Gazette of 27 March 1991 at pp.1305-1316.*
For amendments to 10 October 1991 see *1990 Index to Legislation of Western Australia and Gazettes of 19 April and 10 May 1991.*]

Rule 11 amended

3. Rule 11 of the principal rules is amended by inserting after "week" the following —

" as well as any other lottery or lotteries in which the holders of tickets may be eligible to enter in accordance with the procedure set out in the permit for that particular Telespin Instant Lottery "

Rule 16 amended

4. Rule 16 (1) of the principal rules is amended by deleting "5 days" and substituting the following —

" 7 days "

Rule 17 amended

5. Rule 17 (3) of the principal rules is amended by deleting "sales sales" and substituting the following —

" sales "

The Common Seal of the Lotteries Commission was affixed by order and in the presence of—

W. SILVER, Chairman.
T. BATEMAN, Member.
M. SARGANT, Secretary.

MAIN ROADS

MA501

MRD 42-84-81

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 Northam District, for the purpose of the following public works namely, widening and realignment of Great Eastern Highway (65.81 SLK) and that the said pieces or parcels of land are marked off on Plan LTO Diagram 79564 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.	Athol Neil Ferguson and Cecilia Joan Ferguson	A. N. & C. J. Ferguson	Portion of Avon Location 3405 and being part of Lot 1 on Diagram 56101 now comprised in Diagram 79564 and being part of the land comprised in Certificate of Title Volume 1560 Folio 232.	10 282m ²

Dated this 23rd day of October 1991.

N. BEARDSELL, Acting Director Administration and Finance,
Main Roads Department.

MA502

MRD 42-84-81

**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 Collie District, for the purpose of the following public works namely, widening of the Roelands—Lake King Road (43.6—44.7 SLK) and that the said pieces or parcels of land are marked off on Plan LTO Diagram 80156 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
1.	Bruce Whiteaker and Chrystine Anne Whiteaker	Commissioner of Main Roads	Portion of Wellington Location 1383 and being part of Lot 1 on Diagram 62426 now comprised in Diagram 80156 and being part of the land comprised in Certificate of Title Volume 1634 Folio 501.	1.0444 ha

Dated this 23rd day of October 1991.

N. BEARDSELL, Acting Director Administration and Finance,
Main Roads Department.

MARINE AND HARBOURS

MH401

**WESTERN AUSTRALIAN MARINE ACT 1982
RESTRICTED SPEED AREAS—ALL VESSELS**

Department of Marine and Harbours,
Fremantle 25 October, 1991.

ACTING pursuant to the powers conferred by Section 67 of the Western Australian Marine Act the Department of Marine and Harbours, by this Notice:—

(a) Limits the speed of motor vessels to that of four (4) knots within the following areas:—

(1) SWAN RIVER

All waters of the Swan River upstream of Middle Swan Bridge.

(2) CANNING RIVER

All waters of the Canning River upstream of the Old Riverton Bridge.

(3) HARVEY ESTUARY

All waters south of the ford which extends from the eastern most point of Lot 1990 to Herron Point in the Harvey Estuary.

(b) Limits the speed of motor vessels to that of five (5) knots within the following areas:—

1. SWAN RIVER

- (i) From a point 100 metres downstream of the Point Reserve swimming jetties to the Middle Swan Road Bridge;
- (ii) Armstrong Spit—from a line drawn between spit posts numbered 33 and 34 and a line between spit posts numbered 30 and 31 as shown on Plan PWD 44106.

(2) CITY OF COCKBURN—JERVOISE BAY

All those waters enclosed within the area of the Jervoise Bay Recreational Boat Harbour and extending to a radius of fifty (50) metres from the end of the breakwater.

(3) ROTTNEST ISLAND

(i) Thomson Bay

All those waters of Thomson Bay bounded by lines drawn from Bathurst Point Lighthouse in a 058° direction for 330 metres from the foreshore thence to the Duck Rock Light Beacon thence in a 146° direction for 1132 metres to the eastern beacon of Inner Kingston Reef, thence to Phillip Rock thence to the western extremity of Natural Jetty.

(ii) Parakeet, Geordie and Longreach Bays:

All those waters of Parakeet, Geordie and Longreach Bays bounded by lines drawn from North Point in a due north direction for 130 metres thence in an easterly direction to Monday Rock beacon thence south to Bathurst Point Lighthouse.

(iii) Marjorie Bay, Narrow Neck & Stark Bay:

All those waters of Marjorie Bay, Narrow Neck and Stark Bay southeast of a line commencing at a point 60 metres north of Hayward Cape and thence running in an 064 direction to Crayfish Rock at the northeast end of Stark Bay.

(iv) Parker Point & Porpoise Bay:

All those waters lying to the north and west of a line drawn between Parker Point and Bickley Point.

(4) CITY OF WANNEROO—OCEAN REEF BOAT HARBOUR

All the waters contained therein, the limits of which are from the extremity of the western breakwater in a northeasterly direction for 70 metres to the entrance channel port hand marker.

(5) TOWN OF ALBANY—PRINCESS ROYAL HARBOUR

All the waters extending from the foreshore and contained within lines drawn at 181°T until intersected by a line drawn 180°T from the prolongation of Parade Street at Point Frederick.

(6) CITY OF BUNBURY—LOWER LESCHENAULT INLET

That portion of the Port of Bunbury between the seaward end of the Point Macleod Channel and Anglesea Island.

(7) SHIRE OF CARNARVON

(i) Carnarvon Boat Harbour

All that area of the water within the Carnarvon Boat Harbour and including the approach channel from its junction with the main Teggs Channel.

(ii) Mangrove Creek

All those waters of the tidal creeks associated with and including Mangrove Creek (known locally as Oyster Creek) lying south and east of the prolongation of Oyster Creek Road.

(8) SHIRE OF DENMARK

All the waters of the Denmark River.

(9) TOWN OF ESPERANCE—BANDY CREEK SMALL BOAT HARBOUR

All those waters of the boat harbour enclosed within the East and West breakwaters and extending a distance of 50 metres to seaward from the entrance to the boat harbour.

(10) CITY OF GERALDTON

(i) Champion Bay—Geraldton Harbour

All those waters lying within the Geraldton Inner Harbour and to the west of a line drawn from the northeast end of No. 5 Berth in a direction due north to the West Breakwater.

(ii) Batavia Coast Marina

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

- (11) SHIRE OF COOROW—GREEN HEAD
All that area of water contained within a radius of 250 metres from the northwest corner of the Green Head Service Jetty.
- (12) SHIRE OF HARVEY—LOGUE BROOK DAM
All those waters within the two eastern arms east of the limit of ski buoys, north of the northern ski limit buoy or within 60 metres of the foreshore. Providing however that this speed limit will not apply in the designated ski take off or landing areas as marked by signs on the foreshore on the south western foreshore, north western foreshore and the eastern foreshore.
- (13) SHIRE OF IRWIN—PORT DENISON BOAT HARBOUR
All of the waters within the Port Denison Boat Harbour but excluding the gazetted swimming area where boating is prohibited.
- (14) CITY OF MANDURAH
- (i) All the waters contained within the Mandurah Ocean Marina from its junction with the Peel Inlet.
 - (ii) All the waters of the Mary Street Lagoon from its junction with the Peel Inlet.
 - (iii) All the waters contained within the canals known as Waterside from the junction with the Mandurah Estuary Channel.
 - (iv) All waters contained within the canals known as Port Mandurah from the junction with the Mandurah Estuary Channel.
- (15) SHIRES OF MANJIMUP AND NANNUP—DONNELLY RIVER
All the waters of the Donnelly River extending upstream of Boat Landing Road and downstream of Boat Landing Road for a distance of 3.2 kilometres.
- (16) SHIRE OF MURRAY
- (i) All the waters contained within the Murray River Island Branches known as Wargoorloop, Jeegarnjeejib, Meeyip, Worrallgarook, Yunderup, Minjoogup, Little Yunderup and Goongoolup but extending to the main branch known as Coolenup.
 - (ii) All the waters contained within the Yunderup Canals commencing at the inner most port and starboard markers of the marked entrance channel.
 - (iii) All the waters contained within a point 50 metres downstream of the Ravenswood Bridge to a point 300 metres upstream of the Ravenswood Bridge.
 - (iv) All those waters contained within the canal known as Murray Waters from its junction with the Murray River at South Yunderup.
 - (v) All of those waters within the canal development known as Murray Lakes at South Yunderup, including the waters of the entrance channel between the Murray River proper and the canals.
- (17) SHIRE ASHBURTON—BEADON CREEK—ONSLow
All the waters of Beadon Creek extending upstream from the breakwater light.
- (18) SHIRE OF ROEBOURNE—POINT SAMSON—JOHNS CREEK BOAT HARBOUR
All the waters contained within the boat harbour, including the entrance channel thereof.
- (19) SHIRE OF SHARK BAY—MONKEY MIA
All that water contained in an area commencing 200 metres east of the jetty at Monkey Mia and extending back along the foreshore in a westerly direction for a distance of 400 metres and extending 300 metres to seaward, with the exception of the gazetted swimming area commencing on the foreshore 15 metres west of the jetty and extending west along the foreshore to the eastern boundary of the Monkey Mia Caravan Park and 20 metres to seaward.
- (20) SHIRE OF WAROONA—WAROONA DAM
All those waters of the dam lying to the north east and east of buoys and signs marking the limit of the water ski area or within 45 metres of the foreshore within that ski area providing however that this speed limit will not apply in the designated ski take off and landing areas as marked by signs on the foreshore in the north east arm, the eastern arm and in the south eastern bay.
- (c) Limits the speed of motor vessels to that of six (6) knots within the following areas:
- (1) CITY OF FREMANTLE—FREMANtLE FISHING BOAT HARBOUR AND CHALLENGER HARBOUR
All the water contained within the Fremantle Fishing Boat Harbour and the Challenger Harbour including the entrance channels thereof.
 - (2) PORT OF PERTH
 - (i) City of Cockburn
Jervoise Bay Marina—all those waters contained within the main breakwater and east and south of an imaginary line commencing at the main breakwater light tower and drawn 000 to the foreshore at Woodmans Point.

(ii) City of Wanneroo

Hillarys Boat Harbour—all those waters contained within the north and south groynes of the Harbour and extending outside the entrance of the Harbour in a 200 metre arc north from the southern groyne light thence 200 metres off the northern groyne back to the foreshore and 200 metres off the southern groyne back to the foreshore, so as to encompass the harbour with a 200 metre boundary.

(3) SHIRE OF DANDARAGAN—JURIEN BAY

Jurien Bay Boat Harbour—all those waters contained within the north and south groynes of the harbour and extending outside the entrance of the harbour in a 50 metre radius taken from a point midway between the north and south groynes.

(d) Limits the speed of motor vessels to that of eight (8) knots within the following areas:—

(1) Swan River

(i) Between the Fremantle Traffic Bridge and a line drawn from Chidley Point in a 128° direction to the foreshore at Bicton.

(ii) Within the area of water of the Swan River from the Bunbury Railway Bridge upstream to the western extremity of the ski area between the hours of 1200 and 1700 hours and from the western extremity of the ski area to a point 200 metres downstream of the Belmont Swimming Jetties between the hours of 1400 and 1600 hours provided that the speed restriction will apply only on those Sunday afternoons that the Maylands Yacht Club is conducting races or on such other times, on and for specific events being conducted by the Maylands Yacht Club approved by the Department.

(iii) Between the upstream limit of Belmont Water Ski area at Maylands to the downstream limit of the water ski area commencing 580 metres upstream of the Garratt Road Bridge;

(iv) From a position 235 metres downstream of the Ascot Swimming jetties to a position 100 metres downstream of the Point Reserve jetties.

(2) SWAN RIVER: ALL COMMERCIAL VESSELS AND PRIVATE VESSELS 20 METRES OR MORE IN LENGTH

(i) All those waters of the Swan River extending for 920 metres downstream of North East Point Walter Spit: and

(ii) All those waters of the Swan River extending for 920 metres upstream from a line intersecting Pelican Point and Concrete Spit.

(3) CANNING RIVER

(i) Between Canning Bridge and a line drawn between Point Heathcote and the outer end of Como Jetty.

(ii) On Saturdays, Sundays and on those Public Holidays whilst authorised rowing regattas are in progress: all the waters of the Canning River between Canning Bridge and Mt. Henry Bridge. Provided that this speed restriction shall not apply to vessels used by officials of the WA Rowing Association and used in the conduct of rowing regattas.

(iii) On Mondays to Fridays (not including Public Holidays)—all the waters of the Canning River north of a line drawn due east from Deepwater Point to the Manning foreshore and extending to Canning Bridge.

(iv) Within Bull Creek from its junction with the Canning River.

(v) All waters of the Canning River from Salters Point upstream to the Old Riverton Bridge.

(4) FREMANTLE HARBOUR

(i) Within the Fremantle Inner Harbour including Rouse Head Harbour.

(ii) Within that part of the Fremantle Outer Harbour eastward of an imaginary line extending from the North Mole Lighthouse to a point where the northern boundary of the Outer Harbour meets the shore of the mainland.

(iii) Within an 800 metre radius of the oil refinery jetties at Kwinana.

(iv) All those waters within 600 metres of the foreshore or breakwater except the designated ski take off area, off the middle of the prolongation of Weld Street, Rockingham and extending north and south of that point for 100 metres.

(5) SHIRE OF ALBANY

(i) Emu Point: Within the channel in Oyster Harbour, Albany between King George Sound and the Emu Point Small Boat Harbour.

(ii) Kalgan River: All the waters of the Kalgan River between the Lower Kalgan Bridge and Upper Kalgan Bridge with the exception of the gazetted water ski area.

(6) SHIRE OF AUGUSTA—MARGARET RIVER : BLACKWOOD RIVER

(i) Within the area of Blackwood River lying between the new Alexander Bridge and the Warner Glen Bridge.

- (ii) All that water contained within an area commencing at a point 600 metres upstream of the Molloy Island Ferry Crossing marked by signs on the foreshore, and extending downstream for 850 metres.
- (iii) All the waters lying downstream of a line drawn across the Inlet from the prolongation of Green Street to Jackson Street; to a line drawn due North across the Inlet from the prolongation of Cygnet Court to the end of Tattersall Street.

(7) SHIRE OF BROOME—ROEBUCK BAY

All those waters contained within imaginary lines commencing on the foreshore 10 metres south west of the Town Beach boat launching ramp and extending seaward parallel with the boat ramp for 100 metres, thence in a north easterly direction to Mangrove Point.

(8) CITY OF BUNBURY
BUNBURY HARBOUR—KOOMBANA BAY

Within that area of Koombaba Bay south west of a line drawn from McKenna Point to No. 7 Beacon thence to Point Busaco; and all the waters of Bunbury Inner Harbour south of a line joining Point Busaco and Point Hamilla, excluding the gazetted speed boat area within Point Hamilla when Bunbury Speed Boat Club is conducting approved events, as well as the gazetted water ski area at Point Macleod.

(9) SHIRE OF BUSSELTON

- (i) Meelup—Cape Naturaliste: within all the water lying from Cape Naturaliste for 100 metres offshore to Castle Rock in Geographe Bay.
- (ii) Geographe Bay: all those waters of Geographe Bay between a line bearing 055° true from Castle Rock and a line bearing 315 true from Wonneruip Inlet and within 100 metres of the foreshore except for the following areas which may be used as water ski take off and set down points:
 - (a) East Busselton: All the waters extending 300 metres to seaward from the foreshore between a point 100 metres west of the foot of Carey Street and a point 100 metres west of the foot of Georgette Street.
 - (b) West Busselton : All the waters contained within an area commencing 100 metres west of the boat launching ramp at the foot of Dolphin Road for a distance of 450 metres west along the foreshore and extending 300 metres to seaward.
 - (c) West Busselton: All the waters contained within an area commencing 50 metres west of the boat launching ramp at Newton Beach for a distance of 450 metres west along the foreshore and extending 300 metres to seaward.
 - (d) Quindalup: All the waters contained within an area commencing 50 metres east of the boat ramp continuing for a distance of 200 metres eastward along the foreshore and extending 300 metres to seaward.
 - (e) Siesta Park: All the waters contained within an area commencing at the Siesta Park Groyne for a distance of 300 metres east along the foreshore and extending 300 metres to seaward.

(10) SHIRE OF CARNARVON—CORAL BAY

All those waters contained within an imaginary line commencing on the foreshore 200 metres south of Lookout Point, at 270T for 200 metres thence extending due north for 800 metres thence at 090T back to the foreshore.

(11) PORT OF DAMPIER

All that area of water commencing from a point on the East Intercourse Island Causeway opposite the entrance to the Kaiser Marina thence 025° to the high water mark on the southern most point of Channel Island, thence 077° to the high water mark on Dampier Island thence along the foreshore to the sign restricting use of the waters under Regulation 10A, thence to a point on the Kaiser Marina groyne opposite the inner arm, thence around the groyne following the high water mark, thence along the foreshore, thence along the East Intercourse Island Causeway to the point opposite the entrance to the Kaiser Marina.

(12) SHIRE OF DANDARAGAN—JURIEN BAY

Within all those waters of Jurien Bay between North Head and Island Point for 200 metres offshore excluding the following areas:

- (a) All those waters contained within the north and south groynes of the harbour and extending outside the harbour in a 50 metre radius taken from a point midway between the north and south groynes.
- (b) All those waters contained within 200 metres of the foreshore commencing at a point 50 metres north of the northern prolongation of Shingle Avenue and extending north for 200 metres which has been set aside as a ski take off and landing area.

- (13) SHIRE OF DENMARK
- (i) Nornalup: All the waters of the Frankland River.
 - (ii) Peaceful Bay: All the waters of Peaceful Bay lying to the west of the eastern extremity of Boyd Rock.
- (14) SHIRE OF DUMBLEYUNG
- (i) Dumbleyung: Within Lake Dumbleyung with the exception of Reserve 26665 which has been set aside for water skiing and swimming.
 - (ii) Cobline River: All the waters of the Cobline River.
- (15) SHIRE OF EXMOUTH—YARDI CREEK
- All those waters of Yardi Creek.
- (16) SHIRE OF GINGIN—MOORE RIVER
- All those waters of the Moore River.
- (17) SHIRE OF GREENOUGH—GREENOUGH RIVER
- All the water contained in an area commencing from an imaginary line drawn from a point on the northern foreshore on a bearing of approximately 290° from the south west corner of Lot 4200 thence across the river to the southern foreshore in a direction of 220° extending upstream 1500 metres both extremities being marked by signs.
- (18) SHIRE OF HARVEY—LESCHENAUT INLET
- (i) Within the dredged channel leading into the Paris Road boat launching ramp at Australind.
 - (ii) All those waters of the Collie River including the marked entrance channel from Leschenault Inlet.
- (19) CITY OF MANDURAH—MANDURAH ESTUARY
- All those waters commencing 50 metres seaward of the seaward end of the breakwaters at Mandurah and extending upstream to the navigation marker number 14 upstream of the new Mandurah Bypass Traffic Bridge.
- (20) SHIRE OF MANJIMUP
- (i) Walpole Inlet: Within Walpole Inlet and the channel connecting Walpole with Nornalup Inlet.
 - (ii) Deep River: All the waters of the Deep River.
 - (iii) Donnelly River: All the water of the Donnelly River commencing 3.2 kilometres downstream of Boat Landing Road and extending downstream of that point for 5.6 kilometres.
- (21) SHIRE OF MURRAY
- (i) Murray River : All the waters of the Murray River including the marked entrance channel commencing at the outermost port and starboard markers but excluding the waters contained within the Murray River Island Branches known as Wargoorloop, Jeegarnjeejib, Meeyip, Worallgarook, Yunderup, Minjoogup, Little Yunderup and Goongoolup and excluding the waters contained within a point 50 metres downstream of the Ravenswood Bridge to a point 300 metres upstream of the Ravenswood Bridge.
 - (ii) Serpentine River: All the waters of the Serpentine River including the marked entrance channel commencing at the outermost port and starboard markers.
- (22) SHIRE OF NORTHAMPTON—MURCHISON RIVER
- All the waters of the Murchison River with the exception of the gazetted swimming and water skiing areas.
- (23) SHIRE OF SHARK BAY—DENHAM TOWN
- All those waters contained within an area commencing 60 metres from either side of the slipway ramp and extending in a radius until meeting the inner port and starboard navigation markers thence extending seaward through and including all those waters contained within the marked navigation channel to the entrance of that channel.
- (e) Limits the speed of motor vessels to that of twelve (12) knots within the following area:—
- (1) CITY OF MANDURAH—MANDURAH ESTUARY
- All those waters commencing from the navigation marker number 14 and extending upstream to navigation marker number 19, being the entrance to the Peel Inlet.
- (f) Revokes all previous notices relating to restricted speed areas for private pleasure craft published in the *Government Gazette* pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982.

J. M. JENKIN, Executive Director.

MH402

NAVIGABLE WATERS REGULATIONS
SWIMMING AREASDepartment of Marine & Harbours,
Fremantle, 25 October, 1991.

ACTING pursuant to the powers conferred by Regulation 10A(a) and (b) of the Navigable Waters Regulations, the Department of Marine & Harbours, by this notice:—

- (a) Defines and sets aside the following areas of navigable waters as areas which shall not be used for any purpose other than swimming and from which boating is excluded.

(1) ROTTNEST ISLAND

- (i) All the waters of Thomson Bay contained between the Board Cottage Jetty and the Main Wharf and extending for a distance of 60 metres eastwards from the sea wall.
- (ii) All those waters of Thomson Bay contained within an area commencing on the foreshore 140 metres south east of the Hotel Jetty, extending along the foreshore in a south east direction for 90 metres and extending parallel with the foreshore offshore for 40 metres between the start and finishing point.
- (iii) That area of water of Thomson Bay contained within an area commencing at a point on the foreshore 400 metres east of the Army Jetty extending 40 metres north to seaward, thence in an easterly direction for 300 metres, thence in a southerly direction to the shore. The extremities of the area are marked by signs on the foreshore.
- (iv) All the waters contained within the area known as "the Basin". No boat shall approach within 90 metres of the foreshore within this area.
- (v) All the waters contained within the area known as Little Parakeet Bay. No boat shall approach within 60 metres of the foreshore within this area.
- (vi) Those waters of Longreach Bay bounded by lines drawn perpendicular to the foreshore at points 140 metres and 340 metres west of the rocky promontory at the eastern end of the bay by the foreshore, and a line drawn parallel to and 30 metres to seaward of the foreshore.
- (vii) All the water contained within an area commencing at a point on the foreshore 70 metres south west of the Geordie Bay Jetty extending 15 metres north west to seaward from the low water mark, thence in a south westerly direction for 100 metres, thence in a south south easterly direction to the foreshore. The extremities of the area are marked by buoys.

(2) SWAN RIVER

- (i) Matilda Bay: All the water contained within an area commencing at a point on the foreshore 183 metres north west of the public launching ramp, extending north west along the foreshore for 220 metres and extending offshore for 84 metres as depicted by piles in the water and signs on the foreshore.
- (ii) Point Walter: All water contained within an area commencing at the Point Walter Jetty and extending for 122 metres upstream and for a distance of 28 metres into the water.
- (iii) Perth Water: All that water contained within an area commencing at a point on the South Perth foreshore 87 metres north of the Mends Street Jetty; thence extending 22 metres in an easterly direction at right angles to the foreshore; thence 175 metres in a northerly direction parallel to the foreshore; thence 22 metres in a westerly direction to the foreshore.
- (iv) City of Belmont: All that area of water within 65 metres of the foreshore and between a point situated 100 metres upstream of the Belmont Swimming jetties (Springs) to a point 100 metres downstream of those jetties.
- (v) All that water contained within an area commencing at a point on the foreshore at the western boundary of the Ascot Inn and extending offshore for 30 metres and upstream for 200 metres thence back to the foreshore. Providing however that this area is set aside for race horse swimming between the hours of sunrise and 8am each day and between the hours of 2.30pm and 4.30pm Monday to Friday excluding public holidays.
- (vi) City of Fremantle—Point Direction: All those waters contained on the foreshore of the northern boundary of the Water Police headquarters extending into the water for 30 metres thence generally north westerly until dissected by a line drawn from the foreshore 50 metres from the start point and extending into the water for 15 metres.
- (vii) Shire of Bassendean—Point Reserve: All that water contained on the foreshore 3 metres downstream of the downstream swimming jetty extending along the foreshore to a point 5 metres upstream of the upstream swimming jetty and extending 25 metres into the water.

- (viii) Shire of Swan-King Meadow Reserve: All that water contained within an area commencing 5 metres downstream of the downstream swimming jetty extending along the foreshore to a point 5 metres upstream of the upstream swimming jetty and extending 25 metres into the water.
- (ix) Shire of Swan—Crosbie Oval: All that water contained at a point on the foreshore of the northern prolongation edge of First Avenue extending along the foreshore for 15 metres and extending 15 metres into the water.
- (3) CANNING RIVER—DEEPWATER POINT
All water contained within an area commencing at the Deepwater Point Swimming jetty and extending 188 metres downstream and for a distance of 38 metres into the water.
- (4) TOWN OF ALBANY—MIDDLETON BEACH
All that area of water contained within an area commencing at a point on the foreshore 25 metres in an easterly direction from the swimming jetty and extending for 190 metres offshore in a northerly direction; thence in a westerly direction for 150 metres to a point on the foreshore being the prolongation of Barnett Street.
- (5) SHIRE OF AUGUSTA-MARGARET RIVER—COWARAMUP BAY
All those waters of Cowaramup Bay contained within an area commencing at a point on the foreshore being the prolongation of the southern side of the toilet block adjacent to the Bayview Drive carpark; thence extending for 50 metres into the water in a westerly direction; thence for 120 metres in a northerly direction; thence for 65 metres in an easterly direction to the shoreline.
- (6) SHIRE OF BROOME—ROEBUCK BAY
All that area of water contained within imaginary lines commencing at a point on the foreshore 10 metres south west of the Town Beach boat launching ramp and extending seaward parallel to the boat ramp for 100 metres, thence in a south westerly direction for 70 metres and to a point on the foreshore 70 metres south west of the boat ramp.
- (7) CITY OF BUNBURY
- (i) Back Beach: For a distance of 300 metres along the foreshore to the north of the Bunbury Surf Life Saving Club building situated on the Back Beach, Bunbury and for a distance of 300 metres to the south of the said building and extending 200 metres to seaward from the foreshore.
- (ii) Koombana Bay: All those waters contained within an area commencing on the foreshore immediately east of the Yacht Club Groyne extending east along the foreshore for 300 metres. Thence due north off the foreshore for 45 metres thence west parallel to the foreshore to the yacht Club Groyne and thence south to the starting point.
- (8) SHIRE OF BUSSELTON—DUNSBOROUGH
- (i) All that area of water within 60 metres of the foreshore at Dunsborough between a point on the beach opposite the northern boundary of Lot 16 Hurford Street and Green Street.
- (ii) All that area of water within 60 metres of the foreshore at Dunsborough between the northern boundaries of Finalyson Street and Beach Road.
- (9) SHIRE OF CARNAMAH—LAKE INDOON
All the waters of Lake Indoon contained within an area commencing at a point on the northern foreshore 100 metres west of the western side of the boat launching ramp continuing for a distance of 120 metres along the foreshore in a westerly direction and extending 60 metres into the lake.
- (10) SHIRE OF CARNARVON—CORAL BAY
All those waters contained within an area commencing on the foreshore at the eastern prolongation of the beach access footpath extending west along the foreshore for 50 metres thence 200 metres seaward and thence back to the start point as depicted by buoys in a water and signs on the foreshore.
- (11) SHIRE OF COLLIE—STOCKTON OPEN CUT
All those waters south of a line drawn at 247 degrees true from the eastern foreshore 85 metres south of the southern edge of the boat launching ramp as marked by buoys in the water and signs on the foreshore.
- (12) SHIRE OF COOROW—ANCHORAGE BAY GREENHEAD
All those waters contained within an area commencing on the foreshore 50 metres south of the Service Jetty and extending south south west along the foreshore for 200 metres and extending parallel with the foreshore offshore for 50 metres as marked by signs on the foreshore and buoys in the water.
- (13) SHIRE OF DANDARAGAN—JURIEN BAY—CERVANTES
All those waters of the Jurien Bay Boat Harbour as follows:—
- (i) In the south western inside corner of the harbour commencing at the junction of the south western foreshore and southern foreshore extending along the foreshore for 110 metres and 30 metres into the water.

- (ii) At the entrance of the boat harbour commencing at the southern breakwater foreshore extending to the northern south breakwater and 40 metres into the water.
 - (iii) At the entrance of the boat harbour between the north western breakwater and north eastern breakwater extending 50 metres into the water.
 - (iv) Cervantes Townsite: All those waters contained within an area commencing at a point on the foreshore being the prolongation of Talavera Street and extending 360 metres in a northerly direction and within 75 metres of the shoreline.
 - (v) All those water contained within an area commencing at a point on the foreshore being 50 metres north of the southern end of the public carpark at Corrunna Road and extending 550 metres in a southerly direction and within 75 metres of the shoreline.
- (14) SHIRE OF DARDANUP—COLLIE RIVER
- All that water contained in an area commencing at a point 114 metres upstream of the boat launching ramp at Eaton Foreshore Park; thence extending 19 meters in a north northwesterly direction to the downstream starboard hand market post; thence approximately 60 metres upstream to the upstream starboard hand market post; thence 19 metres in a south southwesterly direction to the foreshore.
- (15) SHIRE OF DENMARK—PEACEFUL BAY
- All those waters of Peaceful Bay commencing at a point on the foreshore 250 metres north of the southern extremity of the beach; thence due east a distance of 100 metres; thence to the northeast edge of Elephant Rock; thence to the eastern extremity of the land forming the southern boundary of Peaceful Bay.
- (16) SHIRE OF DONNYBROOK-BALINGUP—GLEN MERVYN DAM
- All the waters of Glen Mervyn Dam contained within an area bounded on the south by the dam head to a point on the western foreshore 180 metres north of the dam head thence extending across the dam to a point on the eastern foreshore where the northern end of the Preston Road Bridge joins the foreshore.
- (17) SHIRE OF DUMBLEYUNG—LAKE DUMBLEYUNG
- All the waters of Lake Dumbleyung contained within an areas commencing 9 metres south east of the launching ramp, continuing for a distance of 45 metres along the foreshore in a southeasterly direction and extending 33 metres into the lake in a northerly direction.
- (18) CITY OF GERALDTON
- (i) Town Beach: All those waters contained within an imaginary line of the foreshore commencing at the northern end of the groyne at the prolongation of Fitzgerald Street and extending east until joining the northern end of the sand trap groyne at the western prolongation of Cathedral Avenue as depicted by buoys in the water and signs on the foreshore.
 - (ii) Pages Beach Cove: All those waters of Pages Beach Cove enclosed within an area marked by signs; commencing at the intersection of the groyne marking the eastern extremity of the beach and the shoreline; and extending 150 metres in a westerly direction along the shoreline; thence to seaward 60 metres; thence parallel with the shore line in an easterly direction to the northern extremity of the groyne.
 - (iii) All those waters of Pages Beach Cove enclosed within an area marked by signs and bounded by the shoreline; extending 200 metres in an easterly direction from the western groyne to a point on the shoreline; thence in a northerly direction for 60 meters; thence in a westerly direction to the eastern extremity of the groyne.
- (19) SHIRE OF HARVEY—LOGUE BROOK DAM
- All those waters of the dam as marked by signs on the foreshore 100 metres apart and by buoys in the water 50 metres from the foreshore at the southern end of the saddle embankment, in the north eastern and south eastern arms of the dam.
- (20) SHIRE OF IRWIN—PORT DENISON BOAT HARBOUR
- All the waters of the Port Denison Boat Harbour contained between the old historical jetty (ruins) at the western prolongation of William Street extending southwesterly to the old jetty and extending 90 metres to seaward from the foreshore.
- (21) CITY OF MANDURAH
- (i) Mandurah Townsite: All the waters of the Mandurah Estuary contained within the area known as the Robert Day memorial Pool and extending for a distance of 10 metres past the end of the swimming jetties of the Pool.
 - (ii) Falcon: All that area of water at the area known as Falcon Bay and contained within an area commencing 50 metres east of a point being the prolongation of the western end of Spinnaway Parade and proceeding 150 metres in an easterly direction and within 100 metres of the shore.

(22) SHIRE OF MURRAY

- (i) Serpentine River: An area of water at the approximate prolongation of Ronlyn Road, Furnissdale, in the Serpentine River, measuring 24 metres along the river foreshore between the junctions of the log walls and high water mark and extending 10 metres into the water.
- (ii) Murray River, North Yunderup: All the waters within an areas commencing on the river foreshore at the western boundary of Lot 32 Culeenup Road and extending to a point 24 metres in a westerly direction along the foreshore of the road reserve between Lots 31 and 32 Culeenup Road, thence to a point 15 metres into the Murray River in a southerly direction at right angles to the foreshore, thence 24 metres in a easterly direction parallel to the foreshore, thence 15 metres in a northerly direction to the commencing point on the foreshore.

(23) SHIRE OF NORTHAMPTON

- (i) Murchison River: All waters within 18 metres of the Kalbarri foreshore between a point on the foreshore being the prolongation of Red Bluff Road and extending in a northerly direction along the sand spit foreshore for 300 metres.
- (ii) All the waters within an area commencing at a point on the Kalbarri Townsite foreshore being the prolongation of the boundary between Lots 21 and 22 Grey Street and extending in a northerly direction for a distance of 110 metres to the most northerly point of the rock outcrop; thence in a westerly direction to the sandspit foreshore.
- (iii) Port Gregory: All that water contained within an area commencing at a point on the foreshore 100 metres southeast of the prolongation of Port Street for a distance of 40 metres seaward in a northwesterly direction; thence in a southwesterly direction of 200 metres; thence in a southeasterly direction back to the foreshore.
- (iv) Horrocks Beach: All the water contained within an area extending 230 metres along the foreshore being 140 metres north and 90 metres south of the swimming jetty and extending 60 metres to seaward.

(24) SHIRE OF PORT HEDLAND—DOWNES ISLAND

All waters extending a distance of 10 metres from the Downes Island shoreline and contained within an area marked by signs, commencing 150 metres south of the intersection of the gazetted ski area boundary and the shoreline; and extending along the shoreline to the south west a distance of 300 metres.

(25) SHIRE OF RAVENSTHORPE—HOPETOUN

All that area of water contained within imaginary lines commencing from the foreshore at the point where the western side of the breakwater meets the beach and extending west along the beach for 80 metres, thence to seaward for 160 metres parallel to the breakwater wall, thence east back to the breakwater.

(26) CITY OF ROCKINGHAM—MANGLES BAY

All the waters lying within an area bounded by the prolongation of the western side of Flinders Lane for a distance of 72 metres beyond high water mark; thence in a southwesterly direction to the northern end of the jetty located at the foot of Railway Terrace and thence to the foot of the said jetty.

(27) SHIRE OF ROEBOURNE—PORT OF DAMPIER

All the waters contained between the Dampier back beach foreshore and a line commencing at a point on the foreshore and marked by a sign 260 metres south of the Boat Club western groyne and extending to a point on the Kaiser Marine groyne opposite the inner arm.

(28) SHIRE OF SHARK BAY—MONKEY MIA

All those waters of Monkey Mia contained within an area commencing on the foreshore 15 metres west of the jetty and extending west along the foreshore to the eastern boundary of the Monkey Mia Caravan Park and 20 metres to seaward.

(29) CITY OF WANNEROO—BURNS BEACH

- (i) All that area of water within an area commencing at a point 60 metres from the north groyne and extending 85 metres along the foreshore in a northerly direction and extending 60 metres seaward from both points.
- (ii) Hillarys Boat Harbour: All those waters contained in an area commencing at the junction of the southern breakwater and the eastern side of the south eastern jetty, then extending northerly along the eastern side of the jetty to its north eastern corner, thence on a bearing of 356°T until rejoining the foreshore as depicted by buoys in the water and signs on the foreshore and groyne. Providing, however that swimming is prohibited in any other area within confines of the boat harbour under subsection (b) of the above regulations.

(30) SHIRE OF WAROONA—PRESTON BEACH

All the water contained within an area commencing at the southern prolongation of Mitchell Road, extending south along the foreshore for 50 metres and extending 75 metres seaward from both points.

(31) SHIRE OF WOODANILLING—LAKE QUEEREARRUP

All that section of water extending from the point of rocks on the east side of the area known as the swimming and picnic area in a northerly direction for 70 metres; thence in a westerly direction for 70 metres and then in a southerly direction for 70 metres meeting at a point on the shore.

(b) Prohibits swimming within the following areas of navigable waters:—

(1) SWAN RIVER—GUILDFORD

- (i) All the waters within 50 metres of the Guildford Road Bridge.
- (ii) All the waters within 50 metres of the Guildford Railway Bridge.
- (iii) All the waters within 50 metres of the Water Authority of Western Australia, Guildford Bridge.

(2) SWAN RIVER—MATILDA BAY

All that water contained within an area commencing at a point on the foreshore 403 metres north west of the public launching ramp, extending north west along the foreshore for 225 metres and extending offshore for 120 metres as depicted by signs on the foreshore and piles in the water.

(3) FREMANTLE FISHING BOAT HARBOUR & CHALLENGER HARBOUR

All the water contained within the Fremantle Fishing Boat Harbour and the Challenger Harbour including the entrance channels thereof.

(4) CITY OF COCKBURN—JERVOISE BAY (WOODMAN POINT BOAT LAUNCHING FACILITY)

All those waters enclosed within the area of the Jervoise Bay Recreational Boat Harbour and extending to a radius of fifty (50) metres from the end of the breakwater and includes all structures contained therein.

(5) SHIRE OF DANDARAGAN—JURIEN BAY BOAT HARBOUR

All those waters contained within the north and south groynes of the Jurien Bay Boat Harbour including the entrance thereof.

(6) SHIRE OF DARDANUP—COLLIE RIVER

All those waters of the Collie River within 50 metres radius of the boat launching ramp at Eaton which is located approximately 250 metres upstream of the Old Coast Road Bridge.

(7) SHIRE OF DENMARK—PEACEFUL BAY

All those waters contained within 20 metres either side of the channel lead lines.

(8) POINT SAMPSON—JOHNS CREEK BOAT HARBOUR

All the waters contained within the boat harbour and from all associated wharves and jetties and structures within the said boat harbour.

(9) PORT DENISON BOAT HARBOUR

All the waters contained within a radius of 100 metres from the centre of the western end of the Service Jetty.

(10) TOWN OF GERALDTON—PORT OF GERALDTON

All those waters within an area of 20 metres radius of the boat launching ramp and jetty located adjacent to the marina western end of town beach as marked by signs on the jetty and foreshore.

(11) CITY OF MANDURAH

- (i) Old Road Traffic Bridge: All those waters of the Peel Inlet contained within a radius of 50 metres from the navigational arch of the Old Mandurah Road Traffic Bridge.
- (ii) Falcon: All that area of water at the area known as Falcon Bay and contained within an area commencing at a point on the foreshore being the prolongation of the western end of Spinnaway Parade and thence for a distance of 50 metres in an easterly direction and within 100 metres of the shore.

(12) CITY OF ROCKINGHAM—POINT PERON BOAT LAUNCHING FACILITY

All those waters enclosed within the area of the Point Person Recreational Boat Launching Facility and extending north for 50 metres radius from the centre of the two breakwaters and includes all structures contained therein.

(13) SHIRE OF ROEBOURNE—PORT OF DAMPIER

All those waters contained within the groyne and dredged turning basin of the public boat launching facility situated on the foreshore point of Dampier Island northwest of Dampier oval and south south west of Tidepole Island.

(14) SHIRE OF SHARK BAY—DENHAM TOWN

All those waters contained within an area commencing 60 metres from either side of the slipway ramp and extending in a radius until meeting the inner port and starboard navigation markers thence extending seaward through and including all those waters contained within the marked navigational channel to the entrance of that channel.

(15) SHIRE OF WANNEROO—OCEAN REEF

All those waters within the limits of the Ocean Reef Boat Harbour which are within an imaginary line drawn from the extremity of the western breakwater in a northeasterly direction for 70 metres to the entrance of this channel port hand marker; thence in a south southeasterly direction for 130 metres to the extremity of the northern breakwater.

- (c) Revokes all previous notices relating to swimming areas and prohibited swimming areas published in the *Government Gazette* pursuant to the powers conferred by the Navigable Waters Regulations.

J. M. JENKIN, Executive Director.

MH403

WESTERN AUSTRALIAN MARINE ACT 1982
CLOSURE OF NAVIGABLE WATERS

Department of Marine and Harbours,
Fremantle 25 October, 1991.

- (a) ACTING pursuant to the powers conferred by Section 66 paragraph (d) of the Western Australian Marine Act the Department closes the following waters to navigation by all craft until further notice.

1. SWAN RIVER

- (i) Matilda Bay: All the water contained within an area commencing at a point on the foreshore 403 metres north west of the public launching ramp, extending north west along the foreshore for 225 metres and extending offshore for 120 metres.

Providing however that such closure shall not apply to sailboards.

- (ii) Preston Point: All those waters downstream of a line running 000 degrees true from Preston Point providing however, that such closure is applicable to sailboards only.

2. CITY OF WANNEROO—HILLARYS BOAT HARBOUR

All those waters contained within the Hillarys Boat Harbour providing however that such closure is applicable to sailboards only and applies on Saturday, Sunday and public holidays.

3. SHIRE OF HARVEY—LOGUE BROOK DAM

All the waters of the dam lying from the dam wall to a distance of 200 metres upstream.

4. SHIRE OF SHARK BAY—MONKEY MIA

All the water contained in an area commencing at point 8 metres west of the boat launching ramp at Monkey Mia, thence due north for 40 metres thence due west for 50 metres thence due south for 40 metres to the foreshore.

5. SHIRE OF WAROONA—WAROONA DAM

All the waters of the dam lying from the dam wall to a distance of 120 metres upstream.

6. SHIRE OF WYNDHAM/EAST KIMBERLEY—ORD RIVER

All those waters downstream from the base of False House Roof Hill to Panton Island at the river mouth. Providing that such closure will not apply to authorised vessels for which a valid permit for entry has been issued by the Agriculture Protection Board of Western Australia.

- (b) Revokes all previous notices relating to closure of navigable waters published in the *Government Gazette* pursuant to the powers conferred under Section 66 of the Western Australian Marine Act 1982.

J. M. JENKIN, Executive Director.

MH404

**NAVIGABLE WATERS REGULATIONS
WATER SKI AREAS & SPEED BOAT AREAS**

Department of Marine & Harbours,
Fremantle 25 October, 1991.

ACTING pursuant to the powers conferred by Regulation 48A, 48A(i)(b) and 3 of the Navigable Waters Regulations, the Department of Marine & Harbours, by this notice:—

- (1) Defines and sets aside the following areas of navigable waters for the purpose of water skiing between the hours of sunrise and sunset, unless stated otherwise, and orders that bathing shall be prohibited therein:—

(a) OCEAN AREAS

(1) CITY OF BUNBURY—BUNBURY—KOOMBANA BAY

- (i) Point Macleod: All that area of water from a point off the north west end of the groyne in the Koombana Channel 290 metres due north thence 180 metres west thence 290 metres south and thence easterly along the shoreline to the starting point.
- (ii) Ocean Cut (Power House): All that area of water from a point on the north west corner of the power house wall in a north west direction for 100 metres, thence in a north east direction for 1400 metres, thence in a south east direction for 200 metres to meet the shoreline.

This area is not suitable for water skiing during onshore winds.

(2) SHIRE OF BROOME

- (i) Roebuck Bay: All those waters of Roebuck Bay excluding the gazetted swimming and 8 knot areas, providing that no skiing is permitted within 45 metres of the foreshore or within the prohibited anchorage area, or 200 metres of the Broome Jetty and the marked navigation channel.
- (ii) Gantheaume Bay: All those waters of Gantheaume Bay from Gantheaume Point extending north of that point for 3 miles and in all waters to the west for 3 miles, providing that skiing is not permitted within 100 metres of the foreshore within Gantheaume Bay and within 600 metres of the foreshore from a point 150 metres north of the northern boundary of the Cable Beach car park and extending south along the foreshore for 2.5 kilometres excluding the designated ski take off area situated on the foreshore from a point on the beach 350 metres east of Red Point and extending north east along the foreshore for 250 metres in which bathing is prohibited therein.

(3) SHIRE OF BUSSELTON—GEOGRAPHE BAY

All the waters of Geographe Bay between Castle Rock and Wonnerup Inlet except the following:—

- (i) That area of water from a point on the foreshore 100 metres west of the boat launching ramp at the foot of Dolphin Road to a point on the foreshore 100 metres west of the foot of Carey Street and for a distance of 2000 metres to seaward.
- (ii) All the waters within 300 metres of shore providing that the following areas may be used as take off and set down points:—
- (a) East Busselton: All the waters extending 300 metres to seaward from the foreshore between a point 100 metres west of the foot of Carey Street and a point 100 metres west of the foot of Georgette Street.
- (b) West Busselton: All waters contained within an area commencing 100 metres west of the boat launching ramp at the foot of Dolphin Road for a distance of 450 metres west along the foreshore and extending 300 metres to seaward.
- (c) West Busselton: All waters contained within an area commencing 50 metres west of the boat launching ramp at Newton Beach for a distance of 450 metres west along the foreshore and extending 300 metres to seaward.
- (d) Quindalup: All the waters contained within an area commencing 50 metres east of the boat ramp continuing for a distance of 200 metres eastward along the foreshore and extending 300 metres to seaward. Swimming is prohibited from 10 metres west of the boat ramp for 260 metres east.
- (e) Siesta Park: All that water contained within an area commencing at the Siesta Park Groyne for a distance of 300 metres east along the foreshore and extending 300 metres to seaward.

(4) SHIRE OF DANDARAGAN—JURIEN BAY

All the waters of Jurien Bay between North Head and Island Point excepting.

All those waters within 200 metres of the foreshore providing however the following area may be used as a take off and set down point.

All those waters within 200 metres of the foreshore commencing at a point on the foreshore 50 metres north of the northern prolongation of Shingle Avenue and extending north along the foreshore for 200 metres.

(5) SHIRE OF ESPERANCE

- (i) Esperance Bay: All those waters contained within an area of Esperance Bay commencing at a point on the offshore at the groyne 300 metres north of the tanker jetty thence east until meeting a line drawn from the seaward end of the tanker jetty east to the western breakwater of Bandy Creek Fishing Boat Harbour providing however, no water skiing is permitted within 300 metres of the foreshore except at the designate take and landing situated 197 metres north along the foreshore from the starting point as depicted by signs on the foreshore and buoys in the water.
- (ii) Esperance Harbour: All waters within a line commencing at a point 320° 215 metres from the breakwater light, thence in a 210° direction for 600 metres, thence in a 120° direction to the breakwater.

Again from the previously mentioned point 320° 215 metres from the breakwater light 120° for a distance of 140 metres to the breakwater extension.

This water ski area is closed during shipping operations and to all craft other than those engaged in water skiing at all times.

(6) SHIRE OF EXMOUTH

- (i) Learmonth: All that water contained within an area commencing at a point on the foreshore 260 metres south of the ramp adjacent to the old 'Potshot' operations jetty (Lat 22°11'30"S Long 114°05'00"E approximately); thence due east for 305 metres; thence due north for 520 metres; thence due west for approximately 305 metres to the foreshore.
- (ii) Exmouth: All the waters contained within an area commencing at a point on the foreshore of Exmouth Gulf in Lat 21°57.1'S Long 114°08'E thence in a due east direction for 2 kilometres thence due south for 2 kilometres thence due west to the foreshore.

(7) FREMANTLE OUTER HARBOUR—MANGLES BAY

All the water of Cockburn Sound South and east of a line drawn from Colpoys Point and to a point on the foreshore 140 metres south of the southern end of the Bulk Cargo Jetty providing however that no water skiing is permitted within 600 metres of any foreshore or breakwater, or within a marked navigation channel, or within 200 metres of any jetty structure, except at the designated take off area situated 100 metres either side of the middle of the prolongation of Weld Street, Rockingham.

(8) TOWN OF GERALDTON—GERALDTON INNER HARBOUR

- (i) That area of water in Geraldton Inner Harbour which has been dredged to 9.1 metres RL bounded by a line from the eastern end of No.1 berth to the east breakwater light thence to the NE end of No. 5 berth so however that no boat or skier shall approach closer than 60 metres from any berth.

Skiing is prohibited when any commercial vessel is manoeuvring within the area south of a line drawn between the east and west breakwater light beacons. A signal of three prolonged blasts on the ships whistle or siren will be sounded by a vessel entering prior to crossing this line and by a vessel departing prior to casting off from the beach.

With the absence of beach take off areas skiers are advised that take off and landings must be confined to deep water.

- (ii) All those waters contained within an area of water south of a line drawn from the western prolongation of Fitzgerald Street Groyne, extending 100 metres due north of the groyne thence at 030 degrees true until meeting the south western corner of the Batavia Coast Marina groyne as marked by buoys in the water and signs on the groynes.

Providing however that water skiing shall be carried out in an anti-clockwise direction and no water skiing is permitted within 45 metres of the Fitzgerald Street Groyne Jetty or within the gazetted swimming area situated between Fitzgerald Street groyne and the Sand Trap groyne at the prolongation of Cathedral Avenue.

(9) SHIRE OF IRWIN—PORT DENISON

- (i) All the water contained in an area commencing at a point on the foreshore 50 metres north of the northern breakwater thence in a 290° direction for a distance of 250 metres but so that no boat or skier shall approach within 50 metres of the breakwater; thence due north for 500 metres; thence due east to a point 60 metres offshore, thence in a southerly direction to a point 120 metres from the breakwater; thence in a southeasterly direction to the foreshore provided that no boat or skier shall approach within 60 metres of the foreshore except at the take-off area and which extends 70 metres along the foreshore in a northerly direction from the commencing point.

All water skiing in this area shall be in an anti clockwise direction.

- (ii) All the water contained in an area commencing at a point on the southern boundary of area (i) situated due north of the elbow of the northern breakwater thence in a 250° direction for a distance of 250 metres but so that no boat or skier shall approach within 50 metres of the breakwater thence due north for 100 metres; thence in a 070° direction to a point on the western boundary of area (i).

All water skiing in this area shall be in an anti clockwise direction PROVIDED HOWEVER that skiing is prohibited whilst the area is occupied by an vessel at anchor or any other moored vessel or object.

(10) CITY OF MANDURAH—COMET BAY

All those waters of Comet Bay between Robert Point and Becher Point excluding the following:

- (a) All the waters within 300 metres of the shore except that area from a marked point at the prolongation of Adonis Road, Silver Sands to a prolongation of Lots 10 and 11 Ormsby Terrace, Silver Sands, which may be used as a take off and landing area.
- (b) All the waters within a radius of 800 metres of the seaward end of the Mandurah Estuary entrance groynes.
- (c) All the waters within 100 metres of the Bight Reef.

(11) SHIRE OF NORTHAMPTON—PORT GREGORY

All waters between a line commencing at a point on the foreshore 0.8km southeast of the Port Gregory jetty and extending in a southerly direction to the reef and a line commencing at a point on the foreshore 1.5km southeast of the Port Gregory jetty and extending in a southerly direction to the reef.

Provided that no boat or skier shall approach within 20 metres of the beach or reef except for landing or take-off purposes.

(12) SHIRE OF PORT HEDLAND—DOWNES ISLAND

That rectangular area of water enclosed within boundary lines commencing at a start point on the beach on Downes Island bearing 206° to a benchmark P.A. 21 on Finucane Island, proceeding for a distance of 330 metres in a east north east 55° direction and then 400 metres in a south south east direction 146° to the edge of the creek and extending a distance of 2,000 metres in a westerly direction including all the waters of the creek back to the starting point except the gazetted swimming area where boating is prohibited.

(13) CITY OF ROCKINGHAM

- (i) Safety Bay: All those waters of Warnbro Sound bounded by lines commencing on the foreshore by the prolongation of Ernest Road, Safety Bay, thence in a southeasterly direction to Passage Rock; thence extending southeasterly to Becher Point.

Provided that no boat or skier shall approach within 300 metres of the foreshore except at the only beach take-off site at Summons Way, Safety Bay, extending for 300 metres along the foreshore and marked by signs.

Direction of skiing in this area is anti-clockwise.

- (ii) Shoalwater Bay: All the waters seaward between a point on the foreshore 45 metres north of Boundary Road and Cape Peron but that no boat or skier shall approach within 90 metres of the shore except between the point on the foreshore 45 metres north of Boundary Road and a point 275 metres in a northerly direction which shall be the take-off area.

(14) SHIRE OF ROEBOURNE

- (i) Port of Dampier: All the waters contained between East Intercourse Island foreshore from the causeway to the point situated 1,675 metres to the north east and seaward in a southerly direction for a distance of 380 metres to the north side of the Hamersley Iron small boat harbour inner channel including the confines of the small boat harbour.

- (ii) Port Walcott—Cossack—Butchers Inlet: All those waters contained within an area commencing 38 metres northeast of the Cossack Boat Launching ramp extending 600 metres northeasterly along the foreshore thence southeasterly to the opposite foreshore thence southwesterly to a point due east of the southern end of Vampier Island thence along the eastern foreshore of Vampier Island, thence in a northeasterly direction from the northern end of Vampier Island for 600 metres thence northwesterly back to the starting point.

(15) SHIRE OF WANNEROO—WHITFORDS—MULLALOO

All that water contained within an area commencing at a point on the foreshore 300 metres north of the Mullaloo Point boat launching ramp, thence extending seawards towards Whitford Rock for a distance of 400 metres; thence in a north-northwesterly direction for 1,450 metres thence in an easterly direction for 70 metres to a finishing point on the foreshore 400 metres south of the Mullaloo Surf Life Saving Clubhouse as depicted by signs on the foreshore.

Provided that no boat or skier shall approach within 100 metres of the foreshore in this area except within the take-off area and which extends for 150 metres north of the abovementioned point of commencement.

Provided also that on Saturdays, Sundays and Public Holidays water skiing in this area shall not take place after 12 noon.

(b) INLAND RIVERS AND WATERS

(1) SWAN RIVER

(i) Bayswater: All the waters from a position 580 metres upstream of the Garratt Road Bridge and extending upstream to a position 235 metres downstream of the Ascot Swimming jetties. This area is set aside for the training of members of Barefoot Division of The Western Australian Water Ski Association (Inc.), only and is not to be used for any other purpose, unless approved by the Department.

(ii) Belmont: All the waters commencing from a line drawn at 017 degrees true, across the river 200 metres upstream of the eastern edge of the Orrong Road Boat Launching Ramp extending downstream for 1500 metres to a line drawn at 270°T from the northern foreshore dissecting the starboard navigation marker upstream of East Street Jetty providing however that no water ski take off or landing shall be permitted on any foreshore within this area except at the designated area on the southern foreshore situated 250 metres downstream of the boat launching ramp and extending along the foreshore for 75 metres thence recommencing 185 metres downstream for 125 metres further downstream as marked by signs on the foreshore.

This area shall not be used for water skiing between the hours of 2.00 pm and 4.00 pm on those Sunday afternoons that the Maylands Yacht Club is conducting races or on such other days when Maylands Yacht Club is conducting specific, special events approved by the Department.

(iii) South Perth: Between a line drawn from the southwestern extremity of Heirisson Island to a point on the South Perth foreshore 600 metres upstream from the north end of the southern causeway span to a point on the Victoria Park foreshore 580 metres upstream from the south end of the southern causeway span. This area is set aside for the teaching and training of competition skiing by members of The West Australian Water Ski Association (Inc).

Providing however that the water ski area may be extended into the speed boat racing area upstream of this area which is under the control of the W.A. Council of The Australian Power Boat Association, by prior mutual agreement by both associations.

WATER SKIERS ARE CONFINED TO THE FOLLOWING SWAN RIVER AREAS ON SATURDAYS, SUNDAYS AND PUBLIC HOLIDAYS, AT ALL OTHER TIMES WATER SKIING IS PERMITTED ON ALL WATERS OF THE SWAN RIVER DOWNSTREAM OF THE NARROWS BRIDGE WITH THE EXCEPTION OF GAZETTED SPEED LIMIT AREAS AND SUBJECT TO THE PROVISIONS OF THE NAVIGABLE WATERS REGULATIONS.

(iv) Dalkeith: Within a line extending 460 metres in a westerly direction from the prolongation of Jutland Parade, Dalkeith; thence 800 metres in a north-northwesterly direction to the beacon on Karrakatta Bank; thence in an east-northeasterly direction to the shore but so that no boat or skier shall approach within 90 metres of the shore other than in an area extending 305 metres along the foreshore from the said prolongation of Jutland Parade which shall be the take-off area.

(v) Claremont: From the prolongation of Osborne Parade 305 metres from shore in an easterly direction in a direct line to the southeast end of the Claremont Jetty; thence in a southerly direction for 675 metres and then 305 metres in a westerly direction to meet the shore at the foot of Forrest Street.

This water ski area shall be a deep water take-off only.

(vi) Mosman Bay: Between all that area of water within 305 metres of the shore for a distance of 610 metres to the northwest of Chidley Point, thence in the same direction for a further 230 metres tapering to 230 metres of the shore at the northwesterly extremity of the area, but so that no boat or skier shall approach within 60 metres of the shore except at Chidley Point.

(vii) Point Walter: All the waters of the Swan River contained within an area commencing 600 metres west of Brickland Pile, within an imaginary line drawn from Brickland Pile to North Point Walter Spit thence to the extremity of Point Walter Spit and a limit of ski area sign situated on the foreshore 5367 metres southeast of the Point Walter Jetty but so that no waterski boat or skier shall approach within 60 metres of the Point Walter Jetty or within 76 metres of the foreshore between the Jetty and a further limit of ski area sign situated 285 metres southeast of the Jetty. All waterskiing in this area is to be carried out in an anti-clockwise direction.

- (viii) Applecross: Within a line extending 475 metres from Heathcote Point, Applecross, in a northeasterly direction, thence in a northwesterly direction for 230 metres; thence southwesterly for 1070 metres and thence due south to the shore, but so that no boat or skier shall approach within 90 metres of the shore except within an area on the foreshore extending for 150 metres in a southwesterly direction from Point Heathcote as a take-off area, between the hours of 8 am and 2 pm on Saturdays and Sundays.
- (ix) South Perth: Within a line extending from the groyne at Mill Point, South Perth in a westerly direction for 455 metres; thence in a south-southwesterly direction for 1525 metres to the Pelican Rocks Beacon; thence in a northeasterly direction for 1370 metres to a point on the foreshore, being the prolongation of Judd Street, South Perth, so that no water skier shall approach within 45 metres of the foreshore except at the take-off area.
- (x) South Perth: Within a radius of 340 metres from a point on the foreshore 70 metres downstream from the Queen Street Jetty, South Perth.

This site is reserved for commercial ski schools only.

(2) CANNING RIVER

All that area of water within the following boundaries:—

- (i) Mount Pleasant: On Saturdays, Sundays and Public Holidays whilst rowing regattas are not in progress; all the waters of the Canning River between a line drawn 100 metres upstream and parallel to Canning Bridge and a line drawn 100 metres downstream and parallel, to a line joining Fifth Avenue at Rossmoyne and Salters Point, but so that no boat or skier shall approach within 60 metres of the foreshore on the west bank between Canning Bridge and Deepwater Point or between Canning Bridge and Deepwater Point or between Queens Road and the junction of Bull Creek or within 60 metres of the southern foreshore at Rossmoyne between the junction of Bull Creek and the point 100 metres downstream of Fifth Avenue, or within 60 metres of the northern foreshore of Aquinas Bay from the foot of Sulman Avenue to a sign of the foreshore on the eastern side of Mt. Henry.

No water ski take-off or landing shall be permitted from the Manning foreshore except a point 100 metres upstream of Canning Bridge and Mt. Henry Bridge except from a point on this foreshore being 73 metres south of the prolongation of the southern side of Edgewater Road and extending for 100 metres in a southerly direction along the foreshore.

All water skiing within this area shall be in an anti clockwise direction and no person shall engage in water skiing except between the hours of 9.00 am and sunset.

It shall also be a condition of water skiing in this area that water ski boats shall observe the ENTRY and NO ENTRY signs on the spans of the Mt Henry Bridge and that no boat being within 300 metres of either side of the Mt Henry Bridge shall turn across the directional line of traffic.

- (ii) On Saturdays, Sundays and Public Holidays whilst authorised rowing regattas are in progress that portion of the area defined in sub paragraph (i) between Canning Bridge and Mt Henry Bridge shall not be used by water skiers except during those hours between 9.00 am and sunset which do not conflict with the holding of rowing regattas the hours of which have been duly authorised by the Department of Marine and Harbours.
- (iii) On Mondays to Fridays (not including public holidays): All the waters of the Canning River between a line drawn from Deepwater Point due east to the Manning foreshore and a line drawn 100 metres downstream, and parallel to a line joining Fifth Avenue at Rossmoyne and Salters Point but so that no boat or skier shall approach within 60 metres of the foreshore on the west bank between Queens Road and the junction of Bull Creek or within 60 metres of the southern foreshore at Rossmoyne between the junction of Bull Creek and the point 100 metres downstream of Fifth Avenue, or within 60 metres of the northern foreshore of Aquinas Bay from the foot of Sulman Avenue to a sign on the foreshore on the eastern side of Mt Henry.

No water ski take-off or landing shall be permitted on the Manning foreshore except from a point on the Manning foreshore except from a point on the foreshore being 73 metres south of the prolongation of the southern side of Edgewater Road and extending for 100 metres in a southerly direction along the foreshore.

All water skiing within this area shall be in an anti clockwise direction and no person shall engage in water skiing except between the hours of 9.00 am and sunset.

It shall also be a condition of water skiing in this area that water ski boats shall observe the ENTRY and NO ENTRY signs on the spans of the Mt Henry Bridge and that no boats being within 300 metres of either side of the Mt Henry Bridge shall turn across the directional line of traffic.

The area north of the line drawn from Deepwater Point due east to the Manning foreshore is gazetted with an 8 knot speed limit and is prohibited to water skiing.

(3) TOWN OF ALBANY

- (i) Kalgan River: All that portion of the Kalgan River bounded on the south by a line drawn westward from the northern boundary of Plantagenet Location 517 and extending northwards to a line drawn eastwards from the southern boundary of Plantagenet Location 241.

This area has been set aside for use by The West Australian Water Ski Association (Inc) and is under the control of the Albany Water Ski Club.

- (ii) Oyster Harbour: Within a radius of 1350 metres from a point situated on the eastern limit of Albany townsite boundary.

(4) SHIRE OF AUGUSTA-MARGARET RIVER

- (i) Augusta: All the waters lying within the Hardy Inlet known as the Deadwater.
- (ii) Blackwood River: All that portion of the Blackwood River extending 2000 metres north and 930 metres south of the area known as Twineham's Bend and which is situated approximately 15 kilometres north of Augusta townsite.

(5) SHIRE OF CARNAMAH—LAKE INDOON

All the waters of Lake Indoon with the exception of an area on the northern foreshore commencing at a point 100 metres west of the western side of the boat launching ramp continuing for a distance of 120 metres along the foreshore in a westerly direction and extending 60 metres into the lake which is set aside as a swimming area and defined by markers.

(6) SHIRE OF CARNARVON—GASCOYNE RIVER

All those waters contained within an area commencing from an imaginary line drawn across the river from the southern prolongation of West Street to Babbage Island and extending upstream to an imaginary line drawn across the river from the northern prolongation of Robinson Street, providing however that Water Skiing is not permitted within 45 metres of any foreshore, as marked by buoys in the water, except at the designated 50 metre take off and landing area on Babbage Island as marked by signs on the foreshore.

Providing however that water skiing will not be permitted on those days where official sailing events are being conducted by the Carnarvon Yacht Club (Inc). Those days will be indicated by the positioning of Carnarvon Yacht Club (Inc). flags on the ski buoys marking the extremities of the water ski area prior to sailing events commencing.

(7) SHIRE OF COLLIE—STOCKTON OPEN CUT

All those waters of the Stockton Open Cut providing that no water skiing is permitted south of a line drawn from the foreshore at 247 T, 85 metres out of the southern edge of the boat launching ramp, or within 45 metres of the foreshore except at the designated ski take off and landing area commencing from the southern edge of the boat launching ramp and extending south along the foreshore for 50 metres.

All water skiing within this area shall be conducted in an anti-clockwise direction.

(8) SHIRE OF CRANBROOK

- (i) Lake Poorarecup: All the waters of Lake Poorarecup with the exception of an area on the eastern shore measuring 200 metres along the shore and 183 metres into the water set aside as a swimming area and defined by markers.
- (ii) Lake Unicup: All that area of water within lines extending from surveyed peg E50 on the northwest shore of the lake in a southeasterly direction for 134 metres; thence in a northwesterly direction for approximately 134 metres.
- (iii) Lake Nunijup: All of the waters of Lake Nunijup with the exception of a swimming area contained within a radius of 137 metres from a marker post erected at the eastern most corner of Reserve 29175.

(9) SHIRE OF DENMARK—WILSON INLET

All those waters contained within an area commencing at the south eastern end of Rudgyard Beach extending due south for 900 metres thence generally north west at 300° true for 900 metres thence back to the foreshore at 045° true for 900 metres.

(10) SHIRE OF DONNYBROOK—BALINGUP—GLEN MERVYN DAM

All that area of water commencing at a point on the western foreshore 180 metres north of the dam head extending across the dam to the eastern foreshore at a point where the northern end of the Collie Preston Road Bridge joins the foreshore and includes all the waters north of that line.

Providing that this water ski area has been set aside for use by The Western Australian Water Ski Association (Inc). and is under the control of the Coalfields Water Ski Club.

(11) SHIRE OF DUMBLEYUNG—LAKE DUMBLEYUNG

All that area of Lake Dumbleyung contained within Reserve 26665, with the exception of an area commencing 9 metres south east of the launching ramp and extending 45 metres southeast by 33 metres north which is set aside as a swimming area and defined by markers.

(12) SHIRE OF ESPERANCE

Woody Lake: All those waters of Woody Lake providing however that skiing is prohibited within 60 metres of the foreshore except within the 100 metre designated take off and landing areas as marked by signs on the foreshore.

This area has been set aside for use by the Western Australian Water Ski Association (Inc) and is under the control of the Esperance Water Ski Club.

It is further provided however that public water skiing is prohibited when the water depth is less than 1.8 metres and that the Tournament Water Ski Area of 300 metres by 100 metres as marked by buoys on the water is set aside for the exclusive use of the Esperance Water Ski Club until the depth of water reaches 1.4 metres when all skiing on that lake is prohibited.

(13) SHIRE OF GREENOUGH—GREENOUGH RIVER

All the water contained in an area commencing from an imaginary line drawn from a point on the northern foreshore on a bearing of approximately 290° from the south west corner of Lot 4200 thence across the river to the southern foreshore in a direction of 220° extending upstream 1500 metres, both extremities being marked by signs.

This area has been set aside for use by The West Australian Water Ski Association (Inc) and is under the control of the Geraldton Water Ski Club.

(14) SHIRE OF GINGIN—BEERMULLAH LAKE

All those waters of the lake commencing at a point on the foreshore 50 metres east of the eastern prolongation of the access road. Providing however that water skiing is prohibited within 60 metres of the foreshore except at the designated landing and take off area extending west along the foreshore for 400 metres from the start point, and further prohibited, east of a line drawn at 154 degrees true at a point 60 metres from the foreshore and 600 metres south of the start point.

Further providing that this water ski area has been set aside for use by The West Australian Water Ski Association (Inc) and is under the control of the Beermullah Water Ski Club, and that water skiing may only be conducted between the hours of 10 am and 5 pm daily.

Water skiing shall cease to be conducted at any time the maximum water level of the lake falls below 1.6 metres.

(15) SHIRE OF HARVEY

- (i) Lake Preston: All the waters of Lake Preston within an area commencing at a point on the western foreshore being the Water Ski Club Building; thence 1.5 kilometres due north; thence 1.1 kilometres due east; thence 2 kilometres due south; thence 1.1 kilometres due west; thence .5 kilometres north to the starting point.

Provided that no boat or skier shall approach within 60 metres of the foreshore within this area except at the take off area and which extends for 250 metres north and south of the Ski Club Building and that this area has been set aside for use by The West Australian Water Ski Association (Inc), and is under the control of the Bunbury Water Ski Club.

- (ii) Logue Brook Dam: All those waters of the dam commencing from a line drawn 125 metres upstream and parallel with the Dam Head thence extending to the northern end of the saddle embankment, a distance of approximately 2470 metres. Providing however that skiing is not permitted within 60 metres of the foreshore, or the eastern arms of the dam, except at the three designated ski take off and landing areas which are situated on the south west and north west foreshore and on the southern foreshore approximately 840 metres upstream of the Dam Head as indicated by signs on the foreshore and buoys in the water. The rotation of all water skiing on the dam shall be in an anti-clockwise direction.

The boating public and water skiers are further advised that there are numerous submerged and semi submerged tree stumps along the foreshore and they should not approach the shoreline except at the designated ski take off or landing areas.

(16) SHIRE OF KATANNING—EWLYAMARTUP LAKE

All the water of Ewlyamartup Lake with the exception of an area on the western shore of the lake measuring 90 metres along the shore and 76 metres into the water set aside as a swimming area and defined by markers.

(17) SHIRE OF LAKE GRACE—BENNETTS LAKE

All those waters of the lake commencing at a point on the foreshore 5 metres north of the northern prolongation of the access road then extending at 070 degrees true for 650 metres then at 000 degrees true for 500 metres back to the foreshore. Providing however that water skiing shall not be permitted within 45 metres of the foreshore except at the designated landing and take off area which commences at the start point and extends northeasterly along the foreshore for 300 metres.

Water skiing shall cease to be conducted at any time the maximum water level of the lake falls below 1.6 metres.

(18) SHIRE OF MURRAY

- (i) Peel Inlet: All waters lying within an area commencing at a point in Latitude 32°35'30"S Longitude 115°44'30"E (approx.), being the pile beacon to mark the western extremity of the Yunderup Canals approach channel, thence due south for 800 metres; thence due west for 400 metres; thence due north for 800 metres; thence due east for 400 metres to the starting point.
- (ii) Harvey Estuary: All that water within an area commencing at a single pile situated 420 metres east of the Dawesville Boat Launching ramp; thence in a 60° direction for 1750 metres; thence in a 184° direction for 1750 metres; thence in a 249° direction for 700 metres; thence in a 325° direction for 1350 metres to the starting point.

(19) SHIRE OF NANNUP—LAKE JASPER

All those waters of Lake Jasper commencing at a point on the foreshore 60 metres east of the eastern edge of the boat launching ramp extending into the water for 60 metres thence in a westerly direction for 1625 metres parallel with the foreshore, thence north easterly at 043°T for 400 metres, thence easterly at 110°T for 1300 metres thence southerly at 165°T back to the foreshore at a point 60 metres east of the starting point. Providing however that no water skier shall approach within 60 metres of the foreshore except within the designated 60 metre take off and landing area as depicted by buoys in the water and signs on the foreshore.

(20) SHIRE OF NORTHAMPTON—MURCHISON RIVER

All that portion of the Murchison River contained within an area bounded on the west by a line drawn across the river in a northerly direction from a point on the southern foreshore 90 metres east of the boat slipway situated opposite Kalbarri Lot 189 and on the east by a line drawn across the river in a northerly direction from a point on the southern foreshore 550 metres upstream of the said slipway, provided that no boat or skier shall approach within 60 metres of the southern foreshore.

(21) SHIRE OF SHARK BAY—LITTLE LAGOON

All those waters of Little Lagoon providing that no vessel towing a skier, or skier shall approach within 150 metres of the foreshore except at the designated take off and landing area on the northern foreshore as marked by signs on the foreshore.

(22) SHIRE OF WAGIN—NORRING LAKE

All the water of Norring Lake with the exception of the area set aside for speedboat racing and the area to the north of the Reserve No. 19772 measuring 122 metres in as northerly direction from the most easterly point of the Reserve and 244 metres due westerly to the foreshore set aside as a swimming area and defined by markers.

(23) SHIRE OF WAROONA—WAROONA DAM

All the waters of the dam lying to the north and east of a line drawn 120 metres upstream and parallel with the dam wall to lines marked with buoys and signs 750 metres upstream in the north-east arm and 1400 metres upstream in the eastern arm. Providing however that skiing is not permitted within 45 metres of the foreshore except at the designated ski take off and landing points as marked by signs on the foreshore in the north east arm, the eastern arm and in the south-eastern bay.

The rotation of all water skiing on the dam shall be in an anti-clockwise direction.

(24) SHIRE OF WEST ARTHUR

- (i) Lake Towerinning: All the waters of Lake Towerinning leased to the Shire of West Arthur with the exception of an area set aside as a swimming area and defined by markers commencing at the survey peg on the shore at the junction of Reserve 4016 and Wellington Location 2098 and extending along the foreshore in a southerly direction for a distance of 244 metres thence in a westerly direction out into the lake for a distance of 90 metres; thence in a northerly direction for a distance of 244 metres; thence in an easterly direction for 90 metres finishing at the aforementioned survey peg.
- (ii) Lake Queerearrup: All the water of Lake Queerearrup leased to the Shire of Woodanilling with the exception of an area set aside as a swimming area extending from the point of rocks on the east side of the area known as the swimming and picnic area in a northerly direction for 70 metres, thence and thence in a southerly direction for 70 metres meeting at a point on the shore.

(25) SHIRE OF WYNDHAM/EAST KIMBERLEY—LAKE KUNUNURRA

- (i) All those waters of Lake Kununurra situated upstream of the diversion dam on the Ord River commencing at the eastern boundary of an area known as ski beach, thence in an easterly direction for a distance of 700 metres to a marker buoy adjacent to the pump station, thence in a southerly direction for a distance of 140 metres to a position marked by a buoy, thence in a westerly direction for a distance of 1100 metres to a position marked by a buoy, thence in a northerly direction for a distance of 140 metres to a position marked by a buoy, thence in an easterly direction for a distance of 300 metres to the western boundary of the area known as ski beach, but so that no boat or skier shall approach within 45 metres of the

foreshore on the northern side or 150 metres of the foreshore on the southern side with the exception of an area measuring 100 metres in width which is set aside as a take off and landing area and marked by signs on the foreshore known as ski beach.

It shall be a condition of this area that no person ski outside the area bounded by buoys and that all skiing conducted shall be in a clockwise direction.

- (ii) All those waters of Lake Kununurra commencing at a point on the foreshore at the southern side of the entrance to Lily Creek extending 700 metres along the foreshore and 50 metres from that foreshore.

Providing that this area has been set aside for use by The West Australian Water Ski Association (Inc). and is under the control of the Kununurra Water Ski Club.

- (2) Imposes as a condition of water skiing in any of the abovementioned areas of navigable waters that every person engaged therein shall conform with the rules of The Western Australian Water Ski Association (Inc). for the time being in force.
- (3) Defines and sets aside the following area of navigable waters for the purpose of racing of speedboats between the hours of sunrise and sunset only, and orders that bathing shall be prohibited therein:—

- (i) Swan River: All that portion of the Swan River contained within an area commencing at a point on Heirisson Island 365 metres upstream from the north end of southern Causeway span; thence in an east-southeast direction to a point on the Victoria Park foreshore 580 metres upstream from the south end of the southern Causeway span; thence in a northerly direction along the foreshore for 1220 metres; thence in a westerly direction for 120 metres towards the centre of the river; thence in a southerly direction to the northeastern extremity of Heirisson Island.

Providing however that this area is set aside and under the control of the W.A. Council of the Australian Power Boat Association, and that this area may be extended into the water ski area south west of this area which has been set aside for use and controlled by the West Australia Water Ski Association, by prior mutual agreement by both associations.

- (ii) Point Walter: All those waters of the Swan River contained within an area bounded on to the north by an imaginary line drawn at 298 degrees T from Bricklanding Pile for 600 metres thence at 216 degrees T for 350 metres to the shore thence from a point 50 metres east along the foreshore at 093 degrees T back to the start point.

Providing that this area is set aside for use by personal powered water craft however no personal powered watercraft are to take off and land at speed on the foreshore except at the designated area situated 25 metres east of the eastern boat launching ramp and extending 25 metres further east along the foreshore as marked by signs on the foreshore.

- (iii) Canning River: All those waters contained within an area commencing on the foreshore 20 metres south of the southern point of the water ski take off area on the Manning foreshore and extending at 195°T until meeting the foreshore west of Mount Henry. Providing however, that no personal powered watercraft are operated within 15 metres of the foreshore except at the designated marked landing and take off area which extends south along the foreshore for 20 metres from the start point as depicted by signs on the foreshore and buoys in the water.

Providing however that this area is set aside for use by personal powered watercraft and declares that this area of water is not to be used for any other purpose.

- (iv) City of Bunbury—Port of Bunbury—Port Hamila: All those waters of Port Hamila 45 metres off the foreshore and marked by buoys in the water. Providing however that this area of water is set aside and under the control of the Bunbury Speedboat Club Inc.
- (4) Revokes all previous notices relating to Water Ski areas published in the *Government Gazette* pursuant to the powers conferred by Regulations 48A of the Navigable Waters Regulations.

J. M. JENKIN, Executive Director.

MINES

MN401

PETROLEUM ACT 1967**NOTICE OF GRANT OF RENEWAL OF EXPLORATION PERMIT**Department of Mines,
Perth, 25 October 1991.

Exploration Permit EP41 held by—

Ampol Exploration Limited of 4th Floor, 40 The Esplanade, Perth WA 6000;
 Command Petroleum NL of Level 1, 191 New South Head Road, Edgecliffe NSW 2027;
 Jarmina Pty Ltd of 7th Floor, 55 St George's Terrace, Perth WA 6000;
 Lansvale Oil & Gas Pty Ltd of 4th Floor, 28 The Esplanade, Perth WA 6000;
 Minora Oil NL of Level 8, Durack Centre, 263 Adelaide Terrace, Perth WA 6000;
 Minora Resources NL of Level 8, Durack Centre, 263 Adelaide Terrace, Perth WA 6000;
 Pace Petroleum Pty Limited of 8th Floor, 28 The Esplanade, Perth WA 6000;
 Perthshire Petroleum Ltd of 211 Victoria Square, Adelaide SA 5000; and
 Western Mining Corporation Limited of 28-42 Ventnor Avenue, West Perth WA 6005.

has been renewed in accordance with the provisions of the Act for a further period of five years commencing 17 October 1991.

IAN FRASER, Director Petroleum Division.

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. 16 of 1991)

I, Neil Bartholomaeus, Commissioner for Occupational Health, Safety and Welfare, hereby grant an exemption to A Goninan & Co. Limited from the requirements of Regulation 507 (2) (c) of the Occupational Health, Safety and Welfare Regulations 1988 for the purpose of lifting a locomotive onto a road transporter on one occasion only, to be on or before 12 October 1991, subject to:

- (i) the lift not exceeding 120 tonnes;
- (ii) the 4 x P & H Kobelco T500 cranes used for the lift to have a boom angle not less than 60° and a boom length not greater than 10.92 metres;
- (iii) no luffing or slewing during the lift;
- (iv) a certificated rigger controlling the lift; and
- (v) approved procedures for lifting a locomotive.

Dated this 11th day of October, 1991.

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

PARLIAMENT

PA301

**EMERGENCY PROVISIONS (AMMONIA UNLOADING)
REGULATIONS 1991****NOTICE OF DISALLOWANCE OF REGULATION**This notice is published under section 42 (5) of the *Interpretation Act 1985*.**Citation**

1. This notice may be cited as the *Emergency Provisions (Ammonia Unloading) Regulations 1991 (Disallowance) Notice 1991*.

Disallowance

2. By resolution of the Legislative Council passed on 16 October 1991, the *Emergency Provisions (Ammonia Unloading) Regulations 1991** were disallowed.

[*Published in the Government Gazette on 3 May 1991 at pp. 2021-2028.]

L. B. MARQUET, Clerk of the Legislative Council.

PA302CONSERVATION AND LAND MANAGEMENT (MISCELLANEOUS FEES)
REGULATIONS 1991

NOTICE OF DISALLOWANCE OF REGULATION

This notice is published under section 42 (5) of the *Interpretation Act 1984*.

Citation

1. This notice may be cited as the *Conservation and Land Management (Miscellaneous Fees) Regulations 1991 (Disallowance) Notice 1991*.

Disallowance

2. By resolution of the Legislative Council passed on 16 October 1991, the *Conservation and Land Management (Miscellaneous Fees) Regulations 1991** were disallowed.

[*Published in the Government Gazette on 31 May 1991 at p. 2647.]

L. B. MARQUET, Clerk of the Legislative Council.

PA303WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY AMENDMENT
REGULATIONS 1991

NOTICE OF DISALLOWANCE OF REGULATION

This notice is published under section 42 (5) of the *Interpretation Act 1984*.

Citation

1. This notice may be cited as the *Western Australian Meat Industry Authority Amendment Regulations 1991 (Disallowance) Notice 1991*.

Disallowance

2. By resolution of the Legislative Council passed on 22 October 1991, the *Western Australian Meat Industry Authority Amendment Regulations 1991** were disallowed.

[*Published in the Government Gazette on 12 July 1991 at pp. 3410-3411.]

L. B. MARQUET, Clerk of the Legislative Council.

PA304

FOREST AMENDMENT REGULATIONS 1991

NOTICE OF DISALLOWANCE OF REGULATION

This notice is published under section 42 (5) of the *Interpretation Act 1984*.

Citation

1. This notice may be cited as the *Forest Amendment Regulations 1991 (Disallowance) Notice 1991*.

Disallowance

2. By resolution of the Legislative Council passed on 22 October 1991, the *Forest Amendment Regulations 1991** were disallowed.

[*Published in the Government Gazette on 31 May 1991 at pp. 2647-2648.]

L. B. MARQUET, Clerk of the Legislative Council.

PA305

MINES REGULATION AMENDMENT REGULATIONS (No. 2) 1991

NOTICE OF DISALLOWANCE OF REGULATION

This notice is published under section 42 (5) of the *Interpretation Act 1984*.

Citation

1. This notice may be cited as the *Mines Regulation Amendment Regulations (No. 2) 1991 (Disallowance) Notice 1991*.

Disallowance

2. By resolution of the Legislative Council passed on 22 October 1991, the *Mines Regulation Amendment Regulations (No. 2) 1991** were disallowed.

[*Published in the Government Gazette on 28 June 1991 at pp. 3229.]

L. B. MARQUET, Clerk of the Legislative Council.

PA401

PARLIAMENT OF WESTERN AUSTRALIA

Bills Assented To

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

Short Title of Bill	Date of Assent	Act No.
Skeleton Weed and Resistant Grain Insects (Eradication Funds) Amendment Act 1991	3 October 1991	No. 23 of 1991
Human Reproductive Technology Act 1991	8 October 1991	No. 22 of 1991

L. B. MARQUET, Clerk of the Parliaments.

PLANNING AND URBAN DEVELOPMENT

PD401

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING APPEAL TRIBUNAL

Reappointment of Members

File: 157-1-1-5.

Notice is hereby given that His Excellency the Governor in Executive Council has, in accordance with the provisions of section 42 of the Town Planning and Development Act 1928, reappointed—

1. Verity Allen of 29 Leura Street, Nedlands 6009, and
2. Peter Brent Arney of 88 Burke Drive, Attadale 6156,

as Members of the Town Planning Appeal Tribunal for terms of three years expiring on 27 September 1994.

GORDON G. SMITH, Secretary, Department of Planning and Urban Development.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928

Shire of Capel

Interim Development Order No. 9

Ref: 26/6/7/1.

In accordance with the provisions of subsection (2) of section 7B of the Town Planning and Development Act 1928, and by directions of the Hon Minister for Planning a summary as set out hereunder of the Shire of Capel Interim Development Order No. 9 made pursuant to the provisions of section 7B of that Act is hereby published for general information.

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

Summary

1. The Shire of Capel Interim Development Order No. 9 contains provisions *inter alia*—
 - (a) That the Order applies to that part of the Shire of Capel specified in the Order.
 - (b) That, subject as therein stated, the Capel Shire Council is the authority responsible for its administration.
 - (c) That the carrying out of certain development on land within the scope of the Order without approval as stated therein is prohibited.
 - (d) Relating to the application for, and the grant of approval for, development other than development permitted by the Order.
 - (e) Relating to development by a public authority.
 - (f) Relating to certain development permitted by the Order.
 - (g) Relating to the continuance of the lawful use of land and buildings.
 - (h) Relating to appeals against refusal of approval for development or against conditions subject to which approval to carry out development is granted.
2. The Order has effect from and after the publication of this Summary in the *Government Gazette*.

R. G. BONE, Shire Clerk.

PD403

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Kalgoorlie-Boulder

Joint Town Planning Scheme—Amendment No. 84

Ref: 853/11/3/2, Pt. 84.

Notice is hereby given that the City of Kalgoorlie-Boulder has prepared the abovementioned scheme amendment for the purpose of amending Table 1—Zoning Table, of the current Town Planning Scheme, by changing the “use classes” of ‘Fish Shop’ and ‘Dry Cleaners’ from being categorised ‘not permitted’ to being ‘AA’ uses in the ‘Residential Development’ zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Davidson Street, Kalgoorlie 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 December 6, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before December 6, 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.

L. P. STRUGNELL, Town Clerk.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Busselton

Town Planning Scheme No. 5—Amendment No. 206

Ref: 853/6/6/6, Pt. 206.

Notice is hereby given that the Shire of Busselton has prepared the abovementioned scheme amendment for the purpose of modifying the South Broadwater Special Rural Zone Subdivision Guide Plan which was adopted by Council on November 11, 1981; and modifying the Special Provisions in Appendix X as they relate to Special Rural Zone No. 6 (South Broadwater Special Rural Zone).

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Southern Drive, Busselton and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including December 6, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before December 6, 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.

I. W. STUBBS, Shire Clerk.

PD405

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Chittering

Town Planning Scheme No. 5—Amendment No. 17

Ref: 853/3/4/5, Pt. 17.

Notice is hereby given that the Shire of Chittering has prepared the abovementioned scheme amendment for the purpose of adding to Schedule 2 the following—

Description of Site	Uses Permitted and Conditions of Use
Lot 12 Cnr Great Northern Highway and Wandena Road	Winery, Tasting and Sales

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway, Bindoon 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 December 6, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before December 6, 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.

R. W. HERBERT, Shire Clerk.

PD406

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION
Shire of Manjimup

Town Planning Scheme No. 2—Amendment No. 28

Ref: 853/6/14/20, Pt. 28.

Notice is hereby given that the Shire of Manjimup has prepared the abovementioned scheme amendment for the purpose of rezoning land from "Park and Recreation Area" to "Special Residential" with an "R5" residential density code; and incorporating special provisions controlling the development of land within the zone within Appendix 2 of the Scheme.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 37-39 Rose Street, Manjimup 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 December 6, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before December 6, 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. D. RIGOLL, Shire Clerk.

PD407

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION
Town of Narrogin

Town Planning Scheme No. 1A—Amendment No. 24

Ref: 853/4/2/9, Pt. 24.

Notice is hereby given that the Town of Narrogin has prepared the abovementioned scheme amendment for the purpose of rezoning Narrogin Town Lot North Part 638 Corner Glyde and Forrest Streets from its existing use "Community" Zone to "Special Residential" Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Earl Street, Narrogin 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 December 6, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before December 6, 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. WALKER, Town Clerk.

PD408

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

Town Planning Scheme No. 6—Amendment No. 125

Ref: 853/6/2/9, Pt. 125.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Bunbury Town Planning Scheme Amendment on October 15, 1991 for the purpose of amending Part VII—Carparking Table No. 2, by modifying the parking for uses covering Health Centre, Clinic, Consultancy Rooms, Veterinary Clinic by deleting the existing 'parking' requirement and inserting—

" Four for every consulting room up to four such rooms and two for every additional consultancy room ".

Dr E. C. MANEA, Mayor.

V. S. SPALDING, Town Clerk.

PD501

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Gosnells

Town Planning Scheme No. 1—Amendment No. 357

Ref: 853/2/25/1, Pt. 357.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Gosnells Town Planning Scheme Amendment on October 15, 1991 for the purpose of—

- (1) Include within clause 5 after "Landscaped Area" the following definition—
"Landscape Centre" means an establishment engaged in the retailing in bulk of sand, gravel, rocks, sleepers, limestone or similar as garden products together with the sale of firewood and those items that Council may permit for sale from a Retail Nursery.
- (2) Include within clause 5 after "Residential Building" the following definition—
"Retail Nursery" means an establishment engaged in the retailing of horticultural goods such as seeds, seedlings, bulbs, shrubs, trees or other nursery stock and may include as an incidental use for landscaping purposes, the sale of herbicides, insecticides, gardening implements, plant containers, bagged fertilizers, bagged sand, bagged wood-chips.
- (3) Include the following use classes within Clause 13 Table 2
—Use class 50—Landscape Centre
—Use class 51—Retail Nursery.
- (4) Delete from Clause 13 Table 2, Use Class 21—Other uses (Special sites): "Garden Centre and Nursery".
- (5) Include within Clause 16 Table 3—Zoning Table the following—

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S
50. Landscape Centre	X	X	X	X	AA	AA	X	X	X	X	X	X	X	X	X	X	X	X	X
51. Retail Nursery	X	X	AA	X	AA	AA	AA	X	X	AA	X	X	X	X	X	X	AA	AA	X

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

PD502

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Bruce Rock

Town Planning Scheme No. 1—Amendment No. 7

Ref: 853/4/7/1, Pt. 7.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Bruce Rock Town Planning Scheme Amendment on October 8, 1991 for the purpose of—

- (a) Adding a new zone 'Special Rural' by the insertion of a new clause—
" 2 (f) Special Rural Zone (comprising all lands within the area edged green on the Scheme Map 2.)
Development in a Special Rural Zone shall comply with the requirements of the following—
 - (i) The provisions for controlling subdivision and development in specific Special Rural Zones shall be as laid down in Schedule I to the Scheme and future subdivision will generally accord with the Plan of Subdivision for the specified area referred to in the Schedule and such Plan of Subdivision shall form part of the Scheme.
 - (ii) No person shall use any land or erect or use any building or structure in the Special Rural Zone except for the following purposes—
Residential or rural pursuits (unless the Council considers the use of the land for stock to be detrimental to the surrounding uses).

Rural Pursuits means the use of land for any of the purposes set out hereunder and shall include such buildings normally associated therewith—

- the growing of vegetables, fruit, cereals or food crops;
- the rearing or agistment of goats, sheep;
- the stabling, agistment or training of horses;
- the growing of trees, plants, shrubs, or flowers for replanting in domestic, commercial or industrial gardens;
- the sale of produce grown solely on the lot.

but does not include the following—

- the keeping of pigs;
- poultry farming;
- the processing, treatment or packing of produce;
- the breeding, rearing or boarding of domestic pets.

- (iii) In addition to a building licence, the Council's prior approval is required for all development including a single dwelling house and such application shall be made in writing to the Council.
- (iv) Not more than one single dwelling house per lot shall be erected.
- (v) In order to conserve the rural environment or features of natural beauty all trees shall be retained unless their removal is authorised by the Council.
- (vi) In addition to such other provisions of the Scheme as may affect it, any land which is included in a 'Special Rural Zone' shall be subject to those provisions as may be specifically set out against it in Schedule I.
- (vii) Notwithstanding the provisions of the Scheme and what may be shown in the 'Plan of Subdivision' specified in clause 2 (a), the Department of Planning and Urban Development may approve a minor variation to the subdivisional design but further breakdown of the lots so created shall be deemed to be contrary to the provisions of the Scheme.
- (viii) Prior to Development Approval for a dwelling being granted a reticulated water supply must be provided.
- (ix) In order to prevent practices detrimental to the amenity of the zone the keeping of animals is not permitted without the prior approval in writing of the Council; and in granting approval under this paragraph the Council shall impose limits of stocking based on advice sought and received from the Department of Agriculture, or any other conditions it thinks fit. "

(b) Amending Clause 2 (e) by deleting the word "aforementioned" in line 3, and inserting the words "and (f)" after the words "zones (a) to (d)" in line 4.

(c) Adding a new Schedule:

" SCHEDULE I—SPECIAL RURAL ZONES

Specified Area	Special Provisions	"
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(d) Extending the Scheme Boundary to include approximately 22 hectares west of Noonajin Road as shown on the amending documents.

(e) Zoning portion of Lot 3 Locations 13697 and 15795 Noonajin Road, Bruce Rock, to "Special Rural".

(f) Inserting the following into Schedule I:

" SCHEDULE I—SPECIAL RURAL ZONES

Specified Area	Special Provisions
Portion of Lot 3, Avon Locations 13697 and 15795, Noonajin Road, Bruce Rock	<ol style="list-style-type: none"> 1. Subdivision of land within the Special Rural Zone shall be generally in accordance with Plan of Subdivision. 2. The Council may, in those areas it deems necessary require the subdivider to undertake a landscape planting program prior to subdivisional approval. 3. All buildings shall be set back 40 metres from Noonajin Road and 10 metres from other boundaries. "

(g) Zoning Lot 1 Noonajin Road to "Residential".

E. G. McCARTHY, President.
H. J. MURPHY, Shire Clerk.

PD503

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

Town Planning Scheme No. 3—Amendment No. 33

Ref: 853/6/9/6, Pt. 33.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Dardanup Town Planning Scheme Amendment on October 15, 1991 for the purpose of rezoning Lot 8 being portion of Leschenault Location 6 Cudliss Street, Eaton from 'General Farming' to 'Single Residential'; and Introducing into the Scheme Text a new Clause 3.3.9 as follows—

“ 3.3.9 Eaton super Lot 8 shall be subdivided and developed in accordance with the R15 standards of the Residential Planning Codes. ”

N. J. KALAF, President.
C. J. SPRAGG, Shire Clerk.

PD504

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

Town Planning Scheme No. 1—Amendment No. 219

Ref: 853/2/28/1 Pt. 219.

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 October 15, 1991 for the purpose of:

- (i) Rezoning Lot 100 Cnr. Parkin Street and Bell Street, Rockingham from “Service Station” to “Development Zone” as depicted on the Scheme Amendment Map.
- (ii) Adding after Clause 5.2 (xxii) the following:

“ 5.20 (xxiii) Lot 100 Corner Parkin and Bell Streets, Rockingham for any purposes other than Consulting Rooms, Medical Centre, Offices and Professional Offices. ”

L. E. SMITH, Mayor.
G. G. HOLLAND, Town Clerk.

PD505

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

Town Planning Scheme No. 9—Amendment No. 141

Ref: 853/2/21/10 Pt. 141.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon. Minister for Planning approved the Shire of Swan Town Planning Scheme Amendment on October 8, 1991 for the purpose of:

1. Including in Appendix 6B of the Scheme Text by adding to the maps and text a restricted use—Appendix 6B of the Scheme Text to be described in the following:

Locality	Street and Land Particulars	Additional or Restricted Use and Conditions
Malaga	Portion of Lot 120 Swan Location I & K Cnr. Alexander Drive and Beach Road	Uses which could be adversely affected by dust or grit emanating from the adjacent brickworks are not permitted except with the special approval of Council. The Council may seek advice from the Environmental Protection Authority in respect of any use proposed to ascertain whether that use will be so affected.

2. Amending the Scheme Maps to insert the restricted use symbol on portion of Lot 120 Swan Location I & K Cnr. Alexander Drive and Beach Road, Malaga.

C. M. ZANNINO, President.
E. W. LUMSDEN, Shire Clerk.

PD601**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959****METROPOLITAN REGION SCHEME—S.33A AMENDMENT**

Proposed Amendment for Exhibition and Comment

Former Hillarys High School Site, Wanneroo

File: 833-2-30-95.

No. 866/33A.

Proposal

The purpose of the amendment is to rezone land surplus to the Minister's requirements to facilitate residential development.

Description

The effect of the proposed amendment on the Metropolitan Region Scheme is to exclude Crown Reserve 34029, Hillarys from the Public Purposes (High School) Reservation and include it in the Urban Zone as shown on Plan No. 4.1182.

Certificate

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

Exhibition

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

1. Office of the Department of Planning and Urban Development, 469-489 Wellington Street, Perth WA 6000.
2. J. S. Battye Library, Alexander Library Building, Cultural Centre, Francis Street, Northbridge WA 6000.
3. Office of the Municipality of the City of Wanneroo, Boas Avenue, Joondalup WA 6065.

Submissions

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

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

Submissions must be lodged by 4.00 pm Friday, January 10, 1992.

GORDON G. SMITH, Secretary, State Planning Commission.

PD602**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959****METROPOLITAN REGION SCHEME—S.33A AMENDMENT**

Proposed Amendment for Exhibition and Comment

Various Lots Bounded By Solomon Street, Hampton Road and Ashburton Terrace, Fremantle

File: 833-2-5-27.

No. 867/33A.

Proposal

The purpose of the amendment is to facilitate subdivision and development of the subject land.

Description

The effect of the proposed amendment on the Metropolitan Region Scheme is to rezone Fremantle Town Lots 760, 761, 762 and 763 Solomon Street and Fremantle Lot 734 Hampton Road and Fremantle Lot 1869 and Lot 63 Ashburton Terrace from the Public Purposes (Hospital) Reservation to the Urban Zone as shown on Plan No. 4.1180.

Certificate

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

Exhibition

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

1. Office of the Department of Planning and Urban Development, 469-489 Wellington Street, Perth WA 6000.
2. J. S. Battye Library, Alexander Library Building, Cultural Centre, Francis Street, Northbridge WA 6000.
3. Office of the Municipality of the City of Fremantle, William Street (corner Newman Street), Fremantle WA 6160.

Submissions

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

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

Submissions must be lodged by 4.00 pm Friday, January 10, 1992.

GORDON G. SMITH, Secretary, State Planning Commission.

POLICE**PE401****POLICE AUCTION**

Under the provisions of the Police Act 1892-1983, unclaimed, stolen property will be sold by public auction at the State Supply Disposal Centre, 21 Pilbara Street, Welshpool, on Thursday, November 7, 1991 at 9 am.

Auction to be conducted by Mr K. Treloar, Government Auctioneer.

B. BULL, Commissioner of Police.

PE402**POLICE AUCTION**

Under the provisions of the Police Act 1892-1983, unclaimed, stolen bicycles will be sold by public auction at the State Supply Disposal Centre, 21 Pilbara Street, Welshpool, on Tuesday, November 26, 1991 at 9.00 am.

Auction to be conducted by Mr K. Treloar, Government Auctioneer.

B. BULL, Commissioner of Police.

PE403**POLICE AUCTION**

Under the provisions of the Police Act 1892-1983, unclaimed, stolen bicycles will be sold by public auction at the State Supply Disposal Centre, 21 Pilbara Street, Welshpool, on Tuesday, February 11, 1992 at 9.00 am.

Auction to be conducted by Mr K. Treloar, Government Auctioneer.

B. BULL, Commissioner of Police.

PE404**POLICE AUCTION**

Under the provisions of the Police Act 1892-1983, unclaimed stolen and found property will be sold by public auction at the premises of Karratha Auction Centre, 988 Croydon Road, Karratha, on Saturday, November 30, 1991, commencing at 10.00 am.

Auction to be conducted by John A. Bell & Co., Auctioneers.

B. BULL, Commissioner of Police.

PE405

POLICE AUCTION

Under the provisions of the Police Act 1892-1983, unclaimed stolen and found property will be sold by auction at the Property Tracing Section, Police Complex, Clarkson Road, Maylands on Tuesday, 17th December 1991.

Auction to be conducted by Mr K. Treloar, Acting Government Auctioneer.

B. BULL, Commissioner of Police.

PREMIER AND CABINET

PR401

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that His Excellency the Governor has cancelled the previous arrangement as published whereby the Hon. G. L. Hill, MLA was to Act as Minister for State Development; Goldfields for the period 27 October-3 November, 1991 inclusive.

M. C. WAUCHOPE,

Acting Chief Executive, Department of the Premier.

PR402

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that His Excellency the Governor has approved the following temporary allocation of portfolios during the absence of the Hon. E. F. Bridge, MLA for the period 6-12 October, 1991 inclusive.

Acting Minister for Agriculture; Water Resources; North-West—Hon. G. J. Edwards, MLC

M. C. WAUCHOPE,

Acting Chief Executive, Department of the Premier.

RACING AND GAMING

RA401

GAMING COMMISSION ACT 1987

GAMING COMMISSION (APPOINTMENT OF MEMBERS)
INSTRUMENT (NO. 2) 1991

Made by the Minister for Racing and Gaming under section 12 of the *Gaming Commission Act 1987*.

Citation

1. This instrument may be cited as the *Gaming Commission (Appointment of Members) Instrument (No. 2) 1991*.

Appointment of member and his deputy

2. Under section 12 (1) of the Act, and on the nomination of the chairman of the Lotteries Commission, Mr J G M Fiocco being a member of the Lotteries Commission established under the *Lotteries Control Act 1954* is appointed as a member of the Gaming Commission and shall hold office *ex officio*.

PAM BEGGS, Minister for Racing and Gaming.

RA402

SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth (telephone: 425 1888), or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Day for Objections
TRANSFER OF LICENCE			
82	Francesco Mustica	Application to Transfer restaurant licence in respect of La Roma Cafe, Bunbury, from R. F. Macri	22/10/91
83	C. L. Rogers & M. E. Meins	Application to Transfer Tavern Licence in respect of Badgingarra Tavern, Badgingarra, from, W. A. Robb & G. E. Robb	29/11/91
84	R. L. & D. C. Leslie Pty. Ltd.	Application to Transfer Liquor Store Licence in respect of Sheeds General Store, Kalgoorlie, from, K. S. Wallmen (s. 87)	6/11/91
85	Colleen Miles Cadman	Application to Transfer Hotel Licence in respect of the New Norcia Hotel, New Norcia, from M. J. Dear	28/10/91
86	Fluctuale Pty. Ltd.	Application to Transfer Hotel Licence in respect of the Cloverdale Hotel, Cloverdale, from Jendra Pty. Ltd.	1/11/91
87	Sandy Cove Tavern Pty. Ltd.	Application to Transfer Tavern Licence in respect of the Sandy Cove Tavern, Mandurah, from, Murray Lakes Pty. Ltd.	31/10/91
88	Federal Enterprises Pty. Ltd.	Application to Transfer Hotel Restricted Licence in respect of Chateau Commodore Perth, from Chateau Commodore Hotel Perth Pty. Ltd.	26/10/91
NEW LICENCE			
76B/91	Blanca Pty. Ltd.	Application for a restaurant licence in respect of the Oyster Bar Restaurant, 20 Roe Street, Northbridge	9/11/91
77B/91	Rockingham Senior Cricket Club Inc.	Application for a club restricted licence in respect of the Rockingham Senior Cricket Club, Rockingham Oval, Rockingham	8/11/91

This notice is published under section 67 (5) of the Liquor Licensing Act 1988.

G. B. AVES, Director of Liquor Licensing.

STATE DEVELOPMENT

SP301

EVAPORITES (LAKE MACLEOD) AGREEMENT ACT 1967

EVAPORITES (LAKE MACLEOD) (CAPE CUVIER BERTH)
BY-LAWS 1991

Made by His Excellency the Governor in Executive Council on the recommendation of the Company.

PART 1 — PRELIMINARY

Citation

1. These by-laws may be cited as the *Evaporites (Lake MacLeod) (Cape Cuvier Berth) By-laws 1991*.

Application

2. Unless the context otherwise requires, these by-laws apply to all berth installations and berth services whether the property of the Company and whether controlled or managed by the Company or otherwise, and in relation to all vessels, motor vehicles and persons in, entering, calling at, using, or departing from or in the vicinity of the jetty and berth area.

Interpretation

3. In these by-laws, unless the contrary intention appears —

“ballast” means any fluid commonly used for the ballasting of vessels;

“beacon” includes any berth installation placed in aid of navigation other than a harbour light;

“berth” means any place within the jetty and berth area at which a vessel is anchored, moored or berthed and includes an anchorage, jetty, or vessel;

“berth installation” means any work or thing (whether above or below high water mark and whether within the jetty and berth area or otherwise) for the improvement, protection, management, maintenance, repair or use of the jetty and berth area or as an aid to navigation including, without limiting the generality of the foregoing —

(a) any jetty or berth;

(b) any concrete support block or pipeline;

(c) any mooring buoy, dolphin or stationary vessel;

(d) any beacon or harbour light;

(e) any reclamation of land from the sea or from the jetty and berth area or any channel or basin or any excavation, deepening, dredging or widening of any channel or basin or other part of the jetty and berth area or any wall, embankment or breakwater which is now or hereafter erected, constructed, maintained, repaired, installed, or done on or in any land held or occupied by the Company under any tenure or which is otherwise under the management, control or occupation of the Company;

“berth service” means any service or facility rendered or provided by or on behalf of the Company or a related corporation for or in connection with vessels using the jetty and berth area, a jetty or other berth installation or for or in connection with the improvement, protection, management, maintenance, repair or use of the jetty and berth area including, without limiting the generality of the foregoing, towage services and loading supervision, whether that service or facility is rendered or provided above or below high water mark and whether within the jetty and berth area or otherwise;

“cargo” means stores, goods, wares, merchandise, chattels, livestock, evaporites, ores, minerals, metals and their products and any other article capable of being loaded or unloaded into or from any vessel;

“Chief Inspector” has the meaning given by the *Explosives and Dangerous Goods Act 1961*;

“consignee” means any person other than the Company or a related corporation to whom any cargo is consigned, and includes the owner of that cargo, the agent for that owner, the agent for the sale or custody of the cargo, the holder of any bill of lading or other document representing the cargo and any other person having any right, title or interest to or in the cargo or the possession thereof;

“consignor” means any person other than the Company or a related corporation consigning any cargo, and includes the owner, shipper, agent for the owner or shipper, and any other person having right, title or interest to or in that cargo or the possession thereof;

“deadweight tonnes” or “dwt”, in relation to a registered vessel, means the registered summer deadweight calculated in accordance with the standard of measurement adopted by the authority by which the vessel is registered and expressed in tonnes;

“dues” includes any due, rate, charge or payment payable or leviable under these by-laws and includes any amount, indemnity or compensation required by any of these by-laws to be paid;

“harbour light” means any berth installation which is a light erected in aid of navigation;

“Harbour Master” means any harbour master appointed under section 4 of the *Shipping and Pilotage Act 1967* for the Port of Carnarvon, and includes any person authorized by such a harbour master to act on his behalf;

“jetty” means any landing place or landing stage, or any part thereof (whether above or below high water mark) which is used, or is intended for use, within the jetty and berth area and which is erected, constructed, installed, maintained or used on any land held or occupied by the Company under any tenure or which is otherwise under the management, control or occupation of the Company, and includes any plant, machinery, equipment, installation, structures or premises erected, constructed, installed or maintained or used on or in connection with the same;

“jetty and berth area” means that part of Mineral Lease 245SA issued under the *Mining Act 1904*, being below high water mark and north of the shore line, and an area described as “in the vicinity of” the jetty and berth area means that area within a 2 kilometre radius of any part of the jetty and berth area;

“lighter” includes any barge or other vessel of a light nature capable of being used for loading, unloading or transporting cargo in the jetty and berth area;

“lines launch” means any vessel authorized by the Harbour Master or the Company to perform the services of a lines launch;

“master” includes every person, not being an officer of the Company or a pilot, having the command, charge, custody or control of a vessel for the time being;

“mooring buoy” means any mooring buoy within the jetty and berth area and includes all attached fittings and equipment as well as the fittings and equipment used or intended to be used for securing the mooring buoy to the sea-floor;

“mooring line” means any line used to moor or assist in mooring a vessel in a berth;

“motor vehicle” means a vehicle of any description drawn or propelled by mechanical power and used or intended for use on land;

“officer”, in relation to the Company, includes any director, secretary, agent or employee of the Company;

“owner”, in relation to cargo, includes any consignor, consignee, shipper or agent for the sale or custody or loading or unloading of cargo and includes also the holder of any bill of lading or other document representing such cargo and every person having or claiming any right, title or interest thereto and includes the Crown in right of, and any instrumentality of, the State, but does not include the Company or a related corporation;

“owner”, in relation to a vessel, includes a part owner of the vessel, the holder of any share or interest in the vessel, whether beneficial or otherwise, every person for the time being responsible for the navigation, manning or management of the vessel, the master of the vessel, the agent of the owner, and, where the owner is a body corporate, the directors thereof, and **“owner”** includes the Crown in right of, and any instrumentality of, the State, but does not include the Company or a related corporation or a pilot;

“pilot” means a person appointed under section 4 of the *Shipping and Pilotage Act 1967* to be a pilot for the port of Carnarvon;

“related corporation”, in relation to the Company, means a body corporate that is deemed to be related to the Company by virtue of section 50 of the *Corporations Law of Western Australia*;

“the Marine Supervisor” means the officer appointed by the Company to that office for the purpose of these by-laws and includes any deputy of that officer nominated by the Company;

“tonnes” or **“tonnage”**, in relation to a registered vessel, means the gross registered tonnes or tonnage calculated in accordance with the standard of measurement adopted by the authority by which the vessel is registered and expressed in tonnes;

“unberth” means to remove from a berth;

“vessel” includes any ship, boat and every other vessel used or designed for use for any purpose on or in the sea or the jetty and berth area or in navigation, however propelled;

“vessel of war” means a vessel built for combatant service or converted for that purpose and a tanker conveying fuel oil for such a vessel provided that vessel or tanker is owned or otherwise directly managed and controlled by the Government of any foreign country which is a party with the Commonwealth to any military alliance and is not engaged in trade, but does not include a vessel used for the transport of troops, stores or equipment;

“work boat” means any vessel authorized by the Harbour Master or the Company to perform the services of a work boat.

PART 2 — REGULATION OF VESSELS, ETC. IN OR IN VICINITY OF JETTY AND BERTH AREA

Berthing

4. A master of a vessel shall not berth or unberth the vessel within the jetty and berth area or cause or allow it to be so berthed or unberthed without the prior permission of the Marine Supervisor.

Directions of Harbour Master

5. The master of a vessel within the jetty and berth area shall not be obliged to comply with the provisions of by-law 4 or any permission given thereunder if to do so would constitute a failure to comply with any direction given by the Harbour Master under the *Shipping and Pilotage Act 1967*.

No interference with access

6. The master of a vessel (other than a vessel within the jetty and berth area which is directed by the Harbour Master so to do under the *Shipping and Pilotage Act 1967*) shall not cause or permit the vessel to be anchored, berthed or moored so as to obstruct the approach to any jetty.

Mooring equipment

7. The master of a vessel moored within the jetty and berth area shall cause the vessel to have such cables, warps, hawsers, fenders and mooring ropes as in the opinion of the Harbour Master are reasonable and necessary for the proper securing of the vessel.

Permission for repairs

8. (1) The master, owner or agent of any vessel at anchor in the vicinity of the jetty and berth area or occupying a berth shall notify the Harbour Master of any intention to undertake repairs to engines or other repairs of whatsoever nature to that vessel whilst it is at anchor or occupying the berth.

(2) The master of a vessel shall not cause or permit any repairs of the nature referred to in sub-by-law (1) to be done unless permission to do so in writing is first obtained from the Harbour Master.

**Equipment for convenience and safety
whilst berthed**

9. The master of a vessel shall at all times cause the vessel to be provided with such gangways, manropes, ladders and similar appliances and shall exhibit such lights as in the opinion of the Harbour Master are necessary for the convenience and safety of persons passing to and from the vessel.

Provision of tackle

10. Notwithstanding any permission granted under by-law 18 by the Marine Supervisor, the master of a vessel shall provide such tackle as in the opinion of the Marine Supervisor is necessary for the proper slinging of all cargo unloaded from the vessel on to any jetty or work boat or loaded or intended to be loaded from any jetty or work boat into the vessel.

Master to keep vessel clear

11. The master of a vessel shall keep the vessel and all boats, rigging, ropes, hawsers, and other equipment or fittings thereof, and gangways used or intended to be used in connection with the vessel, at all times free and clear of any shiploader, gear, plant or other thing on any jetty, irrespective of whether that shiploader, gear, plant or other thing is stationary or in use.

Tackle not to be cast off without permission

12. Unless the Harbour Master otherwise permits, a person shall not cut, cast off or interfere in any way with any rope or tackle made fast or attached to any mooring buoy or any vessel occupying a berth, if that rope or tackle has been made fast or attached in accordance with any direction of the Harbour Master.

Working propeller

13. Unless the Harbour Master otherwise permits, a person shall not work or cause to be worked the propeller of any vessel while that vessel is occupying any berth, and notwithstanding that any such permission has been given a person shall not work that propeller or cause it to be worked if that working may cause damage to any property, or injure any person, but nothing in this by-law shall preclude the working of any propeller for the safe berthing or unberthing of any vessel.

Vessel to have sufficient ballast

14. Notwithstanding anything contained in any other by-law, the master of a vessel occupying any berth or at anchor shall have on board at all times such quantity of cargo or ballast as may be necessary —

- (a) to keep the vessel safe; and
- (b) to prevent damage or injury to all berth installations.

Vessel to be in seagoing condition

15. Notwithstanding anything contained in any other by-law, the master of a vessel occupying any berth or at anchor shall at all times maintain the vessel —

- (a) in a seagoing condition; and
- (b) so as to be ready to put to sea without any delay.

Safety precautions

16. A person shall not without the permission of the Marine Supervisor —

- (a) embark upon or land from any vessel occupying any berth except in a manner approved by the Marine Supervisor;
- (b) or unless directed to do so by the pilot of that vessel, embark upon or land from any vessel while such vessel is berthing or unberthing and is in motion; or
- (c) enter upon any berth installation.

Permission to leave vessel

17. The master of a vessel shall not, without the prior permission of the Marine Supervisor, leave the vessel or permit any other officer or member of the crew of the vessel to do so.

Embarkation, jetty and berth area

18. A person shall not cause or permit any passengers, cargo or ballast to be embarked or shipped, or disembarked or unshipped, on or from any vessel in the jetty and berth area, unless —

- (a) the Marine Supervisor otherwise permits; or
- (b) the person is acting in compliance with a direction given by the Harbour Master under by-law 19.

Direction of Harbour Master paramount

19. The master of a vessel within the jetty and berth area shall comply with any direction given by the Harbour Master under the *Shipping and Pilotage Act 1967*.

Watchman

20. The master of a vessel the tonnage of which —

- (a) exceeds 150 tonnes shall cause a watchman to be kept on duty on the deck of the vessel; or
- (b) does not exceed 150 tonnes shall cause at least one person to be on board,

whilst the vessel occupies a berth.

Cargo loaded and discharged

21. (1) The master of a vessel onto which or from which cargo is loaded or unloaded shall ensure that the cargo is handled only by members of the crew of the vessel or persons employed or provided by or on behalf of the Company, unless the Marine Supervisor has otherwise given permission.

(2) The master of a vessel onto which or from which cargo is loaded or unloaded or onto which or from which passengers are embarked or disembarked shall ensure that the cargo or passengers shall be loaded, unloaded, embarked or disembarked, as the case may be, only at such places on any jetty or other berth installation as have previously been approved by the Marine Supervisor, and any cargo which is to be loaded onto a vessel from a jetty or which has been unloaded onto a jetty shall be stacked or stored only at such places or areas as have previously been approved by the Marine Supervisor.

(3) The master of a vessel who is required to use the services of tugs, lines launches or work boats shall use such tugs, lines launches or work boats and associated personnel as are provided by the Company.

Discharges into water

22. A person shall not deposit, discharge or permit to fall into the water, other than at a place previously designated for that purpose by the Harbour Master, any matter likely —

- (a) to interfere with or inconvenience any shipping using any jetty or other berth installation; or
- (b) to damage any jetty or other berth installation or other property of the Company.

Matter deposited on jetty or berth

23. A person shall not without the prior written permission of the Marine Supervisor deposit or cause or permit to be deposited any matter on any jetty or other berth installation or other property of the Company.

Openings to be screened

24. Unless prior permission is given by the Harbour Master, the master of a vessel in or in the vicinity of the jetty and berth area shall ensure that all openings out of which steam, water, fluids or waste is liable to be discharged from the vessel are properly screened and protected so as to prevent any such discharge.

Fire

25. (1) An officer or member of the crew of a vessel, or an officer of the Company, who discovers or is aware of an outbreak of fire in or on board any vessel in or in the vicinity of the jetty and berth area shall forthwith —

- (a) raise an alarm; and
- (b) notify the Marine Supervisor and Harbour Master of that outbreak.

(2) An officer or member of the crew of a vessel in or on board which there is an outbreak of fire, or an officer of the Company, shall give such assistance in extinguishing the fire and protecting the berth installations and other vessels as the Marine Supervisor may direct.

(3) A person shall not break, sound or in any manner operate or interfere with any electrical or other fire alarm on any jetty or other berth installation or other premises of the Company except in the case of an outbreak of fire.

Explosives

26. The master of a vessel having explosives on board, other than pyrotechnics which are required by the Commonwealth or the State to be carried on board, shall not cause or permit the vessel to enter the jetty and berth area or to lie within a distance of one kilometre from any part of it for any purpose unless the permission of the Chief Inspector and the Harbour Master has first been obtained.

Inflammable cargo

27. Inflammable cargo shall not be unloaded unless the Marine Supervisor is satisfied that it is imported under authority of a licence or permit granted by the Chief Inspector under the *Explosives and Dangerous Goods Act 1961*.

Explosion

28. Unless the prior written permission of the Marine Supervisor has been obtained, a person shall not fire any gun or explode any detonator or other explosive signal (save as a signal of distress) or use any explosive in or in the vicinity of the jetty and berth area or any other vessel.

Naked light

29. The master of a vessel in or in the vicinity of the jetty and berth area shall not cause or permit any flare-up lamp, fire or naked light of any kind to be used in the hold of the vessel, whether for the purpose of working cargo or otherwise.

Trespass

30. A person shall not trespass on, use for recreation, make fast to, damage, injure, or otherwise interfere with any berth installation.

Obstruction of persons

31. A person shall not obstruct or hinder the Company, any of its officers or any other person in the rendering or provision of any berth service, and shall comply with any reasonable direction of the Marine Supervisor with respect to any such rendering or provision.

Obstruction relating to cargo

32. A person shall not obstruct or interfere with the loading or unloading of cargo or the embarkation or disembarkation of passengers within or in the vicinity of the jetty and berth area, and shall comply with any reasonable direction of the Marine Supervisor with respect to that loading, unloading, embarkation or disembarkation.

Hydrant

33. Unless the prior written permission of the Marine Supervisor has been obtained, a person shall not, except in the case of an outbreak of fire, turn any valve or cock of, or open or shut or tamper or interfere with, any fire plug or hydrant on any jetty or other berth installation.

Interference with plant

34. A person shall not play, tamper or in any way interfere with any plant, machinery, gear, equipment or fittings or any electric light or power mains on any jetty or other berth installation.

Nuisance

35. A person shall not do any act under or upon any jetty which —
- (a) does not already constitute an offence against these by-laws; but
 - (b) constitutes a public or private nuisance.

Notice boards

36. A person shall not remove, deface or otherwise interfere with any notice board erected on or in the vicinity of any jetty or other berth installation.

Defacement and bill posting prohibited

37. Unless the prior permission of the Marine Supervisor has been obtained, a person shall not write or paint on, or place any notice board, placard, sign or document on, any jetty or other berth installation.

Life saving appliances

38. A person shall not interfere with any life-saving gear, boat hook, drag, grapple, life-buoy or other apparatus placed on any jetty or other berth installation and used or intended for the purpose of saving persons from drowning, unless that interference is for the purpose of saving life or for such other purpose as is approved by the Marine Supervisor from time to time.

Vehicles on jetty

39. (1) Unless the prior permission of the Marine Supervisor has been obtained, a person shall not drive or permit to be driven any motor vehicle upon any jetty or any approach thereto, and if that permission is granted a person —
- (a) shall not park the motor vehicle except in an area set aside for that purpose;
 - (b) when in a place where a notice is maintained indicating that standing or parking or the speed of a motor vehicle is prohibited, limited or restricted, shall comply with that prohibition or with the terms of that limitation or restriction;

- (c) shall not allow the motor vehicle to approach within 20 metres of any inflammable or explosive goods or cargo;
- (d) shall comply with all directions relating to the disposal of the motor vehicle and given by the Marine Supervisor or any other officer of the Company authorized by the Marine Supervisor for that purpose.

(2) The Marine Supervisor or any other officer of the Company may move from any jetty or approach thereto to any other place any unattended motor vehicle or any motor vehicle the driver of which has failed to comply with any direction of the Marine Supervisor.

(3) A person shall not cause or permit to be placed or to remain on a jetty any motor vehicle, cargo or other load in excess of the load limits determined from time to time by the Marine Supervisor and contained in a notice at the abutment of the jetty.

Disorderly persons

40. The Marine Supervisor and any other officer of the Company may take such steps as are necessary to prevent any intoxicated, idle or disorderly person from entering upon any jetty or other berth installation and to remove any such person who has so entered.

No assembly on jetty

41. Unless the prior permission of the Marine Supervisor has been obtained, a person shall not address any assembly of persons under or upon any jetty.

Children on jetty

42. A person having the custody or control of a child under the age of 12 years shall not cause or permit the child to enter, or remain upon, any jetty unless accompanied by a person aged 18 years or over.

Fishing

43. A person shall not fish from any part of any jetty or other berth installation.

No building allowed on jetty

44. Unless the prior permission of the Marine Supervisor has been obtained, a person shall not erect any building, staging or structure on or in any jetty or other berth installation.

No entry

45. The Company may by notice placed on a jetty close that jetty or part thereof, and a person shall not thereafter enter upon that jetty or that part without the prior written consent of the Marine Supervisor.

PART 3 — DUES**Payment of revenue**

46. (1) All dues are hereby levied and charged for the use and benefit of the Company and (notwithstanding any other provision of these by-laws) the owner, master and agent (other than the Company or a related corporation) of a vessel in respect of, or in connection with which, any dues are payable shall be jointly and severally liable to the Company for those dues.

(2) All dues shall be paid to the Company which may at any time sue for and recover the same in any court of competent jurisdiction.

(3) All dues shall be paid before the vessel in respect of, or in connection with which, they are charged or payable leaves the jetty and berth area, but the Company may accept in lieu of that payment a written guarantee from the master, owner or agent of the vessel in the form set out in Schedule 1 that those dues will be paid within 14 days after the departure of the vessel from the jetty and berth area.

(4) Unless the Company has accepted a guarantee in the form referred to in sub-by-law (3) in relation to a vessel in respect of, or in connection with which, any dues are charged or payable and unpaid, the Marine Supervisor may detain that vessel until those dues are paid.

Liability of consignee and consignor

47. (1) Where the owner, master or agent fails to pay the dues levied and charged under by-law 46 —

- (a) the consignee shall be liable to pay to the Company the dues in respect of all inward cargo; and
- (b) the consignor shall be liable to pay to the Company the dues in respect of all outward cargo.

(2) Nothing in this by-law limits the right of the Company to recover dues from any person (other than the consignee or consignor) who may be liable to pay the charges.

Tonnage and other charges

48. (1) The appropriate tonnage charge set out in Part 1 of Schedule 2 shall be paid in respect of the occupancy by a vessel of a berth.

(2) For the purpose of assessing a tonnage charge referred to in sub-by-law (1), a vessel shall be deemed to occupy a berth from the time when the first line is made fast until the last line is let go and, if after the first line is made fast the vessel is required to leave the berth prior to completion of loading, and then to re-enter the berth to complete loading, the aggregate period constituted by those individual periods of occupancy shall be regarded as its occupancy of the berth.

(3) The appropriate tonnage charge set out in Part 2 of Schedule 2 shall be paid in respect of each entry by a vessel into the jetty and berth area, and for the purposes of assessing that charge an entry shall be defined as an entry by a vessel into the jetty and berth area for the purpose of loading a cargo but is limited to a maximum of one entry per total loading.

(4) The charge set out in Part 3 of Schedule 2 shall be paid each calendar year, in respect of the entry into or operation within the jetty and berth area of every tug, lighter, barge, lines launch, and launch registered under the *Western Australian Marine (Hire and Drive Vessels) Regulations 1983*.

Certificate of registry

49. The master of every vessel occupying or about to occupy a berth shall produce the certificate of registry of such vessel to the Marine Supervisor or any other officer of the Company upon demand.

Exemption from payment

50. (1) Vessels of war and vessels owned by the Crown in right of the Commonwealth or the Crown in right of a State shall, if those vessels are not engaged in trade, be exempt from the payment of all dues.

(2) If any vessel occupies a berth only for the purpose of landing a sick or injured person and remains only for such time as may be necessary for that purpose, the Company may exempt that vessel from all or any dues.

Rebates of tonnage rates

51. When a vessel occupies a berth —

- (a) in distress or under duress; or
- (b) for fitting, refitting or repairs,

the Company may grant to the vessel a rebate of the balance of dues in excess of the dues payable for the occupation by the vessel of a berth for 6 hours.

Towage

52. (1) There shall be paid in respect of any vessel using the services of a tug provided by or on behalf of the Company the appropriate charge set out in clause 1, 2 or 3 of Schedule 3 and, if a request for the services of such a tug is subsequently cancelled by or on behalf of the applicant vessel before those services are used, the charge set out in clause 4 of that Schedule shall be payable.

(2) An application for the services referred to in sub-by-law (1) shall be made to the Marine Supervisor in the form set out in Schedule 4.

(3) The conditions set out in Schedule 5 apply to all towage by tugs under these by-laws, but those conditions do not apply to or affect any claim by the Company for salvage services or services in the nature of salvage.

(4) The Harbour Master may require the master of a vessel which is being berthed or unberthed to engage the services of one or more tugs provided by or on behalf of the Company for that purpose and an appropriate charge set out in clause 1, 2 or 3 of Schedule 3 shall be paid in respect of, and the conditions referred to in sub-bylaw (3) apply to, any such towage.

Miscellaneous charges

53. (1) The charges set out in Schedule 6 shall be paid in respect of the services set out in that Schedule, and the conditions set out in that Schedule apply to those services.

(2) The Harbour Master may require the master of a vessel which is being berthed or unberthed to engage the services of one or more lines launches or work boats provided by or on behalf of the Company for that purpose, and the charges set out in Schedule 6 shall be paid in respect of those services.

Manifests

54. (1) The master of a vessel desiring to load or unload cargo at a jetty shall, before that loading or unloading begins, deliver to the Marine Supervisor 2 legible and complete copies in the English language of the manifest of that vessel, certified by that master to be true and complete.

(2) Prior to the unberthing of a vessel —

- (a) which has loaded or unloaded cargo at a jetty, the master of that vessel shall deliver to the Marine Supervisor a statement in duplicate, certified by that master to be true and complete, of any amendments which have been made to the manifest of that vessel, together with the reasons for those amendments, if any;
- (b) which has loaded cargo at a jetty, the master of that vessel shall deliver to the Marine Supervisor 2 legible and complete copies in the English language of the manifest of that vessel, certified by that master to be true and complete and containing such details of the cargo loaded as the Company requires.

Vessel to be prepared to load or unload

55. Prior to the berthing of a vessel, the master of the vessel shall cause the vessel to be ready to load or unload cargo and shall comply with any directions given by the Marine Supervisor in relation thereto.

Hatch covers

56. Upon the completion of the loading or unloading of cargo and at such other times as the Marine Supervisor in his discretion may direct, the master of a vessel shall cause the hatch covers of the vessel to be closed.

SCHEDULE 1

(By-law 46 (3))

Evaporites (Lake MacLeod) (Cape Cuvier Berth) By-laws 1991

GUARANTEE

To (name of the Company)

CAPE CUVIER, WESTERN AUSTRALIA

In consideration of the provision of certain services and facilities by you at my request, I (name of master, owner or agent of vessel) hereby guarantee and warrant to you that all dues charged or payable or which may in the future become chargeable or payable under the above by-laws in respect of or in connection with the vessel (insert name of vessel) will be paid within 14 days after the departure of that vessel from the jetty and berth area and I undertake and agree to pay to you forthwith upon the expiration of that period of 14 days the amount of any such dues which have not been paid before that departure. I shall not be discharged or released from this guarantee by any arrangement made between you and the master*, owner* or agent* of that vessel (either with or without my assent) or by any obligation to pay those dues or by any forbearance whether in relation to payment, time, performance or otherwise.

IN WITNESS whereof I, the Master*/Owner*/Agent* of the abovementioned vessel, have set my hand and seal thisday of..... 19...

Signed, sealed and delivered by)
)
the said)
) (Seal)
in the presence of —)
)
.....)
(Name and address of witness)

*Delete if inapplicable.

SCHEDULE 2

(By-law 48 (1), (3) & (4))

*Part 1***TONNAGE CHARGES — BERTH DUES**

The tonnage charge payable in respect of a vessel shall be \$0.008 for each tonne of the tonnage of the vessel for each 4 hours or part thereof during which the vessel occupies a berth, the minimum charge for each occupancy of a berth being a charge for 12 hours.

*Part 2***TONNAGE CHARGES — BERTH CAPITALIZATION DUES**

The tonnage charge payable in respect of a vessel shall be \$0.012 for each deadweight tonne of the registered summer deadweight of the vessel for each entry in the jetty and berth area, the minimum charge for each such entry being \$600.

*Part 3***CHARGES — CERTAIN BOATS**

The charge for entry into or operation within the jetty and berth area by tugs, lighters, barges, lines launches and licensed launches shall be \$300 paid annually in advance.

SCHEDULE 3

(By-law 52 (1) and (4))

TOWAGE CHARGES

1. The charge payable for the services of each tug required for the berthing or unberthing of a vessel shall be —

<u>DWT. OF VESSEL</u>	<u>IN AND OUT</u> \$
0 — 20 000	3 950
20 001 — 30 000	4 700
30 001 — 35 000	5 400
35 001 — 40 000	6 250
40 001 — 45 000	7 000
45 001 — 50 000	7 800
50 001 — 55 000	8 600
55 001 — 60 000	9 350
60 001 — 65 000	10 150
65 001 — 70 000	10 900
70 001 — 75 000	11 700
75 001 — 80 000	12 500
80 001 — 85 000	13 250
85 001 — 90 000	14 050
90 001 — 100 000	15 600
100 001 — 110 000	17 150.

- 2. The charge payable for the services of each tug required to stand by or to assist in shifting a vessel shall be \$600 for each hour for which those services are required.
- 3. The charge payable for the services of each tug required for any purpose, other than the purposes referred to in clauses 1 and 2, shall be \$600 for each hour, or part thereof, for which those services are required, with a minimum charge of 2 hours being applicable for each request.
- 4. If a request for the services of a tug is made, but cancelled before those services are provided, a cancellation charge equal to 50% of the charge payable for those services shall be payable.

SCHEDULE 4

(By-law 52 (2))

APPLICATION FOR TOWAGE

I*/We* hereby apply for the services of the tug(s) (name(s) of tug(s)) for the purpose of berthing and unberthing*/standby*/shifting*/assisting*/other purpose* (description of other purpose) the vessel(name of vessel) on 19....., at

..... a.m.*

..... p.m.*

If this application is accepted by the Company, I*/we* agree to pay the charges therefor in accordance with the *Evaporites (Lake MacLeod) (Cape Cuvier Berth) By-laws 1990* and to be bound by all the conditions with regard to towage contained in those by-laws. Any agent signing this application warrants that he has been authorized by the master and by the owner of the vessel to do so.

MASTER*/OWNER*/AGENT* OF
..... (NAME OF VESSEL).

*Delete if inapplicable.

SCHEDULE 5

(By-laws 52 (3) and 57 (4))

Evaporites (Lake MacLeod) (Cape Cuvier Berth) By-laws 1991

CONDITIONS OF TOWAGE

1. For the purposes of these conditions —

- (a) "hirer" means the master, owner or agent of a vessel requiring towage services from the Company; and

- (b) the phrase "whilst towing" means the period commencing when the tug is in a position to receive orders directly from the vessel of the hirer to pick up ropes or lines or when the tow rope has been passed to or by the tug, whichever is the sooner, and ending when the final orders from that vessel to cast off ropes or lines have been carried out, or when the tow rope has been finally slipped, and the tug is safely clear of the vessel, whichever is the later, and "towing" includes any operation in connection with holding, pushing, pulling or moving the vessel.

2. On the commencement of the use of the services of a tug, the master and crew thereof become the servants of the hirer or his servants or his agents and anyone on board the vessel of the hirer who is paid by or would or might but for these conditions be deemed to be employed by the Company shall be deemed to be the servant of the hirer.

3. The Company or any person operating a tug at the request of the Company shall not be liable for any death or injury to any person, or loss of or damage to property —

- (a) occurring whilst towing; or
- (b) arising out of —
- (i) an act or omission related to the tug or the vessel of the hirer;
 - (ii) the negligence of the Company, its servants, agents or any other person operating any tug at the request of the Company;
 - (iii) the unseaworthiness, unfitness or breakdown of the tug or any of its equipment or the lack of fuel, stores or speed; or
 - (iv) any other cause whatsoever,

and the hirer shall bear the cost resulting from any death, injury, loss or damage of the kind specified in this condition which is suffered by the Company and shall in addition (to the extent if any to which this condition fails to relieve the Company from liability for any such death, injury, loss or damage) indemnify the Company and hold it harmless against that liability, but this condition shall not apply to any death, injury, loss or damage suffered by the hirer and caused by or arising from want of reasonable care on the part of the Company to make the tug seaworthy for its navigation whilst towing (the burden of proving such want of care being upon the hirer).

4. The hirer shall not bear or be liable for any damage, injury, loss or expense of any description caused by or to the tug otherwise than whilst towing or for loss of life among or injury to the crew of the tug, but nothing contained in this condition shall prejudice any claim the Company may have in admiralty or at common law against the hirer.

5. The Company may substitute one tug for another and may sub-let or assign the work, wholly or in part, to other tug owners or other persons, who shall also have the benefit of and be bound by these conditions.

6. Any object, whether afloat or not, in respect of which the services of a tug are sought, will, for the purpose of these conditions, be deemed to be a vessel.

SCHEDULE 6

(By-law 53)

MISCELLANEOUS CHARGES AND CONDITIONS

Lines launch or work boat

1. The charge payable for the use of the services of a lines launch or work boat shall be —

- (a) \$600 in and out for each lines launch or work boat employed on each occasion in connection with the berthing or unberthing of a vessel;
- (b) \$150 per hour, or part thereof, for each lines launch or work boat employed on each occasion for services other than the berthing or unberthing of a vessel, the period of use of those services being calculated from the time when the requested lines launch or work boat leaves its usual moorings until that lines launch or work boat returns to its usual moorings,

and, if a lines launch or work boat is requested, but that request is cancelled before its services are used, a cancellation charge of \$150 shall be payable.

Linesmen

2. (1) The rate payable for the services of linesmen shall be —

- (a) \$0.025 per dwt of a vessel in and out for the berthing or unberthing of a vessel; and
- (b) \$240.00 per hour or part thereof for each attendance on board a vessel to handle lines.

(2) On the commencement of the use of the services of a lines launch or work boat, the master and crew thereof become the servants of the hirer or his servants or agents and anyone on board the vessel of the hirer who is paid by or would or might but for this condition be deemed to be employed by the Company shall be deemed to be the servant of the hirer.

Mooring lines

3. The charge payable for the provision of steel mooring lines shall be \$0.005 per dwt of a vessel for each entry by the vessel into the jetty and berth area, the minimum charge being \$250.00, and for the purposes of assessing that charge the expression "entry" shall have the meaning ascribed to it in by-law 48 (3).

4. For the purposes of this Schedule, "hirer" means the master, owner or agent of a vessel requiring towing services from the Company.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

TRANSPORT

TR401

ALBANY PORT AUTHORITY ACT 1926 OFFICE OF THE MINISTER FOR TRANSPORT—PERTH

It is hereby notified for general information that His Excellency the Governor, in Executive Council, has approved the re-appointment of Mr Terence Enright and Mr Phillip McAuliffe and the appointment of Mr Len Smith as members of the Albany Port Authority for periods expiring on 31 October 1994, 31 October 1993 and 31 October 1992 respectively, in accordance with the provisions of Sections 4 and 6 of the Act.

PAM BEGGS, Minister for Transport.

WATER AUTHORITY

WA401

WATER AUTHORITY OF WESTERN AUSTRALIA RIGHTS IN WATER AND IRRIGATION ACT 1914

Notice Under Section 13 of the Act
(Regulation 14 (1))

The Applications in the following schedule have been received for a licence to divert, take and use water from the Warren-Donnelly Rivers System.

Any owner or occupier of land within 4.8 kilometres of the applicants land and contiguous to the watercourse may object to that application.

Objections should be sent to reach me at the:

Water Authority of WA
PO Box 305
Bunbury WA 6230

prior to the 8th of November, 1991 by certified mail.

Occupier	Schedule Postal Address	Description of Land
G. Borshoff	RMB 90 Manjimup WA 6258	Nelson Loc. 8787, Ladycroft Rd., West Manjimup
Brookdale Fresh	PO Box 8/1, Manjimup 6258	Pt. Loc. 9413, 9414, Lot 20 Smith Bk. Rd., Middlesex

C. ELLIOTT, Regional Manager,
South West Region, Water Authority of WA.

TENDERS**ZT201****MAIN ROADS DEPARTMENT***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
84/91	Supply only or Supply and delivery of timber guide posts to all Divisional centres for a 12 month period.	Friday Nov. 8, 1991

ZT202*Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
			\$
52/91	Extruded kerbing to June 30 1992, Metropolitan.	Comkerb	115 502.00
27/91	Supply and delivery of crushed aggregate, Geraldton.	The Readymix Group	98 320.00
12/91	Supply and installation of carpet and/or vinyl to seven houses, Kununurra.	Northam Carpets	8 360.00

D. R. WARNER, Director, Administration and Finance.

ZT301**STATE SUPPLY COMMISSION***Tenders Invited*

Tender forms and full particulars of the Schedule hereunder may be obtained on application at the State Supply Commission, 815 Hay Street, Perth, 6000.

TELEPHONE No. 222 8491 or 222 8241

FACSIMILE No. 321 7918

Date of Advertising	Schedule No.	Description	Date of Closing
1991			1991
Sept. 20	012A1991	Supply of Certain Classes of Motor Vehicles for various Government Departments	October 31
October 11	527A1991	Supply, installation and maintenance of a PABX Telephone System at the Police Dept. Complex, Smithies Street, Joondalup	October 31
October 4	080A1991	White Goods (Household Appliances) for the Whole of Government for a period of twelve (12) months with an option exercisable by the Commission to extend for a further twelve (12) month period	Nov. 7
October 11	213A1991	Supply of Novell Netware File Servers to the Department of TAFE for a one (1) year period with two (2) successive six (6) month options to extend, exercisable by the State Supply Commission	Nov. 7
October 18	528A1991	Design, Construction of a new 20 metre Aluminium Patrol Vessel for the Fisheries Department	Nov. 7
October 18	069A1991	Supply of Airconditioning Units for a period of twelve (12) months with an option exercisable by the Commission to extend for a further twelve (12) months for various Government Departments	Nov. 14
		<i>For Service</i>	
October 18	196A1991	Lawn Mowing—Schools for the Ministry of Education State Wide: For a one year period with two (2) successive options, each to extend for a further one year period	Nov. 7

STATE SUPPLY COMMISSION—*continued*

Date of Advertising	Schedule No.	Description	Date of Closing
<i>For Service—continued</i>			
October 18	239A1991	Printing of the Publication "Education News" for the Ministry of Education for a one (1) year period with an option to extend for a further twelve (12) month period	Nov. 7
<i>Invitation to Register Interest</i>			
October 11	ITRI 7/91	Request for Proposal from Authorised Advanced Revelation Vendors in Western Australia for the purchase of Rights, Intellectual Property and Associated Aspects of Ownership of the Software Application known as the Contracts Administration Management System (CAMS)—Department of State Services	October 31
October 25	ITRI 8/91	Request for Proposal for a Human Resource Management Information System to be used by W.A. Public Sector Agencies	Nov. 21
<i>For Sale</i>			
October 11	521A1991	1989 Nissan Pintara Sedan (MRD A803) at Carnarvon	October 31
October 11	522A1991	1977 Viscount Domestic Caravan (MRD 0037), 1965 Ropa Kitchen Caravan (MRD 0586), 1968 Ropa Kitchen Caravan (MRD 1844), 1973 Arrow Sleeper/Kitchen Caravan (MRD 0903), 1971 Baravan Office/Sleeper Caravan (MRD 1910) and 1971 Baravan Office/Sleeper Caravan (MRD 1911) at Welshpool	October 31
October 11	523A1991	(Recall)—1986 Toyota Dyna Crew Cab Truck (MRD 9544) at Welshpool	October 31
October 11	524A1991	(Recall)—1980 McDonald 400 Series Johnson Suction Sweeper (MRD 4460) at Welshpool	October 31
October 11	525A1991	1982 Toyota Toyoace Flat/Top Truck (MRD 5868), 1986 Ford Trader T509 Flat/Top Truck (MRD 8844), 1987 Toyota Dyna Flat/Top Truck (MRD 9818) at Welshpool	October 31
October 11	526A1991	Hologic QDR1000 Bone Densitometer for Sir Charles Gairdner Hospital	October 31
October 18	533A1991	Transportable Ablution Amenity at Kgalingkadji	October 31
October 18	534A1991	Large Triumph Metter Gas Stove and a Large Sterile Electric Stove at Woodman Point	October 31
October 18	529A1991	1989 Holden Commodore Sedan (MRD A748) and 1989 Holden Commodore Station Wagon (MRD A847) at Welshpool	Nov. 7
October 18	530A1991	(Recall)—1984 Nissan Urvan Micro Bus (MRD 7798) at Welshpool	Nov. 7
October 18	531A1991	1989 Mitsubishi Triton Utility (MRD A730), 1989 Mitsubishi Triton Utility (MRD A777), 1989 Ford Econovan (MRD A798) and 1990 Mitsubishi Triton Utility (MRD B258) at Welshpool	Nov. 7
October 18	532A1991	1979 Chamberlain R/End Loader (MRD 3623) at Welshpool	Nov. 7
October 25	537A1991	20 Tonnes (approx) Linotype Printers Lead, 1.6 Tonnes (approx) Monotype Printers Lead—State Print	Nov. 7
October 25	535A1991	1989 Holden Commodore Sedan (6QU 364) at Geraldton	Nov. 14
October 25	536A1991	1989 Mitsubishi Triton Extra Cab Utility (6QX 403) at Kununurra	Nov. 14
October 25	538A1991	1989 Mitsubishi Pajero 4x4 Wagon (MRD 2175) at Welshpool	Nov. 14
October 25	539A1991	1988 Toyota Dyna Crew Cab (MRD 2434), 1989 Ford Falcon Utility (MRD A540), 1989 Ford Falcon Utility (MRD A956), 1989 Holden Commodore (MRD B134), 1987 Toyota Landcruiser 4x4 Utility (MRD 9485) and 1987 Toyota Landcruiser 4x4 Utility (MRD 9906) at Welshpool	Nov. 14
October 25	540A1991	Sleeper/Kitchen Caravan (MRD 1504) at Welshpool	Nov. 14

Tenders, addressed to the Chairman, State Supply Commission, 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 Supply Commission.

ZT302

STATE SUPPLY COMMISSION—*continued**Accepted Tenders*

Schedule No.	Particulars	Contractor	Rate
<i>Supply</i>			
03A1991	Supply and Delivery of Paint Accessories to various Government Departments for a one (1) year period with the option for a further one (1) year	Various Suppliers	Details on Request
034A1991	Supply of Cleaning Products for various Government Departments for a one (1) year period with the option for a further one (1) year	Various Suppliers	Details on Request
<i>Service</i>			
147A1991	Service of a Mobile Food and Drink Kiosk for the Ministry of Education Woodman Point Reserve for a one (1) year period	Cockburn Pleasure Boat Storage	Item 1 \$375.00 Per Month
189A1991	Service of the Transport of Motor Vehicles for Ministry of Education for a two (2) year period with the option for a further one (1) year	Auto Trans Express 1990 P/L	Details on Request
<i>Purchase and Removal</i>			
512A1991	1982 Clark Bobcat Loader (MRD 6052)	John Watson	Item 1 \$5 150.00
	1978 Chamberlain R/Loader (MRD 3002)—Welshpool	Charlie Guerinoni & Son	Item 2 \$9 500.00
513A1991	1987 Toyota Landcruiser Personnel Carrier (6QN 644)	Graham Thompson	Item 1 \$15 555.00

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
NM 10617	Design and construction of 500 m ³ circular ground level roofed tank at Leonora	1991
AM 10618	The ocean bed excavation and preparation of approximately one thousand eight hundred metres of ocean bed extending generally westward from Ocean Reef, Western Australia	12 November
AM 10619	The supply, installation and removal of sheet piling for Beenypup ocean outlet No. 2	12 November
		5 November

PUBLIC NOTICES

ZZ201

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 25th November 1991, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Alderson, Claude Arthur, late of Home of Peace, Walter Road, Inglewood, died 17/2/91.

Arrigo, Santino, late of 64 Royal Street, Tuart Hill, died 2/9/91.

Betteridge, Harold Wilfred, formerly of 207 Heytesbury Road, Subiaco, late of St. Lukes Nursing Home, Subiaco, died 30/8/91.

Blay, Arthur Lewis, late of 12 Mahogany Drive, Mandurah, died 14/2/91.

Brandis, Jean Charlotte Mary, late of 39 Gifford Way, Dianella, died 12/9/91.

Chikritzhs, Helen Margaret, late of 3 Hicks Way, Hillarys, died 19/7/91.

Donovan, Miriam Dorcas, late of Subiaco Uniting Church Hospital, 137 Heytesbury Road, Subiaco, died 10/9/91.

Finch, Alice Isabella, late of Santralla Nursing Home, 16 Duncan Street, Victoria Park, died 28/9/91.

Gold, Helen Mary, late of 11 Stevens Road, High Wycombe, died 4/8/91.

Hallenberg-Haller, Izabella Joanna, late of 53 Rudall Way, Padbury, died 26/9/91.

Horgan, Walter Jack Aubrey, also known as Horgan Jack, late of 136 Rosewood Avenue, Woodlands, died 16/8/91.

Howe, Kevin Desmond, late of 3 Whiteside Street, Cloverdale, died 25/7/91.

Kitchin, Margaret Jeanette, late of 6 Travers Avenue, Kelmscott, died 20/8/91.

Radicevic, Pantelija, also known as Panto, late of Werribee Road, Wundowie, died 24/9/91.

Reece, Graham Derek, late of 29A Ashley Avenue, Quinns Rocks, died 4/8/91.

Rewell, Quintus George, late of Tandarra Nursing Home, Jarrah Road, Bentley, died 9/10/91.

Rutherford, Herbert John, late of 202 Canning Road, Lesmurdie, died 20/8/91.

Stewart, Allan Raymond, formerly of 122B Basinghall Street, East Victoria Park, late of Mount Henry Hospital, Cloister Avenue Como, died 15/9/91.

Stook, Ernest James, late of 272 Garden Road, Spearwood, died 2/9/91.

Sweeney, Doris Miriam, formerly of 9 Chrysostom Street, Trigg, late of 20 Valkyrie Place, Two Rocks, died 22/8/91.

White, Jessie Ruth, formerly of 43 Blackbutt Road, Woodlands, late of Sunset Hospital, Burswood Parade, Dalkeith, died 31/8/91.

Williams, Ruby Beryl, late of 26 Collier Street, Wembley, died 30/8/91.

Dated this 21st day of October, 1991.

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

ZZ202

TRUSTEES ACT 1962

Deceased Estates

Creditors and other persons having claims in respect of the estate of Edward John Scade, late of 23 Whidby Street, Albany W.A. Panel Beater deceased to which section 63 of the Trustees Act 1962 as amended, applies are required to send particulars of their claims to the Administrator Alexander Thomas Scade, c/- Haynes Robinson, 70-74 Frederick Street, Albany by the 21st day of November 1991, after which date the said Administrator may convey or distribute the assets having regard only to the claims of which he has notice and the said Administrator shall not be liable to any person of whose claim he has had no notice at the time of distribution.

Dated this 21st day of October 1991.

HAYNES ROBINSON, for the Administrator.

ZZ203**TRUSTEES ACT 1962**

Creditors of the Estate of Barbara Agnes Massie are advised to lodge their claims within one (1) month of the date of this advertisement.

R. MASSIE, Executor.

ZZ204**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 Valeta Joan Strother of 16 Compton Street, Rangeway, Geraldton, who died on 8 September, 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 28 November, 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.

ZZ205**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 Stanley Kevin Sampson (also known as Kevin Sampson) late of 2 Carcoola Court, Nollamara, who died on 21 September, 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 28 November, 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.

ZZ206**TRUSTEES ACT 1962**

Trustees Act 1962 in the estate of Edith Mary Meckin late of Flat 3, 2 Bellevue Terrace, West Perth in the State of Western Australia, Spinster deceased. Creditors and other persons having claim (to which section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased who died on the 27th day of June 1991 are required by the personal representative Edwin Albert Cooper of care of M. F. Abbott Cooper & Co, Chartered Accountants, 47 Hay Street, Subiaco in the said State to send particulars of their claims to him by the 30th day of November 1991 after which date the personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.

ZZ207**TRUSTEES ACT 1962****Notice to Creditors and Claimants**

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estate of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd of 89 St George's Terrace Perth, to send particulars of their claims to the Company, by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Cole, Lewis Cyril, late of 94 Vincent Street, Beverley, Pensioner, died 22 September 1991.

Davey, Violet, late of 87 Lawley Street, Tuart Hill, Widow died 19 September 1991.

Finlay, Edward Stanley, late of 8 Isdell Place, Gosnells, Retired Driver died 10 September 1991.

Griffiths, William Boyd, late of 115 Thomas Street, Queens Park, Retired died 29 July 1991.

Harley, Rose Ellen, late of Unit 502 Belgrade Village, Wanneroo, Widow died 4 October 1991.

Wright, Hilda Irene Mary Elizabeth, late of Rowethorpe Nursing Centre, Rowethorpe, Bentley, Widow died 21 September 1991.

Dated this 23rd day of October 1991.

J. KMIECIK, Manager Trusts and Estates,
Administration.

ZZ301

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

To the Court of Petty Sessions at Armadale.

I, Bradley James Hollis, of Lot 1514, Leslie Street, Southern River W.A. 6110, Process Server, having attained the age of twenty-one years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at Lot 1514, Leslie Street, Southern River W.A. 6110.

Dated 16th day of October 1991.

B. J. HOLLIS, Signature of Applicant.

 Appoint of Hearing

I hereby appoint the 22nd day of November 1991 at 10.00 o'clock in the forenoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Armadale.

Dated the 16th day of October 1991.

R. WHITNEY, 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

PARTNERSHIP ACT 1895

We, Guiseppe and Rosa Tizzano of 115 Tower Street, Leederville, Directors of Ballerina Holdings Pty. Ltd. hereby state that as of 26th September, 1991 we are no longer partners in Applecrisp Drycleaners and are not liable for any debts incurred in that name.

ZZ403

PARTNERSHIP ACT 1895

Notice of Dissolution

Take notice that the partnership conducted between Glenys Ursula Gorman of William Street, Boyup Brook and Raymond Charles Gorman of the address aforesaid trading as R. C. & G. U. Gorman, was dissolved as of the 30th day of June 1991.

PETER J. GRIFFIN & Co., Solicitors.

ZZ404

COMPANIES ACT 1961

(Section 272)

Notice of Final Meeting of Members

Aveiro Pty. Ltd. (In Liquidation)

Notice is hereby given that the final meeting of members of the abovenamed company will be held at the offices of Ernst & Young, 18th Floor, 140 St. George's Terrace, Perth on 25 November 1991 at 9.30 am.

Agenda:

1. To receive the liquidator's account showing how the winding up has been conducted and the giving of any explanation thereof.
2. To determine the manner in which the books, accounts and documents of the company and of the liquidator shall be disposed of.
3. To approve the liquidator's fee and expenses.

Dated this 17th day of October, 1991.

J. K. JENNINGS, Liquidator.

ZZ501

PUBLIC TRUSTEE ACT 1941
(Section 40: Subsection 4)
COMMON FUND INTEREST RATES

Public Trust Office,
Perth WA, 16 October 1991.

Notice is hereby given that the rate of interest payable to the respective estates and trusts, the moneys of which are held in the Common Fund have, as from 1 November 1991, been fixed as follows:—

Court Trusts, Minor Trusts, Workers Compensation, Agency Trusts, Deceased and Uncared-for-Property (in the state of trusteeship or where considered necessary by the Public Trustee) and not otherwise prescribed, Incapable Patients' and Infirm Persons' Estates and Restrained Property: at the rate of 9.5% per annum.

Deceased and Uncared-for-Property (in course of administration or whilst under investigation); at the rate of 8% per annum.

K. E. BRADLEY, Public Trustee.

Approved—

D. L. SMITH, Minister for Justice.

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(PUBLICATION SALES)
SPECIAL NOTICE
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WESTERN AUSTRALIA

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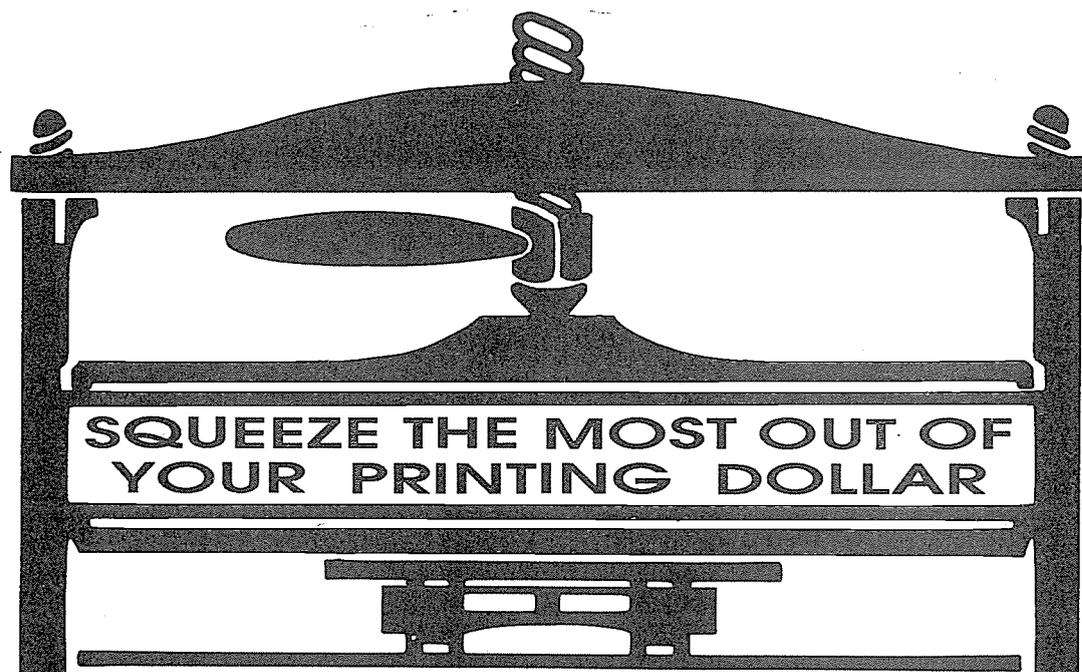
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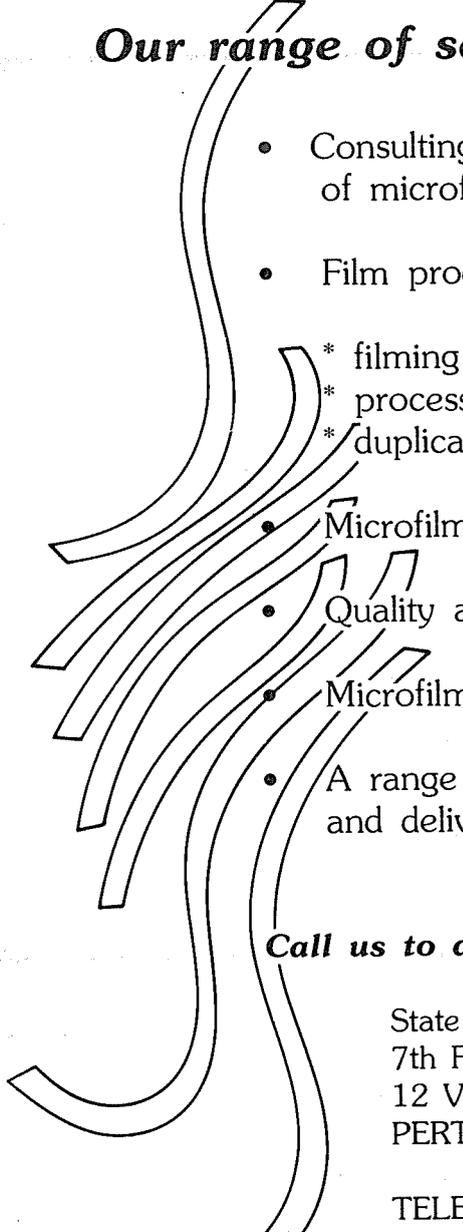


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These Statutes are in the process of being reprinted and will be available during this year.
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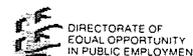
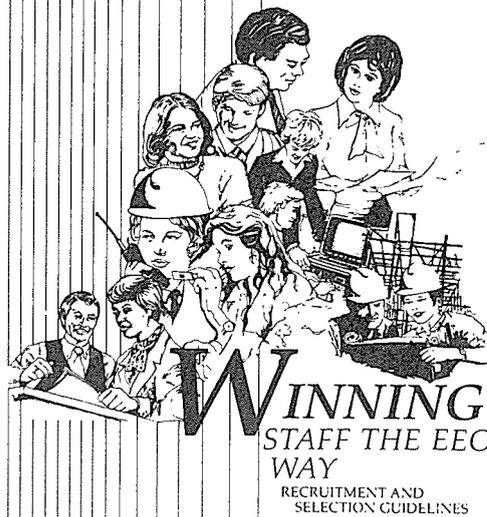
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