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In all cases notices are published on page 2 and readers are urged to check accordingly prior to contacting State Print.

G. L. DUFFIELD, Director.

EDUCATION**ED301****UNIVERSITY OF WESTERN AUSTRALIA ACT 1985**Office of the Minister for Education,
Perth 1992.

It is hereby notified that His Excellency the Governor in Executive Council, acting under the provision of Section 16B of the University of Western Australia Act 1985 has approved the University Lands By-laws.

KAY HALLAHAN, Minister for Education.

D. G. BLIGHT, Clerk of the Council.

UNIVERSITY OF WESTERN AUSTRALIA**LANDS BY-LAWS**

Part 1—Preliminary

1.1 These by-laws may be cited as the "The University of Western Australia Lands By-laws".

1.2 These by-laws shall come into force when approved by the Governor and published in the *Government Gazette*.

1.3 In these by-laws unless the context requires otherwise:

"Act" means the University of Western Australia Act 1911;

"Authorised Person" means an authorised person as defined in section 16A of the Act;

"Drive" includes roll, propel or park and "Driving" includes rolling, propelling or parking;

"Driver" means the person Driving or in charge of a vehicle;

"Infringement Notice" means an infringement notice issued in accordance with these by-laws;

"Lands" has the same meaning as "lands of the University" in Section 16A of the Act;

"Modified Penalty" means a penalty set out in the Second Schedule;

"No Parking Area" means a part of a traffic area which is marked by a traffic sign as an area in which parking is not permitted;

"Owner" in relation to a vehicle includes the owner for the purposes of the Road Traffic Act 1974 and the hirer of any vehicle;

"Park" means to leave a vehicle standing whether it is occupied or not and "Parking" has the corresponding meaning;

"Parking Area" means a place set apart for the purposes of Parking vehicles pursuant to by-law 3.1;

"Parking Bay" means the marked boundary set aside in a Parking Area for the Parking of a single vehicle;

"Parking Permit" means an authority to Park a vehicle issued in accordance with these by-laws other than a Parking Ticket;

"Parking Ticket" means a ticket obtained from a vending machine on the payment of the fee prescribed from time to time by the Senate;

"Permit" means a written authority signed by an Authorised Person;

"Reserved Bay" means a Parking Bay with respect to which there is a traffic sign which expresses some limitation as to the classes of persons, classes of vehicles or purposes for which it is available;

"Specified Vehicle" with respect to a Parking Permit means the vehicle specified in the application made for the Parking Permit;

"Traffic Area" means an area set aside under Part 3 for the purpose of Driving or Parking vehicles;

"Traffic Sign" means a marking, notice, sign or device to regulate guide or control traffic or Parking or to prescribe maximum speed limits;

"University" means The University of Western Australia;

"Vehicle" includes any motor car, truck, motor cycle, motor scooter, semi-trailer, caravan, trailer, bicycle or any other vehicle of whatsoever kind or nature and howsoever ridden, Driven or propelled;

“Vice-Chancellor” means the Vice-Chancellor of the University and any person acting as the Vice-Chancellor of the University from time to time and any person to whom the Vice-Chancellor has delegated the Vice Chancellor’s powers under these by-laws.

1.4 For the purposes of Section 16A(1) of the Act the Lands described in the First Schedule are Lands of the University

1.5 These by-laws apply to the Lands.

1.6 These by-laws apply to every person, Vehicle or thing which is at any time on the Lands.

1.7 The Vice-Chancellor may delegate any of the Vice Chancellor’s functions, powers or duties under these by-laws to any person in accordance with the Act.

Part 2—Entry on the Lands

2.1 (1) The Senate may from time to time by resolution declare any part of the Lands open to members of the public or any specified portion of the public, and may declare the times when and the hours between which the Lands or such part of them are so open.

(2) The Senate may from time to time declare the Lands or any part of them closed to all persons or any class of persons for any period it thinks fit.

(3) The Senate may revoke or modify without notice any declaration made pursuant to sub-by-laws (1) and (2).

(4) The Vice-Chancellor may temporarily exercise the powers conferred on the Senate by this by-law where it appears to the Vice-Chancellor necessary for the proper management protection or preservation of the Lands.

2.2 Subject to these by-laws a person may enter or be present on the Lands if that person is:

- (a) a member of the Senate or of Convocation;
- (b) a member of the teaching staff of the University;
- (c) an employee of the University or the Guild of Undergraduates carrying out that person’s duties as such an employee;
- (d) attending a lecture or undertaking a course at the University during such times and in respect of such portions of the Lands as that person may properly be present upon for such purpose; or
- (e) a holder of a Permit authorising that person to enter or remain present on the Lands but then only in accordance with the terms of such Permit.

2.3 No person shall enter, remain or be upon the Lands,

(a) except:

- (i) pursuant to and in accordance with an authority conferred pursuant to these by-laws or
- (ii) upon such part thereof as has been declared as aforesaid to be open to the public, and then only during the time and hours when the same have been declared so open.

(b) in any case, contrary to a declaration made pursuant to sub-by-law 2.1(2)

save that a person who has lawfully entered may remain in accordance with the terms applying at the time the person entered notwithstanding any subsequent revocation or modification of a declaration by the Senate until such time as such revocation or modification is brought to that person’s notice.

2.4 No child under the age of fifteen years shall enter or be present on the Lands unless at all times that child is in the charge of an adult.

2.5 (1) An Authorised Person may cause notices to be erected on the Lands giving effect to any declaration of the Senate or a decision of the Vice-Chancellor and such notices shall have effect according to their tenor.

(2) A person who enters or remains on any portion of the Lands contrary to the terms of any such notice commits an offence.

Part 3—Regulation of the Lands

3.1 The Senate may set apart areas of the Lands for the purpose of Driving and Parking Vehicles and may specify:

- (a) the hours during which persons may use a Traffic Area;
- (b) the persons or class of persons who may use a Traffic Area;
- (c) the length of time a person may Park a Vehicle in the Traffic Area;
- (d) the fee, if any, to be paid for the use of a Traffic Area; and
- (e) any other matter with respect to the use of Traffic Areas which it thinks fit.

3.2 The Vice-Chancellor may authorise the erection of any Traffic Signs in or adjacent to the Traffic Area, which may specify:

- (a) the hours during which persons may use the Traffic Area;

- (b) the persons or class of persons who may use the Traffic Area;
- (c) the length of time a person may Park a Vehicle in the Traffic Area;
- (d) the fee, if any, to be paid for the use of the Traffic Area; and
- (e) any other matter with respect to the use of the Parking Areas which the Vice Chancellor thinks fit.

All Traffic Signs have effect according to their tenor.

3.3 The Vice-Chancellor may set aside areas of the Lands for specified games, sports or exercise for use by members of specified clubs or organisations, and may specify times during which the areas may be so used.

3.4 An Authorised Person may issue a Permit or a Parking Permit or erect a Traffic Sign which exempts any person or Vehicle, or any class of persons or Vehicles from complying with any Traffic Sign in a Traffic Area.

3.5 An Authorised Person may reserve any Parking Bay for a specific purpose or for use by a specific person or class of persons by a Traffic Sign placed in or near the reserved Parking Bay.

Part 4—Permits, Parking Permits and Parking Tickets

4.1 The Vice-Chancellor may prescribe categories of Permits, Parking Permits and Parking Tickets.

4.2 The Senate may prescribe fees payable for Permits, Parking Permits and Parking Tickets.

4.3 An Authorised Person may, on the application of any person and payment of the prescribed fee, issue a Permit or Parking Permit to the applicant on the terms the Authorised Person thinks fit.

4.4 An Authorised Person may vary, revoke or suspend a Permit, Parking Permit or Parking Ticket if the holder of it commits a breach of these by-laws or if the Specified Vehicle is used or Parked in breach of these by-laws.

4.5 Permits, Parking Permits and Parking Tickets must be in the form determined by the Vice-Chancellor and must specify on their face:

- (a) in the case of Permits or Parking Tickets, the time and date of expiry;
- (b) in the case of Parking Permits, the year of currency.

4.6 It is a condition of every Permit, Parking Permit and Parking Ticket, that:

- (a) the holder of it or any other person acting under it, does any act authorised by it at their own risk; and
- (b) the University, its employees, servants and agents are not liable or responsible in any way whatsoever to any person for the safe custody of any Vehicle or its contents.

4.7 A Parking Permit is valid only:

- (a) during the year of currency specified on it, unless it is earlier revoked by an Authorised Person; and
- (b) if it is displayed by being fixed to the windscreen of the Specified Vehicle in the manner provided in the instructions attached to the Parking Permit and so that it can be read from outside the Vehicle.

4.8 A Parking Ticket is valid only:

- (a) if the Driver of the Vehicle is not the holder of a valid Parking Permit;
- (b) until the time and date of expiry specified on it unless it is earlier revoked by an Authorised Person;
- (c) if it was issued by a ticket vending machine in the Parking Area in which the Vehicle is Parked; and
- (d) if it is displayed in accordance with the instructions printed on it and so that it can be read from outside the Vehicle.

4.9 A Permit is valid only:

- (a) until the time and date of expiry specified on it unless it is earlier revoked by an Authorised Person; and
- (b) for the purposes specified in it.

4.10 A Permit or Parking Permit is not transferable.

4.11 The holder of a Parking Permit must notify an Authorised Person in writing within 14 days if that person:

- (a) changes the registration number of the Specified Vehicle; or
- (b) disposes of or ceases to be entitled to use the Specified Vehicle; or
- (c) allows the Specified Vehicle to be Driven on the Lands by any other person, and the Parking Permit may then be revoked.

Part 5—Conduct of Persons on the Lands

5.1 No person shall spit upon any path or upon or in any building or erection on the Lands.

5.2 No person shall throw, place deposit or leave any rubbish, refuse, paper, bottles, glass, broken glass, or litter of any kind or nature whatsoever on the Lands other than in a receptacle provided for that purpose.

5.3 No person shall use any abusive or insulting language on the Lands.

5.4 No person shall do or commit any offensive, indecent or improper act nor behave in an offensive, indecent or improper manner nor engage in any conduct which is offensive indecent or improper on the Lands.

5.5 No person shall:

- (a) post, stick, stencil, paint or otherwise affix any matter to or on any part of the Lands or any building, erection, fence, wall, pathway or Traffic Area, tree, shrub or hedge;
- (b) distribute or give out any placard, handbill, notice, advertisement or any other printed, stencilled or graphic matter whatsoever;
- (c) write, print, draw or affix any matter to or on any building, erection, fence, walls, pathways and Traffic Areas;

on the Lands unless that person is the holder of and then only in accordance with a Permit authorising such act except that with the permission of the relevant authority notices may be attached to notice boards.

For the purposes of this by-law the relevant authority means the administration, Guild of Undergraduates, faculty or department as the case may be which has the care of that notice board and permission means permission given in the manner determined by the relevant authority.

5.6 (1) Smoking of tobacco or tobacco related products or any other substances is prohibited in smoke free areas.

(2) Except by resolution of the Senate, all parts of buildings on the Lands whether fully enclosed or not, are smoke-free areas.

(3) The Senate may from time to time declare any other parts of the Lands to be smoke free areas.

5.7 No person shall bring, keep or consume any intoxicating liquor on the Lands except in accordance with a Permit.

5.8 No person shall:

- (a) cut, break, deface, pick, remove, injure or destroy any tree, shrub, hedge, plant or flower;
- (b) remove, damage, deface, or interfere with any stake, label or plaque;
- (c) walk on or over, or cause damage to any bed containing or being prepared for flowers or shrubs;
- (d) enter, remain or be in or upon any pond or ornamental water;
- (e) enter or walk on or over any part of the Lands which is enclosed, whether temporarily or otherwise, and on or near which there is affixed a notice prohibiting entry;
- (f) damage, injure or interfere with any fence, building, erection, or any fixed or movable article on the Lands; or
- (g) remove from the Lands or move from one part to any other part of the Lands any fixed or movable article of whatsoever kind, nature or description

on the Lands unless such act is done by a person as a requirement of such person's employment with the University or in the case of paragraph (g) such person proves a legal entitlement to do so.

5.9 No person shall:

- (a) carry or discharge any firearm;
- (b) carry, set off or throw any fireworks;
- (c) set off any fire balloon;
- (d) kindle or make any fire except in such places that an Authorised Person provides for that purpose; or
- (e) throw or discharge any stone or missile;

on the Lands unless expressly authorised to do so by a Permit.

5.10 No person shall, or shall attempt to, disturb, frighten, shoot, throw missiles at or capture any fish, bird or animal on the Lands.

5.11 No person shall, unless the holder is in possession of a permit, sell, expose for sale, offer for sale, lease or hire, or solicit orders for the purchase, lease or hire of any goods, wares, merchandise or any other article whatsoever on the Lands.

- 5.12 No person shall use any place set aside pursuant to by-law 3.3 unless:
- (a) such person is a member of the specified club or organisation;
 - (b) such person is using the place during the times specified; and
 - (c) such person is using the place for the sole purpose of the specific game, sport or exercise.
- 5.13 No person shall exercise, play or take part in any game, sport or gymnastic exercise anywhere other than at or in places set aside for that purpose by the Vice-Chancellor pursuant to by-law 3.3.
- 5.14 No person shall bring on to nor allow to remain on the Lands any animal whatsoever unless such person is in possession of a Permit authorising such act or such person does such act as an approved part of a course of study or research.
- 5.15 No person shall organise, arrange, advertise or participate in:
- (a) any fete, picnic, concert or other performance; or
 - (b) any public speaking or preaching
- on the Lands unless such person is the holder of and is in possession of a Permit authorising such act.
- 5.16 No person shall bet, offer to bet, or accept a bet on the Lands.
- 5.17 No person shall sell or purchase, or offer for sale or purchase, any Permit, ticket or coupon for or intended to be for a consultation, sweep, jackpot, horse race or lottery, on the Lands unless such person is the holder of a Permit expressly authorising such act.
- 5.18 No person shall obstruct:
- (a) the discharge by any member of the Police Force or any employee, servant or agent of the University of their duty on the Lands;
 - (b) the proper exercise by any other person of any of such other person's privileges and rights under these by-laws.

Part 6—Use of Vehicles on the Lands

- 6.1 (1) Subject to sub-by-law (2) a person must not Drive a Vehicle other than on a Traffic Area unless authorised by a Permit to do so;
- (2) A cyclist may ride a bicycle also on any pathways declared by the Senate to be for the use of cyclists.
- 6.2 The Driver of a Vehicle on the Lands must:
- (a) not exceed 25 kilometres per hour or any lower speed limit specified by a Traffic Sign;
 - (b) if Driving into or out of a Parking Area, give way to traffic on roadways;
 - (c) obey every signal, order or direction of an Authorised Person or a member of the Police Force;
 - (d) comply with all Traffic Signs;
 - (e) not do or omit to be done any act which if done on a road (as defined in the Road Traffic Act 1974) would be a breach of any Act or regulation.
- 6.3 A person may Park a bicycle on any area of the Lands set aside for the Parking of bicycles.
- 6.4 Subject to by-law 6.3 no person may Park a Vehicle:
- (a) on the Lands between 8.00 am and 5.00 pm on weekdays unless that person holds a valid Parking Permit, Parking Ticket or Permit for that Vehicle and that area;
 - (b) other than wholly within the marked boundary of a Parking Bay;
 - (c) in a Reserved Bay unless the Driver or Vehicle is within the class of persons or Vehicles or is engaged in the activity for which the bay is reserved;
 - (d) contrary to any Traffic Sign;
 - (e) if it is a motorcycle, motor scooter or similar Vehicle, other than in a Parking Bay of a size appropriate to the Parking of those Vehicles.
- 6.5 At any time other than between 8.00 am and 5.00 pm on weekdays a person may Park a Vehicle other than a bicycle in any Parking Bay other than a Reserved Bay.
- 6.6 An Authorised Person may remove any Vehicle:
- (a) Parked in breach of the by-laws;
 - (b) Parked in a position which interferes with or obstructs traffic on the Lands; or
 - (c) which appears to the Authorised Person to have been abandoned on the Lands,
- to any place which the Authorised Person thinks fit, whether on or off the Lands. The Authorised Person may take any action considered reasonably necessary to remove the vehicle including but not limited to unlocking the Vehicle, entering it by any means and Driving or towing it.

6.7 If a Vehicle is removed under by-law 6.6:

- (a) the Owner must pay all costs and expenses incurred by the University in removing it and the University may retain possession of the Vehicle until those amounts are paid; and
- (b) the University and its employees, servants and agents are not liable for any loss or damage suffered as a result of the removal, provided reasonable care was taken to protect the Vehicle and its contents.

Part 7—Infringement Notices

7.1 Where an Authorised Person alleges that a person has used Driven or Parked a Vehicle in breach of these by-laws that Authorised Person may issue an Infringement Notice in accordance with the by-laws.

7.2 An Infringement Notice must be

- (a) in a form approved by the Vice-Chancellor;
- (b) addressed to the Driver or, if not known, to “the Owner”;
- (c) served on the addressee by:
 - (i) leaving it on or attached to the Vehicle involved in the alleged breach;
 - (ii) posting it to the last known place of residence or business of the addressee; or
 - (iii) giving it to the Driver.

7.3 If the Driver is unknown and an Infringement Notice is addressed to “the Owner”, the Owner is deemed to be the Driver at the time of the alleged breach unless that person:

- (a) notifies the University Registrar in writing of the name and address of the Driver at the time of the alleged breach; or
- (b) satisfies the University Registrar that at the time of the alleged breach the Vehicle had been stolen or unlawfully taken or used.

7.4 If, within the time specified in the Infringement Notice for payment of the penalty, the addressee gives a written explanation with respect to the alleged breach to the University Registrar and:

- (a) the explanation is accepted, no further action will be taken in respect of that breach; or
- (b) the explanation is not accepted, an Authorised Person must issue a further Infringement Notice stating that the explanation is not accepted and that further action will be taken against the addressee unless the Modified Penalty is paid within a specified time.

7.5 No person other than the addressee of an Infringement Notice may remove an Infringement Notice left on or attached to a Vehicle by an Authorised Person or member of the Police Force.

Part 8—Other Powers of Police and Authorised Persons

8.1 A person shall supply evidence of identity and name and address to any member of the Police Force or Authorised Person if and when required to do so, and shall produce for inspection his or her Permit, if any.

8.2 Any member of the Police Force or Authorised Person may remove from the Lands any person who they reasonably believe is on the Lands in breach of a by-law or has committed a breach of any by-law.

Part 9—Penalties and Proceedings

9.1 A person who breaches any of these by-laws is liable on conviction to a fine not exceeding \$200.00.

9.2 Proceedings may be taken in any court of summary jurisdiction in accordance with the Justices Act 1902 in respect of any offence committed under the by-laws and any penalty imposed or compensation made payable may be recovered in a summary manner in accordance with that Act.

9.3 (1) An Authorised Person or a member of the Police Force may take proceedings on behalf of the University in his or her own name or the name of the University.

(2) The University must reimburse any person who takes proceedings in accordance with sub-by-law (1) for all costs, charges, expenses or damages which they incur or become liable for by reason of taking the proceedings.

9.4 (1) The addressee of an Infringement Notice who does not deny the allegation that he or she has breached these by-laws may pay the modified penalty specified in the Infringement Notice to the University Registrar within the time and in the manner specified in the Infringement Notice.

(2) Payment of the modified penalty and the production of a receipt for payment is a defence to a charge of the breach in respect of which the modified penalty is paid.

(3) If the University Registrar considers that an alleged offender against the by-laws cannot be adequately punished by payment of a modified penalty the University Registrar may refuse to accept payment of the modified penalty and may take proceedings against the alleged offender.

(4) The modified penalties are those set out in the Second Schedule.

9.5 If a student breaches these by-laws that breach is misconduct for the purposes of Statute No. 17 of the Statutes of the University and the Vice-Chancellor may direct that the student be dealt with in accordance with that Statute.

9.6 (1) Without prejudice to the provisions of sub-by-law 7.2 any notice required by these by-laws to be served upon any person may be served by:

- (a) giving it to that person personally; or
- (b) posting it by prepaid post to the person's last known place of residence or business.

(2) Any notice given by post is deemed to have been given when the notice would have been received at the address in the normal course of the post.

(3) Where, in any proceeding for any breach of a by-law, it is alleged that a notice was given by the University to any person, in the absence of proof to the contrary that notice is deemed to have been properly given to that person.

9.7 For the purposes of any proceeding for a breach of a by-law relating to the Parking or Driving of Vehicles, in the absence of proof to the contrary:

- (a) all persons employed by the University to enforce the by-laws relating to Driving and Parking of Vehicles are deemed to be an Authorised Person;
- (b) where it is alleged that the University Registrar has not:
 - (i) received a notice under by-law 7.3(a); or
 - (ii) been satisfied under by-law 7.3(b) that the car had been stolen or unlawfully taken or used; or
 - (iii) accepted an explanation under by-law 7.4; or
 - (iv) received the modified penalty under by-law 9.4,
 a letter signed by the University Registrar to that effect is prima facie evidence that:
 - (i) the notice has not been given;
 - (ii) the car was not stolen or unlawfully used;
 - (iii) an explanation has not been accepted;
 - (iv) a modified penalty has not been paid,
 (as the case may be).

FIRST SCHEDULE

Lands of The University

PART 1

Lands forming The University site at Crawley.

Main Campus Area

1. All that portion of Swan Location 2885 which is comprised in Lease 652/42.

Fairway/Myers St/Parkway

2. All that portion of Swan Location 2886 which is comprised in Certificate of Title Volume 902 Folio 65.

St Columba

3. All that portion of Swan Location 3087 and being Lot 18 on Diagram 23550 which is comprised in Certificate of Title Volume 280 Folio 5A.

Kingswood

4. All that portion of Swan Location 3087 and being Lot 19 on Diagram 23550 which is comprised in Certificate of Title Volume 1261 Folio 386.

St Catherine's College

5. All that portion of Swan Location 3087 and being Lot 17 on Diagram 23550 which is comprised in Certificate of Title Volume 1231 Folio 691.

Currie Hall (East)/Zoology/Tuart House

6. All the portion of Swan Locations 3088 and 3190 and being Lot 8 and part of Lot 5 on Diagram 9045 comprised in Certificate of Title Volume 1335 Folio 143.

Nedlands Campus

7. All that portion of Swan Location 8235 comprised in Certificate of Title Volume 1877 Folio 994.

Car Park 23

8. All that portion of land added to lease 652/42 by application B824537.

Fairway Verge

9. All that portion of Swan Location 3189 comprised in Certificate of Title Volume 970 Folio 36.

Hackett Drive

10. All that portion of Swan Location 8178 comprised in Certificate of Title Volume 1532 Folio 927.

Winthrop Avenue

11. All that portion of Perth Suburban Lot 490 and Swan Location 4883 comprised in Certificate of Title Volume 480 Folio 157A.

Currie Hall (Western Part)

12. All that portion of each of Swan Locations 3732 comprised in Certificate of Title Volume 1044 Folio 306.

St Thomas More

13. All that portion of Swan Location 3088 and 3190 and being Lot 9 the subject of Diagram 18191 which is comprised in Certificate of Title Volume 1167 Folio 292.

Major Part of St George's

14. All that portion of Swan Locations 3088 and 3190 and being Lot 7 on Diagram 9045 which is comprised in Certificate of Title Volume 1024 Folio 369.

Balance of St George's

15. All that portion of Swan Locations 3088 and 3190 and being Lot 6 on Diagram 9045 which is comprised in Certificate of Title Volume 1096 Folio 30.

PART 2

Other Lands vested in or under the management or control of The University which are hereby prescribed to be Lands of The University.

Music Exams (No. 1 Cooper Street)

16. All that portion of Swan Location 268 and being Lots 259 and 260 on Plan 2948 (Sheet 1) and being comprised in Certificate of Title Volume 1053 Folio 842.

Car Park No. 17 (Cooper Street/Fairway) No. 1

17. All that portion of Swan Location 268 and being Lots 261 and 262 on Plan 2948 (Sheet 2) and being comprised in Certificate of Title Volume 1363 Folio 164.

Car Park No. 17 (Cooper Street/Fairway) No. 2

18. All that portion of Swan Location 268 and being Lot 263 and part of Lot 264 on Plan 2948 (Sheet 1) comprising Certificate of Title Volume 1041 Folio 282.

Arras St & Monash Avenue

19. All that portion of Swan Location 1715 comprised in Certificate of Title Volume 1805 Folio 481.

Love House—28 Broadway (No. 1)

20. All that portion of Swan Location 268 and being Lot 253 on Plan 2948 being comprised in Certificate of Title Volume 1030 Folio 845.

Love House—28 Broadway (No. 2)

21. All that land being portion of Swan Location 268 and being Lot 254 on Plan 2948 (Sheet 2) comprised in Certificate of Title Volume 1660 Folio 889.

39 Fairway

22. All that portion of Swan Location 268 and being Lot 5 on diagram 75102 comprised in Certificate of Title Volume 1845 Folio 397.

23. All that portion of Swan Location 268 being Lot 3 on Diagram 75102 comprised in Certificate of Title Volume 1845 Folio 395.

24. All that portion of Swan Location 268 being Lot 4 on Diagram 75102 comprised in Certificate of Title Volume 1845 Folio 396.

McGillivray Sports Ground, Institute of Agriculture Field Station (Part 1)

25. All that portion of Swan Location 2103 being comprised in Certificate of Title Volume 1843 Folio 214.

26. All that portion of Swan Location 2103 comprised in Certificate of Title Volume 1843 Folio 213.

27. All that portion of Swan Location 7718 being comprised in Certificate of Title Volume 1318 Folio 859.

Allandale Agricultural Research Station

28. All that portion of Avon Location 28280 comprised in Certificate of Title Volume 1482 Folio 215.

29. All that portion of Avon Location 10932 and portion of Avon Locations 6930, 7385 and 19358 comprised in Certificate of Title Volume 1668 Folio 874.

30. All that portion of Avon Location 27411 comprised in Certificate of Title Volume 1668 and Folio 873.

31. All that portion of Avon Location 26783 comprised in Certificate of Title Volume 1694 and Folio 43.

32. All that portion of Avon Location 5616 comprised in Certificate of Title Volume 1694 and Folio 42.

33. All that portion of Avon Locations 5480 and 6506 comprised in Certificate of Title Volume 1668 Folio 872.

Neville Stanley Research Station

34. All that portion of Wellington Location 1733 and being Lot 5 on Plan 10168 comprised in Certificate of Title Volume 1331 and Folio 916.

Yule Brook Reserve

35. All that portion of Canning location 382 and being Lots 9-16, 77 and 78 which is comprised in Certificate of Title Volume 1248 Folio 795.

University Boat Club

36. All that portion of Swan location 2888 comprised in Reserve No 17375 for the duration of the lease from National Parks Authority.

Claremont Community Health Centre

37. All that portion of Swan locations 9582, 9723 and 10240 comprised in Crown Grant Volume 1873 Folio 529.

SECOND SCHEDULE

Traffic and Parking Penalties

Offence	Penalty \$
1. Driving other than on a roadway	25
2. Disobeying signal or direction of an Authorised Person	25
3. Disobeying one-way traffic signs	25
4. Disobeying traffic signs or markings—vehicle not in motion	25
5. Disobeying traffic signs or markings—vehicle in motion	25
6. Failing to display a Parking Permit other than Visitor's ticket in the prescribed manner	25
7. Failing to display a Visitor's ticket in the prescribed manner	25
8. Parking without authority	25
9. Parking otherwise than in accordance with the Parking Permit	25
10. Parking in a 'no parking' area or 'no standing' area	35
11. Unauthorised parking in a 'reserved' area	35
12. Unauthorised parking in a bay set aside for disabled persons	40
13. Parking not wholly within a parking bay	25
14. Parking so as to cause interference or obstruction	25
15. Unauthorised parking of a motor cycle, motor scooter or bicycle	25
16. Parking other than in a parking area	25

HERITAGE COUNCIL OF W.A.

HR401

HERITAGE OF WESTERN AUSTRALIA ACT 1990

NOTICE OF RESOLUTION

Pursuant to section 22 (1)

Take notice that on February 12, 1993 the Heritage Council of Western Australia resolved as follows—

“The Heritage Council of Western Australia resolves pursuant to section 22 (1) of the Heritage of Western Australia Act 1990 (“the Act”) to delegate and does hereby delegate generally to the Council of the National Trust of Australia (W.A.) all powers, functions and duties of the Heritage Council of Western Australia under sections 7 (e), 7 (f), 7 (g), 11 (2), 78 and 79 of the Act in respect of land entered in the Register of Heritage Places of which the National Trust of Australia (W.A.) is the owner as defined in the Act.”

Dated this 18th day of February 1993.

IAN BAXTER, Director,
Heritage Council of Western Australia.

LAND ADMINISTRATION

LB601

NOTICE OF INTENTION TO GRANT A LEASE

It is hereby notified that it is intended to grant a Special Lease over De Witt Location 313 to BHP Petroleum Pty Ltd under section 116 of the Land Act for a term of 15 years for the purpose of Light Industry.

A. A. SKINNER, Executive Director.

LOCAL GOVERNMENT

LG401

DOG ACT 1976

Shire of Waroona

It is hereby notified for public information that Mr Herbert Buttery has been appointed as a registration and authorised officer pursuant to the Dog Act 1976 effective from February 22, 1993.

P. N. RAWLINGS, Acting Shire Clerk.

LG402

SHIRE OF DOWERIN

Appointment of Shire Clerk/Supervisor

It is hereby notified for public information that Mr Mark Kenneth Holt has been appointed—

Shire Clerk/Supervisor;
Fire Weather Officer;
Bush Fire Control Officer;
Prescribed Person—Under section 669F of the Local Government Act;
Litter Act—Authorised Officer;

for the Shire of Dowerin as from Monday, 15th February 1993.

W. K. JONES, President.

LG403

DOG ACT 1976*Shire of Dowerin*

It is hereby notified for public information that the following persons are appointed as authorised persons under the provision of the Dog Act 1976—

Mark Kenneth Holt
Rex John Adams
Clarence Stephen Murray

All previous appointments are hereby cancelled.

LG404

DOG ACT 1976*Shire of Dowerin*

It is hereby notified for public information that the following persons are appointed as registration officers under the provision of the Dog Act 1976—

Shirley Ann Howard
Melissa Rae Patterson
Mark Kenneth Holt
Rex John Adams

All previous appointments are hereby cancelled.

MARK K. HOLT, Shire Clerk.

LG405

SHIRE OF ROEBOURNE

It is hereby notified for public information that Alan Longbon has been appointed as Principal Planner as from 4th December 1992 and is authorised to act on Council's behalf under the following—

Town Planning and Development Act 1928
Shire of Roebourne Town Planning Scheme No. 6
Shire of Roebourne Interim Development Order No. 9

F. GOW, Shire Clerk.

LG901

LOCAL GOVERNMENT ACT 1960
NOTICE OF INTENTION TO BORROW

Shire of Busselton

Proposed Loan No. 172 of \$300 000

Pursuant to section 610 of the Local Government Act 1960, the Shire of Busselton hereby gives notice that it proposes to borrow \$300 000 by the sale of a debenture on the following terms and for the following purpose—

Term: \$300 000 repayable over a period of 8 years at the office of the Shire of Busselton, by half yearly instalments of principal and interest.

Purpose: Construction of an artificial playing surface for hockey at Sir Stewart Bovell Park in Busselton.

Note: The loan will be self-supporting in that the Busselton Hockey Stadium Club (Inc.) will meet the cost of Council's debt servicing.

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 from the publication of this notice.

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

LG902

LOCAL GOVERNMENT ACT 1960
NOTICE OF INTENTION TO BORROW

City of Canning

Proposed Loans (No. 229) of \$250 000, (No. 230) of \$400 000,
(No. 231) of \$100 000 and (No. 232) of \$70 000
Total \$820 000

Pursuant to section 610 of the Local Government Act 1960, the Council of the City of Canning hereby gives notice that it proposes to borrow the sum of \$820 000 by sale of debentures, repayable at the office of the City of Canning, 1317 Albany Highway, Cannington, on the following terms and conditions.

Loan No. 229 of \$250 000, for a term of 5 years repayable by 10 equal half-yearly instalments of principal and interest (interest rate to be reviewed at four-yearly intervals).

Purpose: Canning Regional Centre Road Construction.

The loan proposed to be raised is considered to be of special benefit to the portion of the district more commonly known as the 'Canning Regional Centre'. His Excellency the Governor on 12 July 1992 (*Government Gazette* pages 3459 and 3460) approved the specified area to which section 548 (4) of the Local Government Act applies.

Loan No. 230 of \$400 000, repayable by quarterly instalments of principal and interest.

Purpose: Construction of Roads, Drains and Footpaths.

Loan No. 231 of \$100 000, repayable by quarterly instalments of principal and interest.

Purpose: Purchase of Plant.

Loan No. 232 of \$70 000, for a term of 10 years, repayable by 20 equal half-yearly instalments of principal and interest (interest rate to be reviewed at four-yearly intervals).

Purpose: Installation of Grass and Synthetic Grass Tennis Courts at the Corinthian Lawn Tennis Club.

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

Dated this 18th day of February 1993.

M. S. LEKIAS, Mayor.

I. F. KINNER, Chief Executive/Town Clerk.

LG903

LOCAL GOVERNMENT ACT 1960
NOTICE OF INTENTION TO BORROW

Shire of Wyalkatchem

Proposed Loan No. 61 of \$90 000

Pursuant to section 610 of the Local Government Act the Council of the Shire of Wyalkatchem hereby gives notice that it proposes to borrow by the sale of debenture \$90 000 for a period of five years repayable at the Office of the Council by ten equal half yearly instalments.

Purpose—Plant Purchase \$90 000.

Plans and specifications as required under section 609 of the Act are available for inspection at the Office of the Council for 35 days from the date of publication of this notice.

H. R. REILLY, President.

M. J. FITZPATRICK, Shire Clerk.

MINERALS AND ENERGY

MN401

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

(Section 119)

Prohibition of Entry into a Safety Zone

I, Ian Fraser, the Director, Petroleum Division of the Department of Minerals and Energy of the said State by instrument of delegation dated the 14th day of November 1986, and pursuant to section 119 of the above Act, hereby prohibit all vessels other than vessels under control of the registered holders of Exploration Permit WA-220-P from entering or remaining in the area of the safety zone without the consent in writing of the Director, Petroleum Division. This safety zone extends to a distance of five hundred metres, measured from each point of the outer edge of the Maersk Venturer mobile offshore drilling unit, whilst conducting petroleum operations at the Marri No. 1 well location (latitude 31° 44' 45.863" South, longitude 115° 21' 19.655" East.)

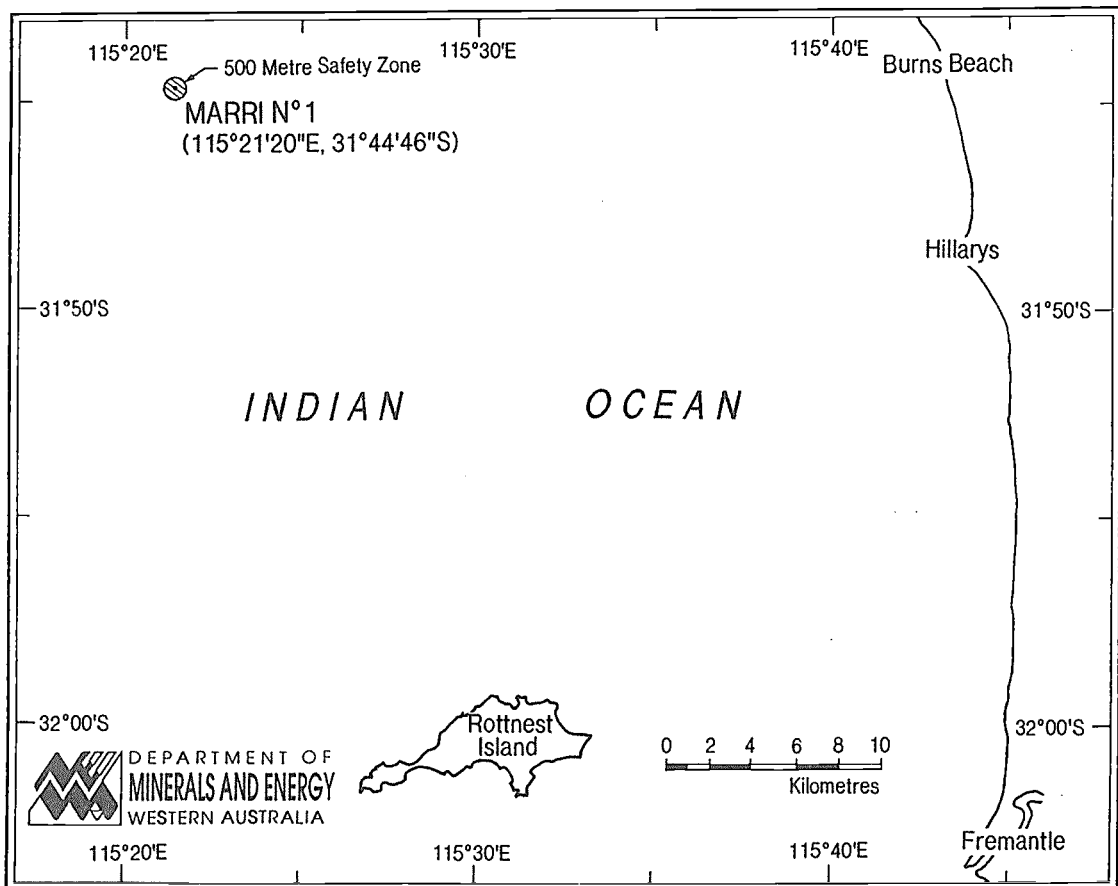
Where an unauthorised vessel enters or remains in the safety zone specified in contravention of this instrument, the owner and the person in command or in charge of the vessel are each guilty of an offence against section 119 of the Act and are punishable, upon conviction, by a fine not exceeding \$100 000 or imprisonment for a term not exceeding 10 years, or both, pursuant to section 119 (3) of the Act.

Dated this 19th day of February 1993.

Made under the Petroleum (Submerged Lands) Act 1967 of the Commonwealth of Australia.

IAN FRASER, Director Petroleum Division.

PROHIBITED SAFETY ZONE



PLANNING AND URBAN DEVELOPMENT

PD401

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

City of Cockburn

District Zoning Scheme No. 2—Amendment No. 78

Ref: 853/2/23/19, Pt. 78.

Notice is hereby given that the City of Cockburn has prepared the abovementioned scheme amendment for the purpose of rezoning Sub Lot 6 Peel Road from 'Rural' to Residential R30, and amending the Scheme map accordingly.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 9 Coleville Crescent, Spearwood 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 April 6, 1993.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 6, 1993.

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. BROWN, Town Clerk.

PD402

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

City of South Perth

Town Planning Scheme No. 5—Amendment No. 61

Ref: 853/2/11/7, Pt. 61.

Notice is hereby given that the City of South Perth has prepared the abovementioned scheme amendment for the purpose of excising the land comprising the Blamey Place road reserve, the southern leg of McNabb Loop, and the portion of the Murray Street road reserve adjacent to the Como High School site, from the "Public Purposes Reserve (Regional)—Special Uses" and including that land in the "Communications Reserve—Local Roads."

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Civic Centre, Sandgate Street, South Perth 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 April 6, 1993.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 6, 1993.

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

L. L. METCALF, Chief Executive.

PD403

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

City of Wanneroo

Town Planning Scheme No. 1—Amendment No. 542

Ref: 853/2/30/1, Pt. 542.

Notice is hereby given that the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 66 Wanneroo Road/Whitfords Avenue from "Rural" to "Service Station, Special Zone (Restricted Use) Restaurants/Fast Foods, Convention/Function Centre".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Administration Centre, 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 April 6, 1993.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 6, 1993.

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.

A. ROBSON, A/Town Clerk.

PD501

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

Town Planning Scheme No. 5—Amendment No. 230

Ref: 853/6/6/6, Pt. 230.

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 February 12, 1993, for the purpose of rezoning Part Lot 124 Kent Street from "Single Residential" to "Shopping".

J. R. COOPER, President.

I. STUBBS, Shire Clerk.

PD502

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

Town Planning Scheme No. 3—Amendment No. 41

Ref: 853/6/9/6, 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 Shire of Dardanup Town Planning Scheme Amendment on February 12, 1993, for the purpose of—

1. Rezoning Part Dardanup Lot 33, Part 2 and Lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 Picton-Boyanup Road from "Non-Urban—General Farming" to "Residential R12.5".
2. Rezoning lots 52 and 35 Picton-Boyanup Road from "Non-Urban—General Farming" to "Recreation".
3. Rezoning lots 31, 32, 33 and 34 Picton-Boyanup Road from "Non-Urban—General Farming" to "Other Community Use".
4. Adding a new clause 3.2.6 to Division 2: Residential Zones of the Scheme Text as follows—
"3.2.6: All lots zoned Residential within the Dardanup Townsite shall not be permitted to have more than one dwelling unless connection to a reticulated sewerage disposal system is available."

L. D. HARRIS, President.

C. J. SPRAGG, Shire Clerk.

PD601

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME

Approved Major (Section 33) Amendment

Neerabup Urban Rezoning

Reclassification of Land from Rural to Urban Zone and Important Regional Road Reservation, Lots 1, 2 and Swan Location 2579, Flynn Drive, Pinjar Road, Clarkson Avenue and Wanneroo Road, Neerabup, City of Wanneroo

Amendment No. 840/33.

File No. 809-2-30-5, Vol. 3.

Notice of Finalisation of Amendment

It is hereby notified for public information that the Amendment referred to above was laid before each House of Parliament for twelve sitting days in accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act 1959 and that no Notice of Motion to disallow the Amendment was carried by either House prior to prorogation of Parliament on 16 December 1992.

The Amendment, therefore, has effect from and after the 16th day of December 1992.

Metropolitan Region Scheme Map Number 7 is amended by substituting the proposed zones and reservations as shown on Amendment Map Sheet Numbered 7/34M.

The Amendment is depicted on Amendment Plan Number 3.0630/1.

GORDON G. SMITH, Secretary.

PD602**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959****METROPOLITAN REGION SCHEME**

Approved Major (Section 33) Amendment

Ellenbrook Urban Rezoning

Reclassification of Land from Rural to Urban Deferred and Parks and Reserve Reservation,
Ellenbrook, Shire of Swan

Amendment No. 879/33.

File No. 809-2-21-8, Vol. 5.

Notice of Finalisation of Amendment

It is hereby notified for public information that the Amendment referred to above was laid before each House of Parliament for twelve sitting days in accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act 1959 and that no Notice of Motion to disallow the Amendment was carried by either House prior to prorogation of Parliament on 16 December 1992.

The Amendment, therefore, has effect from and after the 16th day of December 1992.

Metropolitan Region Scheme Maps Numbered 8/3, 12/43 are amended by substituting the proposed zones and reservations as shown on Amendment Map Sheet Numbered 8/3M and 12/43M.

The Amendment is depicted on Amendment Plan Number 2.0686/6.

GORDON G. SMITH, Secretary.

PORT AUTHORITIES**PH401****GERALDTON PORT AUTHORITY**

Applications to Lease Land

Applications are invited from persons or companies interested in leasing land from the authority for fishing industry purposes.

Land vested in the authority under the Geraldton Port Authority Act No. 10 of 1968 may be leased for any term not exceeding twenty one years, as yards or sites for—

- (a) Shipbuilding, boatbuilding, storing of goods.
- (b) The erection of workshops or foundries.
- (c) Other purposes connected with shipping.

Vacant land is available within Reserve 20606 adjacent to Strachan & Co. Shipwrighting Lease. Applications close at 5 pm, Friday, 26 February 1993 with—

L. W. Graham
General Manager
Geraldton Port Authority
PO Box 1856
Geraldton 6530

No application will necessarily be accepted.

PREMIER AND CABINET**PR401****PARLIAMENTARY SECRETARIES**

Department of the Premier

It is hereby notified for public information that His Excellency the Governor in Executive Council has, under section 44A (1) (b) of the Constitution Acts Amendment Act 1899 revoked the appointments of Parliamentary Secretaries in paragraph (1) of Executive Council Minute No. 3188 dated 19 March 1991 and paragraph (2) of Executive Council Minute No. 1769 dated 29 September 1992.

It is further notified that His Excellency the Governor in Executive Council has, under section 44A (1) (a) of the Constitution Acts Amendment Act 1899 approved the following appointments as from 16 February 1993—

Hon Robert Gerald Pike, MLC as Parliamentary Secretary to the Premier; Treasurer; Minister for Public Sector Management; Federal Affairs;

Frederick Charles Tubby, MLA as Parliamentary Secretary to the Minister for Education; Employment and Training; Minister assisting the Minister for Commerce and Trade; and

William John McNee, MLA as Parliamentary Secretary to the Minister for Water Resources; Local Government.

D. G. BLIGHT, Clerk of the Council.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

In the estate of George Robin Hyde, late of Canning Lodge, 8 Caprice Place, Willetton in the State of Western Australia, Retired Surveyor, Mining Engineer deceased. Creditors and other persons having claim (to which section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased who died on the 18th day of December 1992 are required by the personal representative Alva Joan Green of care of Wheatley & Sons, Solicitors, 16th Floor, 37 St George's Terrace, Perth in the said State to send particulars of their claims to her by the 30th day of March 1993 after which date the personal representative may convey or distribute the assets having regard only to the claims of which she then has notice.

ZZ202

TRUSTEES ACT 1962

NOTICE TO CREDITORS AND CLAIMANTS

In the matter of the Estate of Stevo Palcic also known as Steve Palcic, late of 165 Princep Street, Norseman in the State of Western Australia, electrician, deceased.

Creditors and other persons who have claims to which section 63 of the Trustees Act 1962 relates in respect of the Estate of the abovenamed deceased who died on 2nd December 1992 at Norseman in the said State, are required by the executrix of his Estate, Rozena Marie Palcic of care of Macdonald Rudder Solicitors, 1st Floor, 126 Hannan Street, Kalgoorlie in the State of Western Australia to send particulars of their claim to her at the address hereunder by the 26th day of March 1993 after which date the executrix may convey or distribute the assets, having regard only to the claims of which she has notice.

Dated this 15th day of February 1993.

MACDONALD RUDDER, Solicitors,
1st Floor, 126 Hannan Street, Kalgoorlie 6430.

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Statutes Reprinted in 1993

These Statutes are in the process of being reprinted and will be available during this year.

Petroleum Act 1967 (available — \$11.40)
Interpretation Act 1984 (available — \$3.50)
Spent Convictions Act 1988 (available — \$3.00)
Financial Institutions Duty Act 1983 (available — \$8.10)
Metropolitan Region Town Planning Scheme Act 1959
Indecent Publications and Articles Act 1902
Constitution Acts Amendment Act 1899
Builders Registration Act 1939
Hospitals Act 1927
Constitution Act 1889
Soil and Land Conservation Act 1945

Regulations Reprinted in 1993

These Regulations are in the process of being reprinted and will be available during the year.

Poisons Regulations 1965 (available — \$7.00)
Totalisator Agency Board Rules 1961 (available — \$1.80)
Valuation of Land Regulations 1979
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GGNOTICE-9



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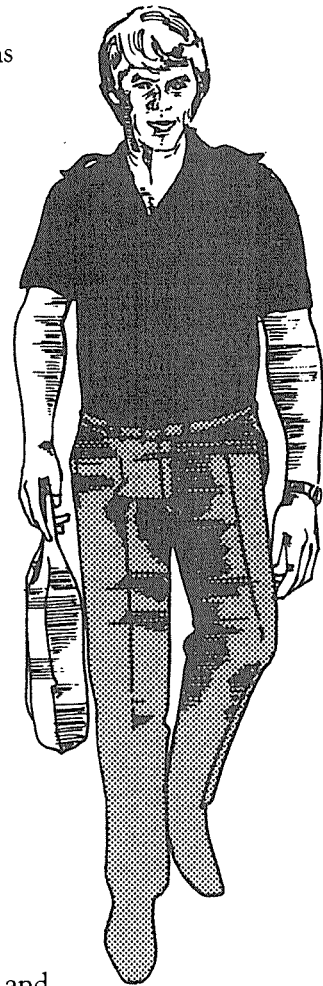
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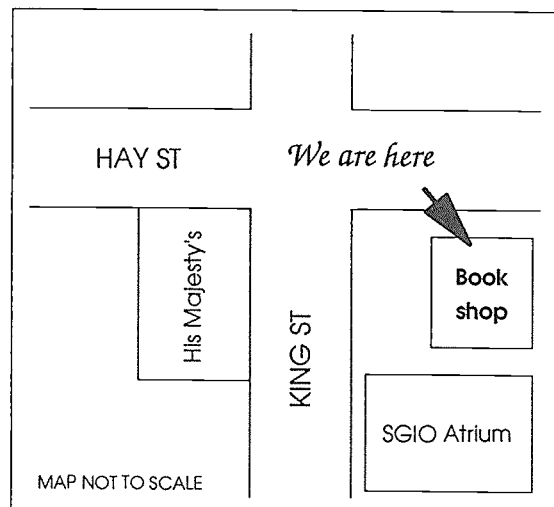
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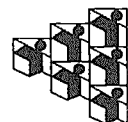
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