

WESTERN
AUSTRALIAN
GOVERNMENT
Gazette



PERTH, THURSDAY, 16 APRIL 1992 No. 54

PUBLISHED BY AUTHORITY G. L. DUFFIELD, GOVERNMENT PRINTER AT 3.30 PM

Publishing Details

The Western Australian *Government Gazette* is published by State Print for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances (changes to this arrangement will be advertised beforehand on the inside cover).

Special *Government Gazettes* and Extraordinary *Government Gazettes* are published periodically, only the special gazettes are included in the subscription price.

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Advertisers are advised to note the following changes to Publication Dates for Government Gazette.

TUESDAY EDITIONS:

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FRIDAY EDITIONS:

Friday 24 April (Copy closes Wednesday 22 April at 3.00 pm)

Friday 1 May (Copy closes Wednesday 29 April at 3.00 pm)

Normal twice-weekly publication will resume as of week commencing 4 May 1992.

Any enquiries should be directed to The Editor, Phone 383 8851

PROCLAMATIONS

AA101

POISONS ACT 1964

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Under section 22 of the Poisons Act 1964, I, the Governor, acting with the advice and consent of the Executive Council and on the recommendation of the Poisons Advisory Committee constituted under Part II of the Act, vary the proclamation made under that section and published in the *Government Gazette* of 27 May 1988 (as varied by proclamations so published on 8 July 1988, 28 October 1988, 6 October 1989, 12 April 1991 and 24 December 1991) in item 2 of the Schedule by inserting in the appropriate alphabetical positions the following—

- “ ANCHUSA OFFICINALIS for therapeutic use.
 ARISTOLOCHIA spp. for therapeutic use.
 BORAGO OFFICINALIS (Borage) for therapeutic use except the fixed oil derived from the seeds of borago officinalis.
 CACALIA spp. for therapeutic use.
 CROTALARIA spp. for therapeutic use.
 CYNOGLOSSUM OFFICINALE for therapeutic use.
 CYNOGLOSSUM spp. for therapeutic use except when separately specified in this Schedule.
 FARFUGIUM JAPONICUM for therapeutic use.
 HELIOTROPIUM RAMOSISSIMUM for therapeutic use.
 HELIOTROPIUM spp. for therapeutic use except when separately specified in this Schedule.
 HELIOTROPIUM SUPINUM for therapeutic use.
 LIGULARIA DENTATA for therapeutic use.
 PETASITES JAPONICUM for therapeutic use.
 PETASITES spp. for therapeutic use except when separately specified in this Schedule.
 PTERIDIUM AQUILINUM for therapeutic use.
 PTERIDIUM spp. for therapeutic use except when separately specified in this Schedule.
 PULMONARIA spp. for therapeutic use.
 SENECIO CANNABIFOLIUS for therapeutic use.
 SENECIO JACOBAEA for therapeutic use.
 SENECIO LONGLOBUS for therapeutic use.
 SENECIO NUMORENSIS FUCHSII for therapeutic use.
 SENECIO spp. for therapeutic use except when separately specified in this Schedule.
 SYMPHYTUM OFFICINALE (Comfrey) for therapeutic use.
 SYMPHYTUM spp. (Comfrey) for therapeutic use except when separately specified in this Schedule.
 TRICHODESMA AFRICANA for therapeutic use.
 TUSSILAGO FARFARA for therapeutic use. ”

Given under my hand and the Public Seal of the State on 14 April 1992.

By His Excellency's Command,

KEITH WILSON, Minister for Health.

GOD SAVE THE QUEEN !

BUSH FIRES BOARD

BU401

BUSH FIRES ACT 1954 SUSPENSION OF SECTION 25

Bush Fires Board,
Perth.

It is hereby notified that I, Graham Edwards administering the Bush Fires Act 1954, hereby revoke all previous orders under section 25B of the said Act with relation to the Denmark, Peaceful Bay and Ocean Beach Rubbish Disposal Sites situated on reserve No. 23067 McIntosh Road Denmark, reserve No. 24510 at Peaceful Bay and Ocean Beach Caravan Park located on Part Plantagenet

Location 2238 and pursuant to the powers contained in Section 25B of the said Act, approve the suspension of the operations of Section 25 that relate to a fire to be lit, or which is lit, for the purpose of destroying garden refuse or rubbish of any like purpose during the declared Prohibited and Restricted Burning Times on land set aside for the purpose in the Municipal district of the Shire of Denmark.

This notice shall have effect until revoked and is issued subject to the following specified conditions:

Denmark Rubbish Tip—McIntosh Road—Reserve 23067 and Peaceful Bay Rubbish Disposal Site—Reserve 24510

1. A minimum of two trenches shall be maintained for the purposes of dumping and burning refuse and rubbish.
2. Only one trench shall be set alight at any one time.
3. Trenches shall not be lit on a Sunday or Public Holiday.
4. Trenches, prior to being burnt shall be fenced, and signs shall be erected and maintained in a legible condition, facing all approaches to a burning trench warning the public that the trench is alight, and the dumping of refuse or rubbish in the trench is prohibited.
5. A sign shall be erected and maintained in a legible condition, at the entrance of the tip site, warning of the prohibition of the unauthorised lighting of fires within the tip site.
6. Only persons authorised to do so by the Shire Clerk shall set fire to rubbish in the trench.
7. At least one person appointed under the Bush Fires Act to be in attendance with a fully equipped fire unit for at least one hour after the Rubbish is ignited.
8. All bush save standing live trees shall be removed from within a radius of 100 metres of the centre of the trenches, prior to the first fire being lit.
9. Trenches shall no longer be permitted to be burnt, once the refuse and rubbish level remains at a distance of 500mm below ground level, after being burnt and compacted.
10. Fires may not be lit on a day for which the fire danger rating for the locality as forecast by the Bureau of Meteorology in Perth is Very High or Extreme.
11. The Shire Ranger or the Chief Bush Fire Control Officer shall be advised of the intention to set fire to rubbish at the site at least eight hours prior to ignition.
12. A one metre high, wire fence shall be erected around the perimeter of all trenches, with the exception of an area left open for the purpose of dumping refuse or rubbish, or allowing plant equipment access to trenches. The fence shall be so designed as to stop, or reduce rubbish from being blown from the tip site by prevailing winds. Once erected, the fences shall be maintained in an acceptable state of repair.

Ocean Beach Caravan Park Rubbish Disposal Site—Part Plantagenet Location 2238

1. That the graded 10m break around the location perimeter be maintained free of flammable material by the Local Authority.
2. That the buffer created by the two parallel 3m breaks internal to the said location, be burnt as the vegetation cures.
3. That all burning of refuse be done only within the trench provided.
4. Burning to be carried out daily Monday to Saturday inclusive and only between 1800 hours and midnight.
5. Two men and a fire fighting unit to be in attendance when burning is being carried out.
6. That all fires lit under the conditions stated must be checked for safety prior to and immediately after extinguishment.
7. A sign to be erected at the dump area warning of the prohibited of unauthorised lighting of fires. Said sign to be maintained in good condition.
8. No fires to be lit on a day for which the fire danger forecast issued by the Bureau of Meteorology in Perth in respect of the locality is "Very High" or "Extreme".
9. That the Shire Clerk, Chief Fire Control Officer or his Deputy be advised by 1700 hours on the day when it is intended to burn.

GRAHAM EDWARDS, Minister for Emergency Services.

COMMUNITY SERVICES

CG301

CHILD WELFARE ACT 1947

CHILD WELFARE AMENDMENT REGULATIONS 1992

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Child Welfare Amendment Regulations 1992*.

Regulation 12 repealed and a regulation substituted

2. Regulation 12 of the *Child Welfare Regulations** is repealed and the following regulation is substituted—

Offences not to be dealt with by Panel

“ 12. The offences prescribed under section 72 (1) (b) of the Act are as follows—

Road Traffic Act 1974

s. 64A Probationary driver driving with prescribed percentage of alcohol in the blood. ”

[*Published in the Gazette of 6 December 1977. For amendments to 6 March 1992 see 1990 Index to Legislation of Western Australia, p. 203.]

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

CROWN LAW

CW301

LEGAL PRACTITIONERS ACT 1893

LEGAL COSTS COMMITTEE

Determination

On 7 and 14 December 1991 the Legal Costs Committee advertised notice of its intention to make a determination with respect to the fees charged by legal practitioners in Western Australia for non-contentious business and for contentious business in the following jurisdictions:

Supreme Court of Western Australia
District Court of Western Australia
Workers' Compensation and Assistance Board of W.A.
Local Court of Western Australia
The Court of Petty Sessions in Western Australia

As required, the Law Society of Western Australia Inc., (the "Law Society") and the various tribunals were notified of the Committee's intention to make a determination. In all, fourteen submissions were received and considered by the Committee. In addition, the Committee received oral submissions from the Law Society, the Legal Aid Commission of Western Australia and the State Government Insurance Commission.

The submissions received by the Committee from individuals and organisations generally opposed any across the board increase in the current costs scales at this time. It is noted also that none of the submissions sought a decrease in the current costs scales.

The Committee, having considered the submissions received and having reviewed other information available to the Committee, including relevant consumer price index figures from the Australian Bureau of Statistics and recent increases in the Federal Court Costs Scales, the Committee is of the opinion that it should determine not to alter the general level of the current costs scales at this time.

In accordance with section 58W of the Legal Practitioners' Act 1893, the Committee hereby determines that there shall be no change to the following scales for the time being:

Supreme Court Costs Scale 1991
Non-contentious Probate Costs Scale 1991
Solicitors' Remuneration Scale 1991 (formerly called the Solicitors' Remuneration Order 1991)
Local Court Costs Scale 1991
Costs Scale 1991 under the Official Prosecutions (Defendants Costs) Act 1973
Workers' Compensation Scale

The Committee is conscious that a number of anomalies exist in the current scales, both as regards the structure of scales and individual items within scales. The Committee is presently in the process of addressing each scale separately and will in due course publish new determinations in respect of each scale.

Dated 31 March 1992.

MICHAEL O'CONNOR, Chairman.
JOHN SYMINTON, Member.
RON BARRETT, Member.
MICHAEL MEGAW, Member.
CLIVE BROWN, Member.
CHRIS PULLIN, Member.

GOVERNMENT ACCOMMODATION

GM301

ALTERATION OF STATUTORY DESIGNATIONS ACT 1979 ALTERATION OF STATUTORY DESIGNATIONS ORDER 1992

Made by His Excellency the Governor in Executive Council.

Citation

1. This order may be cited as the *Alteration of Statutory Designations Order 1992*.

Office of Government Accommodation

2. It is hereby directed that any reference contained in—

- (a) section 5A of the *Public Works Act 1902*;
- (b) any instrument, contract or legal proceedings made or commenced before the coming into operation of this order under section 5A of the *Public Works Act 1902*;
- (c) Schedule 2 to the *Pay-roll Tax Assessment Act 1971*; and
- (d) any exemption under section 10 of the *Pay-roll Tax Assessment Act 1971*,

to the Office of Government Accommodation shall be read and construed as a reference to the Department of Infrastructure and Government Assets.

Validation

3. Where at any time before the coming into operation of this order anything was authorized or required by or under the laws referred to in clause 2 to be done by or in relation to the Office of Government Accommodation, that thing shall be as valid and effectual as it would have been if done by or in relation to the Department of Infrastructure and Government Assets.

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

HEALTH

HE301

HEALTH ACT 1911

HEALTH (MEAT INSPECTION AND BRANDING) AMENDMENT
REGULATIONS (NO. 2) 1992

Made by His Excellency the Governor in Executive Council.

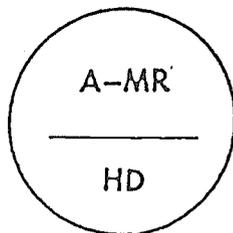
Citation

1. These regulations may be cited as the *Health (Meat Inspection and Branding) Amendment Regulations (No. 2) 1992*.

Schedule A amended

2. Schedule A to the *Health (Meat Inspection and Branding) Regulations 1950** is amended in clause 3 by deleting —

“

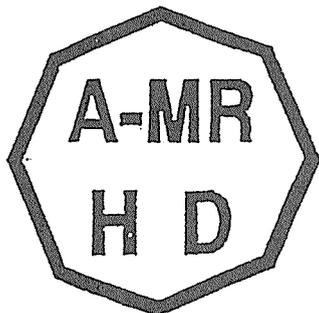


Augusta-Margaret
River

”

and substituting the following —

“



Augusta-Margaret
River

”

[* Reprinted in the Gazette of 25 August 1988 at pp. 3243-78.
For amendments to 1 April 1992 see 1990 Index to Legislation of
Western Australia, pp. 271-2 and Gazettes of 3 May, 28 June, 10
July, 8 and 15 November and 13 December 1991, and 7 February
1992.]

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

HE302

POISONS ACT 1964

POISONS (SCHEDULED SUBSTANCES) AMENDMENT ORDER 1992

Made by His Excellency the Governor in Executive Council under Section 21.

Citation

1. This order may be cited as the *Poisons (Scheduled Substances) Amendment Order 1992*.

Appendix A amended

2. Appendix A to the *Poisons Act 1964** is amended —

(a) in clause 1 —

(i) in paragraph (d) by deleting “and”;

(ii) in paragraph (e) by deleting “ether.” and substituting the following —

“ ether; and ”; and

(iii) after paragraph (e) by inserting the following paragraph —

“ (f) any natural or artificial preparation of that substance. ”;

(b) in the First Schedule by deleting the items commencing “ACONITE” and “COMFREY”;

(c) in the Second Schedule by inserting, in their appropriate alphabetical positions, the following items —

“ DATURA spp. for therapeutic use, in preparations containing 0.25 per cent or less of the alkaloids of datura.

DUBOISIA LEICHHARDTII for therapeutic use, in preparations containing 0.25 per cent or less of the alkaloids of duboisia.

DUBOISIA MYOPOROIDES for therapeutic use, in preparations containing 0.25 per cent or less of the alkaloids of duboisia.

MEFENAMIC ACID as the only therapeutically active substance in packs of 30 or less dosage units for treatment of spasmodic dysmenorrhoea. ”;

(d) in the Third Schedule by deleting the item commencing “MEFENAMIC ACID”;

(e) in the Fourth Schedule —

(i) in the item commencing “ACETYLDIHYDROCODEINE” by deleting “medicaments” and substituting the following —

“ therapeutically active substances ”;

(ii) in the item commencing “ANTIBIOTICS” by deleting “ANTIBIOTICS” and substituting the following —

“ ANTIBIOTIC SUBSTANCES ”;

(iii) by deleting the item “CATALIN”;

- (iv) by deleting the item commencing "DIGITALIS" and substituting the following item —
" DIGITALIS (being Digitalis purpurea or Digitalis lanata) for therapeutic use. ";
- (v) in the item commencing "DIHYDROCODEINE" by deleting "medicaments" and substituting the following —
" therapeutically active substances ";
- (vi) in the item commencing "ETHYLMORPHINE" by deleting "medicaments" and substituting the following —
" therapeutically active substances ";
- (vii) by deleting the item "FLUMAZANIL" and substituting the following item —
" FLUMAZENIL ";
- (viii) in the item commencing "FOLLICLE STIMULATING" by deleting "(Animal)" and substituting the following —
" except when separately specified in this Schedule ";
- (ix) by deleting the item "GENTAMICIN" and substituting the following item —
" GENTAMICIN SULPHATE ";
- (x) by deleting the item "IOPAMIDOL";
- (xi) by deleting the item commencing "LUTEINIZING HORMONE" and substituting the following item —
" LUTEINISING HORMONE except when included in the Second Schedule. ";
- (xii) in the item commencing "MEFENAMIC ACID" by deleting "Third" and substituting the following —
" Second ";
- (xiii) by deleting the item "METRIZAMIDE.";
- (xiv) in the item commencing "NICOCODINE" by deleting "medicaments" and substituting the following —
" therapeutically active substances ";
- (xv) in the item commencing "NORCODEINE" by deleting "medicaments" and substituting the following —
" therapeutically active substances ";
- (xvi) by deleting the item "PAMAQUINE" and substituting the following —
" PAMAQUIN ";
- (xvii) in the item commencing "PHOLCODINE" by deleting "medicaments" and substituting the following —
" therapeutically active substances ";

- (xviii) after the item "PIRENZEPINE" by inserting the following item —
- " PIRFENOXONE SODIUM (CATALIN). ";
- and
- (xix) by inserting, in their appropriate alphabetical positions, the following items —
- " ACONITE (Aconitum spp.) for therapeutic use.
- AMMI VISNAGA for therapeutic use.
- ARSENIC for therapeutic use.
- BRUGMANSIA spp. for therapeutic use.
- COLCHICUM AUTUMNALE for therapeutic use.
- DATURA spp. for therapeutic use, except —
- (a) when included in the Second Schedule; or
- (b) when separately specified in this Schedule.
- DINOPROSTONE.
- DUBOISIA LEICHHARDTII for therapeutic use except when included in the Second Schedule.
- DUBOISIA MYOPOROIDES for therapeutic use except when included in the Second Schedule.
- MANDRAGORA OFFICINALIS for therapeutic use.
- RAUWOLFIA spp. for therapeutic use except when separately specified in this Schedule.
- SCOPOLIA CARNIOLICA for therapeutic use.
- STRYCHNOS NUX-VOMICA for therapeutic use.
- STRYCHNOS spp. for therapeutic use except when separately specified in this Schedule. ";
- (f) in the Fifth Schedule —
- (i) in the item commencing "BARIUM SILICOFLUORIDE" by deleting "8 mg per sq. cm." and substituting the following —
- " 8 mg of barium silicofluoride per sq. cm. ";
- (ii) in the item commencing "CYANOACRYLIC" by deleting "CYANOACRYLIC" and substituting the following —
- " CYANOACRYLATE ";

- (iii) in the item commencing "Fluorides" by deleting paragraphs (a) and (b) and substituting the following paragraphs —
- " (a) barium silicofluoride, when separately specified in this Schedule;
- (b) in dentifrices containing 1 000 mg/kg or less of fluoride ion; or
- (c) in preparations containing 15 mg/kg or less of fluoride ion. ";
- and
- (iv) by inserting, in their appropriate alphabetical positions, the following items —
- " ALLETHRIN except in preparations containing 10% or less of allethrin.
- CLETHODIM.
- FLAMPROP-M-METHYL. ";
- (g) in the Sixth Schedule by deleting the item "COUMATETRALYL" and substituting the following item —
- " COUMATETRALYL in rodenticides containing 1% or less of coumatetralyl. ";
- (h) in the Seventh Schedule —
- (i) after the item "COUMAPHOS" by inserting the following item —
- " COUMATETRALYL except when included in the Sixth Schedule. ";
- and
- (ii) by deleting the item "N,N-DIMETHYL-4-(PHENYLAZO)-BENZAMINE" and substituting the following item —
- " 4-DIMETHYLAMINOAZOBENZENE (N,N-dimethyl-4-[phenylazo]-benzenamine). ";
- (i) in the lists following the First, Second, Fourth, Fifth, and Sixth Schedules under the heading "Excluding however the substances hereinbefore mentioned when contained in any of the following" —
- (i) by deleting "Electrical accumulators and batteries." and "Electrical components and electric lamps." and substituting the following —
- " Electrical accumulators, batteries, components or lamps. ";
- (ii) in the item commencing "MOTOR, HEATING" by deleting "AND" and substituting the following —
- " OR ";
- (iii) in the item "Photographic paper and film" by deleting "and" and substituting the following —
- " or ";
- (iv) in the item "Timber and wallboard" by deleting "and" and substituting the following —
- " or "; and

- (v) by inserting, in their appropriate alphabetical positions, the following —
- “ Glass (including crystal ware).
Porcelain.
Printing inks or ink additives except when containing —
- (a) a pesticide; or
(b) an aromatic extract oil. ”.

[* Reprinted as at 18 November 1986.
For amendments to 5 March 1992 see 1990 Index to Legislation of Western Australia, pp.122-123, and Gazettes of 5 April, 12 July, 18 October, and 29 November 1991].

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

HE303

POISONS ACT 1964

POISONS AMENDMENT REGULATIONS 1992

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Poisons Amendment Regulations 1992*.

Principal regulations

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

[* Reprinted in the Gazette of 5 August 1987 at pp.2987-3078.
For amendments to 5 March 1992 see 1990 Index to Legislation of Western Australia, pp.334-336, and Gazettes of 12 April, 14 and 28 June, 26 July, and 13 December 1991.]

Regulation 8A amended

3. Regulation 8A of the principal regulations is amended in subregulations (1) and (16) by deleting “First,”.

Regulation 36 amended

4. Regulation 36 of the principal regulations is amended in subregulation (3) by deleting paragraph (g).

Regulation 38E amended

5. Regulation 38E of the principal regulations is amended —
- (a) by inserting after “dinoprost,”, in the first place where it occurs, the following —
- “ dinoprostone, ”;
- and

- (b) in paragraph (c) by inserting after "dinoprost", in both places where it occurs, the following —

" or dinoprostone "

Regulation 51G amended

6. Regulation 51G of the principal regulations is amended in subregulation (2) by deleting "in a teaching hospital as defined in the *Hospitals Act 1927* or at a State Service centre established under section 19 of the *Mental Health Act 1962*" and substituting the following —

" by a paediatrician, paediatric neurologist, or paediatric psychiatrist "

References to "him" and "him/her" amended

7. The principal regulations are amended in Appendix A by deleting —

- (a) "him" wherever it occurs in the forms referred to in the Table to this paragraph

TABLE

FORMS

1	6	
2	7	
3	8	
4	11AA	
5	13	; and

- (b) "him/her" in Form 6B,

and substituting in each case the following —

" that person "

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

HE401

HUMAN REPRODUCTIVE TECHNOLOGY ACT 1991

Health Department of WA,
Perth, 31 March 1992.

Exco No. 0587

His Excellency the Governor in Executive Council has appointed—

- (a) Professor Con Michael as Chairman of the WA Reproductive Technology Council for a term of three (3) years; and
- (b) Dr Paul Skerritt, for three years
Ms Ruth Philips, for three years
Professor Ralph Simmonds, for three years
Ms Sally Robinson, for 18 months
Dr Mark McKenna, for 18 months
Ms Sue Midford, for 18 months
Dr Carol Bower, for 18 months
Mr Colin Honey, for 18 months
Dr Ruth Shean, for three years

as members of the WA Reproductive Technology Council.

PETER J. BRENNAN, Commissioner of Health.

HE402

NURSES ACT 1968

Health Department of WA,
Perth, 31 March 1992.

302/92 Exco No. 0548

The Governor in Executive Council has appointed under the provisions of section 9 (d) (i) of the Nurses Act 1968, Ms S. Terry as a member of the Nurses Board of Western Australia for the period ending 14 August 1992, vice Mrs P. Baskin resigned.

PETER J. BRENNAN, Commissioner of Health.

HERITAGE COUNCIL

HR401

HERITAGE OF WESTERN AUSTRALIA ACT 1990

NOTICE OF INTENTION TO ENTER PLACES IN THE REGISTER OF HERITAGE PLACES

The Minister for Heritage, Jim McGinty MLA, has directed that the places described in the attached schedule be entered in the Register of Heritage Places on an interim basis pursuant to section 47 (1) of the Heritage of Western Australia Act 1990.

In accordance with the requirements of section 49 (1) of that Act, the Heritage Council of Western Australia hereby gives notice that it intends to enter those places in the Register of Heritage Places.

The Council will supply, on request, a statement giving details of each place including the assessment of its cultural heritage significance.

Submissions on the proposed entries are invited from interested persons. Submissions must be in writing and should be forwarded to the following address—

The Director
Office of the Heritage Council
PO Box 6201
East Perth WA 6892

Submissions concerning entries of places listed in the Schedule must be lodged by 29 May 1992.

Schedule

Place	Location	Land Description
The Knowle (Former 2 Storey Residence associated with Fremantle Prison)	Fremantle Hospital Grounds	Reserve 22292
Taylor Memorial Drinking Fountain and Horse Trough	Intersection of Elder Place, Market and Phillimore Streets, Fremantle	Reserve 13411
Central Government Offices (Old Treasury Building)	Cnr Barrack Street and St Georges Terrace, Perth	Reserve 7123
King Edward Memorial Hospital Group	Cnr Barker and Railway Roads, Subiaco	Reserve 3271
Subiaco Primary School (Original School Building)	Bagot Road, Subiaco	Reserve 5691
Perth Modern School (West Building including Main Hall)	Cnr Roberts Road and Thomas Street, Subiaco	Reserve 8899
Noongal Station	Noongal Road, Noongal	Reserve 4275
Old Grand Central Hotel	83-89 Victoria Street, Bunbury	Bunbury Town Lot 191; C/T Vol. 1901, Vol. 902

Dated this 8th day of April 1992.

ANGAS HOPKINS, Director,
Office of the Heritage Council.

LAND ADMINISTRATION

LA401

TRANSFER OF LAND ACT 1893

Application E738393.

Take notice that Anne Elizabeth Wallrodt of 23 Barr Road, Bunbury, Gerard George Hislop of 14 Karri Street, Bunbury, Neville James Hislop of 9 North Street, Bunbury and Patricia Margaret Outridge of 10 Williams Way, Clifton Park have made application to be registered under the Act as proprietors of an estate in fee simple in possession in the land situated at Stirling Street, Bunbury being Portions of Bunbury lot P4 together containing 856 square metres being—

Firstly that portion of Bunbury Suburban lot P4 containing 729 square metres, bounded on the south by part of the northern boundary of Stirling Street measuring 15.89 metres, on the west by the eastern boundary of portion of Bunbury Suburban lot P4 contained in Certificate of Title Volume 1786 Folio 569 measuring 45.87 metres, on the north by part of the southern boundary of Bunbury lot 452 (Reserve 15927) measuring 15.89 metres, on the east by the western boundary of that portion of the Right of Way remaining on Diagram 7923 measuring 45.87 metres.

And secondly that portion being the remaining portion of the Right of Way on diagram 7923 containing 127 square metres, bounded on the south by part of the northern boundary of Stirling Street measuring 2.76 metres, on the west by the eastern boundary of the aforesaid portion of Bunbury Suburban lot P4 measuring 45.87 metres, on the north by part of the southern boundary of Bunbury lot 452 (Reserve 15927) measuring 2.76 metres, on the east by the western boundary of Bunbury Suburban lot P4 on Diagram 7923 contained in Certificate of Title Volume 1833 Folio 104 measuring 45.87 metres.

All persons other than the applicant claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge in this office on or before 8th May 1992 a caveat forbidding the land being brought under the operation of the Act.

D. L. MULCAHY, Registrar of Titles.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1960

Shire of Morawa

Notice is hereby given that Council has resolved to request the Minister of Lands to close the section of White Road between Moffet and Warnes Road within the Shire of Morawa.

Objections should be lodged with the Shire Clerk within 35 days of publication of this notice.

B. G. WALKER, Shire Clerk.

LG402

CORRIGENDUM

LOCAL GOVERNMENT ACT 1960

Shire of Donnybrook / Balingup

Notice of Intention to Borrow

Proposed Loan (No. 64) of \$21 124.74

The notice which appeared in the *Government Gazette* on Friday, 31 January 1992 is amended as follows—

Loan 64 is to be renegotiated with repayments of principal and interest due quarterly.

Dated this 9th day of April 1992.

W. B. HEARMAN, President.
J. R. ATTWOOD, Shire Clerk.

LG403

SHIRE OF KOORDA

Appointment of Shire Clerk

It is hereby notified for public information that Mr Matthew Charles Thomas has been appointed Shire Clerk of the Shire of Koorda effective from 6th April, 1992.

The appointment of Miss Christine Hutchison is hereby cancelled effective 6th April, 1992.

D. J. INMAN, President.

LG404

SHIRE OF KONDININ

Fire Control Officer

It is hereby notified for Public Information that Neil Kenneth Whyte of Kondinin has been appointed Fire Control Officer for the East Bending Brigade Area.

M. J. JONES, Shire Clerk.

LG405

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF RESOLUTION DECIDING TO PREPARE A TOWN PLANNING SCHEME

Shire of Cunderdin

Town Planning Scheme No. 2

Notice is hereby given that the Shire Council of Cunderdin on 18th October 1991 passed the following Resolution—

“Resolved that Council, in pursuance of section 7 of the Town Planning and Development Act 1928, prepare the above Town Planning Scheme with reference to an area situated wholly within the Shire of Cunderdin and enclosed within the inner edge of the black border on a plan now produced to the Council and marked and certified by the Shire Clerk under this hand dated the 18th October 1991 as “Scheme Area Map”.”

Dated this thirteenth day of April 1992.

N. J. ALCOCK, Shire Clerk.

LG901

LOCAL GOVERNMENT ACT 1960

City of Belmont

Notice of Intention to Borrow

Proposed Loan No. 174 of \$200 000

Pursuant to section 610 of the Local Government Act 1960, the City of Belmont hereby gives notice that it proposes to borrow \$200 000 by debenture on the following terms for the following purpose:

Roadworks

For a period of ten (10) years, repayable in twenty (20) equal half yearly instalments of principal and interest at the Office of the Council, 215 Wright Street, Cloverdale.

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.

P. P. PARKIN, Mayor.

B. R. GENONI, Town Clerk.

LG902

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

Notice of Intention to Borrow

Proposed Loan (No. 125) of \$60 000

Pursuant to section 610 of the Local Government Act 1960, the Council of the Shire of Augusta-Margaret River, hereby gives notice of its intention to borrow money by the sale of debentures on the following terms and for the following purposes:

\$60 000 for period of ten (10) years repayable at the office of the Shire of Augusta-Margaret River by twenty (20) half yearly instalments of Principal and Interest. However, the ruling Treasury rate of interest will be reviewed each two (2) years during the term of the Loan.

Purposes: To finance the construction of Glover House, St Thomas More Homes for the Aged, Margaret River for Residential care of the aged.

Notes: Prepayments on the above loan will be refunded to Council by the St Thomas More Homes for the Aged Inc.

Estimate of costs, plans and specifications as requested by section 609 of the Act, are open for inspection at the Office of Council during Office hours, for a period of 35 days after publication of this notice.

Dated 10th April 1992.

L. W. SHEPHERDSON, President.

L. J. CALNEGGIA, Shire Clerk.

MARINE AND HARBOURS

MH401

WESTERN AUSTRALIAN MARINE ACT 1982

Department of Marine and Harbours.

It is hereby notified that His Excellency the Governor in Executive Council has revoked in accordance with section 117 of the Western Australian Marine Act 1982, the appointments of Bryn Albert Edward Martin and John McMillan Jenkin as Inspectors.

STUART HICKS, General Manager.

MINES

MN401

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines,
10 March 1992, Coolgardie.

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

P. MALONE, Warden.

To be heard in the Warden's Court Coolgardie on the 5th day of May, 1992.

COOLGARDIE MINERAL FIELD*Coolgardie District*

Prospecting Licences

15/2883—Kenna, Joseph Raymond.

15/2910—Stanton, Robert Donald.

Kunanalling District

Prospecting Licence

16/1291—In the Purple Pty Ltd.

PLANNING AND URBAN DEVELOPMENT

PD101

CORRIGENDUM

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Swan

Town Planning Scheme No. 9—Amendment No. 132

Ref: 853/2/21/10, Pt. 132.

It is hereby notified for public information that the notice under the above Amendment No. 132 published at page 5931 of the *Government Gazette* No. 140 dated November 22, 1991, contained an error which is now corrected as follows:

For the words: "5. Amending Schedule 1 Definitions by"

Read: "5. Amending Schedule 1 Definitions of "development" by"

E. W. LUMSDEN, Shire Clerk.

PD401

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENTS AVAILABLE FOR INSPECTION

City of Canning

Town Planning Scheme No. 16—Amendment Nos. 619 & 624

Ref: 853/2/16/18 Pts 619 & 624

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendments for the purpose of—

Amendment No. 619: rezoning 1429-1431 Albany Highway (Lot 24), Cannington, from "GR 4" to "Showroom/Warehouse", and by adding the said Lot 24 to Appendix 2 (Schedule of Special Zones) vide Clauses 19 and 20, with the additional permitted uses of "Office" and "Vehicle Sales Premises".

Amendment No. 624: rezoning that portion of 126-128 Manning Road (Part Lot 22) (Cnr Braibrise Road), Wilson, which is not designated for road widening purposes, from "Service Station" to "GR4"; with that portion of the said Part Lot 22 which has frontage to Manning Road, and which is required for future road purposes, being rezoned from "Service Station" to "Important Regional Road" Reservation, so as to accord with the Metropolitan Region Scheme.

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, 1317 Albany Highway, Cannington and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

These amendments are available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

I. F. KINNER, Town Clerk.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Gosnells

Town Planning Scheme No. 1—Amendment No. 382

Ref: 853/2/25/1 Pt 382

Notice is hereby given that the City of Gosnells has prepared the abovementioned scheme amendment for the purpose of rezoning Part Lot 502 Verna Street, Gosnells from "Residential A" Zone to "Residential B" Zone (R. 30).

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 2120 Albany Highway, Gosnells and at the Department of Planning and Urban

Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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.

G. WHITELEY, Town Clerk.

PD403

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Melville

Town Planning Scheme No. 3—Amendment No. 99

Ref: 853/2/17/10 Pt 99

Notice is hereby given that the City of Melville has prepared the abovementioned scheme amendment for the purpose of amending Clause 4.9.8 such that the Gross Leasable Area of the Bull Creek District Centre is increased in area from 14 558 m² to 14 958 m².

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Almondbury Road, Ardross and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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.

G. G. HUNT, Town Clerk.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Rockingham

Town Planning Scheme No. 1—Amendment No. 222

Ref: 853/2/28/1 Pt 222

Notice is hereby given that the City of Rockingham has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 3 & 5 Cockburn Sound Location 16 Holcombe Road and Reserve 39592 from 'Residential SR3' to 'Development' Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Council Avenue, Rockingham and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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.

G. G. HOLLAND, Town Clerk.

PD405

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Wanneroo

Town Planning Scheme No. 1—Amendment No. 594

Ref: 853/2/30/1, Pt. 594.

Notice is hereby given that the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of rezoning Swan Locations 1803, 1914 and Lot 44 Kingsway, Landsdale from "Rural" to "Residential Development R20 and R40, Commercial, Service Station, Tavern, Civic, Special Residential and Special Zone (Restricted Use) Church".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Boas Avenue, Joondalup and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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. F. COFFEY, Town Clerk.

PD406

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Wanneroo

Town Planning Scheme No. 1—Amendment No. 557

Ref: 853/2/30/1, Pt. 557.

Notice is hereby given that the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of rezoning a portion of Reserve 35186 Ferrara Way, Girrawheen from Local Authority Reserve Park and Recreation to Residential Development R40.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Boas Avenue, Joondalup and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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. F. COFFEY, Town Clerk.

PD407

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Albany

Town Planning Scheme No. 3—Amendment No. 99

Ref: 853/5/4/5, Pt. 99.

Notice is hereby given that the Shire of Albany has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 56 Henry Street, Warrenup, from 'Rural' to 'Special Site—Holiday Accommodation'.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Mercer Road, Albany and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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. P. BOARDLEY, Acting Shire Clerk.

PD408

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Brookton

Town Planning Scheme No. 2—Amendment No. 2

Ref: 853/4/6/2, Pt. 2.

Notice is hereby given that the Shire of Brookton has prepared the abovementioned scheme amendment for the purpose of rezoning portion of Reserve 35065 (Park) from Public Purposes to Commercial.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 14 White Street, Brookton and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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.

G. R. THORN, Shire Clerk.

PD409

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Chittering

Town Planning Scheme No. 5—Amendment No. 18

Ref: 853/3/4/5, Pt. 18.

Notice is hereby given that the Shire of Chittering has prepared the abovementioned scheme amendment for the purpose of adding to Schedule 2—Special Uses—Lot 101 Kay Road, Bindoon to permit the use of tea rooms, sale of paintings and farm stay accommodation.

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 May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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.

PD410

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Coorow

Town Planning Scheme No. 1—Amendment No. 8

Ref: 853/3/20/1 Pt 8

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

- (i) Recoding Lot 619 from R15 to R40.
- (ii) Reflecting the R Code on the Scheme Map accordingly.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Main Street, Coorow and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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

S. HAZELDINE, Shire Clerk.

PD411

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Greenough

Town Planning Scheme No. 4—Amendment No. 24

Ref: 853/3/7/6 Pt 24

Notice is hereby given that the Shire of Greenough has prepared the abovementioned scheme amendment for the purpose of altering the zoning of Lot 36 Corner Levett Road and Walkaway/Nangetty Road, Walkaway from Single Residential R12.5 to Medium Density Residential R30.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Corner Geraldton/Walkaway and Geraldton/Mt Magnet Roads, Utakarra and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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

W. T. PERRY, Shire Clerk.

PD412

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Hall's Creek

Town Planning Scheme No. 1—Amendment No. 3

Ref: 853/7/3/2 Pt 3

Notice is hereby given that the Shire of Hall's Creek has prepared the abovementioned scheme amendment for the purpose of including the modified Residential Planning Codes (as amended) into the Scheme Text.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Thomas Street, Hall's Creek and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 14, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 14, 1992.

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. FOSTER, Shire Clerk.

PD413

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Leonora

Town Planning Scheme No. 1—Amendment No. 4

Ref: 853/11/9/1 Pt 4

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

1. Rezoning the western portion of Lot 941 Rochester Street from "Special Sites, (Caravan Park)" to "Industrial".
2. Rezoning Lots 984 & 1274 Steel Street, from Reserve "Recreation" to "Industrial".
3. Rezoning Lots 692, 693 & 694 Tower Street from "Rural" to Reserve "Other Government Uses, (Tourist Purposes)".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Tower Street, Leonora and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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

W. JACOBS, Shire Clerk.

PD414

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Leonora

Town Planning Scheme No. 1—Amendment No. 5

Ref: 853/11/9/1, Pt. 5.

Notice is hereby given that the Shire of Leonora has prepared the abovementioned scheme amendment for the purpose of amending Clause 4.2 Industrial Zone by the addition of a clause controlling the provision of caretakers residence within the Industrial Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Tower Street, Leonora and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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

W. JACOBS, Shire Clerk.

PD415

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENTS AVAILABLE FOR INSPECTION

Shire of Northampton

Town Planning Scheme No. 4—Amendment Nos. 19 and 22

Ref: 853/3/14/6, Pts 19 and 22.

Notice is hereby given that the Shire of Northampton has prepared the abovementioned scheme amendments for the purpose of—

Amendment No. 19—Amending Table 5 of the Scheme Text by increasing the car parking provisions for Grouped and Multiple Dwelling Residential Developments.

Amendment No. 22—Including the modified Residential Planning Codes into the Scheme Text.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Hampton Road, Northampton and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992 (for Amendment No. 19) and May 14, 1992 (for Amendment No. 22).

Submissions on the scheme amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992 (for Amendment No. 19) and May 14, 1992 (for Amendment No. 22).

These Amendments are available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

C. J. PERRY, Shire Clerk.

PD416

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

Town of Albany

Town Planning Scheme No. 1A—Amendment No. 63

Ref: 853/5/2/15, Pt. 63.

Notice is hereby given that the Town of Albany has prepared the abovementioned scheme amendment for the purpose of changing the use class "cinema" from an "X" use to an "AA" use in the "Clubs and Institutions" zone in Appendix I of the Town Planning Scheme No. 1A Text.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 221 York Street, Albany and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 28, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 28, 1992.

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

M. A. JORGENSEN, Town Clerk.

PD417

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

City of Mandurah

District Zoning Scheme No. 1A—Amendment No. 180

Ref: 853/6/13/9, Pt. 180.

Notice is hereby given that the City of Mandurah has prepared the abovementioned scheme amendment for the purpose of—

1. Designating portion of Murray Location 721 Mt John Road, Bouvard an "Overall Planning Area" ("Lake Clifton") as indicated in the Scheme Amendment Map.
2. Incorporating into the Scheme Text policies and provisions relating to development within the "Overall Planning Area"—"Lake Clifton".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Mandurah Terrace, Mandurah and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 14, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 14, 1992.

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

E. W. HATTON, Acting Town Clerk.

PD501

**TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT**

City of Armadale

Town Planning Scheme No. 2—Amendment No. 41

Ref: 853/2/22/4, Pt. 41.

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 Armadale Town Planning Scheme Amendment on April 7, 1992 for the purpose of rezoning land known as Lots 1, 2, Pt. 94, Pt. 95, Ninth Road; Lot 3, Pt. 94, Eleventh Road, South Armadale, from General Rural Zone to Residential (Development Area) Zone.

I. K. BLACKBURN, Mayor.

J. W. FLATOW, Town Clerk.

PD502

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Belmont

Town Planning Scheme No. 11—Amendment No. 36

Ref: 853/2/15/10, Pt. 36.

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 Belmont Town Planning Scheme Amendment on April 7, 1992 for the purpose of—

In Table 1—Zoning Table, amending Use Class No. 3—“Amusement Parlour” from “not permitted” to “AA” use in the Town Centre zone and from “not permitted” to “SA” use in the Business Enterprise zone.

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

PD503

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Bunbury

Town Planning Scheme No. 6—Amendment No. 124

Ref: 853/6/2/9, Pt. 124.

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 April 7, 1992 for the purpose of rezoning that portion of land between Upper Esplanade and Ocean Drive from “Residential R60” to “Road Reserve”.

E. C. MANEA, Mayor.
V. S. SPALDING, Town Clerk.

PD504

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of South Perth

Town Planning Scheme No. 5—Amendment No. 40

Ref: 853/2/11/7, Pt. 40.

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 South Perth Town Planning Scheme Amendment on April 7, 1992 for the purpose of:

1. Schedule C is amended by adding immediately after Item No. 83 a new Item No. 84 and by inserting in the respective columns specified below, immediately opposite that Item the following words and figures:

Item No.	Particulars of Land			Location No.	Added Use Class Permitted	Development Requirements	
	Street Name	Street No.	Lot No.			Maximum Plot Ratio	Requirements other than Plot Ratio
84	Ridge Street	9	6 & 7	PSL 370	13 Aged or dependent persons' dwellings	Not applicable, however the plot ratio of all development on the site not exceeding 0.60	For the purpose of calculations pertaining to the relevant development requirements, the land area used for residential purposes shall be deemed to be not more than 3 200 sq.metres. Notwithstanding the provisions of clause 5.1.3 of the R-codes, development of the land shall be generally in accordance with concept plan No. 3 prepared in support of Amendment No. 40 to this scheme. Minimum setback from western boundary: 4.5m.

1	2	3	4	5	6	7	
Item No.	Street Name	Street No.	Lot No.	Location No.	Added Use Class Permitted	Maximum Plot Ratio	Development Requirements other than Plot Ratio
							Minimum number of car parking spaces: 3 for every 4 dwellings. Other requirements: as prescribed for grouped dwellings on land in the residential R-zone having a R code density of R35, except that the number of dwellings may be up to 50% greater than the number permitted by the R35 coding.

2. Amending the Scheme Map accordingly.

P. CAMPBELL, Mayor.
L. L. METCALF, Town Clerk.

PD505

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

District Planning Scheme No. 2—Amendment No. 170

Ref: 853/2/20/34, Pt. 170.

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 Stirling Town Planning Scheme Amendment on April 6, 1992 for the purpose of amending Table 8.1—Zoning Table of the Scheme Text (Sub-Zones) by inserting the symbol "IP" in the Retail Shopping Core Sub-Zone Column against the Use class Automotive Car Wash.

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

PD506

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

Town Planning Scheme No. 5—Amendment No. 186

Ref: 853/6/6/6, Pt. 186.

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 Busselton Town Planning Scheme Amendment on April 7, 1992 for the purpose of:

- Rezoning Lot 37 of Busselton Suburban Lot 4 Rosemary Drive, Busselton from 'Single Residential' to 'Restricted Use'; and,
- Amending the Scheme Text by adding to 'Appendix V—Restricted Use Zones', following:

Street	Particulars	Only use permitted
Rosemary Drive	Lot 37	1. Residential Development (R30) as may be permitted by the R30 Code in the Residential Planning Codes. For the purpose of the Scheme 'Residential Planning Codes' means the Residential Planning Codes set out in Appendix 3 to the Statement of Planning Policy No. 1, Gazetted on the 30th day of January 1985, together with any amendments thereto.

J. R. COOPER, President.
I. W. STUBBS, Shire Clerk.

PD507

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Swan

Town Planning Scheme No. 9—Amendment No. 164

Ref: 853/2/21/10, Pt. 164.

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 April 6, 1992 for the purpose of:

1. Amending the Scheme Text to include in Appendix 6B—Additional or Restricted Uses, the following:

Locality	Street and Land Particulars	Additional or restricted uses and conditions
Malaga	Lot 46 Swan Location K Stanford Way	The following use is an additional use "P" Liquor Retail (in accordance with section 47 of the Liquor Licensing Act) subject to the following conditions: (1) liquor sales from the premises to be in an aggregate quantity per person of no less than 9 litres, to any person for consumption off the premises.

2. Amending the Scheme Maps by inserting the Additional Use Symbol on Lot 46 Stanford Way, Malaga.

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

PD508

TOWN PLANNING AND DEVELOPMENT ACT 1928
MODIFICATION TO SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Mandurah

District Zoning Scheme No. 1A—Amendment No. 180

Ref: 853/6/13/9, Pt. 180.

Notice is hereby given that the following modifications have been made to the abovementioned scheme amendment.

"SCHEDULE OF MODIFICATIONS"

TOWN PLANNING SCHEME No. 1A

AMENDMENT No. 180

Proposed designation of portion Murray Location 721 Mt John Road as "Overall Planning Area" ("Lake Clifton")

The zoning of the land being modified to "Special Rural" for greater consistency with the proposed provisions and the intended use and development.

The 'Special Provisions' within Appendix 7 of the Scheme Text relating to: 12. "Lake Clifton"—portion of Murray Location 721 Mt John Road (Cnr Old Coast Road), Bouvard being modified as follows;

Within the first paragraph, delete reference to the 'Peel Regional Plan' which also prescribes other preferred uses for the land and include reference to 'subdivision and development being in accordance with the 'Subdivision and Development Guide Plan' as endorsed by the Shire Clerk, with no further subdivision being permitted'.

Provision b)—Delete 'Environmental Protection Authority' and replace with 'Health Department of Western Australia'.

Provision b)(iii)—Incorporate the specification that the wastewater disposal systems should have a 'phosphorous retention index (PRI) of greater than 20'. Delete reference to the EPA and include the 'Health Department of W.A.'

Provision c)—Delete and replace with—

"c) Stormwater shall be contained on site in accordance with the principles laid down by the Environmental Protection Authority, to the satisfaction of the Local Authority."

Provision d)—Replace the word 'only' with 'not' to reflect the intent of the clause.

Provision g)—Replace 'CALM' with 'the National Parks and Nature Conservation Authority' (NPNCA).

Provision i)

Add the words, "Fences are to be maintained in a stock proof condition by the landholder to the satisfaction of Council".

Insert a new provision to enable Council the flexibility to alter the location of building envelopes—"Notwithstanding the provisions of the preceding clauses, Council may permit variation of a setback or the location of a building envelope if it is satisfied that such variation is desirable and will not detrimentally affect the objective for the zone or the amenity of the area generally where the Council has agreed to the repositioning of a building envelope the surrounding fence shall be erected and maintained in that new position."

Provision l)—The restriction on groundwater bores for water supply should be amended to enable 'emergency water supply tank for fire fighting purposes to be equipped with a bore'.

Provision m)—Incorporate additional requirements such as;

'Building envelopes to be maintained at a fuel reduced level as required by CALM and the Bush Fires Board to ensure buildings are protected during wildfires.'

'Outside the building envelopes, fire control standards to be required by the City of Mandurah District Fire Protection Plan and the Bush Fires Board fuel reduction orders.'

'Firebreaks surrounding building envelopes to be maintained by the landholder'.

'A slashed firebreak shall be installed around every third block boundary (in preference to a mineral earth break)'.

'Council will facilitate discussions between the developer/subdivider and the Bush Fires Board with a view to contributing towards the cost of fire suppression equipment for the Mandurah Volunteer Bush Fires Brigade.'

Plans and documents setting out and explaining the scheme amendment and modifications thereto have been deposited at Council Offices, Mandurah Terrace, Mandurah 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 and up to and including May 14, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 14, 1992.

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

E. W. HATTON, Acting Town Clerk.

PD601

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME—SECTION 33A AMENDMENT
 Approved Amendment

File: 833-2-30-79

No: 875/33A

Lot 8 Marmion Avenue/Connolly Drive Butler, City of Wanneroo

The Hon Minister for Planning has approved without modification, the abovementioned amendment to the Metropolitan Region Scheme.

The amendment, as shown on Plan No. 4.1134/1, shall have effect as from the date of publication of this notice in the *Gazette*.

The Plan as approved can be viewed at:

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

GORDON G. SMITH, Secretary.

PD708

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME
Shire of Northampton
 Town Planning Scheme No. 8—Horrocks

Ref: 853/3/14/10, Vol. 3.

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 Northampton—Town Planning Scheme No. 8—Horrocks on March 16, 1992 the Scheme text of which is published as a Schedule annexed hereto.

R. W. ALLEN, President.
 C. J. PERRY, Shire Clerk.

Schedule
TOWN PLANNING SCHEME No. 8
Shire of Northampton
Horrocks

The Northampton Shire Council, under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended), hereinafter referred to as the Act, hereby makes the following Town Planning Scheme for the purposes laid down in the Act.

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Part I—Preliminary

1.1 Citation

This Town Planning Scheme may be cited as the Shire of Northampton Scheme No. 8—Horrocks hereinafter called 'the Scheme' and shall come into operation on the publication of the Scheme in the *Government Gazette*.

1.2 Responsible Authority

The Authority responsible for implementing the Scheme is the Council of the Shire of Northampton hereinafter called 'the Council'.

1.3 Scheme Area

The Scheme applies to the town of Horrocks and the whole of the area shown on the Scheme Map by a broken black border and which area is hereinafter called the Scheme Area.

1.4 Contents of Scheme

The Scheme comprises—

- (a) This Scheme Text
- (b) The Scheme Map (Sheets 1 and 2)
- (c) Development Policy Map

1.5 Arrangement of Scheme Text

The Scheme Text is divided into the following parts—

- Part I Preliminary
- Part II Planning Consent
- Part III Reserves
- Part IV Zones and Policies
- Part V Non-Conforming Uses
- Part VI Development Requirements
- Part VII Administration
- Appendices

1.6 Scheme Objectives

The objectives of the Scheme are as follows—

- To promote further subdivision and development to take place in a controlled and planned manner whilst retaining the overall character of the settlement,
- To set aside land for residential purposes,
- To reserve land for conservation and environmental protection,
- To set aside land for recreation uses,
- To set aside land for industrial/residential uses,
- Provide for a local shopping and community centre,
- To devise a coherent traffic circulation system including the rationalisation of the un-required road reserves.

1.7 Revocation of Existing Scheme

The Shire of Northampton Scheme No. 3—Horrocks, which came into operation by publication in the *Government Gazette* on 24th day of December, 1976, is hereby revoked.

1.8 Interpretation

1.8.1 Except as provided in Clause 1.8.2 and 1.8.3 the words and expressions of the Scheme have their normal and common meaning.

1.8.2 In the Scheme unless the context otherwise requires, or unless it is otherwise provided herein, words and expressions have the respective meanings given to them in Appendix 1 and the Residential Planning Codes.

1.8.3 Where a word or term is defined in the Residential Planning Codes then notwithstanding anything else in the Scheme that word or term when used in respect of residential development has the meaning given to it in the Residential Planning Codes.

Part II—Planning Consent

2.1 Application for Planning Consent

2.1.1 Every application for Planning Consent shall be made in the form prescribed in Appendix 2 to the Scheme and shall be accompanied by such plans and other information as is required by the Scheme.

2.1.2 Unless Council waives any particular requirement every application for Planning Consent shall be accompanied by—

- (a) a plan or plans to a scale of not less than 1:500 showing;
 - (i) street names, lot number(s), north point and the dimensions of the site;
 - (ii) the location and proposed use of any existing structure, and the location and use of buildings to be erected on the land;
 - (iii) the existing and proposed means of access for pedestrians and vehicles to and from the site;
 - (iv) the location, number, dimensions and layout of all car parking spaces intended to be provided;
 - (v) the location and dimensions of any area proposed to be provided for the loading and unloading of vehicles carrying goods of commodities to and from the site and the means of access to and from those areas;
 - (vi) the location, dimensions and design of any landscaped, open storage or trade display area and particulars of the manner in which it is proposed to develop the same;
 - (vii) the location of any underground services lines.
- (b) plans, elevations and sections of any building proposed to be erected or altered and of any building it is intended to retain;
- (c) any other plan or information that the Council may reasonably require to enable the application to be determined.

2.2 Advertising of Applications

2.2.1 Where an application is made for Planning Consent to commence or carry out development which involves an 'SA' use the Council shall not grant consent to that application unless notice of the application is first given in accordance with the provisions of this clause.

2.2.2 Where an application is made for Planning Consent to commence or carry out development which involves an 'AA' use, or for any other development which requires the Planning Consent of the Council, the Council may give notice of the application in accordance with the provisions of this clause.

2.2.3 Where the Council is required or decides to give notice of an application for Planning Consent the Council shall cause one or more of the following to be carried out—

- (a) notice of the proposed development to be served on the owners and occupiers of land within an area determined by the Council as likely to be affected by the granting of Planning Consent stating that submissions may be made to the Council within twenty-one days of the service of such notice;

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

(c) a sign or signs displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty-one days from the date of publication of the notice referred to in paragraph (b) of this clause.

2.2.4 The notice referred to in Clause 2.2.3 (a) and (b) shall be in the form contained in Appendix 4 with such modifications as circumstances require.

2.2.5 After expiration of twenty-one days from the serving of notice of the proposed development, the publication of notice or the erection of a sign or signs, whichever is the later, the Council shall consider and determine the application.

2.3 Determination of Applications

2.3.1 In determining an application for Planning Consent the Council may consult with any authority which, in the circumstances, it thinks appropriate.

2.3.2 The Council having regard to any matter which it is required by the Scheme to consider, to the purpose for which the land is reserved, zoned or approved for use under the Scheme, to the purpose for which land in the locality is used, and to the orderly and proper planning of the locality and the preservation of the amenities of the locality, may refuse to approve any application for Planning Consent or may grant its approval unconditionally or subject to such conditions as it thinks fit.

2.3.3 The Council shall issue its decision in respect of an application for Planning Consent in the form prescribed in Appendix 3 to the Scheme.

2.3.4 Where the Council approves an application for Planning Consent under this Scheme the Council may limit the time for which that consent remains valid.

2.4 Deemed Refusal

2.4.1 Where the Council has not within sixty days of the receipt by it of an application for Planning Consent either conveyed its decision to the applicant or given notice of the application in accordance with Clause 2.2 the application may be deemed to have been refused.

2.4.2 Where the Council has given notice of an application for Planning Consent in accordance with Clause 2.2 and where the Council has not within ninety days of receipt by it of the application conveyed its decision to the applicant, the application may be deemed to have been refused.

2.4.3 Notwithstanding that an application for Planning Consent may be deemed to have been refused under Clauses 2.4.1 or 2.4.2 the Council may issue a decision in respect of the application at any time after the expiry of the sixty day or ninety day period specified in those clauses, as the case may be.

Part III—Reserves

3.1 Scheme Reserves

The lands shown as Local Authority Scheme Reserves on the Scheme Map, hereinafter called 'Reserves' are lands reserved under the Scheme for the purposes shown on the Scheme Map and are listed hereunder—

Parks and Recreation Reserve
Public Purpose Reserve (as marked)
Foreshore Conservation and Dune Protection Reserve

3.2 Matters to be Considered by Council

Where an application for Planning Consent is made with respect to land within a Reserve, the Council shall have regard to the ultimate purposes intended for the Reserve and the Council shall, in the case of land reserved for the purposes of a Public Authority, confer with that Authority before granting its consent.

3.3 Compensation

3.3.1 Where the Council refuses Planning Consent for the development of a Reserve on the ground that the land is reserved for Local Authority purposes or for the purposes shown on the Scheme Map, or grants consent subject to conditions that are unacceptable to the applicant the owner of the land may, if the land is injuriously affected thereby, claim compensation for such injurious affection.

3.3.2 Claims for such compensation shall be lodged at the office of the Council not later than six months after the date of the decision of the Council refusing Planning Consent or granting it subject to conditions that are unacceptable to the applicant.

3.3.3 In lieu of paying compensation the Council may purchase the land affected by such decision of the Council at a price representing the unaffected value of the land at the time of refusal of Planning Consent or of the grant of consent subject to conditions that are unacceptable to the applicant.

Part IV—Zones

4.1 Zones and Policy Areas

The Scheme Area is divided into Policy Areas and Zones. Each Policy Area is subject to a Policy statement relating to the predominant use and/or strategy for future development of that Policy Area. A zone or group of zones which may comprise a Policy Area, and shall be consistent with the Planning Policy for that area.

4.2 Zones

4.2.1 Creation of Zones

There are hereby created the several zones set out hereunder—

Town Centre Zone
Residential Zone
Rural Zone

These Zones and the development provisions attached to them shall be read in conjunction with the Planning Policies as adopted by the Council.

4.2.2 The zones are delineated and depicted on the Scheme Map according to the legend thereon.

4.3 Zoning Table

4.3.1 The Zoning Table indicates, subject to the provisions of the Scheme, the several uses permitted in the Scheme area in the various zones such uses being determined by cross reference between the list of use classes on the left hand side of the Zoning Table and the list of zones at the top of the Zoning Table.

4.3.2 The symbols used in the cross reference in the Zoning Table have the following meanings—

‘P’ means that the use is permitted provided it complies with the relevant standards and requirements laid down in the Scheme and all conditions (if any) imposed by the Council in granting Planning Consent;

‘IP’ means a use that is not permitted unless such use is incidental to the predominant use of the land as determined by the Council;

‘AA’ means that the Council may, at its discretion, permit the use;

‘SA’ means that the Council may, at its discretion, permit the use after notice of application has been given in accordance with Clause 2.2.

Table No. 1—Zoning Table

Use Class	Zone		
	Town Centre	Residential	Rural
Commercial Uses			
Amusement Parlour	SA		
Car Park	P		
Dry Cleaning Premises	SA		
Fast Food Outlet	P		
Fish Shop	AA		
Funeral Parlour	AA		
Health Studio	AA		
Home Occupation	AA	SA	AA
Hotel	SA		
Motel	SA		
Night Club	AA		
Motor Vehicle and Marine Sales Premises	AA		
Motor Vehicle Hire	AA		
Office	P		
Office—Professional	AA	SA	
Reception Centre	SA		
Restaurant	AA		
Service Station	AA		
Shop	P		
Showroom	AA		
Tavern	SA		
Warehouse			

Table No. 1—Zoning Table—*continued*

Use Class	Zone		
	Town Centre	Residential	Rural
Residential Uses			
Single House	AA	P	P
Attached House	AA	AA	
Grouped Dwelling	AA	AA	
Multiple Dwelling	AA	AA	
Aged and Dependent Persons' Dwelling	SA	SA	
Residential Building	AA	AA	
Caretaker's Dwelling	IP		
Civic and Community Uses			
Ambulance Depot	P		
Civic Building	P	SA	
Club Premises	SA		
Consulting Rooms	AA	SA	
Day Care Centre	AA	SA	
Educational Establishments	SA	AA	
Fire Brigade Depot	AA		AA
Kindergarten	AA	SA	
Medical Centre	AA	SA	
Public Utility	P	P	P
Public Worship	AA	SA	
Radio and TV Installation			AA
Veterinary Hospital			AA
Veterinary Consulting Rooms			AA
Industrial Uses			
Fuel Depot			
Industry—General			
—Light			
—Service	AA		
—Extractive			AA
—Hazardous			
—Noxious			AA
—Cottage	AA	AA	AA
Motor Vehicle—Repair			
—Wrecking			
Nursery/Garden Centre	AA	AA	AA
Salvage Yard			
Transport Depot			
Recreation Uses			
Equestrian Centre			AA
Private Recreation	AA	SA	SA
Public Amusement	AA		
Public Recreation	P	P	P
Special Uses			
Camping Area	SA		
Caravan Park	SA		
Cattery/Kennel			AA
Holiday Accommodation	SA		
Marine Collectors Yard			AA
Museum	P		
Rural Pursuit			P

4.3.3 Where no symbol appears in the cross reference of a use class against a zone in the Zoning Table a use of that class is not permitted in that zone.

4.3.4 Where in the Zoning Table a particular use is mentioned it is deemed to be excluded from any other use class which by its more general terms might otherwise include such particular use.

4.3.5 If the use of land for a particular purpose is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the interpretation of one of the use classes the Council may—

- (a) determine that the use is not consistent with the objectives and purpose of the particular zone and is therefore not permitted,

or

- (b) determine by absolute majority that the proposed use may be consistent with the objectives and purpose of the Zone and thereafter follow the advertising procedures of Clause 2.2 in considering an application for Planning Consent.

4.3.6 Re-zoning

Where in the opinion of Council any application for re-zoning is inconsistent with the Planning Policy for future development of the area the Council shall—

- (a) not initiate an amendment for re-zoning on the grounds that it is inconsistent with the policy Statement,
or
- (b) resolve to initiate an amendment to the Scheme in respect of the Precinct after review of the implications and desirability of such amendment.

Part V—Non-Conforming Uses

5.1 Non-Conforming Use Rights

No provision of the Scheme shall prevent—

- (a) the continued use of any land or building for the purpose for which it was being lawfully used at the time of coming into force of the Scheme;
or
- (b) the carrying out of any development thereon for which, immediately prior to that time, a permit or permits, lawfully required to authorise the development to be carried out, were duly obtained and are current.

5.2 Extension of Non-Conforming Use

A person shall not alter or extend a non-conforming use or erect alter or extend a building used in conjunction with a non-conforming use without first having applied for and obtained the Planning Consent of the Council under the Scheme and unless in conformity with any other provisions and requirements contained in the Scheme.

5.3 Change of Non-Conforming Use

Notwithstanding anything contained in the Zoning Table the Council may grant its Planning Consent to the change of use of any land from a non-conforming use to another use if the proposed use is, in the opinion of the Council, less detrimental to the amenity of the locality than the non-conforming use and is, in the opinion of the Council, closer to the intended uses of the zone or reserve.

5.4 Discontinuance of Non-Conforming Use

5.4.1 When a non-conforming use of any land or building has been discontinued for a period of six months or more such land or building shall not thereafter be used otherwise than in conformity with the provisions of the Scheme.

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

5.5 Destruction of Buildings

If any building is, at the gazettal date, being used for a non-conforming use, and is subsequently destroyed or damaged to an extent of 75 percent or more of its value the land on which the building is built shall not thereafter be used otherwise than in conformity with the Scheme, and the buildings shall not be repaired or rebuilt, altered or added to for the purpose of being used for a non-conforming use or in a manner or position not permitted by the Scheme.

Part VI—Development Requirements

6.1 Development of Land

6.1.1 Subject to Clause 6.1.2 a person shall not commence or carry out development of any land Zoned or Reserved under the Scheme without first having applied for and obtained the Planning Consent of the Council under the Scheme.

6.1.2 The Planning Consent of the Council is not required for the following development of land—

- (a) the use of land in a Local Reserve, where such land is held by the Council or vested in a Public Authority;
 - (i) for the purpose for which the land is reserved under the Scheme;
or
 - (ii) in the case of land vested in a Public Authority, for any purpose for which such land may be lawfully used by that authority.
- (b) the erection of a boundary fence except as otherwise required by the Scheme;

- (c) the erection on a lot of a single dwelling house, including ancillary out buildings, in a zone where the proposed use is designated with the symbol 'P' in the cross-reference to that zone in the Zoning Table;
- (d) the carrying out of any works on, in, over or under a street or road by a Public Authority acting pursuant to the provisions of any Act;
- (e) the carrying out of works for the maintenance, improvement or other alteration of any building, being works which affect only the interior of the building or which do not materially affect the external appearance of the building;
- (f) the carrying out of works urgently necessary in the public safety or for the safety or security of plant or equipment or for the maintenance of essential services.

6.2 Discretion to Modify Development Standards

If a development, other than a residential development, the subject of an application for Planning Consent, does not comply with a standard or requirement prescribed by the Scheme with respect to that development the Council may, notwithstanding that non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit. The power conferred by this clause may only be exercised if the Council is satisfied that—

- (a) approval of the proposed development would be consistent with the orderly and proper planning of the locality and the preservation of the amenities of the locality;
 - (b) the non-compliance will not have any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality;
- and
- (c) the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.

6.3 Residential Development: Residential Planning Codes

6.3.1 For the purpose of the Scheme 'Residential Planning Codes' means the Residential Planning Codes as adopted as a policy by the State Planning Commission together with all amendments and additions thereto or any code, by-laws or regulations replacing them and applying or being applicable within the district.

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

6.3.3 In the event of there being any inconsistency between the Residential Planning Codes identified by Clauses 6.3.1 and 6.3.2, the provisions in the document identified in Clause 6.3.1 shall prevail.

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

6.3.5 The Residential Coding of land shall be in accordance with that shown on the Scheme Map (as bordered) and referred to within the Policy Area Map.

6.4 Town Centre Zone

6.4.1 Objectives

The Council's objectives for controlling development within the Town Centre Zone are—

- (a) to zone adequate land for the continued development of a main commercial and community facility centre for the town;
- (b) to apply appropriate development and land use controls to ensure the development is to a satisfactory standard.

6.4.2 Upper Floors

Where the ground floor of a two-storey building is used for the purpose of commerce, the upper floors of such building may be used for such purposes as may be permitted by Council and may include shops, offices or residential development. Residential uses in such circumstances are to be confined to the upper storey only.

6.4.3 Site Coverage

The site coverage of up to 100% may be permitted subject to the satisfaction of the Council on matters relating to access, car parking, rear access and loading docks and any other matters the Council shall consider relevant.

6.4.4 Provisions and Standards

Development provisions for this zone shall be as follows—

Table 2

Use	Town Centre Zone		Site Requirements		
	Min Lot Area (m ²)	Min Frontage	Min Front	Min Side	Min Rear
Chalets	2 000	40	10	10	—
Church	1 500	30	5	10	—
Clinic	800	20	—	—	—
Consulting Rooms	500	10	6	—	—
Hall	1 500	30	10	15	15
Motel	5 000	50	—	—	—
Museum	1 000	25	0	—	—
Office	150	6	0	—	—
Petrol Filling Station	1 000	30	7.5	—	—
Public Amusement	500	6	0	—	—
Residential Building	1 500	15	—	—	—
Service Industry	1 000	6	—	—	—
Service Station	1 500	—	—	—	—
Shop	150	0	—	—	—
Tavern	2 000	40	—	—	—

*Where no specific setbacks are prescribed they shall be at Council discretion, where no by-law has been adopted by Council.

6.4.5 Loading and Unloading

Where areas for the loading and unloading of vehicles carrying goods and commodities to and from the premises are to be provided they shall be constructed and maintained in accordance with an approved plan relating thereto.

6.4.6 Residential Accommodation

Residential accommodation within the Town Centre Zone shall conform with the standards prescribed for the Residential Zone and the provisions of the R 30 Code where sewerage reticulation is connected.

6.5 Rural Zone

6.5.1 Objectives

The Council's objectives for this Zone are:

- (a) to maintain the rural character of the land;
- (b) to prohibit the use of any land which may be incompatible to the existing uses or which may adversely affect the expansion of the urban area.

6.5.2 Development Standards

The following building setbacks for any development, other than a fence are—

Front 20 metres
Rear 30 metres
Side 20 metres.

Part VII—Amenity Control

7.1 Untidy Sites

To maintain an acceptable standard of amenity the Council may, by written notice as provided for in Clause 10.4 require the owner, occupier, or lessee of that land to undertake such works as may be necessary to restore or upgrade the conditions of that property to a standard commensurate with those generally prevailing in the vicinity.

Where in the opinion of the Council a property is not being maintained in a clean and tidy condition and that the unkempt appearance of the property has a deleterious effect on the amenity of the area in which it is located, the Council shall require the owner or occupier to make good the condition to meet proper standards.

7.2 Vehicles, Caravans, Boats and Trailers in Residential Areas

Except as hereinafter provided, no person within any lot zoned Residential Zone may without the written approval of the Council—

- (a) allow any commercial vehicle or truck to remain or park for a period of more than forty eight hours consecutively.
- (b) repair, maintain, service or clean a commercial vehicle or truck.
- (c) keep, park, repair or store any boat, trailer, caravan or any material not specifically for the immediate use by the occupant in front of the building setback line.

7.3 Temporary Accommodation

7.3.1 The Council may approve the occupation of a caravan or other temporary accommodation on a lot only if it has approved an application for the development of a habitable building in accordance with any by-laws as adopted by the Council.

7.3.2 The permit for such occupation of a temporary accommodation shall not exceed 12 months.

7.3.3 The Council shall not issue another permit unless it is satisfied that there has been a genuine effort to complete the approved building pursuant to the original temporary accommodation permit.

7.4 Transportable Homes

Council may permit the erection or placement of a transportable or prefabricated home on a lot providing that the design of the building is to the satisfaction of the Council and in its opinion does not adversely effect the amenity of other properties in the vicinity.

7.5 Derelict Vehicles

Council shall not permit the storage and/or wrecking of any vehicle on any street verge or on any lot.

7.6 Rear Access and Loading Docks

When considering any application for Planning Consent the Council shall have regard to and may require the provision of loading docks and/or rear access. In particular, the Council may impose conditions concerning:

- (a) the size of loading docks
- (b) the means of providing rear access of adequate width and design so as to ensure that transport vehicles shall be able to proceed in a forward direction.

7.7 Home Occupation/Cottage Industry

7.7.1 Council shall not permit any Home Occupation or Cottage Industry unless—

- (a) Planning Consent is granted in accordance with Part II and Appendix 6 of the Scheme,
- (b) the applicant provides the following information;
 - (i) location of the actual floor area to be used in any building for the proposed occupation or industry,
 - (ii) the times and conditions and use the floor area is to be put,
 - (iii) demonstrate that there is a demand for such goods or services otherwise unattainable in the town.

7.7.2 Where Planning Consent for a Home Occupation is granted provisions of the Council shall limit the period of validity of such Consent to twelve calendar months. All approved applications shall be kept in a Register by the Council.

7.7.3 Nothing in the Scheme shall prevent the Council from implementing any by-law which may be amended from time to time, to control any home occupation or cottage industry and where any conflict between those by-laws and the Scheme arises the Scheme shall prevail.

Part VIII—Car Parking

8.1 Car Parking Requirements

Any person shall not develop or use land or erect, use or adapt any building to use for any purpose unless adequate car parking is constructed and maintained in accordance with the provisions of the Scheme.

When considering an Application for Planning Consent and the purpose for which the land and/or building is to be used the Council shall determine the number of car parking bays to be provided on the land having regard to the nature of the proposed development, the number of employees likely to be on the site, the prevention or obstruction of roads and streets and the orderly and proper planning of the locality and the conservation and/or preservation of its amenity.

8.2 Conditions of Planning Consent

When considering any Application for Planning Consent the Council shall have regard to and may impose conditions concerning—

- (a) the proportion of car parking spaces to be roofed or otherwise covered,
- (b) the means of access to each car parking space and the adequacy of any vehicular manoeuvring area,
- (c) the location of the car parking spaces on the site and their effect on the amenity of adjoining development or land, including the potential effect if those spaces should be later roofed or otherwise covered,
- (d) the extent to which car parking spaces are located within required building setback areas,
- (e) the location of the proposed public footpaths, vehicular crossings, of private footpaths within the lot and the effect of both pedestrian and vehicular traffic movement and safety.

8.3 Shared or Combined Parking

Where the number of car parking spaces proposed to be provided on land or in a building subject of an Application for Planning Consent is less than the number required to be provided pursuant to the Scheme, the Council may approve the Application if the applicant demonstrates that off-street parking facilities in the near vicinity are available to cater for the parking requirements of the land and that arrangements to the satisfaction of the Council have been made to enable those facilities to be used for that purpose.

8.4 Standards

The dimensions of car parking spaces, parking angles, driveway widths and landscaping details specified by the Council and shall be applied by the Council in determining the layout of car parking areas and shall be in accordance with Appendix 7.

The Council may vary the dimensions specified by up to 10 percent where obstructions, site dimensions or topography result in the loss of car parking spaces in any layout. This provision shall be used in order to obtain one additional space in a run of spaces and shall not be used to modify landscaping, shade tree or driveway access requirements.

8.5 Landscaping, Construction and Maintenance

The owner and/or occupier of premises on which car parking spaces are provided shall ensure that—

- (a) the car parking area is landscaped with shade trees, laid out, constructed, drained and maintained in accordance with the approved plan relating thereto,
- (b) the car parking spaces are clearly marked out at all times to the satisfaction of the Council.

8.6 Town Centre Zone

Notwithstanding the provisions of Clause 8.1 the following provisions shall apply to uses, development and redevelopment of land or buildings within the Town Centre Zone:

- (a) where public off-street parking facilities are or are to be located in the near vicinity of land or a building the subject of an Application for Planning Consent the Council may approve an application notwithstanding that the required number of car parking spaces is not to be provided subject to the Council being satisfied that off-street parking is sufficient to cater for the requirements of the land or building,
- or
- (b) the applicant entering into an agreement with Council to pay into a Car Parking Fund the cost of providing and maintaining the required number of spaces as determined by the Council.

8.7 Car Parking Fund

Within the Town Centre Zone if the Council is satisfied that adequate constructed car parking is to be provided in close proximity to a proposed development, it may accept a cash payment in lieu of the provision of car parking spaces but subject to the following requirements:

- (a) a cash-in-lieu payment shall not be less than the estimated cost to the owner of providing the car parking spaces required by the Scheme, plus the value as estimated by the Valuer General of Western Australia, of that area of his land which would have been occupied by the car parking spaces;
- (b) before the Council agrees to accept a cash-in-lieu payment of the provision of car parking spaces the Council shall have already provided a public car park nearby or must have firm proposals for providing a public car park area within a period of not more than eighteen months from the time of agreeing to accept a cash-in-lieu payment;
- (c) payments made under this Clause shall be deposited into a Special Fund to be used exclusively to provide car parks in the near vicinity.

Part IX—Control of Advertisements

9.1 Power to Control Advertisements

9.1.1 For the purpose of this Scheme, the erection, placement and display of advertisements and the use of land or buildings for that purpose is development within the definition of the Act requiring, except as otherwise provided, the prior approval of the Council. Such Planning Consent is required in addition to any licence pursuant to Council's Signs and Hoarding and Bill Posting By-laws.

9.1.2 Applications for Council's Consent to this Part shall be submitted in accordance with the provisions of Part II of the Scheme and shall be accompanied by a completed Additional Information Sheet in the form set out at Appendix 8 giving details of the advertisement(s) to be erected, placed or displayed on the land.

9.2 Existing Advertisements

Advertisements which:

- (a) were lawfully erected, placed or displayed prior to the approval of this Scheme,
- or
- (b) may be erected, placed or displayed pursuant to a licence or other approval granted by the Council prior to the approval of this Scheme, hereinafter in this Part referred to as 'existing advertisements', may, except as otherwise provided, continue to be displayed or be erected and displayed in accordance with the licence or approval as appropriate.

9.3 Consideration of Application

Without limiting the generality of the matters which may be taken into account when making a decision upon an application for consent to erect, place or display an advertisement, Council shall examine each such application in the light of the objectives of the Scheme and with particular reference to the character and amenity of the locality within which it is to be displayed including its historic or landscape significance and traffic safety, and the amenity of adjacent areas which may be affected.

9.4 Exemptions from the Requirement to Obtain Consent

Subject to the provisions of the Main Roads (Control of Signs) Regulations 1983 and notwithstanding the provisions of Clause 9.1.1, the Council's prior consent is not required in respect of those advertisements listed in Table 3 which for the purpose of this Part are referred to as 'exempted advertisements'.

Table 3
Exempted Advertisements Pursuant to Clause 9.4

Land Use and/or Development Requiring Advertisement	Exempted Sign Type and Number (All non-illuminated unless otherwise stated)	Maximum Area of Exempted Sign
Dwellings	One professional name-plate as appropriate.	0.2 m ²
Home Occupation	One advertisement describing the nature of the home occupation.	0.2 m ²
Places of Worship, Meeting Halls and Places of Public Assembly	One advertisement detailing the function and/or the activities of the institution concerned.	0.2 m ²
Cinemas, Theatres and Drive-in Theatres advertisement	Two signs (illuminated or non-illuminated) detailing the entertainment being presented from time to time at the venue upon which the signs are displayed.	Each sign not to exceed 5 m ²
Shops, Showrooms and other uses appropriate to a Shopping Area	All advertisements affixed to the building below the top of the awning or, in the absence of an awning, below a line measured at 5 metres from the ground floor level of the building subject to a compliance with the requirements of the Signs, Hoarding and Bill Posting Bylaws.	N/A
Industrial and Warehouse Premises	A maximum of 4 advertisements applied to or affixed to the walls of the building but not including signs which project above the eaves or the ridge of the roof of the building, and excluding signs projecting from a building whether or not those signs are connected to a pole, wall or other building. A maximum of two free-standing advertisement signs not exceeding 5 m in height above ground Level.	Total area of any such advertisements shall not exceed 15 m ² Maximum permissible total area shall not exceed 10 m ² and individual advertisement signs shall not exceed 6 m ²
Showroom, race courses, major racing tracks, sports stadia, major sporting grounds and complexes	All signs provided that, in each case, the advertisement is not visible from outside the complex or facility concerned, either from other private land or from public places and streets.	N/A
Public Places and Reserves	(a) Advertisement signs (illuminated and non-illuminated) relating to the functions of Government, a public authority or council of a municipality excluding those of a promotional nature constructed or exhibited by, or on behalf of any such body, and	N/A

Table 3—continued

Exempted Advertisements Pursuant to Clause 9.4—continued

Land Use and/or Development Requiring Advertisement	Exempted Sign Type and Number (All non-illuminated unless otherwise stated)	Maximum Area of Exempted Sign
	(b) Advertisement signs (illuminated and non-illuminated) required for the management or control of traffic on any public road, car park, cycleway, railway or waterway where such advertisement has been constructed or exhibited by or at the direction of a Government department, public authority or the council of a municipality, and	N/A
	(c) Advertisement signs (illuminated and non-illuminated) required to be exhibited by or pursuant to any statute or regulation or the like made pursuant to powers contained within a Statute provided that any such advertisement is constructed and/or exhibited strictly in accordance with the requirements specified therein.	N/A
Railway Property and Reserves	Advertisement signs exhibited on such land provided that each such advertisement is directed only at persons at or upon a railway station.	No sign shall exceed 2 m ² in area
Advertisement within Buildings	All advertisements placed or displayed within building which cannot ordinarily be seen by a person outside of those buildings.	N/A
All classes of buildings other than single family dwellings	One advertisement sign containing the name, number and address of the building, the purpose for which the building is used or the name and address of the managing agent thereof.	0.2 m ²
Temporary Signs	Exempted Sign Type and Number (All non-illuminated unless otherwise stated)	Maximum Area of Exempted Sign
Building Construction Sites (advertisement signs displayed only for the duration of the construction) as follows:		
(i) Dwellings	One advertisement per street frontage containing details of the project and the contractors undertaking the construction work.	2 m ²
(ii) Multiple Dwellings, Shops Commercial and Industrial projects	One sign as for (i) above.	5 m ²
(iii) Large development or redevelopment projects involving shopping centres, office or other buildings exceeding 3 storeys in height	One additional sign showing the name of the project builder	5 m ²
Sales of Goods or Livestock	One sign per lot displayed for a period not exceeding 3 months advertising the sale of goods or livestock upon any land or within any building upon which the sign is exhibited provided that the land is not normally used for that purpose.	2 m ²

Temporary Signs	Exempted Sign Type and Number (All non-illuminated unless otherwise stated)	Maximum Area of Exempted Sign
Property Transactions		
Advertisement signs displayed for the duration of a period over which property transactions are offered and negotiated as follows:		
(a) Dwellings	One sign per street frontage for each property relating to the sale, leasing or impending auction of the property at or upon which the sign is or the signs are displayed.	Each sign shall not exceed an area of 2 m ²
(b) Multiple dwellings, shops Commercial and Industrial Properties	One sign as for (a) above.	Each sign shall not exceed an area of 5 m ²
(c) Large properties comprised of shopping centres, buildings in excess of four storeys and rural properties in excess of 5 ha	One sign as for (a) above.	Each sign shall not exceed an area of 10 m ²
Display Homes		
Advertisement signs displayed for the period over which homes are on display for public inspection	(i) One sign for each dwelling on display.	2 m ²
	(ii) In addition to (i) above one sign for each group of dwellings displayed by a single project builder giving details of the project building company and details of the range of dwellings on display.	5 m ²

The exemptions listed in Table 3 do not apply to buildings, conservation areas or landscape protection zones which are either:

- (i) listed by the National Trust;
- (ii) listed on the register of the National Estate;
- (iii) included in local authority town planning scheme because of their heritage or landscape value.

9.5 Discontinuance

Notwithstanding the Scheme objectives and Clause 9.4, where the Council can demonstrate exceptional circumstances which cause an exempted or existing advertisement to seriously conflict with the objectives of this Part, it may by notice in writing (giving clear reasons) require the advertiser to remove, relocate, adapt or otherwise modify the advertisement within a period of time specified in the notice.

9.6 Derelict or Poorly Maintained Signs

Where, in the opinion of the Council, an advertisement has been permitted to deteriorate to a point where it conflicts with the objectives of the Scheme or it ceases to be effective for the purpose for which it was erected or displayed, Council may by notice in writing require the advertiser to:

- (a) repair, repaint or otherwise restore the advertisement to a standard specified by Council in the notice, or
- (b) remove the advertisement.

9.7 Notices

9.7.1 'The advertiser' shall be interpreted as any one or any group comprised of the owner, occupier, licensee.

9.7.2 Any notice served in exceptional circumstances pursuant to Clause 9.5 or pursuant to Clause 9.6 shall be served upon the advertiser and shall specify:

- (i) the advertisement(s) the subject of the notice,
- (ii) full details of the action or alternative courses of action to be taken by the advertiser to comply with the notice,
- (iii) the period, not being less than 60 days, within which the action specified shall be completed by the advertiser.

9.7.3 Any person upon whom a notice is served pursuant to this Part may, within a period of 60 days from the date of the notice, appeal to the Hon. Minister for Planning or the Town Planning Appeal Tribunal in accordance with Part V of the Act, and where any such appeal is lodged the effect of the notice shall be suspended until the decision to uphold, quash or vary the notice is known and shall thereafter have effect according to that decision.

9.8 Scheme to Prevail

Where the provisions of this Part are found to be at variance with the provisions of the Council's Signs, Hoarding and Bill Posting Bylaws, the provisions of the Scheme shall prevail.

9.9 Enforcement and Penalties

The offences and penalties provisions specified in Clause 10.3 of the Scheme apply to the advertiser in this part.

Part X—Administration

10.1 Powers of the Scheme

The Council in implementing the Scheme has, in addition to all other powers vested in it, the following powers—

- (a) the Council may enter into an agreement with any owner, occupier or other person having an interest in land affected by the provisions of the Scheme in respect of any matters pertaining to the Scheme;
- (b) the Council may acquire any land or buildings within the district pursuant to the provisions of the Scheme or the Act. The Council may deal with or dispose of any land which it has acquired pursuant to the provisions of the Scheme or the Act in accordance with law and for such purpose may make such agreements with other owners as it considers fit;
- (c) an officer of the Council, authorised by the Council for the purpose, may at all reasonable times enter any building or land for the purpose of ascertaining whether the provisions of the Scheme are being served.

10.2 Policies

10.2.1 Power to Make Policies

In order to achieve the objective of the Scheme, the Council may

- (a) make Town Planning Scheme Policies relating to parts or all of the Scheme Area and relating to one or more of the aspects of the control of development,
- (b) The Policy Statements in the Scheme Report shall be deemed to be the Policy Statements prepared pursuant to this section.

10.2.2 Procedure of Policy Making

A Town Planning Scheme Policy shall become operative only after the following procedures have been completed—

- (a) the Council having prepared and resolved to adopt a draft Town Planning Scheme Policy, shall advertise a summary of the draft Policy once a week for two consecutive weeks in a newspaper circulating in the area giving details of where the draft Policy may be inspected and where, in what form, and during what period (not being less than 21 days) representations may be made to the Council.
- (b) the Council shall review its draft Planning Scheme Policy in the light of any representations made and shall then decide to finally adopt the draft Policy with or without amendment, or not proceed with the draft policy.
- (c) following final adoption of a Town Planning Scheme Policy, details thereof shall be advertised publicly and a copy kept with the Scheme documents for inspection during normal office hours.

10.2.3 Policy Amendment

A Town Planning Scheme Policy may only be altered or rescinded by—

- (a) preparation and final adoption of a new policy pursuant to this Clause, specifically worded to supersede an existing Policy,
- (b) publication in a formal notice of rescission by the Council twice in a newspaper circulating in the area.

10.2.4 Policy Statements and Policy Areas

The Policy Statements prepared pursuant to this Part shall be deemed to be those Policy Statements and Policy Areas so described in the Scheme Report and adopted by Council.

10.2.5 The Scheme Shall Prevail

A Town Planning Scheme Policy shall not bind the Council in the respect of any Application for Planning Consent but the Council shall take into account the provisions of the Policy and Objectives which the Policy was designed to achieve before making its decision.

10.2.6 Policy Statements Shall be Consistent with the Scheme

The Policy Statements prepared pursuant to this Part shall be consistent with the intent of the Objectives, Zones and general provisions of the Scheme.

10.3 Coastal Planning and Management

10.3.1 These Coastal Planning and Management Provisions apply to the land suitable for coastal related activities. This land is identified as an area for Coastal Planning and Management to be defined in consultation with the Department of Planning and Urban Development.

10.3.2 Council will prepare or cause to be prepared Policies for Coastal Planning and Management. The Policies so created will be formulated in consultation with the Department of Planning and Urban Development. Such Policies shall have due regard to the State Planning Commission's Country Planning Policy (DC 6.1).

10.3.3 Council will adopt an appropriate management strategy in conformity with any Policy for any part of the Coastal Planning and Management Area and will thereafter determine development in accordance with the strategy. In approving any development proposals Council may impose a condition which required the preparation and implementation of a Foreshore and Reserve Management Plan.

10.3.4 In the event of there being no Policy or strategy for any part of the Coastal Planning and Management Area, Council will refer any development proposals including local authority road works other than routine maintenance, to:

- (i) the Department of Planning and Urban Development;
- (ii) the Registrar of aboriginal sites;

and request that they comment on the proposal and advise Council of any requirements for development within a period of 42 days.

10.3.5 After receipt of advice or recommendations referred to in Clause 10.2.4 or expiry of the 42 day period, Council may:

- (i) approve the development proposal;
- (ii) refuse the development proposal;
- (iii) grant approval to the development proposal subject to conditions which may include a requirement to prepare and implement a Foreshore and Reserve Management Plan.

10.3.6 Any proposal to modify a Coastal Planning and Management Policy should be referred to the Department of Planning and Urban Development with a request to comment on the proposal and advise Council of any recommendations.

10.4 Offences

10.4.1 A person shall not erect, alter or add to or commence to erect, alter or add to a building or use or change the use of any land, building or part of a building for any purpose—

- (a) otherwise than in accordance with the provisions of the Scheme;
- (b) unless all consents required by the Scheme have been granted and issued;
- (c) unless all conditions imposed upon the grant and issue of any consent required by the Scheme have been and continue to be complied with;
- (d) unless all standards laid down and all requirements prescribed by the Scheme or determined by the Council pursuant to the Scheme with respect to that building or that use of that land or building or that part have been and continue to be complied with.

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

10.5 Notices

10.5.1 Twenty eight (28) days written notice is hereby prescribed as the notice to be given pursuant to Section 10 of the Act.

10.5.2 The Council may recover expenses under Section 10(2) of the Act in a court of competent jurisdiction.

10.6 Claims for Compensation

Except where otherwise provided in the Scheme, the time limit for the making of claims for compensation pursuant to Section 11(1) of the Act is six (6) months after the date of publication of the Scheme in the *Government Gazette*.

10.7 Appeals

An applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with Part V of the Act and the rules and regulations made pursuant to the Act.

Adoption

Adopted for consent to advertise by Resolution of the Council of the Shire of Northampton at the ordinary meeting of the Council held on the 17th day of May 1991.

R. W. ALLEN, President.

Dated 17th May 1991.

C. J. PERRY, Shire Clerk.

Dated 17th May 1991.

Final Approval

1. Adopted for Final Approval by Resolution of the Council of the Shire of Northampton at the ordinary meeting of the Council on the 21st day of February 1992 and the seal of the Municipality was, pursuant to the Resolution, hereunto affixed in the presence of—

R. W. ALLEN, President.
C. J. PERRY, Shire Clerk.

SEAL

2. Recommended/Submitted by the State Planning Commission for Final Approval.

PETER DRISCOLL, for Chairman, State Planning Commission.

Dated 11th March 1992.

3. Approved—

DAVID SMITH, Minister for Planning.

Dated 16th March 1992.

Appendix 1
Interpretations

Abattoir: means land and buildings used for the slaughter of animals for human consumption and the treatment of carcasses, offal and by-products.

Absolute Majority: shall have the same meaning as is given to it in and for the purposes of the Local Government Act 1960 (as amended).

Act: means the Town Planning and Development Act, 1928 (as amended).

Advertisement: means any word, letter, model, sign, placard, board, notice, device or representation, whether illuminated or not, in the nature of, and employed wholly or partly for the purposes of, advertisement, announcement or direction, and includes any hoarding or similar structure used, or adapted for use, for the display of advertisements and Advertising Sign shall be construed accordingly but does not include:

- (a) an advertising sign of less than 2m² in area relating to the carrying out of building or similar work on land on which it is displayed, not being land which is normally used for those purposes;
- (b) an advertising sign of less than 2m² in area announcing a local event of a religious, educational, cultural, political, social or recreational character not promoted or carried on for commercial purposes;
- (c) an advertising sign of less than 2m² in area relating to the prospective sale or letting of the land or building on which it is displayed;
- (d) an advertising sign exhibited upon any land vested in or owned by the Minister for Railways which is directed only to persons upon or entering a railway station or platform or bus station, and
- (e) directional signs, street signs and other like signs erected by a public authority.

Amusement Facility: means land and buildings, open to the public, used for not more than two amusement machines where such use is incidental to the predominant use.

Amusement Machine: means a machine, device or games table, mechanically or electronically powered, that releases or makes available balls, discs or other items for projection in or on the machine by the use of springs, flippers, paddles or cues, or electronic devices which are controlled or partly controlled by computer associated with electronic screen(s) operated by one or more players for amusement or recreation.

Amusement Parlour: means land and buildings, open to the public, where the predominant use is amusement by amusement machines and where there are more than two amusement machines operating within the premises.

Battle-axe lot: means a lot having access to a public road by means of an access strip included in the Certificate of Title of that lot.

Betting Agency: means a building operated in accordance with the Totalisator Agency Board Betting Act 1960 (as amended).

Builder's Storage Yard: means land and buildings used for the storage of building material, pipes, or other similar items related to any trade; and may include manufacture, assembly and dismantling processes incidental to the predominant use.

Building: shall have the same meaning as is given to it in and for the purposes of the Residential Planning Codes.

Building Envelope: means an area of land within a lot marked on a plan forming part of the Scheme outside which building development is not permitted.

Building Line: means the line between which and any public place or public reserve a building may not be erected except by or under the authority of an Act.

Building Setback: means the shortest horizontal distance between a boundary or other specified point and the position at which a building may be erected.

Camping Area: means land used for the lodging of persons in tents or other temporary shelter.

Caravan: means a vehicle as defined under the Road Traffic Act 1974-82 maintained in condition suitable for licence under that Act at all times and being designed or fitted or capable of use as a habitation or for a dwelling or sleeping purposes.

Caravan Park: means an area of land specifically set aside for the parking of caravans and park homes or for the erection of camps on bays or tent sites allocated for that purpose.

- Caretaker's Dwelling:** means a building used as a dwelling by a person having the care of the building, plant, equipment or grounds associated with an industry, business, office or recreation area carried on or existing on the same site.
- Car Park:** means land and buildings used primarily for parking private cars or taxis whether open to the public or not but does not include any part of a public road used for parking or for a taxi rank, or any land or buildings in which cars are displayed for sale.
- Cattery:** means the use of an approved out-building constructed in accordance with the Health Act Model By-laws Series 'A' Part One—General Sanitary Provisions (as amended) for the purpose of keeping more than three (3) cats over the age of three (3) months.
- Civic Building:** means a building designed, used or intended to be used by a Government Department, an instrumentality of the Crown, or the Council for administrative, recreational or other purpose.
- Civic Use:** means land and buildings used by a Government Department, an instrumentality of the Crown, or the Council, for administrative, recreational or other purpose.
- Club Premises:** means land and buildings used or designed for use by a legally constituted club or association or other body of persons united by a common interest whether such building or premises be licensed under the provisions of the Liquor Act, 1970 (as amended) or not and which building or premises are not otherwise classified under the provisions of the Scheme.
- Commission:** means the State Planning Commission constituted under the State Planning Commission Act 1985.
- Consulting Rooms:** means a building (other than a hospital or medical centre) used by no more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors, and persons ordinarily associated with a practitioner, in the prevention or treatment of physical or mental injuries or ailments, and the two practitioners may be of the one profession or any combination of professions or practices.
- Convenience Store:** means land and buildings used for the retail sale of convenience goods being those goods commonly sold in supermarkets, delicatessens and newsagents but including the sale of petrol and operated during hours which include but which may extend beyond normal trading hours and providing associated parking. The buildings associated with a convenience store shall not exceed 200 m² gross leasable area.
- Day Care Centre:** means land and buildings used for the daily or occasional care of children in accordance with the Child Welfare (Care Centres) Regulations, 1968 (as amended).
- Development:** shall have the same meaning given it in and for the purposes of the Act.
- Display Home Centre:** means a group of two or more dwellings which are intended to be open for public inspection.
- District:** means the Municipal District of the Shire of Northampton.
- Dog Kennels:** means land and buildings used for the boarding and breeding of dogs where such premises are registered or required to be registered by the Council; and may include the sale of dogs where such use is incidental to the predominant use.
- Dry Cleaning Premises:** means land and buildings used for the cleaning of garments and other fabrics by chemical processes.
- Eating House:** means any house, building or structure or any part thereof in which meals are served to the public for gain or reward and the expression includes a restaurant or cafe. The term does not include—
- (a) any premises in respect of which an hotel licence, tavern licence, a restaurant licence or winehouse licence has been granted under the Liquor Act;
 - (b) any residential building;
 - (c) any building or structure used temporarily for serving meals to the public at any fair, show, military encampment, races or other sports, games or amusements.
- Educational Establishment:** means a school, college, university, technical institute, academy or other educational centre, but does not include a reformatory or institutional home.
- Effective Frontage:** means the width of a lot at the minimum distance from the street alignment at which buildings may be constructed, and shall be calculated as follows:
- (a) where the site boundaries of a lot are parallel to one another, the length of a line drawn at right angles to such boundaries;
 - (b) where the side boundaries of a lot are not parallel to one another, the length of a line drawn parallel to the street frontage and intersecting the side boundaries at the minimum distance from the street alignment at which buildings may be constructed;
 - (c) where a lot is of such irregular proportions or on such steep grade that neither of the foregoing methods can reasonably be applied, such length as determined by the Council.
- Equestrian Centre:** means land and buildings used for the stabling and exercise of horses and includes facilities for events of a competitive nature.
- Factory Unit Building:** means an industrial building designed, used or adapted for use as two or more separately occupied production or storage areas.
- Family Care Centre:** means land and buildings used for the purpose of a Family Care Centre as defined in Child Welfare (Care Centres) Regulations, 1968 (as amended).

- Fast Food Outlet:** means land and buildings used for the preparation, sale and serving of food to customers in a form ready to be eaten without further preparation, primarily off the premises, but does not include a fish shop.
- Fish Shop:** means a building where wet fish and similar foods are displayed and offered for sale.
- Floor Area:** shall have the same meaning given to it and for the purposes of the Building Code of Australia.
- Frontage:** means the boundary line or lines between a site and the street or streets upon which the site abuts.
- Fuel Depot:** means land and buildings used for the storage and sale in bulk of solid or liquid gaseous fuel, but does not include a service station.
- Funeral Parlour:** means land and buildings occupied by an undertaker where bodies are stored and prepared for burial or cremation.
- Garden Centre:** means land and buildings used for the sale and display of garden products, including garden ornaments, plants, seeds, domestic garden implements and motorised implements and the display but not manufacture of pre-fabricated garden buildings.
- Gazetted Date:** means the date of which this Scheme is published in the *Government Gazette*.
- Gross Leasable Area:** means in relation to a building, the area of all floors capable of being occupied by a tenant for his exclusive use, which area is measured from the centre lines of joint partitions or walls and from the outside faces of external walls or the building alignment, including shop fronts, basements, mezzanines and storage areas.
- Harbour Installations:** means land and buildings used for and incidental to the purposes of loading, unloading and maintaining ships.
- Health Studio:** means land and buildings designed and equipped for physical exercise, recreation and sporting activities including outdoor recreation.
- Home Occupation:** means a business or activity carried on with the written permission of the Council within a dwelling house or the curtilage of a house by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant that:
- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection due to the emission of light, noise, vibration, electrical interferences, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products or the unsightly appearance of the dwelling house or domestic outbuilding or the land on which the business is conducted.
 - (b) does not entail employment of any person not a member of the occupier's family;
 - (c) does not occupy an area greater than twenty square metres;
 - (d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located.
 - (e) does not display a sign exceeding 0.2m² in area;
 - (f) in the opinion of the Council it is compatible with the principal uses to which land in the zone in which it is located may be put and will not in the opinion of the Council generate a volume of traffic that would prejudice the amenity of the area;
 - (g) does not entail the presence, use or calling of a vehicle of more than two tonnes tare weight;
 - (h) does not entail the presence of more than one commercial vehicle and does not include provision for the fuelling or repairing of motor vehicles within the curtilage of the dwelling house or domestic out-building.
 - (i) does not entail the offering for sale or display of motor vehicles machinery or goods (other than goods manufactured or serviced on the premises); and
 - (j) does not entail a source of power other than an electric motor of not more than 0.373 kilowatts (0.5 h.p.).
- Hospital:** means a building in which persons are received and lodged for medical treatment or care and includes a maternity hospital.
- Hospital Special Purposes:** means a building used or designed for use wholly or principally for the purpose of a hospital or sanatorium for the treatment of infectious or contagious diseases, or hospital for the treatment of the mentally ill or similar use.
- Hotel:** means land and buildings providing accommodation for the public the subject of a Hotel Licence granted under the provisions of the Liquor Act, 1970 (as amended).
- Industry:** means the carrying out of any process in the course of trade or business for gain, for and incidental to one or more of the following:
- (a) the winning, processing or treatment of minerals;
 - (b) the making, altering, repairing, or ornamentation, painting, finishing, cleaning, packing or canning or adapting, or the breaking up or demolition of any article or part of an article;
 - (c) the generation of electricity or the production of gas;

(d) the manufacture of edible goods;

and includes, when carried out on land upon which the process is carried out and in connection with that process, the storage of goods, any work of administration or accounting, or the wholesaling of goods, and the use of land for the amenity of persons engaged in the process; but does not include:

(i) the carrying out of agriculture,

(ii) site work on buildings, work on land,

(iii) in the case of edible goods the preparation of food for sale from the premises.

Industry—Cottage: means an industry which produces arts and crafts goods which cannot be carried out under the provisions relating to a 'home occupation' and that:

(a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection, due to the emission of light, noise, vibration, steam, soot, ash, dust, grit, oil, liquid wastes or waste products,

(b) where operated in a Residential Zone, does not entail the employment of any person not a member of the occupier's family normally resident on the land,

(c) is conducted in an out-building which is compatible to the zone and its amenity and does not occupy an area in excess of 55m²,

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

(e) does not display a sign exceeding 0.2m² in area.

Industry Extractive: means an industry which involves:

(a) the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals, or similar substance from the land, and also the storage, treatment or manufacture of products from those materials is extracted or on land adjacent thereto; or

(b) the production of salt by the evaporation of sea water.

Industry General: means an industry other than a cottage, extractive, hazardous, light, noxious, rural or service industry.

Industry Hazardous: means an industry which by reason of the processes involved or the method of manufacture or the nature of the materials used or produced requires isolation from other buildings.

Industry Light: means an industry:

(a) in which the processes carried on, the machinery used, and the goods and commodities carried to and from the premises will not cause any injury to, or will not adversely affect the amenity of the locality by reason of the emission of light, noise, electrical interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water or other waste products, and

(b) the establishment of which will not or the conduct of which does not impose an undue load on any existing or projected service for the supply or provision of water, gas, electricity, sewerage facilities, or any other like services.

Industry Noxious: means an industry in which the processes involved constitute an offensive trade within the meaning of the Health Act, 1911-1979 (as amended), but does not include a fish shop, dry cleaning premises, marine collectors yard, laundromat, piggery or poultry farm.

Industry Rural: means an industry handling, treating, processing or packing primary products grown, reared or produced in the locality, and a workshop servicing plant or equipment used for rural purposes in the locality.

Industry Service: means a light industry carried out on land or in buildings which may have a retail shop front and from which goods manufactured on the premises may be sold; or land and buildings having a retail shop front and used as a depot for receiving goods to be serviced.

Kindergarten: means land and buildings used as a school for developing the intelligence of young children by object-lessons, toys, games, singing and similar methods.

Land: shall have the same meaning given to it in and for the purposes of, the Act.

Laundromat: means a building, open to the public, in which coin-operated or other washing machines, with or without provision for drying clothes, are available for use.

Liquor Store: means a building the subject of a Store Licence granted under the provisions of the Liquor Act, 1970 (as amended).

Lot: shall have the same meaning given to it in and for the purposes of, the Act and 'allotment' has the same meaning.

Marine Collector's Yard: means land and buildings used for the storage of marine stores under the provisions of the Marine Stores Act, 1902 (as amended) and land Marine Dealer's Yard and Marine Store have the same meaning.

Marine Filling Station: means land and buildings used for the storage and supply of liquid fuels and lubricants for marine craft, but in which no industry is carried on; but does not include a service station.

- Market:** means land and buildings used for a fair, a farmers' or producers' market, or a swap-meet in which the business or selling carried on or the entertainment provided is by independent operators or stall holders carrying on their business or activities independently of the market operator save for the payment where appropriate of a fee or rental.
- Medical Centre:** means a building (other than a hospital) that contains or is designed to contain facilities not only for the practitioner or practitioners mentioned under the interpretations of consulting rooms but also for ancillary services such as chemists, pathologists and radiologists.
- Milk Depot:** means land and buildings to which milk is delivered for distribution to consumers but in which milk is not processed or pasteurised.
- Mobile Home:** means any vehicle or similar relocatable structure having been manufactured with wheels (whether or not such wheels have been removed) and having no footings other than wheels, jacks or skirtings, and so designed or constructed as to permit independent occupancy for continuous dwelling purposes incorporating its own facilities including bathroom and toilet facilities.
- Mobile Home Park:** means land upon which two or more mobile homes, occupied for dwelling purposes, are located regardless of whether or not a charge is made for such accommodation.
- Motel:** means land and buildings used or intended to be used to accommodate patrons in a manner similar to a Hotel or Boarding House but in which special provision is made for the accommodation of patrons with motor vehicles.
- Motor Vehicle and Marine Sales Premises:** means land and buildings used for the display and sale of new or second hand motorcycles, cars, trucks, caravans and boats or any one or more of them and may include, the servicing of motor vehicles sold from the site.
- Motor Vehicle Hire Station:** means land and buildings used for the hiring out of motor vehicles and when conducted on the same site, the storage and cleaning of motor vehicles for hire but does not include mechanical repair or servicing of such vehicles.
- Motor Vehicle Repair Station:** means land and buildings used for the mechanical repair and overhaul of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis reshaping.
- Motor Vehicle Wash Station:** means land and buildings where vehicles are washed and cleaned by or primarily by mechanical means.
- Motor Vehicle Wrecking Premises:** means land and buildings used for the storage, breaking up or dismantling of motor vehicles and includes the sale of second-hand motor vehicle accessories and spare parts.
- Museum:** means land and buildings used for storing and exhibiting objects illustrative of antiquities, natural history, art, nature and curiosities.
- Non-conforming Use:** means a use of land which, though lawful immediately prior to the coming into operation of this Scheme, is not in conformity with the Scheme.
- Nursery:** means land and buildings used for the propagation, rearing and sale of products associated with horticultural and garden decor.
- Office:** means a building used for the conduct of administration, the practice of a profession, the carrying on of agencies, banks, typist and secretarial services, and services of a similar nature.
- Owner:** in relation to any land includes the Crown and every person who jointly or severally whether at law or in equity:
- (a) is entitled to the land for an estate in fee simple in possession; or
 - (b) is a person to whom the Crown has lawfully contracted to grant the fee simple of the land; or
 - (c) is a lessor or licensee from the Crown; or
 - (d) is entitled to receive or is in receipt of, or if the land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.
- Park Home:** means a movable dwelling, not being a vehicle as defined under the Road Traffic Act 1974-1982 but constructed and maintained on its own chassis and wheels and capable of mobility at all times although stabilised by jacks and provided with skirtings and so designed and constructed as to permit independent occupancy for dwelling purposes.
- Petrol Filling Station:** means land and buildings used for the supply of petroleum products and motor vehicle accessories but excluding premises used for greasing, tyre repairs and mechanical repairs.
- Piggery:** shall have the same meaning given to it in and for the purposes of the Health Act, 1911-1979 (as amended).
- Plot Ratio:** except for a single house, attached house, grouped dwelling or multiple dwelling where it shall have the same meaning given to it in the Residential Planning Codes, plot ratio means the ratio of the gross total of the areas of all floors to the area of land within the site boundaries, and in calculating the gross total of the areas of all floors the areas shall be measured over any walls provided that lift shafts, stairs, toilets and amenities, external wall thicknesses, plant rooms and the gross floor area of any floor space used for the parking of wheeled vehicles including access to and from that space within the building shall not be included.

- Potable Water:** means water in which levels of physical, chemical and bacteriological constituents do not exceed the maximum permissible levels set out in 'International Standards for Drinking Water—Third Edition, World Health Organisation—1971'.
- Poultry Farm:** means land and buildings used for hatching, rearing or keeping of poultry for either egg or meat production which does not constitute an offensive trade within the meaning of the Health Act, 1911-1979 (as amended).
- Prison:** shall have the same meaning given to it in and for the purposes of the Prisons Act, 1981 (as amended).
- Private Hotel:** means land and buildings used for residential purposes the subject of a Limited Hotel Licence granted under the provisions of the Liquor Act 1970 (as amended).
- Private Recreation:** means land used for parks, gardens, playgrounds, sports arenas, or other grounds for recreation which are not normally open to the public without charge.
- Produce Store:** means land and buildings wherein fertilisers and grain are displayed and offered for sale.
- Professional Office:** means a building used for the purposes of his profession by an accountant, architect, artist, author, barrister, chiroprapist, consular official, dentist, doctor, engineer, masseur, nurse, physiotherapist, quantity surveyor, solicitor, surveyor, teacher (other than a dancing teacher or a music teacher), town planner, or valuer, or a person having an occupation of a similar nature, and Professional Person has a corresponding interpretation.
- Public Amusement:** means land and buildings used for the amusement or entertainment of the public, with or without charge.
- Public Authority:** shall have the same meaning given to it in and for the purposes of the Act.
- Public Mall:** means any public street or right-of-way designed especially for pedestrians who shall have the right of way and vehicle access shall be restricted to service vehicles at times specified by the Council.
- Public Recreation:** means land used for a public park, public gardens, foreshore reserve, playground or other grounds for recreation which are normally open to the public without charge.
- Public Utility:** means any work or undertaking constructed or maintained by a public authority or the Council as may be required to provide water, sewerage, electricity, gas, drainage, communications or other similar services.
- Public Worship—Place Of:** means land and buildings used for the religious activities of a church but does not include an institution for primary, secondary, or higher education or a residential training institution.
- Radio and T.V. Installation:** means land and buildings used for the transmission, relay and reception of signals and pictures, both commercial and domestic, but does not include domestic radio and television receivers.
- Reception Centre:** means land and buildings used by parties for functions on formal or ceremonious occasions, but not for unhosted use for general entertainment purposes.
- Reformatory:** means land and buildings used for the confinement or detention in custody of juvenile offenders against the law with a view to their reformation.
- Residential Building:** means a building or portion of a building, together with rooms and outbuildings separate from such building but ancillary thereto; such building being used or intended, adapted or designed to be used for the purpose of human habitation
- temporarily by two or more persons, or
 - permanently by seven or more persons,
- who do not comprise a single family; but does not include a hospital or sanatorium, a prison, a hotel, a motel or a residential school.
- Residential Planning Codes:** means the Residential Planning Codes, set out in Appendix 3 to the Statement of Planning Policy No 1 together with any amendments thereto as published in the *Government Gazette* on January 30, 1985.
- Restaurant:** means a building wherein food is prepared for sale and consumption within the building and the expression shall include a licensed restaurant, and a restaurant at which food for consumption outside the building is sold where the sale of food for consumption outside the building is not the principal part of the business.
- Restoration:** means any work or process on at or in respect of a building structure or place which wholly or partly brings back the building structure or place to its original condition or which reinstates its historic or natural character either by rebuilding or repairing its fabric or by removing accretions or additions.
- Restricted Premises:** means any premises, part or parts thereof, used or designed to be used primarily for the sale by retail or wholesale, or the offer for hire, loan or exchange, or the exhibition, display or delivery of:
- (a) publications that are classified as restricted publications pursuant to the Indecent Publications and Articles Act 1902 (as amended); or
 - (b) materials, compounds, preparations or articles which are used or intended to be used primarily in or in connection with any form of sexual behaviour or activity.

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

- (a) the growing of vegetables, fruit, cereals or food crops;
- (b) the rearing or agistment of goats, sheep, cattle or beasts of burden;
- (c) the stabling, agistment or training of horses;
- (d) the growing of trees, plants, shrubs, or flowers for replanting in domestic, commercial or industrial gardens;
- (e) the sale of produce grown solely on the lot;

but does not include the following except as approved by the Council:

- (i) the keeping of pigs;
- (ii) poultry farming;
- (iii) the processing, treatment or packing of produce;
- (iv) the breeding, rearing or boarding of domestic pets.

Salvage Yard: means land and buildings used for the storage and sale of materials salvaged from the erection, demolition, dismantling or renovating of, or fire or flood damage to structures including (but without limiting the generality of the foregoing) buildings, machinery, vehicles and boats.

Sawmill: means land and buildings where logs or large pieces of timber are sawn but does not include a joinery works unless logs or large pieces of timber are sawn therein.

Schedule: means a schedule to the Scheme.

Service Station: means land and buildings used for the supply of petroleum products and motor vehicle accessories and for carrying out greasing, tyre repairs and minor mechanical repairs and may include a cafeteria, restaurant or shop incidental to the primary use, but does not include transport depot, panel beating, spray painting, major repairs or wrecking.

Shop: means a building wherein goods are kept, exposed or offered for sale by retail, but does not include a bank, fuel depot, market, service station, milk depot, marine collector's yard, timber yard or land and buildings used for the sale of vehicles or for any purpose falling within the definition of industry.

Showroom: means a building wherein goods are displayed and may be offered for sale by wholesale and/or by retail of: foodstuffs, liquor or beverages; items of clothing or apparel, magazines, books or paper products; medical or pharmaceutical products; china, glassware or domestic hardware; and items of personal adornment.

Stables: means land and buildings used for the housing and keeping of horses.

Tavern: means land and buildings the subject of a Tavern Licence granted under the provisions of the Liquor Act, 1970 (as amended).

Trade Display: means land and buildings used for the display of trade goods and equipment for the purposes of advertisement.

Transport Depot: means land and buildings used for the garaging of motor vehicles used or intended to be used for carrying goods or persons for hire or reward or for any consideration, or for the transfer of goods or persons from one such motor vehicle to another of such motor vehicles and includes maintenance, management and repair of the vehicles used, but not of other vehicles.

Transportable Home: means any structure designed for human habitation that is partly or wholly prefabricated at any place other than on the lot upon which it is to be erected.

Veterinary Consulting Rooms: means a building in which a veterinary surgeon or veterinarian treats the minor ailments of domestic animals and household pets as patients but in which animals or pets do not remain overnight.

Veterinary Hospital: means a building used in connection with the treatment of sick animals and includes the accommodation of sick animals.

Warehouse: means a building wherein goods are stored and may be offered for sale by wholesale.

Wayside Stall: means a building situated on private land which offers for sale to the general public produce or any commodity which is produced on the land upon which the buildings are located.

Wholesale: means the sale of any goods to any person or persons other than the ultimate consumer of those goods by a person or his trustee, registered as a 'wholesale merchant' for Sales Tax purposes under the provisions of the Sales Tax Assessment Act No. 1 1930, (as amended).

Wine House: means land and buildings the subject of a Wine House Licence granted under the provisions of the Liquor Act 1970, (as amended).

Zone: means a portion of the Scheme area shown on the map by distinctive colouring, patterns, symbols, hatching, or edging for the purpose of indicating the restrictions imposed by the Scheme on the erection and use of buildings or for the use of land, but does not include reserved land.

Zoological Gardens: means land and buildings used for the keeping, breeding or display of fauna and the term includes Zoo but does not include kennels or keeping, breeding or showing of domestic pets.

Appendix No. 2
TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED)
Shire of Northampton
Application Form for Planning Consent

1. Surname of Applicant Given Names
- Full Address
2. Surname of Landowner
(If different from above) Given Names
- Address
3. Submitted by
4. Address for Correspondence
5. Locality of Development
6. Title Details of Land
7. Name of Road Serving Property
8. State Type of Development
- Nature and size of all buildings proposed
-
- Materials to be used on External Surface of Buildings
-
- General Treatment of Open Portions of the Site
-
- Details of Car Parking and Landscaping Proposals
- Approximate Cost of Proposed Development
- Estimate Time for Construction
-
- Signature of Owner Signature of Applicant or Agent
- (Both signatures are required if applicant is not the owner)
- Date Date

NOTE: This form should be completed and forwarded to the Northampton Shire Council together with 2 COPIES of detailed plans showing complete details of the development including a site plan showing the relationship of the land to the area generally.

In areas where close development exists, or is in the course of construction, plans shall show the siting of buildings and uses on lots immediately adjoining the subject land.

All applications shall be accompanied by:

- (a) a location plan showing the land and the subject of the application and its relationship to surrounding lots and streets;
and, in the case of an application for the erection of new buildings:
- (b) a site plan or plans showing:
 - (i) the position, type and use of all existing buildings and improvements on the land; indicating those to be removed as part of the proposal;
 - (ii) the position, type and use of any new buildings and improvements proposed on the land;
 - (iii) the position of any trees on the site showing those to be removed and those to be retained;
 - (iv) areas to be landscaped, surfaced for parking or developed for any other purpose within the site;
 - (v) contours and any earthworks to be undertaken as a part of the development;
 - (vi) the location and description of any buildings, places or objects (vide Section 2.4);
 - (vii) the method by which stormwater run-off is to be contained on the site or discharged from the site;
 or in the case of an application for a change in the use of land and or buildings;
- (c) a site plan and, where applicable, floor plan(s) of the existing building(s) indicating the uses to be made of the land and the respective buildings or portions of the building(s).

Appendix No. 3

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED)

Shire of Northampton

DECISION ON APPLICATION FOR PLANNING CONSENT

The Council or its delegated officer having considered the application dated submitted by on behalf of

hereby advise that it has decided to:

REFUSE/GRANT APPROVAL: TO COMMENCE DEVELOPMENT TO DISPLAY AN ADVERTISEMENT

subject to the conditions for the following reasons:—

..... Shire Clerk

..... Date

Appendix No. 4

TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED)

Shire of Northampton

Town Planning Scheme No. 8

NOTICE OF PUBLIC ADVERTISEMENT OF DEVELOPMENT PROPOSAL

It is HEREBY NOTIFIED for public information and comment that the Council has received an application to develop land for the purpose described hereunder:

LAND DESCRIPTION

Lot No. Street Proposal

Details of the proposal are available for inspection at the Council Office.

Comments on the proposal may be submitted to the Council in writing on or before the day of 19....

..... Shire Clerk

..... Date

Appendix No. 5

Shire of Northampton

APPLICATION FORM FOR PERMIT TO CARRY ON A HOME OCCUPATION/HOME INDUSTRY OWNER

Full name of Applicant Full Address

OCCUPIER

Full name of Applicant Full Address

DESCRIPTION OF THE LAND

House Number Street Locality Lot Number

Nature of Proposed Home Occupation/Home Industry

Location in Relation to Dwelling House

Area of Land /Building to be Used for Home Occupation/Home Industry

Particulars of Persons to be Employed (State number of persons and relationship to employer) ...

Description of Equipment or Machinery to be Used

Description of Storage Areas (if any)

Number of Vehicles for Parking to be Provided

Frequency of Collection and Delivery of Goods

Hours of Operation

Signature of Owner

Signature of Applicant or Agent

(Both signatures are required if applicant is not the owner)

Date

The occupier named above hereby applies for a Permit/renewal of a Permit in respect of the Home Occupation/Home Industry described above and states that the above particulars are true.

Appendix No 6

Shire of Northampton

PERMIT TO CARRY ON HOME OCCUPATION/HOME INDUSTRY

Name of Applicant

Address of Applicant

as occupier of the premises described as Street
Lot..... on Plan/Diagram is the holder of a permit to carry on
upon those premises the home occupation of

.....
employing not more than..... persons of whom are
to be members of the occupier's family.

This permit remains valid for twelve months after the date of issue thereof unless previously revoked.

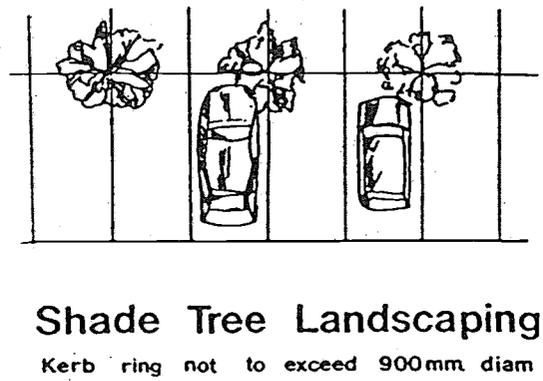
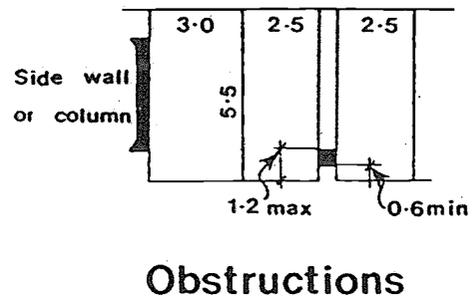
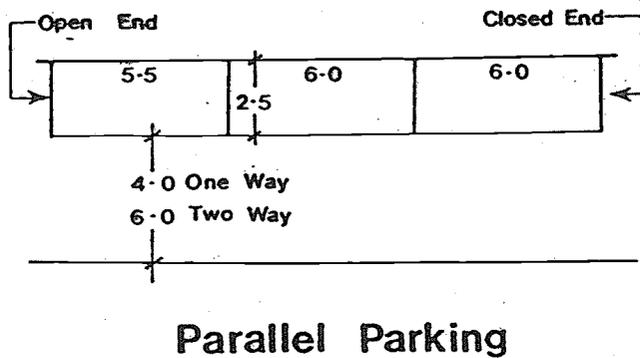
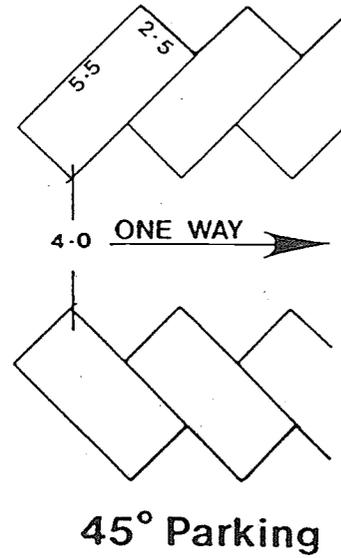
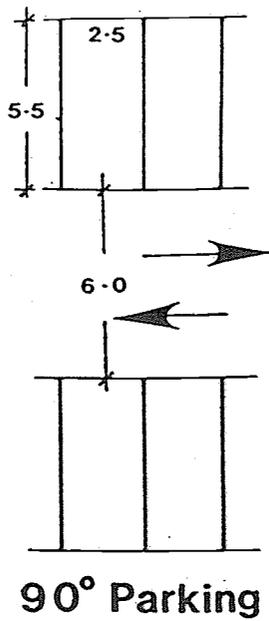
Dated this day of 19.....

.....
Shire Clerk

Appendix No 7

CAR PARKING REQUIREMENTS

Use	No Car Parking Spaces
Single House	As prescribed within the provisions of the Residential Planning Code
Attached House	
Grouped Dwelling	
Shop	1 for every 15.m ² floor area
Office	1 for every 40.m ² floor area
Warehouse/Showroom	1 for every 100.m ² floor area
Industry—Service	1 for every 20.m ² floor area & 1 for every 50.m ² service area
Industry—Light	1 for every 50.m ² floor area
Industry—General	1 for every 50.m ² floor area
Factoryette	4 for every unit & 1 for customer parking
Licensed Hotel	1 for every bedroom & 1 for every 4m ² of public bar/lounge floor area
Motel	1 for every bedroom & 1 for every 25m ² gross floor area of service building
Tavern	1 for every 4.m ² public floor area
Residential Building	1 for every bedroom & 1 for every staff member
Eating House/Restaurant	1 for every 4 seats
Private Club	1 for every 4 persons accommodated
Church	1 for every 4 persons accommodated
Hospital	1 for every 4 beds provided & 1 for every person employed
Medical Centre	3 for every consulting room
Motor Repair Station/Service Station	2 for every working bay & 1 for each employee
Library/Museum	1 for every 35.m ² floor area
Take-Away Food Outlet	1 for every 10m ² floor area
T.A.B.	1 for every 10m ² floor area



- 90° & 45° Parking - 5.5m x 2.5m
- Parallel Parking - 6.0m x 2.5m
- OR - 5.5m x 2.5m where Open Ended
- Driveway Widths 90° - 6.0m access
- 45° - 4.0m one way access
- Parallel - 4.0m one way "
- 6.0m two way "

Appendix No 8

CONTROL OF ADVERTISEMENTS

ADDITIONAL INFORMATION SHEET FOR ADVERTISEMENT APPROVAL

(to be completed in addition to Application for Approval to Commence Development)

1. Name of Advertiser (if different from owner):
.....
 2. Address in Full:
.....
 3. Description of Property upon which advertisement is to be displayed, including full details of its proposed position within that property:
.....
.....
 4. Details of Proposed Sign:
Height: Width: Depth
Colours to be used:
Height above ground (top level of Advertisement:
..... to underside)
Materials to be used:
Illuminated: Yes/No
If Yes, state whether steady, moving, flashing alternating, digital, animated or scintillating, etc.
.....
If Yes, state intensity of light source:
 5. State period of time for which advertisement is required:
.....
 6. Details of signs, if any, to be removed if this application is approved:
.....
- N.B. Application should be supported by a photograph or photographs of the premises showing superimposed thereon the proposed position for the advertisement and those advertisements to be removed detailed in 6 above.
- Signature of Advertiser(s):
(if different from land owners)
- Date:

POLICE

PE401

MARINE STORES ACT 1902

List of Marine Collector's Licences Issued During Period 1/1/92 to 31/3/92

Name; Address; Date Issued; Lic. No.

Abbott, Charles; Lot 5 The Esplanade, Little Grove via Albany; 20/1/92; 129.
 Abbott, Stephen; 268 Middleton Road, Albany; 20/1/92; 607.
 Ackermans, Johannes; 44 McDonald Street, Gnowangerup; 7/1/92; 451.
 Allsopp, Reginald Cyril; Lot 51 Cottrell Street, Dowerin; 7/1/92; 237.
 Alfonso, Demetrio; 60 Sexton Road, Inglewood; 14/1/92; 14.
 Alfonso, Kathleen; 60 Sexton Road, Inglewood; 14/1/92; 441.
 Ashworth, Michael; 16A Powell Street, Boulder; 30/1/92; 106.
 Auslender, Mikel; 24 Howes Crescent, Dianella; 13/1/92; 219.
 Bain, Evan Neil; 36 Quinlan Street, Wongan Hills; 3/1/92; 171.
 Bergin, Rex Patrick; Lot 1856 Kirk Rock Road, Wickespin; 3/2/92; 317.
 Boladeras, Richard Clive; Mawson Road, Beverley; 3/2/92; 205.
 Brady, Steven Patrick; 9 Main Street, Cunderdin; 14/1/92; 474.
 Brawn, Kenneth James; 90 Halvorson Road, Morley; 7/1/92; 461.
 Brown, Kevin Walter; 52A Kensington Avenue, Dianella; 15/1/92; 284.
 Byron, Rodney A.; 44 Dampier Loop, Mirrabooka; 13/1/92; 577.
 Clarke, James Christopher; 6 Grand Promenade, Bayswater; 8/2/92; 629.
 Cooper, Christopher; 10 Mortimore Street, Kalbarri; 29/1/92; 580.
 Craike, Terrence John; 54 Greenhead Road, Greenhead; 30/3/92; 376.
 Dattilo, Eugene Mark; 9 Chalice Rise, Mirrabooka; 20/2/92; 446.
 Day, Philip Clarence; 6 Cleaver Street, Carnarvon; 3/3/92; 169.
 De Cinque, Luigi; 29 Hertha Road, Innaloo; 18/2/92; 375.
 Dixon, Colin John; 17 Mooliabeenie Road, Gingin; 13/1/92; 616.
 Foster, Murray Reginald; 8 Bagley Road, Warwick; 4/2/92; 182.

Gentle, Irwin; 50 Queens Road, Meekatharra; 20/3/92; 638.
 Gerrard, Ivan Bruce; 3 Wannernooka Road, Northampton; 7/1/92; 469.
 Gnos, Bruno; 21 Hovea Crescent, City Beach; 13/1/92; 461.
 Graham, Morris; Lot 153 Livesey Street, Mundijong; 20/1/92; 472.
 Hall, Sydney Reginald; 7 Merritt Street, Capel; 7/2/92; 565.
 Hawthorne, Michael; 19 Morago Crescent, Cloverdale; 17/1/92; 291.
 Heys, Reginald Keith; 1120 Dulverton Street, Wyndham; 20/1/92; 499.
 Hulland, Julianne M.; 53 Grantham Street, Cranbrook; 17/3/92; 286.
 Kempen, Cornelius; 159 Seventh Avenue, Inglewood; 13/1/92; 501.
 Kiewiet, Hessel; 14 Brand Avenue, Bunbury; 6/2/92; 569.
 Knight, Derek Ronald; Lot 33 Walter Road, Bridgetown; 13/1/92; 380.
 Kordic, Mark Andrew; Perup Road, Manjimup; 29/1/92; 605.
 Lawlor, William James; 6 Ladyman Street, Kojonup; 7/1/92; 110.
 Livesey, Edward James; 63 Elizabeth Street, Lower King; 13/1/92; 273.
 Lloyd, William George; Lloyd Road, Pithara; 28/1/92; 251.
 Luk, Corrie John; 10 Lindfield Street, Balga; 7/1/92; 60.
 McInnes, Hayden Thomas; "Dalmore Farm", Kulin; 7/2/92; 224.
 McMaster, James Stuart; Hart Road, Goomerin, Merredin; 7/1/92; 635.
 Manley, Robert Edward; 88 South Coast Highway, Albany; 7/1/92; 626.
 Millan, Henry; 110 Pink Lake Road, Esperance; 21/2/92; 557.
 Murray, Robert John; 36 Fairbank Street, Ballidu; 3/1/92; 104.
 Nelson, John Murray; Lot 379 Gee Street, Lancelin; 14/1/92; 319.
 O'Donnell, Kevin Gregory; 2A Dunham Street, Lake Grace; 24/2/92; 637.
 Panelli, Angelo; 29 Kennedy Street, Morley; 29/1/92; 279.
 Parker, Melvyn John; 16 Bignell Drive, Busselton; 13/1/92; 601.
 Pursell, Anthony James; 3 Jeffers Court, Vasse; 13/1/92; 492.
 Reynolds, Eric Bruce; 6 Birdwood Street, Mullewa; 6/1/92; 271.
 Russell, David Sidney; 17 Dowling Place, Orelia; 30/1/92; 350.
 Seivwright, Anthony David; 66 Hepburn Street, Mt Magnet; 5/2/92; 575.
 Sosbey, John Barry; 920 Kimberley Street, Wyndham; 20/1/92; 465.
 Strahan, Colin Martin; 9 Eleventh Avenue, Inglewood; 13/1/92; 269.
 Sudlow, Hayett Robert; 204 Culeenup Road, North Yunderup; 16/1/92; 564.
 Tassone, Paul; 17 Alver Street, Doubleview; 13/1/92; 140.
 Thorgerson, Andrew Thomas; 47 Kirkham Hill Terrace, Maylands; 14/2/92; 23.
 Trestrail, Mervyn John; South Kalgarin Road, Kalgarin; 20/1/92; 200.
 Truran, Carol Cynthia; Lot 305 Capella Street, Southern Cross; 20/1/92; 497.
 Twigger, Peter Clifford; 105 Hopkins Street, Boulder; 29/1/92; 636.
 Twomey, Anthony Michael; 28 Wimbleton Drive, Kingsley; 2/1/92; 496.
 Vernon, John Anthony; 5 Roscommon Place, Bunbury; 7/2/92; 572.
 White, Barry; 110 Thelma Street, Como; 13/1/92; 46.
 White, Noreen; 110 Thelma Street, Como; 13/1/92; 45.
 Wolfenden, Arthur; 4 Albert Street, Northam; 16/1/92; 162.

PE402

POLICE AUCTION

Under the provisions of the Police Act 1892-1893, unclaimed, Found and Stolen property will be sold by public auction at the State Supply Branch, Disposal Centre, 21 Pilbara Street, Welshpool, on May 7, 1992 at 9.00 am.

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

B. BULL, Commissioner of Police.

PHARMACEUTICAL COUNCIL OF W.A.

PO401

PHARMACY ACT REGULATIONS

Regulation 14

THE PHARMACEUTICAL COUNCIL OF WESTERN AUSTRALIA

The following persons have been elected members of the Pharmaceutical Council of Western Australia:

Sheryl Lee Grimwood,
 50 Nelson Crescent, Lesmurdie WA 6076.
 Stanley George Kailis,
 29 Milson Street, South Perth WA 6151.

The following persons have been elected to the offices shown:

President
Kevin Thomas McAnuff,
5 Orana Crescent, Brentwood WA 6153.
Deputy President
Malcolm John Roberts,
99 Huntley Crescent, Gooseberry Hill WA 6076.

R. J. BRENNAN, Registrar.

PREMIER AND CABINET

PR401

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 I. F. Taylor, MLA for the period 4-19 July 1992 inclusive—

Acting Minister for State Development;
Goldfields

Hon D. L. Smith, MLA

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 G. L. Hill, MLA for the period 24-28 April 1992 inclusive—

Acting Minister for Mines; Fisheries;
Mid-West
Minister Assisting the Minister for State
Development

Hon G. I. Gallop, MLA

M. C. WAUCHOPE, Acting Chief Executive,
Department of the Premier.

PR403

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 6-8 April 1992 inclusive—

Acting Minister for Agriculture; Water
Resources; North-West

Hon K. J. Wilson, MLA

M. C. WAUCHOPE, Acting Chief Executive,
Department of the Premier.

PR404

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 G. I. Gallop, MLA for the period 13-17 April 1992 inclusive—

Acting Minister for Fuel and Energy;
Microeconomic Reform; Parliamentary
and Electoral Reform; Minister assisting
the Treasurer

Hon G. L. Hill, MLA

M. C. WAUCHOPE, Acting Chief Executive,
Department of the Premier.

PR405

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 G. L. Hill, MLA for the period 16-23 May 1992 inclusive—

Acting Minister for Mines; Fisheries;
Mid-West

Hon I. F. Taylor, MLA

M. C. WAUCHOPE, Acting Chief Executive,
Department of the Premier.

PR406

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 G. L. Hill, MLA for the period 5-19 July 1992 inclusive—

Acting Minister for Mines; Fisheries;
Mid-West; Minister Assisting the Minister
for State Development

Hon G. I. Gallop, MLA

M. C. WAUCHOPE, Acting Chief Executive,
Department of the Premier.

RACING AND GAMING

RA401

SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Day for Objections
TRANSFER OF LICENCE			
247	Fewton Pty Ltd	Application for the transfer of Restaurant Licence in respect of the Mediterranean Restaurant Subiaco, from Vadims Pty Ltd	21/4/92
248	Newasco Pty Ltd	Application for the transfer of Restaurant Licence in respect of Dymesbury Lodge, Albany, from Tanjod Nominees Pty Ltd.	24/4/92
249	Pakwin Pty Ltd	Application for the Transfer of Hotel Licence in respect of the Inglewood Hotel, Inglewood, from Rostlea Holdings Pty Ltd.	23/4/92
250	Lemongrove Holdings Pty Ltd	Application for the Transfer of Tavern Licence in respect of the Kirup Tavern, Kirup, from Valley Holdings Pty Ltd.	27/4/92
251	Swanway Enterprises Pty Ltd	Application for the Transfer of Liquor Store in respect of Liquor Unlimited, Morley, from Prem Pty Ltd.	24/4/92
NEW LICENCE			
76A/91	Theresa Mary Loughnan	Application for a Liquor Store Licence in respect of the Craigie Liquor Centre, Shop 12A corner of Eddystone Avenue and Perilya Road, Craigie.	8/5/92
154B/91	Murray Strachan	Application for a Restaurant Licence in respect of Murrays Pearler Asian Restaurant, Broome.	4/5/92

App. No.	Applicant	Nature of Application	Last Day for Objections
155B/91	Bassendean Rifle Club Inc	Application for a Club Restricted Licence in Bushmead Rifle Range, Midland Road, Bushmead.	4/5/92
156B/91	Belmont Districts Senior Football Club Inc	Application for a Club Restricted Licence in respect of the Belmont Districts Senior Football Club Inc, Forster Park, Belmont.	5/5/92
157B/91	Sizzler Australia Pty Ltd	Application for a Restaurant Licence in respect of Sizzler—Steak—Seafood—Salad, corner of Abernethy Road and Wright Street, Belmont.	11/5/92
158B/91	Sze Lee Wo (Aust) Pty Ltd	Application for a Restaurant Licence in respect of Dreamland Karaoke Restaurant, cnr William and Brisbane Streets, Northbridge.	8/5/92

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

H. R. HIGHMAN, A/Director of Liquor Licensing.

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 applicant's 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 1st of May, 1992 by certified mail.

C. ELLIOTT, Regional Manager,
 South West Region, Water Authority of WA.

Schedule

Occupier	Postal Address	Description of Land
Wayatinah Pty Ltd	PO Box 261 Pemberton WA 6260	Nelson Loc. 9160, Vasse Highway, Eastbrook
R. & S. Bamess	PO Box 124 Pemberton WA 6260	Pt Nelson Loc. 11958, Channybearup Road, Five Mile Brook

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
		1992
134/91	Supply and delivery of target boards, straps/brackets and visors for traffic signal lanterns	4 May
193/91	Bituminous resealing, Great Northern Highway, Shire of Meekatharra, Geraldton Division	24 April

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
1992			1992
Mar. 20	364A1992	Supply, Installation and Maintenance of an Integrated Computer Hardware and Software Solution to meet the Information System Requirements of the General Manager Workshops—Westrail	May 14
April 3	041A1992	Injection Sets, Needles and Syringes for a Whole of Health Requirement	April 30
April 3	141A1992	Printing Paper, Writing Paper, Copy Paper and Board requirements for State Print for a two (2) year period commencing approx. August 1, 1992	April 30
April 3	378A1992	Pagers for Sir Charles Gairdner Hospital	April 30
April 3	379A1992	One (1) to Five (5) Four Wheel Drive Loaders (Class 15WL) for the Main Roads Department	April 30
April 3	381A1992	Supply, Delivery, Installation and Commissioning of Computerised Electrophysiology Laboratory System for the Royal Perth Hospital	April 30
April 10	380A1992	One (1) to two (2) 20/23 Tonne Multi-Tyred Self Propelled Rollers for the Main Roads Department	May 7
April 10	382A1992	One (1) Skid Steer Loader fitted with Crawler Tracks for the Main Roads Department	May 7
April 10	388A1992	Supply, delivery, installation and commissioning of Medical Ultrasound Imaging Equipment for the Department of Diagnostic Radiology, Royal Perth Hospital .	May 14
April 10	390A1992	Supply, installation and commissioning of one (1) only Gauge Convertible Sleeper Handling Machine in accordance with W.A.G.R. Commission Spec. CME No. 2588-2/92 for Westrail	May 14
April 10	391A1992	Supply, delivery and commissioning of ten (10) only 4x4 Light Commercial Vehicle 1067mm Rail Gauge Rail Guidance Equipment in accordance with W.A.G.R. Commission Spec. CME No. 2566-3/92 for Westrail ...	May 14
April 16	389A1992	One (1) to four (4) Portable Traffic Light Sets for the Main Roads Department	May 14

Date of Advertising	Schedule No.	Description	Date of Closing
1992		<i>For Service</i>	1992
Mar. 27	199A1992	An International Airmail (Remail) Service for the Government of Western Australia for a one (1) year period from July 1, 1992 to June 30, 1993 with two (2) successive options to extend for a further twelve (12) month period	Extended to April 23
April 10	174A1992	A Provision of Aircraft for the purpose of Aerial Baiting for the Agricultural Protection Board	April 30
April 16	237A1992	"Cut, Make and Trim" of Material according to existing pattern and quality for the Hospital Laundry and Linen Service for one (1) year period	May 21
		<i>For Sale</i>	
April 10	383A1992	One (1) only Secondhand 1985 Hanomag Loader (MRD 8372) (6QE 670) for Main Roads Dept at Welshpool .	May 7
April 10	384A1992	One (1) only Secondhand Ford/Markon Generator Set (MRD A485) for Main Roads Dept at Welshpool	May 7
April 10	385A1992	(RECALL) one (1) only Secondhand Tractor 4WD (MRD 8273) (6QE 646) for Main Roads Dept at Welshpool .	May 7
April 10	386A1992	1980 Massey Ferguson 290 Tractor (XQK 799) for the Dept of Conservation and Land Management at Manjimup	May 7
April 10	387A1992	Item 1: 1986 Ford Trader F/Top Truck 0509 (MRD 8519) (6QG 316), Item 2: 1986 Mazda C/Cab F/Top Truck T3500 (MRD 9356) (6QU 072) for the Main Roads Dept at Welshpool	May 7
April 16	392A1992	1989 Ford Falcon Utility (XQY 264) and 1989 Ford Falcon Utility (6QH 080) for the Dept of Agriculture at Kununurra	May 14
April 16	393A1992	1989 Mazda Flat Top Truck 4WD (MRD A247) (6QS 389) at Welshpool	May 14
April 16	394A1992	1979 Hyster Grid Roller (MRD 3642) (UQW 848) at Welshpool	May 14
April 16	395A1992	1964 Coates 15 Tonne Grid Roller (MRD 1337) (UQV 609) at Welshpool	May 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

Accepted Tenders

Schedule No.	Particulars	Contractor	Rate
	<i>Supply</i>		
325A1992	Supply and Delivery of Crawler Dozer Class 105C for Main Roads Department at Welshpool	J. I. Case (Aust) Pty Ltd	\$162 918.00
348A1992	Supply and Delivery of a Four Wheel Drive Loader (2000-2500kg) for Main Roads Department at Welshpool	J. I. Case (Aust) Pty Ltd	\$75 708.00 ea
	<i>Purchase and Removal</i>		
366A1992	1980 4kW Generator Set Trailer Mounted (MRD 4860) (XQU 741) for Main Roads Department at Welshpool	G. J. Johnson	\$1 250.00

Schedule No.	Particulars	Contractor	Rate
	<i>Supply</i>		
367A1992	1985 Komatsu Grader (MRD 8399) (6QE 655) for Main Roads Department at Kununurra	Calytrix Investments Pty Ltd	\$46 560.00
368A1992	1982 John Deere 670 Grader (MRD 5984) (6QC 261) for Main Roads Department at Welshpool	G. & M. Deleo	\$15 750.00
369A1992	1990 Ford Falcon Panel Van (MRD B970) (6QP 430) for Main Roads Department at Carnarvon	R. J. & J. J. Fitzpatrick	\$8 027.00

PUBLIC NOTICES

ZZ201

PUBLIC TRUSTEE ACT 1941

Notice is hereby given that pursuant to section 14 of the Public Trustee Act 1941 and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Ritchie, Leslie Horace, Retired Merchant Seaman, Dalkeith, 23/12/91, 9/3/92.

Johnston, John Rutherford, Retired Farmer, Nedlands, 14/1/92, 9/3/92.

Edgar, Thelma, Married Woman, Bentley, 10/12/91, 9/3/92.

Barrett, Frank, Retired Packer, East Fremantle, 20/10/91, 9/3/92.

Waters, Charles Edgar, Retired Farm Labourer, Mt Lawley, 1/10/91, 9/3/92.

Thompson, Frederick Richard, Retired Serviceman, Karawara, 16/10/91, 9/3/92.

Puzulis, Isidoris, Retired Labourer, Boulder, 30/3/90, 9/3/92.

Gardiner, Joseph, Retired Labourer, Dalkeith, 8/11/91, 9/3/92.

Evans, Theresa, Spinster, Forrestfield, 7/2/90, 9/3/92.

Black, Lennok, Retired Serviceman, Northbridge, 25/9/90, 9/3/92.

Dated at Perth the 17th day of April 1992.

K. E. BRADLEY, Public Trustee.

ZZ202

TRUSTEES ACT 1962

Notice to Creditors and Claimants

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 22nd May 1992, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bandy, Ernest George, late of 11/292 Stirling Street, Perth, died 24/4/89.

Buckingham, Charles Joseph, late of 81 Alexander Road, Rivervale, died 11/4/88.

Coulson, Herbert Thomas William, late of 86 Leach Highway, Wilson, died 25/2/92.

Dean, Jack, also known as Yarbige, Jack, late of Port Hedland Nursing Home, Kingsmills Street, Port Hedland, died 16/1/92.

Eaton, Albert Malcolm, late of Kindelan House, Myoora Hostel, 60 Lord Street, Eden Hill, died 28/2/91.

Fior, Ferrucio, late of Bay 44A Lake View Terrace, Caravan Park, Kelmscott, died 12/8/91.

Geracitano, Nikola Agazio, late of 19 Tuckfield Way, Nollamara, died 8/11/91.

Hamilton, Maureen, late of 56 Moulden Avenue, Yokine, died 11/3/92.

Hicks, Pidgee, late of Nickol Bay Hospital, Millstream Road, Karratha, died 21/10/91.

Hutton, Ella, late of 9 Dudley Drive, Bunbury, died 20/2/92.

Jones, Colin, late of 21 Merian Close, Bentley, died 11/1/90.

Luders, Deric Osmond, late of 180 Marangaroo Drive, Girrawheen, died 7/2/92.

Prgomet, Iva, late of Tuohy Nursing Home, 22 Morrison Road, Midland, died 2/6/91.

Prowse, Sylvia Susie, late of Carinya Nursing Home, Bristol Avenue, Bicton, died 19/2/92.
 Randall, Noel, late of Bassendean Nursing Home, 27 Hamilton Street, Bassendean, died 26/12/91.
 Reville, Nora Elizabeth, late of Unit 61/24 Freedman Road, Mount Lawley, died 1/3/92.
 Rome, Dinah Ann, late of Embleton Hospital, Broun Avenue, Embleton, died 14/12/91.
 Shaw, Ruby Mary, formerly 29B Stroughton Road, Balga, late of Autumn Centre, 34B Guildford Road, Bayswater, died 22/10/91.
 Smales, Thomas Keith, late of Esperance Community Nursing Home, Esperance, died 1/2/92.
 Titze, Margaret Mary, late of 4 Cope Place, Kelmscott, died 3/3/92.
 Wedgewood, Joseph William, late of Gwentyfred Nursing Home, 62 Gwentyfred Road, South Perth, died 30/12/91.
 Whately, Keith Hartley, late of 27 Aughton Street, Bayswater, died 17/3/92.
 Dated this 13th day of April 1992.

J. A. MACK, Deputy Public Trustee,
 Public Trust Office, 565 Hay Street, Perth WA 6000.

ZZ401
NOTICE OF EXTRAORDINARY GENERAL MEETING OF MEMBERS
Southern Cross Petroleum Co-operative Limited

Notice is hereby given that an extraordinary general meeting of members of the abovenamed company will be held at 789 Wellington Street, Perth on 29 April 1992 at 2.00 pm at which it is intended to propose the following—

Special Resolution: "That the company be wound up voluntarily".

Should the above be passed as a special resolution, ordinary resolutions will be submitted as follows—

Ordinary Resolutions—

1. "That Brian Francis McCann, and Guy Charles Fairbairn Pollitt, be appointed Joint & Several Liquidators of the company."
2. "That the liquidator may divide amongst the contributories in specie the company's assets."
3. "That the remuneration of the liquidators be fixed at a fee of \$2 000 plus out of pocket expenses as per arrangement with the Directors subject to further discussion in the event of any unforeseen difficulties in the winding up of the company by the liquidator."
4. "That subject to obtaining the approval from the Register, the books and records of the company and of the liquidator be disposed of by the liquidator six months after the dissolution of the company."

A form of proxy is enclosed. Proxies must be lodged at the registered office of the company c/- Munro & Wyllie, 789 Wellington Street, Perth, no later than 24 hours before the time of the meeting.

Dated this 6th day of April 1992.

By Order of the Board,

A. COSTA, Director.

Please Note:

The articles of association of the company state that 75% of the members must consent to the above resolutions therefore it is imperative that you attend either in person or by proxy.

ZZ402
**NOTICE OF THE DISSOLUTION OF THE RESTAURANT BUSINESS,
 SAVERINO'S RESTAURANT**

Notice is hereby given that the Partnership previously subsisting between Saverio Urbano, Angela May Urbano, Domenic Chiappini and Daniela Chiappini carrying on business as Saverino's Restaurant at 18 Glyde Street, Mosman Park has been dissolved as from the 4th April 1992 so far as concerned Domenic Chiappini and Daniela Chiappini who have retired from the firm.

Dated the 13th day of April 1992.

DOMENIC CHIAPPINI.
 DANIELA CHIAPPINI.

ZZ403

METROPOLITAN No. 6 BUILDING SOCIETY

18th Floor, 37 St George's Terrace, Perth

Notice is hereby given that at a special meeting held on 7th April, 1992 a special resolution 'That the Society be wound up' was duly passed.

Creditors should lodge claims against the Society at the registered office.

M. F. STEWART, Secretary.

ZZ404

DISSOLUTION OF PARTNERSHIP

Stephen Francis Whitfield hereby gives notice that the partnership subsisting between himself and Michael Jack McMahon carrying on the business of reticulation suppliers at Unit 3, 38 Attfield Street, Maddington under the business name Statesman Irrigation was dissolved from and including 26th March, 1992 and the abovementioned business shall be carried on by the said Michael Jack McMahon at the above address.

Dated this 10th day of April, 1992.

MESSRS. TOLSON & CO.,
Solicitors and agents for Stephen Francis Whitfield.

ZZ405

PARTNERSHIP ACT 1895
DISSOLUTION OF PARTNERSHIPS

Notice is hereby given that the partnership previously subsisting between Darryl Stanley Nelson and Harold Granville Scrivens carrying on business as Business Management Accountants and Tax Agents at Dale Professional Centre, 4/2977 Albany Highway, Kelmscott and 48 Palmer Street, Donnybrook under this style or firm of Taxcare Business Management has been dissolved from the 28th day of February 1992.

Dated the 10th day of April 1992.

D. S. NELSON.

ZZ406

CARTER CONTRACTING CO. PTY. LTD. (IN VOLUNTARY LIQUIDATION)
SPECIAL RESOLUTION TO WIND UP

At an Extraordinary General Meeting of the abovenamed company duly convened and held at 13 Seymour Avenue, Dianella, W.A., on the 13th day of April 1992, the following Resolution was passed as a Special Resolution:

"That the company be wound up voluntarily."

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

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

Dated this 13th day of April 1992.

B. M. RICHARDS, Liquidator.

ZZ407

DROMANA FARMS PTY LTD (IN VOLUNTARY LIQUIDATION)

A.C.N. 008 761 199

SPECIAL RESOLUTION TO WIND UP

At an extraordinary General Meeting of the abovenamed company duly convened and held at the Cnr. Edward and Parkfield Streets Bunbury W.A. on the 9th April 1992 the following Resolution was passed as a Special Resolution:

"That the company be wound up voluntarily".

At the abovementioned meeting Raymond Frisina of the Cnr. Edward and Parkfield Streets, Bunbury W.A. was appointed Liquidator for the purpose of the winding up.

Notice is also given that after thirty days from this date, I shall proceed to distribute the assets. All creditors having any claim against the company should furnish particulars of same by that date, otherwise I shall proceed to distribute the assets without regard to their Claim.

Dated this 10th day of April 1992.

R. FRISINA, Liquidator.

ZZ408

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SPECIAL RESOLUTION TO WIND UP

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R. FRISINA, Liquidator.

ZZ409

DISSOLUTION OF PARTNERSHIP

I, Graham Peter Thorne of 8 Mosman Crt, Kallaroo, advise that the partnership with Graham John Cockburn & Garry Benjamin Ralston comprising in Perth Finance & Insurance Services of Suite 17, 222 Walter Rd, Morley, was dissolved on 30th April 1991.

ELECTORAL COMMISSION

EL401

GRAIN MARKETING ACT, 1975

The Grain Pool of WA (Elections) Regulations, 1976

(Regs 6 and 7)

NOTICE OF ELECTIONS

Notice is hereby given that an election of one Director of the Grain Pool of WA from Electoral Zone 1 and election of one Director of The Grain Pool of WA from Electoral Zone 5 under section 9 (2) (a) of the Grain Marketing Act, 1975, will take place at the office of the Returning Officer, on the 10th day of June, 1992 closing at 4 o'clock in the afternoon on that day.

Nominations of candidates are required to be made in accordance with the abovementioned regulations and must be received by the Returning Officer at his office before twelve noon on the 8th day of May, 1992.

K. R. MONAGHAN, Returning Officer.
Western Australian Electoral Commission
4th Floor Fire Brigades Building
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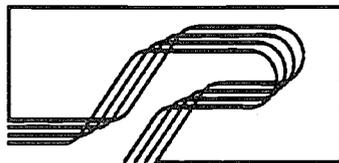
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