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G. L. DUFFIELD, Director.

PROCLAMATIONS

AA101

MARKETING OF POTATOES AMENDMENT ACT 1995

(No. 11 of 1995)

PROCLAMATION

WESTERNAUSTRALIA
David K. Malcolm,
Lieutenant-Governor and
deputy of the Governor.
[L.S.]

} By the Honourable David Kingsley Malcolm,
Companion of the Order of Australia, Lieutenant-
Governor and deputy of the Governor of the
State of Western Australia.

I, The Lieutenant-Governor and deputy of the Governor, acting under section 2 of the Marketing of Potatoes Amendment Act 1995, and with the advice and consent of the Executive Council, fix 4 September 1995 as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 29th day of August 1995.

By Command of the Lieutenant-Governor and deputy of the Governor,

MONTY HOUSE, Minister for Primary Industry.

GOD SAVE THE QUEEN !

AGRICULTURE

AG301

MARKETING OF POTATOES ACT 1946**MARKETING OF POTATOES AMENDMENT REGULATIONS 1995**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Marketing of Potatoes Amendment Regulations 1995*.

Commencement

2. These regulations shall come into operation on the day after the day fixed for the coming into operation of section 4 of the *Marketing of Potatoes (Amendment) Act 1995*.

Principal regulations

3. In these regulations the *Marketing of Potatoes Regulations 1987** are referred to as the principal regulations.

[* Published in Gazette of 18 September 1987 at pp. 3659-89.
For amendments to 17 August 1995 see 1994 Index to Legislation
of Western Australia, Table 4, p. 180.]

General amendment changing name of the body corporate

4. (1) The principal regulations are amended by deleting "Western Australian Potato Marketing Authority", wherever occurring, and substituting the following

" Potato Marketing Corporation of Western Australia "

(2) The principal regulations are amended by deleting “Authority”, wherever occurring, and substituting the following —

“ Corporation ”,

subject to the provisions of these regulations.

Regulation 2 repealed

5. Regulation 2 of the principal regulations is repealed.

Regulation 3 amended

6. (1) Regulation 3 of the principal regulations is amended by deleting the definition of “licence” and substituting the definition following —

“

“**licence**” means an area licence —

- (a) issued by the Corporation to the holder as a commercial producer; or
- (b) acquired by the holder as a commercial producer from another commercial producer by means of a transfer approved by the Corporation under the Act;

”.

(2) Regulation 3 of the principal regulations is amended by inserting, in the appropriate alphabetical positions, the definitions following —

“

“**chief executive officer**” means the person appointed under section 18 (4) of the Act as chief executive officer of the Corporation;

“**domestic market entitlement**” means, in relation to a relevant domestic marketing pool established under section 26 (2) of the Act, the respective entitlement allocated to each business registered;

“**inspector**” means a person appointed under section 18 (1) of the Act to be an inspector for the purposes of the Act and, in so far as section 18 (5) permits, includes a reference to —

- (a) a person accompanying an inspector; and
- (b) the chief executive officer;

“**registration**” means the registration of a business under section 22B of the Act;

”.

Regulation 4 amended

7. Regulation 4 of the principal regulations is amended by deleting “member appointed to the Authority under section 7 (3) (c) of the Act” and substituting the following —

“

person to be eligible for appointment to the Corporation to represent commercial producers as an elective member of the Corporation in accordance with section 8 of the Act

”.

Regulation 23 amended

8. Regulation 23 of the principal regulations is amended by deleting "Subject to" and substituting the following —

“ For the purposes of ”.

Regulation 24 amended

9. Regulation 24 of the principal regulations is amended by deleting "Penalty: \$200".

Part III repealed and substituted

10. The heading to Part III of the principal regulations and regulations 25, 26, 27 and 28 are repealed and the following substituted —

“

PART III — REMUNERATION OF MEMBERS**Members' remuneration**

25. Members of the Corporation shall be entitled to, and be paid, remuneration and expenses in accordance with such recommendations of the Corporation as may be approved by the Commissioner for Public Sector Standards.

”.

Regulation 29 amended

11. Regulation 29 of the principal regulations is amended —

- (a) by deleting "appointed by the Authority"; and
- (b) in paragraph (d) (ii), by deleting "or impound" and substituting the following —

“ , or impound and cause to be taken before a justice, ”.

Regulation 30 amended

12. Regulation 30 of the principal regulations is amended —

- (a) by deleting "Where directed by the Authority an" and substituting the following —

“ Any ”;

- (b) by deleting "for the purpose of supervising" and substituting the following —

“ and may there examine and supervise ”; and

- (c) by inserting, before "potatoes" in the second place where it occurs, the following —

“ ware ”.

Regulation 31 amended

13. Regulation 31 of the principal regulations is amended —

- (a) by inserting, before “produced” the following —
“ sold or offered for sale, ”;
- (b) by deleting “so authorized” and substituting the following —
“
an inspector, or in writing by any other officer or
employee of the Corporation,
”;
- (c) by deleting “potatoes displayed for sale or held on the land or premises” and substituting the following —
“ those potatoes ”; and
- (d) by inserting, after “supplied”, the following —
“
or produce any sales docket, delivery note,
consignment advice or other document disclosing that
information
”.

Regulation 32 repealed and substituted

14. Regulation 32 of the principal regulations is repealed and the following substituted —

“

Identification of inspectors

32. A person appointed to be an inspector shall wear, or bear and display on demand, a certificate of appointment in the form of Form 1 in Schedule 2.

”.

Regulation 33 repealed

15. Regulation 33 of the principal regulations is repealed and the following substituted —

“

Infringement notices

33. (1) An infringement notice under section 40 of the Act shall be in the form of Form 2 in Schedule 2.

(2) The offences prescribed for the purpose of section 40 are set out in the first and second column of Schedule 3 and the amount appearing in the final column of that Schedule, directly opposite an offence, is the prescribed modified penalty in respect of that offence if dealt with under that section.

(3) A prescribed form of notice for withdrawing an infringement notice under section 40 (6) shall be in the form of Form 3 in Schedule 2.

”.

Part V repealed and substituted

16. The heading to Part V of the principal regulations and regulations 34, 35, 36, 37, 38 and 39 are repealed and the following substituted —

**PART V — REGISTRATION, AREA LICENSING,
ENTITLEMENTS AND PERMITS**

Registration of the business of a commercial producer

34. (1) The chief executive officer shall cause a register to be kept by the Corporation of all businesses registered under the Act as being commercial producers.

(2) An application for the registration of a business under the Act shall be made in the form of Form 4 in Schedule 2.

(3) The certificate of registration of a business shall be in the form of Form 5 in Schedule 2.

(4) An application for approval to the transfer of the registration of a business shall be in the form of Form 6 in Schedule 2.

(5) Approval by the Corporation to the transfer of a registration shall be signified by the grant of a revised certificate of registration.

Area licences

35. (1) The chief executive officer shall cause a record to be kept by the Corporation of all area licences issued under the Act.

(2) An application for an area licence under the Act shall be made in the form of Form 7 in Schedule 2.

(3) An area licence shall be in the form of Form 8 in Schedule 2.

(4) An application for approval to the transfer of an area licence shall be in the form of Form 9 in Schedule 2.

(5) Approval by the Corporation to the transfer of an area licence shall be signified by the issue of a revised area licence.

Substitution of the place to which a registration or area licence relates

36. (1) Where the operation of a particular registration or an area licence relates to a particular place a person who seeks to have its operation relate to some other place may apply in writing to the Corporation.

(2) The authorization by the Corporation of the operation of a registration or area licence having effect in relation to a place other than that to which it purports to relate shall be signified by the grant of a revised certificate of registration or the issue of a revised licence, which may include revised conditions.

Domestic market entitlements

37. (1) The chief executive officer shall cause a record to be kept by the Corporation of all domestic market entitlements allocated.

(2) The certificate as to the domestic market entitlement allocated to a registered business shall be in the form of Form 10 in Schedule 2.

(3) An application for approval to the transfer of a domestic market entitlement allocated to a business shall be in the form of Form 11 in Schedule 2.

(4) Approval by the Corporation to the transfer of a domestic market entitlement shall be signified by the grant of a revised certificate.

Permits

38. (1) The chief executive officer shall cause a record to be kept by the Corporation of all permits granted under section 25 of the Act.

(2) An application for the grant of a permit to a grower shall be made, in respect of the appropriate purpose, in the form of Form 12 in Schedule 2.

(3) A permit shall be granted, in respect of the appropriate purpose, in the form of Form 13 in Schedule 2.

”.

Regulation 40 amended

17. Regulation 40 of the principal regulations is amended by deleting “In this Part” and substituting the following —

“

For the purposes of this Part and any grade standards set by the Corporation,

”.

Regulation 41 repealed and substituted

18. Regulation 41 of the principal regulations is repealed and the following substituted —

“

Application

41. This Part does not apply —

- (a) to potatoes purchased by or delivered to a potato product manufacturer or potato exporter;
- (b) where potatoes are sold, or offered for sale, for use as seed for the propagation of ware potatoes; or
- (c) to potatoes other than ware potatoes.

”.

Regulations 42 to 50, inclusive, repealed and a new regulation substituted

19. Regulations 42 to 50, inclusive, of the principal regulations are repealed and the following substituted —

“

Division 2 — Standards to be set by the Corporation

42. The Corporation shall, by notice published in the *Gazette* and in its newsletter, set standards in respect of —

- (a) the condition in which ware potatoes to be delivered to the Corporation or its agents must be in order for the delivery not to be refused;
- (b) the requirements ware potatoes must meet to be graded in any particular class as to —
 - (i) quality; and
 - (ii) size,and the tolerances permitted; and
- (c) packaging.

”.

Heading substituted

20. The heading to Division 6 of Part VI of the principal regulations is repealed and the following substituted —

“

Division 3 — Presentation of ware potatoes for sale

”.

Regulation 51 amended

21. Regulation 51 (1) of the principal regulations is amended by deleting “Each package” and substituting the following —

“

Every package of ware potatoes offered for sale, whether wholesale or retail,

”.

Regulation 52 amended

22. Regulation 52 of the principal regulations is amended —

- (a) by deleting “Packages into which potatoes are to be packed” and substituting the following —

“

Any form of packaging used to present ware potatoes offered for sale, whether wholesale or retail,

”;

- (b) after paragraph (c), by adding the following —

“ and ”;

- (c) in paragraph (d), by deleting “from damage; and” and substituting a full stop; and
- (d) by deleting paragraph (c).

Regulation 53 amended

23. Regulation 53 of the principal regulations is amended —

- (a) in subregulation (1) —
 - (i) by deleting “The package in which potatoes are sold shall be labelled “POTATOES” and shall specify — ” and substituting the following —

“
Any person who offers for sale, whether wholesale or retail, ware potatoes which are packed, or are repackaged, shall ensure that those potatoes are marked, either on the packaging or by way of a label, with the description “POTATOES” and with —
”;

and

- (ii) in paragraph (e), by deleting “by means of a tag or stamp”;
- (b) in subregulation (2), by deleting “Trade description details shall be” and substituting the following —

“
The information required under subregulation (1) shall be marked
”.

Regulation 54 repealed

24. Regulation 54 of the principal regulations is repealed.

Regulation 55 repealed and substituted

25. Regulation 55 of the principal regulations, and the heading preceding it, are repealed and the following substituted —

Division 4 — Offences

Grading, sizing and packaging of ware potatoes

55. Unless those potatoes are to be purchased by or delivered to the Corporation or an agent on behalf of the Corporation, a person who packs, or who causes to be packed, any ware potatoes —

- (a) to which this Part applies; and
- (b) which are for sale, whether wholesale or retail; and
- (c) not graded, sized, packaged, and marked in accordance with the requirements of this Part,

commits an offence.

Penalty: \$5 000.

”.

New Parts inserted

26. The principal regulations are amended by inserting, after regulation 55, the new headings and regulations following —

“

PART VII — SEED POTATOES**Seed potato sales**

56. A commercial producer who sells potatoes as seed potatoes shall furnish, within 7 days of the end of each calendar month, to the Corporation a return in the form of Form 14 in Schedule 2.

Seed potato production

57. Potatoes purporting to be propagated for use as seed, whether or not intended for the growing of ware potatoes, are potatoes —

- (a) the production of which is to be monitored and may be regulated under the Act; and
- (b) to which the provisions of Part VIII of these regulations apply.

PART VIII — PLANTING, HARVESTING AND DELIVERY**Planting declarations**

58. A commercial producer who plants potatoes shall, within 7 days of the last planting date to which the relevant area licence relates, furnish to the Corporation a declaration in the form of Form 15 in Schedule 2.

Notice of intention to harvest

59. A commercial producer who intends to harvest potatoes shall, not later than 7 days before commencing to harvest, furnish to the Corporation a notice of intention in the form of Form 16 in Schedule 2.

Notice of harvest and delivery

60. Where potatoes are harvested by a commercial producer that grower shall, within 7 days of the completion of the harvest, furnish to the Corporation a notice of harvest and delivery in the form of Form 17 in Schedule 2.

Notice of deliveries received

61. A potato product manufacturer or potato exporter receiving potatoes shall, within 7 days of receipt of those potatoes, furnish to the Corporation a notice of receipt in the form of Form 18 in Schedule 2.

Consignment advices, and prescribed information

62. (1) The grower shall cause any potatoes sold or delivered by that grower to be accompanied by a consignment advice in the form of Form 19 in Schedule 2.

(2) A person, other than the Corporation or an agent authorized to act on behalf of the Corporation, who deals in potatoes as owner or agent, or is concerned in the transport or handling of potatoes, or otherwise has the custody of potatoes, in a quantity exceeding 50 kilograms in weight, shall furnish to an inspector on demand —

- (a) a relevant consignment advice; or
 - (b) a sales docket or delivery note which —
 - (i) identifies those potatoes by reference to the number of bins, quantity by weight or specific packaging;
 - (ii) specifies the variety of potato;
 - (iii) specifies from where the potatoes were obtained, by reference to the area licence and the registered business name under these regulations of the commercial producer concerned;
 - (iv) identifies the relevant consignment advice which related to those potatoes as sold or delivered by the grower;
 - (v) if the potatoes are to be sold or delivered to a wholesale merchant, potato product manufacturer or potato exporter, specifies the relevant business;
 - (vi) if the potatoes are to be sold or delivered for any use other than sale to a wholesaler, manufacture or export, specifies the use and identifies the user;
 - (vii) identifies any agent concerned;
- and
- (viii) identifies the carrier and the vehicle.

(3) A person consigning any potatoes which are not accompanied by a relevant consignment advice shall cause those potatoes to be accompanied by a sales docket or delivery note containing the information required to be furnished under subregulation (2).

(4) A person who contravenes or fails to comply with subregulation (1), (2) or (3) commits an offence.

Penalty: \$5 000.

Certificate of refusal

63. A certificate of refusal for the purposes of section 23 (2) of the Act shall be in the form of Form 20 in Schedule 2.

Notice of claim

64. A notice of claim for the purposes of section 34 (3) of the Act shall be in the form of Form 21 in Schedule 2.

Notice of security

65. A notice of particulars as to a security for the purposes of section 35 (1) of the Act shall be —

- (a) when given by the grower, in the form of Form 22; or
- (b) when given by the person entitled to the benefit of the security, in the form of Form 23,

in Schedule 2.

PART IX — AGENTS**Primary Potato Agents**

66. (1) Subject to any direction given on behalf of the Corporation, the functions of a person appointed by the Corporation to act as a Primary Potato Agent shall be —

- (a) to receive applications for any —
 - (i) registration of a potato growing business;
 - (ii) potato growing area licence;
 - (iii) transfer of registration, area licence or domestic market entitlement; or
 - (iv) permit under section 25 of the Act,and, having ensured the accuracy of the information in the application, to forward it to the Corporation promptly;
- (b) to collect any —
 - (i) planting declaration;
 - (ii) notice of intention to harvest;
 - (iii) notice of harvest and delivery; or
 - (iv) details of seed sales to growers,and to ensure the accuracy of the information and to forward the documents to the Corporation promptly;
- (c) to assist growers in the transfer of any registration, area licence or domestic market entitlement;
- (d) to issue to growers the prescribed forms to be used as consignment advices for deliveries of potatoes;
- (e) to liaise between the Corporation and growers, as required by the Corporation;
- (f) to assist growers with seed potato purchases and sales;
- (g) to collect levies and charges and forward them to the Corporation;
- (h) for ware potatoes, to —
 - (i) submit weekly offers of potatoes to the Corporation;

- (ii) notify growers of delivery quotas;
- (iii) arrange consignment of the potatoes;
- (iv) supervise deliveries;
- (v) forward consignment details to the Corporation;
- (vi) forward weekly delivery advices to the Corporation; and
- (vii) report to and advise the Corporation of details of ware potato crops.

(2) The Agent shall promptly transmit to growers such notices as the Corporation may direct and, as far as possible, ensure that directions of the Corporation are given effect to.

(3) The Agent shall —

- (a) keep such books and records as and in the form that the Corporation may require;
- (b) promptly transmit such copies or extracts as the Corporation may request; and
- (c) at all times, permit the Corporation or its nominees to inspect and take copies of all such books and records.

(4) It is a condition of every appointment as a Primary Potato Agent that the appointee shall not, unless specifically so authorized in terms of a separate appointment, —

- (a) sell ware potatoes —
 - (i) to wholesale merchants;
 - (ii) as a wholesale merchant, unless appointed by the Corporation as a wholesale merchant; or
 - (iii) to retailers or consumers; or
- (b) import potatoes from any other State of the Commonwealth.

Wholesale Potato Merchant (Packing and Grading)

67. (1) Subject to any direction given on behalf of the Corporation, the functions of a person appointed by the Corporation to act as its agent in the capacity of a Wholesale Potato Merchant (Packing and Grading) shall be —

- (a) to receive delivery of ware potatoes from registered and licensed growers;
- (b) to undertake washing, brushing, grading and packing of ware potatoes in accordance with such directions as may be issued by the Corporation from time to time;
- (c) to maintain records on a daily basis of all potatoes received, washed, brushed, graded and packed, clearly indicating —
 - (i) the name of the grower of each consignment;

- (ii) the variety and weight of potatoes received from each grower;
 - (iii) the number of the consignment advice accompanying those potatoes; and
 - (iv) the weight of each grade or grades into which each consignment from every grower is packed;
- and
- (d) to submit to the Corporation, on a daily basis, packout statements for each consignment of potatoes washed, brushed and graded.
- (2) The Agent shall permit the Corporation and its inspectors to supervise the grading of any and all potatoes washed, brushed and packed.
- (3) The Agent shall —
- (a) keep such books and records as and in the form that the Corporation may require;
 - (b) promptly transmit such copies or extracts as the Corporation may request; and
 - (c) at all times, permit the Corporation or its nominees to inspect all such books and records.
- (4) It is a condition of every appointment as a Wholesale Potato Merchant (Packing and Grading) that the appointee shall not, unless specifically so authorized in terms of a separate appointment —
- (a) sell or otherwise dispose of ware potatoes —
 - (i) other than to Wholesale Potato Merchants (Distributors);
 - (ii) to a Wholesale Potato Merchant (Distributor), unless appointed by the Corporation as a wholesale merchant; or
 - (iii) to retailers or consumers;
- or
- (b) import potatoes from any other State of the Commonwealth.
- (5) The Agent shall at all times comply with such guidelines as may be established by the Corporation from time to time as to the standards of machinery, buildings and fixtures, storage and access.

Wholesale Potato Merchant (Distributor)

68. (1) Subject to any direction given by or on behalf of the Corporation, the functions of a person appointed by the Corporation to act as its agent in the capacity of a Wholesale Potato Merchant (Distributor) shall be —

- (a) to take delivery of ware potatoes from —
 - (i) the Corporation;

- (ii) another appointed Wholesale Potato Merchant (Distributor); or
 - (iii) any appointed Wholesale Potato Merchant (Grading and Packing);
 - (b) to sell or otherwise dispose of potatoes to —
 - (i) retailers of potatoes, for retail sale;
 - (ii) persons who require potatoes for use in providing meals for customers, employees or guests;
 - (iii) the inmates of an institution; or
 - (iv) potato product manufacturers, or potato exporters;and
 - (c) to maintain records on a daily basis of all potatoes accepted, clearly indicating —
 - (i) the name of the supplier of each consignment;
 - (ii) the variety and weight of each consignment;
 - (iii) the number of the consignment advice originally accompanying those potatoes; and
 - (iv) the weight of each grade or grades into which each consignment had been packed.
- (2) The Agent shall —
- (a) keep such books and records as and in the form that the Corporation may require;
 - (b) promptly transmit such copies or extracts as the Corporation may request; and
 - (c) at all times, permit the Corporation or its nominees to inspect all such books and records.
- (3) It is a condition of every appointment as a Wholesale Potato Merchant (Distributor) that the appointee shall not, unless specifically so authorized in terms of a separate appointment, —
- (a) sell or otherwise dispose of ware potatoes to the public at large;
 - (b) import potatoes from any other State of the Commonwealth; or
 - (c) accept delivery of potatoes from growers.

Persons may deal with the Corporation through Agents

69. It shall be sufficient compliance with a requirement of the Act or these regulations if a person who is required to apply to or deal with the Corporation applies to or deals with an agent authorized to act on behalf of the Corporation.

PART X — GENERAL**Reserve fund**

70. For the purposes of section 30 (3) of the Act —

- (a) the portion that may be deducted shall not exceed 2%, as the Corporation may from time to time determine; and
- (b) the reserve fund shall be maintained for the purpose of —
 - (i) market research and development; and
 - (ii) research into matters related to the production, transport, handling, treatment, washing and packing of potatoes.

False statements

71. A person who knowingly makes a false statement in or in relation to any application or other document required under these regulations commits an offence.

Penalty: \$5 000

General penalty

72. A person who contravenes or fails to comply with any provision of these regulations commits an offence and is liable, where no other penalty is expressly provided, to a penalty of \$2 000.

”.

Part VI and Part VII repealed

27. (1) The heading “**Part VI**”, where it appears following regulation 55, and regulation 56 of the principal regulations are repealed.

(2) The heading “**Part VII**” and regulations 57 and 58 of the principal regulations are repealed.

Schedule 2 repealed and a new Schedule substituted

28. Schedule 2 to the principal regulations is repealed and the following Schedule substituted —

“

SCHEDULE 2**PRESCRIBED FORMS****Form 1**

[Reg. 32]

Marketing of Potatoes Act 1946

CERTIFICATE OF APPOINTMENT AS INSPECTOR

This is to certify that
(Full name of person appointed)

has been appointed by the Potato Marketing Corporation of Western Australia as an inspector under the *Marketing of Potatoes Act 1946*.

.....
Chief Executive Officer to the Corporation.

Dated

Form 2

[Reg. 33 (1)]

Marketing of Potatoes Act 1946

PART C DEFENDANTS COPY This space for cash register imprint
To be retained by Cashier
OFFICE COPY ONLY

Please do not detach from Part B

PART B DEFENDANTS COPY This space for cash register imprint

INFRINGEMENT NOTICE
Marketing of Potatoes Act, s. 40

Date of issue

SURNAME (Given names)

ADDRESS
(Number and Street)

(Town and Suburb) (Postcode)

It is alleged that at hrs. on day . . / . / . you committed the

offence of	
(Nature of Offence)	(Prescribed penalty)

.....

at (Road/Street)

.....
(Locality)

Inspector

No.

TAKE NOTICE THAT:

NOTICE THAT:
If you do not wish to have a complaint of the alleged offence heard and determined by a court, pay to the office specified on the reverse of this notice, within 28 days, the prescribed penalty.

If within 28 days from the Date of Issue you do not pay the penalty above, FURTHER ACTION WILL BE TAKEN in respect of the offence, and you will incur further costs.

COURT:

11. If you wish the matter to be dealt with by a court, do not pay the Infringement Notice. You should advise the chief executive officer of the Potato Marketing Corporation of your intention, in writing, before the due date otherwise further costs will be incurred.

CREDIT CARD PAYMENTS — COMPLETE ALL DETAILS
PLEASE DEBIT MY CREDIT CARD ACCOUNT: —

BANKCARD MASTERCARD VISA CARD
AMOUNT CARD NUMBER
CARDHOLDER NAME
SIGNATURE EXPIRY DATE

Reverse of Form

WHERE TO PAY

(The office to which payment may be made is to be specified here.)

Form 3

[Reg. 33 (3)]

Marketing of Potatoes Act 1946

WITHDRAWAL OF INFRINGEMENT NOTICE

SURNAME
(Block letters) (Given names)

ADDRESS
(Number and Street)

.
(Town and Suburb) (Postcode)

Infringement Notice No. Date / / for the alleged offence

of Penalty \$

is hereby withdrawn.

(a) No further action will be taken.

(b) It is proposed to institute court proceedings for the alleged offence.

(Strike out that not applicable)

Signed by
(name)

for the Potato Marketing Corporation
of Western Australia.

Dated

Form 4

[Reg. 34 (2)]

Marketing of Potatoes Act 1946

APPLICATION FOR THE REGISTRATION OF A BUSINESS AS A COMMERCIAL PRODUCER OF POTATOES

I/We,
(Name of each person making application)

hereby apply for registration of
(Name in which business is to be registered)

as a commercial producer of potatoes.

Registration numbers currently/previously held

Location of business

Postal Address

Telephone

Facsimile

Capacity in which the applicant is concerned with the business

Nature of activities: *(Delete if not to be an activity of the business)*

to grow potatoes for sale

— to consumers in the State

— as a potato product

— to a manufacturer of a potato product

— for export

— when exported

— for propagation

to grow potatoes for propagation for own use

to grow potatoes for (purpose to be specified)

Signed

Dated

Form 5

[Reg. 34 (4)]

Marketing of Potatoes Act 1946

CERTIFICATE OF REGISTRATION OF A BUSINESS AS A COMMERCIAL PRODUCER OF POTATOES

Registration number

Name of holder

Registered business name as a
commercial producer

Location of business

Postal Address

Telephone

Facsimile

Nature of activities: *(delete if not to be an activity of the business)*

to grow potatoes for sale

— to consumers in the State

— as any potato product

— to a manufacturer of a potato product

— for export

— when exported

— for propagation

to grow potatoes for propagation for own use

to grow potatoes for *(purpose to be specified)*

Duties imposed on holders

Other terms, conditions and restrictions

Registration valid for *(period to be specified)*.

Signed by

(name)

for the Potato Marketing Corporation
of Western Australia.

Dated

Form 6

[Reg. 34 (5)]

Marketing of Potatoes Act 1946

APPLICATION FOR TRANSFER OF THE REGISTRATION OF A BUSINESS

I/We,
(Name of each person making application)

hereby apply for transfer of the registration of
*(Registered business name
as a commercial producer)*

Registration number

to
*(Name of person to whom the registration is sought to be
transferred)*

Name in which business is to be registered
as a commercial producer

Location of business

Postal Address

Telephone

Facsimile

Nature of activities: *(delete if not to be an activity of the business)*

to grow potatoes for sale

— to consumers in the State

— as a potato product

— to a manufacturer of a potato product

— for export

— when exported

— for propagation

to grow potatoes for propagation for own use

to grow potatoes for *(purpose to be specified)*

Signed

Dated

Name of current holder

Consent of current holder ..

Form 7

[Reg. 35 (2)]

Marketing of Potatoes Act 1946

APPLICATION FOR POTATO GROWING AREA LICENCE

Name of grower applying for an area licence

Registered business name as a commercial producer

Registration number

Location of the business

Postal address

Telephone

Facsimile

Land to which the application relates *(to be specified)*

Location

Lot No.

Size of activity: Total area to be planted (*hectares*)

 Total quantity to be produced (*tonnes*)

 Area in hectares to be planted by variety (*variety to be specified*)

 Quantity to be produced by variety (*variety to be specified*)

Nature of activities: (*delete if not to be an activity of the business*)

to grow potatoes for sale

— to consumers in the State

— as a potato product

— to a manufacturer of a potato product

— for export

— when exported

— for propagation

to grow potatoes for propagation for own use

to grow potatoes for
(*purpose to be specified*)

Area Licence numbers currently held

Delivery schedule

Signed

Dated

Form 8

[Reg. 35 (4)]

Marketing of Potatoes Act 1946

POTATO GROWING AREA LICENCE

Licence Number

Name of holder

Registered business name as a commercial producer

Registration number

Location of the business

Postal address

Telephone

Facsimile

Land to which the application relates (*to be specified*)

Location

Lot No.

Size of activity: Total area to be planted (*hectares*)

Total quantity to be produced (*tonnes*)

Area in hectares to be planted by variety (*variety to be specified*)

Quantity to be produced by variety (*variety to be specified*)

Nature of activities: (*delete if not to be an activity of the business*)

to grow potatoes for sale

— to consumers in the State

— as a potato product

— to a manufacturer of a potato product

— for export

— when exported

— for propagation

to grow potatoes for propagation for own use

to grow potatoes for
(*purpose to be specified*)

Delivery schedule

Duties imposed on holder

Other terms, conditions and restrictions

Registration valid for (*period to be specified*)

Signed by

(*name*)

for the Potato Marketing Corporation
of Western Australia.

Dated

Form 9

[Reg. 35 (5)]

Marketing of Potatoes Act 1946

APPLICATION FOR TRANSFER OF AREA LICENCE

I/We, (*Name of each person making application*)
hereby apply for the transfer of —

Area Licence number

Name of current holder

Registered business name as a
commercial producer

Registration number

to —

(Name of grower to whom the area licence is to be transferred)

Registered business name as a
commercial producer

Registration number

Land to which the application relates *(to be specified)*

Location

Lot No.

Size of activities:

Total area to be planted *(hectares)*

Total quantity to be produced *(tonnes)*

Area in hectares to be planted by variety *(variety to be specified)*

Quantity to be produced by variety *(variety to be specified)*

Nature of activities: *(delete if not to be an activity of the business)*

to grow potatoes for sale

— to consumers in the State

— as a potato product

— to a manufacturer of a potato product

— for export

— when exported

— for propagation

to grow potatoes for propagation for own use

to grow potatoes for
(purpose to be specified)

Delivery schedule

Signed

Dated

Consent of current holder — signed

Form 10

[Reg 37 (2)]

*Marketing of Potatoes Act 1946***CERTIFICATE OF DOMESTIC MARKET ENTITLEMENT**

Entitlement Number

Name of holder

Registered business name as a
commercial producer

Registration number

Area Licence number (*authorizing the growing of
potatoes for sale to consumers in the State*)

Location of the business

Postal address

Telephone

Facsimile

Size of Domestic Market Entitlement: (*specify by variety*)Total area to be planted (*hectares*)Total quantity to be produced (*tonnes*)

Variety

Area in hectares to be planted by variety (*variety to
be specified*)Quantity to be produced by variety (*variety to be
specified*)

Delivery schedule

Duties imposed on holder

Other terms, conditions and restrictions

Entitlement valid for (*period to be specified*)Signed by
(*name*)for the Potato Marketing Corporation
of Western Australia.

Dated

Form 11

[Reg. 37 (3)]

*Marketing of Potatoes Act 1946***APPLICATION FOR TRANSFER OF DOMESTIC MARKET
ENTITLEMENT**

I/We, (*Name of each person making application*)
hereby apply for transfer of Domestic Market Entitlement number
from —

Name of current holder

Registered business name as a
commercial producer

Registration number

to —

Name of grower to whom the Domestic Market Entitlement is to be
transferred

Registered business name as a
commercial producer

Registration number

Area Licence number (*authorizing the growing of
potatoes for sale to consumers in the State*)

Area Licence numbers currently held

Location of business

Postal address

Telephone

Facsimile

Size of Domestic Market Entitlement: (*specify by variety*)

Total area to be planted (*hectares*)

Total quantity to be produced (*tonnes*)

Variety

Area in hectares to be planted by variety (*variety to
be specified*)

Quantity to be produced by variety (*variety to be
specified*)

Delivery schedule

Signed

Dated

Consent of current holder — signed

Form 12

[Reg 38 (2)]

*Marketing of Potatoes Act 1946***APPLICATION BY GROWER FOR PERMIT TO PURCHASE,
SELL OR USE POTATOES**

Name of grower applying for permit

Registered business name as a commercial producer

Registration number

Area Licence number

Location of business

Postal Address

Telephone

Facsimile

hereby applies for a permit, in respect of tonnes of (variety)
potatoes; to — (*delete as may be appropriate*)

(a) purchase potatoes

From

Registered business name of a
commercial producer

Registration number

Delivery schedule

The potatoes will be used for
(*purpose to be specified*);

(b) sell potatoes

To

Postal address

Delivery schedule

The potatoes will be used for
(*purpose to be specified*);

(c) use potatoes

grown by myself;

grown under my control,

under Area Licence number in or in connection with
a:

Catering

Manufacturing

Other
(*nature to be specified*),

business owned or conducted by me;

- (d) sell and deliver potatoes to a potato product manufacturer

Name of manufacturer

Delivery schedule

- (e) sell and deliver potatoes to a potato exporter

Name of exporter

Delivery schedule

Signed

Dated

Form 13

[Reg 38 (4)]

Marketing of Potatoes Act 1946

PERMIT FOR GROWER TO PURCHASE, SELL OR USE POTATOES

Permit Number

Name of holder

Registered business name as a commercial producer

Registration number

Area Licence number

Location of the business

Postal address

Telephone

Facsimile

Permit, in respect of tonnes of (variety) potatoes,
to — (*delete as may be appropriate*)

- (a) purchase potatoes

From

Registered business name if a commercial producer

Registration number

Delivery schedule

to be used for (*purpose to be specified*);

- (b) sell potatoes

To

Postal address

Delivery schedule

to be used for (*purpose to be specified*);

(c) use potatoes —

grown under area Licence number;

other (*specify*),

to be used for (*purpose to be specified*);

(d) sell and deliver potatoes to a potato product manufacturer

Name of manufacturer

Delivery schedule

(e) sell and deliver potatoes to a potato exporter

Name of exporter

Delivery schedule

Duties imposed on holder

Other terms, conditions and restrictions

Permit valid for (*period to be specified*)

Signed by

(*name*)

for the Potato Marketing Corporation
of Western Australia.

Dated

Form 14

[Reg. 56]

Marketing of Potatoes Act 1946

DETAILS OF SEED SALES TO GROWERS

For the month of

Name of seller

Registered business name as a
commercial producer

Registration number

Area Licence number

Location of business

Postal Address

Telephone

Facsimile

Primary Agent (*to be specified, where an agent is used*)

Date	Sold to (<i>grower's name</i>)	Variety	Tonnes	Gross sale price (\$/tonne)	Trust Fund Levy	Admin- istration charges	Seed inspection charge	Total payable to Corpor- ation
------	-------------------------------------	---------	--------	-----------------------------------	-----------------------	--------------------------------	------------------------------	--

Signed
Date

Form 15

[Reg. 57]

*Marketing of Potatoes Act 1946***PLANTING DECLARATION**

Name of grower

Registered business name as a
commercial producer

Registration number

Area Licence numbers

Total licensed area (*hectares*)

Domestic Market Entitlement number

Location of business

Postal Address

Telephone

Facsimile

Primary Agent (*to be specified, where an agent is used*)Ware potatoes — Licence number Domestic Market Entitlement
number

Variety	Area planted (<i>ha</i>)	Delivery schedule Date commencing	Tonnes
---------	-------------------------------	--	--------

Total

Location of property on which the crop is planted
(*to be specified*)

Seed potatoes — Licence number

Variety	Area planted (<i>ha</i>)	Own use (<i>tonnes</i>)	Delivery schedule Date commencing	Tonnes
---------	-------------------------------	------------------------------	--	--------

Total

Location of property on which the crop is planted
(to be specified)

Potatoes for manufacture — Licence number

Variety	Area planted (ha)	Manufacturer	Delivery schedule Date commencing	Tonnes
---------	----------------------	--------------	--	--------

Total

Location of property on which the crop is planted
(to be specified)

Potatoes for export — Licence number

Variety	Area planted (ha)	Exporter	Delivery schedule Date commencing	Tonnes
---------	----------------------	----------	--	--------

Total

Location of property on which the crop is planted
(to be specified)

Potatoes for other purpose (please specify) — Licence number

Variety	Area planted (ha)	Exporter	Delivery schedule Date commencing	Tonnes
---------	----------------------	----------	--	--------

Total

Location of property on which the crop is planted
(to be specified)

Potatoes for other purpose (please specify) — Licence number

Variety	Area planted (ha)	Exporter	Delivery schedule Date commencing	Tonnes
---------	----------------------	----------	--	--------

Total

Location of property on which the crop is planted
(to be specified)

Any other grower's Area Licence grown	Grower Area Licence number
Any Area Licence leased	Grower Area Licence number

Signed

Dated

Form 16

[Reg. 58]

*Marketing of Potatoes Act 1946***NOTICE OF INTENTION TO HARVEST**

Name of grower

Registered business name as a
commercial producer

Registration number

Area Licence number

Domestic Market Entitlement number (*if applicable*)

Location of business

Postal Address

Telephone

Facsimile

Primary Agent (*to be specified, if an agent is used*)

Area planted (ha)	Variety	Harvest commencing date	Estimated yield (tonnes)	for delivery to (<i>to be specified</i>)	Date of delivery

Location of property on which the crop is planted
(*to be specified*)

Signed

Dated

Form 17

[Reg. 59]

*Marketing of Potatoes Act 1946***NOTICE OF HARVEST AND DELIVERY**

Name of grower

Registered business name as a
commercial producer

Registration number

Area Licence number

Total licensed area (*hectares*)

Domestic Market Entitlement number

Location of business

Postal Address

Telephone

Facsimile

Primary Agent

Ware potatoes — Licence number Domestic Market Entitlement
number

Variety	Area planted (ha)	Area harvested (ha) for week	Tonnes harvested for week	Tonnes delivered for week	Delivered to	Tonnes in storage	Estimated tonnage still to harvest
---------	-------------------------	---------------------------------------	---------------------------------	------------------------------------	-----------------	----------------------	---

Total

Location of property on which the crop was planted
(to be specified)

Seed potatoes — Licence number

Variety	Area planted (ha)	Area harvested (ha) for week	Tonnes harvested for week	Tonnes delivered for week	Delivered to	Tonnes in storage	Estimated tonnage still to harvest
---------	-------------------------	---------------------------------------	---------------------------------	------------------------------------	-----------------	----------------------	---

Total

Location of property on which the crop was planted
(to be specified)

Potatoes for manufacture — Licence number

Variety	Area planted (ha)	Area harvested (ha) for week	Tonnes harvested for week	Tonnes delivered for week	Delivered to	Tonnes in storage	Estimated tonnage still to harvest
---------	-------------------------	---------------------------------------	---------------------------------	------------------------------------	-----------------	----------------------	---

Total

Location of property on which the crop was planted
(to be specified)

Potatoes for export — Licence number

Variety	Area planted (ha)	Area harvested (ha) for week	Tonnes harvested for week	Tonnes delivered for week	Delivered to	Tonnes in storage	Estimated tonnage still to harvest
---------	-------------------------	---------------------------------------	---------------------------------	------------------------------------	-----------------	----------------------	---

Total

Location of property on which the crop was planted
(to be specified)

Potatoes for other purpose (*please specify*) — Licence number

Variety	Area planted (ha)	Area harvested (ha) for week	Tonnes harvested for week	Tonnes delivered for week	Delivered to	Tonnes in storage	Estimated tonnage still to harvest
---------	-------------------------	---------------------------------------	---------------------------------	------------------------------------	-----------------	----------------------	---

Total

Location of property on which the crop was planted
(to be specified)

Signed

Dated

Form 18

[Reg. 60]

*Marketing of Potatoes Act 1946***NOTICE OF POTATOES RECEIVED BY MANUFACTURER OR EXPORTER****Week ended Saturday**

Name of manufacturer or exporter

Location of business

Postal Address

Telephone

Facsimile

Details of potatoes delivered for week (*specify dates*)

Name of grower	Variety	Tonnes delivered	Consign-ment Advice number	Date of delivery
----------------	---------	------------------	----------------------------	------------------

Signed

Dated

Form 19

[Reg. 61 (1)]

*Marketing of Potatoes Act 1946***POTATO CONSIGNMENT ADVICE****Advice Number**

Name of grower

Registered business name as a commercial producer

Registration number

Area Licence number

Domestic Market Entitlement number (*if applicable*)

Postal Address

Location of Business

Variety of potato

Number of bins

Consent to dry brush (*if applicable*)

Dated

Form 21

[Reg. 63]

Marketing of Potatoes Act 1946

NOTICE OF CLAIM

To: The Potato Marketing Corporation

I,
(name of claimant)

of
(address of claimant)

give notice that the consignment referred to in item 2 is subject to the claim referred to in item 3.

2. Details of consignment

Name of grower

Address of grower

Registered business name
as a commercial producer

Area Licence No.

Date of delivery

Place of receipt

Variety

Quantity

3. Particulars of claim

(a) Particulars of security

(b) Amount due and owing

Signed
(Signature of claimant)

Signed by
(Name in block letters)
on behalf of the Potato Marketing Corporation

Dated

Form 22

[Reg. 64 (a)]

Marketing of Potatoes Act 1946

NOTICE OF SECURITY OVER CROP OR POTATOES GIVEN BY A GROWER

To: The Potato Marketing Corporation

The consignment referred to in item 1 is subject to the security referred to in item 2.

1. Details of consignment

Name of grower

Address of grower

Registered business name
as a commercial producer

Area Licence No.

Date of delivery

Place of receipt

Variety	Quantity

2. Particulars of security

Signed
(Signature of grower)

Signed by
(Name in block letters)
on behalf of the Potato Marketing Corporation

Dated

Form 23

Marketing of Potatoes Act 1946

[Reg. 64 (b)]

**NOTICE OF SECURITY OVER CROP OR POTATOES
GIVEN BY HOLDER OF SECURITY**

To: The Potato Marketing Corporation

The consignment referred to in item 1 is subject to the security referred to in item 2.

1. Details of consignment

Name of grower

Address of grower

Registered business name
as a commercial producer

Area Licence No.

Date of delivery

Place of receipt

Variety	Quantity

2. Particulars of security

Signed
(Signature of holder of security)Signed by
(Name in block letters)

Dated ”.

New Schedule added**29.** The principal regulations are amended by adding the following new Schedule —

“

SCHEDULE 3

[Reg. 33]

PART 1 — THE ACT

Provision creating offence	Nature of offence	Modified Penalty
s. 22 (1) (a)	Sale or delivery to a person other than the Corporation or an agent of the Corporation	\$200
s. 22 (1) (b)	Sale or delivery not in accordance with a permit or exemption	\$200
s. 22 (2) (a)	Purchase, or delivery taken, from a grower	\$200
s. 22 (2) (b)	Purchase, or delivery taken, not in accordance with a permit or exemption	\$200
s. 22 (2) (c)	Potatoes not accompanied by document required by the regulations	\$200
s. 22 (2) (c)	Potatoes not accompanied by document containing prescribed information	\$200

PART 2 — REGULATIONS

Provision creating offence	Nature of offence	Modified Penalty
s. 8 (3)	M u l t i p l e enrolment for elections	\$50
s. 21	Voting when not entitled	\$50
s. 24	False claim or statement as to enrolment	\$50
s. 31	Failure to state name of seller, consignor or supplier	\$100
s. 55 (2)	Potatoes not graded, sized or packed as required	\$100
s. 56	Failure to furnish return as to sale of seed	\$200
s. 57	Failure to furnish declaration as to planting	\$200
s. 58	Failure to furnish notice of intention to harvest	\$200
s. 59	Failure to furnish notice of harvest	\$200
s. 60	Failure to furnish notice of receipt	\$200

”.

By Command, the Lieutenant-Governor and deputy of the Governor,

J. PRITCHARD, Clerk of the Council.

AG401

CATTLE INDUSTRY COMPENSATION ACT 1965Department of Agriculture,
South Perth, WA 6151.

Agric. 1023/90

It is hereby notified for general information that the Lieutenant Governor and deputy of the Governor has approved for the purposes of Section 16(3) of the Cattle Industry Compensation Act 1965, as recommended by the Minister for Primary Industry, that the amount of compensation payable in respect of the destruction of any animal or of the condemnation of any carcase or portion of a carcase as unfit for human consumption pursuant to that Act, shall not exceed—

- (a) \$2 500 in respect of the destruction of any diseased animal that is not a bull;
- (b) \$5 000 in respect of the destruction of any diseased bull;
- (c) \$1 000 in respect of the condemnation of any carcase or portion of a carcase of any animal that is not a bull as unfit for human consumption;
- (d) \$1 500 in respect of the condemnation of any carcase or portion of a carcase of any bull as unfit for human consumption.

29 August 1995.

G. A. ROBERTSON, Chief Executive Officer.

AG402

GRAIN MARKETING ACT 1975Department of Agriculture,
South Perth, WA 6151.

851166VO4

The Lieutenant Governor and deputy of the Governor has been pleased to appoint pursuant to Section 9(2)(b) of the Grain Marketing Act 1975, Lloyd Frederick Guthrey as a Director of the Grain Pool of Western Australia for a term of office expiring on 31 July 1999.

30 August 1995.

G. A. ROBERTSON, Chief Executive Officer.

COMMUNITY SERVICES

CG401

ADOPTION ACT 1994

I, R. K. Nicholls, Minister for Family and Children's Services, issue the following persons with a licence to act as Contact and Mediation Agencies under sections 105 and 106 of the Adoption Act 1994 and subject to the Adoption Regulations and Code of Practice 1995—

Cornelia Christina Maria Schoenmakers
Adoption Research & Counselling Service
Delta House, 39 Lawley Crescent, Mount Lawley 6050
(Ph: 370 4914)

Kay Beverley Rosen
36 Carnarvon Crescent, Mt Lawley 6050
(Ph: 444 1617)

Zelma Joan Cowie
31 Ruby Street, North Perth 6006
(Ph: 444 6626 or 015 476009)

Dated this 22nd day of July 1995.

R. K. NICHOLLS, Minister for Family and Children's Services.

FISHERIES

FI301

FISHERIES ADJUSTMENT SCHEMES ACT 1987**FISHERIES ADJUSTMENT SCHEMES AMENDMENT
REGULATIONS 1995**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Fisheries Adjustment Schemes Amendment Regulations 1995*.

Commencement

2. These regulations come into operation on the day the *Fisheries Adjustment Schemes Amendment Act 1994* comes into operation.

Principal regulations

3. In these regulations the *Fisheries Adjustment Schemes Regulations 1988** are referred to as the principal regulations.

[* Published in Gazette of 17 June 1988 at p. 1953.
For amendments to 2 August 1995 see 1994 Index to Legislation of
Western Australia, Table 4, p. 92.]

Regulations 8, 9 and 10 and Schedule 1 added

4. After regulation 7 of the principal regulations the following regulations and Schedule are added —

“

Applications to Tribunal

8. (1) An application made to the Tribunal for —

- (a) a determination under section 14J of the Act; or
- (b) a review under section 14L of the Act,

shall be in a form approved for that purpose by the Executive Director.

(2) An application referred to in subregulation (1) shall be sent to the Executive Director at the head office of the Department in Perth accompanied by —

- (a) a copy of the notice published in the *Gazette* under section 14B (1) of the Act by which the relevant scheme was established;
- (b) a copy of any representations made by the affected person to the Minister under section 14D (3) of the Act concerning the relevant scheme;
- (c) a copy of the notification given by the Minister to the affected person under section 14F (1) of the Act;
- (d) if the application is for —
 - (i) a determination under section 14J of the Act, a copy of the application by the affected person to the Minister under section 14H (1) of the Act; or
 - (ii) a review under section 14L of the Act, a copy of the notification given by the Minister to the affected person under section 14K (2) of the Act;
- (e) any other information that, having regard to the assessment under section 14G of the Act of the value of an authorization that is to be cancelled or part of an entitlement that is to be reduced, the applicant considers relevant to the determination or the review of the amount of compensation payable to the affected person; and
- (f) if the applicant is the affected person, a fee of \$300.

(3) In this regulation —

“**Department**” means the department of the Public Service principally assisting the Minister in the administration of the Act;

“**relevant scheme**” means the compulsory fisheries adjustment scheme under which an affected person's authorization is to be cancelled or entitlement is to be reduced.

Summons issued by Tribunal under section 14X

9. (1) A summons issued by the Tribunal under section 14X of the Act shall be in the form of Form 1 in Schedule 1.

(2) A summons shall be served on a person —

- (a) by delivering the summons to the person; or

- (b) by leaving the summons at the person's usual or last known place of abode with a person who is, or appears to the person serving the summons to be, over the age of 16 years.

(3) A summons remains in force from the date of issue until the conclusion of the hearing at which the attendance of the person served with the summons is required or until the person is excused by the Tribunal.

Documents signed by the Tribunal

10. A document bearing the signature of —

- (a) each member of the Tribunal; or
- (b) a person authorized in writing by each member of the Tribunal to sign documents on behalf of the Tribunal,

shall be taken to be signed by the Tribunal.

SCHEDULE 1

[Regulation 9]

FORM 1

Fisheries Adjustment Schemes Act 1987
(Section 14X)

SUMMONS TO ATTEND OR PRODUCE DOCUMENTS

No. of summons:

To:

Postcode

A hearing is being held by the Tribunal under section 14S of the Act.

The hearing is about:	
-----------------------	--

What you must do:

You must: Attend before the Tribunal: <input type="checkbox"/> Produce the following documents before the Tribunal: <input type="checkbox"/>	
--	--

Information about the hearing:

Where you must go:				
When:	Time	Date	Month	Year
and then from day to day until the end of the hearing or until excused by the Tribunal.				

Information about this summons:

Issued at:	Date:
by:	
Signature:	
Telephone contact:	

If you do not attend:

It is an offence not to comply with this summons unless you have a reasonable excuse.

The maximum penalty to which you may be liable is \$2 000.

”

By Command of the Lieutenant-Governor and deputy of the Governor,

J. PRITCHARD, Clerk of the Council.

FI401

FISHERIES ACT 1905

PILBARA FISH TRAWL FISHERY—DIRECTIONS TO LICENSING OFFICERS AMENDMENT NOTICE (No. 2) 1995

Notice No. 726

FD 662/87.

Pursuant to section 17 I hereby vary the *Pilbara Fish Trawl Fishery—Directions to Licensing Officers Notice No. 546**.

Citation

1. This notice may be cited as the *Pilbara Fish Trawl Fishery—Directions to Licensing Officers Amendment Notice (No. 2) 1995*.

Principal Notice

2. In this notice the *Pilbara Fish Trawl Fishery—Directions to Licensing Officers Notice No. 546** is referred to as the principal notice.

Clause 3 amended

3. Clause 3 of the principal notice is amended by inserting in alphabetical order the following definitions—

- (a) “approved” means approved by the Director;”;
- (b) “licensing period” means the period from 1 January in any year to 31 December in the same year;”;
- (c) “nominated month” means a calendar month nominated by the transferee in writing on the approved form when applying for a transfer of Zone 2 time units;”;
- (d) “operate” means—
 - (a) to attempt to take fish by trawling;
 - (b) to take fish by trawling; or
 - (c) engage in any activity that may result in taking fish by trawling;”;
- (e) “Zone 1 time unit” means one calendar month or part thereof of access to Zone 1 of the Fishery;”;
- (f) “Zone 2 time unit” means one calendar month or part thereof of access to Zone 2 of the Fishery;”.

Clause 4 amended

4. Clause 4 of the principal notice is amended by inserting after subclause (4) the following subclauses—

“ (4a) The number of Zone 1 time units that shall be endorsed on a licence when this notice commences operation shall be equal to the number of months which are endorsed on the licence immediately before this notice commences operation and which authorise the boat to be operated in Zone 1 of the Fishery.

(4b) The number of Zone 2 time units that shall be endorsed on a licence when this notice commences operation shall be equal to the number of months which are endorsed on the licence immediately before this notice commences operation and which authorise the boat to be operated in Zone 2 of the Fishery.

(4c) Notwithstanding the provisions of subclause (4) the licensee of a boat authorised to be operated in the Fishery may apply on the approved form to the Director to transfer a number or all of the unused whole Zone 2 time units endorsed on a licence from that licence to another licence.

(4d) Zone 2 time units may only be transferred to a licence which, at the time of application to transfer the time units, is endorsed to authorise a boat to be operated in Zone 2 of the Fishery.

(4e) If the Director considers it appropriate to do so, the Director may, in relation to an application made under subclause (4c) authorise the transfer of that number of unused time units from the transferor's licence to the transferee's licence.

(4f) Zone 2 time units which have been transferred in accordance with subclauses (4c) and (4e) shall be—

- (a) removed from the transferor's licence and endorsed on the transferee's licence; and
- (b) at the end of the licensing period to which the transfer applies, be transferred back to the transferor's licence.

(4g) An endorsement on a licence made in accordance with subclause (4f) (a) shall specify the units as transferred Zone 2 time units and also specify the nominated months in which the boat shall be operated in the Fishery in respect of those transferred time units.

(4h) The maximum number of time units that may be endorsed on a licence is 12.

(4i) Zone 1 time units shall not be transferred. ”.

Clause 5 amended

5. Clause 5 of the principal notice is amended by—

- (a) deleting subclause (1) and substituting the following subclause—

“ (1) The Zone or Zones of the Fishery in which the boat may be used to operate.”;

- (b) inserting after subclause (1) the following subclauses—

“ (1a) A person shall not operate the boat nor allow or permit any other person to operate the boat in the Fishery in any licensing period for more months or parts of a month than are endorsed as time units on the licence.

(1b) Where Zone 2 time units have been transferred to this licence in the current licensing period, a person shall not allow or permit any other person to operate the boat in the Fishery, in respect of those transferred time units, in any months other than the months nominated by the transferee and which are specified on this licence.”.

[*Published in the Gazette of 22 December 1992. For amendments to 24 February 1995 see Notice No. 588 published in the Gazette of 23 April 1993, Notice No. 628 published in the Gazette of 30 November 1993 and Notice No. 699 published in the Gazette of 3 March 1995.]

Dated this 28th day of August 1995.

MONTY HOUSE, Minister for Fisheries.

FAIR TRADING

FT401

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS (TOWN OF COLLIE) EXEMPTION ORDER 1995

Made by the Minister for Fair Trading under Section 5.

Citation

1. This Order may be cited as the *Retail Trading Hours (Town of Collie) Exemption Order 1995*.

Extended Trading Hours

2. Section 12 of the *Retail Trading Hours Act 1987* does not apply to general retail shops in the Town of Collie on the days, or during the hours specified in the Schedule.

SCHEDULE

Days and Hours of Exemption

Friday	15 December 1995	6.00 pm to 9.00 pm
Friday	22 December 1995	6.00 pm to 9.00 pm
Sunday	24 December 1995	10.00 am to 5.00 pm

PETER FOSS, Minister for the Environment;
Water Resources, The Arts, Fair Trading.

FT402**RETAIL TRADING HOURS ACT 1987****RETAIL TRADING HOURS (SHIRE OF COLLIE) AMENDMENT ORDER 1995**

Made by the Minister for Fair Trading under Section 13 of the Act.

Citation

1. This Order may be cited as the *Retail Trading Hours (Shire of Collie) Amendment Order 1995*.

Amendment

2. The *Retail Trading Hours (Shire of Collie) Order 1988* [Published in the *Government Gazette* of 2 September 1988 at p. 3462] is amended by deleting—

“other than the Saturday falling on 26 March 1994”.

and by inserting after “week” the following—

“other than the Saturdays falling on 16 and 23 December 1995”.

PETER FOSS, Minister for the Environment;
Water Resources, The Arts; Fair Trading.

INDUSTRIAL RELATIONS**IR401****INDUSTRIAL RELATIONS ACT 1979****NOTICE****Section 80X(5)**

I, Graham Donald Kierath, Minister for Labour Relations, acting pursuant to subsection (5) of Section 80X of the Industrial Relations Act 1979, hereby declare that Division 4 of Part IIA of the Industrial Relations Act 1979 Promotion Appeal Boards shall not apply to any position in the—

Water Resources Commission; and
the Office of Water Services.

The exemption will be for a period of six months from the date of this proclamation.

GRAHAM KIERATH, Minister for Labour Relations.

JUSTICE**JM301****JUSTICES ACT 1902****JUSTICES ACT (COURTS OF PETTY SESSIONS FEES) AMENDMENT REGULATIONS 1995**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Justices Act (Courts of Petty Sessions Fees) Amendment Regulations 1995*.

First Schedule amended

2. The First Schedule to the *Justices Act (Courts of Petty Sessions Fees) Regulations** is amended —

(a) by deleting item 4 and substituting the following item —

“

4. For every copy of an order,
conviction, complaint or application
(at any stage of proceedings) 6.40

NOTE Where an order, conviction,
complaint or application has several
matters alleged, the fee chargeable is
\$6.40 PLUS \$1.00 for each copy of
each annexure. (No additional fee for
certification of “AND FURTHER” is
payable).

”

- (b) in item 10 —
- (i) in subitem (1) —
- (I) in paragraph (c) by inserting after “depositions” the following —
- “ , transcripts ”; and
- (II) by deleting paragraph (c) and substituting the following paragraph —
- “
- (c) other than documents referred to in item 3 or 4 — for each page 1.00 ”;
- and
- (ii) by deleting subitem (2);
- and
- (c) by inserting before the footnote to the Schedule, and after item 11, the following item —
- “
12. For certifying that a document, including a document referred to in item 3 or 4, is a true copy — in addition to any other fee 4.30 ”.

[* Reprinted in the Gazette of 28 September 1982 at pp. 3881-4.
For amendments to 17 February 1995 see 1993 Index to
Legislation of Western Australia, Table 4, p. 147.]

By Command of the Lieutenant-Governor and deputy of the Governor,

M. C. WAUCHOPE, Clerk of the Council.

JM401

CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988

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

Keith Hopper of Lot 6 Picton-Boyanup Road, Dardanup

RICHARD FOSTER, Executive Director,
Courts Development and Management.

JM402

DECLARATIONS AND ATTESTATIONS ACT 1913

It is hereby notified for public information that the Hon Attorney General has approved the appointment of the following persons as Commissioners for Declarations under the Declarations and Attestations Act 1913—

Donald Rosslyn Hathaway of 20 Patcham Way, Balga
Winifred May Walders of 8/3 St Kilda Road, Balga
Isabella Carlile Evans of 14/18 Bridges Road, Melville
Barbara Joan Early of 26B Parsons Avenue, Manning
Georgina May Richardson of 159 Virgil Avenue, Yokine

RICHARD FOSTER, Executive Director,
Courts Development and Management.

JM403**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—

Wayne Ronald Jenkins of 9 Pelusey Way, Karratha and Karratha Airport, Karratha

Valma Ferguson of 40 Elder Parade, Bassendean and 30 Old Perth Road, Bassendean

Keith Hopper of Lot 6 Picton-Boyanup Road, Dardanup and Australind Senior High School, Break O'Day Drive, Australind

RICHARD FOSTER, Executive Director,
Courts Development and Management.

JM404

DISTRICT COURT OF WESTERN AUSTRALIA ACT 1969
(Sittings and Winter Vacation for 1996)

Pursuant to the powers conferred by the District Court of Western Australia Act 1969, I hereby appoint the following sittings of the District Court for the year 1996.

Civil Sittings at Perth

1. Civil sittings of the District Court at Perth for the trial of causes and issues of fact shall commence on Tuesday 9 January and shall continue, except for the Easter and Winter Vacations and for Public Service holidays, until Friday 20 December. The Court will be held from 10.30am on each day of sitting unless otherwise stated.

Criminal Sittings at Perth

2. Criminal sittings of the District Court at Perth shall commence on the following days:

Tuesday	9	January
Monday	5	February
Tuesday	5	March
Monday	1	April
Wednesday	1	May
Tuesday	4	June
Monday	8	July
Monday	5	August
Monday	2	September
Tuesday	1	October
Monday	4	November
Monday	2	December

The Court will be held from 10am on each day of sitting unless otherwise stated.

Civil and Criminal Sittings at Other Places

3. The places, days and times for other Civil and Criminal sittings of the District Court shall be as follows:

Place	Jurisdiction	Commencing Day
Albany	Criminal	Monday 15 January
		Monday 26 February
		Monday 20 May
		Monday 29 July
		Tuesday 1 October
		Monday 2 December
Albany	Civil	Monday 29 January
		Monday 29 April
		Monday 19 August
		Monday 21 October
Bunbury	Criminal	Monday 15 January
		Monday 11 March
		Monday 27 May
		Monday 15 July
		Monday 16 September
		Monday 25 November
Bunbury	Civil	Monday 25 March
		Monday 10 June
		Tuesday 1 October
		Monday 9 December

Place	Jurisdiction	Commencing Day
Carnarvon	Criminal and Civil	Monday 5 February Tuesday 4 June Monday 7 October Monday 2 December
Esperance	Criminal and Civil	Monday 19 February Monday 20 May Monday 16 September Monday 18 November
Geraldton	Criminal	On the following Tuesdays: 13 February 30 April 11 June 13 August 15 October 10 December
Geraldton	Civil	On the following Mondays: 12 February 29 April 10 June 12 August 14 October 9 December
Kalgoorlie	Criminal	Monday 5 February Monday 25 March Tuesday 4 June Monday 26 August Monday 7 October Monday 2 December
Kalgoorlie	Civil	On the following Mondays: 19 February 15 July 21 October
Broome Derby Karratha Kununurra Port Hedland	Criminal and Civil	Monday 5 February Tuesday 9 April Tuesday 4 June Monday 5 August Monday 7 October Monday 2 December

The Court will be held from 10 am on each day of sitting unless otherwise stated.

Winter Vacation

4. The Winter Vacation for 1996 shall commence on Monday 24 June and shall terminate on Sunday 7 July.

Dated the 29th day of August 1995.

KEVIN HAMMOND, Chief Judge.

LAND ADMINISTRATION

LA401

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 of Licence No.; District; Reason; Corres. No.; Plan.

Jones, John Joseph; 3116/10644; Parkerville Lot 404; Non-Compliance with Conditions; 947/1966; Diagram 89157.

Dated 29 August 1995.

A. A. SKINNER, Chief Executive Officer.

LA402

LOCAL GOVERNMENT ACT 1960
DECLARATION OF CLOSURE OF STREETS
 Made by the Minister for Lands
 Under Section 288A

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

SCHEDULE

Shire of Shark Bay (DOLA File No. 546/975; Closure No. S474).
 All that portion of Road No. 2160 shown bordered blue on Crown Survey Diagram 92310.
 Public Plan: AM51(2) 39.10.

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 portions of land specified in the Notice are now declared to be absolutely dedicated as a public streets.

NOTICE

City of Canning (DOLA File No. 1801/995).

- 1) The whole of Woodloes Street as surveyed and shown coloured brown on Land Titles Office Plan 2188 Sheet 1.
 - 2) The whole of James Street as surveyed and shown coloured brown on Land Titles Office Plan 2188 Sheet 2.
- Public Plans: BG34(2) 18.16 and 18.17.

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

LOCAL GOVERNMENT

LG102

CORRECTION
LOCAL GOVERNMENT ACT 1960
HEALTH ACT 1911
Town of Kwinana

Memorandum of Imposing Rates and Charges 1995/96

An error occurred in the notice published under the above heading on page 3747 of *Government Gazette* No. 109 dated 18 August 1995 and is corrected as follows.

The following is to be inserted after "Parks and Recreation Improved 340 and before "Discount—"

Zone Group 2

Vacant.....	27.8503	
Residential Unimproved.....		340
Special Residential Unimproved.....		340
Commercial Unimproved.....		407
Town Centre Unimproved.....		407
Service Commercial Unimproved.....		407
General Industry Unimproved.....		407
Light Industry Unimproved.....		407
Parks and Recreation Unimproved.....		340
Rural (Townsites) Unimproved.....		340
Special Rural Unimproved.....		340

Zone Group 3

Residential Zones.....	7.4070	
Residential Improved.....		340

Zone Group 4

Special Residential Zones.....	9.2588	
Special Residential Improved.....		340

Zone Group 5		
Rural Zones	9.2588	340
Rural (Townsites) Improved		
Zone Group 6		
Special Rural Zones	11.1105	340
Special Rural Improved		
UNIMPROVED VALUES		
Zone Group 7		
General Industry Zones	2.4998	407
General Industry (Special Agreement Acts)		
Zone Group 8		
Rural Zones	0.7936	340
Rural A		
Rural B		

R. K. SMILLIE, Chief Executive Officer.

LG101

CORRECTION **LOCAL GOVERNMENT ACT 1960** **HEALTH ACT 1911**

Shire of Harvey Memorandum of Imposing Rates

The schedule of rates and charges imposed on the rateable property within the district of the Shire of Harvey as outlined in folio 3237 of the *Government Gazette* dated 28 July 1995, is amended to read as shown below—

Schedule of Rates and Charges

General Rate
7.0611 cents in the dollar on Gross Rental Values
0.6138 cents in the dollar on Unimproved Values

JEFF GALE, Acting Shire Clerk.

LG301

LOCAL GOVERNMENT ACT 1960 *The Municipality of the City of Fremantle* By-law Relating to Parking Facilities

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on 22 May 1995, to make and submit for confirmation by the Lieutenant-Governor and deputy of the Governor the following amendment to the abovementioned By-Law as published in the *Government Gazette* on 17 August 1990 as amended.

The Second Schedule relating to Metered Zones—Periods and Fees be amended as follows. Insert after Part 4:

“Part 5—LOADING ZONE PERMITS

Loading Zone Permit for non-service vehicles used for carrying commercial goods:
\$10.00 per calendar month.”

Dated this 15th day of June 1995.

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

JENNY ARCHIBALD, Mayor.
RAY GLICKMAN, City Manager.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by the Lieutenant-Governor and deputy of the Governor in Executive Council this 29th day of August 1995.

J. PRITCHARD, Clerk of the Council.

LG302

LOCAL GOVERNMENT ACT 1960*The Municipality of the City of Fremantle***By-law Relating to Parking Facilities**

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on 20 March 1995, to make and submit for confirmation by the Lieutenant-Governor and deputy of the Governor the following amendment to the abovementioned By-Law as published in the *Government Gazette* on 17 August 1990 as amended.

That the **SECOND SCHEDULE—METERED ZONES, PERIODS AND FEES** relating to:

Part 1—FEES FOR VEHICLES (EXCLUDING MOTORCYCLES) be amended:

In Column 3 delete:

1. the amount "15 cents" and substitute the amount "30 cents"
2. the amount "30 cents" and substitute the amount "50 cents"
3. the amount "30 cents" and substitute the amount "1 dollar"
4. the amount "50 cents" and substitute the amount "80 c/hour"
5. the amount "40 cents" and substitute the amount "60 c/hour"

Part 2—FEES FOR MOTORCYCLES

In Column 3 delete:

1. the amount "15 cents" and substitute the amount "20 cents"
2. the amount "15 cents" and substitute the amount "40 cents"
3. the amount "10 cents" and substitute the amount "30 c/hour"

Part 3—HOODED METERS

delete the amount "\$4.00" and substitute "\$5.00" and
delete the amount "\$8.00" and substitute "\$10.00"

Part 4—TICKET ISSUING MACHINE ZONE

delete the amount "\$4.00" and substitute "\$5.00" and
delete the amount "\$8.00" and substitute "\$10.00"

THIRD SCHEDULE—PARKING STATIONS

Part 1—FEES FOR OPENING PARKING STATIONS AFTER HOURS

delete the amount "\$40.00" and substitute "\$60.00"

Part 2—HOURS OF OPERATION AND FEES FOR PARKING STATIONS

Parry Street Car Park (No. 1)

delete the amount "40 cents" and substitute "58 cents"

after "20 cents per hour or part thereof;" on the next line insert the wording "From 8.00 am to 6.00 pm Sunday—\$1.00 per entry."

Marine Terrace Car Park (No. 2)

delete the amount "40 cents" and substitute "50 cents"

Ellen Street Car Park (No. 3)

delete the amount "30 cents" and substitute "40 cents"

Point Street Parking Station (No. 6)

after "20 cents per hour or part thereof;" on the next line insert the wording "From 8.00 am to 6.00 pm Sunday—\$2.00 per entry."

In the last paragraph delete the amount "\$5.00" and substitute "\$20.00"

Bannister Street Car Park (No. 7)

delete the amount "50 cents" and substitute "60 cents"

Queensgate Parking Station (No. 9)

In the last paragraph delete the amount "\$5.00" and substitute "\$30.00"

Fremantle Oval Car Park (No. 10)

delete the amount "50 cents" and substitute "60 cents"

after "\$1.00 per entry;" on the next line insert the wording "From 8.00 am to 6.00 pm Sunday—\$1.00 per entry."

Esplanade Car Park (No. 11)

delete the amount "40 cents" and substitute "50 cents"

after "20 cents per hour or part thereof;" on the next line insert the wording "From 8.00 am to 6.00 pm Sunday—\$1.00 per entry."

Elder Place Car Park (No. 12)

delete the amount "40 cents" and substitute "50 cents"

The Malls Car Park (No. 13)

after "20 cents per hour or part thereof;" on the next line insert the wording "From 8.00 am to 6.00 pm Sunday—\$2.00 per entry."

Josephson Street Car Park (No. 15)

delete the amount "50 cents" and substitute "60 cents"

after "20 cents per hour or part thereof;" on the next line insert the wording "From 8.00 am to 6.00 pm Sunday—\$1.00 per entry."

Markets Car Park (No. 16)

delete the current Hours of Operation and substitute

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

From 6.00 pm to Midnight Monday to Saturday inclusive—20 cents per hour or part thereof;

From 8.00 am to 6.00 pm Sunday—\$2.00 per entry"

Adelaide Street Car Park (No.17)

delete the amount "50 cents" and substitute "60 cents"

Ferry Terminal Car Park (No.18)

delete the amount "20 cents" and substitute "30 cents"

Round House Car Park (No.19)

delete the amount "30 cents" and substitute "40 cents"

Essex Street Car Park (No. 20)

delete the amount "50 cents" and substitute "60 cents"

Mews Road Crossing Car Park—North (No. 21)

delete the amount "20 cents" and substitute "30 cents"

Cliff Street Car Park (No. 22)

delete the amount "40 cents" and substitute "50 cents"

Fremantle Prison Car Park (No. 29)

delete the current "Hours of Operation" and substitute

"From 8.00 am to 8.00 pm Monday to Sunday inclusive—50 cents per hour or part thereof (Public Holidays included);

delete "Maximum stay permitted—3 hours" and substitute "Maximum stay permitted—4 hours"

Holdsworth Street Car Park (No. 30)

delete the current "Hours of Operation" and substitute

From 8.00 am to 8.00 pm Monday to Saturday inclusive—80 cents per hour or part thereof. (Public Holidays included).

From 8.00 am to 6.00 pm Sunday—80 cents per hour to a maximum of \$2.00 for the day."

delete "\$30.00/month" for Parking Stalls and substitute "\$40.00 per month."

Dated this 22nd day of June 1995.

The common seal of the City of Fremantle was hereunto affixed in the presence of—

JENNY ARCHIBALD, Mayor.

RAY GLICKMAN, Twn Clerk.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by the Lieutenant-Governor and deputy of the Governor in Executive Council this 29th day of August 1995.

J. PRITCHARD, Clerk of the Council.

LG305**LOCAL GOVERNMENT ACT 1960***Municipality of the Shire of Lake Grace***BY-LAW RELATING TO EATING AREAS**

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on 22nd March, and 28th June, 1995 to make and submit for confirmation by the Lieutenant-Governor and deputy of the Governor the following By-law;

Citation

1. This by-law may be cited as the Shire of Lake Grace Eating Areas By-Law No. 1.

Interpretation

2. In the By-law unless the context otherwise requires—

(a) 'Act' means the Local Government Act 1960 (As Amended)

'Carriageway' means a portion of a street or public place that is improved, designed or ordinarily used for vehicular traffic or that is used for the standing or parking of vehicles on any median strip.

'Council' means the Council of the municipality of the Shire of Lake Grace.

'Health Act' means the Health Act 1911 (As Amended).

'Licence' means a licence issued by the Council under this by-law to set up and conduct an eating area in a street or public place.

'Licence Plan' means a plan attached to and forming part of a licence depicting those portions of a street or public place in which an eating area may be set up or conducted by authority of a licence.

'Public Facility' means any structure, item or fitting whether in a street or public place that is the property of or has been provided by a Government Department, instrumentality of the Crown or the Council.

- (b) The following expressions have the respective meanings given to them in section 244AA of the Act: 'eating area' and 'main road';
- (c) The following expressions have the meanings given to them in the Act: 'footpath', 'public place', 'street' and 'street alignment';
- (d) The following expressions have the meanings given to them in Section 160 of Division 3 of Part V of the Health Act: 'eating house' and 'proprietor'.

Licence Officers

3. No person shall set up or conduct an eating area in any street or public place;
- (a) other than in a portion of the street or public place adjoining an eating house;
 - (b) unless the person is the holder of a valid licence;
 - (c) otherwise than in compliance with any conditions of the licence; or
 - (d) otherwise than in accordance with the licence plan.

Application for Licence

4. (1) Any proprietor of an eating house seeking the issue of a licence shall make application in the form prescribed in the First Schedule hereto and shall forward the application to the Council together with—

- (a) the fee prescribed in the Second Schedule hereto;
 - (b) a plan and specification of the proposed eating area on a scale of 1:50 which plan and specification shall show—
 - (i) the position of tables, chairs and structures, proposed to be provided in the proposed eating area; and
 - (ii) the location and dimensions of the proposed eating area; and
 - (c) a plan and specification of the proposed eating area and all land within thirty metres beyond the boundaries of the proposed eating area on a scale of 1:500 and which shows the location of all carriageways, footpaths, public facilities, public places, streets and street alignments; and
 - (d) a colour photograph or photographs of the tables, chairs and other structures to be set up in the proposed eating area.
 - (e) a certificate of currency of an acceptable public liability policy. This certificate of currency is to be provided when a licence is applied for and renewed.
- (2) The Council shall not be obligated to consider any application for a licence—
- (a) which is not accompanied by the plans and specifications and the fee prescribed in the Second Schedule hereto;
 - (b) which is not properly completed; or
 - (c) where any plan, specification or photograph does not in the opinion of the Council contain sufficient information to enable it to properly consider the application.

Licence

5. (1) The Council may grant or refuse a licence or grant a licence subject to such conditions as it thinks fit.

(2) A licence shall be in form of the Third Schedule hereto.

(3) A licence plan shall be attached to and form part of the licence.

Validity of Licence

6. A licence shall be valid commencing on the date of its issue by the Council and expiring on 30th June next year or on the sooner cancellation of the licence by the Council.

Cancellation of Licence

7. The Council may cancel a licence for any of the following reasons—

- (a) the holder of the licence has been convicted of an offence against this By-law in respect of the eating area the setting up and conduct of which is authorised by the licence; or
- (b) the holder of the licence transfers or assigns or attempts to transfer or assign the licence to any other person.

Penalties

8. A person committing any breach of this By-law or failing to comply with any of the requirements of this By-law commits an offence and shall be upon conviction by a court of competent jurisdiction liable to a penalty not exceeding \$100 and where such breach is of a continuing nature to an additional daily penalty not exceeding \$10 for every day during which the breach is continued.

First Schedule**Shire of Lake Grace Eating Areas By-law No. 1
APPLICATION FOR LICENCE**

TO: The Shire Clerk
Shire of Lake Grace

I, _____ (Full Name)

of _____

_____ (Residential Address)

_____ (Occupation)

hereby make application for a licence to set up and conduct an eating area pursuant to Shire of Lake Grace Eating Areas By-Laws No. 1.

I hereby declare that the following details are true and correct:

Details of Proposed Eating Area**Item No.**

1. Location of proposed eating area _____
2. Description of eating house adjacent to proposed eating area _____

3. Proposed days of operation _____
4. Proposed hours of operation _____
5. Proposed number of tables _____
6. Proposed number of chairs _____
7. Proposed number of other structures _____
8. Description of tables and chairs including materials _____

The following are attached:

- (a) A plan and specification of the proposed eating area on a scale of 1:50 showing:
 - (i) the position of tables, chairs and structures proposed to be provided in the proposed eating areas; and
 - (ii) the location and dimensions of the proposed eating area.
- (b) A plan and specification of the proposed eating area and the area incorporated within 30 metres beyond the boundaries of the proposed eating area on a scale 1:500 showing the location of all carriageways, footpaths, public facilities, public places, streets and street alignments.
- (c) A colour photograph or photographs of the tables, chairs and other structures intended to be used in the proposed eating area.

I enclose the prescribed fee of \$ _____

Dated the _____ day of _____ 19 _____

Signature of Applicant

Second Schedule

1. Fee—\$15.00 per annum or part thereof.

Third Schedule
Shire of Lake Grace Eating Areas By-law No. 1
LICENCE TO SET UP AND CONDUCT AN EATING AREA

This Licence is issued to:

_____ (Full Name)
of _____ (Address)

This licence authorises you to set up and conduct an eating area:

(a) on those portions of the street or public place shown

_____ on the licence plan attached hereto and generally in accordance with the licence plan; and

(b) in compliance with the conditions attached hereto.

This licence is valid commencing on the date of issue shown below and expiring on the 30th June next or on the sooner cancellation of this licence.

Issued this _____ day of _____ 19 _____

Shire of Lake Grace

Passed by resolution at a meeting of the Lake Grace Shire Council held on the 28th day of June 1995.

Dated this 25th day of July 1995.

The Common Seal of the Shire of Lake Grace was hereunto affixed in the presence of:

PETER TAYLOR, President.
JOE McENCROE, Shire Clerk.

Confirmed—

PAUL D. OMODEI, Minister for Local Government.

Approved by the Lieutenant-Governor and deputy of the Governor in Executive Council on this 29th day of August 1995.

J. PRITCHARD, Clerk of the Council.

LG303

LOCAL GOVERNMENT ACT 1960
The Municipality of the City of Fremantle
BY-LAW RELATING TO PARKING FACILITIES

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on 20 March, 1995, to make and submit for confirmation by the Lieutenant-Governor and deputy of the Governor the following amendment to the abovementioned By-Law as published in the *Government Gazette* on 17 August 1990 as amended.

Part 4—Parking on Roads, clause 48.3 is amended by:

deleting after the word "omnibuses" the words "except for the purpose of taking up or setting down passengers to or from such vehicles."

Dated this 26th day of April 1995.

The common seal of the City of Fremantle was hereunto affixed in the presence of—

JENNY ARCHIBALD, Mayor.
RAY GLICKMAN, Town Clerk.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by the Lieutenant-Governor and deputy of the Governor in Executive Council this 29th day of August 1995.

J. PRITCHARD, Clerk of the Council.

LG304

LOCAL GOVERNMENT ACT 1960*The Municipality of the City of Geraldton***By-law Relating to Parking Facilities**

In pursuance of the powers conferred to it by the abovementioned Act, and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 24th day of May 1995 to make and submit for confirmation by the Lieutenant-Governor and deputy of the Governor, the following amendments to the abovementioned By-law as published in the *Government Gazette* on 14 December 1973 and amended from time to time.

The By-law is amended by deleting the modified penalties listed in the fifth schedule and substituting the following—

- | | | | |
|-----|----------|--|-------|
| 1. | 33(2)(a) | Standing in a 'No Standing Area or Restricted Area' | \$50 |
| 2. | 36(8)(b) | Standing or parking on a street verge contrary to signs | \$50 |
| 3. | 35(5) | Driving/Parking a vehicle on a reserve | \$50 |
| 4. | 33(1)(a) | Standing a vehicle of a different class | \$40 |
| 5. | 30(4) | Standing in a bus stand | \$50 |
| 6. | 36(1)(c) | Causing an obstruction | \$50 |
| 7. | 33(4) | Standing in a 'No Parking' area | \$25 |
| 8. | 7 | Expired meter | \$25 |
| 9. | 20 | Expired ticket in parking station or parking area | \$25 |
| 10. | 23 | Failing to display date/time of purchased parking ticket | \$25 |
| 11. | 36(1)(g) | Standing on a footway or pedestrian crossing | \$50 |
| | | All other offences not classified of which the use, parking,
standing or leaving of a vehicle is an element | \$30" |

Dated this 28th day of July 1995.

The common seal of the Municipality of the City of Geraldton was hereunto affixed in the presence of—

DON R. ROLSTON, Deputy Mayor.
GRAEME K. SIMPSON, Town Clerk.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by the Lieutenant-Governor and deputy of the Governor in Executive Council this 29th day of August 1995.

J. PRITCHARD, Clerk of the Council.

LG306

LOCAL GOVERNMENT ACT 1960*The Municipality of the City of Stirling***BY-LAWS RELATING TO STANDING ORDERS**

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on the 4th day of October, 1994 to make and submit for confirmation by the Lieutenant-Governor and deputy of the Governor the following amendment:

1. The By-laws of the City of Stirling published in the *Government Gazette* of the 12th May, 1971, as amended from time to time, are referred to as the "Principal By-laws".
2. By-law 119 of the Principal By-laws is deleted and the following substituted—

"Rescission of Resolution

119. In By-laws 120(1) to 120(11) inclusive, dealing with a Rescission of Resolution, the term 'substantive resolution' refers to a resolution which is the subject of a motion of rescission or alteration."

3. By-law 120 of the Principal By-laws is deleted and the following substituted—

“Rescission at Same Meeting

120 (1) The Council may rescind or alter a resolution at the same meeting at which it was passed if—

- (a) All members of the Council who were present at the time the resolution was passed are also present at the time the rescission is moved, and
- (b) The member who proposes the rescission or alteration of the substantive motion—
 - (i) clearly identifies the resolution to be rescinded or altered, and
 - (ii) clearly states the reasons for seeking the rescission or alteration.

Rescission at Subsequent Meeting

120 (2) The Council may rescind or alter a resolution, at a meeting other than the one at which it was passed—

- (a) where notice of the motion to rescind is not given, if the motion to that effect is carried by an absolute majority of the Council members; or
- (b) where the member intending to propose the rescission or alteration of the motion, has given written notice through the Clerk to each of the other Councillors at least seven clear days before the meeting; if a motion to that effect is carried by a majority of members voting at the meeting, but not otherwise (Section 177(2)); and
- (c) where the member who proposes the rescission or alteration to the substantive motion—
 - (i) clearly identifies the resolution to be rescinded or altered, and
 - (ii) clearly states the reasons for seeking the rescission or alteration,

Notices Received During Same Meeting

- 120 (3)** (a) If the Clerk receives a notice of motion to rescind a substantive resolution before the close of the meeting at which the resolution was passed, the Clerk shall immediately advise the Mayor, who will in turn advise the meeting of the notice, and thereafter at the first available opportunity the Mayor shall bring on the rescission motion prior to the close of the meeting.
- (b) If the Clerk receives a written notice of motion to rescind a substantive resolution after the close of a meeting at which the resolution was passed, the Clerk shall advise and provide each Councillor with a copy of the notice of rescission and list the notice for consideration at the next Ordinary Meeting of Council or a Special Meeting of Council, convened for the purpose of considering the rescission motion.

Implementation of Substantive Resolution

- 120 (4)** (a) A substantive resolution shall not be implemented by the Clerk or another authorised officer of the Council, until two (2) Council Administration working hours (ie 8.30am-10.30am inclusive) have expired on the day following the close of the meeting at which the substantive resolution was passed.
- (b) Notwithstanding by-law 120(4)(a), the Council may, by resolution carried at the same meeting as a substantive resolution, direct the Clerk or another authorised officer to take immediate action to convey and implement Council's decision with respect to the substantive resolution.
- (c) Members of the public present at a meeting of Council or its Committee, shall be notified by way of a “notice to visitors” paper or a “procedures for public participation at committee meetings” paper, that the conveyance of Council decisions taken at the meeting which concern the issue of any consent, approval or licence arising from a decision of Council, may only be put into effect, communicated or conveyed in written form, to the applicant or the applicant's agent, by the Clerk or another authorised officer of the Council, unless Council resolves otherwise, in accordance with by-law 120(4)(b).
- (d) Should a notice of motion to rescind be received by the Clerk before any action has been taken to implement the substantive motion, then no steps shall be taken to implement or give effect to the substantive motion, until such time as the rescission motion has been dealt with.

Restraints on Motions for Rescission

120 (5) Without affecting the generality of these By-laws, the Council shall not entertain a motion for rescission of a substantive resolution whether the rescission motion is moved with or without notice, if at the time the motion is moved or notice is given—

- (a) any action has been taken in accordance with this by-law to implement the substantive resolution; or

- (b) where the resolution concerns the issue of any consent, approval or licence, and where that consent, approval or licence has been put into effect by the Council, in writing to the applicant or the applicant's agent, by an officer of the Council authorised to do so.
- (c) unless there is a statement of impact of the legal and financial consequences of accepting and carrying a motion for rescission.

No Rescission of Procedural Resolutions

120 (6) The Council shall not entertain a motion to rescind a substantive motion which is procedural in its form or effect, or a resolution to rescind another resolution.

No Repeated Rescission by the Same Member

120 (7) If the Council on a motion moved by a member, resolves not to rescind a substantive resolution, then the Council shall not subsequently entertain a motion moved by the same member to rescind the same substantive resolution.

Multiple Rescission Notices

120 (8) The Clerk may receive more than one notice of motion to rescind the same substantive resolution.

Absence of Mover or Seconder

120 (9) If a motion to rescind a resolution fails to be considered by the Council by reason that at the time the motion is called on—

- (a) The member who gave notice of the motion is not present or is not willing to move the motion; or
- (b) There is no other member present willing to move the motion, then the motion shall lapse and a motion to the same effect shall not thereafter be entertained by the Council.

Motion to Alter Having Effect of Rescission

120 (10) If a motion to alter a substantive resolution in its form or effect would amount to a motion to rescind the substantive resolution, then it shall be treated as if it were a motion to rescind the substantive resolution.

Negated Motions

120 (11) A motion to the same effect as any motion which has been negated by the Council, shall not again be entertained within a period of three months unless a majority of the Council signify their approval in writing to the Clerk, at the time at which the notice of motion is submitted to the Clerk."

Dated this 27th day of October 1994.

The common seal of the City of Stirling was hereunto affixed in the presence of—

ADAM A. SPAGNOLO, JP, Mayor.

GEORGE S. BRAY, Town Clerk/City Manager.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by the Lieutenant-Governor and deputy of the Governor in Executive Council this 29th day of August 1995.

J. PRITCHARD, Clerk of the Council.

LG307

LOCAL GOVERNMENT ACT 1960**SHIRE OF GREENOUGH (WARD BOUNDARIES) ORDER No. 1, 1995**

Made by the Lieutenant-Governor and deputy of the Governor under the provisions of section 12 of the *Local Government Act 1960*.

Citation

1. This Order may be cited as the *Shire of Greenough (Ward Boundaries) Order No. 1, 1995*.

Commencement

2. This Order shall take effect on and from the date of publication in the *Government Gazette*.

Alteration and Redescription of Ward Boundaries

3. The boundaries of the South Ward and the Tarcoola Ward are hereby adjusted by severing the land described in the Schedule to this Order from the South Ward and annexing that land to the Tarcoola Ward.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

Schedule

**TRANSFER OF TERRITORY FROM THE SOUTH WARD TO THE TARCOOLA WARD
OF THE SHIRE OF GREENOUGH**

All that portion of land bounded by lines starting from the intersection of the prolongation northerly of the northernmost western boundary of Victoria Location 2709 with the centreline of Scott Road, a point on a present western boundary of the South Ward of the Shire of Greenough and extending generally southeasterly along that centreline to the prolongation easterly of the southern boundary of Location 2709; thence westerly to and along that boundary to its southwestern corner, a point on a present western boundary of the South Ward of the Shire of Greenough and thence northerly, easterly and again northerly along boundaries of that ward to the starting point.

Area: 186.7349 hectares.

Department of Land Administration Public Plans: BE43 (10) 4.2 and 4.3; BE43 (2) 17.09 and 17.10.

LG401**BUSH FIRES ACT 1954***City of Armadale*

Pursuant to the provisions of the Bush Fires Act 1954 the following appointments have been made for the 1995/96 bush fire season.

Mr M. Fancote—Chief Bush Fire Control Officer and Fire Weather Officer.

Mr N. Plowman—Deputy Chief Bush Fire Control Officer and Deputy Fire Weather Officer.

Mr L. Cotterell—Bush Fire Control Officer.

Mr G. Warne—Bush Fire Control Officer.

All previous appointments are hereby cancelled.

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

LG402**LOCAL GOVERNMENT ACT 1960***Shire of Chittering***Ranger's Fees, Poundage Fees, Sustenance Charges and Penalties for Trespass**

In pursuance of the powers conferred by section 464 of the Local Government Act 1960 the following Rangers Fees, Poundage Fees, Sustenance Charges and Penalties for Trespass are made and shall be charged to the owners of impounded cattle for the release of same in lieu of relevant fees, charges and penalties previously passed by resolution of the Council the Municipality of the Shire of Chittering.

**Fifteenth Schedule Part 2
Section 458 (2) (b)
RANGERS FEES**

	If impounded after 6am and before 6pm \$	If impounded after 6pm and before 6am \$
(1) Impounding of rams, wethers, ewes, lambs, goats, pigs—		
one to five animals	40.00	60.00
six to ten animals	60.00	90.00
over ten animals	100.00	150.00
(2) Impounding of horses, camels, oxen, bulls, cows, steers, heifers	60.00	80.00

Fifteenth Schedule Part 3
Section 462 (1)
TABLE OF POUNDAGE FEES FOR CATTLE IMPOUNDED

	First 24 hours or part thereof	Subsequently each 24 hours or part thereof
	\$	\$
(1) Rams, wethers, ewes, lambs, goats, pigs	10.00 each	5.00 each
(2) Horses, camels, oxen, bulls, cows, steers, heifers	15.00 each	8.00 each

TABLE FOR CHARGES FOR SUSTENANCE OF CATTLE IMPOUNDED

	For each 24 hours or part thereof
	\$
(1) Rams, wethers, ewes, lambs, goats, pigs	5.00
(2) Horses, camels, oxen, bulls, cows, steers, heifers	10.00

Fifteenth Schedule—Part 4
Section 463 (1)
RATES FOR DAMAGE BY TRESPASS BY CATTLE

(Only applicable where trespass occurs in an enclosed growing crop of any kind or garden)

	For each 24 hours or part thereof
	\$
(1) Rams, wethers, ewes, lambs and goats	10.00 per head
(2) Pigs	20.00 per head
(3) Horses, camels, oxen, bulls, cows, steers and heifers	40.00 per head

LG403

SHIRE OF HARVEY

Authorisation—Ranger

It is hereby notified for public information that Mr Shaun Nancarrow has been appointed as a Ranger with the Municipality of the Shire of Harvey as from Monday, 4th September, 1995.

Mr Nancarrow is authorised under the following Acts and By-laws to act on behalf of the Municipality of the Shire of Harvey—

Local Government Act 1960
Dog Act 1976
Litter Act 1976
Bush Fires Act 1954
Control of Vehicles Act (off-road areas)
Harvey Shire Council adopted By-laws.

JEFF GALE, Acting Shire Clerk.

LG404

LOCAL GOVERNMENT ACT 1960

Shire of Menzies

Acting Shire Clerk

It is hereby notified for public information that Russell J. Smith has been appointed Acting Shire Clerk of the Shire of Menzies from 4 September 1995 until 22 September 1995.

G. R. CARTER, Shire Clerk.

LG405**CEMETERIES ACT 1986***Shire of Northam*

The Shire of Northam hereby records having resolved on 25 August 1995, in accordance with section 53 of the Cemeteries Act 1986, to set the following fees for the Northam Public Cemetery.

Northam Public Cemetery**SCALE OF FEES AND CHARGES PAYABLE**

(a) Burial Fees	\$
Over 7 years	400.00
Under 7 years	350.00
Stillborn	300.00
(b) Ex-humation Fee	
Re-opening of grave	800.00
(c) Placement of ashes in Niche Wall	
Single	150.00
Double	250.00

Dated the 25th of August 1995.

The Common Seal of the Shire of Northam was hereunto affixed by authority of a resolution of the Council in the presence of—

D. R. ANTONIO, President.
A. J. MIDDLETON, Shire Clerk.

LG406**LOCAL GOVERNMENT ACT 1960***Shire of Pingelly*

It is hereby notified for public information that the following fees and charges have been amended or set by resolution of Council at a meeting held on 17 August 1995.

Dated this 25th day of August 1995.

N. MITCHELL, Shire Clerk.

(i) Fire Control—	
for Pingelly town block to 1 000m ²	\$60.00
(Contractor \$55.00, Shire \$5.00)	
(ii) Building Licence Fees—	
Classes 1 and 10, of declared value	0.35%
Classes 2 to 9, of declared value	0.20%
Minimum, any class	\$40.00
(iii) Dog Control—	
seizure of a dog	\$10.00
sustenance per day impounded	\$5.00

LG407**BUSH FIRES ACT 1954***City of Wanneroo*

At a meeting of Council on 23 August 1995, the undermentioned persons were authorised to be Bush Fire Control Officers under the provisions of the Bush Fires Act 1954. The authorisation applies to the Municipality of the City of Wanneroo.

Chief Bush Fire Control Officer—K. W. Smith

Deputy Chief Bush Fire Control Officers—

M. J. Hayes

I. H. Roy

J. A. Bettini

Fire Weather Officer—K. W. Smith

Deputy Fire Weather Officer—T. M. Trewin

Bush Fire Control Officers—

T. M. Trewin

K. W. Smith

M. J. Hayes (Snr)

J. A. Bettini

K. Edmonds (Permit issuing only)

P. McDonald (Permit issuing only)

I. H. Roy

A. Hudson

A. G. Morrison

T. K. Olden

M. P. Hrovatin

M. J. O'Regan

M. J. Hayes (Jnr)

G. H. Kent

J. L. Edwards

I. Hammond

I. Whyborn

J. McKenzie—C.A.L.M.

LG408**LOCAL GOVERNMENT ACT 1960***Shire of West Arthur***Schedule of Fees and Charges**

It is hereby notified for public information that the Council of the Shire of West Arthur has resolved to set the following Fees and Charges. To apply for the 1995/96 financial year.

DARKAN HALL HIRE**Night Time**

	Charge \$	Bond \$
Passing Shows in advance—Includes kitchen	70	100
Cabarets, Stage Shows, Balls—Includes kitchen	55	60
Non profit organisations such as Socials, Weddings, etc.	55	60
Lesser hall and Kitchen only	25	30
Meetings—Hall only	20	30
Education, Badminton, Dancing and Rehearsals	10	

Day Time

Passing Shows—Pay in advance	60	60
Main Hall and Kitchen	30	60
Meetings—Hall only	20	30
Lesser Hall and kitchen only	15	15
Meetings—Lesser hall only	10	
Educational, Badminton, Dancing, Rehearsals	5	
Hire of Chairs	\$0.50 each	
Hire of Trestles	\$5.00 each	

(No charge to local non-profit organisations.)

FEES FOR DARKAN AND ARTHUR RIVER CEMETERIES

Interments	\$150.00
Re-opening of grave for exhumation	\$150.00
Re-interment in grave after exhumation	\$150.00
Permission to erect a headstone, a monument to enclose with kerb any grave, to erect a nameplate	\$20.00
Undertakers Annual Licence fee	\$30.00
Grave reservation fee	\$50.00
Reservation of single niche	\$50.00
Single niche (plus cost of plaque and inscription)	\$50.00

LG413**LOCAL GOVERNMENT ACT 1960***City of Fremantle***Community Transport Service**

Department of Local Government,
Perth, 29 August 1995.

LG: F 3-1.

It is hereby notified for public information that the Lieutenant-Governor and deputy of the Governor has approved, under the provisions of section 512(b) of the Local Government Act 1960, the City of Fremantle establishing and carrying on a free transport service for Fremantle residents within the City of Fremantle.

JOHN LYNCH, Executive Director,
Department of Local Government.

LG410

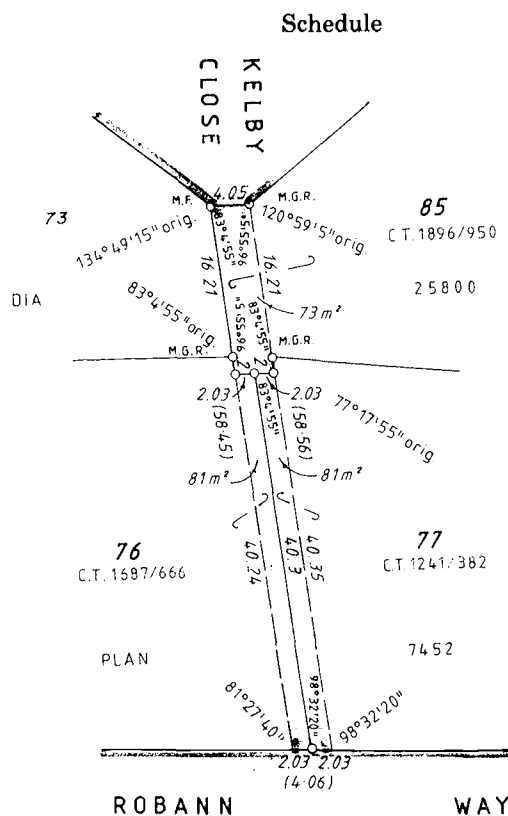
LOCAL GOVERNMENT ACT 1960*City of Bayswater*

Closure of Private Street

Department of Local Government,
Perth, 21 August 1995.

LG: BW4-13 B1.

It is hereby notified for public information that His Excellency the Governor has approved under section 297A of the Local Government Act 1960, the resolution passed by the City of Bayswater that the private street which is described as being portion of Swan Location 1299, being portion of the land coloured brown on Plan 7452 and Diagram 25800, and being portion of the land contained in Certificate of Title Vol 1239 Fol 1239 and Certificate of Title Vol 1242 Fol 82 be closed, and the land contained therein be amalgamated with adjoining Lots 76 and 77 Robann Way, and Lot 85 Kelby Close, Morley as shown in the Schedule hereunder.

JOHN LYNCH, Executive Director,
Department of Local Government.

LG411

LOCAL GOVERNMENT ACT 1960**MUNICIPAL ELECTIONS**

Department of Local Government, Perth.

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

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

City of Fremantle

9/9/1995; Ayers, Helen; Councillor; South; (b); Bennett-Ng, S.; Extraordinary.

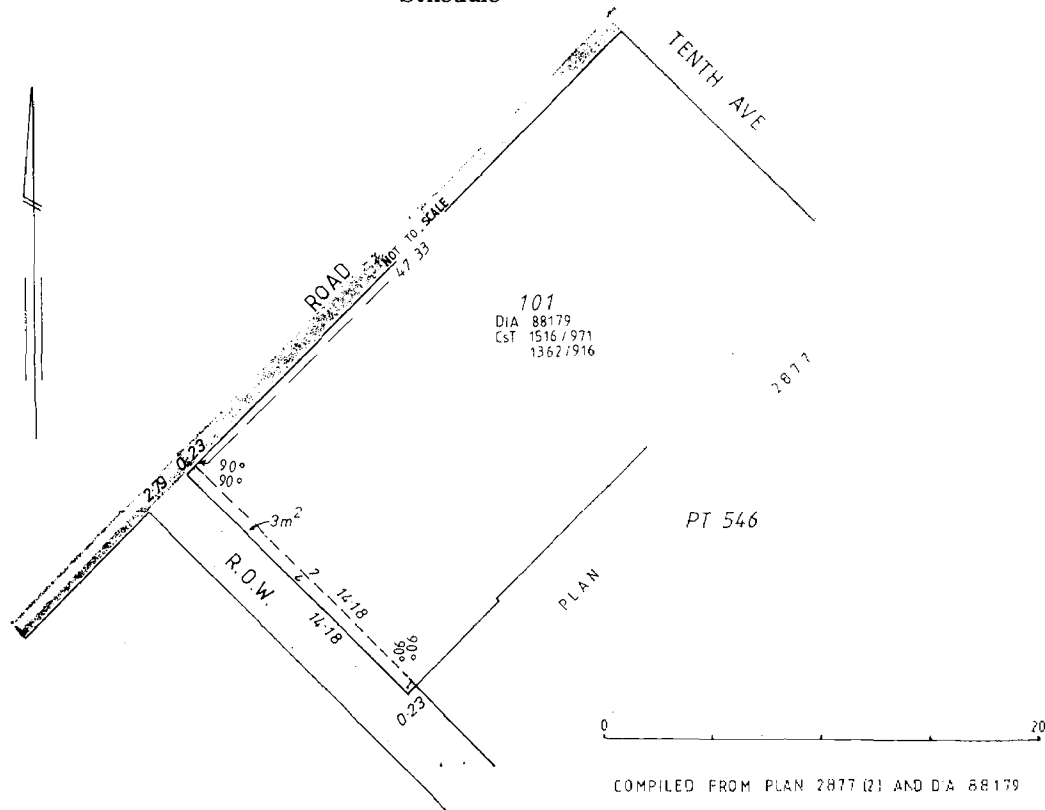
City of Melville

22/7/1995; Miller, Virginia; Councillor; City; (e); Mair, K. J.; Extraordinary.

JOHN LYNCH, Executive Director,
Department of Local Government.

JOHN LYNCH, Executive Director,
Department of Local Government.

Schedule



Department of Local Government,
Perth, 22 August 1995.

JOHN LYNCH, Executive Director,
Department of Local Government.

Registered Proprietor	Schedule Description of Land	Encumbrances
F. L. Mohamed	Lot 521 Forrest Street, Coolgardie C.T. Volume 85 Folio 65	Caveat 330-1896 Lodged 14-08-1896

LG501

LOCAL GOVERNMENT ACT 1960**HEALTH ACT 1911***Shire of Dandaragan***Memorandum of Imposing Rates and Charges for Financial Year 1995/96**

To whom it may concern.

At a Meeting of the Dandaragan Shire Council held on the 23rd August, 1995, it was resolved that the rates specified hereunder should be imposed on all rateable property within the District of the Shire of Dandaragan in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911.

Dated the 25th August, 1995.

G. SNOOK, President.
B. J. GOLDING, Shire Clerk.

Schedule of Rates Levied**Gross Rental Value—**

Jurien townsite and specified area: a rate of 4.9617 cents in the dollar for general rate plus a rate of 0.8998 cents in the dollar for specified area rate.

Badgingarra townsite and specified area: a rate of 4.9617 cents in the dollar for general rate plus a rate of 3.0261 cents in the dollar for specified area rate.

Cervantes townsite: a rate of 4.9617 cents in the dollar for general rate plus a rate of 0.3887 cents in the dollar for specified area rate.

Dandaragan townsite: a rate of 4.9617 cents in the dollar.

Rural: a rate of 4.9617 cents in the dollar.

Unimproved Value—

Rural: a rate of 2.3275 cents in the dollar.

Mineral Claims: a rate of 2.3275 cents in the dollar.

Minimum Rate—

Jurien, Cervantes, Badgingarra and Dandaragan townsites and Rural GRV: \$225.00 per assessment.

Unimproved: \$260.00 per assessment.

Mineral Claims: \$310.00 per assessment

Rubbish Charges—**Jurien and Cervantes townsites—**

Domestic: \$82.00 per 240L bin per annum

Commercial: \$82.00 per 240L bin per annum

Pensioner: \$72.00 per 240L bin per annum

Non-rateable Premises: \$120.00 per 240L bin per annum

Caravan Park/Fishing Factory/Licensed Premises tipping fee: \$272.00 per annum

Commercial tipping fee: \$82.00 per annum

Industrial/Harbour tipping fee: \$55.00 per annum

Tourist/Community tipping fee: \$218.00 per annum

General Store/Sporting Club tipping fee: \$163.00 per annum

Service Station tipping fee: \$109.00 per annum

Dandaragan and Badgingarra townsites—

Domestic: \$47.00 per annum

General Store/Sporting Organisation tipping fee: \$163.00 per annum

Industrial tipping fee: \$55.00 per annum

Licensed Premises tipping fee: \$272.00 per annum

Service Station tipping fee: \$109.00 per annum

Schools: \$325.00 per annum

Community Club tipping fee: \$290.00 per annum

Discount on Rates—A discount of 10% will be allowed on current general rates and current specified area rates paid in full within 30 days from the date of service of the annual rate notice, in accordance with section 550(2) of the Local Government Act.

Penalty—A penalty of 10% will be charged on all rates outstanding on 31st January, 1996, (except pensioner deferred rates), in accordance with section 550A of the Local Government Act.

LG502**LOCAL GOVERNMENT ACT 1960
HEALTH ACT 1911***Shire of Derby / West Kimberley***Memorandum of Imposing Rates**

To whom it may concern.

At a meeting of the Derby/West Kimberley Shire Council held on 31st July, 1995, it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the Shire for the year ending 30th June, 1996 in accordance with the provisions of the Health Act 1911 and the Local Government Act 1960.

Dated this 3rd day of August, 1995.

P. J. McCUMSTIE, President.
P. D. ANDREW, Shire Clerk.

Schedule of Rates and Charges

Gross Rental Values—9.10 cents in the dollar on all rateable land within townsites on the Gross Rental Values.

Unimproved Values—8.09 cents in the dollar on all rateable land within the pastoral properties and land leases on the unimproved valuation.

Minimum Rates—The minimum rate on any location, lot, lease, tenement or other piece of land is \$200.00.

Late Payment Penalty—A penalty of 10 per cent will be imposed on all rates that remain unpaid at 31st January, 1996 as per section 550A of the Local Government Act with the exception of eligible pensioners.

Rubbish Charges—

Domestic—For the removal of one 240 litre mobile garbage bin twice per week—\$165.00 p.a.

Commercial—Minimum annual charge for any shop, shed, storage area or other premises used wholly or partially in the conduct of any business or trade—\$246.00.

Buildings Rubbish Charges—To be imposed when issuing building licences within the townsites of Derby and Fitzroy Crossing on the estimated value of the building and charged in accordance with the following scale—

Up to \$10 000—\$1.25 per \$1 000 or part thereof.

\$10 000 to \$25 000—\$18.70 plus .58 cents per \$1 000 in excess of \$10 000.

\$25 000 and over—\$31.00 plus .11 cents per \$1 000 in excess of \$25 000.

LG503**LOCAL GOVERNMENT ACT 1960
HEALTH ACT 1911***Shire of Laverton***Memorandum of Imposing Rates and Charges**

At a meeting held on 24 August 1995, it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the Shire of Laverton in accordance with the provisions of the Local Government Act 1960 and Health Act 1911 for the Financial Year ending 30 June 1996.

Dated this 26th day of August 1995.

M. G. THOMAS, President.
S. J. DECKERT, Shire Clerk.

Schedule of Rates and Charges**General Rates—**

Gross Rental Values 6.6000 cents in the dollar.

Unimproved Values 6.0000 cents in the dollar.

Minimum Rates—

Gross Rental Values \$101.00

Unimproved Values \$101.00

Discount—Ten per cent (10%) will be allowed on all current rates paid in full within 30 days of the date of issue of the Notice of Valuation and Rate.

Penalty—Ten per cent (10%) will be applied to all rates outstanding at 31 January 1996, except as otherwise provided for in the Local Government Act.

Rubbish Removal Charges—\$90.00 per annum per 240 litre bin per pick up.

LG504

LOCAL GOVERNMENT ACT 1960**HEALTH ACT 1911***Shire of Mullewa***Memorandum of Imposing Rates and Charges**

To whom it may concern.

At a meeting of the Mullewa Shire Council held on the 16th day of August, 1995, it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the District of the Municipality, in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911.

P. T. FREEMAN, President.
G. S. WILKS, Shire Clerk.

Schedule of Rates**General Rate—**

3.923 cents in the dollar on Unimproved Values

13.7589 cents in the dollar on Gross Rental Values

Minimum Rate—

On Gross Rental Value in the Mullewa townsite, \$100.00 on each and every lot.

On Gross Rental Value in the townsites of Pindar, Tardun and Tenindewa, \$35.00 on each and every lot.

On Unimproved Values and Mining Tenement, \$35.00 on each and every lot.

Penalty—A penalty rate of 10 per cent will apply to all rates other than pensioner deferred and rebates, in arrears as at 31st January, 1996.

Discount—A discount of 5 per cent of rates will be allowed on all rates paid within 35 days of the date of the rate assessments.

Rubbish Charges—

Domestic \$100 per annum for one standard bin or 240 litre bin removal once weekly.

Commercial \$200 per annum for one standard bin or 240 litre bin removal twice weekly.

LG505

LOCAL GOVERNMENT ACT 1960**HEALTH ACT 1911***Shire of Northampton***Memorandum of Imposing Rates**

At a Special Meeting of the Shire of Northampton held on 18 August 1995 it was resolved that the following rates and charges specified hereunder shall be imposed on all rateable property within the Shire of Northampton for the year ending 30th June 1996 in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911.

Dated this 18th day of August 1995.

C. H. ATKINSON, President.
C. J. PERRY, Shire Clerk.

GROSS RENTAL VALUES

Rate in
Dollar

KALBARRI— SCHEME 4**Zone Group 1—**

Residential, Miscellaneous and Specified Area (Roadworks)062415

Residential

Public Assembly

Special Site

Special Rural

Commercial

Holiday Accommodation

Tourist Accommodation

Service Industry

General Industry

Composite Light Industry

Light Industry

	Rate in Dollar
Zone Group 2—	
Residential and Specified Area (Roadworks)058474
Residential Development	

Zone Group 3—	
Industry and Specified Area (Industrial Roadworks)105962
as specified in:	
Shire of Northampton (Specified Area) Order No. 1 1990	
Service Industry	
Light Industry	
General Industry	
Composite Light Industry	
Urban Farmland—Kalbarri044327

NORTHAMPTON—SCHEME 1

Zone Group 4—	
Townsites—All Zones055409
Northampton	
Port Gregory	
Isseka	
Binnu	

HORROCKS—SCHEME 8

Zone Group 5—	
Town Centre143711
Residential	

UNIMPROVED VALUES

Other Townsite024060
Ajana	
Rural Land024060
Mining Tenements024060
Mining	

Minimum Rates—A minimum rate for each separate location, lot or other piece of rateable land with the exception of land rated as Urban Farmland, will apply as follows—

GRV	\$185.00
UV	\$175.00

Discount—Six per cent on all current rates paid in full at the Council Office within 35 days of the date of issue of the notice of valuation and rate.

Penalty—Ten per cent on all rates outstanding at 31 January 1996 except as otherwise provided for in the Local Government Act.

Sanitation Charges—**Domestic—**

Northampton, Port Gregory, Horrocks—\$85 per annum for one weekly service.

Kalbarri—\$90 per annum for one weekly service.

Commercial—\$255 per annum for twice weekly service.

Holiday Accommodation—\$135 per annum for each 5 units or part thereof.

Caravan Park—\$470 per annum for twice weekly service.

Industrial—\$135 per annum for twice weekly service.

LG506**LOCAL GOVERNMENT ACT 1960****HEALTH ACT 1911***City of Rockingham***Memorandum of Imposing Rates and Charges 1995/96 Financial Year**

To whom it may concern.

At a meeting of the Rockingham City Council held on 29 August 1995 it was resolved that the rates and charges specified hereunder be imposed on all rateable property within the district of the City of Rockingham in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911.

Dated this 29th day of August 1995.

F. W. GARDINER, Mayor.
G. G. HOLLAND, Chief Executive Officer.

Schedule of Rates and Charges

General Rate—

6.5402 cents in the dollar on gross rental values.

0.7020 cents in the dollar on unimproved values.

Urban Farmland Rate—0.5616 cents in the dollar on unimproved values.

Minimum Rate—\$329.00 per assessment on all rateable property.

Penalty—A penalty of 10% will be applied in respect of rates if the amount was due and payable on or before 31 October 1995 and is in arrears on—

1. 31 January 1996; or
2. The expiration of three months from the date of service of the notice in the current financial year; whichever is the relevant date.

Rubbish Service Charges—

1. Annual Rubbish Charge—
 - (a) An annual rubbish service charge of \$114.00 for a once weekly removal of one 240L Mobile Garbage Bin.
 - (b) An additional fee of \$4.00 per standard service for each extra rubbish removal.
2. Bulk Rubbish Removals—
 - (a) A charge of \$23.00 per service for bulk rubbish skip removals and \$7.00 per week for skip rental.

Swimming Pool Inspection Charge—\$12.50 per annum.

LG507

LOCAL GOVERNMENT ACT 1960

HEALTH ACT 1911

Town of Vincent

Memorandum of Imposing Rates

To whom it may concern.

At a meeting of the Council of the Town of Vincent held on Monday, 14 August 1995, it was resolved that the rates and charges specified hereunder be imposed on all rateable property within the district of the Municipality in accordance with the provisions of the Local Government Act 1960 and Health Act 1911.

A. J. MARKS, Mayor.

J. GIORGI, Chief Executive Officer/Town Clerk.

Schedule of Rates and Charges

General Rate—7.36 cents in the dollar on Gross Rental Values.

Minimum Rate—\$315 per annum in respect of every lot, location, assessment or other piece or rateable land in the district of the Town of Vincent.

Swimming Pool Inspection Fee—\$30.

Rubbish Charge—Non rated properties—\$182 for one removal per week.

Penalty on Rates—In accordance with section 550A of the Local Government Act a penalty of 10 per cent will be levied against rates outstanding as at 31 January 1996.

LG509

LOCAL GOVERNMENT ACT 1960

HEALTH ACT 1911

COUNTRY TOWN SEWERAGE ACT 1948

Shire of Goomalling

Memorandum of Imposing Rates

To whom it may concern.

At a meeting of the Goomalling Shire Council on 29th August 1995, it was resolved that the Rates specified hereunder should be imposed on all rateable property within the district of the Shire in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911 and the Country Town Sewerage Act 1948 for the period 1st July 1995 to 30 June 1996.

Dated 30th August 1995.

R. M. CLARKE, President.
C. C. J. KERP, Shire Clerk.

Schedule of Rates Levied

North Ward—1.8995 cents in the dollar on unimproved value.

Central Ward—1.8995 cents in the dollar on unimproved value.

South Ward—1.8995 cents in the dollar on unimproved value.

Town Ward—8.2607 cents in the dollar on gross rental values.

Minimum rate—\$150.00 per assessment throughout the Shire.

Sewerage Rate—7.27 cents in the dollar on gross rental values within the sewerage scheme prescribed area.

Minimum Sewerage Rate—

Residential Properties—\$123.00

Commercial Properties—\$350.00

Vacant Land Properties—\$92.50

Pedestal Charges—\$111.35 per annum for the first pedestal, \$48.95 each thereafter.

Government Properties of a commercial nature—\$619.00 per connection.

Garbage Charge—

Domestic—\$85.00 per annum per standard bin removal per week.

Business—\$85.00 per annum per standard bin removal per week.

Minimum—\$85.00 per annum.

Wongamine/Jennacubbine Area—\$95.00 per annum per standard bin removal per week.

Discount—A discount of 7 1/2 per cent will be allowed on current rates (except sewerage rates) paid within 35 days of the date of issue of the notice of valuation and rate.

Penalty—A penalty of 10 per cent will be charged on all rates outstanding on 31st January 1996 except those owed by eligible pensioners and sewerage rates.

LG601

BUSH FIRES ACT 1954

Shire of Boddington

Firebreak Order

Important information relating to your responsibility as a landholder in the Boddington Shire.

With reference to Section 33 of the Bushfires Act, 1954, you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provision of this order.

An inspection of firebreaks will be carried out in all areas of the shire by an authorised officer.

Failure to comply with this Firebreak Order is an offence under Section 33 of the Bushfires Act. Penalty \$1 000. Additionally Council may carry out the required work at cost to the owner or occupier.

If it is considered for any reason to be impractical to clear firebreaks or remove flammable materials as required by this notice, or if natural features render firebreaks unnecessary, you may apply to the Council in writing not later than the fifteenth day of October for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land. If permission is not granted by the Council, you shall comply with the requirements of this notice.

Rural Lands

- (a) This work must be carried out by 15th November and kept maintained throughout the summer months until 15th April.
- (b) A firebreak not less than 2.5 metres wide must be constructed along and within 100 metres of the external boundary of each property (i.e. cleared or part cleared land) and where the boundary is adjacent to or adjoins a used gazetted road.
- (c) In the interest of protection from soil erosion, firebreaks may be constructed on the land contours but only with prior approval of the Council or its duly authorised officer.
- (d) An area 10 metres wide cleared of all flammable material shall be established immediately around the perimeter of all homesteads, buildings, haystacks and fuel storage areas.
- (e) In such positions as is necessary to divide land in excess of 200 hectare into areas not exceeding 200 hectare each completely surrounded by a firebreak.
- (f) A fire fighting unit with a minimum capacity of 450 litres is to be kept available at or adjacent to harvesting operations.
- (g) Where there is agreement between adjoining land owners for one or the other to provide a firebreak on their boundary, this firebreak will be deemed the boundary of the adjoining property, subject to insurance company approval. Please contact your fire control officer if any uncertainty exists.

Pine and Eucalyptus Plantations

Any pines or eucalyptus planted for commercial purposes constitutes a pine or eucalyptus plantation and you are hereby required to keep clear of all flammable materials firebreaks not less than 10 metres wide around the perimeter of each plantation, and any plantation exceeding 29 hectares will also require a subdivisional firebreak 6 metres in width for each 30 hectares, and bush surrounding planted areas is to be kept in a low fuel condition.

Small Lot Holders or Hobby Farms 20 Hectare or Less

- (a) On or before 15th October every year a firebreak not less than 2.5 metres wide must be constructed along and within 100 metres of the external boundary of each property (i.e. cleared or part-cleared land) and where the boundary is adjacent to or adjoins a used gazetted road.
- (b) An area 10 metres wide cleared of all flammable material shall be established immediately around the perimeter of all homesteads, buildings, haystacks and fuel storage areas.

Townsites of Boddington and Ranford

On or before 15th October every year all town lots under 4 000 square metres in area and all fuel depots within the shire are required to be cleared of all debris and flammable material. Lots 4 000 square metres and over are to have a minimum 2.5 metre firebreak installed immediately inside all external boundaries.

Special Note to Land Owners and Occupiers

The requirements of this order are considered to be the minimum standard of fire prevention work to protect not only individual properties but the district generally.

In addition to the requirements of this order Council may issue separate special orders on owners or occupiers if hazard removal is considered necessary in specific areas.

By Order of the Council,

B. E. JONES, Shire Clerk.

LG602

BUSH FIRES ACT 1954

Shire of Ravensthorpe

BUSH FIRES NOTICE

Pursuant to the powers contained in Section 33 of the Bush Fires Act 1954 you are required on or before the date mentioned in the following schedule to have the following requirements implemented.

Notice Relating to Firebreaks

1. Definition: In this Notice—

“Council” means the Council of the Municipality of the Shire of Ravensthorpe.

“Townsite Land” means all land within the boundaries of Ravensthorpe, Hopetoun, Jerdacuttup, Munglinup, Fitzgerald, Desmond and Kundip townsites.

“Rural Land” means all land within the Ravensthorpe Shire District not defined as townsite land.

“Firebreak Period” on townsite and rural land, means the 31st day of October 1995 to the 31st March 1996 with exception of bush on any land which has been bulldozed, chained or prepared in any similar manner for clearing or burning then it means the 31st day of October 1995 to the 31st May 1996.

“Firebreak” means ground from which inflammable material has been removed and in which no inflammable material is permitted during the firebreak period.

“Paddock” means an area of farming land bounded by fence.

“Fire Protection Strategy” means a documented submission that describes a properties features, values and proposed fire protection measures which can include a combination of firebreaks and fire fighting equipment.

- 2. (a) All owners or occupiers of rural land within the Shire of Ravensthorpe, shall to the satisfaction of the Council, or its duly authorised officer have firebreaks during the firebreak period of the dimensions prescribed within this Notice and maintain the firebreaks clear of inflammable matter during that period.

- (i) Within 100 metres of all external boundaries.

Firebreaks at least 3 metres in width clear of inflammable material.

alternatively

A break of at least 10 metres in width on which inflammable material is maintained at a height of less than 25 mm by chemical spraying, mowing, close grazing by stock or any similar means.

alternatively

Subject to the approval of Council, a single/multi block fire protection strategy. Approval will only be granted up to the 5th day of October 1995 and will not be obtained unless the prior consent of the appropriate Bush Fire Control Officer has been obtained and the application is on the appropriate form as issued by Council.

- (ii) Firebreaks of at least 3 metres width clear of all inflammable material within 200 metres of the perimeter of all buildings, haystacks or groups of buildings and haystacks in such a manner as to completely encircle the buildings, and haystacks and any grasses within the 3 metre firebreak and the encircled facility maintained at a height of not more than 50 mm.

- (iii) Firebreaks of at least 20 metres in width immediately inside all external boundaries of that land on which bush has been bulldozed, chained or prepared in any similar manner for clearing by burning.
 - (iv) Any area where fuel drums whether full or empty are stored, shall be free of flammable material and this area shall extend 3 metres outside the actual storage area.
 - (v) Commercial crops that adjoin external boundaries must have an area of land which is at least 3 metres in width on which inflammable material is maintained at a height of less than 25 mm by chemical spraying, mowing, close grazing by stock or any similar means.
 - (b) All owners or occupiers of townsite land within the Shire of Ravensthorpe, shall to the satisfaction of the Council, or its duly authorised officer have firebreaks during the firebreak period of the dimensions prescribed within this Notice and maintain the firebreaks clear of inflammable matter during that period.
 - (i) Lots having an area of 1250 square metres or less, completely clear of inflammable material.
 - (ii) Lots having an area greater than 1250 square metres. Firebreaks of at least 3 metres in width immediately inside and along all external boundaries and in such positions so as to divide lots of more than 1250 square metres into separate sections of no more than 1250 square metres completely surrounded by a firebreak of at least 3 metres in width.
3. (a) If it is considered impractical or undesirable to provide firebreaks as required by these notices, the approval of Council must be obtained for any variation or dispensation. Approval will only be granted up to the 5th day of October in any year and will not be obtained unless the prior consent of the appropriate Fire Control Officer has been obtained and the application is on the appropriate form as issued by Council.
- (b) If after two years bush which has been bulldozed, chained or cleared in any similar manner for burning, has not been burnt then subject to the approval of the Bush Fire Control Officer prior to the 5th October 1995, the twenty (20) metre firebreak need not be maintained unless and until it is proposed to burn the bush.
4. Failure to comply with this Notice shall be an offence and shall subject the offender to the penalties in the Bush Fires Act 1954 as amended.

Application for Fire Protection Strategy or Variation/Exemption

If you wish to make an application for or find out further information concerning a Fire Protection Strategy or for Variation/Exemption the forms are available from your local Bush Fire Control Officer or the Shire Offices. Applications will only be received by Council until the 5th October 1995 and with the endorsement of the appropriate Bush Fire Control Officer.

Prohibited Burning Times—1st November 1995 to 31st January 1996*

Restricted Burning Times—19th September 1995 to 30th April 1996*

* These are subject to variation by Council.

A Permit is Required Burning this Period

Harvesting Conditions

Under Section 38A(3) of the Bush Fire Regulations, Council requires that fire fighting equipment will be located in or adjacent to any land or paddock where harvesting operations are being carried on.

"Fire Fighting Equipment" means a tractor coupled with a plough or a mobile fire fighting appliance in working order with a minimum capacity of 400 litres of water ready to operate.

B. R. HULLARD, Shire Clerk.

LG603

BUSH FIRES ACT 1954

Shire of Irwin

FIREBREAK NOTICE

Pursuant to the powers under Section 33 of the Bush Fires Act 1954, you are hereby required to have firebreaks cleared of all inflammable material for the periods specified herein, in such positions and to such dimensions as required by this notice.

1. Rural Land (Land other than that within the Dongara and Port Denison Townsites): On or before 1 October 1995, and thereafter up until and including 15 April 1996 you shall—

- 1.1 Have firebreaks not less than two (2) metres in width inside and along all boundaries of land that has been cleared for agricultural purposes, including land which is under pasture, stubble or crop.

Together with firebreaks or not less than two (2) metres in width within twenty (20) metres of the perimeter of any standing crop on such land, which firebreak must completely encircle the said standing crop.

- 1.2 Have firebreaks not less than two (2) metres in width and within one hundred (100) metres of the perimeter of any building or haystack, or groups of buildings or haystacks, situated on the land. Such firebreaks must completely encircle the said buildings and/or haystacks.
 - 1.3 Have firebreaks not less than two (2) metres in width immediately abutting any building or haystack, or groups of buildings or haystacks, situated on the land.
 - 1.4 Have firebreaks not less than five (5) metres around all uncleared land, including land upon which the regeneration of native species of bush has occurred.
2. Townsite Land (Land situated within the townsites of Dongara and Port Denison): On or before 31 October 1995, and thereafter up until and including 15 April 1996, you shall—
- 2.1 Have the land clear of all inflammable material where the area of land is 5 000 square metres or less.
 - 2.2 Have firebreaks not less than three (3) metres in width immediately inside, and along, all boundaries of land exceeding 5 001 square metres in area.
 - 2.3 Have firebreaks not less than three (3) metres in width immediately abutting all buildings situated on land exceeding 5 001 square metres in area.
3. If for any reason it is considered to be impracticable to clear firebreaks or to remove the inflammable material from the land as required by this Notice, you may apply in writing to the Council, or its duly authorised Officer, on or before 15 September 1995, for permission to provide firebreaks in an alternative position, or take alternative action to abate a fire hazard. If permission is not granted by the Council, or its duly authorised Officer, you shall comply with the requirements of this Notice.

Note: If the requirements of this notice are carried out by burning, such burning must be in accordance with relevant provisions of the Bush Fires Act 1954.

Dated 31 August 1995.

By Order of Council,

J. PICKERING, Shire Clerk.

LG901

LOCAL GOVERNMENT ACT 1960

Shire of Carnarvon

Notice of Intention to Borrow Proposed Loans

No. 177	\$100 000
No. 178	\$200 000
No. 179	\$210 000

Pursuant to section 610 of the Local Government Act, the Council of the Shire of Carnarvon hereby gives notice that it proposes to borrow money by the sale of debentures on the following terms and for the following purposes.

Loan 177

Amount—\$100 000.00

Period—10 years

Interest—Ruling Rates

Repayments—40 equal repayments of principal and interest payable at the office of the Council.

Purpose—Development of plans and specifications for the Festival Ground Redevelopment.

Loan 178

Amount—\$200 000.00

Period—7 years

Interest—Ruling Rates

Repayments—28 equal repayments of principal and interest payable at the office of the Council.

Purpose—Purchase of general purpose plant.

Loan 179

Amount—\$210 000.00

Period—10 years

Interest—Ruling Rates

Repayments—40 equal repayments of principal and interest payable at the office of the Council.

Purpose—Purchase of Road Sweeper.

B. G. WALKER, Shire Clerk.

LG902**LOCAL GOVERNMENT ACT 1960***City of Rockingham***NOTICE OF INTENTION TO BORROW**

Proposed Loan No. 212 of \$150 000

Pursuant to section 610 of the Local Government Act 1960, the City of Rockingham 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: \$150 000

Repayable: Semi-Annual Instalments of Principal and Interest

Purpose: Rockingham Entertainers (Inc)—Theatre

Term: The principal amount of the loan will be repaid within a maximum term of 15 years. The interest rate for the loan may be fixed for the entire term of the loan, OR subject to rate reviews periodically.

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

Please note that repayment of principal and interest on Loan No. 212 will be met by the Rockingham Entertainers (Inc) and will not be a charge to ratepayers of the City of Rockingham.

Dated this 1st day of September 1995.

F. W. GARDINER, Mayor.

G. G. HOLLAND, Town Clerk/Chief Executive Officer.

LG903**LOCAL GOVERNMENT ACT 1960***Shire of Capel***NOTICE OF INTENTION TO BORROW**

Proposed Loan No. 54 of \$146 000

Pursuant to section 610 of the Local Government Act 1960, the Shire of Capel hereby gives notice that it proposes to borrow money, by the sale of debenture, repayable at the Office of the Council, by equal half yearly instalments of principal and interest, for the following term and purpose—

Loan No. 54: \$146 000—10 year term with 4 year rollover

Purpose: Purchase of Roadworks Plant

Specifications and estimates as required by section 609 are available for inspection at the Office of Council during business hours for thirty five (35) days after publication of this notice.

Dated this 29th day of August 1995.

W. C. SCOTT, President.

E. HAYDON, Acting Shire Clerk.

LG904**LOCAL GOVERNMENT ACT 1960***Shire of Capel***NOTICE OF INTENTION TO BORROW**

Proposed Loan No. 55 of \$54 000

Pursuant to section 610 of the Local Government Act 1960, the Shire of Capel hereby gives notice that it proposes to borrow money, by the sale of debenture, repayable at the Office of the Council, by equal half yearly instalments of principal and interest, for the following term and purpose—

Loan No. 55: \$54 000—10 year term

Purpose: Drainage Infrastructure Review

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

Dated this 29th day of August 1995.

W. C. SCOTT, President.

E. HAYDON, Acting Shire Clerk.

MAIN ROADS**MA101****CORRECTION****MAIN ROADS ACT 1930****PUBLIC WORKS ACT 1902****NOTICE OF INTENTION TO TAKE OR RESUME LAND**

File No. MRWA 42-162-CV2

An error occurred in the notice published under the above heading in the *Government Gazette* No. 109 dated Friday, 18 August 1995, on page 3756, Item 5 of the Schedule;

* Under each of the headings delete all of the text in Item 5, with no text to be inserted.

D. R. WARNER, Director Corporate Services.

MA401

MRWA 42-20-CV2

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 Cunderdin District, for the purpose of the following public works namely, widening of the Great Eastern Highway (SLK Section 130.72-133.12) and that the said pieces or parcels of land are marked off on MRWA Drawing 9325-09-04 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.	Eric George Elliott and Shirley Mae Elliott	E G Elliott and S M Elliott	Portion of Meckering Suburban Lot 31 and being part of the land comprised in Certificate of Title Volume 1076 Folio 459.	346 m ²
2.	Eric George Elliott and Shirley Mae Elliott	E G Elliott and S M Elliott	Portion of Meckering Suburban Lot 32 and being part of the land comprised in Certificate of Title Volume 715 Folio 68.	1 899 m ²
3.	Raymond John Gellard and Kathleen Joyce Gellard	Commissioner of Main Roads vide Caveat F852404	Portion of Meckering Suburban Lot 33 and being part of the land comprised in Certificate of Title Volume 868 Folio 130.	4 923 m ²
4.	Melrose Nominees Pty Ltd	Melrose Nominees Pty Ltd	Portion of Avon Location 2096 and being part of the land comprised in Certificate of Title Volume 1377 Folio 886.	2.2567 ha

Dated this 28th day of August 1995.

D. R. WARNER, Director Corporate Services.

MINES**MN401****COAL MINES REGULATION ACT 1946****APPOINTMENT**

Department of Minerals and Energy,
Perth, WA 6000.

Pursuant to Section 38(4) of the Coal Mines Regulation Act 1946 the Hon Minister for Mines has reappointed Barry William Jack as the coal mine owners trustee of the Coal Mines Accident Relief Fund Trust for a term expiring on 31 July 1996.

DIRECTOR GENERAL.

MN402**MINING ACT 1978**Department of Minerals and Energy,
Perth, WA 6000.

I hereby declare in accordance with the provisions of Section 96A(1) of the Mining Act 1978 that the undermentioned mining tenements are forfeited for breach of covenant, *viz.* failure to comply with the prescribed expenditure conditions.

GEORGE CASH, Minister for Mines.

Number; Holder; Mineral Field
Exploration Licences

52/774; Whytehill Pty Ltd; Peak Hill.
70/1162; Desertstone NL; South West.
57/226; Bonaparte Resources NL; East Murchison.
57/227; Bonaparte Resources NL; East Murchison.

MN403**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Minerals and Energy.

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

(Sgd.) Warden.

To be heard in the Warden's Court, Marble Bar on 14 September 1995.

WEST PILBARA MINERAL FIELD

P 47/838—Lorna Cyd Collins.
P 47/839—Lorna Cyd Collins.
P 47/840—Lorna Cyd Collins.
P 47/841—Lorna Cyd Collins.
P 47/848—Gary John Norwell.

MN404**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**Department of Minerals and Energy,
Kalgoorlie, WA 6430.

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

WARDEN.

To be heard in the Warden's Court, Kalgoorlie on 22 September 1995.

BROAD ARROW MINERAL FIELD

24/2419—Croesus Mining NL.
24/2420—Croesus Mining NL.
24/2660—Lone Star Exploration NL.
24/2662—Lone Star Exploration NL.
24/2667—Vigen Pty Ltd.
24/3326—Taipan Resources NL.
24/3327—Taipan Resources NL.

24/3335—Grill, Julian Fletcher; Smith, Suzanne Florence; Hiles, Douglas John.
 25/1339—Broadmeadow Pty Ltd.
 25/1340—Broadmeadow Pty Ltd.
 25/1349—Taipan Resources NL.
 26/1945—Copperfield Gold NL.
 26/1955—Magnum Gold NL.
 26/1956—Magnum Gold NL.
 26/1957—Magnum Gold NL.
 26/1958—Magnum Gold NL.
 26/1959—Magnum Gold NL.
 26/1960—Magnum Gold NL.
 26/1961—Magnum Gold NL.
 26/1962—Magnum Gold NL.
 26/1963—Magnum Gold NL.
 26/1964—Magnum Gold NL.
 26/1965—Magnum Gold NL.
 26/1966—Magnum Gold NL.
 26/1967—Magnum Gold NL.
 26/1968—Magnum Gold NL.
 26/1969—Magnum Gold NL.
 26/1970—Magnum Gold NL.
 26/2556—Broadmeadow Pty Ltd.
 26/2594—Malanti Pty Ltd.
 26/2595—Malanti Pty Ltd.
 26/2596—Malanti Pty Ltd.

NORTH COOLGARDIE MINERAL FIELD

31/1473—Bailey, Kenneth Roy; Dwyer, Gregory; Day, John Gilbert.

PLANNING

PD401

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

PUBLIC WORKS ACT 1902

TOWN PLANNING AND DEVELOPMENT ACT 1928

WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985

NOTICE OF INTENTION TO RESUME LAND

The Minister for Planning 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 piece or parcel of land described in the Schedule hereto and being all in the Cockburn Sound District, for the following purpose, namely, Improvement Plan No. 26 and that the copy of the Certificate of Title of the said piece or parcel of land may be inspected at the office of the Ministry for Planning, Perth. 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.

Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
1.	Coogee Chemicals Pty Ltd	Coogee Chemicals Pty Ltd	Portion of each of Cockburn Sound Locations 102 and 280 and being Lot 34 on Diagram 37597 in Certificate of Title Volume 1672 Folio 053.	4 257 m ²

Dated this 6th day of August 1995.

RICHARD LEWIS, Minister for Planning.

PD402**TOWN PLANNING AND DEVELOPMENT ACT 1928**
APPROVED TOWN PLANNING SCHEME AMENDMENT*City of Nedlands*

Town Planning Scheme No. 2—Amendment No. 80

Ref: 853/2/8/4, Pt 80.

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 Nedlands Town Planning Scheme Amendment on 26 August, 1995 for the purpose of—

1. Adding to Schedule 1 the Additional Use—"Two (2) Senior persons' Dwellings" on No. 12 (Lot 147) Bulimba Road, Nedlands, as set out below—
Lot No.; Street; Zone; Additional Use.
147; Bulimba Road; Residential; "Two (2) Senior Person Dwellings"
2. Amending the Scheme Map by placing a 'black star' on Lot 147 in accordance with the Scheme Amendment Map.

J. R. GILFELLON, Commissioner.
N. G. LEACH, Town Clerk.

PD403**TOWN PLANNING AND DEVELOPMENT ACT 1928**
SCHEME AMENDMENT AVAILABLE FOR INSPECTION*City of South Perth*

Town Planning Scheme No. 5—Amendment No. 90

Ref: 853/2/11/7, Pt 90.

Notice is hereby given that the City of South Perth has prepared the abovementioned scheme amendment for the purpose of excising Lot 7 being portion of Swan Location 40 Canning Highway, Como from the "Public Use Reserve—Public Purposes (Post Office) and including that land in the "Residential-R Zone" with a density coding of R40.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Sandgate Street, South Perth and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 13 October 1995.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 13 October 1995.

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/Town Clerk.

PD404**TOWN PLANNING AND DEVELOPMENT ACT 1928**
SCHEME AMENDMENT AVAILABLE FOR INSPECTION*Shire of Busselton*

Town Planning Scheme No. 5—Amendment No. 240

Ref: 853/6/6/6, Pt 240.

Notice is hereby given that the Shire of Busselton has prepared the abovementioned scheme amendment for the purpose of rezoning Pt Wonnerup Lot 83 Layman Road, from "General Farming" to "Restricted Use—Two Single Dwellings" and "Recreation".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Southern Drive, Busselton and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 13 October 1995.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 13 October 1995.

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

I. STUBBS, Chief Executive Officer.

PD405**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENTS AVAILABLE FOR INSPECTION***Shire of Ravensthorpe*

Town Planning Scheme No. 4—Amendment Nos. 7 and 8

Ref: 853/5/20/6, Pts 7 and 8.

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

Amendment No. 7:

deleting paragraph (b) of Clause 5.2 of the Scheme Text.

Amendment No. 8:

excluding portion of Hopetoun Lot 418 Gordon Street, Hopetoun from the Reserve for Public Purposes and including it in the Residential Zone.

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, 20 Morgans Street, Ravensthorpe and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 13 October 1995.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 13 October 1995.

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

B. R. HULLAND, Shire Clerk.

PD406**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Shire of Swan*

Town Planning Scheme No. 9—Amendment No. 257

Ref: 853/2/21/10, Pt 257.

Notice is hereby given that the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of adding the Additional Use of Occupational Health Centre on Lot 3 Bonner Drive, Malaga.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway (Corner Bishop Road), Middle Swan and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 13 October 1995.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 13 October 1995.

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

E. W. LUMSDEN, Shire Clerk.

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

Under the provision of the Police Act 1982, unclaimed and stolen property will be sold by Public Auction at the premises of Fuller Auctions of 95 Forrest Avenue, Bunbury on the 30th of September 1995 at 9.30 am.

R. FALCONER, Commissioner of Police.

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 solicitor or relevant industry organisation.

App No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR TRANSFER OF LICENCE			
1077/95	Spectrum Pty Ltd	Application for the transfer of a Tavern Licence in respect of premises situated in Bassendean and known as the Ambassador Tavern, from Nikola Cotic.	12/9/95
1078/95	Eric D'Amico and Gary Forbes	Application for the transfer of a Cabaret Licence in respect of premises situated in Subiaco and known as the Texas Nightclub, from Michael Wilson and Suzanne Wilson.	14/9/95
1079/95	C.Jay's Enterprises Pty Ltd	Application for the transfer of a Tavern Licence in respect of premises situated in Maylands and known as C. Jay's of Eastside, from Lambeg Pty Ltd.	11/9/95
APPLICATIONS FOR THE GRANT OF A LICENCE			
668/95	William Robert Edgar	Application for the grant of a Special Facility Licence in respect of premises situated in Perth and known as Golden Sun Cruises.	19/9/95
670/95	Moses Investments Pty Ltd	Application for the grant of a Liquor Store Licence in respect of premises situated in Stratham and known as Stratham Liquor Store.	25/9/95

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

G. B. AVES, Director of Liquor Licensing.

RAILWAYS**RB401****WESTERN AUSTRALIAN GOVERNMENT RAILWAYS**

Railways Working Account for quarter ended June, 1995 (as required by section 59 of the Government Railways Act).

1. Revenue and Expenditure

	\$'000
Revenue	96 024
Expenditure	107 117
Deficit	(11 093)

2. Fixed Assets

	\$'000
At cost less depreciation	968 223
(as at June 30th, 1995)	

ROSS DRABBLE, Acting Commissioner of Railways.

STATE SUPPLY**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 policies, which are applicable to all public authorities.

Supply Policies—Management—Module 1

- Quotations and Public Tenders.
- Value for Money.

CRAIG LAWRENCE, Chairman,
State Supply Commission of Western Australia.

TRANSPORT**TR401****WESTERN AUSTRALIAN MARINE ACT 1982
PARTIALLY SMOOTH WATERS
CHAMPION BAY**

Department of Transport,
Fremantle WA, 1 September 1995.

Acting pursuant to the powers conferred by Section 7 (a) of the Western Australian Marine Act 1982, the Department of Transport by this notice declares the following area of navigable waters as Partially Smooth Waters.

Champion Bay—Geraldton

All those waters of Champion Bay eastward of the boundary designated by a line commencing at the Point Moore Light-house and extending generally in a north easterly direction to the Number 7 Beacon, thence generally in an easterly direction through the Number 8 Beacon to a point on the shore in the vicinity of Mark Street.

STUART HICKS, Director General of Transport.

TR402**NAVIGABLE WATERS REGULATIONS
DEFINED AREA SET ASIDE FOR SPECIFIC USE
VESSEL DEMONSTRATION AND JET SKI AREA
MANDURAH WATER SPORTS AND BOAT SHOW**

Department of Transport,
Fremantle WA, 1 September 1995.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the Department of Transport, by this notice defines and sets aside the following area of Navigable Waters for the purpose of vessel demonstration and jet skiing providing that this area is confined to authorised bona fide vessels approved by the Mandurah Offshore Fishing Club Boat Show Committee and will only apply between the hours of 1000 and 1600 on Saturday 14 October and Sunday 15 October 1995.

Mandurah Estuary

Adjacent to the rock wall from 50 metres downstream of the Government Fisherman's Service Jetty to the upstream entrance to Dolphin Pool and extending from the wall out to 100 metres.

STUART HICKS, Director General of Transport.

TR404**NAVIGABLE WATERS REGULATIONS
WATER SKI AND PARASAILING AREA
SHIRE OF SHARK BAY
MONKEY MIA**

Department of Transport,
Fremantle WA, 28 April 1995.

Acting pursuant to the powers conferred by Section 48A (1) (d) of the Navigable Waters Regulations the Department of Transport by this notice revokes the notice published in the *Government Gazette* of 13 January 1995 relating to the water ski and parasailing area at Monkey Mia.

STUART HICKS, Director General of Transport.

TR403

WESTERN AUSTRALIAN MARINE ACT 1982
RESTRICTED SPEED AREAS—ALL VESSELS
VESSEL DEMONSTRATION AND JET SKI AREA
MANDURAH WATER SPORTS AND BOAT SHOW

Department of Transport,
 Fremantle WA, 1 September 1995.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982, the Department of Transport, by this notice revokes paragraph (d) (19) of the notice published in the *Government Gazette* of 25 October 1991 relating to speed limits in the Mandurah Estuary, provided that this revocation will only apply to authorised bona fide vessels approved by the Mandurah Off-shore Fishing Club Boat Show Committee between the hours of 1000 and 1600 on Saturday 14 October and Sunday 15 October 1995 within the following area.

Mandurah Estuary

Adjacent to the rock wall from 50 metres downstream of the Government Fisherman's Service Jetty to the upstream entrance to Dolphin Pool and extending from the wall out to 100 metres.

STUART HICKS, Director General of Transport.

WORKERS COMPENSATION AND REHABILITATION

WC401

WORKERS' COMPENSATION AND REHABILITATION ACT 1981
LOCAL GOVERNMENT ACT 1960

NOTICE

Given by the Commission for the purposes of section 164 of the Workers' Compensation and Rehabilitation Act 1981.

Notice of Exemption

1. Notice is given that on 29 August 1995, the Lieutenant-Governor and deputy to the Governor, acting under section 164 of the Workers' Compensation and Rehabilitation Act 1981 and with the advice and consent of Executive Council, exempted the Western Australian Municipal Association, and the local government authorities set out in the following Table, from the obligation to insure pursuant to that Act, except for the obligation to insure against liability to pay compensation under that Act for any industrial disease of the kinds referred to in section 151 (a) (iii) of the Act.

Table

Shire of Albany	Shire of Cuballing
Town of Albany	Shire of Cue
City of Armadale	Shire of Dalwallinu
Shire of Ashburton	Shire of Dandaragan
Shire of Augusta-Margaret River	Shire of Denmark
Town of Bassendean	Shire of Derby-West Kimberley
City of Bayswater	Shire of Donnybrook/Balingup
City of Belmont	Shire of Dumbleyung
Shire of Beverley	Shire of Dundas
Shire of Boddington	Shire of East Pilbara
Shire of Brookton	Eastern Metropolitan Regional Council
Shire of Broome	Shire of Esperance
Shire of Broomehill	Shire of Exmouth
Bunbury-Harvey Regional Council	City of Geraldton
City of Bunbury	Shire of Gingin
Shire of Busselton	Shire of Gnowangerup
Town of Cambridge	City of Gosnells
Shire of Carnamah	Shire of Halls Creek
Shire of Carnarvon	Shire of Irwin
Shire of Chittering	Shire of Kalamunda
Town of Claremont	City of Kalgoorlie-Boulder
Shire of Coolgardie	Shire of Katanning
Shire of Coorow	Shire of Kellerberrin
Shire of Corrigin	Shire of Kent
Town of Cottesloe	Shire of Kondinin
Shire of Cranbrook	Shire of Koorda

Shire of Kulin
 Town of Kwinana
 Shire of Lake Grace
 Shire of Laverton
 Shire of Leonora
 City of Mandurah
 Shire of Meekatharra
 City of Melville
 Mindarie Regional Council
 Shire of Mingenew
 Shire of Morawa
 Town of Mosman Park
 Shire of Mt Marshall
 Shire of Mukinbudin
 Shire of Mundaring
 Shire of Murchison
 Shire of Nannup
 Shire of Narembene
 Shire of Narrogin
 Town of Narrogin
 City of Nedlands
 Shire of Ngaanyatjaraku
 Shire of Northam
 Town of Northam
 Shire of Nungarin
 Shire of Perenjori
 City of Perth
 Shire of Pingelly
 Shire of Plantagenet

Town of Port Hedland
 Shire of Quairading
 City of Rockingham
 Shire of Sandstone
 Shire of Shark Bay
 City of Subiaco
 Shire of Swan
 Shire of Tambellup
 Shire of Tammin
 Shire of Toodyay
 Shire of Trayning
 Shire of Upper Gascoyne
 Shire of Victoria Plains
 Town of Victoria Park
 Town of Vincent
 Shire of Wagin
 Shire of Wandering
 City of Wanneroo
 Shire of Waroona
 Shire of West Arthur
 Western Australian Municipal Association
 Western Metropolitan Regional Council
 Shire of Westonia
 Shire of Wickepin
 Shire of Williams
 Shire of Wongan-Ballidu
 Shire of Wyndham-East Kimberley
 Shire of York

NEIL BARTHOLOMAEUS, Chairman of the Commission.

TENDERS

ZT201

MAIN ROADS WESTERNAUSTRALIA

Tenders

Tenders are invited for the following projects.

Tender documents are available from the Contracts Officer, Supply Services Branch, Ground Floor, Waterloo Crescent, East Perth.

Tender No.	Description	Closing Date
		1995
11/95	Cement stabilisation pavement repairs, various roads, Albany Division	15 September
75/95	Provision of routine testing services	15 September
76/95	Supply and delivery of crushed aggregate	15 September
77/95	Supply and delivery of pavement material	15 September
78/95	Supply of extruded kerbing	15 September
79/95	Asphalt surfacing, channelisation and minor works	15 September
167/95.....	Re-alignment of gravity sewer Fitzgerald Street, Northbridge	15 September
146/95.....	Enrichment seal, Prop 280, Mid West Region	12 September
149/95.....	Provision of survey, design document and environmental management, Marble Bar road, Shaw River to Marble Bar Turnoff	26 September
178/95.....	Supply, transportation and unloading of a skid mounted transportable ablution on site at Main Roads Depot, Walpole	20 September
95D03.....	Mazda Cabplus Utility MRWA D868; Ford Falcon Panel Van MRWA E577; Holden Commodore Station Wagon MRWA D793	19 September
95D04.....	Holden Commodore VR Exec. Wagon MRWA E659; Holden Rodeo Crew Cab Utility MRWA E428	19 September

ZT202

MAIN ROADS WESTERN AUSTRALIA—continued

Acceptance of Tenders

Contract No.	Description	Successful Tenderer	Amount
			\$
34/95	Supply and delivery of gravel base course, Perth-Bunbury Highway, Binningup Section.	Giacci Brothers Pty Ltd	124 000.00
156/94	Installation of box culverts, Robe River, North West Coastal Highway, Carnarvon Division.	Sweetcrete Pty Ltd	216 690.00

D. R. WARNER, Director Corporate Services.

ZT301

STATE SUPPLY COMMISSION

Tenders Invited

Tenders forms and full particulars of the Schedule hereunder may be obtained on application at the State Supply Commission, 6th Floor, 441 Murray Street, Perth, 6000.

TELEPHONE No. 365 8491

FACSIMILE No. 321 7918

Date of Advertising	Schedule No.	Description	Date of Closing
1995			1995
		<i>Supply and Delivery</i>	
August 25	195B1995	Books and Related Materials (Part D—Blanket Order of Australian Childrens Books for the Research Collection of Childrens Literature, for the Library & Information Services of WA (LISWA)	September 14
August 25	524A1995	Mid Band VHF Repeater Radio Equipment for the Bush Fires Board of WA	September 21
		<i>Expression of Interest</i>	
August 25	EOI 37/95	Provision of Painting and Decorating Training for the Department of Training	September 14
		<i>Request for Proposal</i>	
August 18	RFP 33/95	A Consortium to Plan, Design, Install and Administer an Automatic Watering System for Kings Park and Botanic Gardens, for the Kings Park Board of Western Australia	September 7
August 25	RFP 34/95	Supply, Design, Installation and Maintenance of Playground Equipment and Recreation Facilities to Kings Park and Botanic Gardens, for the Kings Park Board of Western Australia	September 14
		<i>Provision of Service</i>	
August 11	267A1995	Air Freight Services for the Western Australian Government	September 7
August 18	281A1995	Printing Services for the Government Employees Superannuation Board	September 7
August 18	283A1995	Mail Processing, Outbound for the Government Employees Superannuation Board	September 7
August 11	518A1995	Training for Public Sector Personnel in Contracting for Consultancy Services for the State Supply Commission	September 7
August 25	528A1995	Consultancy to undertake an Education Study for the Bentley Technology Precinct on behalf of the Department of Commerce and Trade	September 7
August 25	529A1995	Consultancy to undertake a Land Use Study for the Bentley Technology Precinct on behalf of the Department of Commerce and Trade	September 7
August 25	213A1995	Secure Manned Parking Facilities at Thornlie College for the WA Department of Training, South East Metropolitan College	September 14

STATE SUPPLY COMMISSION—*continued*
Tenders Invited—*continued*

Date of Advertising	Schedule No.	Description	Date of Closing
1995			1995
		<i>Provision of Service—continued</i>	
August 25	242A1995	Printing Services for the Police Service of Western Australia	September 14
August 25	531A1995	Impact on Resource Distribution—Consultation with Women's Network—Department of Training	September 14
August 25	300A1995	Information Technology Services and Support for the Ministry of Premier and Cabinet	September 21
September 1	231A1995	Turf Management of Kings Park and Botanic Gardens for the Kings Park Board of Western Australia	September 21
September 1	533A1995	Consultancy Service to Review the Office of State Administration's Human Resource Services Branch	September 21
August 25	321A1995	Industry Specific Training Courses for January 1, 1996 to December 31, 1998 for the Western Australian Department of Training	September 28
		<i>Purchase and Removal</i>	
August 25	525A1995	Surplus Shelving Items at State Print for State Law Publisher	September 7
August 25	527A1995	Surplus Computer Hardware Equipment for the WA Alcohol and Drug Authority	September 14
September 1	532A1995	One (1) only 1994 Holden Commodore Exec. Sedan (BD16043) for the Eastern Goldfields Transport Board, Kalgoorlie	September 21

Tenders addressed to the Chairman, State Supply Commission, 6th Floor, 441 Murray Street, Perth WA 6000, before 10.00 am on the nominated closing date.

Tenders must be properly endorsed on envelopes otherwise they are liable to rejection. No tender necessarily accepted.

C. LAWRENCE, Chairman, State Supply Commission.

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 1st October 1995, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

ARCHIBALD, Rita Bertha May, late of Lady McCusker Home, 27 Beddi Road, Duncraig, died 30/7/95. (DEC 286448 DG4)

ATKINSON, Ivy May, formerly of 9 Taylor Street, Hilton, late of Fremantle Nursing Home, 162 Holland Street, Fremantle, died 6/8/95. (DEC 286499 DA2)

BAGOLY, Michael, late of 1E Forrest Street, Boulder, died 23/7/95. (DEC 285912 DE3)

BALLA, Shirley Anne, formerly of 21 Edeline Street, Spearwood, late of 1 Wongan Avenue, Hilton, died 19/5/95. (DEC 283685 DL4)

BELL, Marion Phyllis, late of Concorde Nursing Home, 25 Anstey Street, South Perth, died 1/8/95. (DEC 286205 DP3)

CHURACK, Marie Kathleen, late of Carlisle Nursing Home, 110 Star Street, Carlisle, died 27/6/95. (DEC 286445 DE3)

DAVIS, Joan, late of 113 Chamberlain Street, Gosnells, died 14/7/95. (DEC 286712 DA2)

DAVIS, Mildred Isabel, late of St George's Home, 2 Essex Street, Bayswater, died 11/8/95. (DEC 286358 DP3)

DELANE, Annie, late of Marist Lodge, 12 Lapage Street, Belmont, died 7/8/95. (DEC 286460 DP4)

GAFFY, Ella Mavis, late of 70C Monument Street, Mosman Park, died 5/8/95. (DEC 286455 DG3)

GATT, George Alexander, formerly of 10/12 Hasting Street, Scarborough, late of Mount Henry Hospital, Cloister Avenue, Como, died 4/8/95. (DEC 286526 DG2)

HEWBY, Arthur Edward, late of 18 Kinchela Crescent, Latham, A.C.T. died 28/7/95. (DEC 286192 DD1)

HISLOP, Dudley Arthur, late of 4B Service Street, Mandurah, died 11/7/95. (DEC 285909 DA4)
JAMES, Norman Henry, late of 1/46 Shaw Road, Dianella, died 16/6/95. (DEC 285613 DA4)
JONES, Winifred Grace, late of 24A Roberts Street, Collie, died 16/6/95. (DEC 285675 DL3)
KENT, Winifred, late of 11 Skiff Way, Heathridge, died 1/8/95. (DEC 286194 DG3)
LOADER, Nellie Louise, late of St George's Nursing Home, 2 Essex Street, Bayswater, died 31/7/95. (DEC 286695 DG4)
LOVE, Danny, late of 24 Elizabeth Street, South Perth, died 16/7/95. (DEC 285765 DD2)
MICHAEL, Noel George Scaife, late of 177 Roseberry Street, Inglewood, died 22/7/95. (DEC 286341 DC4)
PIZER, Ena Mary, late of 1/28 Marangaroo Drive, Marangaroo, died 10/7/95. (DEC 286544 DS3)
POWER, Mary Elizabeth, late of 22 Adrian Street, Palmyra, died 31/7/95. (DEC 286395 DS2)
READ, Harry, late of East Victoria Park Nursing Home, 38 Alday Street, St James, died 22/6/95. (DEC 285686 DG2)
ROGERS, John Allan, late of Ningara Nursing Home, Allen Court, Bentley, died 22/7/95. (DEC 286124 DA4)
SCHMIDT, Heinrich Johannes Emil, late of 18 Aboyne Road, Gooseberry Hill, died 8/7/95. (DEC 268165 DP4)
STAVELEY, Philip Steven, late of 66 Thompson Road, North Fremantle, found 27/6/95. (DEC 285131 DP3)
THOMPSON, Pamela, late of 30 Risley Way, Carine, died 1/7/95. (DEC 286474 DS4)
TONKIN, Florence Mary, late of 6/11 Foss Street, Palmyra, died 14/7/95. (DEC 285542 DP3)
VANDERTANG, Johannes August, also known as VANDERTANG, John August, late of 12 Stott Way, Duncraig, died 2/8/95. (DEC 286635 DG3)
WARNE, Headley Evans, late of 28 Newcastle Road, Northam, died 27/7/95. (DEC 286345 DL3)

K. E. BRADLEY, Public Trustee,
Public Trust Office,
565 Hay Street, Perth WA 6000.
Telephone: 222 6777.

ZZ201**TRUSTEE ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims (to which Section 63 of the Trustee 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 2 October 1995, 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.

ARLOW, William Ross, late of 72 Fairway Circle, Connolly died 10 July 1995.

HEPWORTH, Jean, late of 2/87 Manning Street, Scarborough died 20 July 1995.

YEO, John Bryan, late of 154 Streich Avenue, Kelmscott died 3 August 1995.

Dated this 1st day of September 1995.

ANZ EXECUTORS & TRUSTEE CO. LTD.
A.C.N. 006 132 332
WALLY PERZYLO,
Manager, Estate Planning & Management.

ZZ202**TRUSTEES ACT 1962**

Section 63

NOTICE TO CREDITORS AND CLAIMANTS

GERALD JOHN ROBINSON (also known as GEORGE HENRY ADAMS), late of 122 East Churchill Avenue, Munster, Retired Water borer.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the estate of the deceased who died on 28 December 1989 at Munster aforesaid are required by the Executor and Trustee of care of Messrs Dwyer Durack Barristers and Solicitors of 10th Floor, Dwyer Durack House, 40 St George's Terrace, Perth, to send particulars of their claims to him by 2 October 1995 after which date the trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

ZZ203**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.

Addison, Willoughby Alfred Felix, late of Lathlain Cottage Hostel, 63 Archer Street, WA 6101, Retired Machinist, died 15/8/95.

Gale, William Layton, late of Carlisle Nursing Home, Star Street, Carlisle, WA 6151, Retired Gardener, died 2/8/95.

Logan, Kenneth Victor, late of 21 Brassey Street, Swanbourne, WA 6010, Retired Grocer, died 11/8/95.

Lynn, Edna Margaret, late of Mosman Park Nursing Home, 57 Palmerstone Street, Mosman Park, WA 6012, Widow, died 7/8/95.

McMeeken, William Henry, late of 49 College Road, Claremont, WA 6010, Retired Motor Mechanic, died 10/7/95.

Mace, Margaret Jean, late of Carlisle Nursing Home, 110 Star Street, Carlisle, WA 6101, Widow, died 8/7/95.

Robins, Lindsay Desmond, late of 82 South West Highway, Harvey, WA 6230, Retired Forestry Worker, died 12/7/95.

Ross, William Adam, late of Walridge Hostel, 45 Berkshire Road, Forrestfield, WA 6058, Retired, died 17/8/95.

Stevens, Henry, late of 61C/30 Winifred Road, Bayswater, WA 6053, Retired Fitter/Turner, died 14/8/95.

Dated this 30th day of August, 1995.

D. R. CLARK, State Manager.

ZZ204**TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

SIDNEY HEMINGWAY, late of 47 Belvedere Way, Lynwood in the State of Western Australia, Investor, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased who died on the 2nd day of June, 1995 are required by the Executrix, GILLIAN WEAVER to send particulars of their claim to her, care of 47 Belvedere Way, Lynwood within ONE (1) month of the date of publication hereof after which date the Executors may convey or distribute the assets having regard to the claims of which they then have notice.

Dated the 30th day of August, 1995.

BUTCHER PAULL & CALDER,
as Solicitors for the Executrix.

ZZ205**TRUSTEES ACT 1962****Notice to Creditors and Claimants**

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the 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 1st October 1995, after which date the Company may convey or distribute the assets of the Estate having regard only to the claims of which it then has notice—

1. Lai Leong Lu, Clerk, late of 4 Minerva Way, Carine, died on 23rd July 1995; and
2. Alfred Steve Haddy, Retired Businessman, late of Rowethorpe Nursing Home, Rowethorpe, Bentley, died on 16th June 1995; and
3. Eric John Pumfrey, Technician, late of 12/939 Albany Highway, Victoria Park died on 15th July 1995; and
4. Neil Charles Atkins, Meat Meal Processor, late of Rainbow Caravan Park, Collie, died on 5th July 1995; and
5. John Gadecki, Miner, late of 12 Deakin Street, Collie, died on 22nd July 1995.

ZZ401

IN THE MATTER of the MEDICAL ACT 1894 and amendments

and

IN THE MATTER of DR. GREGORY JAMES CLARKE,
Medical Practitioner of 3/18 Money Road, Attadale WA

THE BOARD held an Inquiry on the 14th August 1995 into an allegation that DR. GREGORY JAMES CLARKE, being a medical practitioner duly registered under the Act, may be affected by a dependence on or addiction to deleterious drugs being opiates and/or narcotics. Dr. Clarke pleaded guilty to the charge and the Board found as follows:

- (A) Dr. Gregory James Clarke was guilty of the charge that he was addicted to deleterious drugs (including opiates and narcotics) pursuant to Section 13 (1) (b) of the Act;
- (B) In lieu of imposing a punishment pursuant to Section 13 (4) of the Act, the Board ordered that the following restrictions and/or limitations be imposed on the practise of medicine by Dr. Clarke:
- (1) That within seven (7) days from the date of the Inquiry, Dr. G. J. Clarke shall give a written undertaking to the Board to be of good behaviour for a period of twenty-four (24) months from 14th August 1995 or such further period as the Board may order within that time. ("the period") and to comply during that period with the restrictions and conditions laid down by the Board relating to the practise of medicine.
 - (2) That Dr. Clarke must not within the period:
 - i) administer to any person any drug listed in the eighth schedule to the Poisons Act 1984 (Schedule 8 drugs) except in as specified hereafter;
 - ii) seek, request or obtain access to Schedule 8 drugs without the prior written consent of the Medical Board except where an independent registered medical practitioner determines to administer to Dr. Clarke a Schedule 8 drug in an emergency;
 - iii) Dr. Clark is prohibited from prescribing narcotics on an out-patient basis or in general practise, that is, writing prescriptions for such.
 - (3) That Dr. Clark is permitted to authorise the administration of intramuscular narcotics to patients in the emergency department at the Rockingham Kwinana District Hospital in the appropriate acute situation. The injections are to be given by nursing staff.
 - (4) In all other circumstances, Dr. Clarke is prohibited from the prescribing of narcotics.
 - (5) That the Board be notified in writing within seven (7) days by Dr. Clarke of any changes to the conditions of prescribing ordered by the Health Department of Western Australia.
 - (6) That if Dr. Clark practises medicine within the period then he must:
 - i) inform the Medical Board in writing from time to time of the name and addresses of his employer or employers or medical associates when in a group practice situation;
 - ii) advise his employer or employers or medical associates in writing of conditions (1), (2), (3), (4) and (5).
 - (7) Dr. Clarke must not within the period engage in the practise of medicine as a sole medical practitioner.
 - (8) Dr. Clarke shall reduce his exposure to general practise locum work and from 1st January 1996 for the balance of the period will not practise in this field of medicine.
 - (9) Dr. Clarke shall within the period:
 - (a) attend upon a registered medical practitioner approved in writing by the Board at six (6) monthly intervals for a report in writing as to his general physical wellbeing. Dr. Clarke shall provide written permission for the medical practitioner to provide a copy of the reports to the Board.
 - (b) attend on a medical officer nominated by the Board three (3) times per week to provide a urine sample under supervision. Dr. Clarke shall provide written permission for the medical officer to provide the reports referred to in (iv) hereof.

The medical officer shall be responsible for:

- i) organising said urine scans, utilising the procedures adopted by the WA Alcohol and Drug Authority;
 - ii) arranging for State Health Laboratories or some other nominated institution to conduct a full drug screen of the sample;
 - iii) receiving the result of the screening;
 - iv) providing a written report to the Board every three (3) months on the result of urine scans or immediately if there are positive results to the screening program.
- (c) attend upon a psychiatrist approved in writing by the Board for treatment and/or counselling at not less than three (3) monthly intervals. Dr. Clarke shall provide written permission for the psychiatrist to provide a report in writing to the Board at three (3) monthly intervals as to his progress.

- (10) Dr. Clarke must formally acknowledge in writing within seven (7) days of the 14th August 1995 that a breach of any one or more of the abovementioned conditions or any part thereof may result in further action being taken against him pursuant to Section 13 of the Medical Act 1894 as amended.

(C) Dr. G. J. Clarke was ordered to pay the costs of the Inquiry.

BY ORDER OF THE MEDICAL BOARD OF WESTERN AUSTRALIA.

K. I. BRADBURY, Registrar.

ZZ402

**ERENDALE PTY LTD ACN 008 691 905 (IN VOLUNTARY LIQUIDATION)
SPECIAL RESOLUTION TO WIND UP**

At an Extraordinary General Meeting of the abovenamed company duly convened and held at 22 Killian Road, Applecross WA, on the 11th day of August 1995, the following Resolution was passed as a Special Resolution:

"That the company be wound up voluntarily."

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

All creditors having claim against the company should furnish particulars of same by that date to The Liquidator, Post Office Box 52, West Perth WA 6872, otherwise I shall proceed to distribute the assets without regard to their claim.

Dated this 12th day of August 1995.

H. J. SPAHN, Liquidator.

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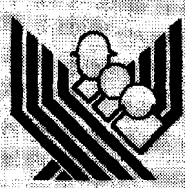
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