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G. L. DUFFIELD, Director.

AGRICULTURE

AG301

MARKETING OF MEAT ACT 1971

MARKETING OF LAMB AMENDMENT REGULATIONS 1994

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Marketing of Lamb Amendment Regulations 1994*.

Commencement

2. These regulations shall come into operation on 1 July 1994.

Principal regulations

3. In these regulations the *Marketing of Lamb Regulations 1972** are referred to as the principal regulations.

[* *Published in Gazette of 24 November 1972 at pp.4516-17.*
For amendments to 1 June 1994 see 1993 Index to Legislation of Western Australia, Table 4, p. 174.]

Regulation 2 repealed

4. Regulation 2 of the principal regulations is repealed and the following new regulation substituted —

“

2. (1) For the purposes of section 16 (10) and section 20 (c) of the Act, and of these regulations, a lamb shall be an “exempt lamb”, the slaughter of which is hereby declared to be exempted from the provisions of section 19 of the Act, if it is slaughtered in the State for human consumption in Australia.

(2) No exempt lamb, or any part of an exempt lamb, shall be exported from Australia, other than by the Corporation.

Penalty: (a) for a first offence, \$1 000; and

(b) for a subsequent offence, \$2 000

(3) Except where it is slaughtered for the Corporation, the carcase of an exempt lamb shall before it leaves the abattoir be branded in accordance with the design and in the manner required by regulation 11 of the *Western Australian Meat Industry Authority Regulations 1985*.

Penalty: (a) for a first offence, \$1 000; and

(b) for a subsequent offence, \$ 2000

(4) Where it is slaughtered for the Corporation the carcase of an exempt lamb, and any part of such a carcase, shall before sale be branded in accordance with the design and manner required by regulation 11 of the *Western Australian Meat Industry Authority Regulations 1985*.

”

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

AG302

WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY ACT 1976

WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY
AMENDMENT REGULATIONS 1994

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Western Australian Meat Industry Authority Amendment Regulations 1994*.

Commencement

2. These regulations shall come into operation on 1 July 1994.

Principal regulations

3. In these regulations the *Western Australian Meat Industry Authority Regulations 1985** are referred to as the principal regulations.

[* *Published in Gazette of 7 June 1985 at pp. 1978-90.*
Erratum published 14 June 1985.
For amendments to 1 June 1994 see 1993 Index to Legislation of
Western Australia, Table 4, p. 322.]

Regulation 5 amended

4. Regulation 5 of the principal regulations is amended by adding the following subregulation —

“

(3) An owner shall ensure that the vendor of any declared or prescribed animal purchased on the basis of carcase measurement is supplied with a feedback sheet providing such particulars as are specified by the Authority.

”

Regulation 11 amended

5. Regulation 11 of the principal regulations is amended —

- (a) by inserting, after subregulation (2), the following subregulation —

“

(2a) Before branding any carcase as lamb under subregulation (2) the owner shall ensure that —

- (a) the fatness of the carcase has been determined by or under the supervision of an inspector in accordance with the following tissue depths at a site over the 12th rib and 11 cm from the backbone —

Fat Class	Tissue depth (mm)
1	up to 5
2	over 5 and up to 10
3	over 10 and up to 15
4	over 15 and up to 20
5	over 20.

Penalty: \$2 000

”

and

- (b) in subregulation (3), by deleting "an approved red ink" and substituting the following —

"
a red ink of a kind approved for the purpose by the
Authority
".

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

AG401

SOIL AND LAND CONSERVATION ACT 1945

MURCHISON/MULLEWA LAND CONSERVATION

DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1994

Made by the Minister for Primary Industry.

Citation

1. This Instrument may be cited as the *Murchison/Mullewa Land Conservation District (Appointment of Members of District Committee) Instrument 1994*.

Interpretation

2. In this Instrument—

"Constitution order" means the *Soil and Land Conservation (Murchison Soil Conservation District) Order 1986**.

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

[*Published in the Gazette of 27 June 1986 at pp. 2223-2224 amended in Gazette 20 July 1990 at pp. 3457-3459 and 17 May 1994 at p. 2068.]

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the Constitution Order—

- (a) Keith William Scott of Billabong Station via Mullewa
- (b) Richard Adair Child of Murchison

are appointed members of the Committee on the nomination of the Shire of Murchison.

- (2) Under Clause 5 (1) (c) of the Constitution Order Kenneth Neil Thompson of Mullewa is appointed a member of the Committee on the nomination of the Shire of Mullewa.

- (3) Under Clause 5 (1) (d) of the Constitution Order Thomas John Seaman of Mt Wittenoom Station via Yalgoo is appointed a member of the Committee to represent the Western Australian Farmers Federation.

- (4) Under Clause 5 (1) (e) of the Constitution Order—

- (a) Timothy Frederick Matchem Walsh of Mileura Station via Cue
- (b) William McLennon Mitchell of Muggon Station via Mullewa

are appointed members of the Committee to represent the Pastoralists and Graziers Association.

- (5) Under Clause 5 (1) (f) of the Constitution Order—

- (a) Harold Michael John Foulkes-Taylor of Yuin Station via Yalgoo
- (b) Donald Alexander McTaggart of Mt Narryer Station via Mullewa
- (c) Brett Richard Pollock of Wooleen Station via Mullewa
- (d) Margaret Lindsay Officer of Woolgorone Station via Mullewa
- (e) Mary Walsh of Mileura Station via Cue
- (f) David Peter Broad of Milly Milly Station via Cue
- (g) Mark William Halleen of Manfred Station via Yalgoo
- (h) Mervyn Tomkins of Nookawarra Station via Cue
- (i) Edward Angus Officer of Woolgorong Station via Mullewa
- (j) Kimberley Walford Keogh of Byro Station via Mullewa
- (k) Simon Arthur Broad of Milly Milly Station via Cue
- (l) Gregory Keynes of Ballythunna Station

- (m) Reginald Seaman of Murgoo Station

- (n) Janette Ffloyd Foulkes-Taylor of Yuin Station via Yalgoo

- (o) Harold Robert Foulkes-Taylor of Tardie Station via Yalgoo
- (p) Ross Edmund Foulkes-Taylor of Tardie Station via Yalgoo
- (q) Emma-Jane Foulkes-Taylor of Tardie Station via Yalgoo
- (r) David Halleen of Boolardy Station via Yalgoo

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

Terms of Office

4. The appointment is made under Clause 5 (3) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

MONTY HOUSE, Minister for Primary Industry.

AG402

SOIL AND LAND CONSERVATION ACT 1945

KOJONUP LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1994

Made by the Minister for Primary Industry.

Citation

1. This Instrument may be cited as the *Kojonup Land Conservation District (Appointment of Members of District Committee) Instrument 1994*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Kojonup Soil Conservation District) Order 1990**.

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

[*Published in the *Gazette* of 20 July 1990 at pp. 3459-3460 and amended in the *Gazette* 17 May 1994 at p. 2067.]

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the Constitution Order John Charlesworth of Kojonup is appointed a member of the Committee on the Nomination of the Shire of Kojonup.

(2) Under Clause 5 (1) (c) of the Constitution Order—

(a) Anthony James Hope of Kojonup

is appointed a member of the Committee to represent the Western Australian Farmers Federation.

(3) Under Clause 5 (1) (e) of the Constitution Order—

(a) Alan Anderson of Kojonup

(b) Katherine Mathwin of Kojonup

(c) Michael Woolridge of Kojonup

(d) Roderick Trethowan of Kojonup

(e) Donald Maitland Webb of Kojonup

(f) John Francis Kelly of Kojonup

(g) Brian Roxburgh Cooper of Kojonup

(h) Paul Ayers of Kojonup

(i) Andrew Stewart of Kojonup

(j) Wade Anderson of Kojonup

(k) William Harvey of Kojonup

(l) Peter Coffey of Kojonup

(m) Temby White of Kojonup

(n) Philip Worts of Kojonup

(o) Roger House of Kojonup

- (p) Philip Marinoni of Kojonup
- (q) William Harrison of Kojonup
- (r) Anna Robertson of Kojonup
- (s) Andrew Hassell of Kojonup

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

Terms of Office

4. The appointment is made under Clause 5 (4) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

MONTY HOUSE, Minister for Primary Industry.

AG403

SOIL AND LAND CONSERVATION ACT 1945

LAKES LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1994

Made by the Minister for Primary Industry

Citation

1. This Instrument may be cited as the *Lakes Land Conservation District (Appointment of Members of District Committee) Instrument 1994*.

Interpretation

2. In this Instrument—

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

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

[*Published in the *Gazette* of 19 October 1990 at pp. 5271-73 and amended in the *Gazette* of 17 May 1994 at p. 2068].

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the constitution order Timothy James Cattle of Lake King is appointed a member of the Committee on the Nomination of the Shire of Lake Grace.

(2) Under Clause 5 (1) (c) of the constitution order Myfanwy Josephine Gooding of Lake King and Ian Raymond Brandenburg of Lake King are appointed members of the Committee to represent the Western Australian Farmers Federation.

(3) Under Clause 5 (1) (d) of the constitution order Ian Lord of Lake King is appointed a member of the Committee to represent the Pastoralist and Graziers Association.

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

- (a) Bruce West of Lake King
- (b) Kevin Naughton of Lake Varley
- (c) Jeremy William Bowden of Lake King
- (d) Steven John Tilbrook of Mt Madden
- (e) Bruce Rastall West of Lake King
- (f) Andrew James McPhee of Lake Camm
- (g) Robert Hetherington of Lake Camm
- (h) Kenneth Watson of Lake King
- (i) Barry Charles Grist of Lake Varley
- (j) Grant Murray Devereux of Lake King

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

Terms of Office

4. The appointment is made under Clause 5 (3) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

MONTY HOUSE, Minister for Primary Industry.

AG404

SOIL AND LAND CONSERVATION ACT 1945
RAVENSTHORPE LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF
DISTRICT COMMITTEE) INSTRUMENT 1994

Made by the Minister for Primary Industry.

Citation

1. This Instrument may be cited as the *Ravensthorpe Land Conservation District (Appointment of Members of District Committee) Instrument 1994*.

Interpretation

2. In this Instrument—

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

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

[*Published in the Gazette of 18 April 1986 at pp. 1457-59 amended in Gazette of 17 August 1990 at pp. 4063-65 and 17 May 1994 at p. 2066.]

Appointment of Members

3. (1) Under Clause 5 (1) (d) of the Constitution Order—

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

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

(2) Under Clause 5 (1) (e) of the Constitution Order—

- (a) Robin Trevor Stone of Mt Madden
- (b) Thomas Christopher Biddulph of Ravensthorpe
- (c) Madeleine Odelle Norman of Ravensthorpe
- (d) Jenny Chambers of North Ravensthorpe
- (e) Dick Kuiper of Ravensthorpe
- (f) Neville Phillip Guest of Ravensthorpe
- (g) Richard Pepper of Ravensthorpe
- (h) Walter Clarke of Jerdacuttup

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

Terms of Office

4. The appointment is made under Clause 5 (3) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

MONTY HOUSE, Minister for Primary Industry.

AG405

SOIL AND LAND CONSERVATION ACT 1945
QUAIRADING LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF
DISTRICT COMMITTEE) INSTRUMENT 1994

Made by the Minister for Primary Industry.

Citation

1. This Instrument may be cited as the *Quairading Land Conservation District (Appointment of Members of District Committee) Instrument 1994*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Quairading Soil Conservation District) Order 1985**.

“Committee” means the District Committee established by Clause 5 of the Constitution Order.

[*Published in the Gazette of 4 October 1985 and at pp. 3922-3923 amended in Gazette 17 May 1994 at p. 2067.]

Appointment of Members

3. (1) Under Clause 6 (1) (b) of the Constitution Order—
 (a) Thomas Ernest Richards of Dangin
 (b) Donald Fraser of North Quairading
are appointed members of the Committee on the nomination of the Shire of Quairading.
- (2) Under Clause 6 (1) (c) of the Constitution Order—
 (b) Lester Strickland of South Caroling via Quairading
is appointed to the Committee to represent the Western Australian Farmers Federation.
- (3) Under Clause 6 (1) (d) of the Constitution Order—
 (a) Gary Vernon Green of South Quairading
 (b) Greg Hayes of Dangin
 (c) Willain Shenton of Quairading
 (d) Clive Hawksley of Balkuling
 (e) Brett Johnston of Dangin
 (f) Lin Harris of Quairading
 (g) Donald Woodcock of Quairading
are appointed members of the Committee being persons actively engaged in or affected by, or associated with land use in the Quairading Land Conservation District.

Terms of Office

4. The appointment is made under Clause 6 (3) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

MONTY HOUSE, Minister for Primary Industry.

AG406**WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY ACT 1976**

Department of Agriculture,
South Perth 6151.

Agric. 299/86.

I, the undersigned Minister for Primary Industry, being the Minister charged with the administration of the Western Australian Meat Industry Authority Act 1976, do hereby declare both deer and buffalo to be declared animals pursuant to section 6 (a) of the said Act.

MONTY HOUSE, Minister for Primary Industry.

COAL INDUSTRY SUPERANNUATION BOARD**CL401****COAL INDUSTRY SUPERANNUATION ACT 1989**

Under the provisions of section 8 of the Coal Industry Superannuation Act 1989, the following employee elected members are appointed as constituted under the said Act, from the 1st day of July 1994—

Gary Norman Wood	(2) two years
Clive Frederick Pullan	Alternate member

G. R. GILLIES, Chairman.

CL402**COAL INDUSTRY SUPERANNUATION ACT 1989**

Under the provisions of section 8 of the Coal Industry Superannuation Act 1989, the following employer nominated members are appointed as constituted under the said Act, from the 1st day of July 1994—

Terence Leonard Grose	(2) two years
Steven Peter Aspland	Alternate member

G. R. GILLIES, Chairman.

FISHERIES**FI401****FISHERIES ACT 1905****SHARK BAY PRAWN LIMITED ENTRY FISHERY AMENDMENT NOTICE (No. 2) 1994**

Notice No. 659

FD 146/75.

Made by the Minister under section 32.

Citation

1. This notice may be cited as the Shark Bay Prawn Limited Entry Fishery Amendment Notice (No. 2) 1994.

Principal notice

2. In this notice the Shark Bay Prawn Limited Entry Fishery Notice 1993* is referred to as the principal notice.

Clause 13 amended

3. Clause 13 of the principal notice is amended in subclause (4) by deleting "31 May" and substituting the following—

“ 30 June ”.

[*Published in the Gazette of 12 March 1993. For amendments to 7 June 1994 see Notice No. 643 published in the Gazette of 4 March 1994.]

Dated this 10th day of June 1994.

MONTY HOUSE, Minister for Fisheries.

FI402**FISHERIES ACT 1905****ROCK LOBSTER POT (WEST COAST) AMENDMENT NOTICE 1994**

Notice No. 657

FD 396/65.

Made by the Minister under sections 10, 11 and 23A.

Citation

1. This notice may be cited as the Rock Lobster Pot (West Coast) Amendment Notice 1994.

Principal Notice

2. In this notice, Notice No. 233* is referred to as the principal notice.

Clause 3 repealed and substituted

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

“ Beehive Pots

3. (1) Every beehive pot shall—

- (a) have inserted in it a device or devices that creates three escape gaps that are as nearly as practicable rectangular in shape and when measured internally each shall measure not less than 305 millimetres in length and not less than 54 millimetres in height;
- (b) unless otherwise approved by the Director, not exceed the following dimensions when measured internally—

Diameter—925 millimetres.

Height—420 millimetres; and

- (c) not have any obstruction positioned in such a way as to restrict the movement of rock lobsters through the escape gaps or to reduce the internal measurement of the escape gaps, but in the case of a pot constructed of cane or sticks one wire may pass vertically across each escape gap.

(2) Each escape gap in every beehive pot shall—

- (a) be positioned on the side of the pot so that the longer sides of the gaps are generally parallel to the base of the pot and the lower internal edge of the escape gaps are not more than 110 millimetres from the base of the pot and shall be positioned in accordance with diagram 2 in the schedule;
- (b) be located at least 150 millimetres away from the attachment point or points of the hauling rope and not between the attachment points if there are two;

(c) be constructed of either—

- (i) steel flat bar, having a width of not less than 20 millimetres and a thickness of not less than five millimetres or more than six millimetres, and shall be constructed in accordance with diagram 1 in the schedule to this notice; or
- (ii) pressed steel or aluminium, having a width of not less than 20 millimetres and a thickness not less than two millimetres and not more than three millimetres, when incorporating an internal pressed lip of a depth not less than six millimetres nor more than ten millimetres and constructed in accordance with diagram 9 in the schedule. ”

Clause 4 amended

4. Clause 4 of the principal notice is amended in subclause (i) by—

- (a) deleting “or” at the end of paragraph (ii);
- (b) deleting “.” at the end of paragraph (iii) and substituting “ ; or” ; and
- (c) inserting after paragraph (iii) the following paragraph—

“ (iv) pressed steel or aluminium, having a width of not less than 20 millimetres and a thickness of not less than two millimetres and not more than three millimetres, when incorporating an internal pressed lip of a depth not less than six millimetres nor more than ten millimetres and constructed in accordance with diagram 9 in the schedule. ”.

Clause 5 amended

5. Clause 5 of the principal notice is amended in paragraph (i) of sub-clause (c) by deleting “and (iii)” and substituting “ , (iii) and (iv) ”.

Clause 6 amended

6. Clause 6 of the principal notice is amended in sub-clause (c) by deleting “and (iii)” and substituting “ , (iii) and (iv) ”.

Clause 7 amended

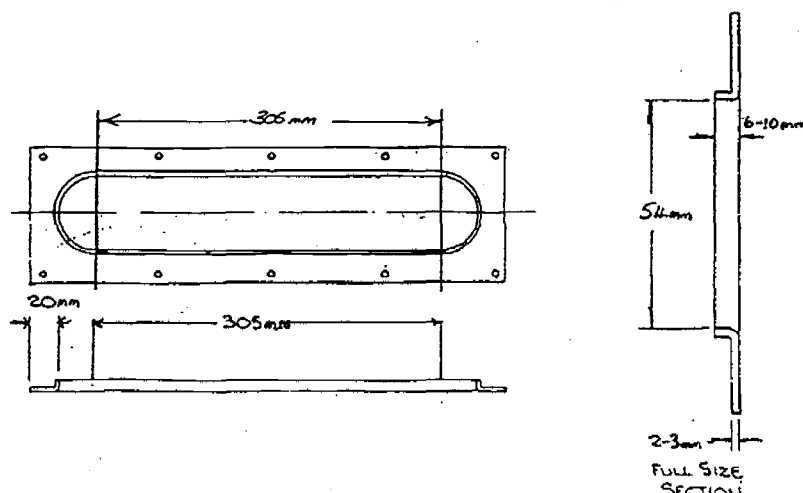
7. Clause 7 of the principal notice is amended in subclause (c) by deleting “3 (a)(vi)” and substituting “ 3 (1)(c) ”.

Schedule amended

8. The schedule to the principal notice is amended—

- (a) (i) in diagram 1 by deleting “(Clause 3 (a) (iii))” and substituting “ (Clause 3) ”;
- (ii) in diagram 2 by deleting “(Clause 3 (a) (iv))” and substituting “ (Clause 3) ”;
- (iii) in diagram 3 by deleting “(Clause 4 (c) (i))” and substituting “ (Clause 4) ”;
- (iv) in diagram 4 by deleting “(Clause 4 (g) (i))” and substituting “ (Clause 4) ”;
- (v) in diagram 5 by deleting “(Clause 4 (g) (ii))” and substituting “ (Clause 4) ”;
- (vi) in diagram 6 by deleting “(Clause 4 (g) (iii))” and substituting “ (Clause 4) ”;
- (vii) in diagram 7 by deleting “(Clause 4 (j))” and substituting “ (Clause 4) ”;
- (viii) in diagram 8 by deleting “(Clause 5 (b))” and substituting “ (Clause 5) ”; and
- (b) by inserting after diagram 8 the following diagram—

“
DIAGRAM 9
(Clause 3 and Clause 4)
(Steel or Aluminium with internal lip)



[*Published in the Gazette of 26 September 1986. For amendments to 7 June 1994 see Notice No. 526 published in the Gazette of 3 January 1992.]

Dated this 10th day of June 1994.

MONTY HOUSE, Minister for Fisheries.

FI403

FISHERIES ACT 1905
ROCK LOBSTER POT (SOUTH COAST) AMENDMENT NOTICE 1994
Notice No. 658

FD 282/70.

Made by the Minister under sections 10, 11 and 23A.

Citation

1. This notice may be cited as the Rock Lobster Pot (South Coast) Amendment Notice 1994.

Principal Notice

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

Clause 5 repealed and substituted

3. Clause 5 of the principal notice is repealed and the following clause substituted—

“ 5. (1) Every beehive pot shall—

- (a) have inserted in it a device that creates an escape gap that is as nearly as practicable rectangular in shape and when measured internally shall measure not less than 305 millimetres in length and not less than 54 millimetres in height; and
- (b) not have any obstruction positioned in such a way as to restrict the movement of rock lobsters through the escape gap or to reduce the internal measurement of the escape gap, but in the case of a pot constructed of cane or sticks one wire may pass vertically across each escape gap.

(2) Each escape gap in every beehive pot shall—

- (a) be positioned on the side of the pot so that the longer sides of the gap are generally parallel to the base of the pot and the lower internal edge of the escape gap is not more than 110 millimetres from the base of the pot and shall be positioned in accordance with diagram 2 in the schedule;
- (b) be located at least 150 millimetres away from the attachment point or points of the hauling rope and not between the attachment points if there are two; and
- (c) be constructed of either—
 - (i) steel flat bar, having a width of not less than 20 millimetres and a thickness of not less than five millimetres or more than six millimetres, and shall be constructed in accordance with diagram 1 in the schedule to this notice; or
 - (ii) pressed steel or aluminium, having a width of not less than 20 millimetres and a thickness of not less than two millimetres and not more than three millimetres, when incorporating an internal pressed lip of a depth not less than six millimetres nor more than ten millimetres and constructed in accordance with diagram 8 in the schedule. ”.

Clause 6 amended

4. Clause 6 of the principal notice is amended in sub-clause (d) by—

- (a) deleting “or” at the end of paragraph (ii);
- (b) deleting “.” at the end of paragraph (iii) and substituting “ ; or ”; and
- (c) inserting after paragraph (iii) the following paragraph—

“ (iv) pressed steel or aluminium, having a width of not less than 20 millimetres and a thickness of not less than two millimetres and not more than three millimetres, when incorporating an internal pressed lip of a depth not less than six millimetres nor more than ten millimetres and constructed in accordance with diagram 8 in the schedule. ”.

Clause 7 amended

5. Clause 7 of the principal notice is amended in paragraph (i) of sub-clause (c) by deleting “and (iii)” and substituting “ , (iii) and (iv) ”.

Clause 8 amended

6. Clause 8 of the principal notice is amended in sub-clause (c) by deleting “and (iii)” and substituting “ , (iii) and (iv) ”.

Clause 9 amended

7. Clause 9 of the principal notice is amended in subclause (b) by deleting “5 (v)” and substituting “ 5 (1) (b) ”.

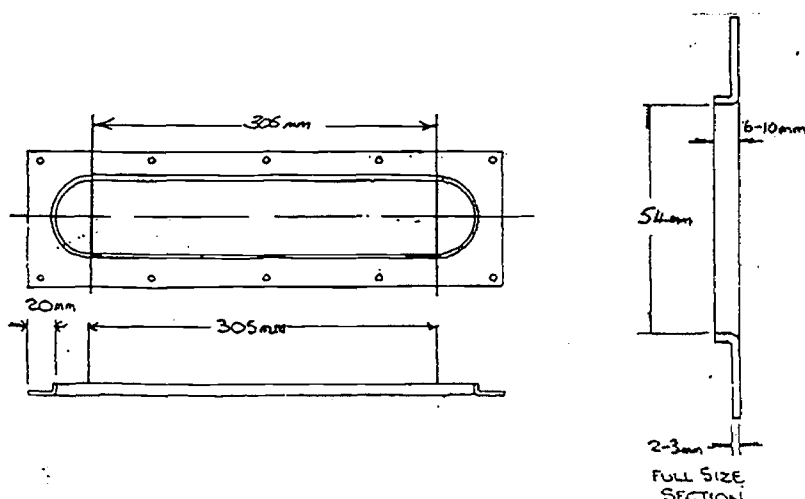
Schedule amended

8. The schedule to the principal notice is amended—

- (a) (i) in diagram 1 by deleting "(Clause 5 (ii))" and substituting " (Clause 5) ";
- (ii) in diagram 2 by deleting "(Clause 5 (iv))" and substituting " (Clause 5) ";
- (iii) in diagram 3 by deleting "(Clause 6 (b))" and substituting " (Clause 6) ";
- (iv) in diagram 4 by deleting "(Clause 6 (d) (i))" and substituting " (Clause 6) ";
- (v) in diagram 5 by deleting "(Clause 6 (d) (ii))" and substituting " (Clause 6) ";
- (vi) in diagram 6 by deleting "(Clause 6 (d) (iii))" and substituting " (Clause 6) ";
- (vii) in diagram 7 by deleting "(Clause 7 (b))" and substituting " (Clause 7) "; and
- (b) by inserting after diagram 7, the following diagram—

"

DIAGRAM 8
(Clause 5 and Clause 6)
(Steel or Aluminium with internal lip)



"

[*Published in the Gazette of 8 March 1991. For amendments to June 1994 see Notice No. 520 published in the Gazette of 25 October 1991.]

Dated this 10th day of June 1994.

MONTY HOUSE, Minister for Fisheries.

FI404

FISHERIES ACT 1905
PART IIIB—PROCESSING LICENCES

FD 499/94.

The public is hereby notified that I have issued a permit to Mr D. Forward on behalf of Forward Pastoral Co to establish a processing establishment to process Yabbies in pursuance of the provisions of section 35C of the Fisheries Act 1905, at "Riverview" Forward Road, Tambellup subject to the following conditions:

That the processing establishment:

1. Shall comply with the requirements of the Fisheries Act 1905, and all Regulations, Orders in Councils and Notices and Ministerial Directions issued thereunder.
2. Shall not be used for the processing of any species of fish other than Koonacs (*Cherax plebejus* and *C. Glaber*) and Yabbies (*Cherax alibus*) in accordance with these conditions.
3. Shall comply with the requirements of the Health Act 1911.
4. Shall comply with the requirements of any town planning scheme or interim development order gazetted under the provisions of the Town Planning and Development Act 1928, or the Metropolitan Region Town Planning Scheme Act 1959.

5. Shall be registered as an export establishment pursuant to the provisions of the Parliament of the Commonwealth Export Control Act 1982, and Orders made thereunder, more specifically the Prescribed Goods (General) Orders and the Fish Orders, should it be used to process fish for export.
6. Shall not be used for the processing of marron (*Cherax tenuimanus*) unless a licence held under section 39C of the Fisheries Act 1905.
7. Live Koonacs and/or Yabbies shall not be purchased from any person other than a person authorized under Part V of the Fisheries Act 1905.
8. Shall not be used to process Koonacs and/or Yabbies other than by cleaning and packing whole.
9. Shall not consign packaged Koonacs or Yabbies unless each container is marked with the species it contains, the place of packaging and the destination of the consignment.
10. Shall not pack Koonacs and Yabbies in the same container.
11. Yabbies and/or Koonacs shall not be sold unless a consignment note is completed in triplicate by the licensed processor on the form provided by the Fisheries Department.
12. The completed consignment note shall be securely attached to the consignment of Yabbies and/or Koonacs sold, a second copy shall be lodged with the Fisheries Department within seven days of the sale. A third copy shall be retained by the licensee for a period of two years commencing from the day of consignment.

In accordance with the provisions of section 35K, any person aggrieved by this decision may, within fourteen days after publication of this Notice, appeal against the decision or order by serving on the Minister for Fisheries a statement, in writing on the grounds of their appeals.

P. P. ROGERS, Executive Director.

JUSTICE

JM401

JUSTICES ACT 1902

It is hereby notified for public information that His Excellency the Governor in Executive Council has—

Approved of the following appointments to the Office of Justice of the Peace for the State of Western Australia—

Rodney Major Rathbone of 1 Rennie Crescent, Lancelin

Steven Kenneth Hook of 18 Oatlands Road, Mount Barker and 2 Marion Street, Mount Barker

Frederick Charles Scott of Location 6000 Kernutt Road, Denmark

James Gardiner Greig of 14 Wedge Avenue, Lancelin

Approved the appointment of Pauline Mae Unghango of Kalumburu Community, Wyndham to the Office of Justice of the Peace for the East Kimberley Magisterial District

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

David Blake Giles of 127 Essex Street, Wembley

Percy Lawrence Kimpton of Lot 67 Nicholson Road, Canning Vale

JON FRAME, A/Executive Director,
Courts Development and Management.

JM402

CHILDREN'S COURT OF WESTERN AUSTRALIA ACT (No. 2) 1988

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointment of the following persons as Members of the Children's Court of Western Australia—

Pauline Mae Unghango of Kalumburu Community, Wyndham

Steven Kenneth Hook of 18 Oatlands Road, Mount Barker

Paul Arthur Chare of 23 Zenith Street, Shelley and Boddington Gold Mine, Boddington

Eoin Sutton McDonald of 80 Hotham Avenue, Boddington

JON FRAME, A/Executive Director,
Courts Development and Management.

LAND ADMINISTRATION

LA401

LOCAL GOVERNMENT ACT 1960
DECLARATION OF CLOSURE OF STREETS

Made by the Minister for Lands Under Section 288A

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

Schedule

1. City of Armadale (DOLA File No. 1545/993; Closure No. A508).
All that portion of San Jacinta Road (Road No. 1058) now comprised in Canning Location 3850 (Reserve 41523) the subject of Crown Survey Diagram 91625.
Public Plan: BG34(10) 4.1.
2. Shire of Coolgardie (DOLA File No. 1209/1993; Closure No. C1275).
All those portions of Richardson and Matheson Streets, the whole of Adelaide and Sydney Streets and all those portions of Rights-of-Way now comprised in Jaurdi Location 83 as shown bordered red on Crown Survey Diagram 91643.
Public Plan: CF37(2) 09.12 and 09.13.
3. Shire of Menzies (DOLA File 795/994; Closure No. M1358).
All that portion of Road Number 1258, 30.18 metres wide, commencing from a northwestern side of Road Number 1049 and extending generally southwesterly, as surveyed on Department of Land Administration Original Plan Ularring 3, passing through Marmion Location 52 (Pastoral Lease 3114/801), vacant Crown land, Ularring Location 12 (Pastoral Lease 3114/1084), Location 28 (Reserve 12202), Location 27 (Reserve 9187) and again Location 28 (Reserve 12202) to terminate at a northeastern boundary of Davyhurst Townsite.
Department of Land Administration Public Plans: Kalgoorlie 1:250000, Menzies 1:250000 and Davyhurst Townsite.
4. Shire of Mundaring (DOLA File No. 3757/1989; Closure No. M1359).
All that portion of Nichol Street shown bordered blue and pink on Crown Survey Plan 18522.
Public Plan: BG34(2) 31.30 and 31.31.

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

LA402

LAND ACT 1933

DECLARATION THAT PART 1A DOES NOT APPLY

I declare under section 27H of the Land Act 1933, that Part 1A of the Act does not apply to the following proposals affecting the land specified.

PROPOSAL	LAND	DOLA FILE
Use and Requirements of the Minister for Works.	Reserve 31852 containing Kalgoorlie Lot 2263 on DOLA Diagram 7094	2113/971
Sale—Section 118A(3) and Easement—134B of the Land Act	Portion of Nichol Street shown bordered blue and pink on Crown Survey Plan 18522 for inclusion into Certificate of Title Volume 1827 Folio 368	3757/1989
Declaration of Public Street—Section 288 of the Local Government Act	Kokendin Road (Road No. 1355). All that portion of land coloured mid brown on Crown Survey Plan 17425	2161/988
Reservation—Reserve No. 41523 ("Public Recreation")	All that portion of San Jacinta Road (Road No. 1058) now comprised in Canning Location 3850 as shown on Crown Survey Diagram 91625	1545/993
Declaration of Public Street—Section 288 of the Local Government Act	Fish Farm Road (Road No. 18674). All that portion of land as shown coloured mid brown on Crown Survey Plan 13650	1688/973
Sale—Section 118CA	Whole of the Pedestrian Accessway as delineated and shown on Office of Titles Plan 12634	2552/992
Widening of Woodenbillup Road in the Shire of Kojonup	Portion of vacant Crown land containing 9900 m ² on Diagram 90727	1575/1990
Reservation for "Historic Building and Farm" with vesting (with power to Lease)	Victoria Location 11998	1637/993
Reservation for Public Entertainment with leasing	Part Class "A" Reserve 9997 Part Class "C" Reserve 18574 and part public road	11178/897V4
Freehold (Section 38)	Tenterden Lot 29	2176/985
Freehold (Section 38)	Kalgoorlie Lot 4697	456/993

PROPOSAL	LAND	DOLA FILE
Freehold (Section 38)	Boulder Lot 4040	1673/993
Freehold (Section 45B)	Port Hedland Lot 5668	2544/986
Freehold (Section 86)	King Location 438 and 520	2159/982
Lease (Section 117) for "Residence"	Menzies Lot 1082	2103/985
To Lease Under Section 116 for Horticulture purposes	King Loc 769	1544/994
Reservation for Public Utility	King Loc 782 and 783	1544/994
To lease land under section 116 of the Land Act	Kalbarri lots 831 and 832	3367/986
Lease under Land Act	Meekatharra Lot 433	1768/916V2
Lease under Land Act	Meekatharra Lot 434	535/988
Lease under Land Act	Meekatharra Lot 435	534/988
Lease under Land Act	Meekatharra Lot 436	536/988
Lease under Land Act	Meekatharra Lot 841	1393/987
Lease under Land Act	Meekatharra Lot 842	1394/987
To Reserve Lot 872 for Pedestrian Accessway and Public Utilities, and Release Lot 873 for Aged Persons Homes	Cervantes Lots 872 & 873	1945/988
Lease under Section 116 of the Land Act	Rocky Gully lots 11-14 (inc)	1768/53
Lease under Section 116 of the Land Act	Rocky Gully lot 7	1038/78

GEORGE CASH, Minister for Lands.

LA403

LAND ACT 1933 FORFEITURES

Department of Land Administration.

The following leases and licences together with all rights, title and interest therein have this day been forfeited to the Crown under the Land Act 1933, for the reasons stated.

Name; Lease or Licence; District; Reason; Corres No.; Plan

O'Connell, Thomas (Registered Lessee); 6171/153; Boulder Lot 381; Non-payment of rent; 6080/899; Boulder O.P. 107/9.

Fogarty, Kenneth Phillip and Marilyn Anne; 345B/1596; Meckering Lot 405; Non-payment of instalments; 1168/981; Meckering Townsite.

Cowan, Neil Steven; 345B/1789; Karratha Lot 4166; Non-payment of instalments; 2816/986; Karratha Townsite.

Cowan, Neil Steven; 345B/1811; Karratha Lot 4159; Non-payment of instalments; 2813/986; Karratha Townsite.

Halligan, Rodney Terrence; 345B/1824; Karratha Lot 3991; Non-payment of instalments; 2862/986; Karratha Townsite.

Russell Investments (W.A.) Pty Ltd; 345B/1861; Karratha Lot 4130; Non-payment of instalment; 2801/986; Karratha Townsite.

Nidd, Gwendoline and Eric John Russell; 338/19289; Northcliffe Lot 162; Non-compliance with conditions; 1748/970; Northcliffe Townsite.

Brennan, Maxine Elinor; 3117/749; Norseman Lot 977; Non-payment of rent; 2259/934; Norseman O.P. 5165.

Kinley, Shane Wilson; 345B/1384; Newman Lot 2318; Non-payment of instalments; 2216/992; Newman Townsite.

Tate, Shane and Karen Mary; 345B/1795; Karratha Lot 4115; Non-payment of instalments; 2895/986; Karratha Townsite.

Tate, Shane and Karen Mary; 345B/1786; Karratha Lot 4108; Non-payment of instalments; 2892/986; Karratha Townsite.

Dennis, Jocelyn Anne and Latham John Stuart 345B/1872; Karratha Lot 2909; Non-payment of instalments; 2647/985; Karratha Townsite.

Dalrymple, Timothy Joseph; 345B/1829; Karratha Lot 3958; Non-payment of instalments; 2842/986; Karratha Townsite.

Dated 15 June 1994.

A. A. SKINNER, Chief Executive Officer.

LA404**LAND ACT 1933
REINSTATEMENT**

Department of Land Administration.

The following leases and licences together with all rights, title and interest therein have this day been reinstated under section 23 of the Land Act, which was forfeited for non-payment of rent.

Name; Lease or Licence; District; Reason; Corres No.; Plan

Beveridge, Darren Michael; 3116/10651; Boulder Lot 4534;—; 1108/984; O.P. Boulder 107/20.

Dated 20 May 1994.

A. A. SKINNER, Chief Executive Officer.

LB301**PUBLIC WORKS ACT 1902
SALE OF LAND**

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

Land

File No. 2113/971

Reserve 31852 containing Kalgoorlie Lot 2263 as is shown on DOLA Diagram 7094.

A. A. SKINNER, Chief Executive,
Department of Land Administration.**LB401****LOCAL GOVERNMENT ACT 1960
DECLARATION OF PUBLIC STREETS**

Orders of the Minister for Lands Made under Section 288

At the request of the local government nominated, the portion of land specified in the Schedule is now declared to be absolutely dedicated as a public street.

Schedule

1. Shire of Beverley (DOLA File No. 2161/988).

Road No. 1355 (Kokendin Road). All that portion of land coloured mid brown as shown on Crown Survey Plan 17425.

Public Plan: Beverley (25) NW and Coolaring (25) NE & SE.

2. Shire of Exmouth (DOLA File No. 1175/986V2) Road No. 16981 (Willersdorf Road) (Extension). All that portion of Willersdorf Road as shown coloured dark and mid brown on Crown Survey Diagram 91226.

Public Plan: BD 62(10)3.2.

3. Shire of Wyndham-East Kimberley (DOLA File No. 1688/973).

Road No. 18674 (Fish Farm Road). All that portion of land as shown coloured mid brown on Crown Survey Plan 13650.

Public Plan: Burt Range (25).

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

LB701

File No. 1114/1994.
Ex. Co. No. 0808.**LOCAL GOVERNMENT ACT 1960****PUBLIC WORKS ACT 1902****LAND RESUMPTION**

Road—Clarke Close—Road No. 18668—Shire of Denmark

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Denmark passed at a meeting of the Council held on or about 23 December that piece or parcel of land described in the Schedule hereto, being in the Denmark District has, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 7th day of June 1994, been set apart, taken or resumed for the purpose of the following public work, namely—Road—Clarke Close—Road No. 18668—Shire of Denmark.

And further notice is hereby given that the said piece or parcel of land so set apart, taken, or resumed is marked off and more particularly described on Department of Land Administration LTO Diagram 13178 which may be inspected at the Department of Land Administration, Midland. The additional information contained in the Schedule after the land description is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Charles Henry Simon Offer	Vacant	That portion coloured brown on Diagram 13178 remaining in Certificate of Title Volume 1030 Folio 995.	1 877 m ²

Certified correct this 18th day of May 1994.

GEORGE CASH, Minister for Lands.

Dated this 7th day of June 1994.

MICHAEL JEFFERY, Governor in Executive Council.

ROAD DEDICATION

It is hereby notified the Minister for Lands has approved, pursuant to Section 288 of the Local Government Act, the dedication as public street the roads in the various Municipalities as described in the abovementioned resumption notices.

By Order of the Minister for Lands.

Dated this 17th day of June 1994.

A. A. SKINNER, Chief Executive.

LOCAL GOVERNMENT

LG401

DARDANUP SHIRE COUNCIL**Proposed Temporary Road Closure**

Notice is given of a proposal to temporarily close a section of Twomey Road, Dardanup, for a two year period as from 3 January 1995.

Details of the proposal are available for inspection at the Shire office. Any persons wishing to object to the proposal may do so in writing within a 35 day period following this publication.

C. J. SPRAGG, Shire Clerk.

LG404

DOG ACT 1976

City of Belmont

It is hereby notified for public information that effective from 1 June 1994, the following persons have been appointed under the provisions of the Dog Act 1976 for the Municipality of the City of Belmont—

Registration Officers
Sophia Simpson
Carol Hodder

The following appointments are hereby cancelled—

Registration Officers
Daphne Rector
Christine Harford
Susan Edna Parker
Maureen Kay Kiernan
Mark Garner

B. R. GENONI, Town Clerk.

LG405

LOCAL GOVERNMENT ACT 1960

(Section 191A)

City of Wanneroo

FEES AND CHARGES

It is hereby notified for public information that the Council of the City of Wanneroo resolved on 25 May 1994 to adopt the following fees and charges. The fees and charges will take effect as follows—

- (a) Regular Bookings Indoor Facility Charges—1 January 1995,
- (b) Regular Bookings Outdoor Facility Charges—1 October 1994,
- (c) After School Care Fees—26 July 1994, and
- (d) All other fees and charges—1 July 1994.

OUT OF SCHOOL CARE FEES

Gross Family Income per Week	After School Care							
	1 Child		2nd Child		3rd Child		Each	Additional
	Daily	Weekly	Daily	Weekly	Daily	Weekly	Daily	Child Weekly
	\$	\$	\$	\$	\$	\$	\$	\$
A. Full Fee Relief (CCFRA)	2.95	14.75	2.20	11.00	1.35	6.75	1.05	5.25
B. Partial Fee Relief (CCFRB)	3.90	19.50	2.95	14.75	1.75	8.75	1.40	7.00
C. No Fee Relief (CCFRC)	5.00	25.00	3.75	18.75	2.25	11.25	1.75	8.75
Gross Family Income per Week	School Vacation Care							
	1 Child		2 Children		3 Children		Each	Additional
	Daily	Weekly	Daily	Weekly	Daily	Weekly	Daily	Child Weekly
	\$	\$	\$	\$	\$	\$	\$	\$
A. Health Care Card	9.00	45.00	15.75	78.75	20.25	101.25	4.05	20.25
B. Under \$580	13.00	65.00	22.75	113.75	29.25	146.25	5.85	29.25
C. Over \$580	15.00	75.00	26.25	131.25	33.75	168.75	6.75	33.75

School Vacation Care—Excursion Fee—Per Excursion = \$3.00 per child.

FACILITY HIRE CHARGE TYPE

Recreation Centres

Facility	Aquamotion Wanneroo	Girrawheen/ Koondoola	Sorrento/ Duncraig	Warwick Leisure	Ocean Ridge	Gumblossom	Wanneroo	Yanchep/ Two Rocks	Craigie Leisure
Sports Hall		B	B		B	C	B	B	AA & A
Coffee Lounge		G	G				G		
Meeting Room 1	G	F	F	G			F		H
Meeting Room 2				G				G	
Activity Room 1	F			F	H	E	H	H	B
Activity Room 2		I	H	F	I		I		
Committee Room		I	J			E			
Joyce Donley					H				
Workshop			H	F	H				
Garage/Courtyard		J				I	I		
Kitchen		I	I		I	I	I	I	
Creche	F			F	H			H	D
Playgroup Room			H		H			H	
Function Room				C	E			E	A
Clubroom					H				
Room 3 and 4					F				
Craft Room						H			
Transportable						I			

Badminton Courts 33% of Full Rate (rounded down to nearest 10c) if using less than all available courts.

Senior Citizens Centre

Community
Care CentreWelfare
Centre

Facility	Mildenhall	Wanneroo	Girrawheen	Whitfords	Greenwood/ Warwick	Kingsley
Function Area	H	H	H	H	H	H
Main Hall	D	D	D	D		

HALLS, MULTI-PURPOSE CENTRES, CLUBROOMS AND PAVILIONS

Alexander Heights/Marangaroo	D	Calectasia Community Hall	E
Community Hall		Koondoola Community Hall	C
Dorchester Hall	E	MacDonald Clubrooms	F
Ellersdale Reserve Clubrooms	E	MacDonald Sports Hall	D
Duncraig Community Hall	D	Margaret Cockman Pavilion (Main Hall)	F
Duncraig Community Hall Meeting Room	I	Margaret Cockman Pavilion (Small Hall)	H
Elliot Road Annexe	F	Padbury Hall	D
Elliot Road Clubrooms	E	Penistone Clubrooms	E
Emerald Park Annexe	F	Percy Doyle Clubrooms	E
Girrawheen Scout/Guide Hall	D	Reserve Kiosks	I
Greenwood Scout/Guide Hall	G	Sorrento Community Hall	E
Guy Daniel Clubrooms	F	Wanneroo Civic Centre	B
Hudson Clubrooms	E	Wanneroo Function Centre	D
Jack Kikeros Hall	J	Wanneroo Showground Clubroom	E
Joondalup Pavilion	G	Warrandyte Clubrooms	E
Kingsley Annexe	F	Warwick Community Hall	C
Kingsley Clubrooms	E	Woodvale Clubrooms	E
Kingsley Sports Hall	E	Ocean Reef Hall	C
Emerald Park Clubrooms	E	Warwick Sports Clubrooms	E

FACILITY HIRE CHARGE TYPE AND RATE PER HOUR

Facility Hire Charge Type	"AA"	"A"	"B"	"C"	"D"	"E"	"F"	"G"	"H"	"I"	"J"
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
Commercial	47.40	43.20	38.80	34.60	30.20	26.00	21.60	17.40	13.00	8.80	4.40
Functions	35.60	32.40	29.10	26.00	22.70	19.50	16.20	13.10	9.80	6.60	3.30
Community Groups/Clubs—											
Regular	23.70	21.60	19.40	17.30	15.10	13.00	10.80	8.70	6.50	4.40	2.20
Casual	28.50	26.00	23.30	20.80	18.20	15.60	13.00	10.50	7.80	5.30	2.70

BOOKINGS GENERAL—No refunds will be granted unless special circumstances prevail or on production of a medical certificate. A 20% cancellation fee shall be retained to cover administration costs.

RESERVES AND OTHER OUTDOOR FACILITIES

OUTDOOR TEAM SPORTS—GRASSED AREAS

REGULAR BOOKINGS

High Maintenance

(Rugby League/Union, Football, Soccer etc)—(per Season)

Per Team—\$246.00

Low Maintenance

(Cricket, Hockey, Lacrosse, Athletics, Softball, Baseball etc)—(per Season)

Per Team—\$193.00

OTHER OUTDOOR SPORTS REQUIRING GRASSED AREAS

Archery/Dog Obedience

Per Annum—\$246.00

Model Aircraft—(per Member)

Per Annum—\$6.15

TURF WICKETS

One Wicket

Per Season—\$1 430.00

Two Wickets

Per Season—\$2 858.00

Casual Bookings

Per Day—\$144.00

CASUAL BOOKINGS

ONE DAY SPORTING FIXTURES OR FAIRS

Community Organisations

Full Day—\$70.00

Half Day—\$35.00

Commercial Organisations

Full Day—\$190.00

Half Day—\$96.00

WANNEROO SHOWGROUNDS

Community Organisations

Full Day—\$208.00

Half Day—\$104.00

Commercial Organisations

Full Day—\$347.00

Half Day—\$174.00

HARDCOURT SURFACES

Basketball and Netball

(Day) Per Hour—\$5.00

(Evening) Per Hour—\$7.00

Basketball and Netball Clubs affiliated with the Wanneroo Districts Basketball and Netball Association and resident in the City of Wanneroo shall be charged 50% of casual hourly rate when using courts on seasonal basis.

Tennis (Per Court)

(Day) Per Hour—\$5.00

(Evening) Per Hour—\$7.00

Tennis Coaches (Per Court)

(Day) Per Hour—\$7.00

(Evening) Per Hour—\$9.00

Tennis Clubs (Per Court)

(Day) Per Annum—\$67.00

(Evening) Per Annum—\$77.00

Tennis Clubs shall be required to pay casual rates for any courts used outside those time slots originally allocated. Casual users shall be granted access to courts during club periods if members are not using them. Normal hire charges shall be paid to Council for any such use.

Day rates apply between 8.30 am and 6.00 pm and night rates apply between 6.00 pm and midnight.
Note: Plus \$30.00 per hour after midnight.

RECREATION AND CULTURE

BEACH HOUSE YANCHEP NATIONAL PARK

Overnight Stay

Per Night—\$26.00

Day Use

Per Day—\$11.00

Meetings

Per Hour—\$2.50

COCKMAN HOUSE

Admission Charge

Adults—\$1.00

Children/Pensioners—\$0.50

School Groups—\$0.50

Per Wedding (Maximum 2 hours)

House and Grounds—\$50.00

Grounds only—\$25.00

Games Trailer

Weekend—\$36.00

Week Day—\$24.00

Bond-Refundable—\$30.00

AQUATIC CENTRES

	Craigie Leisure Centre	Aquamotion (Wanneroo)
Swimming Pool Entry—		
Adults (16 years +)	\$3.00	\$2.70
Children (4-16 years)	\$1.60	\$1.50
Children (under 4 years)	Free	Free
Aged Pensioners	\$1.60	\$1.50
Concession Card Holders	\$2.00	\$1.50
Student Concession	\$2.00	\$1.50
Spectators	\$1.00	\$1.00
Sauna/Spa		
Persons 18 years and over only	\$2.80	\$2.70
Aged Pensioners	\$1.60	\$1.50
Concession Card Holders	\$2.00	
Student Concession	\$2.00	
Fitness Room (Gymnasium)	\$7.00	\$3.80
Creche—		
Per Hour—First Child	\$1.30	
Per Hour—Subsequent Children in Family	\$1.30	
Swimming Lessons—		
Adult	\$7.00	\$7.00
Children	\$6.50	\$6.50
Parent/Child	\$4.00	\$4.50
Education Department—		
Vacation	\$1.20	\$1.20
School in Term	\$1.20	\$1.00
Private School Lessons	\$1.20	\$1.00
Asthma Foundation—		
Children	\$1.20	\$1.00
Club—		
Adult	\$3.00	\$2.70
Children	\$1.60	\$1.50
Hire of Swim Aids—		
Each Item	\$1.20	\$1.20
Hire of Centre (excluding Rec Room)—		
Commercial Organisations	\$840.00	
Non Commercial Organisations	\$420.00	
Hire of Recreation Room—		
Per Hour—Commercial Organisations		\$21.00
Per Hour—Functions		\$15.80
Per Hour—Community Organisations		
Casual		\$12.60
Regular		\$10.50
Hire of Activity Room or Creche—		
Per Hour—Commercial Organisations		\$16.80
Per Hour—Functions		\$12.60
Per Hour—Community Organisations		
Casual		\$10.10
Regular		\$8.40

	Craigie Leisure Centre	Aquamotion (Wanneroo)
Setting Up Time—		
Per Hour	\$10.00	
Bonds (Refundable)—		
Aquatic Centre	\$400.00	\$400.00
Recreation Room		\$200.00
Concession Fees—		
Family Swim (2 Adults & Dependant Children)	\$7.50	\$7.00
Activity/Swim Ticket—paid in addition to activity charge	\$2.00	
Activity/Swim Ticket		\$5.40
Activity/Sauna/Spa Ticket—paid in addition to activity charge	\$2.00	
Activity/Sauna/Spa Ticket		\$5.40
Multi Activity Ticket	\$8.50	\$7.60
Fitness Appraisal Fee	\$40.00	\$36.00
Fitness Re-Appraisal Fee	\$20.00	\$20.00
Massage—		
Half Hour	N/A	\$20.00
One Hour	N/A	\$25.00
Gym Programme (Personal)	\$25.00	\$20.00
Aerobics	\$4.80	\$4.00
Aquarobics	\$4.50	\$4.00
Vacation Swimming Lessons Education Department (Include One Adult Spectator)		
10 Tickets	\$12.00	\$12.00
Concession Book—		
Adult Swim—10 Tickets (10% Discount)		
Junior Swim—20 Tickets (15% Discount)		
Gymnasium—50 Tickets (20% Discount)		
Spectators		
Aerobics		
Aquarobics		
Annual Membership (Full)—		
Per Person	\$599.00	
Monthly Billing—		
1st Payment	\$156.00	
9 x Per Month	\$52.00	
Off Peak Seniors—		
Per Person	\$479.00	
Monthly Billing—		
1st Payment	\$129.00	
9 x Per Month	\$43.00	
6 Month Membership (Full)—		
Per Person	\$325.00	
Monthly Billing—		
1st Payment	\$174.00	
3 x Per Month	\$58.00	
3 Month Membership (Full)—		
Per Person	\$185.00	\$175.00
1 Month Membership (Full)—		
Per Person	\$75.00	\$65.00
Corporate Membership (4 or More People)—		
Per Person		\$350.00
Private Membership—		
Per Person—12 Months		\$450.00
Monthly Billing (min. 6 months via Accounts Debit)—		
Per Month		\$45.00

NOTE: User Groups requiring facilities to be open beyond the normal hours of operation are responsible for addition costs incurred.

AQUAMOTION WANNEROO: Off Peak Membership discounts are available to all Senior Citizens, full time students and Unemployment/Sickness Benefit recipients—25% off regular price. Valid only 7.00 am-4.00 pm Monday to Thursday plus all day Friday to Sunday.

GOLF COURSES

	Marangaroo	Carramar
WEEKENDS/PUBLIC HOLIDAYS—		
18 Holes	\$12.00	\$15.00
9 Holes	\$7.00	\$10.00
9 Holes (extra)	\$5.00	\$5.00
WEEKDAYS—		
18 Holes	\$10.00	\$12.00
9 Holes	\$6.00	\$8.00
9 Holes (extra)	\$4.00	\$4.00

	Marangaroo	Carramar
CONCESSIONS—		
18 Holes	\$7.00	\$9.00
9 Holes	\$4.00	\$5.00
9 Holes (extra)	\$3.00	\$4.00

NOTE: Concession rates are applicable to—

- (1) Pensioners during weekdays only.

Pensioner Concession Card or Senior Card must be produced.

- (2) Students who hold concession cards issued by Course controllers on behalf of City of Wanneroo.

Normal Fees are applicable to pensioners for weekends and public holidays.

R. F. COFFEY, Town Clerk.

LG406

CITY OF COCKBURN South Lake Leisure Centre

It is hereby notified for public information the Council of the Municipality of Cockburn has resolved to apply the following fees at the South Lake Leisure Centre effective from the 1st July 1994.

Facility/Item	Fee \$
Adult Entry	2.60
Adult Combined	4.00
Student Entry	1.60
Student Combined	2.50
Pensioner	1.50
Spectator	1.00
School	1.00
Sauna	4.50
Spa	4.50
Gymnasium	4.50
Creche	2.00
Aerobics	4.50
Step Aerobics	4.50
Aquarobics	4.50
Hydrobics	3.00
Over 50s	4.00
Adult Swimming Lessons—	
(Up-front payment)	65.00
(Weekly payment)	70.00
Students Swimming Lessons—	
(Up-front payment)	65.00
(Weekly payment)	70.00
Senior Team registration	75.00
Junior Team registration	30.00
Adult Vouchers x 10	23.40
Adult Vouchers x 20	44.20
Adult Vouchers x 50	104.00
Student Vouchers x 10	14.40
Student Vouchers x 20	27.20
Student Vouchers x 50	64.00
Pensioner Vouchers x 10	13.50
Pensioner Vouchers x 20	25.50
Pensioner Vouchers x 50	60.00
Single member x 1 month	60.00
Single member x 3 months	115.00
Single member x 6 months	180.00
Single member x 1 year	325.00
Joint member x 1 month	90.00
Joint member x 3 months	180.00
Joint member x 6 months	285.00
Joint member x 1 year	475.00
Total member x 3 months	180.00
Total member x 6 months	285.00
Total member x 1 year	475.00

Facility/Item	Fee \$
Off-peak member x 3 months	85.00
Off-peak member x 6 months	135.00
Off-peak member x 1 year	225.00
Vacation Swimming Vouchers—	
(One Child)	22.50
(Two Children)	35.00
(Three Children)	47.50
(Four Children)	60.00

R. W. BROWN, City Manager/Town Clerk.

LG901

LOCAL GOVERNMENT ACT 1960

City of Kalgoorlie-Boulder

Proposed Loan Number 301

Pursuant to section 610 of the Local Government Act (1960) the Council of the City of Kalgoorlie-Boulder hereby gives notice that it proposes to borrow money by the sale of debentures, repayable at the office of the lender, on the following terms—

1. Amount: Not exceeding \$1 700 000.00.
2. Repayment: Quarterly instalments of principal and interest.
3. Purpose: Refinancing of existing debt (Council Purpose Loans).
4. Term: For a period not exceeding 10 years.

Proposed Loan Number 302

1. Amount: Not exceeding \$4 700 000.00.
2. Repayment: Quarterly instalments of principal and interest.
3. Purpose: Refinancing of existing debt (Sewerage Construction Loans).
4. Term: For a period not exceeding 10 years.

Proposed Loan Number 303

1. Amount: Not exceeding \$6 000 000.00.
2. Repayment: Quarterly instalments of principal and interest.
3. Purpose: Refinancing of existing debt (Airport Construction Loans).
4. Term: For a period not exceeding 8 years.

R. S. YURYEVICH, Mayor.
I. P. STRUGNELL, Town Clerk.

LG902

LOCAL GOVERNMENT ACT 1960

Shire of Esperance

NOTICE OF INTENTION TO BORROW

Proposed Loan No. 257—\$50 000

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

Amount: \$50 000

Repayment: Quarterly instalments of principal and interest

Purpose: Extensions to the Esperance Football Clubrooms.

Term: Ten (10) years.

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

Note: The Esperance Football Club has accepted responsibility for the repayments to this loan.

Dated this 10th day of June 1994.

I. S. MICKEL, President.
R. T. SCOBLE, Shire Clerk.

LG903

LOCAL GOVERNMENT ACT 1960*Shire of Mundaring***PROPOSED LOAN NUMBER 162**

Pursuant to section 610 of the Local Government Act 1960, the Council of the Shire of Mundaring hereby gives notice that it proposes to borrow money by the sale of debentures, repayable at the office of the lender, on the following terms:

Amount: Not exceeding \$486 200.18

Repayment: Semi-annual instalments of principal and interest

Purpose: Refinancing of existing debt

Term: For a period not exceeding four (4) years

MAIN ROADS

MA401

MRWA 42-52-HV2.

MAIN ROADS ACT 1930**PUBLIC WORKS ACT 1902****NOTICE OF INTENTION TO TAKE OR RESUME LAND**

The Minister for Works hereby gives notice, in accordance with the provisions of Section 17 (2) of the Public Works Act 1902, that it is intended to take or resume under Section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in the Capel District, for the purpose of the following public works namely, construction of the Capel Bypass (SLK Section 23.50-28.20) and that the said pieces or parcels of land are marked off on LTO Plans 18615 and 18616 which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
1.	Gary Ernest Scott	Commissioner of Main Roads vide Caveat F008745	Portion of Wellington Location 392 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1068 Folio 372.	5.6437 ha
2.	Westralian Sands Limited	Commissioner of Main Roads vide Caveat F081929	Portion of Wellington Location 2200 and being part of Lot 3 on Plan 17546 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1879 Folio 34.	1 628 m ²
3.	Gary Ernest Scott	Commissioner of Main Roads vide Caveat F008745	Portion of Stirling Lot 40 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1776 Folio 701.	4915 m ²
4.	Clive Chadwick Hutton	Commissioner of Main Roads vide Caveat F106803	Portion of Wellington Location 2199 and being Lot 1 on Diagram 59138 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1879 Folio 31.	1 513 m ²
5.	Gary Ernest Scott	Commissioner of Main Roads vide Caveat F008745	Portion of Stirling Lot 35 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 718 Folio 100.	1.6730 ha
6.	Thelma Doris Turner	Commissioner of Main Roads vide Caveat F307299	Portion of Stirling Lot 24 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1887 Folio 429.	1.4872 ha

No.	Owner or Reputed Owner		Occupier or Reputed Occupier	Description	Area
7.	Gary Ernest Scott		Commissioner of Main Roads vide Caveat F008745	Portion of Stirling Lot 23 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 761 Folio 155.	3 985 m ²
8.	Thelma Turner	Doris	Commissioner of Main Roads vide Caveat F307299	Portion of Stirling Lot 25 now comprised in Plan 18615 and being part of the land contained in Certificate of Title 1114 Folio 832.	1.6180 ha
9.	Julie Rae Flockart and Jennifer Anne Gibbings		J. R. Flockart and J. A. Gibbings and Commissioner of Main Roads vide Caveat F403008	Portion of Stirling Lot 27 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1496 Folio 634.	1.2583 ha
10.	Thelma Turner	Doris	Commissioner of Main Roads vide Caveat F307299	Portion of Stirling Lot 18 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1777 Folio 908.	1.0252 ha
11.	Thelma Turner	Doris	Commissioner of Main Roads vide Caveat F307299	Portion of Stirling Lot 19 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1777 Folio 908.	4 694 m ²
12.	Gary Ernest Scott		Commissioner of Main Roads vide Caveat F008745	Portion of Stirling Lot 20 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1508 Folio 63.	3 487 m ²
13.	Patrick James Doherty and Karen Ann Doherty		Commissioner of Main Roads vide Caveat F489898	Portion of Stirling Lot 31 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1994 Folio 715.	361 m ²
14.	Westralian Sands Limited		Commissioner of Main Roads vide Caveat F081929	Portion of Capel Suburban Lot 52 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1311 Folio 957.	1 026 m ²
15.	Westralian Sands Limited		Commissioner of Main Roads vide Caveat F081929	Portion of Capel Suburban Lot 51 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1311 Folio 956.	227 m ²
16.	Thelma Turner	Doris	Commissioner of Main Roads vide Caveat F307299	Portion of Capel Suburban Lot 46 and being part of Lot 4 on Diagram 66101 now comprised in Plan 18615 and being part of the land contained in Certificate of Title Volume 1671 Folio 695.	533 m ²
17.	Thelma Turner	Doris	Commissioner of Main Roads vide Caveat F307299	Portion of Stirling Estate Lot 16 now comprised in Plan 18616 and being part of the land contained in Certificate of Title Volume 1013 Folio 93.	2.5784 ha
18.	Benjamin James Henry Prowse		Commissioner of Main Roads	Portion of Leschenault Location 46 and being part of Lot 2 on Plan 2195 now comprised in Plan 18616 and being part of the land contained in Certificate of Title Volume 1518 Folio 71.	2 192 m ²

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
19.	Jean Margaret Hayes	Commissioner of Main Roads vide Caveat F059384	Portion of Leschenault Location 46 and being part of Lot 174 on Diagram 54577 now comprised in Plan 18616 and being part of the land contained in Certificate of Title Volume 1806 Folio 611.	19.8437 ha
20.	Jean Margaret Hayes	J. M. Hayes	Portion of Wellington Location 660 now comprised in Plan 18616 and being part of the land contained in Certificate of Title Volume 270 Folio 22A.	2 203 m ²

Dated this 15th day of June 1994.

D. R. WARNER,
Director Corporate Services.

MA402

MRWA 41-25-209VB.

**MAIN ROADS ACT 1930
PUBLIC WORKS ACT 1902**

NOTICE OF INTENTION TO TAKE OR RESUME LAND

The Minister for Works hereby gives notice, in accordance with the provisions of Section 17 (2) of the Public Works Act 1902, that it is intended to take or resume under Section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in the Canning District, for the purpose of the following public works namely, provision of a Right of Way associated with the Albany Highway Policy Plan (7.78 SLK) and that the said pieces or parcels of land are marked off on MRWA Drawing 9225-174 which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
1.	Joseph M O'Dea Nominees Pty. Ltd.	Joseph M. O'Dea Nominees Pty. Ltd.	Portion of Canning Location 2 and being part of Lot 76 on Plan 132 and being part of the land comprised in Certificate of Title Volume 1971 Folio 475.	252 m ²

Dated this 15th day of June 1994.

D. R. WARNER, Director Corporate Services.

MA403

**PUBLIC WORKS ACT 1902
SALE OF LAND**

MRWA 42-23-78VB and 42-23-81VB.

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

Land

Portion of Wellington Location 1 and being part of Lot 13 on Diagram 72903 and being the whole of the land comprised in Certificate of Title Volume 1920 Folio 972.

Portion of Wellington Location 1 and being part of Lot 25 on Diagram 44046 and being the whole of the land comprised in Certificate of Title Volume 1936 Folio 515.

Dated this 15th day of June 1994.

D. R. WARNER, Director Corporate Services.

MA404

PUBLIC WORKS ACT 1902**SALE OF LAND**

MRWA 10-278V5.

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

Land

Moora Suburban Lot 43 and being the whole of the land comprised in Certificate of Title Volume 1727 Folio 180.

Dated this 15th day of June 1994.

D. R. WARNER, Director Corporate Services.

MINERALS AND ENERGY

MN301

EXPLOSIVES AND DANGEROUS GOODS ACT 1961**EXPLOSIVES AMENDMENT REGULATIONS 1994**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Explosives Amendment Regulations 1994*.

Principal regulations

2. In these regulations the *Explosives Regulations 1963** are referred to as the principal regulations.

[* Reprinted in the Gazette of 13 January 1981 at pp. 53-98.
For amendments to 27 April 1994 see 1993 Index to Legislation of Western Australia, Table 4, pp. 72-73, and Gazette of 11 January 1994.]

Regulation 103 amended

3. Regulation 103 (2) of the principal regulations is amended by deleting paragraph (l).

Regulation 104 amended

4. Regulation 104 (2) of the principal regulations is amended by deleting "and shall specify in the license the maximum weight of explosives which may be carried on the vehicle".

First Schedule repealed

5. The First Schedule to the principal regulations is repealed.

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

MN401**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Minerals and Energy,
Meekatharra.

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 provision of section 96 (1) (a) for breach of covenant, *viz.* non-payment of rent.

S. A. HEATH, Warden.

To be heard in the Warden's Court Meekatharra on the 6th July 1994.

MURCHISON MINERAL FIELD**Prospecting Licence**

51/1815—Neville John Northey.

EAST MURCHISON MINERAL FIELD**Prospecting Licence**

53/672—Talbot Proprietary Limited.
53/673—Talbot Proprietary Limited.
53/674—Talbot Proprietary Limited.
53/675—Talbot Proprietary Limited.
53/676—Talbot Proprietary Limited.
53/761—SIPA Resources Limited.
53/762—SIPA Resources Limited.
53/763—Mandor Mining Proprietary Limited.
53/764—Mandor Mining Proprietary Limited.

MN402**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Minerals and Energy,
Carnarvon.

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 provision of section 96 (1) (a) for breach of covenant, *viz.* non-payment of rent.

S. A. HEATH, Warden.

To be heard in the Warden's Court Carnarvon on the 8th August 1994.

ASHBURTON MINERAL FIELD**Prospecting Licence**

08/395—Blair, Ian Donald; Jones, Gordon Robert; Van Uden, John.
08/421—Smistik, Martin; Telfre, James Edward.
08/422—Bellotti, Rodney Laurence; Bellotti, Barry John; Bellotti, Roy James (Jnr); Peck, Stewart;
Johnson, Lionel.
08/424—Van Stroe, John.

MN403**MINING ACT 1978**

Department of Minerals and Energy,
Perth.

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

GEORGE CASH, Minister for Mines.

PHILLIPS RIVER MINERAL FIELD

Mining Lease 74/45—Janos Locsei.

MN404

MINING ACT 1978

Department of Minerals and Energy,
East Perth 6000.

I hereby declare in accordance with the provisions of section 96A (1) and 97 (1) of the Mining Act 1978, that the undermentioned mining tenements are forfeited for breach of covenant *viz*; non-payment of rent.

GEORGE CASH, Minister for Mines.

Number; Holder; Mineral Field.

Exploration Licences

15/298—Biddle, Kim David; Vergo, Philip Rockie; Coolgardie.

63/354—Deep Mining Pty Ltd; Nickelseekers Ltd; Dundas.

General Purpose Lease

45/8—Duffy, Allan Patrick; Duffy, Peter James; Pilbara.

Gold Mining Leases

36/1483—Dorph-Petersen, Alfred Henning; Dorph-Petersen, Charles Viggo; East Murchison.

47/530—Malmagra Nominees Pty Ltd; Manjian, Loucine; Shemmessian, Vartkes; West Pilbara.

PARLIAMENT

PA401

PARLIAMENT OF WESTERN AUSTRALIA

Bill Assented To

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

Short Title of Bill

Commission on Government Bill 1994

Date of Assent

10 June 1994

Act No.

20 of 1994

L. B. MARQUET, Clerk of the Parliaments.

PLANNING AND URBAN DEVELOPMENT

PD401

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT*City of Armadale*

Town Planning Scheme No. 3—Amendment No. 1

Ref: 853/2/22/6, Pt. 1.

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 June 11, 1994, for the purpose of adding new Clauses, 11.14 Delegation and 11.15 Exemption from Liability to the Scheme Text as follows:

11.14 DELEGATION

- 11.14.1. The Council may either generally, or in a particular case or a particular class of cases by resolution passed by an absolute majority of the Council delegate to an officer or officers of the Council the authority to deal with an application for development approval or planning consent made under this Scheme.
- 11.14.2. The delegation of authority made by the Council pursuant to subclause 11.14.1 shall have effect for the period of twelve (12) months following the resolution, unless the Council stipulates a lesser period in the resolution.
- 11.14.3. A delegation of authority pursuant to the provisions of this clause has effect and may be exercised according to its tenor but is revocable at the will of the Council and does not preclude the Council from exercising the power. The performance of the function by a delegate under subclause 11.14.1 shall be deemed to be the performance of the function by the Council in all circumstances where the Council is able to delegate its powers.

11.14.4. Without affecting the generality of the provisions of this clause, where in the exercise of any power under this Scheme the Council is required to form any opinion or view or have any state of mind or to consider or have due regard to any matter then that requirement shall be satisfied if a committee or person exercising delegated authority in respect of that power performs the function.

11.14.5. A resolution to revoke or amend a delegation under this clause may be passed by a simple majority.

11.14.6. The officer or officers exercising power delegated pursuant to the provisions of this clause shall comply with the provisions of the Scheme governing the exercise of the power by the Council, in so far as such provisions are reasonably applicable.

11.15 EXEMPTION FROM LIABILITY

A person who is or has been a delegate of the Council is not personally liable for anything done or omitted in good faith in, or in connection with, the exercise or purported exercise of any powers conferred, or the carrying out of any duty imposed on the Council by this Scheme.

R. C. STUBBS, Mayor.
J. W. FLATOW, City Manager/Town Clerk.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928 APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Armadale

Town Planning Scheme No. 2—Amendment No. 98

Ref: 853/2/22/4, Pt. 98.

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 June 11, 1994, for the purpose of adding new Clauses, 7.10 Delegation and 7.11 Exemption from Liability to the Scheme Text as follows:

7.10 DELEGATION

7.10.1. The Council may either generally, or in a particular case or a particular class of cases by resolution passed by an absolute majority of the Council delegate to an officer or officers of the Council the authority to deal with an application for development approval or planning consent made under this Scheme.

7.10.2. The delegation of authority made by the Council pursuant to sub-clause 7.10.1 shall have effect for the period of twelve (12) months following the resolution, unless the Council stipulates a lesser period in the resolution.

7.10.3. A delegation of authority pursuant to the provisions of this clause has effect and may be exercised according to its tenor but is revocable at the will of the Council and does not preclude the Council from exercising the power. The performance of the function by a delegate under sub-clause 7.10.1 shall be deemed to be the performance of the function by the Council in all circumstances where the Council is able to delegate its powers.

7.10.4. Without affecting the generality of the provisions of this clause, where in the exercise of any power under this Scheme the Council is required to form any opinion or view or have any state of mind or to consider or have due regard to any matter then that requirement shall be satisfied if a committee or person exercising delegated authority in respect of that power performs the function.

7.10.5. A resolution to revoke or amend a delegation under this clause may be passed by a simple majority.

7.10.6. The officer or officers exercising power delegated pursuant to the provisions of this clause shall comply with the provisions of the Scheme governing the exercise of the power by the Council, in so far as such provisions are reasonably applicable.

7.11 EXEMPTION FROM LIABILITY

A person who is or has been a delegate of the Council is not personally liable for anything done or omitted in good faith in, or in connection with, the exercise or purported exercise of any powers conferred, or the carrying out of any duty imposed on the Council by this Scheme.

R. C. STUBBS, Mayor.
J. W. FLATOW, City Manager/Town Clerk.

PD403

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Bunbury

Town Planning Scheme No. 6—Amendment No. 144

Ref: 853/6/2/9, Pt. 144.

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 11 June 1994, for the purpose of:

1. Rezoning part of Portion of Leschenault Location 30, Morrissey Street, Bunbury from 'Parks, Recreation and Drainage (Non-restricted)' Reserve to 'Residential' with a coding of R15 as depicted on the amending map.
2. Zoning part of Portion of Leschenault Location 30, Morrissey Street, Bunbury from not being zoned to 'Parks, Recreation and Drainage (Non-restricted)' Reserve and 'Residential' with a coding of R15 as depicted on the amending map.

E. C. MANEA, Mayor.

G. P. BRENNAN, Town Clerk.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of South Perth

Town Planning Scheme No. 5—Amendment No. 17

Ref: 853/2/11/7, Pt. 17.

Notice is hereby given that the City of South Perth has prepared the abovementioned scheme amendment for the purpose of introducing Tree Preservation Controls to the Scheme.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Sandgate Street, South Perth and at the State Planning Commission/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 29 July 1994.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 29 July 1994.

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.

PD405

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Stirling

District Planning Scheme No. 2—Amendment No. 224

Ref: 853/2/20/34, Pt. 224.

Notice is hereby given that the City of Stirling has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 100 corner Wishart Street and North Beach Road, Gwelup from "Special Use Zone—Consulting Rooms Group Practice" to "Residential R40".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Civic Place, Stirling and at the State Planning Commission/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 15 July 1994.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 15 July 1994.

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. BRAY, Town Clerk.

PD406**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION***City of Stirling*

District Planning Scheme No. 2—Amendment No. 225

Ref: 853/2/20/34, Pt. 225.

Notice is hereby given that the City of Stirling has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 208 and 209, H.Nos 199 and 201 corner Main and Federal Streets, Osborne Park from "Service Station" to "Business".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Civic Place, Stirling and at the State Planning Commission/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 29 July 1994.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 29 July 1994.

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. BRAY, Town Clerk.

PD407**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Shire of Albany*

Town Planning Scheme No. 3.2B—Amendment No. 3

Ref: 853/5/4/12, Pt. 3.

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

1. adding the new definitions of "craft studio" and "home occupation".
2. altering Table 1 to Clause 3.2 accordingly.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Mercer Road, Albany and at the State Planning Commission/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 29 July 1994.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 29 July 1994.

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. F. SCHEGGIA, Chief Executive Officer.

PD408**TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Busselton*

Town Planning Scheme No. 5—Amendment No. 220

Ref: 853/6/6/6, Pt. 220.

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 June 11, 1994 for the purpose of—

1. Rezoning a portion of Sussex Location 1684 Harmans Road South, Willyabrup from 'General Farming' to 'Restricted Use' as depicted on the amending map; and,

2. Amending the Scheme Text by adding to 'Appendix V—Restricted Use Zones', the following;

Street	Particulars	Only use permitted
Harmans Road South	Eastern Portion of Sussex Location 1684.	<p>Landuse</p> <ol style="list-style-type: none"> 1. The following uses are Permitted: <ol style="list-style-type: none"> a. Intensive Farming; b. Eating house; c. Private recreation; d. Lavender cultivation; e. Art and craft workshop; f. Art and craft sales outlet, with a maximum floor area of 100 square metres; g. Barbecues; h. One Managers Residence; and, i. Ancillary Uses which are determined by Council to be of a minor nature, incidental to and complementary to the predominant land uses occurring on the lot and within the intent of the zoning amendment to permit the approval of an intensive agricultural activity with non-residential tourist facilities.

Development

2. Development of the land shall be generally in accordance with a detailed Guide Development Plan of the layout adopted by Council, and endorsed by the Shire Clerk.
3. Development of the eating house, Art and Craft Workshop (and associated sales outlet), barbecues and ancillary uses shall only be permitted following establishment of the Lavender Farm to the satisfaction of Council.
4. The Development Guide Plan shall have due regard to the following requirements to the satisfaction of Council:
 - a. Building Setback distances from adjoining land zoned 'Intensive Farming' should be adequate to ensure the continued use of land for this purpose is not prejudiced.
 - b. The need to protect and preserve existing vegetation.
 - c. New development does not visually intrude on the landscape.
5. Buildings shall be designed and constructed of materials which allow it to blend into the landscape of the locality.

Vegetation

6. No trees or substantial vegetation shall be felled or removed from the land except where:
 - a. It is required for approved development works.
 - b. Trees are dead, diseased or dangerous.

Services

7. No development shall be permitted without the development being connected to a water supply system provided to the satisfaction of the local authority and the Public Health Department.

Street	Particulars	Only use permitted
		<p>8. No development shall be permitted without the development being connected to an acceptable effluent disposal facility to the satisfaction of the local authority and the Public Health Department.</p> <p>9. Effluent disposal systems are to be located a minimum of 100 metres from the high water mark of Red Gully Creek.</p> <p>10. A minimum depth of 2.0 metres is to be maintained between the base of any leach drains and groundwater or bedrock.</p> <p>Road Upgrading</p> <p>11. As a condition of Approval to Commence Development Council will require a contribution to the upgrading of that portion of Harmans Road South which abuts the site.</p> <p>Stream Protection</p> <p>12. Within 15 metres either side of Red Gully Creek shall be a Stream Protection Area and the following conditions will apply:</p> <ul style="list-style-type: none"> a. Dams may not be constructed, nor the flow of water artificially retarded unless with the prior approval of the Water Authority of Western Australia (WAWA) and Council. Dams existing prior to the gazettal of this amendment are to be maintained in a safe condition to the satisfaction of the WAWA and the Council and their use is to remain consistent with that existing prior to the amendments gazettal. b. Pumping or diversion of water from the Stream Protection Area is not permitted unless with the prior approval of the WAWA and the Council. c. Modification to a stream course, bed or banks is not permitted unless with the prior approval of the WAWA and the Council. d. If, in the opinion of WAWA and the Council the activities of livestock within the Stream Protection Area are contributing to erosion, pollution of the stream or the degradation of vegetation, the landowner may be required to erect and maintain a fence of satisfactory standard in order to protect the area and exclude livestock therefrom. e. Cultivation of land or spraying of pesticides or herbicides, or the application of non-nitrogenous fertiliser is not permitted unless with the prior approval of the WAWA and the Council, but the provision does not preclude the carrying out of control for weeds or pests in accordance with the requirements of the Agriculture Protection Board.

M. SULLY, President.
I. STUBBS, Shire Clerk.

PD409

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Busselton

Town Planning Scheme No. 5—Amendment No. 277

Ref: 853/6/6/6, Pt. 277.

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 11 June 1994, for the purpose of:

1. Rezoning proposed Lot 1 Sussex Location 4336 and Portion 2877 corner Johnson and Pusey Roads, Wilyabrup from 'General Farming' to 'Restricted Use'; and,
2. Amending the Scheme Text by adding to 'Appendix V—Restricted Use Zones', the following:

Street	Particulars	Only Use Permitted
Cnr Johnson and Pusey Roads	Proposed Lot 1 Sussex Location 4336 and Portion 2877	<ol style="list-style-type: none"> 1. The following uses are permitted: <ul style="list-style-type: none"> —Rural Pursuit; —One dwelling house; —Production and sale of wine, beer and agricultural produce produced on site; —Tasting of wine and beer; and, —Licensed restaurant. 2. The following uses are permitted subject to Council approval: <ul style="list-style-type: none"> —Art and craft showroom and sales; and, —One manager/caretaker's house. 3. Development of the site shall be generally in accordance with a Guide Development Plan approved by Council.

R. TOGNELA, President.
I. STUBBS, Shire Clerk.

PD410

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Dardanup

Town Planning Scheme No. 3—Amendment No. 52

Ref: 853/6/9/6, Pt. 52.

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 11 June 1994, for the purpose of:

- (1) Amend Part 1—Arrangement of Scheme Text

Clause 3.4 to now read "Grouped Dwelling Requirements"
- (2) Amend Part 2—Zones Classification
 - *Insert new Zone 1A—Residential
 - *Renumber Zone 1A to 1B
 - *Renumber Zone 1B to 1C
- (3) Amend clause 3.2.5 to read as follows

3.2.5 Unless otherwise provided for in the Scheme Text, where a lot is zoned Residential, the Residential Code Density applicable to the land shall be shown on the Scheme Maps.
- (4) Insert New Clause

3.2.6 Subject to the provisions of clause 3.2.5 and notwithstanding any other provision of the Scheme, where no Residential Code Density has been identified on the Scheme Maps, the R12.5 Coding shall apply.

- (5) Delete heading "Residential Planning Codes: Variations and Exclusions" and insert new heading "Special Application of Residential Planning Codes".
- (6) Amend Clause 3.3.1
By deleting "clauses 3.3.2 and 3.3.3" and inserting "clause 3.4.1 and 3.4.2."
- (7) Delete Clauses 3.3.2 and 3.3.3
- (8) Renumber
Clause 3.3.4 to Clause 3.3.2
Clause 3.3.5 to Clause 3.3.3
Clause 3.3.6 to Clause 3.3.4
Clause 3.3.7 to Clause 3.3.5
Clause 3.3.8 to Clause 3.3.6
Clause 3.3.9 to Clause 3.3.7
- (9) Delete heading before Clause 3.4
DEVELOPMENT LIMITED BY LIQUID WASTES DISPOSAL
- (10) Delete
Clause 3.4
- (11) Insert new heading and clauses
GROUPED DWELLING REQUIREMENTS
3.4
3.4.1 For development of not more than two grouped dwellings in the "Residential" zone, Council may, in a particular case but only where sewerage is available, modify the development standards to the R20 Code requirements.
3.4.2 In the area zoned "Residential" where a lot has an area in excess of 1 050 m² and is sewered, Council may consider approval of a group dwelling in accordance with the R30 Code of the Residential Planning Code.
3.4.3 Notwithstanding anything elsewhere contained in the scheme, all group dwellings are required to be connected to reticulated sewerage.
3.4.4 In considering an application for approval of a group dwelling, the Council shall give notice of the application in accordance with Clause 7.2.2 of the Scheme.
3.4.5 Council may refuse to issue approval for any particular type of development if in its opinion no sufficient provision is or can be made for the disposal of liquid wastes.
- (12) Amend Clause 7.2.1 of Scheme to read
"The Council shall in the case of a use marked "AP" in the Zoning Table, and may in the case of a use marked "PS" in the Zoning Table, or in any other cases in which application is made for special approval, require that notice be given to ratepayers likely to be effected by the granting of such special approval".
- (13) Amend Clause 7.2.2 of Scheme to read
"Where the Council is required or decides to give notice in accordance with the provisions of Clause 7.2.1, the Council shall cause 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 one calendar month 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 one calendar month 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 one calendar month from the date of publication of the notice referred to in paragraph (b) of this Clause."
- (14) Delete Clause 7.2.3 and insert new Clause as follows
"After expiration of one calendar month 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."
- (15) Delete Clause 7.2.4
- (16) Renumber Clause 7.2.5 to 7.2.4 and Clause 7.2.6 to 7.2.5 respectively
- (17) Amend Appendix 1—Zoning Table
*Delete the word "Single" from "Single Residential Zone"
*Delete "Grouped Residential Zone" and "Multiple Residential Zone" columns
*Delete "P" use for "Two Grouped Dwellings" in the "Residential" zone and insert "AP" use for "Two Grouped Dwellings" in the "Residential" zone.

*Delete the words "Attached house and" from the Use Type 1.3 and insert "More than two" to read "More than two grouped dwellings"

*Insert "AP" use for "More than two Grouped Dwellings" in the "Residential Zone"

*Delete Use Type 1.4 "building not more than two storeys"

*Renumber Use Types 1.5 to 1.4, 1.6 to 1.5 and so on until 1.17 to 1.16

*Insert "AP" Use for "Multiple Dwelling" in the "Residential Zone"

*Insert "IP" Use for "Shop within a Residential Building" in the "Residential Zone"

*Insert "IP" use for "Laundromat" in the "Residential Zone"

*Insert "AP" use for "Childminding" in the "Residential Zone"

(18) Amend Appendix VIII—Additional Requirements—Small Holding Zones, Area 3—Wells to read as follows:

Area 3: Wells Wellington Location 4352 as shown on the Scheme Map.

1. Subdivision and Development Criteria:

- (a) No further subdivision will be supported by Council within the land described as Area 3: Wells, being Wellington Location 4352 as shown on the Scheme Map.
- (b) The use of barbed wire, asbestos, fibro cement or metal sheeting as boundary fencing material will not be permitted.
- (c) No landowner shall cut down, remove or otherwise destroy any vegetation unless written consent is obtained from Council.
- (d) The Council may require any land owner within the area to plant, or cause to be planted trees which are native to the locality adjacent to front and side boundaries for the purpose of providing screening to adjoining properties.
- (e) All dwellings within the area shall have external walls constructed of brick unless in the opinion of the Council the design and materials of the proposed dwelling are of a sufficiently high standard to complement and blend in with the environment of the area.
- (f) No dwelling house within the area shall be occupied unless a roof water tank having a capacity of not less than 90,000 litres, or some other approved supply of potable water of no less capacity, is provided.
- (g) Land owners will be responsible for providing and maintaining all firebreaks on the respective properties in accordance with Council's Firebreak Orders.

2. Land Use Controls:

As for the Zoning Table and Clause 3.14.1

(19) Amend Scheme Maps by

- *Deleting the word "Single" from "Single Residential" where it appears in the legend.
- *Deleting "Grouped Residential" and "Multiple Residential" zones from the legend.

L. D. HARRIS, President.
C. J. SPRAGG, Shire Clerk.

PD411

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

Town Planning Scheme No. 3—Amendment No. 54

Ref: 853/6/9/6, Pt. 54.

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 June 5, 1994, for the purpose of—

1. Rezoning Lot 2 of Leschenault Location 9 Henty Brook Road, Ferguson from 'General Farming' to 'Additional Use'; and

2. Adding Lot 2 of Leschenault Location 9 Henty Brook Road, Ferguson to 'Appendix IV—Additional Use Zones' together with appropriate land use and development controls the following:

Appendix IV
Additional Use Zones

Street	Particulars of Land	Additional Use Permitted	Conditions
Henty Brook Road	Lot 2 of Leschenault Location 9	Chalets, Swimming Pool (guest use only), tennis court (guest use only), eating/communal area (guest use only), owner's residence.	<ol style="list-style-type: none"> 1. Development of the site shall be generally in accordance with the Guide Development Plan (No. BY-93-01-04) adopted by Council and endorsed by the Shire Clerk. 2. Maximum of 10 chalets permitted. 3. All buildings to be screened from Henty Brook Road to the satisfaction of Council. 4. No trees or substantial vegetation shall be felled or removed from the site except where: <ol style="list-style-type: none"> (i) required for approved development works; (ii) the establishment of a firebreak is required by Regulation or By-law; or (iii) as otherwise approved by Council. 5. Strategic Planting shall occur in a staged manner with a landscaping proposal accompanying each Application for Approval to Commence Development. 6. Where required, specifications of the potable water supply and waste disposal systems to be installed are to be submitted to Council with building plans and no building shall be considered fit for human habitation until the systems are installed and operating to the Council's satisfaction. 7. No installation for the disposal of waste water or septic tank effluent shall be located closer than 100 metres to a definable water course, creek or water body. 8. The applicant shall prepare a detailed Fire Control Plan, to be endorsed by Council and the Bush Fires Board of WA prior to the commencement of development. 9. To guarantee no contamination to groundwater and Paradise Creek, nutrient removal from effluent, by nutrient stripping in association with Aerobic Treatment Units is required. Installation of these Units must be to Health Department of WA and Council satisfaction. All upkeep and maintenance will be at the developers, or subsequent owners, full expense, to Council's satisfaction.

L. D. HARRIS, President.
C. J. SPRAGG, Shire Clerk.

PD412

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Nannup

Town Planning Scheme No. 1—Amendment No. 11

Ref: 853/6/17/1, Pt. 11.

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 Nannup Town Planning Scheme Amendment on 11 June 1994 for the purpose of—

1. Rezoning Lot 1 of Nelson Locations 2665 and 9264 from "Rural" to "Special Rural".
2. Adding the following to Schedule No. 5—"Special Rural Zones—Provisions Relating to Specified Areas"—of the Scheme Text—

Schedule No. 5

Special Rural Zones

(a)	(b)
Specified Area or Locality	Special Provisions to refer to (a)
Lot 1 of Nelson Locations 2665 and 9264	<ol style="list-style-type: none"> 1. Minimum lot size shall be two hectares. 2. Subdivision shall be generally in accordance with the Subdivision Guide Plan (424PC/1) as endorsed by the Shire Clerk. 3. No further subdivision of the lots will be permitted. 4. Existing tree cover shall be retained unless the removal of trees is authorised by Council in a particular instance to carry out approved development or comply with the provisions of the Bush Fires Act. In reference to Lots 10, 11, 12 and 14, tree clearing will be permitted only for the siting of approved development and associated low fuel areas within designated building envelopes. 5. Every lot shall contain a minimum of ten per cent of its area devoted to maintaining existing tree cover, or to a tree planting programme approved by the Council. 6. No dwelling house, outbuilding or structure shall be constructed within 20 metres of any lot boundary. 7. No dwelling house, outbuilding or structure shall be constructed unless it is within a building envelope as defined on the Subdivision Guide Plan. 8. Where in the interests of retaining natural flora or protecting the site's environment, or where the degree of slope of the site makes siting any structure difficult, the Council may set an alternative building envelope. 9. Low fuel areas (areas clear of all flammable material with the exception of live trees) shall be maintained around all buildings for a minimum distance of 20 metres or such greater distance as the Council may consider reasonable having regard for the slope of the land and the general vegetation cover of the surrounding land. 10. Strategic firebreaks will be constructed and maintained to the satisfaction of the Bush Fires Board along all boundaries of the Amendment site.

(a)	(b)
Specified Area or Locality	Special Provisions to refer to (a)
	<ol style="list-style-type: none"> 11. No dwelling house within this Special Rural Zone locality shall be occupied unless it is connected to a water storage tank of a minimum capacity of 92 000 litres, or to an alternative source of water approved by the Council. 12. No dwelling house within this Special Rural Zone locality (and more than one kilometre from a water point) shall be occupied unless a supply of water to the satisfaction of the Bush Fires Board is available on site. 13. All stormwater and sewage shall be disposed of onsite and septic tanks shall not be constructed closer than 100 metres to any river, stream or other surface water body. 14. The Council may, by the service of a notice on the owner and occupier of a lot in this area, impose a limit on the number of and type of animals that may be kept on that lot, if the Council considers there is a likelihood that adjoining landowners will be inconvenienced or land degradation will occur because of the presence of a greater number of such animals. 15. An owner or occupier of land who has received a notice limiting numbers of stock able to be kept on a property, shall not permit greater numbers of stock to be kept than set out in the notice.

M. CAMARRI, President.
I. ASHDOWN, Shire Clerk.

PD413

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Esperance

Town Planning Scheme No. 22—Amendment No. 10

Ref: 853/11/6/21, Pt. 10.

Notice is hereby given that the Shire of Esperance has prepared the abovementioned scheme amendment for the purpose of allowing the additional use of Lots 34 and 35 Twilight Beach Road, for a Restaurant with associated parking.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Windich Street, Esperance and at the State Planning Commission/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 29 July 1994.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 29 July 1994.

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. T. SCOBLE, Shire Clerk.

PD414

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Greenough

Town Planning Scheme No. 4—Amendment No. 58

Ref: 853/3/7/6, Pt. 58.

Notice is hereby given that the Shire of Greenough has prepared the abovementioned scheme amendment for the purpose of altering the zoning of Victoria Location 1312 Place Road, Wooree from the Low Density Residential R2 zone to the Low Density Residential R5 zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Geraldton/Mount Magnet Road, Utakarra and at the State Planning Commission/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 15 July 1994.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 15 July 1994.

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.

PD415

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Harvey

Town Planning Scheme No. 10—Amendment No. 71

Ref: 853/6/12/14, Pt. 71.

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

1. Amending the scheme text by inserting five additional zones "Kemerton Park Industry", "Kemerton Ancillary Industry", "Kemerton Buffer", "Inter Industry Buffer" and "Wetland Protection".
2. Rezoning an area of land described generally as land bounded by the Wellesley River to the east and south east, Australind Bypass to the west and south west to a point where it intersects the Wellesley River, Treasure Road between the bypass and Mialla Road, the western boundary of lot 17 Mialla Road and the southern boundaries of lot 42, 43, Pt lot 6, and lot 31 and Pt lot 28 to the north, from "General Farming" and "Special Rural" to part "Kemerton Park Industry", "Kemerton Ancillary Industry", "Kemerton Buffer", "Inter Industry Buffer", "Wetland Protection" and "Public Utility".
3. Inserting a further use category "Waste Disposal", in the Zoning and Development Table labelled "Public Utility".
4. Inserting a new Clause 3.2.4 "Kemerton Park Industry Area and Buffer".
5. Deleting from Appendix 4, Additional Requirements—Special Rural Zones; Area 1: Wellesley Estate, Area 2: Wellesley Parklands, and Area 3: Bonny Road.
6. Deleting from Appendix 6, Schedule of Additional Uses; Schedule 2.
7. Amending Appendix 7, Schedule of Restricted Uses, by adding two additional restricted uses.
8. Amending Appendix 12, Additional Requirements—Industrial Zones, by adding a second Schedule: "Area 2 Kemerton Ancillary Industry Area".
9. Adding a new Appendix 13: Kemerton Industrial Area and Buffer—Statement of Policy.
10. Renumbering Appendix 13, Appendix 14.
11. Amending Appendix 14 by inserting an additional definition, "waste disposal."

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 102 Uduc Road, Harvey and at the State Planning Commission/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 29 July 1994.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 29 July 1994.

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.

J. LEECE, Shire Clerk.

PD416

**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Town of Port Hedland*

Town Planning Scheme No. 4—Amendment No. 17

Ref: 853/8/4/5, Pt. 17.

Notice is hereby given that the Town of Port Hedland has prepared the abovementioned scheme amendment for the purpose of rezoning portion of Vacant Crown Land (VCL) from "Rural" to "Industry 2".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, McGregor Street, Port Hedland and at the State Planning Commission/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 8 July 1994.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 8 July 1994.

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. FITZGERALD, Town Clerk.

PD501

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

Approved Amendment

Railway Reserve, Railway Street, Swanbourne, Town of Cottesloe

No. 909/33A.

File: 833-2-3-3.

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

The amendment, as shown on Plans Nos. 4.1224/1 and 4.1225/1, shall have effect as from the date of publication of this notice in the *Gazette*.

The Plan as approved can be viewed at—

1. Department of Planning and Urban Development, 469-489 Wellington Street, Perth 6000.
2. J. S. Battye Library, Alexander Library Building, Cultural Centre, Francis Street, Northbridge 6000.
3. Office of the Municipality of the Town of Cottesloe, 109 Broome Street, Cottesloe 6011.

IAN WIGHT-PICKIN, Acting Secretary.

PD502

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

Burswood Bridge and Road, City of Perth

Amendment No. 933/33.

File: 809-2-10-5 PV2.

1. It is hereby notified by public information that the Metropolitan Planning Council, for and on behalf of the State Planning Commission and acting under delegated powers, having considered all submissions received in respect of the Amendment to the Metropolitan Region Scheme No. 933/33, first published in the *Government Gazette* on September 24, 1993, has determined that the Amendment be modified as detailed in the First Schedule hereto.

2. The Minister for Planning has formed the opinion that the proposed modifications to the Amendment are considered to be substantial and warrant readvertisement.

3. Copies of the modified Amendment, accompanying plans and report will be made available from Monday, June 20, 1994 to Friday, July 15, 1994 for public inspection free of charge during normal office hours, at each of the places mentioned in the Second Schedule hereunder.

4. Any person who desires to make a submission either supporting or objecting to any provisions of the modified amendment may do so on the prescribed Form 6A. Submission forms are available on request from the display locations and must be lodged with the Secretary, State Planning Commission, c/- Department of Planning and Urban Development, 469-489 Wellington Street, Perth 6000, on or before 4.30 pm Friday, July 15, 1994.

IAN WIGHT-PICKIN, Acting Secretary.

First Schedule

The Metropolitan Region Scheme is proposed to be amended by substituting the Zones and Reservations shown on Amending Map Sheet Number 16/133m for those parts of Map Sheet Number 16.

The effect of the proposed modified amendment is to transfer land between Rivervale and East Perth between the Urban, Industrial, Central City Area and Private Recreation Zones, and the Parks and Recreation, Waterways, Other Major Highways, Railways, Public Purposes (S.U.), Important Regional Roads, Controlled Access Highway, and Public Purposes (H) Reservations.

The purpose of the modified amendment is to zone and reserve land for a portion of the Burswood Bridge and Road from Orrong Road in Rivervale and Lathlain to Lord Street in East Perth and more specifically to—

- (i) relocate the Burswood Road alignment closer to the railway and to be lowered;
- (ii) make the connection between Burswood Road and East Parade a full rather than a partial interchange; and
- (iii) make the connection between Burswood Road and Lord Street a partial interchange with connections to the east rather than a full interchange.

The section of the Amendment which has been modified is depicted on State Planning Commission Plan Number 2.0734 and for further information on detailed Plan Numbers 1.2743/1, 1.2745/1 and 4.1284.

Second Schedule

The modified Plans can be viewed at—

1. Department of Planning and Urban Development
469-489 Wellington Street
Perth 6000
2. The Offices of the Municipalities of—
 - (i) City of Perth
Westralia Square
141 St George's Terrace
Perth 6000
 - (ii) City of Fremantle
William Street
Fremantle 6160
 - (iii) City of Belmont
215 Wright Street
Cloverdale 6105
3. J. S. Battye Library
Alexander Library Building
Cultural Centre
Francis Street
Northbridge 6003
4. Main Roads of WA
Waterloo Crescent
East Perth 6004.

PD708

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME

Town of Narrogin

Town Planning Scheme No. 2—District Scheme

Ref: 853/4/2/10

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 Town of Narrogin Town Planning Scheme No. 2—District Scheme on 9 May 1994—the Scheme Text of which is published as a Schedule annexed hereto.

J. W. PARRY, Mayor.
S. D. TINDALE, Town Clerk.

Schedule
TOWN OF NARROGIN
Town Planning Scheme No. 2
District Scheme

The Town of Narrogin under and by virtue of the power conferred on 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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1.1 ARRANGEMENT OF SCHEME TEXT**PART 1—PRELIMINARY****PART 2—CONTROL OF DEVELOPMENT AND USE OF LAND****PART 3—GENERAL PROVISIONS****PART 4—NON-CONFORMING USES****PART 5—CONTROL OF ADVERTISEMENTS****PART 6—PLANNING CONSENT****PART 7—ADMINISTRATION****APPENDICES**

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1.2 CITATION

This Town Planning Scheme may be cited as the TOWN OF NARROGIN TOWN PLANNING SCHEME NO. 2—DISTRICT SCHEME hereinafter called "the Scheme" and shall come into operation on the publication of the Scheme in the *Government Gazette*.

1.3 OBJECTS OF THE SCHEME

The objects of the Scheme are—

1.3.1 To reinforce the pattern of land uses established under the Town of Narrogin Town Planning Scheme No. 1A having regard to the changed circumstances since that Scheme came into effect.

1.3.2 To define the uses and types of development to be permitted on land within the District of the Town of Narrogin in the future and to guide investment decisions of intending developers and present and future residents and business people.

1.3.3 To control, regulate and co-ordinate public and private development, the use of land and buildings and the erection of buildings and the carrying out of works in order to improve the welfare of the inhabitants of and visitors to the District of the Town of Narrogin in relation to amenity, convenience, economy and environmental standards.

1.3.4 To enable the Town of Narrogin to continue its role as a regional centre providing shopping, commercial, industrial, civic, educational, administrative and welfare services to the surrounding region.

1.3.5 To provide a framework for the future improvement and development of the Narrogin Town Centre in relation to its function, accessibility, layout and character.

1.3.6 To rationalise the road system within the District in relation to regional transport requirements, both present and future, and attempt to minimise their adverse effects on the District of the Town of Narrogin.

1.3.7 To protect the environment, both natural and cultural, and the character of the District.

1.3.8 To provide for future residential development by indicating the framework for such development and by providing a reference for, and mechanisms to, initiate and enable growth and change.

1.4 REVOCATION OF EXISTING SCHEME

The Town of Narrogin Town Planning Scheme No. 1A published in the *Government Gazette* of January 29, 1982 is hereby revoked.

1.5 RESPONSIBLE AUTHORITY

The authority responsible for implementing the Scheme is the Town of Narrogin (hereinafter referred to as "the Council").

1.6 CONTENTS OF SCHEME

The Scheme comprises—

- (a) The Scheme Text
- (b) The Scheme Map

1.7 SCHEME AREA

The Scheme shall apply to the area of land contained within the inner edge of a broken black line on the Scheme Map (hereinafter called "the Scheme Area"). The Scheme Area comprises the whole of the District of the Town of Narrogin.

1.8 INTERPRETATION

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

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 as set out hereunder and, if not specified, as set out in 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.

1.8.4 In the Scheme unless the context otherwise requires the following items shall have the meaning set out hereunder.

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 2m squared 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 2m squared 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 2m squared 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 the 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).
- Boarding House:** means a building in which provision is made for lodging or boarding more than four persons, exclusive of the family of the keeper, for hire or reward, but does not include—
- (a) premises the subject of a Hotel, Limited Hotel or Tavern Licence granted under the provisions of the Liquor Act 1970 (as amended);
 - (b) premises used as a boarding school approved under the Education Act, 1928 (as amended);
 - (c) a single dwelling, attached, grouped or multiple dwelling unit;
 - (d) any building that is the subject of a strata title issued under the provisions of the Strata Titles Act, 1985 (as amended).
- Building Code of Australia:** means the Building Code of Australia 1990 (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 Park:** means an area of land specifically set aside for the parking of caravans and park homes or for the erection of camps or bays on 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.
- Civic Building:** means a building designed, used or intended to be used by a Government Department, an instrumentality of the Crown, or the Council as offices or for the administrative or other like 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.
- Commission:** means the State Planning Commission constituted under the State Planning Commission Act 1985.
- 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.
- 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 person(s) ordinarily associated with the 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.
- Consulting Rooms Group:** means a building (other than a hospital or medical centre) used by more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors and persons ordinarily associated with a practitioner, in the prevention, investigation or treatment of physical or mental injuries or ailments, and the 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 not 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 200m squared 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 to it in and for the purposes of the Act.

District: means the Municipal District of the Town of Narrogin.

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.

Drive-In Theatre: means land and buildings used to make provision for an audience to view the entertainment while seated in motor vehicles.

Dry Cleaning Premises: means land and buildings used for the cleaning of garments and other fabrics by chemical processes.

Educational Establishment: means a school, college, university, technical institute, academy or other educational centre, but does not include a reformatory or residential building.

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 site 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 a steep grade that neither of the foregoing methods can reasonably be applied, such length as determined by the Council.

Factory Unit Building: means an industrial building designed, used or adopted 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).

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 as for the purposes of the Building Code of Australia 1990 (as amended).

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.

Gazetted Date: means the date on 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.

Health Studio: means land and buildings designed and equipped for physical exercise, recreation and sporting activities including outdoor recreation.

Heritage: in Burra Charter terms, places of heritage value must have cultural significance—that is have 'aesthetic, historic, scientific or social value for past, present or future generations'. Places of heritage can include buildings and other artefacts as well as gardens and landscapes and allows for both 'new' and 'old' heritage places.

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 out-building 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 interference, 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 out-building in 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 0.2 square metres in area;

- (f) in the opinion of the Council it is compatible with the principal uses to which land in the zone 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 (0.5hp).

Hospital: means a building in which persons are received and lodged for medical treatment or care and includes a maternity hospital.

Hotel: means land and buildings providing accommodation for the public the subject of an 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 for sale, or the breaking up or demolition of any article or part of any 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 resulting from the process, 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, works or land;
- (iii) in the case of edible goods the preparation of food for sale from the premises;
- (iv) panel beating, spray painting or motor vehicle wrecking.

Industry—Cottage: means an industry which produces arts and craft 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 55 metres squared;
- (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 0.2 square metres in area.

Industry—Extractive: means an industry which involves—

- (a) the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals, or similar substances from the land, and also the storage, treatment or manufacture of products from those materials from which it 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 (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).
- Lodging House:** shall have the same meaning as is given to it in and for the purposes of the Health Act, 1911 (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 Marine Dealer's Yard and Marine Store have the same meaning.
- Market:** means land and buildings used for a fair, a farmers' or producers' market, or a swapmeet in which the business or selling carried on or the entertainment provided is by independent operators or stallholders 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 an 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 re-shaping.
- 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.

Petrol Filling Station: means land and buildings used for the supply of petroleum products and motor vehicle accessories.

Place of Natural Beauty: means the natural beauty of the area including rivers, lakes and other inland waters, banks or rivers, foreshores of harbours and other parts of the sea, hill slopes and summits and valleys.

Plot Ratio: for developments other than single houses, grouped dwellings, attached houses and multiple dwellings 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: water in which the levels of physical, chemical and microbiological constituents do not exceed the guideline values set out in the National Health and Medical Research Council and Australian Water Resources Council publication "Guidelines for Drinking Water Quality in Australia—1987", which has been approved by the Local Authority subject to any conditions which may have been laid down by the Commissioner for Health.

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 (as amended).

Private Hotel: means land and buildings used for residential purposes and 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 as a theatre cinema, dance hall, skating rink, squash court, swimming pool, meeting hall or non-residential club or for the playing of active indoor sports.

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 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 TV 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.

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 the Statement of Planning Policy No 1, together with any amendments thereto as published in the *Government Gazette* on December 13, 1991.

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.

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 of 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 Premises: means a shop in which services are provided to the public and includes a hairdresser's salon, a dry cleaning agency, a laundromat, an art/craft or photographer's studio used for exhibition or instruction, a travel agency, a ticket agency and a Totalisator Agency Board betting shop.

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 a 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 sale of vehicles or for any purpose falling within the definition of industry or any restricted premises.

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

Showroom Premises: means a building used for the display and sale by retail of household goods, motor cars, utilities and motor cycles or any of those things but does not include premises used for the display of machinery, farm equipment or vehicles other than motor cars, utilities and motor cycles.

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 such motor vehicle, and includes maintenance, management and repair of the vehicles used, but not of other vehicles.

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).

PART 2—CONTROL OF DEVELOPMENT AND USE OF LAND

2.1 CLASSIFICATION INTO ZONES

2.1.1 There are hereby created within the Scheme Area the several zones listed hereunder—

USE TYPE	ZONE
RESIDENTIAL:	Single Residential
	Other Residential
CENTRAL BUSINESS: BUSINESS:	Central Business
	Shops and Offices
	Carpark
	Other Commercial
INDUSTRY:	Light Industry
	General Industry
	Public Utilities
COMMUNITY:	School
	Community
	Recreation
RURAL:	Rural
	Rural Residential
OTHER:	Additional Use
	Special Use

2.1.2 Areas: There are hereby created within the Scheme Area the several areas listed hereunder—

Development Area
Significant and Historic Places

2.1.3 Road Classes: The Scheme Area contains the classes of roads listed hereunder—

Arterial Roads
Sub-Arterial Roads

2.1.4 The Zones, Areas and Road Classes, or such of them as are now required in the Scheme Area, are delineated or coloured or otherwise indicated on the Scheme Map according to the legend thereon.

2.1.5 A reference in the Scheme to a Use Type includes a reference to each of the Zones within that Use Type specified in Clause 2.1.1.

2.2 DEVELOPMENT TABLE

2.2.1 The Table following this Part indicates subject to the provisions of the Scheme, the uses permitted in various Zones, Areas and Road Classes and the development standards that apply to various uses specified in the Table.

2.2.2 The symbols used in the cross references in the Development Table have the following meanings—

P = a use that is permitted if it complies with—

- (a) the relevant development standards contained in the Scheme; and
- (b) all conditions (if any) imposed by the Council in granting planning consent to commence development.

PS = a use that is not permitted unless special approval to it is given by the Council and it complies with—

- (a) the relevant development standards contained in the Scheme; and
- (b) all conditions (if any) imposed by the Council in granting planning consent to commence development.

AP = a use that is not permitted unless special approval to it is given by the Council after the proposal has been advertised in accordance with Clause 6.4 and it complies with—

- (a) the relevant development standards contained in the Scheme; and
- (b) all conditions (if any) imposed by the Council in granting planning consent to commence development.

IP = a use that is not permitted unless such use is incidental to the predominant use of the land as determined by the Council.

2.2.3 Where in the Development Table a particular use is mentioned it is deemed to be excluded from any other use class which by its more general terms would otherwise include the particular use.

2.2.4 If a particular use or purpose is not mentioned in the list of use classes or is not included in the general terms of any of the use classes in the Development Table, that use or purpose is prohibited unless it is permitted by the subsequent provisions of the Scheme.

2.2.5 Clause 2.2.4 does not prohibit the Council from giving consent to a use that is not—

- (a) mentioned in the list of use classes in the Development Table; or
- (b) defined in Clause 1.8; or
- (c) defined in Appendix D to the Town Planning Regulations, 1967

and determining the zone in which the use may be carried on pursuant to Clause 2.2.6 nor does Clause 2.2.4 prohibit the use of the land in accordance with consent so given.

2.2.6 Upon application to it the Council may determine in which zone or zones a use that is not—

- (a) mentioned in the list of use classes in the Development Table; or
- (b) defined in Clause 1.8; or
- (c) defined in Appendix D to the Town Planning Regulations, 1967

will be permitted and may impose any condition it considers necessary or desirable.

2.2.7 An application to the Council for its consent under Clause 2.2.5—

- (a) shall be advertised in accordance with the provisions of Clause 6.3.2; and
- (b) shall not be granted unless a resolution to do so is passed by an absolute majority of the Council.

2.2.8 Subject to the provisions of the Scheme, a person shall not use land or erect or commence to erect a building or structure for a use or purpose specified in the Development Table otherwise than in accordance with the relevant provisions of that Table and unless the building or structure complies with the requirements of the Table.

2.2.9 The development standards applicable to the Zones, Areas and Road Classes mentioned in the Development Table are those specified in that Table respectively unless a particular standard is specified in relation to a particular use in which case the particular standard so specified applies to the particular use.

2.2.10 The Council may relax the requirements of the Development Table in respect of—

- (a) the retention or restoration of places of heritage value; or
- (b) a use that is incidental to the predominant use of the land.

2.2.11 Nothing contained in the preceding clauses of this Part or in the Development Table limits the powers of the Council to impose conditions when granting planning consent to commence development pursuant to Clause 6.5 and in particular, but without limiting the generality of the foregoing, the Council may impose conditions in respect of additional restrictions and requirements not specified in the Development Table.

2.2.12 Whereby a town planning scheme having the force of law, land is designated for grouped housing, the Council shall not refuse to grant its special approval to the use of the land for grouped housing.

2.2.13 The Policy Statements contained in the Development Table—

- (a) are statements of general policy only;
- (b) are not binding on the Council; and
- (c) do not affect the obligation of the Council to consider the circumstances and merits of each particular case.

2.2.14 If there is any conflict between a policy statement contained in the Development Table and the other provisions thereof the latter prevail.

2.2.15 The explanation of the symbols used in the Development Table contained therein does not affect or limit the provisions of Clause 2.2.2.

Policy Statement

Primarily for single dwelling houses on separate lots.

Group or multiple housing would only be permitted at the discretion of Council, following consideration of the effect of a proposed development upon the neighbourhood. Permissible non-residential use would be subject to advertising.

The development standards for Group or Attached housing are intended to achieve compatible development within single residential neighbourhoods.

SINGLE RESIDENTIAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS										
		MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
					FRONT	REAR	SIDES			
		As per R.12.5	As per R.12.5	As per R.12.5	7.5m	7.5m average 1.5m min.	As per R.12.5	2 per dwelling unit	As per R.12.5	Reticulated sewer connection to be available to site. Council shall approve a single dwelling house on a lot approved by the State Planning Commission
PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
1	Single Storey House	P								Minimum unsewered lot area 850 square metres.
2	Single House (2 or more storeys)	PS								Minimum unsewered lot area 850 square metres.
3	Aged Persons' Dwelling Units	PS	1200sqm	20m	As per R.35			0.5 per unit. Min of 2 spaces	as per R.35	40 sqm per unit in appurtenant courtyard(s) with min dimensions of 4m x 10m
4	Grouped or Attached Housing	AP	1000sqm	20m	As per R.25		As per R.25	1 visitor space per 2 units & 2 per unit, 1 to be contiguous to unit and roofed.	as per R.25	1.80sqm per unit in appurtenant courtyard with min. dimensions of 4m x 10m. 2. Access to courtyard required not through a habitable room. 3. No setback between attached units or 3m setback between buildings on the same lot.
5	Consulting Rooms attached to a house	AP	1000sqm	20m				4 per Consultant		Maximum of 1 Consultant on the premises who must reside in the house.
6	Consulting Rooms	AP	1000sqm	20m				5		Maximum of 1 Consultant on the premises at any time.

Policy Statement

SINGLE RESIDENTIAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

Primarily for single dwelling houses on separate lots.

Group or multiple housing would only be permitted at the discretion of Council, following consideration of the effect of a proposed development upon the neighbourhood. Permissible non-residential use would be subject to advertising. The development standards for Group or Attached housing are intended to achieve compatible development within single residential neighbourhoods.

[illegible]

Policy Statement

OTHER RESIDENTIAL

Primarily for Group, Attached and Multiple housing. Council will only support development following consideration of availability of sewer, convenience to recreation, shopping and other facilities, or the scale of development proposed in relation to the character of the location. Primarily for higher density residential dwellings.

EXPLANATION OF SYMBOLS

See Clause 2.2.2

P Use permitted subject to compliance with Development

Standards

PS Use not permitted unless special approval given by Council and conditions complied with.

AP Not permitted unless special approval given by Council after advertising.

IP Use not permitted unless it is incidental to a predominant use as determined by Council.

compliance with Development Standards

PS Use not permitted unless special approval given by Council and conditions complied with.

AP Not permitted unless special approval given by Council after advertising.

IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS											
			MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
						FRONT	REAR	SIDES			
			1000sqm	20m	As per R.25	7.5m	7.5m	2m	2 per dwelling unit	40% of site	
Reticulated sewer connection to be available to site.											
PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
1	Grouped Dwelling	P	1200sqm	20m	As per R.25			As per R.12.5	1 visitor space per 2 units plus 2 per unit, one to be contiguous to the unit and roofed		80sqm per unit in apartment courtyard with min. dimensions of 4m x 10m.
2	Aged Persons' Dwelling Units	P	1200sqm	20m	As per R.25						Access to courtyards required not through a habitable room. No setback between attached units or 3m setback between building on the same lot.
3	Aged Persons' Home	P	1600sqm	30m	As per R.25				1 per 3 beds		
4	Aged Persons' Village	P	3000sqm	30m					1 per 3 beds & 0.5 per unit.		As for Single Residential.
5	Nursing Home	P	2000sqm	40m					1 per 5 beds		
6	Convalescent Home	P	2000sqm	40m					1 per 5 beds		
7	Residential Building	PS	1600sqm	30m	As per R.25				1 per 2 beds		
8	Single House	PS	As per R.12.5	As per R.12.5	As per R.12.5			As per R.12.5	2 per dwelling unit	As per R.12.5	

Policy Statement

OTHER RESIDENTIAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

Primarily for Group, Attached and Multiple housing. Council will only support development following consideration of availability of sewer, convenience to recreation, shopping and other facilities, or the scale of development proposed in relation to the character of the location. Primarily for higher density residential dwellings.

DEVELOPMENT STANDARDS									
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS	
			FRONT	REAR	SIDES				
1000sqm	20m	As per R.25	7.5m	7.5m	2m	2 per dwelling unit	40% of site	Reticulated sewer connection to be available to site.	
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE									
1200sqm	20m	As per R.40			1.5m per storey	1 visitor space/ 2 units + 2/unit. 1 to be contiguous to unit & roofed.			
1000sqm	20m					5		Maximum of 1 Consultant on the premises at any time.	
1000sqm	20m					1 for every 5 children		Max. of 30 children. Off street provision for drop off & pick up children.	
1000sqm	20m					4 plus 2 for the dwelling		Max. of 1 Consultant on the premises who must reside in the dwelling.	
			2m	2m	1m		Landscaping to boundary setbacks.	See Clause 3.3.1	

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GOVERNMENT GAZETTE, WA

[17 June 1994]

Primarily for Group, Attached and Multiple housing. Council will only support zones following consideration of availability of sewer, convenience to recreation, shopping and other facilities, or the scale of development proposed in relation to the character of the location. Primarily for higher density residential dwellings.

- | DEVELOPMENT STANDARDS | | | | | | | | |
|-----------------------|----------------------------|--------------------|---------------------------|------|-------|----------------------------|---------------------|---|
| MINIMUM LOT AREA | MINIMUM EFFECTIVE FRONTAGE | MAXIMUM PLOT RATIO | MINIMUM BOUNDARY SETBACKS | | | MINIMUM CAR PARKING SPACES | MINIMUM LANDSCAPING | OTHER REMARKS |
| | | | FRONT | REAR | SIDES | | | |
| 1000sqm | 20m | As per R.25 | 7.5m | 7.5m | 2m | 2 per dwelling unit | 40% of site | Reticulated sewer connection to be available to site. |

[illegible]

Policy Statement

CENTRAL BUSINESS ZONE

EXPLANATION OF SYMBOLS

See Clause 2.2.2

To provide for the function and development of the town centre primarily for retail shops and offices, Council will control the development of other uses and co-ordinate such uses to ensure that compatible development occurs in like areas.

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
As determined by the Council	6m	1	NIL	NIL	NIL	1 per 33sqm gross floor area	7% of site area	1. Develop apps. shall have regard for Council's Policy relating to Townscape and Heritage themes. 2. Retic. sewer connection to be available to site. 3. See CBZ Dev. Standard.

PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE							
1	Shop	PS							1 per 15sqm gross floor area for a supermarket	
2	Consulting Rooms	PS							4 per Consultant	
3	Bank	PS								
4	Service Premises	PS								
5	Restaurant	PS							1 per 4 seats or 1 every 1m length at queuing area	
6	Liquor Store	PS								
7	Office	PS								
8	Professional Office	PS								

Policy Statement

CENTRAL BUSINESS ZONE

EXPLANATION OF SYMBOLS

See Clause 2.2.2

To provide for the function and development of the town centre primarily for retail shops and offices, Council will control the development of other uses and co-ordinate such uses to ensure that compatible development occurs in like areas.

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- PS Use not permitted unless special approval given by Council and conditions complied with.
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DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			1.Develop apps. shall have regard for Council's Policy relating to Townscape and Heritage themes.
As determined by the Council	6m	1	NIL	NIL	NIL	1 per 33sqm gross floor area	7% of site area	2.Retic. sewer connection to be available to site. 3.See CBZ Dev. Standard.

PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE							
9	Public Library	PS								
10	Public Amusement	PS						1 per 5 seats		
11	Tavern Wine Shop	PS						1 per 6sqm of public area		
12	Night Club/Cabaret Room	PS						1 per 15sqm of public area		
13	Radio & TV Installation	PS								
14	Licensed Restaurant	PS						1 per 4 seats		
15	Showroom	PS								
16	Service Premises	PS								

Policy Statement

CENTRAL BUSINESS ZONE

EXPLANATION OF SYMBOLS

See Clause 2.2.2

To provide for the function and development of the town centre primarily for retail shops and offices, Council will control the development of other uses and co-ordinate such uses to ensure that compatible development occurs in like areas.

P Use permitted subject to compliance with Development

Standards

PS Use not permitted unless special approval given by Council and conditions complied with.

AP Not permitted unless special approval given by Council after advertising.

IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
As determined by the Council	6m	1	NIL	NIL	NIL	1 per 33sqm gross floor area	7% of site area	1. Develop apps. shall have regard for Council's Policy relating to Townscape and Heritage themes. 2. Retic. sewer connection to be available to site. 3. See CBZ Dev. Standard.

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE							
17 Motor Vehicle and Marine Sales Premises	PS								
18 Funeral Parlor	PS								
19 Licensed Club	PS	4000sqm	30m	0.6	7.5m	7.5m	3m per storey	As determined by Council	
20 Civic Buildings	PS								
21 Commercial use with Dwelling/ Group dwelling above	AP							40sqm private open space	
22 Day Care Centre/Family Care Centre	AP								Max. 30 children off street provision for pick up & set down of children.
23 Garden Centre	AP								
24 Hotel	AP	0.5ha	80m	0.6	20m	15m	10m per storey	1 per bedroom plus 1 per 6sqm of public area	

Policy Statement

CENTRAL BUSINESS ZONE

EXPLANATION OF SYMBOLS

See Clause 2.2.2

To provide for the function and development of the town centre primarily for retail shops and offices, Council will control the development of other uses and co-ordinate such uses to ensure that compatible development occurs in like areas.

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

[illegible]

Policy Statement

SHOPS & OFFICES

Primarily for retail shops and offices. Other compatible uses may be permitted at the discretion of Council.

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
As determined by the Council	20m	0.5	11m	7.5m	As determined by Council	1 per 40sqm gross floor area	20% of site	Reticulated sewer connection to be made available to the site
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
						1 per 15sqm gross floor area for a supermarket		
						4 per Consultant		
							40sqm private open space for the dwelling	

Policy Statement

SHOPS & OFFICES

Primarily for retail shops and offices. Other compatible uses may be permitted at the discretion of Council.

EXPLANATION OF SYMBOLS

See Clause 2.2.2

P Use permitted subject to compliance with Development

Standards
PS Use not permitted unless special approval given by Council and conditions complied with.

AP Not permitted unless special approval given by Council after advertising.

IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
As determined by the Council	20m	0.5	11m	7.5m	As determined by Council	1 per 40sqm gross floor area	20% of site	Reticulated sewer connection to be made available to the site.

PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE						
9	Restaurant (Not Licensed)	PS						1 per 4 seats or 1 for every 1m length of queuing area	
10	Liquor Store	PS							
11	Tavern/Wine House	PS						1 per 6sqm of public area	
12	Public Library	PS							
13	Showroom Premises	PS							
14	Radio & TV Installation	PS							
15	Night Club/Cabaret	AP					1 per 15sqm of public area		
16	Licensed Restaurant	AP					1 per 4 seats		

Policy Statement

SHOPS & OFFICES

Primarily for retail shops and offices. Other compatible uses may be permitted at the discretion of Council.

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
As determined by the Council	20m	0.5	11m	7.5m	As determined by Council	1 per 40sqm gross floor area	20% of site	Reticulated sewer connection to be made available to the site

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE							
17 Day Care/Child Minding Centre	AP							1 per each 5 children	Max. 30 children off street provision for pick up and set down of children
18 Office with dwelling attached	IP								40sqm private open space for dwelling
19 Amusement Facility	IP								
20 Carpark	IP				2m	2m	1m		Landscaping to boundary setbacks Parking to be available to the public
21 Nursery	IP								
22 Caretaker's Dwelling	IP								

Policy Statement

CARPARK

This zone has been applied to public car parks.

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
			2m	2m	1m		1 space in 20 + landscaping to boundary setbacks	Refer to Clause 3.3.2
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								

Policy Statement

OTHER COMMERCIAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- 1P Use not permitted unless it is incidental to a predominant use as determined by Council.

Primarily for showroom and warehouse uses. Where such uses do not involve direct sales to the public, eg. uses other than motor vehicles and marine sales premises, carparks, storage of bulky furniture and the like, the parking standard may be reduced at the discretion of the Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
1000sqm	20m	0.5	11m	7.5m	5m one side	1 per 45sqm gross floor area or display area	20% of site	1.Min 20% of front setback to be dev. as landscaping 2. See Clause 3.2. 3. The Council may relax the parking standard for uses which do not involve retail sales to not less than 1 per 100sqm gross floor area. 4. Fencing to the satisf. & specifications of Council
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
1 Showroom	P							
2 Open Air Display	P		2m	2m	1.5m			See Clause 3.2.5
3 Warehouse	P					1 per 100sqm gross floor area		
4 Motor Vehicle & Marine Sales Premises	P							
5 Service Premises	P							Max. 50sqm gross floor area
6 Funeral Parlour	P					1 per 50sqm gross floor area		
7 Veterinary Consulting Rooms	P					2 per Vet		
8 Veterinary Hospital	P					1 per 25sqm gross floor area		

Policy Statement

OTHER COMMERCIAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

Primarily for showroom and warehouse uses. Where such uses do not involve direct sales to the public, eg. uses other than motor vehicles and marine sales premises, carparks, storage of bulky furniture and the like, the parking standard may be reduced at the discretion of the Council.

compliance with Development Standards
 PS Use not permitted unless special approval given by Council and conditions complied with.
 AP Not permitted unless special approval given by Council after advertising.
 IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS									
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS	
			FRONT	REAR	SIDES				
1000sqm	20m	0.5	11m	7.5m	5m one side	1 per 45sqm gross floor area or display area	20% of site	1.Min 20% of front setback to be dev. as landscaping 2.See Clause 3.2. 3.The Council may relax the parking standard for uses which do not involve retail sales to not less than 1 per 100sqm gross floor area. 4. Fencing to the satisf. & specifications of Council	
PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE						
9	Nursery	P							
10	Showroom Premises	PS							
11	Public Ausement	PS					As determined by Council		
12	Restricted Premises	AP							The Council shall have regard to the proximity of the site to schools, aged persons' accommodation or other similar establishments which may not be consistent with the proposed use.
13	Office	IP							
14	Caretaker's Dwelling	IP				2m	2m	1m	Landscaping to boundary setbacks
15	Carpark	IP							

Policy Statement

LIGHT INDUSTRY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

Primarily industry which will not affect the locality through the emission of noise, odours, smoke etc, and other uses to and which do not require independent power sources. Council will endeavour to co-ordinate the positioning of crossovers and landscaping on the street frontages of adjoining premises.

DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
1000sqm	25m	0.5	11m	10m	5m one side	1 per 100sqm gross floor area	20% of site	1. Street front of bldg brick /c/bond. 2. Fencing-1800mm linkmesh, 3 barbs/top unless by Council res. 3. See Cl.3.2 4. Cncl may relax parking stds for uses of low density & do not inv. retail sales to not less than 1 per 2 employees.

PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS						
1	Radio & TV Installation	P							
2	Showroom	P					1 per 45sqm gross floor area		
3	Open Air Display	P				2m	2m	1.5m	See Clause 3.2.5
4	Warehouse	P							
5	Funeral Parlour	P					1 per 50sqm gross floor area		
6	Light Industry	P							
7	Factory Unit Building	P							
8	Builder's Storage Yard	P							

Policy Statement

LIGHT INDUSTRY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

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- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

Primarily industry which will not affect the locality through the emission of noise, odours, smoke etc, and other uses to and which do not require independent power sources. Council will endeavour to co-ordinate the positioning of crossovers and landscaping on the street frontages of adjoining premises.

compliance with Development Standards

PS Use not permitted unless special approval given by Council and conditions complied with.

AP Not permitted unless special approval given by Council after advertising.

IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS									
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS	
			FRONT	REAR	SIDES				
1000sqm	25m	0.5	11m	10m	5m one side	1 per 100sqm gross floor area	20% of site	1.Street front of bldg brick /c/bond. 2.Fencing-1800mm linkmesh, 3 barbs/top unless by Council res. 3.See Cl.3.2 4.Cncl may relax parking stds for uses of low density & do not inv retail sales to not less than 1 per 2 employees.	
PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS						
9	Service Industry	P							
10	Veterinary Consulting Rooms	P					2 per Vet		
11	Veterinary Hospital	P					1 per 25sqm gross floor area		See Clause 3.2.5
12	Day Care/Family Care Centre	PS					1 for each 5 children		1.Min. of 30 children. 2.Off street provision for pick up/set down of children.
13	Motor Vehicle & Marine Sales Premises	PS					1 per 50sqm gross floor area or display area		
14	Service Premises	PS					1 per 30sqm gross floor area		Max. 50sqm gross floor area.
15	Amusement Parlour	PS					1 per 30sqm gross floor area		
16	Public Amusement	PS					As determined by Council		

Policy Statement

LIGHT INDUSTRY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

Primarily industry which will not affect the locality through the emission of noise, odours, smoke etc, and other uses to and which do not require independent power sources. Council will endeavour to co-ordinate the positioning of crossovers and landscaping on the street frontages of adjoining premises.

P Use permitted subject to compliance with Development

Standards
PS Use not permitted unless special approval given by Council and conditions complied with.

AP Not permitted unless special approval given by Council after advertising.

IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
1000sqm	25m	0.5	11m	10m	5m one side	1 per 100sqm gross floor area	20% of site	1.Street front of bldg brick /c/bond. 2.Fencing-1800mm linkmesh, 3 barbs/top unless by Council res. 3.See Cl.3.2 4.Cncl may relax parking stds for uses of low density & do not inv. retail sales to not less than 1 per 2 employees.

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS							
17 Depot for the sale and distribution of Coal, Coke & Cut Firewood	PS								
18 Fuel Depot	AP						1 per 45sqm gross floor area		
19 Motor Vehicle Repair Station	AP				2m	2m	1.5m		See Clause 3.2.5
20 Transport Depot	AP								
21 Office	IP						1 per 50sqm gross floor area		
22 A lock up Shop upon the premises of or adjoining a premises used primarily to provide meals and refreshments for the employees of the premises.	IP								

Policy Statement

LIGHT INDUSTRY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

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- PS Use not permitted unless special approval given by Council and conditions complied with.
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Primarily industry which will not affect the locality through the emission of noise, odours, smoke etc, and other uses to and which do not require independent power sources. Council will endeavour to co-ordinate the positioning of crossovers and landscaping on the street frontages of adjoining premises.

DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
1000sqm	25m	0.5	11m	10m	5m one side	1 per 100sqm gross floor area	20% of site	1. Street front of bldg brick /c/bond. 2. Fencing-1800mm linkmesh, 3 barbs/top unless by Council res. 3. See Cl.3.2 4. Cncl may relax parking stds for uses of low density & do not inv. retail sales to not less than 1 per 2 employees.

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS							
23	A factory, showroom or an office upon the premises of or adjoining the factory.	IP							
24	A retail or wholesale business connected with the Industry	IP							
25	Amenity Building	IP							
26	Carpark	IP			2m	2m	1m	Landscaping to boundary setbacks	
27	Caretaker's Dwelling	IP							

Policy Statement

GENERAL INDUSTRY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

Primarily industry which by reason of its emission, bulk or other features is not classified as light industry, but which is not noxious or hazardous industry. Light Industry and other uses including warehousing would be permitted, on the assumption that the proprietors of such uses will be aware of the effects from adjacent general industry.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
2000sqm	25m	0.5	11m	10m	5m one side	1 per 100sqm gross floor area or 1 per 2 employees	20% of site	1.Street front, brick/colourbond. 2.Fencing to site 1800mm link mesh, 3 barbs on top, unless exempt by resolution of Council. 3.See Clause 3.2.

PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE						
1	Radio & TV Installation	P							
2	Showroom	P					1 per 45sqm gross floor area.		
3	Warehouse	P							
4	Motor Vehicle Repair Station	P					1 per 45sqm gross floor area.		
5	Motor Car Wash Station	P							
6	Light Industry	P							
7	Factory Unit	P							
8	Builders Storage Yard	P							

Policy Statement

GENERAL INDUSTRY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

P Use permitted subject to compliance with Development

Standards

PS Use not permitted unless special approval given by Council and conditions complied with.

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DEVELOPMENT STANDARDS													
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS					
			FRONT	REAR	SIDES								
2000sqm	25m	0.5	11m	10m	5m one side	1 per 100sqm gross floor area or 1 per 2 employees	20% of site	1.Street front, brick/colourbond. 2.Fencing to site 1800mm link mesh, 3 barbs on top, unless exempt by resolution of Council. 3.See Clause 3.2.					
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE													
PERMITTED USES													
9	Service Industry	P											
10	Transport Depot	P											
11	Open Air Display	P								See Clause 3.2.5			
12	General Industry	P											
13	Fuel Depot	P											
14	Veterinary Consulting Rooms	P				2 per Vet							
15	Veterinary Hospital	P				1 per 25sqm gross floor area							
16	Temporary or permanent storage of engineering equipment	P								See Clause 3.2.4			

Primarily industry which by reason of its emission, bulk or other features is not classified as light industry, but which is not noxious or hazardous industry. Light Industry and other uses including warehousing would be permitted, on the assumption that the proprietors of such uses will be aware of the effects from adjacent general industry.

EXPLANATION OF SYMBOLS
See Clause 2.2.2

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PS Use not permitted unless special approval given by Council and conditions complied with.

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Policy Statement

GENERAL INDUSTRY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
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Primarily industry which by reason of its emission, bulk or other features is not classified as light industry, but which is not noxious or hazardous industry. Light industry and other uses including warehousing would be permitted, on the assumption that the proprietors of such uses will be aware of the effects from adjacent general industry.

DEVELOPMENT STANDARDS									
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS	
			FRONT	REAR	SIDES				
2000sqm	25m	0.5	11m	10m	5m one side	1 per 100sqm gross floor area or 1 per 2 employees	20% of site	1. Street front, brick/colourbond. 2. Fencing to site 1800mm link mesh, 3 barbs on top, unless exempt by resolution of Council. 3. See Clause 3.2.	

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE							
24	A lock up Shop upon the premises of or adjoining a premises used primarily to provide meals and refreshments for the employees of the factory.	IP							
25	Amenity Building	IP							
26	Carpark	IP			2m	2m	1m	Landscaping to boundary setbacks	
27	Amenity Building	IP							

Policy Statement

This zone provides primarily for most Commonwealth and State and Local Government Works, Depots and the like.

In the main these will be regarded as industrial uses. The development of small sewer pumping stations and the like serving residential subdivisions will not normally require specific zoning.

PUBLIC UTILITIES

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
 PS Use not permitted unless special approval given by Council and conditions complied with.
 AP Not permitted unless special approval given by Council after advertising.
 IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS									
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS	
			FRONT	REAR	SIDES				
NIL	NIL	0.5	As for the surrounding zone or zones or as determined by Council			1 per 2 employees	25% of site	Council may vary the parking provision to ensure all staff and visitor parking is accommodated on site.	
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE									
PERMITTED USES									
1	Railway, Railway Stns & Marshalling Yards, Sidings & Railway Works other than Industrial Factories	P							
2	Water Supply, Sewerage & Drainage Headworks	P							
3	Electricity Generation	P							
4	Gas Manufacture & Storage	P							
5	Public Transport Depots & Stations	P							
6	Public Authority or Local Government Depots	P							
7	Civic Office	IP							
8	Government Office	IP							

Policy Statement

PUBLIC UTILITIES

This zone provides primarily for most Commonwealth and State and Local Government Works, Depots and the like.

EXPLANATION OF SYMBOLS

See Clause 2.2.2

In the main these will be regarded as industrial uses. The development of small sewer pumping stations and the like serving residential subdivisions will not normally require specific zoning.

- P Use permitted subject to compliance with Development Standards
 PS Use not permitted unless special approval given by Council and conditions complied with.
 AP Not permitted unless special approval given by Council after advertising.
 IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
NIL	NIL	0.5	As for the surrounding zone or zones or as determined by Council			1 per 2 employees	25% of site	Council may vary the parking provision to ensure all staff and visitor parking is accommodated on site.

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
9	Carpark	IP				2m	2m	1m		Landscaping to boundary setback
10	Caretaker's House	IP								

Policy Statement

SCHOOL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

A specific zone incorporating schools of most types. The playing fields which make up the bulk of most school sites are not zoned separately, however the Council will promote the use of those facilities by the community at large.

P Use permitted subject to compliance with Development

Standards

PS Use not permitted unless special approval given by Council and conditions complied with.

AP Not permitted unless special approval given by Council after advertising.

IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
4ha	150m		20m	20m	20m	1.25 per classroom	50% of site	Off street provision for picking up & dropping off students

PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE						
1	Pre-School Centre	P	2000sqm	30m				2 per teacher	
2	Primary School	P							
3	High School	P	10ha	200m				1.5 per classroom	Bus bays shall be on site.
4	Technical and Tertiary Education	P							
5	Educational Establishment - Other	P							
6	Caretaker's House	IP							
7	Carpark	IP				2m	2m	1m	Landscaping to boundary setbacks
8	Park, Recreation Grounds, Golf Links, Botanical Gardens, Playing Fields	IP							

Policy Statement

COMMUNITY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
 PS Use not permitted unless special approval given by Council and conditions complied with.
 AP Not permitted unless special approval given by Council after advertising.
 IP Use not permitted unless it is incidental to a predominant use as determined by Council.

The uses permitted in this zone embrace a wide variety of community activities from public facilities such as hospitals to private recreation facilities, squash courts, sporting clubs and the like. In determining car parking requirements, the Council will take account of the number of cars likely to congregate on the site.

DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
1000sqm	20m	0.5	11m	7.5m	2m per storey	As determined by Council	25% of site	Reticulated sewer to be available to site if required by the Council

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
1	Day Care/Family Care Centre	P			0.35				1 for each 5 children	Maximum of 30 children. Off street parking for drop off & pick up of children
2	Pre-School Centre	P	2000sqm						2 per teacher	Off street parking for dropping off & pick up of children.
3	Public Library	P							1 per 40sqm gross floor area	
4	Museum	P							1 per 40sqm gross floor area	
5	Infant Health Clinic	P							5 carparks	
6	Hospital	P	4000sqm	40m					1 per 2 beds	
7	Community/Senior Citizens' Centre	P	4000sqm	30m						
8	Nursing Home	P	2000sqm	40m	0.35			3m per storey	1 per 5 beds	30% of site

Policy Statement

COMMUNITY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

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DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
1000sqm	20m	0.5	11m	7.5m	2m per storey	As determined by Council	25% of site	Reticulated sewer to be available to site if required by Council.

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
9	Convalescent Home	P	2000sqm	40m	0.35			3m per storey	1 per 5 beds	30% of site
10	Cemetery	P								
11	Municipal Office	P								
12	Government Office	P								
13	Public Worship, Place of	P	2000sqm		0.35					
14	Public Amusement	P							1 per 5 seats	
15	Squash Courts	P	2000sqm	30m					3 per court	
16	Private Clubs including Golf & Other Sporting Clubs	P								

Policy Statement

COMMUNITY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

P Use permitted subject to compliance with Development

Standards

PS Use not permitted unless special approval given by Council and conditions complied with.

AP Not permitted unless special approval given by Council after advertising.

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The uses permitted in this zone embrace a wide variety of community activities from public facilities such as hospitals to private recreation facilities, squash courts, sporting clubs and the like. In determining car parking requirements, the Council will take account of the number of cars likely to congregate on the site.

PS Standards
 Use not permitted unless special approval given by Council and conditions complied with.
 AP Not permitted unless special approval given by Council after advertising.
 IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS									
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS	
			FRONT	REAR	SIDES				
1000sqm	20m	0.5	11m	7.5m	2m per storey	As determined by Council	25% of site	Reticulated sewer to be available to site if required by the Council	
PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE						
17 Parks, Recreation Grounds, Golf-links, Botanical Gardens, Playing Fields	P								
18 Buildings used in conjunction with & for the purpose of Playing Fields, Recreation Grounds & Sporting Clubs	P	1600sqm							
19 Restaurant (Not Licensed)	PS	1600sqm					1 per 4 seats or 1 for every 1m length of queuing area		
20 Service Premises	PS							Max. 50sqm gross floor area	
21 Spectator Sports	AP								
22 Drive-In & Open Air Theatre	AP			20m	20m	20m		10% of site on perimeter	Screen face not to be visible to passing traffic
23 Caretaker's House	IP								
24 Shop	IP								

Policy Statement

COMMUNITY

EXPLANATION OF SYMBOLS

See Clause 2.2.2

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- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

The uses permitted in this zone embrace a wide variety of community activities from public facilities such as hospitals to private recreation facilities, squash courts, sporting clubs and the like. In determining car parking requirements, the Council will take account of the number of cars likely to congregate on the site.

DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
1000sqm	20m	0.5	11m	7.5m	2m per storey	As determined by Council	25% of site	Reticulated sewer to be available to site if required by the Council

PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
25	Carpark	IP				2m	2m	1m		Landscaping to boundary setbacks

Policy Statement

RECREATION

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

This zone includes land which is of value for all forms of recreation use from passive low intensity use to organised sporting activities. As part of its recreation planning the Council will produce a management plan for existing and future recreation areas and seek public comment upon those proposals

DEVELOPMENT STANDARDS										
		MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
					FRONT	REAR	SIDES			
		As determined by Council	As determined by Council		NIL	NIL	NIL	As determined by Council		See Clause 3.4.2
PERMITTED USES		NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
1	Parks, Recreation Grounds Golf-Links, Botanical Gardens, Playing Fields	P								
2	Natural Countryside with Managed Public Access	P								
3	Buildings used in conjunction with & for the purpose of Playing Fields, Recreation Grounds & Sporting Clubs	PS			10m	3m	3m			
4	Public Amusement	PS	1500sqm	20m	10m	3m	3m	As determined by Council	25% of site	
5	Spectator Sports Grounds	AP								
6	Private Recreation	AP								
7	Private Clubs including Golf and other Sporting Clubs	AP								
8	Squash Courts	AP	2000sqm	30m	10m	3m	3m	3 per court	25% of site	

Policy Statement

RECREATION

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

This zone includes land which is of value for all forms of recreation use from passive low intensity use to organised sporting activities. As part of its recreation planning the Council will produce a management plan for existing and future recreation areas and seek public comment upon those proposals

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
As determined by Council	As determined by Council		NIL	NIL	NIL	As determined by Council		See Clause 3.4.2

PERMITTED USES			NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE							
9	Buildings associated with Recreation	IP				10m	3m	3m	1 per 40sqm gross floor area	
10	Carpark	IP				2m	2m	1m		Landscaping to boundary setbacks See Clause 3.4.1

Policy Statement

This zone is intended to protect the rural character and appearances of areas which are not designated for close residential development. Rural activities are permitted uses. This area is intended to protect farming areas and non-urban land from subdivisions and development.

RURAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
Rural 2ha	50m		10m	7.5m	5m	2		
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
								As for the Council's Bylaws relating to stables gazetted 11/8/78

Policy Statement

This zone is intended to protect the rural character and appearance of areas which are not designated for close residential development. Rural activities are permitted uses. This area is intended to protect farming areas and non-urban land from subdivisions and development.

RURAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS								
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
Rural 2ha	50m		10m	7.5m	5m	2		
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
								As for the Council's Bylaw relating to dogs, gazetted 30/11/73
								Must be appurtenant to a dwelling on the same lot

Policy Statement

This area is intended to provide opportunities for rural residential lifestyles whilst maintaining the rural character of the area.

RURAL RESIDENTIAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
 PS Use not permitted unless special approval given by Council and conditions complied with.
 AP Not permitted unless special approval given by Council after advertising.
 IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS									
MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS	
			FRONT	REAR	SIDES				
Rural RES 3000sqm	Rural RES 30m rural		10m	7.5m	5m	2			
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE									
1 Dwelling House	P								
2 Rural Pursuit	P								
3 Horse stable	P							As for the Council's Bylaws relating to stables gazetted 11/8/78	
4 Natural Countryside	P								
5 Horticulture Market Gardening Viticulture	PS								
6 Forestry	PS								
7 Industry - Cottage	AP								
8 Private Recreation	AP								

Policy Statement

This area is intended to provide opportunities for rural residential lifestyles whilst maintaining the rural character of the area.

RURAL RESIDENTIAL

EXPLANATION OF SYMBOLS

See Clause 2.2.2

- P Use permitted subject to compliance with Development Standards
- PS Use not permitted unless special approval given by Council and conditions complied with.
- AP Not permitted unless special approval given by Council after advertising.
- IP Use not permitted unless it is incidental to a predominant use as determined by Council.

DEVELOPMENT STANDARDS

MINIMUM LOT AREA	MINIMUM EFFECTIVE FRONTAGE	MAXIMUM PLOT RATIO	MINIMUM BOUNDARY SETBACKS			MINIMUM CAR PARKING SPACES	MINIMUM LANDSCAPING	OTHER REMARKS
			FRONT	REAR	SIDES			
Rural RES 3000sqm	Rural RES 30m rural		10m	7.5m	5m	2		
NOTE - UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARD ABOVE WILL APPLY TO THIS ZONE								
9 Bee keeping	AP							
10 Nursery	AP							
11 Dog Kennels	AP							As for the Council's Bylaws relating to dogs, gazetted 30/11/73
12 Parks, Recreation Grounds, Golf-links, Botanical Gardens, Playing fields	IP							
13 Granny Flat	IP							Must be appurtenant to a dwelling on the same lot

2.3 ADDITIONAL USE ZONE

Those portions of the Scheme Area which are shown on the Scheme Map and specified in the Table below are classified as Additional Use Zones.

Notwithstanding that a parcel of land described in the Additional Use Zone Table is within another zone or area, the land or any building thereon may be used for the purpose set against the parcel in that Table in addition to the uses permitted in the zone or area in which the land is situated, unless any of those uses is excluded or modified by a condition specified in the Table. The use of the parcel of land is also subject to any other conditions considered appropriate by the Council and stated opposite the parcel in the Table.

TABLE

Code No.	Particulars of Land (as shown on Scheme Map)	Base Zone/ Area	Additional Use	Conditions
1.	Reserve Nos 21811 & 10989 comprising Lots 1641 & 1619 Earl and Felspar Sts	Public Utilities Zone	Water Supply Depot	No extension or change of land use without the special approval of the Council
2.	Lots North Parts 194 & 195 Hansard Street	Single Residential	Arts & Craft Aboriginal Centre Child Day Care Child Minding Centre Youth Drop In Centre	None
3.	Reserve No 27865 (Lot 1563) Wald St & portion of Reserve No 31732 (Lot 1587)	Rural Zone	Dept of Conservation & Land Management Administration & Plant Nursery	None
4.	Lot 45, Cnr Fortune & Earl Sts	Central Business Zone	Sale by retail of stockfeed & farm supplies	The goods & commodities stored on the premises not to cause injury to or prejudicially affect the amenity of the locality by reason of smell or the presence of vermin or otherwise
5.	Lot 179 Hansard St	Single Residential	Light Industry & Showroom	Compliance with the Development Standards of the Light Industry Zone
6.	Lots Nos 706, 707, 708, 711 & 712 Marsh St	General Industry	Brickworks	None
7.	Lot 11 Harbour Street	Rural Residential	Bus Depot & Caretaker's Cottage	None
8.	Reserve No 28598 (Lot 1570) Cnr Federal/Fairway Sts	Recreation	Restoration Machinery Display	None
9.	Narrogin Town Lot Pt 10 corner Fairway and Fortune Sts	Central Business Zone	TAFE Centre	Development limited to boundaries of existing building
10.	Narrogin Lots Pt 1231 & 1232 Federal and Felspar Sts	Other Commercial	Plant Nursery	Development limited to rear half of Lots 1231 & 1232
11.	Narrogin Town Lot 1 of 1230 Federal St	Single Residential	Restaurant Arts & Craft Centre	None

Code No.	Particulars of Land (as shown on Scheme Map)	Base Zone/ Area	Additional Use	Conditions
12.	Lot Pt 6 of 466 & Pt 1 & 2 of 465 Williams Rd	Other Residential	Motel Licensed Restaurant	No extension or change of land use without the special approval of the Council
13.	Lot 1559 Cnr Williams & Narrakine Rds	Other Residential	Motel/Restaurant	No extension or change of land use without the special approval of the Council
14.	Lots 268 & 174 cnr Doney & Heath Sts	Shops & Office	Hotel/Carpark	No extension or change of land use without the special approval of the Council
15.	Lot 40 Cnr Kipling & Gordon Sts	Other Commercial	Service Station	No extension or change of land use without the special approval of the Council
16.	Lots 22/23 of 10 Clayton/Earl & Eston Sts	Other Commercial	Service Station	No extension or change of land use without the special approval of the Council
17.	Lot South Part 234 Havelock St	Single Residential	Ballet Teaching Studio	None
18.	Lot Pt 717 Reserve No 10317 Railway Lease land	Central Business Zone	Service Station	No extension or change of land use without the special approval of the Council
19.	Lot 30 Egerton and Earl Sts	Central Business Zone	Petrol Filling Station	No extension of use without special approval of the Council
20.	Lots 538, 539, 540 Williams Road and Earl Street	Single Residential	Art Studio Teaching Ceramics	No change without special approval of the Council
21.	Lot 541 Williams Rd	Single Residential	Professional Offices	No change or expansion of use without special approval of the Council
22.	Lot 543 Williams Rd	Single Residential	Professional Offices	No change or expansion of use without special approval of the Council
23.	Reserve 26017 Lot 1554 Williams Rd	Other Residential	Caravan Park	None
24.	Reserve 25301 Lot 1548	Recreation	Aboriginal Arts/Crafts	No extension of use without special approval of the Council, compliance with the Development Standards of Community Zone
25.	Lot 13 Lefroy Street	Rural	Bus Depot & Caretaker's Cot- tage	None

2.4 SPECIAL USE ZONE

Those portions of the Scheme Area which are shown on the Scheme Map and specified in the Table below are classified as Special Use Zones.

Any parcel of land specified in the Special Use Zone may only be used for the purpose specified and subject to the conditions specified in the Table with respect to the land.

TABLE

Code No.	Particulars of Land (As Shown on Scheme Map)	Special Zone	Conditions
1.	Lot 25E Ensign/Gregory Sts Lot 20 South Pt Ensign/ Earl Sts Lot East Pt of 1 & Lot 24 Ensign St Lot Pt 259 Ensign St Lot Pt 1592 South West Pt Res 32682 Earl/Egerton Sts Lot 14 Pt Lots 11, 10, 2 & 16 Park Street	Car Park	Development to comply with conditions as set out in Carpark Zone.
2.	Lot 1234 Res A17386 Federal/ Fortune Sts	Recreation Park	None
3.	Lots 51/52 Res 5633 corner Federal/Fortune Sts	Civic Buildings Shops & Offices	None
4.	Pt Lot 1592 Res 32682 corner Earl/Egerton Sts	Museum	None
5.	Lot Part 263 corner Fortune and Rowley Streets	Telecom	None

2.5 DEVELOPMENT AREA

POLICY STATEMENT

The intention of the Council within a Development Area is to provide for the progressive development of land for residential purposes and other uses normally associated with residential development. Prior to the subdivision or development of such land, the Council will require either a Development Town Planning Scheme or an overall concept plan of the Area to be prepared in order to improve the planning, development and amenity of the Area. Land within a Development Area and included in a Rural Zone would require rezoning prior to subdivision or development for non-rural purposes.

2.5.1 DEVELOPMENT STANDARDS

The Council shall require that before subdivision or development of land is permitted within a Development Area, an overall concept plan covering the whole of the Area together with a statement of subdivisional conditions and such other reports as the Council considers necessary. The overall concept plan, statement and reports shall be submitted for the approval of the Council prior to subdivision or development of the land. Where an overall concept plan is required, a person shall not subdivide or develop any land within a Development Area unless an overall concept plan has been approved by the Council or otherwise than in accordance with that plan.

2.6 SIGNIFICANT AND HISTORIC PLACES

POLICY STATEMENT

The places described in the Schedule hereunder and situated on the lands shown as Significant and Historic Places on the Scheme Map are considered by the Council to be of historic, architectural, scientific, scenic or other value that should be retained in their present state or restored to their original state or to a state acceptable to the Council.

2.6.1 DEVELOPMENT STANDARDS

1. No person shall without the special approval of the Council at or on a Significant and Historic Place:—
 - (a) carry out any development;
 - (b) demolish a building or structure or damage the significant and historic place;
2. Without affecting the generality of any other provision of the Scheme specifying the manner in which the Council is obliged or permitted to deal with an application for development approval, the Council in dealing with any application for development approval may for reasons related to the conservation of a place of cultural heritage significance:—
 - (a) refuse approval;
 - (b) grant approval without conditions; or
 - (c) grant approval with conditions including conditions aimed at the conservation of the place.

3. The provisions of Clause 6.3.2 of the Scheme shall with the necessary modifications having been made, apply to applications under paragraph 1(a) and 1(b) for the special approval of the Council in respect to Significant and Historic Places.
4. The Council may give its special approval to the restoration of a Significant and Historic Place notwithstanding that the work involved does not comply with the Building Code of Australia 1990 (as amended), or with the provisions of the Development Table for the Zone or Area in which the Place is situated.
5. Any person whose land or property is injuriously affected by a decision of the Council refusing an application for its consent to do any of the things mentioned in paragraph 1 above or granting its consent subject to conditions not acceptable to the applicant may if such refusal or conditions relate to the preservation of the place and if the claim is made within six months of the decision of the Council claim compensation from the Council.
6. The purpose and intent of this area is to ensure that any places of value are conserved and that all new development or redevelopment respects in its design and finishes (but not necessarily reproduces) the prevailing character and style of construction, especially those existing elements that best demonstrate historical and architectural integrity and history of the Town.
7. In considering any application to commence development the Council shall have due regard for any policy statement of the Council and to the published views of the Heritage Council of Western Australia, the Australian Heritage Commission, the National Trust of Australia (WA) and to the views of those or any other relevant bodies, which views the Council may solicit.

Code No.	Name of Place	Description of Location Shown on Scheme Map	Description of Place
1.	BAPTIST CHURCH	Reserve 6988 Town Lot 47 Fortune Street—south side of road, SW corner of intersection with William Kennedy Way	Simple rectangular stone building with CGI roof, of colonial Gothic form erected C1900.
2.	MUSEUM (former COURTHOUSE)	Lot Pt 1592, Res 32682 Egerton Street—SE corner of intersection with Earl Street	Single storied stone building with brick quoins and CGI roof—former school and courthouse, erected 1894, converted 1905.
3.	TOWN HALL	Lot 51 and 52 Res 5633 Federal Street—SW corner of intersection with Fortune Street	Two storied stuccoed civic building with neo-classical detailing, dating from C1900. Inappropriate verandah enclosures and modern paint colours now apparent.
4.	FORMER PRESBYTERIAN CHURCH	Lot 343 Fathom Street—SW corner of intersection with Earl Street	Brick building with CGI roof with stucco trimming to walls and around openings, erected C1900.
5.	RAILWAY OFFICES (former CONVENT)	Lots 338 and 337 Fortune Street—south side of road, one lot east of Glyde Street	Large two storied brick building with CGI roof and unique arched colonnade to ground floor verandah, erected C1920, converted 1978.
6.	RAILWAY HOUSES	Part Lot 718, Reserve No. 10317 Hale Street—west side of road on SW corner of intersection.	A group of three brick residences with CGI roofs and verandahs with ornamental posts and fascias to three sides of the buildings—in excellent condition, erected C1920.
7.	SOLDIERS MEMORIAL SITE	Lot 1267, Reserve No. 17532 Williams Road NE corner of intersection with Fortune Street.	Memorial pavilion with neo-classical pillars and tile roof in park setting.
8.	MARDOC BUILDING	Lot 2 of Location 177 south west corner Federal and Egerton Streets	Three storey cement rendered and brick building revealing a Dutch colonial influence C1911.

Code No.	Name of Place	Description of Location Shown on Scheme Map	Description of Place
9.	FORMER AMP BUILDING	Lot Part 10 of 54 and Lot 177 south west corner Fortune and Fairway Streets	Two storey brick and cement rendered building featuring a curved entry incorporating dentilled pediment, supported on Tuscon columns in lavish use of rendered stone C1927.
10.	FORMER VAILIMA MATERNITY HOSPITAL STAGE	Lot 14 of 354 south west corners of Falcon and Earl Streets	Built 1910 a spacious, private home in brick and iron home in the fashionable Federation style of the day. In 1938 renamed Vailima and used as a maternity hospital.
11.	FORMER VAILIMA HOSPITAL	Lot Part 199/200 north/ west corner of Havelock/ Homer Streets.	Built around 1914, brick and iron building. Features simple verandahs detailed ornate carved name across gable. Used as a private hospital from 1914-1938.
12.	HORDERN HOTEL	Lot 1 of 2F & 3F Federal Street	Built initially around 1905. Partially destroyed by fire rebuilt 1922. Brick and iron hotel of two storeys. Features simple verandah over footpath with arched windows.
13.	NARROGIN ENTERPRISE AGENCY BUILDING	Lot Pt 33 Egerton Street	Simple stone and iron building. Erected as School Master's Cottage around 1895/1900.
14.	VOGUE FABRICS	Lot 35 Egerton and Rowley Streets	Simple brick and iron building with ornate eave support. Former Agriculture Bank.
15.	ANZ BANK	Lot 53 corner Federal and Park Streets	Two storey brick and tile bank, with accommodation above. Street face ornate especially to upper storey with portico supported by colonnades.
16.	POST OFFICE	Lot 262 Fortune Street	Single storey brick and tile structure with ornate brick arches to entry porches and street faces.
17.	DWELLING	Lot 214 corner Homer and Harper Streets	Brick and iron cottage with ornate verandah. First war service home built in the town. Cir 1920.
18.	DWELLING	Lot 1 of 524/525 Havelock Street (Wnuk)	Brick and iron dwelling featuring arid and ornate verandah and roof lines.
19.	DWELLING	Lot 5 of 524/525 Havelock Street (Ennis)	Brick and iron dwelling featuring arid and ornate verandah and roof lines.
20.	DWELLING	Lot 8 of 229 Havelock Street (Fleay)	Simple workers cottage. Rendered walls. Typical of early workers home.

Code No.	Name of Place	Description of Location Shown on Scheme Map	Description of Place
21.	DWELLING AND TWO PALM TREES IN FRONT YARD	Lot 12 of 523 Havelock Street (Caulfield)	Brick and iron dwelling featuring arched and ornate verandah and roof lines.
22.	GROUP OF SEVEN LIVISTONE AUSTRALIS PALM TREES	Lot 10 Fairway Street	Group of seven palm trees, planted early part of Century.

2.7 ARTERIAL ROADS (IMPORTANT REGIONAL ROADS)

POLICY STATEMENT

The Arterial Roads delineated on the Scheme Map are important regional roads which form the region's primary road network. They connect major parts of traffic generation and carry most long distance movements. Access points and adjacent development need to be controlled and future alignments protected to ensure the roads' traffic function is not impaired.

2.7.1 DEVELOPMENT STANDARDS

1. A person shall not without the approval of the Council carry out any development on land designated as an Arterial Road.
2. The Council may refer an application for development on land designated as an arterial road to the Main Roads Department for comment and shall have regard to that Department's comments in considering the application.
3. Development on land adjoining an arterial road shall comply with the Development Table for the zone area in which it is situated except that:-
 - (a) the requirement that the front boundary set back specified for the development proposed applies from the alignment of the arterial road whether that alignment corresponds with the boundary of the lot or not;
 - (b) vehicular access from the land to the arterial road is not permitted without the approval of the Council and the Council shall not grant approval if it is satisfied that reasonable alternative access to the land is available.

2.8 SUB-ARTERIAL ROADS

POLICY STATEMENT

Sub-Arterial Roads are the principal feeders and collectors between Arterial Roads and Other Important Roads. They serve as secondary traffic generators and carry traffic travelling from one neighbourhood to another as well as some local traffic. Access points need to be regulated and adjoining development should be set back to secure health and safety standards.

2.8.1 DEVELOPMENT STANDARDS

1. Not more than one vehicular access point and one vehicular egress point to and from land abutting a sub-arterial road is permitted unless the Council otherwise approves; the Council should not grant its approval to a new vehicular access or egress point if there is reasonable alternative access or egress available.
2. Development on land adjoining a sub-arterial road shall comply with the development standards applicable for the Zone or Area in which it is situated except that:-
 - (a) where a sub-arterial road abuts land contained in the Central Business District the Council by absolute majority may adjust the setback requirement;
 - (b) in all other cases no building or structure shall be erected closer than 5 metres from the alignment of a sub-arterial road, whether that alignment corresponds with the boundary of the lot or not.

PART 3—GENERAL PROVISIONS

3.1 RESIDENTIAL ZONES

3.1.1 RESIDENTIAL DEVELOPMENT

Development in the Residential Zone shall comply with the objectives for that Zone as outlined in Part I and the Residential Planning Codes.

- (a) For the purpose of this Scheme "Residential Planning Codes" means the Residential Planning Codes set out in Appendix II, to the Statement of Planning Policy No. 1, together with any amendments thereto.
- (b) A copy of the Residential Planning Codes, as amended, shall be kept and made available for public inspection at the offices of the Council.
- (c) Unless otherwise provided for in the Scheme, development of the land for any of the residential purposes dealt with by the Residential Planning Codes shall conform to the provisions of those Codes and the Schedules to those Codes.

3.1.2 RESIDENTIAL PLANNING CODES—APPLICATION

The Residential Planning Codes density applicable to land within the Scheme Area shall be determined by reference to the Residential Planning Codes density as shown on the Zoning and Development Tables.

3.1.3 RESIDENTIAL PLANNING CODES—VARIATIONS

For the purpose of this Scheme the Council has resolved to adopt the Residential Planning Codes as outlined in Clause 3.1.1 with the following variations:—

- (a) The variation of the front, side and rear setback requirements in the Single Residential and Other Residential Zones as notated in the Zoning and Development Table for each zone.
- (b) The variation of the car parking requirements in the Single Residential and Other Residential Zones as notated in the Zoning and Development Table for each zone.

3.1.4 HOME OCCUPATIONS—APPLICATIONS

Council shall not consider an application for a Home Occupation until such time as:—

- (a) The applicant has advertised as set out in Appendix VI in a newspaper, circulating in the District, his/her intention to apply to the Council for approval to establish a Home Occupation.
- (b) The applicant has lodged the application form in Appendix VI to the Council.
- (c) The applicant has provided proof that the requisite notice has been published in a newspaper circulating in the District.
- (d) The applicant has proof that the adjoining land owner or tenants have been notified in writing of the proposal and given an opportunity to comment.
- (e) The applicant is the occupier of the dwelling in which the home occupation is carried on.

3.1.5 HOME OCCUPATIONS—MATTERS TO BE CONSIDERED BY COUNCIL

The Council shall not grant approval to a Home Occupation unless it is satisfied that:—

- (a) Similar types of businesses in the locality would not be adversely affected.
- (b) The amenity of the surrounding area would not be adversely affected.
- (c) The land is less suited for the purpose under which it is zoned in the Scheme.
- (d) There are no other suitable premises in the locality available for the purpose intended for the Home Occupation.
- (e) A fee equal to the minimum municipal rate for the time being paid to the Council, called the Permit Fee, and is renewable at January 1 each year.
- (f) In granting its approval for the establishment of a Home Occupation, the Council shall require the applicant to enter into a deed of agreement as set out in Appendix VI to guarantee the performance of the occupation.
- (g) An approval to carry on a home occupation:—
 - i) is valid only for a period of 12 months after the date of issue thereof but may be renewed upon application in writing to the Council.
 - ii) is not capable of being transferred or assigned to any other person and does not run with the land in respect of which it was granted.
- (h) In granting an approval to carry out a home occupation the Council may impose any condition it thinks fit.
- (i) If in the opinion of the Council a home occupation is causing a nuisance or annoyance to neighbours or to other persons within the neighbourhood or if any condition imposed by the Council is not complied with, the Council may revoke an approval granted by it in respect of the home occupation.

3.1.6 PARKING AND REPAIR OF COMMERCIAL VEHICLES

No person shall within a Residential Zone:—

- (a) Park or allow to remain stationary for more than four hours consecutively:—
 - (i) more than one commercial vehicle;
 - (ii) a commercial vehicle unless such vehicle so parked is housed in a domestic garage or domestic outbuilding;
 - (iii) any vehicle which due to size or load is not capable of being completely housed within a domestic garage or domestic outbuilding having a maximum floor area of forty five square metres and in which no horizontal dimension is more than fifteen metres;
 - (iv) a vehicle which together with the load thereon exceeds three metres in height; unless the vehicle is being used in connection with building or construction works.
- (b) Repair, service or clean a commercial vehicle unless such work is carried out whilst the vehicle is housed in a domestic garage or domestic outbuilding.
- (c) Keep or allow to remain or build, repair, paint, service, clean or renovate any boat, launch, yacht, dinghy or other vessel or a caravan in front of the setback line for more than eight hours consecutively without the consent of the Council.

3.1.7 STABLES AND ANIMALS

- (a) No person shall within a Residential Zone on a lot of less than 2000 square metres in area nor without the permission of the Council within a Residential Zone on land of 1,500 square metres in area or more:—
- (i) keep a horse, cow, donkey, mule, goat or camel; or
 - (ii) erect a stable or use a building or part thereof as a stable.
- (b) Permission may be given pursuant to this clause for a limited period and unless renewed, shall be deemed to have lapsed after the expiration of that period.

3.2 BUSINESS AND INDUSTRIAL ZONES

3.2.1 ACCESS FOR LOADING AND UNLOADING VEHICLES

- (a) No land or buildings shall be developed unless provision is made for an area clear of the street for the purpose of loading or unloading goods or materials.
- (b) The Council will seek to ensure that the majority of servicing vehicles will be able to leave and enter the street in a forward direction.
- (c) It is expected that any access way shall be not less than 4.5 metres wide but in exceptional circumstances the Council may permit an access way of lesser width but not less than 3.0 metres and then only when a one-way system can be established.

3.2.2 PROVISIONS OF PARKING AND LOADING AND UNLOADING

In all zones, parking, loading and unloading and access, complete with necessary drainage, signs and marking as required by the Council, shall be provided prior to any occupation of the development or at such time as may be agreed in writing between the Council and the developer. Such areas shall be maintained to the satisfaction of the Council.

3.2.3 HEIGHT OF BUILDINGS

- (a) Within the Scheme Area no building shall be constructed in excess of two storeys or 8.0 metres overall, whichever is the greater, above natural ground level.
- (b) For the purpose of this Clause, the height of a wall shall be defined as that contained in the Residential Planning Codes.
- (c) Notwithstanding the provisions of the above paragraph the Council may, after following the procedures set out in Part 6.3 relating to special approval, grant approval for the construction of a building higher than the maximum specified.

3.2.4 BUILDING MATERIALS

No person shall in any Other Commercial or Industrial Zone erect any building or part of a building which is used as an office unless it is constructed of a material approved by the Council.

3.2.5 SCREENING OF STORAGE AREAS

No person shall in any Other Commercial or Industrial Zone use any land for open storage purposes unless it is screened from public view by a fence, wall or planting; the siting and height of which to be approved by the Council.

3.2.6 MOTOR VEHICLE WRECKING

A person shall not in any Industrial Zone, store, or permit to be stored or to remain on any land, any disused motor vehicles, old motor vehicles, or old machinery or any parts thereof:—

- (a) over an area of land exceeding one hectare;
- (b) in any number exceeding 1,500 per hectare where the vehicles have been reduced by pressure or other process to a volume of two cubic metres or less or exceeding two hundred per hectare where they have not been so reduced; or
- (c) unless they are placed in neat rows not exceeding two metres in height.

3.3 CENTRAL BUSINESS ZONE

3.3.1 POLICY STATEMENT

The Council has adopted a Policy Map to provide a co-ordinated framework for the future development of the Town Centre Area as shown in Appendix VIII. The objectives of the Policy Map are:—

- to provide for the function of the Town Centre as a Regional shopping, commercial, service and civic centre;
- to maintain accessibility to the Town Centre;
- to create an attractive layout and environment for pedestrian use whilst enhancing the character of the area;
- to provide the maximum flexibility of land use in the area.

The Policy Map may be amended and elaborated upon by an absolute majority of the Council. It is advisory only, designed to guide the Council's discretion.

3.3.2 CAR PARKING

- (a) The Council may accept a cash payment in lieu of the provision of car parking spaces but subject to the following requirements:—
- (i) a cash-in-lieu payment shall be not less than the estimated cost to the owner of providing and constructing the 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 parking spaces;
 - (ii) before the Council agrees to accept a cash payment in lieu of the provision of parking spaces, the Council must either have already provided a public car park nearby, or must have firm proposals for providing a public car park area in the Town Centre Area within a period of no more than 18 months from the time of agreeing to accept the cash payment;
 - (iii) payments made under this paragraph shall be paid into the trust fund referred to in Clause 3.3.6.
- (b) The Council may accept the transfer of land within a Car Park Zone in lieu of or in part of the provision of car parking spaces subject to such conditions as the Council thinks fit.

3.3.3 LANDSCAPING

Notwithstanding any other provisions of this Scheme, the minimum landscaping required within the Town Centre Area may be a paved area in the form of a courtyard, plaza, arcade or walkway and shall contain such trees, other planting, seating and other furniture as may be determined by the Council.

3.3.4 COUNCIL POLICIES

- (a) The Policy Map as shown in Appendix VIII is a statement of the Council's intentions for the future development of the Town Centre Area. It may be amended or another plan substituted by resolution of an absolute majority of the Council.
- (b) The Council may by resolution of an absolute majority adopt policies relating to development within the Town Centre Area and including the following particular matters:—
- (i) location of walkways, arcades, courtyards and plazas and tree planting;
 - (ii) the provision of awnings, verandahs or colonnades for weather protection of pedestrians; and
 - (iii) building facades and elevations.

3.3.5 EXISTING PREMISES

Within the Town Centre Area the Council at its discretion may vary the application of the Development Standards in respect of any development involving a change of land use of an existing building.

3.3.6 TRUST FUND

The Council shall establish a "Central Business District Trust Fund". All land transferred to the Council and all money paid to the Council pursuant to Clause 3.3.2 hereof, shall form part of the said fund. The Council shall apply the Central Business District Trust Fund in payment of expenses incurred by Council in the acquisition and development of land for public car parks within the Central Business District zone.

3.4 MISCELLANEOUS

3.4.1 CAR PARKING

- (a) The car parking requirements for each zone and each use are set out in the Development Table.
- (b) Subject to the provisions of this Clause the car parking requirements shall be provided on the site which is the subject of the proposed development or with the approval of the Council in the immediate vicinity thereof.
- (c) Each parking space shall be not less than the dimensions shown in Appendix IV for the type of parking layout adopted.
- (d) All parking spaces and all necessary accessways shall, unless the Council agrees otherwise and except as hereinafter provided, be paved.
- (e) Where the maximum dimension of an open car parking area exceeds 20m in length or width, one parking space in every 20 shall be used for garden and planting of native plants and trees to provide visual relief and so long as the garden and planting areas are maintained in good order, those parking spaces shall be included in calculations as car parking and not as landscaping.
- (f) Where the owner demonstrates to the satisfaction of the Council that there is not the demand for the number of parking spaces specified in the Development Table, the Council may permit the owner to provide landscaping in lieu of parking spaces not constructed and the landscaping shall be included in calculations as car parking but not as landscaping; but the Council may from time to time require that additional parking spaces be provided.

3.4.2 LANDSCAPING

- (a) The landscaping requirement shown in the Development Table or referred to in the Scheme means an open area designed, developed and maintained as garden planting and areas for pedestrian use and at the discretion of the Council, it may include natural bushland, swimming pools and areas under covered ways, but garbage collection and handling spaces, playing fields and other open storage areas and recreational buildings and amenity buildings shall not be included.
- (b) The Council may in a landscaped area encourage the use of gravel, pebble and similar hard materials and the planting of trees, shrubs or ground cover that requires little maintenance.
- (c) Where a proposed development utilises less than fifty per cent of the allowable plot ratio, the Council may reduce the landscaping requirement, provided that the landscaping requirement shall be required proportionately as subsequent development occurs.
- (d) A requirement of the landscaping is that one tree capable of growing to a height of three metres or more shall be planted for every ten square metres of landscape area, but the Council may relax this requirement in the case of residential land use.
- (e) No person shall, unless the Council otherwise approves, occupy any buildings forming part of an approved development until the required landscaping has been constructed and planted.

3.4.3 BATTLE-AXE LOTS

- (a) In the application of the Development Table to battle-axe lots and in the creation of battle-axe lots, the following standards shall apply:-
 - (i) the access strip shall be excluded in calculating the area of the lot;
 - (ii) the requirements of plot ratio and site coverage and other site requirements shall be applied to the area as calculated in sub-paragraph (i);
 - (iii) the setback requirements of the Development Table shall be applied according to the direction in which the dwelling house faces or in such other direction as shall be agreed upon by the Council and the owner;
 - (iv) all stormwater from the access strip shall be disposed of within the limits of the lot;
 - (v) the access strip shall be paved to the satisfaction of the Council for a width of not less than three metres.

3.4.4 DEVELOPMENT OF LOTS WITH MORE THAN ONE STREET FRONTAGE

- (a) Where development is proposed on a lot which has more than one street frontage, the Council shall decide which street shall be the street frontage for the purposes of the Development Table and the other provisions of the Scheme.
- (b) The front boundary setback from the street not deemed to be the street frontage by the Council may be reduced by 50%.

3.4.5 ONE DWELLING PER LOT

In all Zones unless otherwise permitted in the Zoning Table only one dwelling shall be permitted on each lot or location excepting that in the Rural Zone, where the lot or location exceeds eight hectares in area, the Council may, at its discretion, approve the erection of an additional dwelling provided it is satisfied that the additional dwelling(s) are required to provide accommodation for agricultural or horticultural worker(s).

3.4.6 MAXIMUM BUILDING HEIGHT

Unless otherwise provided for in the Scheme, no site shall be developed or building constructed to contain more than two storeys or exceed 10 metres in height, measured to the highest portion of the building from mean natural ground level, or such other ground level, as may be determined by Council.

Council may vary this requirement, if it can be satisfied the development can comply with the development standards and:—

- (a) will not restrict light, sunshine and natural ventilation enjoyed by surrounding properties;
- (b) will not intrude upon the privacy enjoyed by surrounding properties with overview;
- (c) will not diminish views or outlook available from surrounding properties;
- (d) is sympathetic with the scale and character of the surrounding built environment.

3.4.7 PRIVACY

In considering an application for planning consent to any residential development the Council shall have regard to and may impose conditions to ensure that the privacy of both the occupants of the proposed development and of adjoining properties is protected particularly in respect to overlooking and noise transmission.

3.4.8 HEIGHT OF RETAINING WALLS

Unless otherwise approved by the Council, no person shall erect or construct a retaining wall other than in accordance with Council's Policy. Where a retaining wall is greater than 1.0 metre in height at any point no construction is to take place without Council approval. In determining an application to erect or construct a retaining wall, Council shall have regard to:—

- (a) its likely impact on the amenity or appearance of the land immediately adjoining the proposed retaining wall;
- (b) the engineering design, materials, shape, height or proximity of the retaining wall to, and its likely effect on the outlook from, adjoining land;
- (c) the effect on the usability of the land on which the retaining wall is proposed.

3.4.9 OUTBUILDINGS—CONSTRUCTION TYPE AND SIZE LIMITATIONS

Within all Single Residential and Other Residential zoned areas of the Town, planning consent will be granted to outbuildings appurtenant to a dwelling provided all boundary setbacks and building separation requirements have been complied with, the building is of single storey construction, and provided the proposed development complies with the following:—

(a) General Construction:—

- (i) Non-masonry construction—where the total non-masonry outbuilding area does not exceed 55 square metres and the total outbuilding area does not exceed 75 square metres.
- (ii) Masonry construction—where the total outbuilding area has walls constructed of the same materials and appearance as the house and does not exceed 75 square metres and no parapet wall is greater in length than 8.0 metres.
- (iii) Wall height of any outbuilding not to exceed 3.0 metres, this height limitation also applies to parapet walls; in the case of gable roof construction the maximum building height is not to exceed 4.0 metres.
- (iv) Prior to considering a parapet wall construction on any boundary, the applicant will present Council with written agreement to the same by any affected adjoining landowner.
- (v) No planning consent will be granted, for any outbuildings, on any residential zoned lot which does not contain a residence.
- (vi) The applicant providing the Council with his written undertaking that the outbuilding constructed will only be used for the purpose permitted within the zone in which it is located, under the provisions of the Scheme.
- (vii) Any development application which does not comply with the above shall be referred to Council for consideration.

(b) Distance from boundaries:—

- (i) Brick construction—garages, patios, pergolas, sheds and all other outbuildings except carports:—
 - in Single Residential and Other Residential Zones;
 - if attached to a dwelling, 1.0 metre from side boundaries with eaves not closer than 0.5 metres to a side boundary, measured from the outer edge of the gutter. Setback to the rear boundary to be as specified for the dwelling in the appropriate Zoning and Development Table;
 - if detached from a dwelling, the outbuilding shall be at least 1.0 metres clear of the dwelling, 1.0 metre from a side boundary, 1.0 metres from the rear boundary, with eaves not closer than 0.5 of a metre to a side boundary, measured from the outer edge of the gutter.
 - A detached outbuilding may be constructed on a side or rear boundary subject to the requirements of the Building Code of Australia 1990 (as amended).
- (ii) Metal or wood framed construction—garages, patios, pergolas, sheds and all other outbuildings except carports:—
 - in Single Residential and Other Residential Zones;
 - garages, sheds, and all other outbuildings except patios and pergolas, are to be detached from and at least 1.0 metres clear of the dwelling and 1.8 metres clear of any leach drains. Clearance to side and rear boundaries to be a minimum of 1.0 metre and to any septic tanks on-site is to be at least 1.2 metres;
 - patios and pergolas are to be setback at least 1.0 metre from any lot boundary unless otherwise approved by Council.

(iii) Carports—in the case of Residential and Other Residential zones:—

- columns of brick or steel may be erected on a boundary provided no more than four columns are used and roofing including guttering is at least 0.5 of a metre clear of the boundary;
- beams shall be of steel where, within 0.5 of a metre of a boundary and a dividing fence forming a side wall of the carport, shall not be higher than 1.8 metres.
- timber framed carports shall be sited 1.2 metres clear of all boundaries.

3.4.10 DIVIDING BOUNDARIES—FENCE OR SCREEN WALL HEIGHTS

No fence or screen wall shall be erected within 0.9 of a metre of a dividing boundary to a height greater than 1.8 metres above natural ground level without the approval of the Council. The Council may refuse to grant approval of a screen wall or fence higher than 1.8 metres above natural ground level if in the opinion of Council such additional height would adversely affect the amenity of the occupants of the adjoining lot.

3.4.11 HEIGHT OF EMBANKMENTS

The height of any newly formed embankment or newly excavated face shall not be greater than 1.0m unless otherwise approved by the Council.

3.4.12 LAND LIABLE TO FLOODING

A building shall not be constructed on land defined by the Council as being liable to flooding or inundation.

3.4.13 SUBDIVISION CONTROL

Any application for subdivision relating to the area bounded by Clayton, Narrakine, White and Fleay Roads will not be supported by the Council.

3.4.14 GENERAL APPEARANCE OF BUILDINGS

No person shall without the written approval of the Council erect a building which by virtue of colour or type of materials, architectural style, height or bulk, ornamental or general appearance, has an external design which in the opinion of the Council is out of harmony with existing buildings or the landscape character of the area.

PART 4—NON-CONFORMING USES OF LAND

4.1 If at the gazettal date any land, building or structure is being lawfully used for a purpose or in a manner not permitted by the Scheme (hereinafter called “a non-conforming use”), the non-conforming use may continue subject to the following restrictions:—

- (a) The non-conforming use shall not be extended beyond the boundaries of the lot or lots upon which it was carried on at the gazettal date.
- (b) If the buildings in which the non-conforming use is carried on are wholly within one lot only, then such buildings shall not be extended beyond the limits of that lot.
- (c) A building shall not be altered or extended otherwise than in conformity with the relevant provisions of this Scheme and the Council may require that all or part of the provisions of the Development Table applicable to that zone in which the non-conforming use would be a permitted use shall apply.
- (d) A building which is situated on land shown as a Significant and Historic Place on the Scheme Map shall not be altered or extended unless it conforms to the relevant provisions of Clause 2.6.1 or unless with the approval of the Council.

4.2 Subject to Clause 4.3, if a non-conforming use is discontinued or changed after the gazettal date, a person shall not thereafter use the land or any building or structure thereon or in which the non-conforming use was carried on for a purpose not permitted by the Scheme.

4.3 The Council may upon such conditions as it thinks fit permit the change of a non-conforming use to another non-conforming use if in its opinion the latter use is less prejudicial to the amenity of the area.

4.4 The Council may for the purpose of discontinuing any particular non-conforming use acquire the land and buildings (if any) on or in which the use is or is permitted to be carried on or make agreements relating to the payment of compensation or monies to persons willing to discontinue a non-conforming use.

4.5 If a non-conforming use shall be changed to another use, all the requirements of the Scheme relating to the new use and to the buildings used in respect thereof shall be complied with by the owner and by the occupier of the land on which the use is carried on.

4.6 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.

4.7 Notwithstanding the provisions of Clauses 4.2 and 4.3 if any building, at the gazetted date, being used for a non-conforming use is unavoidably destroyed or damaged, the Council may, at its discretion, allow the rebuilding of the building and the continuance of the non-conforming use provided the building does not occupy a greater floor area than existed at the gazetted date and the non-conforming use is conducted at no greater intensity than at the gazetted date.

PART 5—CONTROL OF ADVERTISEMENTS

5.1 POWER TO CONTROL ADVERTISEMENTS

5.1.1 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 approval is required in addition to any licence pursuant to Council's Signs and Hoarding and Bill Posting Bylaws.

5.1.2 Applications for Council's planning approval pursuant to this Part shall be submitted in accordance with the provisions of Clause 6.3 of the Scheme and shall be accompanied by a completed Additional Information Sheet in the form set out at Appendix V giving details of the advertisement(s) to be erected, placed or displayed on the land.

5.2 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.

5.3 CONSIDERATION OF APPLICATIONS

Without limiting the generality of the matters which may be taken into account when making a decision upon an application for planning approval 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.

5.4 EXEMPTIONS FROM THE REQUIREMENT TO OBTAIN APPROVAL

Subject to the provisions of the Main Roads (Control of Signs) Regulations 1983 and notwithstanding the provisions of Clause 5.1, the prior approval of the Council is not required in respect of those advertisements listed in Appendix VII which for the purpose of this Part are referred to as 'exempted advertisements'. The exemptions listed in Appendix VII do not apply to places, buildings, conservation areas or landscape protection zones which are either:—

- (a) listed by the National Trust;
- (b) listed on the Register of the National Estate;
- (c) included in Local Authority Town Planning Schemes because of their heritage or landscape value.

5.5 DISCONTINUANCE

Notwithstanding the Scheme objectives and Clause 5.4, 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.

5.6 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.

5.7 NOTICES

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

5.7.2 Any notice served in exceptional circumstances pursuant to Clause 5.5 or pursuant to Clause 5.6 shall be served upon the advertiser and shall specify:—

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

5.7.3 Any person upon whom a notice is served pursuant to this Part may within a period of 28 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.

5.8 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.

5.9 ENFORCEMENT AND PENALTIES

The Offences and Penalties provisions specified in Clause 7.4 of the Scheme apply to the advertiser in this part.

PART 6—PLANNING CONSENT

6.1 APPLICATION FOR PLANNING CONSENT

6.1.1 A person shall not commence or continue development or change the use of any land zoned under the Scheme without first having applied for and obtained the planning consent of the Council under the Scheme.

6.1.2 The application shall be in the form and contain the particulars referred to in the form in Appendix 1 and any further particulars the Council considers necessary to enable it to determine the application.

6.1.3 For the purposes of the Scheme the following works and uses are not development and it is not necessary for a person to make application for planning consent in respect thereof:—

- (a) the maintenance, improvement or alteration of or to a building if the works:—
 - (i) affect only the interior of the building; or
 - (ii) do not materially affect the external appearance of the building or increase the floor area thereof;
- (b) a public work undertaken, constructed or provided by the Government or a Department or instrumentality of the Government or a Local Authority pursuant to Section 32 of the Act;
- (c) the use of a building or land within the curtilage of a dwelling house for a purpose incidental to the enjoyment of the dwelling house as such;
- (d) the construction of a road or the carrying out of improvements on the land designated as a road or as public open space on a plan of subdivision approved by the State Planning Commission;
- (e) the erection of a dwelling house upon a lot upon which no other dwelling house has been or is in the course of being erected if the use of that lot for the purposes of a dwelling house is permitted by the Scheme and the relevant development standards and requirements of the Scheme are complied with.
- (f) the erection of a boundary fence except as otherwise required by the Scheme.
- (g) 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.

6.1.4 Without limiting the generality of the expression 'development' for the purposes of the Scheme the Council's planning consent is required in respect of the following:—

- (a) an increase in the number of dwelling units on a lot;
- (b) the deposit of refuse or waste materials on land;
- (c) the excavation or filling of or other earthworks on land which change the natural contours of the land by more than 600mm;

6.2 RELAXATION OF STANDARDS

6.2.1 If a development is the subject of an application for planning consent and does not comply with a standard or requirement prescribed by the Scheme, the Council may approve the application unconditionally or subject to such conditions as the Council thinks fit, always provided that the Council is satisfied that:—

- (i) approval of the proposed development would be consistent with the orderly and proper planning of the locality, the preservation of the amenity of the area and be consistent with the objectives of the Scheme;
- (ii) 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
- (iii) the spirit and purpose of the requirements or standards will not be unreasonably departed from thereby.

6.2.2 Notwithstanding the provisions of Clause 6.2.1, the Council shall consider the following when contemplating discretion with regard to maximum plot ratios:—

- (i) the proportion of the site area to be covered by a building;
- (ii) any area of public space in relation to the site area;
- (iii) the amalgamation of the site area with adjacent allotments; and
- (iv) conformity with any plan prepared by the Council or Public Authority for the overall development of the neighbourhood.

6.3 APPLICATION FOR SPECIAL APPROVAL

6.3.1 The Council shall in the case of an application for permission to carry on a use marked AP in the Development Table and may in the case of an application for permission to carry on a use marked PS in the Development Table or in any other case in which application is made for its approval give notice of the application in accordance with the provisions of this Clause.

6.3.2 Where the Council is required or decides to give notice of an application the Council shall cause:—

- (a) notice of the proposed use and development to be sent by post or delivered to the owners and occupiers of land within an area determined by the Council as likely to be affected by the granting of the application;
- (b) notice of the proposed use and development to be published in a newspaper circulating in the Scheme Area and in the State of Western Australia stating that submissions may be made to the Council within 21 days from the publication thereof; and
- (c) a sign displaying notice of the proposed use and development to be erected in a conspicuous position on the land for a period of 21 days from the date of publication of the notice referred to in paragraph (b) hereof.

6.3.3 The notice referred to in Clause 6.3.1 and 6.3.2 shall be in the form contained in Appendix III with such modification as circumstances require.

6.3.4 If notices have been given, after the expiration of 21 days from the publication of the notice and after the expiration of 21 days from the posting or delivery of the notices to the owners and occupiers whichever is the later, the Council shall consider the application and decide whether to grant or refuse its special approval or to grant approval upon conditions.

6.3.5 A resolution to grant special approval must be passed by an absolute majority of the Council.

6.3.6 The applicant shall pay to the Council upon demand the amount of all expenses incurred by the Council in giving notice in accordance with the foregoing provisions and if not so paid the Council may recover that amount in a court of competent jurisdiction.

6.4 MATTERS TO BE CONSIDERED BY COUNCIL

6.4.1 In considering and making its decision on applications for approval under Clauses 6.3 and 6.4 the Council shall take into consideration the following matters:—

- (a) the provisions of the Scheme and of any other Town Planning Scheme affecting the land the subject of the application or affecting land in the vicinity;
- (b) the size, shape and character of the land to which the application relates and the view from the building and interruption of the view likely to be caused by the proposed building;
- (c) any plan, design, development code or policy adopted by the Council for the development of the locality, zone or use;
- (d) the existing and likely future character and amenity of the neighbourhood, including (but without limiting the generality of the foregoing) the question of whether the proposed development is likely to cause injury thereto including injury caused by the appearance of the proposed building or due to the emission of light, noise, electrical interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products;
- (e) the availability and adequacy of public utilities;
- (f) the nature of roads giving access to the land;
- (g) the provision of car parking, access for the manoeuvring of vehicles and likely traffic hazards;
- (h) the presence of vegetation on the site, the desirability of retaining portion of that vegetation and provision of adequate landscaping;
- (i) the submissions received by the Council including representations made by any public or statutory authority;
- (j) the advice or recommendations made by the Advisory Panel where convened;
- (k) the position of proposed buildings and their effect on adjoining buildings or land;
- (l) any other matters the Council considers relevant.

6.4.2 The Council may enter into an agreement with the owner whereby the owner covenants to carry out and observe the conditions (if any) imposed by the Council in granting its approval.

6.5 COUNCIL DECISIONS

6.5.1 The Council may grant planning consent or its special approval with or without conditions or may refuse to grant its consent or approval to an application. The decisions shall be in the form of Appendix II and shall be conveyed to the applicant.

6.5.2 If the Council grants its planning consent or special approval subject to conditions and any of the conditions are not fulfilled or complied with the Council may revoke its consent or approval.

6.5.3 The Council may limit the time for which its planning consent or special approval remains valid.

6.5.4 The Council shall notify each person by whom a submission has been made following the publication of a notice under Clause 6.3.2 of the decision of the Council and shall state the conditions (if any) imposed by the Council in granting its approval or the grounds upon which approval was refused, as the case may be.

6.6 DEEMED REFUSAL

6.6.1 Where the Council has not within 60 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 6.5.4 the application may be deemed to have been refused.

6.6.2 Notwithstanding that an application for planning consent may be deemed to have been refused under Clause 6.6.1 the Council may issue a decision in respect of the application at any time after the expiry of the 60 day period specified in that clause.

6.7 ADVISORY PANEL

6.7.1 The Council may from time to time appoint advisory panels to advise the Council on matters as they arise relating to buildings, the general appearance of buildings, the design and appearance of buildings in relation to the amenity of the area, and other matters the Council thinks fit to refer to an advisory panel.

6.7.2 Each panel shall consist of the Mayor or in his/her absence, a Councillor nominated by him/her and at least three other persons, one of whom shall if practicable, be an architect or a town planner, who in the opinion of the Council has the knowledge and experience to give a proper decision on the matters to be considered by the panel. None of the other persons appointed shall be a Councillor or an Officer of the Council.

6.7.3 The Council may from time to time revoke the appointment of any member of an advisory panel other than the Mayor or his/her nominee and may appoint a person in the place of the member of a panel whose appointment has been revoked or who resigns or is unable to act. No person who has any direct or indirect pecuniary interest in a matter before an advisory panel shall act as a member of that panel.

6.7.4 The Council is not bound by a recommendation of an advisory panel but if it does not accept the recommendation, it should give reasons for its action.

PART 7—ADMINISTRATION

7.1 POWERS OF THE SCHEME

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

- (a) To enter into any 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.
- (d) To enter into agreements with the Crown or any Department of the State to implement the objectives of the Scheme.

7.2 DELEGATION OF AUTHORITY

7.2.1 The Council may, by resolution, authorise an Officer, servant or person or a Committee consisting in whole or in part of officers, servants or persons to exercise such of the functions (other than this power of delegation) imposed upon it by or under this Scheme as may be specified in the resolution.

7.2.2 Any such delegation may, if the Council so resolves, be unlimited as to the period during which it may be exercised or limited as may be specified in the resolution.

7.2.3 The exercise of any such delegation shall be subject to such limitations and conditions as may be specified in the resolution or as may be prescribed.

7.2.4 Any Officer, servant or person or committee, when acting in the exercise of any such delegation and within its scope shall be deemed to be the Council.

7.2.5 The Council may, by resolution, revoke any such delegation either in whole or in part.

7.2.6 No act of an Officer, servant, person or Committee done within the scope of any such delegation during the period in which such delegation remains in force shall be invalidated by reason of the revocation of the delegation.

7.2.7 Notwithstanding any delegation made under this section, the Council may continue to exercise all or any of the functions delegated.

7.3 ENFORCEMENT

7.3.1 No person shall without the permission of the Council, occupy any building or part of a building the subject of an application which has been granted planning consent until the conditions thereof have been complied with to the satisfaction of the Council.

7.3.2 Twenty eight (28) days written notice is hereby prescribed as the notice to be given pursuant to Section 10 of the Act before the Council exercises the powers conferred by that Section:—

- (a) to remove, pull down or alter any building or other work in the Scheme Area, which has been commenced or continued after the gazettal date and which is such as to contravene the Scheme, or in the erection or carrying out of which any provision of the Scheme has not been complied with;
- (b) to execute any work which it is the duty of any person to execute under the Scheme, in any case where it appears to the Council that delay in the execution of the work would prejudice the efficient operation of the Scheme;

and any expenses incurred by the Council under that section may be recovered from the person in default in a court of competent jurisdiction.

7.4 OFFENCES AND PENALTIES

7.4.1 A person shall not use any land or any building or structure thereon contrary to or otherwise than in accordance with the provisions of the Scheme.

7.4.2 If pursuant to the provisions of the Scheme planning consent or an approval has been granted by the Council upon conditions, a person shall not commit a breach of or fail to comply with any of those conditions.

7.4.3 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.

7.5 CLAIMS FOR COMPENSATION AND BETTERMENT

7.5.1 Except where otherwise provided in the Scheme, the time limited for the making of claims for compensation pursuant to Section 11 (1) of the Act is six months after the date when notice of the approval of the Scheme is published in a manner prescribed by the regulations made under the Act or six months after the date upon which the land or property of the claimant is injuriously affected by the making of the Scheme, whichever is the later.

7.5.2 Claims made by the Council pursuant to Section 11(2) of the Act shall be made within eighteen months of the completion of the work or the section of the work by reason of which the land in respect of which the claim is made is increased in value.

7.6 VALUATIONS

Where it is necessary to ascertain the value of any land for the purpose of the Scheme, the value shall be determined by either the Valuer General or at the option of the Council by an independent and competent valuer appointed by the Council.

If an owner shall object to the value so determined he may give notice of such objection to the Council within 28 days after having been informed of the said value or the revised value. If the valuer does not agree to change the value to a figure acceptable to the owner, the value shall be determined by arbitration in accordance with the provisions hereinafter contained, should that owner still wish to contest the valuation concerned.

7.7 APPEALS

An applicant aggrieved by the exercise of a discretionary power by the Council under the Scheme may appeal in respect thereof under and in accordance with Part V of the Act.

7.8 POWER TO MAKE POLICIES

7.8.1 In order to achieve the objectives of the Scheme the Council may make Planning Policies relating to parts or all of the Scheme Area and relating to one or more of the aspects of the control of development and land use.

7.8.2 Such Planning Policies shall become operative only after the following procedures have been completed:—

- (a) The Council, having resolved to adopt a Planning Policy shall advertise a summary of the Policy once a week for two consecutive weeks in a newspaper circulating in the area giving details of where the full policy may be inspected and where, in what form and during what period (not being less than 21 days) representations may be made to Council.

(b) Council shall review its Planning Policy in the light of any representations made and shall then decide to rescind the Policy or to finally adopt the Policy with or without amendments or modifications.

(c) Following final adoption of a Planning Policy, details thereof shall be advertised publicly and a copy kept with the Scheme documents for inspection during normal office hours but shall not form part of the Scheme.

7.8.3 After final adoption, a Planning Policy may only be altered or rescinded by:—

(a) Preparation and final adoption of a new Policy pursuant to the Clause, specifically worded to supersede an existing Policy.

(b) Publication of a formal notice of rescission by the Council twice in a newspaper circulating in the area.

7.8.4 A Planning Policy shall not bind the Council in respect of any application for Planning Approval but Council shall take into account the provision of the Policy and objectives which the Policy was designed to achieve before making its decision.

APPENDIX 1

TOWN OF NARROGIN

Town Planning Scheme No. 2

District Scheme

OFFICE USE ONLY

Application Number

Date Received

Notice of Application

APPLICATION FOR PLANNING CONSENT

I/We
(Full Name of Applicant)

of Postcode
(Address for Correspondence)

hereby apply for planning consent to—

(1) use the land described hereunder for the purpose of

(2) erect, alter or carry out development on land described hereunder in accordance with the accompanying plans (3 copies).

The existing use of the land is

The approximate cost of the proposed development is \$

The estimated time of completion is

The approximate number of persons to be housed/employed when the development is completed is

TITLES OFFICE DESCRIPTION OF LAND

LOCALITY PLAN

HOUSE NO. STREET (Indicate distance to nearest intersecting street)

LOT NO. PLAN OR DIAG.

LOC NO.

CERTIFICATE OF TITLE: VOL FOLIO

DIMENSIONS:

SITE AREA sq metres

FRONTAGE metres

DEPTH metres

NORTH

SIGNATURE OF APPLICANT DATE

WHERE THE APPLICANT IS NOT THE OWNER THE OWNER'S SIGNATURE IS REQUIRED.

SIGNATURE OF OWNER DATE

THIS FORM IS TO BE SUBMITTED IN DUPLICATE, TOGETHER WITH THREE COPIES OF PLANS, COMPRISING THE INFORMATION SPECIFIED IN THE PARTICULARS REQUIRED WITH APPLICATION ON PAGE 2 HEREOF.

THIS IS NOT AN APPLICATION FOR A BUILDING LICENCE

(PEHO/338)

PARTICULARS REQUIRED WITH APPLICATION

Where an application involves the erection or alteration of a building or a change in levels of a site, the plans accompanying an application for planning consent shall, unless specifically exempted by the Council—

- (a) indicate the position and describe the existing buildings and improvements on the site and indicate those which are to be removed;
- (b) indicate the position and describe the buildings and improvements proposed to be constructed, their appearance, height and proposed uses in relation to existing and proposed contours;
- (c) indicate the position, type and height of all existing trees on the site and indicate those to be retained and those to be removed;
- (d) indicate the areas to be landscaped and the location and type of shrubs, trees and other treatment proposed;
- (e) indicate site contours and details of any proposed alteration to the natural contour of the area;
- (f) indicate car parking areas, their layout and dimensions and accessways and the position of existing and/or proposed crossovers;
- (g) indicate site dimensions and be to metric scale.

FOR OFFICE USE ONLY

APPENDIX II

TOWN OF NARROGIN

Town Planning Scheme No. 2

District Scheme

GRANT/REFUSAL OF PLANNING CONSENT

Name and address of Landowner:

Planning consent is hereby GRANTED in respect of
REFUSED

Reference Application No. made on the

by

in respect of land situated at and described as

(1) for the land to be used for the purpose of

- (2) to have development carried out in accordance with the endorsed/submitted* plans; upon the following conditions/grounds*

This approval is valid for a period of

If development is not completed within this period a new approval must be obtained before commencing or continuing development.

.....
TOWN CLERK

.....
DATE

*Delete whatever is not applicable

NB. This is NOT a Building Licence for which a separate application is necessary.

APPENDIX III

TOWN OF NARROGIN

Town Planning Scheme No. 2

District Scheme

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. House No.

Street

Proposal

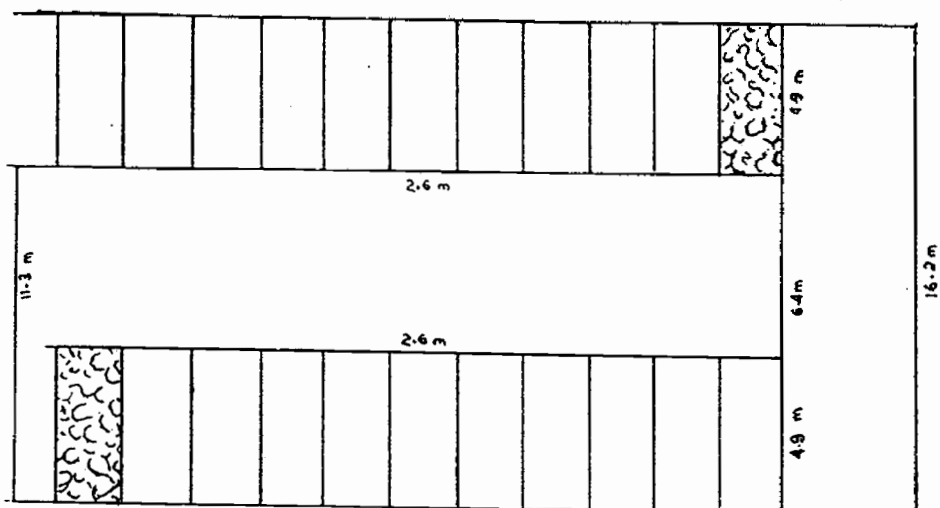
.....
Details of the proposal are available for inspection at the Council Office. Comments on the proposal may be submitted to Council in writing on or before

.....
Town Clerk

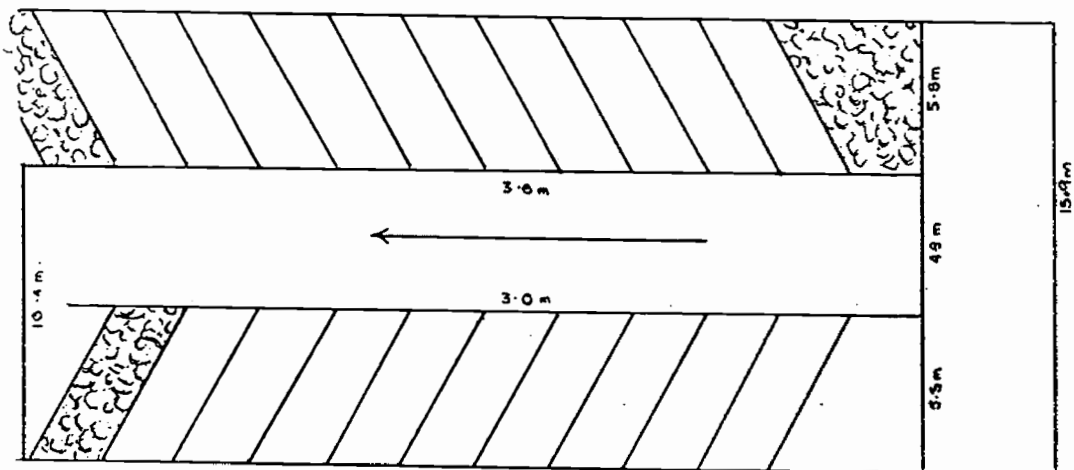
.....
Date

APPENDIX IV
TOWN OF NARROGIN
Town Planning Scheme No. 2
District Scheme
CAR PARKING LAYOUTS
LANDSCAPING IN ACCORDANCE WITH CLAUSE 3.4.1 OF THE SCHEME TEXT

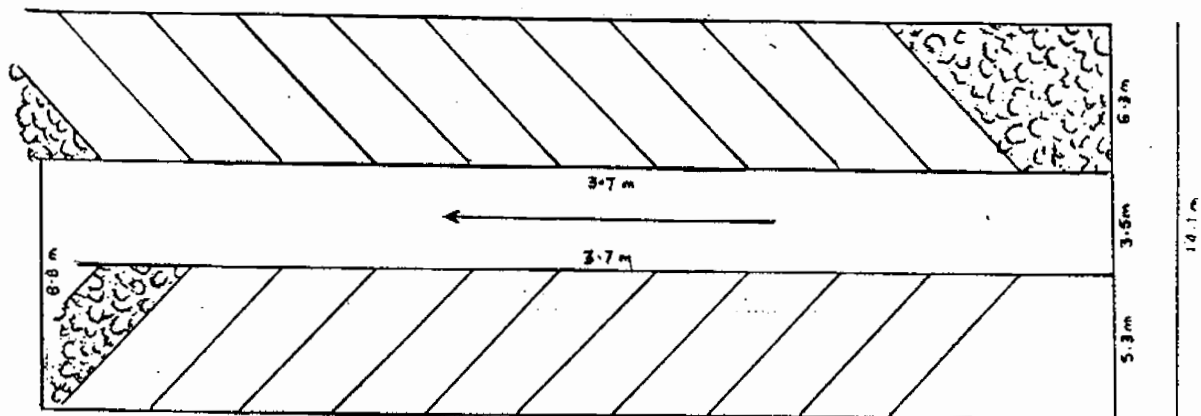
90° PARKING



60° PARKING



45° PARKING



Scale 1:250

APPENDIX V

TOWN OF NARROGIN

Town Planning Scheme No. 2

District Scheme

CONTROL OF ADVERTISING

APPLICATION FOR LICENCES—SIGNS AND HOARDINGS

Name of Owner/Occupier of land on which sign is to be erected

Submitted by

Address for correspondence

I/We hereby apply for a licence to erect and/or maintain a

Sign on Lot House No.

Street

in accordance with the attached plan and details in duplicate

Signature of Applicant

Date

TOWN OF NARROGIN

SIGN LICENCE

No. Date

This licence is granted to

of

in respect of a

on premises known as

in accordance with Application No.

and subject to the bylaws of the municipality. This licence shall remain valid unless any alteration is made to the sign, then in such event the licensee must apply for a new licence. If this licence is issued in respect of a hoarding, the licence expires on 19....

Building Surveyor.

APPENDIX VI

TOWN OF NARROGIN

Town Planning Scheme No. 2

District Scheme

APPLICATION FOR PERMIT OR RENEWAL OF PERMIT
TO CARRY ON A HOME OCCUPATION

OWNER: Full Name

Address

OCCUPIER:

Full Name

Address

DESCRIPTION OF LAND:

House No. Street Locality

Lot Location Plan/Diagram

Certificate of Title: Volume Folio

Nature of Proposed Home Occupation

Area of Building/Land to be used for Home Occupation

Particulars of persons to be employed (state number of persons and relationship to occupier)

Description of equipment or machinery to be used

Description of storage areas

Number of vehicles for which parking is to be provided

Frequency of delivery and collection of goods

Hours of operation

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

Dated this day of 19.....

Signature of Occupier

TOWN OF NARROGIN

Information Bulletin—Home Occupation Policy

1. The Applicant is responsible for publishing twice in a local newspaper his intention to apply for a Home Occupation Permit. Such notice should include the following:—

- (a) The Applicant's name.
- (b) Address where the Home Occupation is intended to be carried out.
- (c) Type of Occupation proposed (include business name).
- (d) Advice that interested persons may lodge an objection with the Town Clerk within 14 days of the last notice appearing in the local newspaper.

2. The Council may not consider a Home Occupation Permit until such time as:—

- (a) The Applicant lodges the attached application form (Appendix VI) to the Council.
- (b) The Applicant has provided proof that the above notice has been published in the newspaper.
- (c) The Applicant has proof that the adjoining land owners or tenants have been notified in writing and given an opportunity to object.

3. The Council may not grant approval to a Home Occupation unless it is satisfied that:—

- (a) Similar types of business in the area would not be adversely affected.
- (b) The amenity of the surrounding area would not be adversely affected.
- (c) The land is less suited for the purpose it is zoned in the Scheme.
- (d) There are not suitable other premises in the area available for the purpose intended for the Home Occupation.

NOTE: A fee equal to the minimum rate for the time being must be made prior to the issue of a Home Occupation Permit (valid until December 31 of year of issue and renewable thereafter annually prior to December 31).

A home occupation as defined by the Scheme 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 interference, 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 in, 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 0.2 square metres in area.
- (f) In the opinion of the Council 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 outbuilding.

- (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).
- (j) Does not entail a source of power other than an electric motor of not more than 0.373 kilowatts (0.5hp).

NOTE: A fee equal to the minimum rate for the time being must be made prior to the issue of a Home Occupation Permit (valid until December 31 of year of issue and renewable thereafter annually prior to December 31).

THIS DEED is made the . day of . 19.... BETWEEN THE TOWN OF NARROGIN of Narrogin, Western Australia (hereinafter "the Council") of the one part

AND

The person or persons set out in Part 1 of the Schedule hereto (hereinafter "the permit holder") of the other part.

WHEREAS:

The Council has, pursuant to the provisions of the Town of Narrogin Town Planning Scheme No. 2—District Planning Scheme (hereinafter "the Scheme"), granted to the permit holder a home occupation permit (hereinafter "the permit") to conduct the home occupation specified in Part 2 of the Schedule hereto (hereinafter "the home occupation") from the premises specified in Part 3 of the Schedule hereto subject to the permit holder entering into this Deed and subject to the special conditions (if any) set out in Part 4 of the Schedule hereto.

NOW THIS DEED WITNESSES:

1. Pursuant to the foregoing and in consideration of the grant by the Council to the permit holder of the permit in respect to the premises the permit holder covenants and agrees with the Council that the permit holder shall:—
 - (a) subject to clause 2(c) hereof pay to the Council an annual permit fee which fee shall equal the minimum annual rate imposed by the Council on properties within the Municipality of the Town of Narrogin;
 - (b) forthwith pay to the Council the sum of TWO HUNDRED DOLLARS (\$200.00) to be held by the Council during the currency of the permit as a bond against the performance by the permit holder of the conditions of the permit, the provisions of this Deed and the Scheme;
 - (c) during the currency of the permit remain in occupation of the premises and forthwith notify the Council if the permit holder ceases to occupy the premises;
 - (d) not conduct from the premises any occupation other than the home occupation;
 - (e) not in the exercise of the home occupation cause any nuisance or annoyance to neighbours of the permit holder or to the owners or occupiers of land in the neighbourhood of the premises nor cause similar businesses in the Municipality of the Town of Narrogin to be adversely affected;
 - (f) not to cause injury to or prejudicially affect the amenity of the neighbourhood of the premises and without limiting the generality of that phrase by the emission of light, noise, vibration, electrical interference, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, liquid wastes or waste products, of any description or by the unsightly appearance of the premises or any part thereof;
 - (g) not sell or offer for sale by wholesale or retail goods of any description from the premises;
 - (h) not employ in the home occupation any person not a parent, the spouse or a child of the permit holder;
 - (i) operate the home occupation entirely within the premises and in an area not greater than 20 square metres;
 - (j) keep all vehicles, equipment and materials necessary for the conduct of the home occupation behind the building line on the land on which the premises are situated and out of sight of any roadway adjacent to that land;
 - (k) not advertise the presence of the home occupation on the premises other than by a sign not exceeding 0.2 square metres in area placed in such position on the land of which the premises are part as shall be approved by the Council;
 - (l) not to use more than one commercial vehicle for the purpose of the home occupation and not to refuel or repair such vehicle at the premises or on any land of which the premises are part;
 - (m) not use for the purpose of the home occupation any electrical appliance the power usage of which exceeds 0.373 kilowatts;
 - (n) provide on the land on which the premises are situated to the satisfaction of Council one parking bay in addition to the parking requirements for residents at the premises;
 - (o) prevent any client of the permit holder parking on any roadway or road verge under the control of the Council.
2. The Council covenants and agrees with the permit holder:—
 - (a) to invest the bond paid by the permit holder pursuant to clause 1(b) hereof in an interest bearing deposit;

- (b) that if at the expiration of the term of the permit or its earlier surrender the permit holder has committed no breach of the permit, this Deed or the Scheme and if the permit has not been terminated by the Council pursuant to its power hereinafter set out the Council shall refund to the permit holder the bond paid pursuant to clause 1(b) hereof and the interest accrued thereon which bond and interest shall otherwise be forfeit to the Council; and
- (c) that where the permit is issued on or after the 1st day of July then the permit fee shall be half that specified in clause 1(a) hereof.
3. The Council and the permit holder hereby mutually agree and declare as follows:—
- (a) if in the opinion of the Council a home occupation is causing a nuisance or annoyance to neighbours or to owners or occupiers of land in the neighbourhood or if the permit holder commits any breach of the permit, this Deed or the Scheme or fails to comply with any condition imposed by the Council then the Council may revoke the permit or decline to renew the same;
- (b) the decision of the Council that a home occupation permit is causing a nuisance or annoyance to neighbours or to owners or occupiers of land in the neighbourhood or that the permit holder has committed any breach of the permit, this Deed or the Scheme or failed to comply with any condition imposed by the Council is final;
- (c) the permit is valid until the 31st day of December next after the date of issue thereof but subject to the right of the Council set out in the previous sub-clause may be renewed to the 31st day of December in the following year if the permit holder is not in breach of the terms of the permit, this Deed or the Scheme and if application in writing or application substantially in the form of Appendix VI of the Scheme is made to the Council at least ninety (90) days prior to the next following 31st day of December;
- (d) the permit held by the permit holder cannot be assigned by him to any person or other legal entity and does not run with the premises;
- (e) except as herein varied the provisions of the Scheme as they apply to home occupation permits shall apply hereto as though set out herein in full.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals the day and year first hereinbefore written.

THE SCHEDULE

PART 1

The permit holder.

PART 2

The home occupation.

PART 3

The premises.

PART 4

Special Conditions.

THE COMMON SEAL of TOWN OF NARROGIN
was hereunto affixed in the presence of:

.....

.....

SIGNED by the said

in the presence of

APPENDIX VII

EXEMPTED ADVERTISEMENTS PURSUANT TO CLAUSE 5.4

LAND USE AND/OR DEVELOPMENT REQUIRING ADVERTISEMENT	EXEMPTED SIGN TYPE AND NUMBER (Includes the change of posters on poster signs and applies to non- illuminated signs unless otherwise stated)	MAXIMUM AREA OF EXEMPTED SIGN
Dwellings	One professional name-plate as appropriate.	0.2m ²
Home Occupation	One advertisement describing the nature of the home occupation.	0.2m ²
Places of Worship, Meeting Halls and Places of Public Assembly.	One advertisement detailing the function and/or the activities of the institution concerned.	0.2m ²

LAND USE AND/OR DEVELOPMENT REQUIRING ADVERTISEMENT	EXEMPTED SIGN TYPE AND NUMBER (Includes the change of posters on poster signs and applies to non-illuminated signs unless otherwise stated)	MAXIMUM AREA OF EXEMPTED SIGN
Cinemas, Theatres and Drive-In Theatres	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 advertisement sign not to exceed 5m 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.	Not Applicable
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 5m in height above ground level.	Total area of any such advertisements shall not exceed 15m ² Maximum permissible total area shall not exceed 10m ² and individual advertisement signs shall not exceed 6m ² .
Showroom, race courses, major racing tracks, sports stadiums, 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 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
	(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 regulations 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 2m ² in area.
Advertisements within Buildings	All advertisements placed or displayed within buildings which cannot ordinarily be seen by a person outside those buildings.	N/A

LAND USE AND/OR DEVELOPMENT REQUIRING ADVERTISEMENT	EXEMPTED SIGN TYPE AND NUMBER (Includes the change of posters on poster signs and applies to non- illuminated signs unless otherwise stated)	MAXIMUM AREA OF EXEMPTED SIGN
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 ad- dress of the managing agent thereof.	0.2m 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 con- struction work.	2m ²
(ii) Multiple Dwellings, Shops, Commercial and Industrial projects.	One sign as for (i) above	5m ²
(iii) Large Development or redevelopment projects involving shopping centres, office or other buildings exceeding 3 storeys in height.	One sign as for (i) above	10m ²
Sales of Goods or Livestock	One additional sign showing the name of the project builder	5m ²
Property Transactions. Advertisement signs dis- played for the duration of the period over which property transactions are offered and negotiated as follows:	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.	2m ²
(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 2m ²
(b) Multiple Dwellings, Shops, Commercial and Industrial Properties	One sign as for (a) above.	Each sign shall not exceed an area of 5m ²
(c) Large properties com- prised of shopping cen- tres, buildings in excess of four storeys and rural properties in excess of 5ha.	One sign as for (a) above.	Each sign shall not exceed an area of 10m ²
Display Homes Advertisement signs dis- played for the period over which homes are on display for public inspection.	(i) One sign for each dwelling on display.	2m ²
	(ii) In addition to (i) above one sign for each group of dwell- ings displayed by a single pro- ject builder giving details of the project building company and details of the range of dwellings on display.	5m ²

TOWN OF NARROGIN

Town Planning Scheme No. 2—Scheme Text

ADOPTION

Adopted by Resolution of the Council of the Town of Narrogin at the meeting of the Council held on the 5th day of April 1993.

Date: 21/5/93

J. PARRY, Mayor.

Date: 21/5/93

S. TINDALE, Town Clerk.

FINAL APPROVAL

1. Adopted by Resolution of the Council of the Town of Narrogin at the Ordinary meeting of the Council held on the 21st day of December 1993 and the Seal of the municipality was pursuant to that resolution hereunto affixed in the presence of:—

J. PARRY, Mayor
S. TINDALE, Town Clerk.

This Scheme Text is to be read in conjunction with the approved maps of the Scheme described in Clause 1.6 of this Scheme and to which formal approval was given by the Minister for Planning on the 9th day of May 1994.

2. Recommended/Submitted for final approval by the State Planning Commission.

M. R. ALLEN, For Chairman.

Date: 5/5/94

3. Final approval granted.

RICHARD LEWIS, Minister for Planning.

Date: 9/5/94

POLICE

PE401

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Fun Run by members/entrants of the Boab Queen Festival on June 19th, 1994 between the hours of 1600 and 1730 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Clarendon St, Loch St, Swain St, Villiers St, Elder St, Jetty Causeway, Rowan St, Johnston St, Clarendon St, Derby.

Dated at Perth this 15th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Collie Cycle Club on June 25th, July 10th, 17th, 31st, 1994 between the hours of 1000 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Throssell St, Preston Rd, Collie South Rd, Powerhouse Rd, Shotts South Rd, Darkan Highway, Gibbs Rd, Throssell St, Collie.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle ride by members/entrants of the Karratha Police Legacy from June 26th to 28th 1994 between the hours of 0800 and 1000 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Welcome Rd, Balmoral Rd, Dampier Rd, Karratha Rd, North West Coastal Hwy, Broome to Derby Rd, to Broome Police Station.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Masters Cycling Council of W.A. on September 4th, 1994 between the hours of 1000 and 1600 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Chittering Rd, Lower Chittering Rd, Chittering.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Albany Cycling Club on August 13th, 1994 between the hours of 1400 and 1730 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Serpentine Rd, Lion St, Hanrahan Rd, Carlisle St, Grey St West, Parade St, Serpentine Rd, Albany.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Albany Cycling Club Inc on July 30th, 1994 between the hours of 1400 and 1600 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—The Esplanade, Mt. Clarence Dve, Marine Drive, Apex Drive, Albany.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Criterium by members/entrants of the Albany Cycling Club Inc on July 16th, 1994 between the hours of 1400 and 1730 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Number 3 berth Road, Princess Royal Drive, Transit Shed Road, Albany.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Collie Cycle Club on August 21st, 1994 between the hours of 1000 and 1230 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Williams Rd, Williams Rd, Collie.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Collie Cycle Club on September 25th, 1994 between the hours of 0900 and 1300 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Throssell St, Preston Rd, Collie South Rd, Shotts South Rd, Darkan Highway, Gibbs Rd, Throssell St, Collie.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Collie Cycle Club on July 3rd, 1994 between the hours of 1000 and 1230 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Throssell St, Preston Rd, Mumballup Rd, Preston Highway, McAlinding Bowelling Rd, Collie South Rd, Collie.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Collie Cycle Club on August 28th, 1994 between the hours of 1000 and 1230 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Atkinson St, Moira Rd, Lynch St, Mornington Mills Rd, Harris River Rd, Mornington Mills Rd, Collie.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

ROAD TRAFFIC ACT 1974

I, Robin John Devlin, Commander (Metropolitan Traffic) being the delegated officer of the Minister for Police under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Collie Cycle Club on July 24th, 1994 between the hours of 1000 and 1230 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Atkinson St, Moira Rd, Lynch St, Mornington Mills Rd, Worsley Access Rd, Coalfields Hwy, Princep St, Forrest St, Collie.

All participants to wear approved head protection at all times.

Dated at Perth this 7th day of June 1994.

R. J. DEVLIN, Commander (Metropolitan Traffic).

PORT AUTHORITIES**PH301****BUNBURY PORT AUTHORITY ACT 1909****BUNBURY PORT AUTHORITY AMENDMENT REGULATIONS (NO. 2)
1994**

Made by the Bunbury Port Authority.

Citation

1. These regulations may be cited as the *Bunbury Port Authority Amendment Regulations (No. 2) 1994*.

Principal regulations

2. In these regulations the *Bunbury Port Authority Regulations 1962** are referred to as the principal regulations.

[* Reprinted as at 1 July 1992.

For amendments to 3 June 1994 see 1993 Index to Legislation of Western Australia, Table 4, pp. 26-7.]

Commencement

3. These regulations come into operation on 1 July 1994.

Schedule 2 amended

4. Schedule 2 to the principal regulations is amended —

(a) in Table 1 of Part 1 —

- (i) in item 2 (a) (1), by deleting "\$0.68" and substituting the following —

" \$0.66 ";

- (ii) in item 2 (a) (ii), by deleting "\$0.77" and substituting the following —

" \$0.75 ";

- (iii) in item 2 (b) (i), by deleting "\$0.0283" and substituting the following —

" \$0.0275 "; and

- (iv) in item 2 (b) (ii), by deleting "\$0.0321" and substituting the following —

" \$0.0313 ";

and

- (b) in item 2 of Part 2, by deleting "0.90" and substituting the following —

" 1.00 ".

Schedule 4 amended

5. Schedule 4 to the principal regulations is amended in Part A by deleting items 1 and 2 and substituting the following items —

1. Pilotage of a vessel into and out of the Port (charge applies once for both services)	Under 5 001	2 160.00
	5 001 to 10 000	2 381.00
	10 001 to 20 000	2 630.00
	20 001 to 30 000	2 852.00
	30 001 to 40 000	3 100.00
	40 001 to 50 000	3 350.00
	Over 50 000	3 558.00
2. Pilotage of a vessel from (or to) a berth within the Port to (or from) a place at or near the pilot boarding ground	Under 5 001	1 080.00
	5 001 to 10 000	1 190.50
	10 001 to 20 000	1 315.00
	20 001 to 30 000	1 426.00
	30 001 to 40 000	1 550.00
	40 001 to 50 000	1 675.00
	Over 50 000	1 779.00

".

Passed by a resolution of the Bunbury Port Authority at a meeting of the Authority held on 7 June 1994.

The Common Seal of the Bunbury Port Authority was at the time of the abovementioned resolution affixed in the presence of—

J. WILLINGE, Chairman.
N. EASTMAN, Member.
D. FIGLIOMENI, General Manager.

PREMIER AND CABINET

PR401

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Honourable David Kingsley Malcolm AC, Lieutenant-Governor and deputy of the Governor has approved the following temporary allocation of portfolios during the absence from office of the Hon K. J. Minson, at any time in the period 14 June to 2 July 1994 inclusive—

Acting Minister for the Environment
Acting Minister for Disability Services

Hon P. D. Omodei
Hon P. G. Foss

M. C. WAUCHOPE, Chief Executive.

PR402

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Honourable David Kingsley Malcolm AC, Lieutenant-Governor and deputy of the Governor has approved the following temporary allocation of portfolios during the absence from office of the Hon R. K. Nicholls, at any time in the period 22 June to 10 July 1994 inclusive—

Acting Minister for Community Development; the Family and Seniors

Hon P. D. Omodei

M. C. WAUCHOPE, Chief Executive.

RACING AND GAMING

RA401

LIQUOR LICENSING ACT 1988

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 relevant industry organisation.

App No.	Applicant	Nature of Application	Last Day for Objections
APPLICATIONS FOR TRANSFER OF LICENCE			
636	Jack Hondros and Stella Hondros	Application for the transfer of a special facility licence in respect of premises situated in Ferndale and known as the Whitehouse Reception Centre, from Jeffrey Laurence Herbert (S87).	21/6/94
637	Lewis Hotels Pty Ltd	Application for the transfer of a tavern licence in respect of premises situated in Esperance and known as Chesters Tavern, from Thomas Quinlivan.	28/6/94
638	Shane B. Kelly	Application for the transfer of a tavern licence in respect of premises situated in Forrestfield and known as the Forrestfield Tavern, from John A. Butler.	22/6/94
639	Vu Van Truong, Yonh Kyong Kim and Ung Heo	Application for the transfer of a restaurant licence in respect of premises situated in Perth and known as the Mai Lan Restaurant, from Tran Nhut Thanh.	24/6/94
640	Elmerside Pty Ltd	Application for the transfer of a hotel licence in respect of premises situated in Dianella and known as the Hotel Alexander, from Sangora Holdings Pty Ltd (S87).	23/6/94
641	Dobrica and Lazo Dimi-trovski	Application for the transfer of a tavern licence in respect of premises situated in Maddington and known as the Maddington Tavern, from Regar Pty Ltd.	23/6/94
642	Mortlock Investments Pty Ltd	Application for the transfer of a tavern licence in respect of premises situated in Goomalling and known as the Goomalling Tavern, from Gumvale Holdings Pty Ltd.	23/6/94
643	Allamanda Pty Ltd	Application for the transfer of a hotel licence in respect of premises situated in Cloverdale and known as the Cloverdale Hotel, from G. K. Downs and M. E. Thompson.	24/6/94
644	Raffles Australia Pty Ltd	Application for the transfer of a hotel licence in respect of premises situated in Perth and known as the Perth International Hotel, from Federal Hotels (WA) Pty Ltd.	24/6/94

App No.	Applicant	Nature of Application	Last Day for Objections
APPLICATIONS FOR TRANSFER OF LICENCE—continued			
645	Valeglen Investments Pty Ltd	Application for the transfer of a hotel licence in respect of premises situated in Wubin and known as the Wubin Hotel, from Jeffrey Laurence Herbert (S87).	27/6/94
APPLICATIONS FOR THE GRANT OF A LICENCE			
418	Perth Artists Club Inc. ..	Application for the grant of a club restricted licence in respect of premises situated in Northbridge and known as the Perth Artists Club Inc.	6/7/94
419	Murray Hardy and Julie Hardy	Application for the grant of a liquor store licence in respect of premises situated at Preston Beach and known as the Preston Beach Caravan Park and General Store.	6/7/94
420	Rottnest Express Pty Ltd	Application for the grant of a special facility licence in respect of premises situated in Fremantle and known as Osprey.	8/7/94
421	Salmon Point Holdings Pty Ltd and Musical Investments Pty Ltd	Application for the removal of cabaret licence in respect of premises currently situated at 164 James Street, Guildford, and being removed to City West, West Perth, and known as Minnow.	27/6/94
422	Pasquale and Lana Gayle Valenti	Application for the removal of a restaurant licence in respect of premises to be situated in Midland and known as Kappy's Italian Restaurant.	29/6/94

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

G. B. AVES, Director of Liquor Licensing.

SERVICES

SA401

STATE SUPPLY COMMISSION ACT 1991

It is hereby notified for general information that, pursuant to section 28 (3) of the State Supply Commission Act 1991, the State Supply Commission has issued the following supply policy, which is applicable to all public authorities—

Supply Policies—Management Policy

1.12 Bids from Tertiary Institutions and Government Bodies.

Dated 17 June 1994.

L. W. GRAHAM, Chairman,
State Supply Commission of Western Australia.

TRANSPORT

TR401

WESTERN AUSTRALIAN MARINE ACT 1982 RESTRICTED SPEED AREAS—ALL VESSELS

Department of Transport,
Fremantle, 17 June 1994.

Acting pursuant to the powers conferred by section 67 of the Western Australian Marine Act 1982 the Department of Transport by the notice revokes sub-paragraph 6 (i), (ii) and (iii) of the notice published in the *Government Gazette* on 25 October 1991 relating to restricted speed areas for all vessels on the Blackwood River.

Provided that this revocation will apply only to official *bona fide* competitors, competing in the 1994 Blackwood 250 between the hours of 0900 and 1230 on Monday, 3 October 1994 and will not apply to normal traffic.

After 1230 hours on Monday, 3 October 1994 the speed limits will be re-established in accordance with the terms of the *Gazette* notice issued on 25 October 1991.

STUART HICKS, Director General.

TR402

WESTERN AUSTRALIAN MARINE ACT 1982
RESTRICTED SPEED AREAS—ALL VESSELS

Department of Transport,
Fremantle, 17 June 1994.

Acting pursuant to the powers conferred by section 67 of the Western Australian Marine Act 1982 the Department of Transport by the notice revokes sub-paragraphs a (1), b1 (i), d (1) (iii) and (iv) of the notice published in the *Government Gazette* on 25 October 1991 relating to restricted speed areas for all vessels on the Swan River.

Provided that this revocation will apply only to official *bona fide* competitors, competing in the 1994 Caltex Avon Descent between the hours of 1000 and 1600 on Sunday, 7 August 1994 and will not apply to normal traffic.

After 1600 hours on Sunday, 7 August 1994 the speed limits will be re-established in accordance with the terms of the *Gazettal* notice issued on 25 October 1991.

STUART HICKS, Director General.

VALUER GENERAL

VG301

VALUATION OF LAND ACT 1978

VALUATION OF LAND AMENDMENT REGULATIONS 1994

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Valuation of Land Amendment Regulations 1994*.

Commencement

2. These regulations shall come into operation on 30 June 1994.

Regulation 5 amended

3. Regulation 5 of the *Valuation of Land Regulations 1979** is amended in subregulation (1) by deleting paragraphs (a) and (b) and substituting the following paragraphs —

“

(a) where the valuation is not of the kind referred to in paragraph (b) —

(i) gross rental value —

(I) general valuation \$12.80
per assessment;

(II) interim valuation \$28.50
per assessment;

(An assessment includes sub-assessments in the case
of multi-occupied properties);

(ii) unimproved value —

(I) urban general valuation \$3.40
per value;

(II) urban interim valuation \$21.80
per value;

(III) rural general valuation \$8.10
per value;

(IV) rural interim valuation \$31.30
per value,

with a minimum charge of \$40.00 per correspondence;

- (b) where the interim valuation is based on any of subparagraphs (b) (i) to (vi) in the definition of "unimproved value" in section 4 (1) of the Act —

- (i) valuation charge \$2.00
per value;
- (ii) minimum charge \$22.50
per correspondence.

”

[* Reprinted as at 23 April 1993.

For amendments to 6 May 1994 see 1993 Index to Legislation of Western Australia, Table 4, p.286.]

By Command of the Lieutenant-Governor and deputy of the Governor,

D. G. BLIGHT, Clerk of the Council.

VG401

VALUATION OF LAND ACT 1978

Pursuant to Section 21 of the Valuation of Land Act—

1. Gross Rental Values

Valuation District	Date of Valuation
City of Mandurah	1 October 1993
Shires of:	
Ashburton, Augusta/Margaret River, Boyup Brook, Brookton, Bruce Rock, Exmouth, Manjimup, Narembeen, Woodanilling ..	1 August 1993
East Pilbara, Pingelly	1 September 1993
Chittering	1 October 1993
Broomehill, Corrigin, Cranbrook, Tambellup	1 November 1993
Gingin	1 January 1994
Plantagenet, Shark Bay	1 February 1994
Denmark	1 March 1994
West Arthur	1 April 1994

The Valuations shall come into force on 1 July 1994.

Authorities required to adopt—

Water Authority of Western Australia; Water Board and Local Governments; as appropriate.

2. Unimproved Values

Valuation District	Date of Valuation
The State of Western Australia	1 August 1993

The Valuations shall come into force on 30 June 1994.

Authorities required to adopt—

Commissioner of State Taxation; Local Governments; Water Authority of Western Australia; as appropriate.

Valuations available for perusal at the Valuer General's Office, Perth and in the case of Country Valuations at the relevant Local Government Offices during office hours.

Objections must be addressed to the Valuer General, but for convenience may also be lodged with the relevant Rating/Taxing Authority within 42 days of this notice.

Objections must be in writing and—

- (a) Describe the relevant land for identification.
- (b) Identify the valuation against which you are objecting.
- (c) Set out fully and in detail the grounds of the objection.

R. F. WILLIAMS, Valuer General.

TENDERS**ZT201****MAIN ROADS***Tenders*

Tenders are invited for the following projects.

Tender documents are available from the Contracts Clerk, Supply Branch, Ground Floor, Waterloo Crescent, East Perth.

Tender No.	Description	Closing Date
		1994
31/94	Supply and delivery of approx. 4 770 tonne of crushed aggregate, Pilbara Division	21 June
33/94	Supply and installation of clay brick paving, Stirling Link Road, Stephenson Highway, Osborne Park	28 June
9402-001 ..	Supply and delivery of approx. 6 500 m ³ of limestone sub-base material (loose), Bunbury Highway, 120.66 slk to 127.92 slk	5 July
9402-002 ..	Supply and delivery of approx. 1 650 m ³ of gravel base material (loose), Bunbury Highway, 120.66 slk to 127.56 slk	5 July
94Q5	Supply and delivery of electronic level instruments	28 June
20/94	Asphalt surfacing, channelisation and minor works, various roads, Perth metropolitan area	29 June
19/94	Supply and installation of extruded kerbing, various roads, Perth metropolitan area	29 June

ZT202*Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
			\$
166/93	Supply and delivery of two only skid steer loaders	JI Case (Aust) Pty Ltd	169 050.00
25/94	Third Floor refurbishment—partitions Don Aitken Centre	Budget Partitioning	5 430.00
93Q57	Supply, installation, configuration, testing and commissioning of a token ring hub system	Scitech Communications Systems Ltd	20 518.92

D. R. WARNER, Director, Corporate Services.

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

FACSIMILE No. 321 7918

Date of Advertising	Schedule No.	Description	Date of Closing
1994			1994
May 27	538A1994	Supply, installation, commissioning and maintenance of a Dish Washing, Pot Washing and Garbage Disposal System at Sir Charles Gairdner Hospital—Note: There is a mandatory briefing for this tender on 9 June 1994	June 30
May 27	539A1994	Supply, installation, commissioning and maintenance of a Rethermalization/Refrigeration Food Delivery System at Sir Charles Gairdner Hospital—Note: There is a mandatory briefing for this tender on 9 June 1994	June 30
June 10	550A1994	Perimeter Fence Upgrade for State Supply Disposal Centre	June 30
June 10	551A1994	Installation of Electronic Detection Monitoring Equipment for the W.A. Police Department	June 30
June 17	080A1994	White Goods (Household Appliances including Air-Conditioning Units) to various Govt Depts	July 7
<i>Request for Proposal</i>			
June 3	RFP 20/94	Computer Operation Support for the Department of Land Administration, Midland	June 23
June 10	RFP 21/94	Strategic Health Facilities Consultancy and Planning Model for the Health Department of W.A.	June 30
May 27	RFP 18/94	For an Integrated Command Control and Communications System for the WA Police Department	July 28
<i>Service</i>			
June 3	252A1994	Preventative Maintenance, Repairs and 24 hour Monitoring of Graylands Hospital's Security Systems	June 23
June 10	309A1994	Security Service for Education Department Buildings in the Hedland Area for the Education Department	June 23
June 10	549A1994	Consultancy Service for "Telecommunications Strategy" for the Min of Premier and Cabinet	June 23
June 17	554A1994	New Survey Plan Audit Process for the Land Registration Programme—New Title Services Branch, Dept of Land Administration	June 23
June 17	310A1994	Three (3) Year Lease for Apple Computer Equipment for the WA Dept of Training	June 30
June 10	547A1994	Consultancy Service for "Tourism Strategy for W.A." for Tourism Commission of W.A.	July 7
June 17	181A1994	Hire of High Wing Twin Engine Aircraft (With Pilot) for Aerial Prescribed Burning Operations and other Aerial Work	July 7
<i>For Sale</i>			
June 3	546A1994	1993 Ford Station Wagon (7QA 268) for the WA Department of Training, Kellerberrin	June 23
June 17	556A1994	Surplus Printing Equipment for the Building Management Authority	July 7

Tenders addressed to the Chairman, State Supply Commission, 815 Hay Street, Perth 6000 will be received for the abovementioned tenders until 10.00 am on the date of closing.

Tenders must be properly endorsed on envelopes otherwise they are liable to rejection. No tender necessarily accepted.

L. W. GRAHAM, Chairman, State Supply Commission.

ZT302

STATE SUPPLY COMMISSION—*continued**Accepted Tenders*

Schedule No.	Particulars	Contractor	Rate
<i>Supply and Delivery</i>			
012A1994	Motor Venhicles	Various	Details on Request
130A1994	Medical and Diagnostic Medical Imaging Film	Various	Details on Request
301A1994	Apple Computer Products	Various	Details on Request
501A1994	Non-Linear Video Editing System for Midland College of TAFE	Colour Computer Systems P/L	\$79 248.00
<i>Provision of Service</i>			
294A1994	Public Education/Awareness Campaigns for the Traffic Board of W.A.	Market Force Advertising Ltd	Details on Request
295A1994	Retrieval of Hire Goods Service for Rottnest Island Authority	Quirk Corporate Cleaning P/L	Details on Request
496A1994	Endorsing Typing Function for Registration Branch, DOLA	Aladdin Holdings P/L	\$1.25 per document
<i>Purchase and Removal</i>			
525A1994	1989 Mazda Flat Top Truck (MR A819) for Main Roads, Welshpool	Raytone Motors P/L	\$8 789.00
526A1994	1989 Daihatsu Delta Flat Top Truck (MR A941) for Main Roads, Welshpool	Raytone Motors P/L	\$13 589.00
531A1994	1988 Daihatsu Delta Tip Truck (MR 2912) for Main Roads, Welshpool	Raytone Motors P/L	\$11 276.00
532A1994	1993 Massey Ferguson Tractor 4WD (MR 6756) for Main Roads, Derby	K. Yukich	\$16 250.00
533A1994	1991 Nissan Station Sedan 4x4 (7QF 392)	R. Whettters	\$25 200.00
534A1994	1991 Toyota Landcruiser Station Wagon (7QG 397)	Southstate Motors P/L ..	\$26 280.00

ZT401

WATER AUTHORITY OF WESTERN AUSTRALIA

Tenders

Tenders are invited for the projects listed below and will be accepted up to 2.30 pm on the closing date specified.

Tender documents are available from the Supply Services Branch, Level 1, Entry 4, John Tonkin Water Centre, 629 Newcastle Street, Leederville, WA 6007.

Tender documents must be completed in full, sealed in the envelope provided and placed in the Tender Box located at the above Leederville address.

The lowest or any tender may not necessarily be accepted.

Contract No.	Description	Closing Date
		1994
AM 40626	The Supply and Installation of Submersible Mixers for Aeration Tanks in Module 3—Beenyup Wastewater Treatment Plant	12 July
AP 42010	Supply of Pressure Transmitters for Period 1994/1996	5 July

ZT402

WATER AUTHORITY OF WESTERN AUSTRALIA

Accepted Tenders

Contract	Particulars	Contractor	Price
FS 40723	Consultancy for Electrical and Mechanical Detailed Design Services—Australind Water Treatment Plant	Worley Power and Water Systems	Schedule of Rates
AS 43004	Transport of Liquid Waste for Perth Metropolitan Area for a Twelve (12) month period	Liquid Salvage Pty. Ltd.	Schedule of Rates
AV 43308	Supply of One (1) Only 79 000 kg G.V.M. 6x4 Primer Mover in accordance with specification 94V/03	Scania Australia Pty. Ltd.	150 028.77

W. COX, Managing Director.

PUBLIC NOTICES

ZZ101

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 18th July 1994, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bailey, Daisy Emily, late of Elanora Lodge, Hastie Street, Bunbury, died 4/2/94.

Campion, Rose Carmen, late of Archbishop William Foley Village, 84 Collick Street, Hilton, died 2/5/94.

Chadwick, Peter, late of 66A Sunbury Road, Victoria Park, died 12/3/94.

Davis, Jessie, formerly of 61 Corbel Street, Shelley, late of Mt. Henry Hospital, Cloister Avenue, Como, died 19/5/94.

Eddy, Nellie Jean, late of 18 Rennie Crescent, Hilton Park, died 22/5/94.

Jenkins, Eunice Madge, late of 5 King William Street, South Fremantle, died 23/5/94.

King, Kathleen Creina, late of East Victoria Park Nursing Home, 38 Alday Street, East Victoria Park, died 20/4/94.

Klusek, Stanislaw, late of 89 Shakespeare Street, Mt. Hawthorn, died 13/4/94.

Marshall, Phyllis Edna May, late of Valencia Nursing Home, Valencia Road, Carmel, died 20/5/94.

Minchin, Lucy Ellen, late of John Wesley Lodge, Rowethorpe Nursing Home, Bentley, died 19/5/94.

Pacini, Franco, late of 61 Picton Road, Bunbury, died 13/5/94.

Yelverton, Gwynne Lynden, late of 11 Glenelg Street, Applecross, died 23/5/94.

Dated this 13th day of June 1994.

KENNETH ERIC BRADLEY,
Public Trustee.

ZZ102

PUBLIC TRUSTEE ACT 1941

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

Dated at Perth the 10th day of June 1994.

K. E. BRADLEY,
Public Trustee.

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

Bailey, Herbert Leslie; Bunbury; 9/4/94; 10/6/94.

Butler, Leah Agnes; Lathlain; 13/5/94; 10/6/94.

Motzel, George William; Merredin; 8/9/93; 10/6/94.

Sturgess, Norman Victor; Carlisle; 15/3/94; 10/6/94.

ZZ201**TRUSTEES ACT 1962**

In the estate of Geoffrey Edward Giles, late of 1 Salisbury Street, Cottesloe in the State of Western Australia, Chartered 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 3rd day of April, 1994 are required by the personal representative Margaret Anne Giles of 1 Salisbury Street, Cottesloe in the said State to send particulars of their claims to her by the 20th day of July 1994 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**

Creditors and other persons (to which section 63 of the Trustees Act relates) in respect of the estates of the undermentioned deceased persons are required by ANZ Executors & Trustee Co. Ltd. of 41 St. George's Terrace, Perth to send particulars of their claims on or before the 18th July 1994 after which date the said Company may convey or distribute the assets having regard only to the claims of which the Company then has notice.

Verreck, Leonard George Henry, late of 38 Emerald Way, Edgewater died 17th April 1994.

Howson, Edmund, late of 48 Douglas Avenue, South Perth died 22nd April 1994.

Dated this 17th day of June 1994.

WALLY PERZYLO,
Manager, Trust Services.

ZZ203**TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the estate of John Alfred Leyland, deceased, who died on 8 March 1992 are required to send particulars of their claims to the Executor Margaretha Barendina Leyland, care of Majteles & Salmon, 8-10 The Esplanade, Perth by 20 July 1994 after which date the said Executor may convey or distribute the assets having regard only to the claims of which he has notice and the said Executor shall not be liable to any person of whose claim he has had no notice at the time of administration or distribution.

Dated this 14th day of June 1994.

MAJTELES & SALMON, for the Executor.

ZZ204**TRUSTEES ACT 1962****NATIONAL MUTUAL TRUSTEES LIMITED****Notice to Creditors and Claimants**

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962, relates) in respect of the undermentioned deceased persons, are required by the executor National Mutual Trustees Limited of 111 St George's Terrace, Perth (Box B76 GPO Perth) to send particulars of their claims to them by 18 July 1994, after which date the Company may convey or distribute the assets of the Estates having regard only to the claims of which it then has notice—

1. Ryan, Noel John, late of 146 Williamson Avenue, Cloverdale, died on 15 May 1994;
2. Gilby, Roger William, late of 9 Hovia Terrace, South Perth, died on 24 April 1994;
3. Prichard, Keith John, late of 39 Diosma Street, Geraldton, died on 2 June 1994;
4. Barrs, Fred, late of 23 Honey Street, Mt Helena, died on 20 May 1994; and
5. Barrs, Gladys Elizabeth, late of 23 Honey Street, Mt Helena, died on 21 May 1994.

ZZ205

TRUSTEES ACT 1962

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estate of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd of 89 St George's Terrace, Perth, to send particulars of their claims to the Company, by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Williamson, Margaret Clara, late of St Vincents Hospital, Swan Street, Guildford 6055, Retired Nursing Aide, died 16/5/94.

Hunter, Ada Jessie, late of 29 Littlemore Way, Eden Hill 6054, Shop Assistant, died 16/1/94.

Biris, Zois, 43 Chelmsford Road, Mount Lawley 6050, Retired Cook, died 30/5/94.

Adams, Violet May, late of Tandara/Ningana Nursing Home, 73 Jarrah Road, Bentley 6102, Widow, died 14/4/94.

Cartledge, Laurel Ida, late of Unit 53 Elanora Villas, Hastie Street, Bunbury 6230, Widow, died 22/5/94.

Jensen, Ernest, late of Room 23 Craigmont Nursing Home, Third Avenue East, Maylands 6051, Accountant, died 2/6/94.

Dated this 17th day of June 1994.

D. R. CLARK, Divisional Manager,
Trustee and Financial Services.

ZZ401

CORPORATIONS LAW**NOTICE OF FINAL MEETING OF MEMBERS
PURSUANT TO SECTION 509**

Karring Pty. Ltd. (In Liquidation)

A.C.N. 008 716 701

Notice is hereby given that a meeting of the members of Karring Pty. Ltd. (In Liquidation) will be held on Monday, 18 July 1994 at 10.30 am at 2nd Floor, Garland House, 52 Kings Park Road, West Perth, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of and of hearing any explanation that may be given by the Liquidator and also resolving the manner in which the books, accounts and documents of the company and of the Liquidator thereof shall be disposed of.

Dated at Perth this 10th day of June 1994.

GRANT WOODLEY-PAGE, Liquidator.



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